

COUNCIL MEETING AGENDA

December 15, 2020

.....
APPROVAL OF MINUTES

**The Minutes of the Regular Meeting
of November 10, 2020**

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ORDINANCE ON HEARING

64-56 ORDINANCE WAS REMOVED FROM CONSIDERATION PRIOR TO THE
COUNCIL MEETING

64-57 **AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER VII,
TRAFFIC, OF AN ORDINANCE ENTITLED, "AN ORDINANCE
ADOPTING AND ENACTING THE REVISED GENERAL ORDINANCES
OF THE CITY OF LINDEN, 1999," PASSED NOVEMBER 23, 1999 AND
APPROVED NOVEMBER 24, 1999, AND AS AMENDED AND SUPPLEMENTED**

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

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

7-33 HANDICAPPED PARKING REGULATIONS

7-33.1A Handicapped Parking On-Street

ADD:

<u>Name of Street</u>	<u>No. of Spaces</u>
556 East Elm Street	1
42 West 12 th Street	1

DELETE:

25 Cedar Avenue	1
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64-58 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 4-00-8

CONSENT AGENDA

(*) Tax Collector:**

(1) The amount of money collected during the month of November 2020 and turned over to the
treasurer's office is as follows:

2021 Taxes	\$126,004.95
2020 Taxes	\$28,047,081.76
2019 Taxes	\$2.63
Municipal Lien Redemption	\$0.00
Duplicate Tax Sale Certificate	\$0.00
Tax Search	\$0.00
Lien Redemption Request Fee	\$0.00
Year End Penalty	\$0.00
Returned Check Fee Paid	\$120.00
Returned Sewer Clean out	(\$0.00)
Returned Sewer Interest	(\$0.00)

Returned Check 2020	(\$23,834.11)
Returned Check 2021	(\$4,500.69)
Returned Check Interest	(\$100.50)
Returned Online 2020 Taxes	(\$24,602.64)
Returned Online 2021 Taxes	(\$3,640.08)
Returned Online Interest	(\$107.46)
Adv. Before Tax Sale	\$0.00
Premium	\$0.00
Sewer Clean out charge	\$600.00
DPW Reso payments	\$0.00
Interest	\$27,185.77
Total	\$28,144,209.63

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
35	6	11/2/2020	17-00031	\$17,600.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of \$17,600.00 payable to: Actlien Holding, US Bank Cust, Actlien Holding, 50 South 16th Street, Suite 2050, Philadelphia, PA 19102, charging same to account #-0-01-55-276-999-956.

Tax Sale requesting the refund of the premium paid at the 2020 tax sale on the following block & lot.

Block	Lot	Redemption Date	CTF#	Amount
66	7	11/2/2020	19-00026	\$62,400.00
114	15	11/2/2020	19-00049	\$49,500.00
538	23	12/1/2020	19-00171	\$14,000.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of \$125,900.00 payable to: Christiana T C/F, CE/1 Firsttrust, P.O. Box 5021, Philadelphia, PA 19111-5021, charging same to account #-0-01-55-276-999-956.

Tax Sale requesting the refund of the premium paid at the 2020 tax sale on the following block & lot.

Block	Lot	Redemption Date	CTF#	Amount
87	12	11/10/2020	19-00034	\$800.00
169	12	11/10/2020	19-00078	\$800.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of \$1,600.00 payable to: US Bank Cust ProCap8 PROCAP MTGII, 50 South 16th Street, Suite #2050, Philadelphia, PA 19102, charging same to account #-0-01-55-276-999-956.

Tax Sale requesting the refund of the premium paid at the 2020 tax sale on the following blocks & lots.

Block	Lot	Redemption Date	CTF#	Amount
111	1	11/24/2020	19-00045	\$16,800.00
385	23	11/10/2020	19-00133	\$26,100.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of \$ 42,900.00 payable to: Greymorr, LLC, BMO 85, P.O. Box 1414, Minneapolis, MN 55480, charging same to account # 0-01-55-276-999-956.

Tax Sale requesting the refund of the premium paid at the 2020 tax sale on the following block & lot.

Block	Lot	Redemption Date	CTF#	Amount
128	13	11/2/2020	19-00055	\$42,400.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of \$42,400.00 payable to: Sunshine State Certificates IV, LLLP, Bank United Trustee, 7900 Miami Lakes Drive West, Miami Lakes, FL 33016, charging same to account #-0-01-55-276-999-956.

Tax Sale requesting the refund of the premium paid at the 2018 & 2019 tax sale on the following block & lot.

Block	Lot	Redemption Date	CTF#	Amount
166	12	11/2/2020	17-00133	\$20,200.00
536	3	11/25/2020	18-00227	\$1,100.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of \$21,300.00 payable to: US Bank Cust for PC7, LLC Firstrust Bank, 50 South 16th Street, Suite #2050, Philadelphia, PA 19102, charging same to account #-0-01-55-276-999-956.

Tax Sale requesting the refund of the premium paid at the 2020 tax sale on the following blocks & lots.

Block	Lot	Redemption Date	Cert#	Premium
222	11	11/24/2020	19-00105	\$1,400.00
482	5	11/13/2020	19-00160	\$1,600.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of \$ 3,000.00 payable to: Fig as Cust. for Fig NJ19, LLC, P.O. Box 54226, New Orleans, LA 70154, charging same to account #-0-01-55-276-999-956.

Tax Sale requesting the refund of the premium paid at the 2020 tax sale on the following block & lot.

Block	Lot	Redemption Date	CTF#	Amount
367	57	11/2/2020	19-00129	\$1,200.00
566	12	11/24/2020	19-00188	\$1,500.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of \$2,700.00 payable to Trystone Capital Assets, LLC., 575 Route #-70, 2nd Floor, P.O. Box 1030, Brick, NJ 08723, charging same to account #-0-01-55-276-999-956.

Tax Sale requesting the refund of the premium paid at the 2019 tax sale on the following block & lot.

Block	Lot	Redemption Date	CTF#	Amount
392	6	12/2/2020	18-00173	\$28,500.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of \$ 28,500.00 payable to FNA DZ, LLC FBO WSFS, 120 N. La Salle Street, Suite #-1220, Chicago, IL 60602 charging same to account #-0-01-55-276-999-956.

Tax Sale requesting the refund of the premium paid at the 2020 tax sale on the following blocks & lots.

Block	Lot	Redemption Date	Cert#	Premium
555	16	11/24/2020	19-00183	\$11,800.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of \$ 11,800.00 payable to: Fedigan, LLC, 474 Mary Allen Way, Mountainside, NJ 07092, charging same to account #-0-01-55-276-999-956.

Refund : Block 21 Lot 2 Hector Gladinier & Annette Torres 1836 Ingalls Avenue

The above referenced owner's mortgage company paid the 2019 4th quarter property taxes and the Title Company have paid creating this overpayment in the amount \$ 2,892.49 and the owner is entitled a refund.

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of \$ 2,892.49 payable to: Hector Gladinier & Annette Torres, 1836 Ingalls Avenue, Linden, NJ 07036 charging same to # 0-01-55-288-999-904.

Refund Block 27 Lot 12 Jose E. & Ana C. Lazo 517 Alexander Avenue

The above referenced owner's mortgage company paid the 2019 4th quarter property taxes and the Title Company have paid creating this overpayment in the amount \$ 1,855.40 and the owner is entitled a refund.

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of \$ 1,855.40 payable to: Jose E. & Ana C. Lazo, 517 Alexander Avenue, Linden, NJ 07036 charging same to # 0-01-55-288-999-904.

Refund Re: Block 86 Lot 9.02 Franthony Mendoza Franco 1129 E. Henry Street

The above referenced owner's mortgage company paid the 2020 4th quarter property taxes and the Title Company have paid creating this overpayment in the amount \$ 3,735.32 and the owner is entitled a refund.

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of \$ 3,735.32 payable to: Franthony Mendoza Franco, 1129 E. Henry Street, Linden, NJ 07036 charging same to # 0-01-55-288-999-904.

Refund Re: Refund of Property Taxes Block 173 Lot 31 Theodore Rodgers 542 E. Blancke Street

This property owner has been deemed a 100% Disabled Veteran by the V.A. as of 9/21/2020. Mr. Rodgers is entitled to the 100% Disabled Veteran Status for the remainder of the tax year 2020 on half of his 2-family home per Michael Frangella. The following is the amount that the mortgage company overpaid after the reduction of the 2020 4th quarter property taxes.

2020 Half of 4th quarter property taxes
Refund \$1,276.43

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of \$1,276.43 payable to: Theodore Rodgers, 542 E. Blancke Street, Linden, NJ 07036, charging same to account #-0 -01-55-288-999-904.

Refund Re: Block 180 Lot 31 Francisco Figueroa 724 Walnut Street

The above referenced owner's mortgage company paid the 2020 4th quarter property taxes and the owners have paid creating this overpayment in the amount \$ 2,061.85 and the owner is entitled a refund.

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of \$ 2,061.85 payable to: Francisco Figueroa, 724 Walnut Street, Linden, NJ 07036 charging same to # 0-01-55-288-999-904.

Refund Re: Block 201 Lot 11 C0211 Old Owner: Estate of Michel Witherspoon New Owner: Chernyakhovsky/Verashchaka 102 E. Elizabeth Avenue, Unit#-211

The above referenced owner's Mortgage Company and the Title Agency have paid the 2020 4th quarter property taxes creating this overpayment and the Title Agency is entitled a refund in the amount of \$ 2,061.85.

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of \$2,061.85; payable to: Absolute Title Agency of NJ, LLC, 50 A US highway 9 North, Suite #205, Morganville, NJ 07751 charging same to # 0-01-55-288-999-904.

Refund Re: Block 444 Lot 1 Jorge Alvarez & Stephanie Valente 403 Clinton Street

The above referenced owner's mortgage company paid the 2020 3rd quarter property taxes and the Title Company have paid creating this overpayment in the amount \$ 3,199.20 and the owner is entitled a refund.

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of \$ 3,199.20 payable to: Jorge Alvarez & Stephanie Valente, 403 Clinton Street, Linden, NJ 07036 charging same to # 0-01-55-288-999-904.

Refund Re: Block 415 Lot 6 Old Owner: Estate of Thomas J. Stephan Jr. New Owner: CHMIELUSA INC 1029 Forest Drive

The above referenced owner's Mortgage Company and the Title Agency have paid the 2020 4th quarter property taxes creating this overpayment and the Title Agency is entitled a refund in the amount of \$ 4,315.20.

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of \$4,315.20; payable to: Polonia Title Agency, LLC 45 Blue Hill Road, Clifton NJ 07013 charging same to # 0-01-55-288-999-904.

Refund: Cancellation/Refund of Property Taxes Block 565 Lot 13 1404 Harding Avenue

This property owner has been deemed a 100% Disabled Veteran by the V.A. as of 9/20/2018 and purchased said property on September 21, 2020. Mr. Steinheim is entitled to the 100% Disabled Veteran Status for the remainder of the tax year 2020 on his home per Michael Frangella. The following is the amount that the property owner has overpaid after the of the 2020 quarter property taxes.

Overpaid		Cancel	
2020-3 rd	\$8.23	2020-3 rd	\$8.23
2020-4 th	\$1,861.21	2020-4 th	\$1,861.21
Total Refund	\$1,869.44	Cancel Total	\$1,869.44

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of \$1,869.44 payable to: Edwin Steinheim, 1404 Harding Avenue, Linden, NJ 07036, charging same to account #-0 -01-55-288-999-904.

Tax Court Re: Block 580 Lot 13 Linden Plaza, LLC C/O Wharton 1601 E. Edgar Road Tax Court #-004096-2018 Tax Court #-002403-2019

The above referenced former property owners are entitled to a refund due to a Tax Court Judgment reducing the assessment by 4,651,000 for 2018 and 5,151,000 for 2019 creating a total overpayment of \$675,166.76 Through agreement of the attorney and Mike Frangella, Tax Assessor \$675,166.76 is to be refunded.

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of \$675,166.76 payable to: Zipp & Tannenbaum, LLC, Attorney Trust Account, 280 Raritan Center Parkway, Edison, NJ 08837, charging same to account #-0-01-46-872-373-243.

(*) Municipal Treasurer
(2) Refunds**

Re Refund of Stolen Monies

Judith Mejias-Collado is entitled to a refund of \$180.00 for monies stolen from her and recovered off of the suspect.

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of \$180.00 payable to: Judith Mejias-Collado, 310 4th Ave., Linden, NJ 07036, charging same to 0-01-09-699-009.

Re: Permit Refund

Diversified Residential Properties LLC is entitled to a refund of \$50.00 for a Certificate of Smoke Detector and Carbon Monoxide Alarm Compliance.

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of \$50.00 payable to Diversified Residential Properties LLC, 1553 Essex St., Rahway, NJ 07065, charging same to account 0-01-09-699-069.

Re: Service date of 3/20/2020

Magnacare is entitled to a refund in the amount of \$54.04 for service that was provided on 3/20/2020.

Therefore, it would be in order for the council to authorize the treasurer to issue a check payable to: Magnacare, 1600 Stewart Ave., Suite 700, Westbury, NY 11590 charging same to 0-01-08-629-011.

(*) Personnel**

(3) Pleas be advised that the following City of Linden employees have filed for retirement:

<u>Department</u>	<u>Employee</u>	<u>Title</u>	<u>Date</u>
Construction Code	Albert Cetroni	Housing Inspector p/t	November 1, 2020
Police Dept.	Anthony Lordi III	Police Sergeant	December 1, 2020
Fire Dept.	Lawrence Kolesa	Deputy Fire Chief	January 1, 2021
Fire Dept	Albert Martin	Fire Lieutenant	January 1, 2021
Public Works	Francis Fekete	Sewer Maintenance Worker	January 1, 2021

REPORTS AND COMMENTS BY MEMBERS OF THE GOVERNING BODY

MAYOR'S REPORT

RESOLUTIONS

- 2020-340 Resolution for the purchase of one Model 2513 XC 25 yard rear loader purchased through a national co-op, Sourcewell (Formerly National Joint Powers Alliance) awarded to McNeilus Trucks and Manufacturing, Inc. in an amount not to exceed \$270,687.00
- 2020-341 Resolution of award for the purchase of drone camera systems, with accessories, from Terrestrial Imaging under Bergen county Co-op Bid #18-68 in an amount not to exceed \$37,905.08.
- 2020-342 Resolution pursuant to a Fair and Open Process qualifying certain professionals for certain positions for the calendar year 2021.

- 2020-343 Resolution for the purchase of Wistar Tracking Software System for solid waste carts from Schafer Systems International, Inc. in the amount not to exceed \$49,775.00
- 2020-344 Resolution approving a contract with CME Associates for environmental services for the sampling of the polyurethane flooring at the Linden Multi-Purpose Center gymnasium at a fee not to exceed \$2,250.00.
- 2020-345 Resolution authorizing the cancelation of Tax Sale Certificate #15-00329 premium monies, in the amount of \$3,600.00 on block 555 lot 16 (1512 Winans Ave).
- 2020-346 Resolution requesting the Director of Local Government Services approve the insertion of an item of revenue in the budget of the year 2020 in the sum of \$10,000.00, Greening of Union County Grant.
- 2020-347 Resolution approving the submission of a 2021 grant application and executing a grant agreement with the N.J. Department of Transportation for the Lower Road (Section 2) project.
- 2020-348 Resolution ratifying certain payments made by the Municipal Treasurer during the month of November 2020 which do not appear on the Claims list.
- 2020-349 Resolution authorizing the Planning Board to investigate whether the property commonly known on the City's Tax Maps as Block 159, Lots 7, 8, 9, 10, 11 and 12 (A/K/A 611 Ziegler Avenue, 300 Roselle Street, 310 Roselle Street, 318 Roselle Street, 322 Roselle Street and 610 Hussa Street) should be designated as an area in need of redevelopment pursuant to the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1, et seq.
- 2020-350 Resolution rescinding an award of contract to Wetlands, Inc. for tree planting for the fall 2020/2pring 2021 in various locations in the City of Linden.
- 2020-351 Resolution accepting the resignation of Brian Fritzsche as a member of the Zoning Board of Adjustment effective November 30, 2020.
- 2020-352 Resolution accepting the resignation of Joao Goncalves as a member of the Linden Economic Development Corporation effective November 25, 2020.
- 2020-353 Resolution rescinding Resolution 2020-91 appointing Alfredo Gonzalez as Alternate #2 to the Zoning Board of Adjustment.
- 2020-354 Resolution awarding a contract to Brinkerhoff Environmental Services, Inc., in an amount not to exceed \$4,575.00 for a preliminary assessment and investigation at the former United Paint & Varnish site, funded through the Hazardous Discharge Site Remediation Fund (HDSRF) Municipal Grant Program through the New Jersey Department of Environmental Protection and the New Jersey Economic Development Authority.
- 2020-355 Resolution authorizing the execution of a safety in-house repair center agreement with Scott Technologies, Inc. to allow the Linden Fire Department to perform service and maintenance work on 3M Scott Manufactured Equipment.
- 2020-356 Resolution accepting a grant from the Hazardous Discharge Site Remediation Fund Public Entity Program through the New Jersey Economic Development Authority and the New Jersey Department of Environmental Protection.
- 2020-357 Resolution awarding a contract to Brinkerhoff Environmental Services, Inc., in the amount of \$47,026.00, for a preliminary assessment and investigation at the former Apex Plating site, funded through the Hazardous Discharge Site Remediation Fund (HDSRF) Municipal Grant Program through the New Jersey Department of Environmental Protection and the New Jersey Economic Development Authority.
- 2020-358 Resolution accepting a grant from the Hazardous Discharge Site Remediation Fund Public Entity Program through the New Jersey Economic Development Authority and the New Jersey Department of Environmental Protection.
- 2020-359 Resolution to transfer 2020 appropriations.
- 2020-360 Resolution requesting the Union County Community Development Revenue Sharing Committee to approve the proposals hereinafter listed and priorities for year 47 funding (2021-2022) Priority 1 – Street Improvements; Priority 2 – Home Improvement Program.
- 2020-361 Resolution recognizing Jan Sudnik as 2020 Good Neighbor in the Fifth Ward, City of Linden.

2020-362 Resolution to Amend the 2020 Capital Budget, as follows:

<u>Project</u>	<u>Cost</u>	<u>Approp.</u>	<u>Imp. Fund</u>	<u>In Aid</u>
PD Camera System 4 th ward park	\$288,200	\$262,000.00	\$26,200	

2020-363 Resolution for the purchase of solid waste carts, from Sanitation Equipment Corp, in an amount not to exceed \$22,471.00, by quotations for the Division of Public Works.

2020-364 Resolution authorizing the City of Linden, through the Linden Police Department, to participate in the Defense Logistics Agency, Law Enforcement support office, 1033 program, to enable the Police Department to request and acquire excess Department of Defense Equipment.

2020-365 Resolution accepting the resignation of Frank Della Femina as a member of the Linden Planning Board, effective December 9, 2020.

ORDINANCES FOR INTRODUCTION

64-59 An ordinance approving the application for a long-term tax exemption and authorizing the Execution of a financial agreement with the Apartments at Linden Station Urban Renewal, LLC

64-60 Bond Ordinance providing an appropriation of \$288,200 for the Acquisition and installation of a video surveillance system for the Fourth Ward Park and authorizing the issuance of \$273m790 bonds or notes of the City for financing part of the appropriation.

64-61 An ordinance to amend and supplement Chapter VII, Traffic, of an ordinance entitled, "An ordinance adopting and enacting the revised General Ordinance of the City of Linden, 1999," passed November 23, 1999 and approved November 24, 1999, and as amended and supplements.

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

Section 1. That Chapter VII, Traffic, Section 7-14, Parking Prohibited During Certain Hours on Certain Streets, shall be and the same is hereby amended to add the following:

Name of Street	Side	Hours and Days	Location
Gesner Street	South	Mon.- Fri. &:00 a.m. To 10:00 a.m.	Between Wood Avenue to Ainsworth Street

PUBLIC COMMENTS

NO PERSONAL, POLITICAL OR DEROGATORY COMMENTS: (not to exceed 3 minutes). We ask, that due to the current health crisis that questions and/or statements be limited to items on the agenda, only. Thank you for your cooperation. Please raise the hand on the Ring Central site and wait to be recognized.

COMMENTS FROM MEMBERS OF THE GOVERNING BODY

ADJOURN

FENVAL