**MEETING AGENDA**

**November 20, 2018**

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**APPROVAL OF MINUTES**

**October 16, 2018 Regular Meeting**

**PRESENTATIONS**

**Union County Teacher of the Year 2018**

**Barbara Brady**

**2017 Tree City USA Award**

**PROCLAMATION**

**Ammon Labs**

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**ORDINANCE – TABLED FROM THE OCTOBER 16, 2018 MEETING**

* 1. Ordinance to adopt the redevelopment plan entitled “Route 1/9 Stiles Street – Block 469,

Lots 33.01, 34, 35.01 and 36.01,” pursuant to the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq. **Table to the December 18, 2018 Meeting**

62-71 An Ordinance to amend and supplement Chapter XXXI, Zoning, 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. (Banning the operation of retail marijuana stores or retail sales of marijuana, allowing medical marijuana growth and distribution). **Table to the December 18, 2018 meeting.**

**ORDINANCE - HEARING**

#62-78 An ordinance to amend and supplement Chapter VII, Traffic, of an ordinance entitled, “An Ordinance adopting the Revised General Ordinances of the City of Linden, 1999,” passed November 23, 1999 and approved November 24, 1999, and as amended and supplemented.

Section 1. That Chapter VII, Traffic, shall be and the same is hereby amended as follows:

7-33 HANDICAPPED PARKING REGULATIONS, 7-33.1A HANDICAPPED PARKING

ON-STREET

Name of Street No. Spaces

ADD:

2139 Dill Avenue 1

2515 Grier Avenue 1

#62-79 Bond ordinance authorizing Brook, Storm and Sanitary Sewer improvements and removal of underground storage tanks in and for the City of Linden, appropriating $330,000 therefore and authorizing the issuance $313,500 bonds or notes to finance part of the cost thereof.

#62-80 Bond ordinance authorizing various roadway improvements for the Engineering Department in and for the City of Linden, appropriating $2,766,500 therefore and authorizing the issuance of $1,122,425 bonds or notes to finance part of the cost thereof.

#62-81 Rental Registration

#62-82 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 Section 2-13.1 Creation of Department, Supervision, in its entirety

ADD New Section 2-13.1 Creation of Department, Supervision, as follows”

Chief 1

Deputy Fire Chiefs 5

Fire Captains 17

Fire Lieutenants 15

Firefighters 79

#62-83 An ordinance to amend an ordinance entitled, “An Ordinance Establishing a Schedule of Titles, Salary Ranges and Regulations for Maintaining the Classification and Salary Standardization Plan of all Employees of the City of Linden,” passed August 15, 1995 and approved August 16, 1995.

ADDING: Schedule 4-MM-8

**CONSENT AGENDA**

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

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

2019 Taxes $302,974.41

2018 Taxes $20,230,843.18

2017 Taxes $102.90

2017 Garbage Fee Balance $10.00

Municipal Lien Redemption $1,006.49

Duplicate Tax Sale Certificate $0.00

Tax Search $0.00

Lien Redemption Request Fee $0.00

Year End Penalty $0.00

Returned Check Fee Paid $20.00

Returned Sewer Clean out ($0.00)

Returned Sewer Interest ($0.00)

Returned Check 2018 ($2,154.46)

Returned Check Interest ($39.63)

Returned Online Payment 2018 Taxes ($2,956.93)

Returned Online Interest ($88.13)

Adv. Before Tax Sale $0.00

State Audit Payment $0.00

Premium $0.00

Sewer Clean out charge $1,200.00

DPW Reso payments $0.00

Interest $23,403.35

Total $20,554,321.18

**Veteran Deduction** Refund of Property Taxes, Block 100 Lot 8.01

Hilary Waye, 1027 Essex Avenue – 2 Family Home

2018 Refund Overpayment

This property owner was deemed a 100% Disabled Veteran by the V.A. as of 12/4/17, and is entitled to the refund of 55% of the taxes from the date of purchase as this is a 2 family home. This property will be tax exempt going further for the portion of the 2 family in which Mr. Waye resides per Michael Frangella. The property owner is entitled to a refund of $3,573.17.

**Refund 2018 Overpayment**

**$3,573.17**

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $3,573.17. payable to: Hilary Waye, 1027 Essex Avenue, Linden, NJ 07036, charging same to account #-8-01-55-288-999-904.

**Veteran Deduction** Refund of Property Taxes, Block 258 Lot 7

Andrew Kupka, 120 Morristown Road

This property owner has been deemed a 100% Disabled Veteran by the V.A. as of 4/14/15 and purchased this property on 6/18/04. Mr. Kupka is entitled to the 50 % for part of 2018 and 100% Disabled Veteran Status for part of 2018 per Michael Frangella. The following is the amount paid by the mortgage company and the property owner is entitled to a refund in the amount of $3,173.25.

Over Paid 2018 R**efund $3,173.25**

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $3,173.25 payable to: Andrew Kupka, 120 Morristown Road, Linden, NJ 07036, charging same to account #-8-01-55-288-999-904.

**Overpayment** Block 282 Lot 15, David & Patricia Juliano

306-308 Knopf Street, 2018 4th qtr. overpayment

The above referenced owner’s Mortgage Company and the Owner have paid the 2018 4th quarter property taxes creating this overpayment and the owner is entitled a refund in the amount of $2,401.32.

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $2,401.32 ;payable to: David & Patricia Juliano, 306-308 Knopf Street, Linden, NJ 07036, charging same to # 8-01-55-288-999-904.

**Overpayment** Block 524 Lot 22, Vincent H. Jackson

1805 Clinton Street, 2018 4th qtr. overpayment

The above referenced owner’s Mortgage Company have paid the 2018 4th quarter property taxes creating this overpayment and the owner is entitled a refund in the amount of $4,132.20.

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $4,132.20 :payable to: Vincent H. Jackson, 22 Ireland Brook Drive, North Brunswick, NJ 08902, charging same to # 8-01-55-288-999-904.

**Overpayment** Block 529 Lot 19, Maxine Marcano

1411 Clinton Street, 2018 3rd qtr. overpayment

The above referenced owner’s Mortgage Company and Closing attorney have paid the 2018 4th quarter property taxes creating this overpayment and the owner is entitled a refund in the amount of $3,220.35.

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $3,220.35.payable to: Maxine Marcano, 1411 Clinton Street, Linden, NJ 07036, charging same to # 8-01-55-288-999-904.

**Tax Court Judgment** Block 580 Lot 31.08, Ghanshyam Hospitality, LLC - 501-599 W. Edgar Road

2015 Tax Court Docket# 002406-2015, 2016 Tax Court Docket# 001778-2016

2017 Tax Court Docket# 001354-2017

The below referenced property owner is entitled to a refund due to a Tax Court of New Jersey judgment reducing the assessment by Tax Court for tax year 2015 by 568,600, 2016 by 568,600 & 2017 by 852,600.

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $130,246.03, payable to: Archer & Greiner, P.C. c/o Ghanshyam Hospitality, LLC , 101 Carnegie Center, Suite #-30, Princeton, NJ 08540, charging same to account #8-01-55-275-999-000 ($91,380.33) & #8-01-55-300-055-000 ($38,865.70).

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

lot.

**Block Lot Redemption Date CTF# Amount**

7 12 10/24/18 17-00006 $20,800.00

119 12 10/17/18 17-00096 $23,800.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $44,600.00 payable to: Phoenix Funding, Inc, 1148 Springfield Avenue, Mountainside, NJ 07092 charging same to account #-8-01-55-276-999-956.

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

**Block Lot Redemption Date Cert# Premium**

16 27 10/4/18 17-00016 $800.00

30 7 10/30/18 17-00026 $800.00

104 3 10/23/18 17-00080 $1,100.00

377 24 10/26/18 17-00258 $1,000.00

421 32 10/9/18 17-00277 $800.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $4,500.00 payable to: Fig as Custodian for Fig NJ18, LLC, Secured Party, P.O. Box 54472, New Orleans, LA 70154, charging same to account #8-01-55-276-999-956.

**Tax Sale** Requesting the refund of the premium paid at the 2018 tax sale on the following block & lot.

**Block Lot Redemption Date CTF# Amount**

21 3.01 10/26/18 17-00019 $31,200.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $31,200.00 payable to: Sunshine State Certificates VII, LLP, Bank United Trustee, 7900 Miami Lakes Drive West, Miami Lakes, FL 33016, charging same to account

#-8-01-55-276-999-956.

**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**

45 3 10/16/18 15-00025 $13,600.00

537 10 10/23/18 15-00309 $4,500.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $18,100.00 payable to: MTAG Cust Fig Cap Invest NJ, 13, P.O. Box 54472, New Orleans, LA 70154, charging same to account #8-01-55-276-999-956.

**Tax Sale** Requesting the refund of the premium paid at the 2018 tax sale on the following block & lot.

**Block Lot Redemption Date CTF# Amount**

51 2 10/19/18 17-00041 $13,200.00

51 30 11/1/18 17-00042 $1,000.00

148 9 11/1/18 17-00124 $1,000.00

174 3 10/9/18 17-00141 $1,100.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $16,300.00 payable to: US Bank Cust for PC7, LLC Firstrust Bank, 50 South 16th Street, Suite #2050, Philadelphia, PA 19102, charging same to account #-8-01-55-276-999-956.

**Tax Sale** Requesting the refund of the premium paid at the 2018 tax sale on the following block & lot.

**Block Lot Redemption Date CTF# Amount**

57 6 10/30/18 17-00045 $9,500.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $9,500.00 payable to: Christiana T C/F, CE/1 Firsttrust, P.O. Box 5021, Philadelphia, PA 19111-5021, charging same to account #-8-01-55-276-999-956.

**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**

122 7 10/12/18 16-00092 $16,200.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $16,200.00 payable to: TLOA of NJ, LLC, C/O TLOA Servicing’s, LLC, P.O. Box 54077, New Orleans, LA 70154-4077, charging same to account #-8-01-55-276-999-956.

**Tax Sale** Requesting the refund of the premium paid at the 2015 tax sale on the following blocks & lots.

**Block Lot Redemption Date CTF# Amount**

127 4 10/16/18 14-00098 $43,000.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $43,000.00 payable to Stonefield Investment Fund, IV LLC, 21Suite #-207, Monsey, NY 10952, charging same to account #8-01-55-276-999-956.

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

**Block Lot Redemption Date CTF# Amount**

193 9 11/2/18 16-00150 $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: FWDSL & Associates, LP, Attention: Jared Cucci, 17 W. Cliff Street, Somerville, NJ 08876 charging same to account #-8-01-55-276-999-956.

**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**

201 11 C0105 10/26/18 16-00161 $16,800.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $16,800.00 payable to: Ripple Creek Investors of New Jersey, LLC, P.O. Box 144, LaFox, IL 60167 charging same to account #-8-01-55-276-999-956.

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

lot.

**Block Lot Redemption Date CTF# Amount**

261 10 10/9/18 17-00203 $500.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $500.00 payable to: DSHC Enterprises, LLC, P.O. Box 524, Plainsboro, NJ 08536, charging same to account #-8-01-55-276-999-956.

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

& lots.

**Block Lot Redemption Date CTF# Amount**

363 13 10/23/18 17-00253 $23,900.00

537 22.01 10/30/18 17-00324 $5,600.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $29,500.00 payable to: Lillian Zhang, 11 Walnut Street, Livingston, NJ 07039, charging same to account #8-01-55-276-999-956.

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

**Block Lot Redemption Date CTF# Amount**

363 13 10/23/18 17-00253 $23,900.00

537 22.01 10/30/18 17-00324 $5,600.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $29,500.00 payable to: Lillian Zhang, 11 Walnut Street, Livingston, NJ 07039, charging same to account #8-01-55-276-999-956.

**Tax Sale** Requesting the refund of the premium paid at the 2017 & 2018 tax sale on the following block & lot.

**Block Lot Redemption Date CTF# Amount**

300 1 10/17/18 16-00212 $1,100.00

540 7 10/2/18 17-00328 $1,100.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of $2,200.00 payable to Trystone Capital Assets, LLC., 575 Route #-70, 2nd Floor, P.O. Box 1030, Brick, NJ 08723, charging same to account #-8-01-55-276-999-956.

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

1. Requesting approval of the following Bingo/Raffle Application which have been submitted to the Clerk’s Office:

**Application Organization Raffle** **Fee**

RA-1817 PTSA LHS 50/50 $20.00

RA-1818 Presbyterian Church 50/50(2) $40.00

RA-1819 PTA School #10 50/50 $20.00

RA-1820 PTA School #10 50/50(3) $60.00

RA-1821 PTA School #9 50/50(2) $40.00

RA-1822 PTA School #9 Tricky Tray $20.00

**(\*\*\*) BOARD OF HEALTH:**

1. Advising that the Board of Health issued sixty (60) Certificates of Occupancy during the month of October, 2018.

**(\*\*\*) MUNICIPAL TREASUER:**

1. Requesting approval of the following refunds:
2. Robert Gates is entitled to a refund in the amount of $50.00 for service that was provided on 6/6/2018. Therefore, it would be in order for the council to authorize the treasurer to issue a check payable to Robert Gates, 314A Street Middlesex, NJ 08846 charging same to 8-01-08-629-011.
3. Aetna is entitled to a refund in the amount of $191.12 for service that was provided on 11/19/2015. Therefore, it would be in order for the council to authorize the treasurer to issue a check payable to Aetna, PO Box 14079, Lexington, KY 40512-4079 charging same to 8-01-08-629-011.
4. CSDCMAC Refund, Alma Karamus is entitled to a refund in the amount of $50.00 for a Certificate of Smoke Detector and Carbon Monoxide Alarm Compliance that was already paid for by the previous bank owner. Therefore, it would be in order for the council to authorize the treasurer to issue a check payable to Alma Karamus, 867 N. Stiles Street, Linden, NJ 07036 charging same to 8-01-08-629-011.

**RESOLUTIONS**

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

* 1. Resolution establishing a meeting schedule for the 2019 Linden City Council.
  2. Resolution declaring certain items surplus and authorizing the Purchasing Agent to sell or dispose of them. (various motor vehicles and equipment)
  3. Resolution authorizing the use of State Contract 19-FLEET-0566, for the purchase of a Tennant Model ATLV4300 sidewalk litter vacuum from W.W. Grainger, Inc. in an amount not to exceed $47,056.00.
  4. Resolution requesting the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2018, in the amount of $5,500.00, which is now available as a revenue, Drive Sober or Get Pulled Over, grant.
  5. Resolution requesting the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2018, in the amount of $11,250.00, which is now available as a revenue, Greening of Union County Grant.
  6. Resolution to establish a dedication by Rider for Veteran’s Celebration Donations.
  7. Resolution authorizing the cancellation of various Capital Account appropriation balances.
  8. Resolution declaring certain items surplus and authorizing the Purchasing Agent to sell or dispose of them. (Computer equipment)
  9. Resolution requesting the Union County Community Development Revenue Sharng Committee to approve the proposals hereinafter listed and priorities for year 45 funding (2019-2020)

Project Priority

Street Improvements 1

Home Improvement Program 2

* 1. Resolution authorizing the cancelation of Tax Sale Certificate #13-00111 on Block 91 Lot 4 aka 1109 Union Street.
  2. Resolution approving transfer of 2018 appropriations in accordance with the provisions of Revised Statute 40A: 4-58.
  3. Resolution ratifying certain payments made by the Municipal Treasurer during the month of October 2018 which do not appear on the Claims list.
  4. Resolution authorizing the City of Linden Tax Collector to hold a tax sale on Block 54 Lot 1 (Morning Star S/C Urban Renewal) per N.J.S.A 54: 5-1
  5. Resolution designation a redeveloper and authorizing the execution of a redevelopment agreement relating to the property commonly known as Block 496, Lots 3 and 4 on the tax maps of the City. (Old Park Plastics site)
  6. Resolution requesting the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2018 in the sum of $13,955.66 which item is now available as a revenue from: Drunk Driving Enforcement Fund.
  7. Resolution to apply for and obtain grant funding, in the amount of $2,000,000.00.00 from the Rail Freight Assistance Grant Program to support the connecting of a terminal in Tremley Point to the National Rail Network. (Connecting the JMR Terminal in Tremley Point to the national rail network)
  8. Resolution honoring Barbara Brady being named 2018-2019 Union County Teacher of the Year.

**ORDINANCES FOR INTRODUCTION**

* 1. An ordinance to amend an ordinance entitled, “An Ordinance Establishing a Schedule of Titles, Salary Ranges and Regulations for Maintaining the Classification and Salary Standardization Plan of all Employees of the City of Linden,” passed August 15, 1995 and approved August 16, 1995.

ADDING: Schedule 4-MM-9 (Department Heads)

* 1. An ordinance creating Chapter 2-25 entitled “Department of Community Service” by the City Council of the City of Linden.

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

Section 1. Chapter 2-25 entitled, “Department of Community Services” shall be deleted in its entirety and replaced as follows:

2-25.1 Department Established; Director of Community Services: Divisions

1. There is hereby created a Department of Community Services. Said Department shall have the following Divisions”
   1. Division of Engineering
   2. Division of Public Works
   3. Division of Vehicle Maintenance
   4. Division of Transportation and Parking
   5. Division of Buildings and Grounds

2-27.1 Created

There is hereby created a Departments of Parks and Recreation which shall be responsible for the providing of leisure services, recreation programs for the various populations in the community, the planning, development and maintenance of all recreational facilities, and performing background checks on employees and all volunteers.