

**Minutes of the Regular  
Meeting of the 2020 Council of the  
City of Linden, held Tuesday,  
November 10, 2020**

The regular meeting of the 2020 Council of the City of Linden, was held in the Council Chambers in the City Hall on Tuesday, November 10, 2020 at 7:15 pm., prevailing time.

The meeting was called to order by President of Council Michele Yamakaitis and she 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 meeting was conducted in an electronic format using Ring Central Meetings, due to the Covid 19 pandemic)

The Clerk rendered the opening prayer, after which the members of the Governing Body and the persons in attendance saluted the flag.

President of Council Michele Yamakaitis announced that members of the public who may be attending are on mute until the public comment portion of the meeting. If you wish to be recognized please use the raised hand icon, in the program, to identify yourself. You will then give your name and address, as at any Council meeting. Failure to do so, will result in you being muted, and not recognized further. If you are registered more than once you will only be recognized to speak one time, under your first registration, as with any council meeting. When public comment is opened, the ability to register will be closed.

Council President Michele Yamakaitis asked all to place their phones on mute, to eliminate background noise and to not use phones, on speaker, as it causes feedback issues.

A roll call showed the following members were present:

**ROLL CALL**

Councilwoman	Lisa Ormon
Councilman	Barry Javick
Councilman	Alfred Mohammed (7:22 pm)
Councilwoman	Rhashonna Cosby (7:20 pm)
Councilman	John F. Roman
Councilman	Ralph Strano
Councilman	Garnett Blaine
Councilman	Armando Medina
Councilwoman	Gretchen Hickey
Council President	Michele Yamakaitis
Mayor	Derek Armstead

President Yamakaitis noted that Councilwoman Caldwell was excused. It should be noted, at the time of the roll call, Mr. Mohammed and Ms. Cosby, were having difficulty in connecting to the meeting, and would connect during Ordinance on hearing.

**Approval of Minutes**

Mrs. Hickey moved for approval of the minutes of the Regular meeting of October 20,2020. The motion was seconded by Mrs. Hickey, and was unanimously ordered approved.

**ORDINANCE ON HEARING**

President of Council Michele Yamakaitis announced that this is the date designated for the hearing and further consideration respecting an ordinance entitled:

64-52            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-OO-7

(Ms. Cosby arrived)

President of Council Michele Yamakaitis 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 Michele Yamakaitis inquired if there were any written objections.

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

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 ordered approved, with all voting in favor except Ms. Cosby who voted no.

President of Council Michele Yamakaitis announced that this is the date designated for the hearing and further consideration respecting an ordinance entitled:

64-53 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 REGULATES  
7-33.1A Handicapped Parking On-Street  

<u>Name of Street</u>	<u>No. of Spaces</u>
ADD:	
515 Cranford Ave	1
1018A University Terr	1
16A University Circle	1

(Mr. Mohammed arrived)

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

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

President of Council Michele Yamakaitis announced that this is the date designated for the hearing and further consideration respecting an ordinance entitled:

64-54 Bond Ordinance providing an appropriation of \$55,000 for the acquisition of Wistar Waste Management software/hardware for the Division of Public Works and authorizing the issuance of \$52,250 bonds or notes of the City for financing part of the appropriation.

President of Council Michele Yamakaitis 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 Michele Yamakaitis inquired if there were any written objections.

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

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 Mr. Medina and on a roll, call vote the foregoing ordinance was unanimously ordered.

President of Council Michele Yamakaitis announced that this is the date designated for the hearing and further consideration respecting an ordinance entitled:

64-55 An Ordinance Chapter VII, Section 20 entitled One-Way Streets  
BE IT ORDAINED BY THE COUNCIL OF THE CITY OF LINDEN:  
7-20 ONE-WAY STREETS  

<u>Name of Street</u>	<u>Direction</u>	<u>Parking Permitted</u>
ADD:		
W. 15 <sup>th</sup> St.	East	From S. Stiles St. to S. Wood Ave.
Alexander Ave.	North	From Dill Ave. to E. St. George Ave.

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

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

**CONSENT AGENDA**

**(\*\*\*) Tax Collector:**

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

2021 Taxes	\$491,911.01
2020 Taxes	\$17,430,583.06
2019 Taxes	\$329,782.17
2018 Taxes	\$.50
Municipal Lien Redemption	\$28,600.34
Duplicate Tax Sale Certificate	\$0.00
Tax Search	\$20.00
Lien Redemption Request Fee	\$0.00
Year End Penalty	\$5,887.45
Returned Check Fee Paid	\$20.00
Returned Sewer Clean out	(\$0.00)
Returned Sewer Interest	(\$0.00)
Returned Check 2020	(\$5,292.84)
Returned Check 2021	(\$15.28)
Returned Check Interest	(\$10.98)
Returned Online 2020 Taxes	(\$3,312.47)
Returned Online 2019 Taxes	(\$0.00)
Returned Online Interest	(\$0.00)
Adv. Before Tax Sale	\$23,035.72
Premium	\$1,521,200.00
Sewer Clean out charge	\$200.00
DPW Reso payments	\$1,775.00
Interest	\$ 100,171.61
Total	\$19,924,555.29

**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
474	7.01	10/14/2020	16-00302	\$11,000.00
474	7.02	10/14/2020	16-00303	\$9,600.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of \$20,600.00 payable to: MTAG Cust for Empire VIII NJ Portfolio, P.O. Box 2208, Hicksville, NY 11802, charging same to account #0-01-55-276-999-956.

**Refund** Block 334 Lot 8.01 148 E. 11<sup>th</sup> Street  
CB appeals,

The above referenced former property owners are entitled to a refund due to a County Board Judgment reducing the assessment by 39,800 for 2020 creating a total overpayment of \$1,654.32.

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of \$1,654.32 payable to: Douglas Standriff Attorney Trust Account, 25 E. Spring Valley Avenue, Suite #330, Maywood, NJ 07607 charging same to account #-0-01-46-872-373-243.

**Refund** Block 580 Lot 13 Linden Plaza, LLC C/O Wharton 1601 E. Edgar Road  
CB Appeals

The above referenced former property owners are entitled to a refund due to a County Board Judgment reducing the assessment by 6,151,000 for 2020 creating a total overpayment of \$208,938.37. Through agreement of the attorney and Mike Frangella, Tax Assessor, half of the credit is to be transferred to 2021 1<sup>st</sup> and \$104,469.19 to be refunded.

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of \$104,469.19 payable to: Linden Plaza, LLC, C/O 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)** Re: Parking Permit Refund

Requesting approval for the following refund

Jan Vira is entitled to a refund of \$270.00 for a 4<sup>th</sup> quarter railroad parking permit.

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of \$270.00 payable to: Jan Vira, 138 Demorest Avenue, Avenel, NJ 07001; charging same to 0-01-08-609-013.

**(\*\*\*) Personnel**

**(3)** Advising that the following City employees have filed for retirement:

<u>DEPARTMENT</u>	<u>EMPLOYEES</u>	<u>TITLE</u>	<u>DATE</u>
Public Property	Carolyn Frees	Principal Account Clerk	12/1/2020
Fire Dept.	George Kuhn	Deputy Fire Chief	12/1/2020
Police Dept.	Kenneth Mikolajczyk	Police Sergeant	12/1/2020
Police Dept	Kevin Mikolajczyk	Police Officer	12/1/2020

Mrs. Ormon moved for approval of Consent items #1 through #3. The motion was seconded by Mr. Blaine. Mr. Roman spoke about the retirement of the Mikolajczyk's, from the Police Department, and the commitment of their family to the City of Linden. He also spoke on the retirement of Carolyn Frees. Upon a roll call vote the Consent items were unanimously ordered approved

**REPORTS AND COMMENTS BY MEMBERS OF THE GOVERNING BODY**

President Yamakaitis noted that Ms. Cosby had requested to go first, as she was having internet difficulties.

**Fifth Ward**

Ms. Cosby gave the following report:

Good Evening,

I will make a quick ward update #1 my internet is unstable, Comcast sucks.  
The 5th ward community meeting will be on December 17th at 6:30 pm online. If you want the link email [rcosby@linden-nj.org](mailto:rcosby@linden-nj.org) or call 908-718-7933.  
Ordinance 64-55 will make Alexander Ave a one-way from Dill to St. Georges in about two weeks the signs will be installed. Please be guided accordingly.

I will be dropping off leaf bags this weekend. If you need any, please give me a call.

School four clothing drive is this Saturday from 9 am to 12pm in the front parking lot.

Congratulations New Jersey, you voted to allow for recreational marijuana uses. I would like to inform the masses what this means. Just because the question was approved, this does not mean it is legal. I would like to let everyone know that Senator Rice from District 28 in Newark has been working for years on social justice and criminal justice reforms. He has a bill S2535 that he is trying to get passed. Senator Scutari will be at the community meeting to discuss this and other matters. I will some of the proposed bill. ( Read a few key points ) If anyone would like a copy of the bill I am happy to send it to you so that you can read it in its entirety.

The board of health still has flu shots for anyone who needs one. Contact them and they will come to your car.

I wish the city a healthy Thanksgiving holiday.

That concludes my report.

**First Ward**

Mrs. Ormon gave the report of the Transportation Committee. A total of \$28,559.02 was collected during the month of October, from all sources.

Mrs. Ormon gave the following report of the Budget Review and Finance Committee:

Approval is requested for the following finance actions:

1. The payment of bills totaling \$2,013,159.53. Bills have been signed by the Mayor, Council President and Finance Chairwoman and a detailed check register and vouchers are on file in the Clerk's Office.
2. We are in receipt of the investments made by the City Treasurer for the month of October at the rate of 0.20%.

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

Mrs. Ormon gave a special thank you to all who had voted in the general election from the First Ward. She noted that she is waiting to receive the official results. She then pointed out that the water company is still working on main replacements, stating that it is short term inconvenience, with long term benefits. Mrs.

Ormon announced that she had leaf bags available, for First Ward residents, and how to obtain them. She discussed the placement of bagged and lose leaves at the curb. Next, she spoke about the First Ward craft fair that was held last year, and that, due to Covid, it was not possible to hold it this year. However, in its place, she would be doing a craft grab & go. She explained how to register and how the crafts would be displayed.

Mrs. Ormon spoke about the Police Department's virtual watch, what it entailed and urged First Ward residents, who have cameras, to join. She announced that on Election Day, the Fire Department had delivered a baby. She talked about parents bringing the baby, back, to meet the members of the department that helped deliver her. She provided her contact information.

### **Second Ward**

Mr. Javick moved to approve a street light at Stone Place, on pole #64484. The motion was seconded by Mr. Blain and was unanimously ordered approved by a roll call vote.

Mr. Javick moved to accept the donation of \$100.00 from Mr. Frank Stiles, 121 Springfield Ave, Berkeley Heights, NJ. The motion was seconded by Mrs. Ormon. Mr. Javick noted that Mr. Stiles suggested that it be used to buy pizza for the firefighters. The motion was unanimously ordered approved by a roll call vote.

Mr. Javick gave the report of the Fire Committee. The Fire Prevention Bureau collected a total of \$8,548.16 for the month of October. The Ambulance reimbursement program, in October, collected \$61,489.37, brining the year to date total to \$603,714.00.

Mr. Javick congratulated all those that participated in the Democratic process by voting on Election Day. He noted that the decorating of Wood Avenue, for the holidays had begun. He discussed the repaving paving of Second Ward streets, by the utility companies, due to the damage they had done in their various construction programs. He announced that he has leaf bags, for Second Ward residents, and to call him, if you needed them.

Mr. Javick spoke about the flu shot program and the Board of Health still had shots available. He provided his contact information.

### **Fourth Ward**

Mr. Mohammed spoke about the utility upgrade work being done in the Fourth Ward. Next, he discussed how he was working with the clergy to help deal with some of the unpleasant issues that had recently happened in the Ward. He wished all a happy Thanksgiving. Mr. Mohammed spoke about the recent election, thanked all for voting and additionally thanked the residents for their overwhelming support of his re-election. He pointed out this is what makes America great.

Mr. Mohammed then discussed the recent referendum for the legalization of Marijuana, and noted that he was opposed the legalization. He agreed with Ms. Cosby regarding the need for decriminalization of marijuana.

### **Sixth Ward**

Mr. Roman wished all a happy Thanksgiving. He thanked Sixth Ward residents for re-electing him and offered his congratulations to the other members of Council who were re-elected. Next, he talked about his efforts to work with Conrail to some quality of life issues in the Sixth Ward. He then spoke about the sidewalk replacement/repair program. Mr. Roman spoke about the number of dead trees that had been removed, in the ward, that there are more that needed to be removed, and that it is now time to replace those trees. He asked Sixth Ward residents, wanting a tree, to call him, so he could get them placed on the planting list.

Mr. Roman then announced that St. George Pharmacy would be conducting its annual Thanksgiving give-a-away, for those in need, and how to participate. He provided information on the widening of Routes 1&9 and Stiles Street, and discussed the other road projects that were taking place to assist with the traffic flow for the new Walmart Plaza.

Mr. Roman then spoke about the Associated Humane Society, the allegations that they had mistreated a dog, and noted that they need to do the job right, otherwise the City of Linden should give the contract, for animal control services to another entity. He then talked about his exposure, at City Hall, to Covid 19, pointing out that he was sick for three weeks, and how rough it was. He stated that it took a toll on him. He spoke about the need to practice Social distancing and the health rules to keep all safe. He urged all to wear mask.

### **Seventh Ward**

Mr. Strano gave the following report of the Personnel Committee:

**PERSONNEL REPORT**  
Councilman Strano, Chairman  
Councilwoman Ormon, Member

Councilman Javick, Member  
November 10, 2020

1. Police:
  - a. The Promotion of the Detective Timothy Hubert to Police Sergeant at the annual salary of \$108,000 effective December 1, 2020.
  - b. The appointment of Kevin Shackleton as a SLEO III at \$30/hr effective 12/1/2020 pending the successful completion of the pre-employment requirements.
  - c. The appointment of Beverly Stokes as Clerk 1 at the annual salary of \$34548 effective November 16, 2020, pending the successful completion of all pre-employment requirements.
  - d. Permission to begin background checks for 3 Police Officer Recruits from the attached list.
  - e. Permission to repost for 1 full-time Clerk 1 both internally and externally.
2. Fire:
  - a. The promotion of Bryan Kostrey to the rank of Deputy Fire Chief at the annual salary of \$150,960 effective December 1, 2020.
  - b. The promotion of Joseph Stanley to the rank Fire Captain at the annual salary of \$124,000 effective December 1, 2020.
  - c. The promotions of Scott Solski to the rank of Fire Lieutenant at the annual salary of \$108,000 effective December 1, 2020.
3. Municipal Court:
  - a. Permission to post for 1 full time Clerk 1 both internally and externally.
  - b. Permission to repost for 3 part-time Clerk 1 both internally and externally.
  - c. Approval of \$5,000 adjustment to Lindsey Parker effective November 11, 2020 for increased duties for the position of Acting Court Administrator.
4. Department of Community Services:
  - Division of Public Works:
    - a. Correction to rate of Daniel Krok to Sanitation Truck Driver/Automated Truck (Tier 2) at the rate of \$23.50 per hour effective October 21, 2020.
    - b. The appointment of Eddie Salas, Jr as Laborer 1(tier 2) at rate of \$15/hr effective December 1, 2020 pending the successful completion of all pre-employment requirements.
    - c. The appointment of Elijah Meyers as Laborer 1(tier 2) at the rate of \$15/hr effective December 1, 2020 pending the successful completion of all pre-employment requirements.
    - d. The appointment of Christopher Hunter, Truck Driver (tier 2) at the rate of \$21/hr effective December 1, 2020 pending successful completion of all pre-employment requirements.
    - e. Approval of Seasonal List on file in the City Clerk's Office
    - f. Amending the hire date of Kiari Smith, Laborer 1 (tier 2) to November 9, 2020.
  - Division of Buildings & Grounds:
    - a. Permission to post for a full-time Mason/Senior Carpenter (tier2) at salary range of \$25.50-\$35.50/hr.
  - Division of Transportation & Parking:
    - a. The promotion of Genorace Robinson to Sr. Traffic Maintenance Worker (tier 2) at \$20.75/hr effective November 11, 2020
5. Personnel:
  - a. Approval of requested FMLA/NJFMLA leaves are on file in the Division of Personnel.

Mr. Strano moved for approval of the Personnel Report. The motion was seconded by Mrs. Hickey. Mr. Roman noted that he would be voting no to item 1(d) as he did not believe that three was an adequate number of officers and that the Police Department compliment should be expanded, to provide for more police. The report was approved with all voting yes except for Ms. Cosby who abstained on all and Mr. Roman who voted no to item 1 (d).

Mr. Strano informed all that the refinery had to replace pipes, running under Lower Road, the construction project would necessitate the closing of Lower Road, at various times. He noted the alternate traffic patterns that had been developed and announced the dates, on weekends, that the it would be closed entirely.

Mr. Strano spoke about Ordinance 64-55, which made West Fifteenth St a one way. He stated that he wanted to see how it would work, expressing his doubts that it would not create other issues, including speeding. He announced that he had leaf bags, and urged residents no to place leaves in plastic bags, as they would not be picked up. He added that they can be placed in open containers, at the curb, and spoke about the collection schedule for the ward.

Mr. Strano announced the passing of a long time, recently retired, City employee, Frank Chamberlin, and spoke about Mr. Chamberlin. He wished all a happy Thanksgiving.

## **Eighth Ward**

Mr. Blaine wished all a happy Thanksgiving and congratulated all who turned out to participate in the recent election. He pointed out that, nationwide, there was a record number of people who participated. He urged all to stop arguing and work together.

Mr. Blaine discussed the COVID 19 virus and the need to follow all of the health guidelines. He then noted the City was broadcasting various activities on Linden TV, and the schedule of those broadcast. He spoke about the recent shut down of the youth soccer league for two weeks. He encouraged Eighth Ward residents to bag their leaves and place them at the curb for pickup. Next, he talked about a sewer backup, on Allan Street, and what occurred.

Mr. Blaine thanked all that had voted for him.

## **Ninth Ward**

Mr. Medina gave a shout out to DPW for their removal of stumps from the recent storm. He talked about the issues with the sidewalk replacement program, and if it did not occur this year, it would be done in early 2021. He talked about the road repair projects, being done in the Ninth Ward, and the amazing job that the Engineering Department is doing. He noted that the streets, for 2021 projects, is still being reviewed, with no definite streets selected. Mr. Medina talked about the need for these repairs and improvements.

Mr. Medina talked about quality of life issues, in the ward, particularly the loud noises, including stimulated backfires, but created by alternated car mufflers and exhaust systems. He noted the increased police presence, in the ward, that he has observed. He requested that Ninth Ward residents be patient. He talked about he needs for more police officers, and that he is not ignoring it. The police have other responsibilities. He provided his contact information.

Mr. Medina recycling, and the need to fit cardboard into the recycling cans. He asked residents to work to make the cardboard fit into the containers. He wished all a happy Thanksgiving.

## **Tenth Ward**

Mrs. Hickey stated that she is getting lots of complaints about speeding and loud cars. She noted that she has requested that twenty-four additional police officers be added to the compliment, adding that we need residents to feel safe. She spoke about the increase in County taxes, but that the County budget had remained the same, and the reasons for the increase. She talked about redevelopment and the use of Pilot programs. She stated her support for redevelopment, and Pilots, for warehousing, not for residential development.

Mrs. Hickey spoke about the hiring of three police officers, on the agenda, and that it is not enough. Next, she spoke about the planned redevelopment of the site on the corner of Wood Avenue and Elizabeth Avenue (Clarke Property), and that the family that owns the site is not selling it. She then called for an investigation of redevelopment in Linden.

Mrs. Hickey talked about leaf collection and the need to bag leaves, noting that she has leaf bags for distribution. Mrs. Hickey stated that there is not yet a schedule for the start of street paving in the Tenth Ward. She thanked all that went out to vote, adding that she received a large number of votes, without campaigning.

Mrs. Hickey announced that she has been diagnosed with COVID and urged all to take precautions and be safe. She wished all a happy Thanksgiving.

Mr. Antonelli responded to the comments that Mrs. Hickey had made about the Clarke Property. He noted that the site is owned by a trust, and the trust is represented by an attorney. The family member who wrote the letter, to Council, does not speak for the trust.

President Yamakaitis offered her condolences to the family of Frank Chamberlin, calling Mr. Chamberlin the voice of DPW. She gave her best wishes to all those whose retirements were announced this evening. She announced that all members of Council have a supply of leaf bags, and for residents to contact their councilperson to obtain bags. President Yamakaitis provided her contact number. She wished all veterans a happy Veteran's Day.

## **MAYOR'S REPORT**

Mayor Armstead thanked Mr. Antonelli for the clarification on the issues regarding the Clarke property and the trust that owns the site. He offered his congratulations to the newly elected members of the Board of Education, wished veterans a happy Veterans Day, and expressed his condolences to the family of Frank Chamberlin. He noted that Mr. Chamberlin would be missed. The Mayor offered congratulations to all of the re-elected members of Council, particularly Alfred Mohammed, who was the only member of Council who had opposition in November. He then offered his congratulations to the retirees and spoke about the excellent police work that the Mikolajczyk brothers, how they will be missed, calling them great guys.

Mayor Armstead announced that the issuing an RFP?RFQ for City wide electric charging stations, with some of the stations being on City property. He spoke about the possibility of a solar authority being established by the City. He pointed out some of the recent warehousing, that was built, and how ripe they would be for solar panels. He then discussed some concepts that are being considered.

Mayor Armstead informed all that the City's Covid numbers were being posted on the City's website, and updated daily. He noted the increasing numbers of Covid cases, and urged all to follow the health guidelines, stating that the technology and science will lead us out of this pandemic. The Mayor wished all a happy Thanksgiving.

Mayor Armstead noted that Mr. Mohammed had leaf bags for Fourth Ward residents. He announced that the Mayor's Youth Commission will be giving away 100 turkeys to need Linden families. Capodagli Properties would be donating the turkeys. He noted the requirement, that those wishing a turkey, need to register and spoke about the distribution schedule.

## RESOLUTIONS

**RESOLUTION: 2020-323**

### **A RESOLUTION AUTHORIZING AND RATIFYING THE RETENTION OF BLAU AND BLAU, ATTORNEYS AT LAW AS SPECIAL COUNSEL TO FILE AFFIRMATIVE TAX APPEALS ON BEHALF OF THE CITY OF LINDEN FROM MARCH 1, 2020 UNTIL DECEMBER 31, 2020.**

**WHEREAS**, pursuant to Title 54 of the New Jersey Statutes Annotated, the Township regularly assesses all real properties within the Township and allocates its budget in proportionate manner based on the value of the various line items; and

**WHEREAS**, the City shall retain Blau and Blau, Attorneys at Law ("Blau and Blau"), as special counsel for the purpose of filing commercial tax appeals on behalf of the City of Linden Township for the period March 1, 2020, through December 31, 2020 ("Special Counsel"); and

**WHEREAS**, the agreement to retain Blau and Blau as Special Counsel for the period of March 1, 2020, through December 31, 2020 is attached hereto; and

**WHEREAS**, Special Counsel's Agreement specifically includes the right to file affirmative tax appeals on behalf of the City which tax appeals are designed to accurately and equitably apportion the real estate tax burden among the existing properties within the City; and

**WHEREAS**, Special Counsel is entitled to a contingent fee if any increase in assessment occurs as a result of the appeal; and

**WHEREAS**, Special Counsel and the Tax Assessor has performed an analysis as to the various properties within the Township that it believes warrant affirmative tax appeals; and

**WHEREAS**, tax appeals had to be filed no later than April 1, 2020; and

**WHEREAS**, Special Counsel is responsible for all fees and expenses in prosecuting any affirmative tax appeals; and

**WHEREAS**, nothing contained herein shall mandate or require the prosecution of such appeals, but shall authorize any and all actions necessary and appropriate to prosecute these affirmative appeals.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LINDEN TOWNSHIP** that Blau and Blau, as Special Counsel, be and is hereby authorized and empowered to take all steps necessary to prosecute affirmative tax appeals for the year 2020 concerning the properties in the attachment.

**BE IT FURTHER RESOLVED** that this Resolution shall be available to inspection during normal business hours and in accordance with all applicable statutes.

**RESOLUTION: 2020- 324**

### **RESOLUTION APPROVING AN AMENDMENT TO A CONTRACT TO INGLESINO, WEBSTER, WYCISKALA & TAYLOR, LLC FOR AVIATION COUNSEL APPROPRIATION FOR 2020**

**WHEREAS**, the City Council of the City of Linden has determined that it would be advisable and in the best interests of the City to retain the services of Aviation Counsel to represent the City of Linden and airport operations, and to render legal advice and assistance to the city and to the City Attorney; 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**, Ingelsino Webster Wyciskala & Taylor submitted a qualification to the City and has qualified for the aforesaid services: and

**WHEREAS**, there is a need to amend the prior Resolution awarding a contract to Inglesino, Webster, Wyciskala & Taylor by an additional amount of \$15,000; and

**WHEREAS**, the Finance Director has certified to the availability of funds for this purpose, to be charged to Account No. **0-01-20-155-123-255**;

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

1. That the contract with the law firm of Ingelsino Webster Wyciskala & Taylor, Attorneys at Law of the State of New Jersey be and is hereby amended by an additional amount of \$15,000.
2. If necessary, the Mayor and City Clerk are hereby authorized and to execute an amendment to the Agreement with Ingelsino Webster Wyciskala & Taylor setting forth the terms and conditions of the legal services to be rendered.
  
3. This contract is awarded without competitive bidding as a "Professional Service" under the provisions of the Local Public Contracts Law as a contract for professional services may be awarded without competitive bidding, pursuant to N.J.S. 40A:11-5 (1) (a).
  
4. For the services hereinabove described as Ingelsino Webster Wyciskala & Taylor shall be awarded an amendment to the agreement in the amount of \$15,000.00 for the calendar year 2020. The City shall not be liable for payment of any monies exceeding the contract price stated herein unless additional funds are approved by the governing body and the contract amended in accordance with applicable law.
  
5. A notice of this action shall be published in accordance with applicable law.

**RESOLUTION: 2020-325**

**RESOLUTION FOR IMPLEMENTATION AND TRAINING FROM LEXIPOL SOLUTIONS FOR THE FIRE DEPARTMENT**

**WHEREAS**, the City of Linden wishes to obtain and implement along with training from Lexipol Solutions for the Fire Department from Lexipol Solutions, 2611 Internet Blvd Suite 100, Frisco Texas 75034 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 \$32,800.00 and,

**WHEREAS**, the Chief Finance Officer has certified the availability of funds for this contract, which will be charged to account number 0-01-25-265-152-264.

**NOW THEREFORE BE IT RESOLVED** by the City of Linden that Lexipol Solutions 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: 2020-326**

**CITY OF LINDEN**

**RESOLUTION CHAPTER 159  
HAZARDOUS DISCHARGE SITE REMEDIATION FUND 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 a grant in the amount up to \$47,026.00 from the New Jersey Department of Environmental Protection and wishes to amend its 2020 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 2020 in the sum of \$47,026.00 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:  
2020 NJ EDA HDSRF GRANT

**BE IT FURTHER RESOLVED** that a like sum of \$47,026.00 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:  
2020 NJ EDA HDSRF GRANT

**RESOLUTION: 2020-327**

**RESOLUTION REQUESTING THE REFUND OF DEPOSITS  
FROM THE 2020 ONLINE TAX SALE**

WHEREAS, on October 23, 2020 an On-Line Tax Sale was conducted by Stacey L. Carron, Tax Collector of the City of Linden and;

WHEREAS, due to multiple unsuccessful bidders, permission is requested to refund all deposits from the Tax Sale Account held by the Tax Collector and;

WHEREAS, due to said circumstances, the City is desirous of refunding said monies:

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

1. The Municipal Attorney has directed the Tax Collector to refund all monies being held in the Tax Sale Account.
2. This resolution shall take effect pursuant to law.

**RESOLUTION: 2020-328**

**RESOLUTION AUTHORIZING A DONATION TO  
THE CITY OF ELIZABETH FIRE DEPARTMENT**

WHEREAS, the City of Linden Fire Department, wishes to donate an EMS Trailer, VIN 48BTE2428AA111211, License Plate No. MG89732, to the City of Elizabeth Fire Department, and;

WHEREAS, the EMS Trailer has little to no value to the City of Linden and is no longer needed by the City of Linden;

**NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF LINDEN** that the City of Linden Fire Department is authorized to make this donation;

**BE IT FURTHER RESOLVED** that the Mayor, City Clerk and Fire Chief are hereby authorized to execute any and all documents, if necessary to effectuate the foregoing as approved by the City of Linden Law Department.

**RESOLUTION: 2020-329**

**RESOLUTION APPROVING A CONTRACT WITH WETLANDS INC. FOR SOIL AND TREE PLANTING  
FOR FALL 2020/SPRING 2021 IN VARIOUS LOCATIONS IN THE CITY OF LINDEN**

WHEREAS, there exists a need for consulting services for wetlands mitigation services at the Linden Landfill; and

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

WHEREAS, WETLANDS INC, 569 North Midland Ave, Saddle Brook, New Jersey 07663 submitted a qualification to the City and has qualified for the aforesaid service for 2020, and

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

**WHEREAS**, the Chief Financial Officer or his designee has certified to the availability of funds for this purpose, to be charged to Account No. 0-01-26-303-135-271 = \$38,700/G-02-40-303-019-264=\$9,400/G-02-04-303-019-265=\$9,400=\$57,500;

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF LINDEN** that a contract for Professional Services be and hereby is awarded to Wetlands Inc., 569 North Midland Ave, Saddle Brook, New Jersey 07663 at a fee not to exceed \$57,500.00 in accordance with their proposal dated August 12, 2020; and

**BE IT FURTHER RESOLVED** that this Resolution is expressly contingent upon the negotiation and execution of the necessary contract documents between Wetlands Inc. 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 a contract with Wetlands Inc. to effectuate the foregoing; and

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

**RESOLUTION: 2020-330**

**AMENDING A CONTRACT WITH THE NEW JERSEY AUDUBON SOCIETY  
AS STEWARD OF THE LINDEN LANDFILL**

**WHEREAS**, pursuant to a certain administrative Consent Order between the City of Linden and Department of environmental Protection the City of Linden solicited bids for services relating to the administration of the Linden Landfill and associated greenway areas, including the Hawkrisse Sanctuary(the Linden Greenway Project); and

**WHEREAS**, the New Jersey Audubon Society is not for profit New Jersey corporation originally founded in 1897, having a mission that includes providing environmental education and fostering a conservation ethic among New Jersey's citizens, and which carries out its mission through education programs and information services; and

**WHEREAS**, pursuant to the Administrative Consent Order the New Jersey Audubon Society has been previously been approved by the City of Linden, after the solicitation of Request for Qualification, to provide such services as outlined in the Administrative Consent Order, and the City of Linden authorized retaining the New Jersey Audubon Society to provide such services pursuant to a Resolution which was adopted by City Council on September 18, 2007; and

**WHEREAS**, the New Jersey Audubon Society is ready, willing and able to provide environmental program resources for the benefit of the City of Linden and its residents; and

**WHEREAS**, the City, in compliance with the Administrative Consent Order, is required to provide such programs and resources to the Citizens of the City of Linden, deems it in the best interest of the City of Linden to amend the agreement entered into with the New Jersey Audubon Society on March 18, 2008 to create a comprehensive environmental education and structured presence at the Linden Gateway Project; and

**WHEREAS**, in a proposal dated February 1, 2020 the New Jersey Audubon Society has submitted a request for additional funds for Tasks 1-6 in the amount of \$20,640; and

**WHEREAS**, the Chief Financial Officer or her designee has certified as to the availability of funds for this purpose which will be charged to account/line item No. T-03-56-807-100-010 and;

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

1. The City of Linden and the New Jersey Audubon Society shall enter into a Memorandum of Understanding, in such form as approved by the Law Department to provide such services as required under the Administrative Consent Order.
2. The Mayor, City Clerk, or their designees, are hereby authorized and directed to execute such Memorandum of Understanding and to affix the corporate seal thereon.
3. This Resolution shall take effect immediately.

**RESOLUTION: 2020-331**

**RESOLUTION CHAPTER 159  
DRIVE SOBER OR GET PULLED OVER  
YEAR END HOLIDAY CRACKDOWN**

**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 \$8,400.00 from the State of New Jersey Law and Public Safety and wishes to amend its 2020 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 2020 in the sum of \$8,400.00 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:  
DRIVE SOBER OR GET PULLED OVER YEAR END HOLIDAY

**BE IT FURTHER RESOLVED** that a like sum of \$8,400.00 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:  
DRIVE SOBER OR GET PULLED OVER YEAR END HOLIDAY

**RESOLUTION: 2020-332**

**CITY OF LINDEN**

**RESOLUTION TO TRANSFER 2020 APPROPRIATIONS**

**BE IT RESOLVED**, by the City Council of the City of Linden, County of Union, New Jersey, that the following transfers of 2020 appropriations be made in accordance with the provisions of Revised Statute 40A: 4-58.

**CURRENT BUDGET**

From: Municipal Garage - Other Expenses	\$ 99,200.00	
To: Purchasing - Salaries & Wages		\$ 5,000.00
To: Cod & Revision of Ordinance - Other Expenses		\$ 16,700.00
To: Buildings & Grounds - Other Expenses		\$ 36,500.00
To: Police Department - Other Expenses		\$ 6,000.00
To: Telephone - Other Expenses		\$ 25,000.00
To: Water - Other Expenses		\$ 10,000.00
From: Recreation Serv & Programs – Salaries & Wages	\$ 266,000.00	
To: Solid Waste Collection - Other Expenses		\$ 74,500.00
To: Legal Services & Costs - Other Expenses		\$ 191,500.00

Total Transfers Needed:

\$ 365,200.00

\$ 365,200.00

**RESOLUTION: 2020-333**

**CITY OF LINDEN RAT RESOLUTION**

**WHEREAS**, there were certain payments made by the Municipal Treasurer during the month of October 2020 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:

<u>CK#</u>	<u>DATE</u>	<u>PAYABLE TO:</u>	<u>PURPOSE</u>	
	10/6/2020	Elavon, Inc.	October Merchant Fee – Garage Sale	\$69.17
	10/6/2020	Elavon, Inc.	October Merchant Fee – Dog Online	\$83.23
	10/6/2020	Payroll 10/8	Payroll – Current	\$1,718,913.65
	10/6/2020	Payroll 10/8	Payroll – Trust	\$87,471.05
	10/6/2020	Payroll 10/8	Payroll – Grant	\$1,085.20
	10/6/2020	Payroll 10/8	Payroll – Unemployment	\$219.77
	10/8/2020	M&T Bank	Admin Fee – UCIA Airport 1998A	\$3,250.00
	10/8/2020	Vision Service Plan	October Vision Claims	\$4,324.92
	10/8/2020	Unity Bank	Worker’s Comp Claims 9/28 – 10/4	\$16,776.44
	10/13/2020	Linden Board of Education	OctoberBoardofEducationPayment\$	7,851,326.33
	10/13/2020	Linden Free Library	October Library Payment	\$170,731.64
178398	10/14/2020	Walmart Stores, Inc.	Harvest Party Candy	\$909.54
	10/14/2020	Unity Bank	Worker’s Comp Claims 10/5 – 10/11	\$21,857.18
	10/15/2020	NJ State Health Benefits	Health Claims – Active Bill	\$668,116.50
	10/15/2020	NJ State Health Benefits	Health Claims – Retiree Bill	\$405,070.21
	10/20/2020	Unity Bank	Worker’s Comp Claims 10/12 – 10/18	\$5,480.52
	10/20/2020	Payroll 10/22	Payroll – Current	\$1,700,551.25
	10/20/2020	Payroll 10/22	Payroll	– Trust
	\$90,217.89	10/20/2020	Payroll 10/22Payroll	–
Grant	\$4,718.08			
	10/20/2020	Payroll 10/22	Payroll – Unemployment	\$192.86
	10/22/2020	Delta Dental of NJ	October Dental Claims – City	\$37,437.65
	10/22/2020	Delta Dental of NJ	October Dental Claims – Sewerage	\$2,907.93
	10/22/2020	Delta Dental of NJ	October Dental Claims – Housing	\$1,099.31
	10/22/2020	Delta Dental of NJ	October Dental Claims – Library	\$930.96
	10/22/2020	Delta Dental of NJ	October Dental Claims – Cobra	\$33.67
	10/22/2020	Delta Dental of NJ	November Dental Claims – City	\$35,210.70
	10/22/2020	Delta Dental of NJ	November Dental Claims – Sewerage	\$2,907.93
	10/22/2020	Delta Dental of NJ	November Dental Claims – Housing	\$1,099.31
	10/22/2020	Delta Dental of NJ	November Dental Claims – Library	\$867.81
	10/22/2020	Delta Dental of NJ	November Dental Claims – Cobra	\$33.67
	10/27/2020	Unity Bank	Worker’s Comp Claims 10/19 – 10/25	\$15,532.86
	10/27/2020	TD Bank	UCIA Revenue Bonds 2016 Debt	\$2,328,699.51
	10/28/2020	Benecard Services LLC	October Prescription Funding	\$130,730.50
	10/28/2020	Vision Service Plan	November Vision Claims	\$4,514.14
	10/29/2020	Depository Trust Company	Int. Due 11/1 – GO Bonds Series 2011	\$134,062.50

**RESOLUTION: 2020-334**

**RESOLUTION**

**AUTHORIZING THE IMPEMNTATION OF A WAIVER OF A PORTION OF ORDINANCE 64-32 ESTABLISHING OUTDOOR DINING AREAS AND THE PERIOD OF TIME THEY ARE AUTHORIZED FOR**

**WHEREAS**, the City Council adopted Ordinance 64-32 Amending Chapter 4 entitled “General Licensing”, which would allow Outdoor Dining Areas and authorize retail food establishments and restaurants to seek a permit to expand their dining areas outside the principal building; and

**WHEREAS**, the purpose of the Ordinance is to assist retail food stores and restaurants in returning to successful business operations quickly and in a manner consistent with the health and safety concerns of Covid-19; and

**WHEREAS**, the State of New Jersey has continued to limit indoor dining to 25% of authorized capacity;

**WHEREAS**, the State of New Jersey, Division of Alcoholic Beverage Control has recently implemented the renewal of the COVID 19 Extension of Premises permit to March 31, 2021, including modification of current service area in order to better assist these businesses; and

**WHEREAS**, Ordinance 64-32 currently limits the Outdoor Dining Area to the period of May through November 30 of each calendar year; and

**WHEREAS**, the Mayor and Council of the City of Linden have determined that it is in the best interest to continue to offer assistance to restaurants in this time of pandemic, with certain conditions.

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

1. The City Council hereby authorizes the extension of the Outdoor Dining Area to March 31, 2021.
2. Businesses wishing to avail themselves of themselves of this extension must notify the Zoning Officer and ABC Secretary in writing prior to November 23, 2020'
3. Be subject to an inspection by the Fire Department. Open or exposed flame. Open flame or other devices emitting flame, fire or heat or any flammable or combustible liquids, gas, charcoal or other cooking device or any other unapproved devices shall not be permitted inside or located within 20 feet of the tent or membrane structures while open to the public unless approved by the fire code official.
4. The City Clerk and all other municipal officers are hereby authorized and directed to take all steps necessary to effectuate the purposes of this Resolution.

**Resolution #2020-335**

**CITY OF LINDEN  
RESOLUTION TO CLOSE OUT GRANTS ACCOUNTS**

**WHEREAS**, the City of Linden hereby authorizes the cancellation of various grant appropriations and receivables and;

**WHEREAS**, there remains unused appropriation balances which can now be canceled and;

**NOW, THEREFORE, BE IT RESOLVED** that the following appropriation balances are hereby canceled as set forth herein:

<u>Appropriation</u>	<u>Appropriation</u>	<u>Appropriation Balance</u>	<u>Receivable</u>	<u>Receivable Balance</u>
Transit Village NJDOT Ph II	C-04-55-901-581-919	\$11,932.42	0-04-117-04-132-464	\$11,932.42
Various Street Resurfacing County Infrastructure 2018	C-04-55-901-687-919	\$50,000.00	0-04-117-04-132-475	\$50,000.00
Various Street Resurfacing State Aid 2018	C-04-55-901-687-919	\$429,000.00	0-04-117-04-132-476	\$429,000.00
<b>TOTAL</b>				

**NOW, THEREFORE, BE IT RESOLVED** that the City of Linden grand total of all appropriations to be cancelled are \$ 490,932.42 and receivables of \$490,932.42.

**Resolution: 2020-336**

**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:

<b>Acct #</b>	<b>Project Name</b>	<b>CAPITAL #</b>	<b>Funded</b>	<b>Unfunded</b>
C-04-55-900-663-920	Sect 20 Non-Pub Safety Computer Equip	886-16		\$5,440.83
C-04-55-900-679-920	Sect 20 Non-Pub Safety Computer Equip	902-17		\$3,994.57
C-04-55-900-706-920	Sect 20 Non-Pub Safety Computer Equip	929-19		\$8,797.92
C-04-55-901-596-920	Sect 20 UNDERGROUND TANKS	819-14		\$6,554.16
C-04-55-901-603-919	CURB & SIDEWALK RECONST	826-14	\$1,965.13	
C-04-55-901-608-919	ACQ UNDEDICATED ROAD(TURNPIKE)	831-14		\$49,000.00
C-04-55-901-608-920	Sect 20 ACQ UNDEDICATED ROAD	831-14	\$5,746.62	\$7,126.69
C-04-55-901-611-920	Sect 20 UNDERGROUND TANKS	834-15		\$4,865.97
C-04-55-901-613-919	RESURFACING VARIOUS STREETS	836-15	\$394,279.02	\$37,109.57
C-04-55-901-613-920	Sect 20 RESURF VARIOUS STREETS	836-15		\$193,390.43
C-04-55-901-625-919	ENGINEERING EQUIPMENT	848-15		\$5,895.94
C-04-55-901-625-920	Sect 20 ENGINEERING EQUIP	848-15		\$1,959.55
C-04-55-901-636-919	SAFE ROUTES TO SCHOOLS	859-15		\$393,240.02
C-04-55-901-636-920	Sect 20 SAFE ROUTES TO SCHOOLS	859-15		\$24,412.12
C-04-55-901-636-921	SAFE ROUTES PROJ MANAGER	859-15		\$20,000.00
C-04-55-901-658-920	Sect 20 UNDERGROUND TANKS	881-16	\$10,017.57	
C-04-55-901-687-920	Sect 20 Various Street Resurfacing	910-18	\$24,032.77	
C-04-55-902-467-919	Portable Radios PD	690-06	\$12,304.30	
C-04-55-902-637-920	Sect 20 Disaster Recovery PD	860-15		\$28,073.05
C-04-55-902-639-919	(4) SUV's PD	862-16		\$797.36
C-04-55-902-639-920	Sect 20 (4) SUV's PD	862-16		\$968.85
C-04-55-902-646-919	Dell Laptops w/Mounts PD	869-16		\$579.85
C-04-55-902-646-920	Sect 20 Dell Laptops w/Mounts PD	869-16		\$14,055.94
C-04-55-902-648-920	Sect 20 ICOP Wireless Upgrade	871-16		\$363.75
C-04-55-902-654-919	Firearms & Assoc Equipment PD	877-16		\$5,263.53
C-04-55-902-654-919	Sect 20 Firearms & Assoc Equip	877-16		\$13,156.40
C-04-55-902-674-919	LPD Fitness Room	897-17		\$5.25
C-04-55-902-674-920	Sect 20 LPD Fitness Room	897-17		\$4,067.23
C-04-55-902-683-919	Record Storage Carousel	906-17		\$4,108.76
C-04-55-902-683-920	Sect 20 Record Storage Carousel	906-17		\$8,088.68
C-04-55-902-688-920	Sect 20 PD License Plate Readers	911-18		\$6,066.17
C-04-55-902-690-919	Arrow & Sign Boards	913-18		\$3,035.00
C-04-55-902-690-920	Sect 20 Arrow & Sign Boards	913-18		\$2,050.31
C-04-55-903-552-920	Sect 20 FD Radio Equipment	775-12	\$5,666.73	
C-04-55-907-632-919	Turf Tractor	855-15		\$20,846.52
C-04-55-907-632-920	Sect 20 Turf Tractor	855-15		\$823.79
C-04-55-907-645-919	Sect 20 Sanitation Containers	868-16		\$29,405.45
<b>TOTALS:</b>			<b>\$454,012.14</b>	<b>\$903,543.66</b>

**NOW, THEREFORE, BE IT RESOLVED** that the City of Linden grand total of all appropriations to be cancelled are \$ 1,357,555.80.

**RESOLUTION: 2020-337**

**RESOLUTION AUTHORIZING A SHARED SERVICES  
 AGREEMENT WITH THE LINDEN BOARD OF EDUCATION FOR  
 NURSING SERVICES FOR THE YEAR 2020-2021**

**WHEREAS**, in accordance with Chapter 226, Laws of 1991, approved July 26, 1991, money is appropriated to local Boards of Education to provide nursing services to non-public schools; and

**WHEREAS**, the Linden Board of Education has chosen to have the Board of Health of the City of Linden provide these nursing services to Sinai Christian Academy, and will forward the appropriated money to the City of Linden;

**WHEREAS**, at the Board of Education meeting held on September 24, 2020, the Board approved the acceptance of funds in the amount of \$9,996.00 for the 2020-2021 school year for non-public nursing;

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF LINDEN** that the Mayor and City Clerk be and hereby are directed and authorized to enter into a Shared Services Agreement with the Linden Board of Education for the aforementioned nursing services to non-public schools for the 2020-2021 school year and will forward to the City of Linden Municipal Treasurer the appropriated amount of \$9,996.00; and

**BE IT FURTHER RESOLVED** that a duly executed copy of this Resolution be forwarded to Kathleen A. Gaylord, Business Administrator/Board Secretary of the Linden Board of Education; and

**BE IT FURTHER RESOLVED** that this Resolution be published and take effect pursuant to law.

**RESOLUTION: 2020-338**

RESOLUTION ESTABLISH THE REGULAR MEETING  
DATES OF THE COUNCIL AND PRESCRIBING THE  
RULES GOVERNING THE PROCEDURE AT ALL  
MEETINGS OF THE COUNCIL FOR 2021

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF LINDEN:  
THAT the Conference Meetings of the Linden City Council will be held in the Council Office, City Hall, Linden, New Jersey and the Regular Meetings of the Linden City Council will be held in the Council Chambers, City Hall, Linden, New Jersey. All meetings shall be held on the dates and convened at the prevailing times listed below, or as soon thereafter as the Council assembles:

<u>CONFERENCE MEETINGS</u> <u>MEETINGS</u>	<u>CONFERENCE MEETINGS</u> <u>PRIOR TO COUNCIL MEETINGS</u>	<u>COUNCIL</u>
(Organization Meeting)	(Organization Meeting)	
	Jan. 5, 6:00 p.m. to 7:00 p.m.	Jan. 5, at 7:00 p.m.
*Jan. 18, 6:00 p.m.	Jan. 19, 6:00 p.m. to 7:00 p.m.	Jan. 19, at 7:00 p.m.
*Feb. 15, 6:00 p.m.	Feb. 16, 6:00 p.m. to 7:00 p.m.	Feb. 16, at 7:00 p.m.
Mar. 15, at 6:00 p.m.	Mar. 16, 6:00 p.m. to 7:00 p.m.	Mar. 16, at 7:00 p.m.
Apr. 19 at 6:00 p.m.	Apr. 20, 6:00 p.m. to 7:00 p.m.	Apr. 20, at 7:00 p.m.
	Apr. 27, 6:30 p.m. to 7:00 p.m.	Apr. 27, at 7:00 p.m.
May 17, at 6:00 p.m.	May 18, 6:00 p.m. to 7:00 p.m.	May 18, at 7:00 p.m.
June 14, at 6:00 p.m.	June 15, 6:00 p.m. to 7:00 p.m.	June 15 at 7:00 p.m.
July 19, at 6:00 p.m.	July 20, 6:00 p.m. to 7:00 p.m.	July 20, at 7:00 p.m.
Aug. 16, at 6:00 p.m.	Aug. 17, 6:00 p.m. to 7:00 p.m.	Aug. 17, at 7:00 p.m.
Sept. 20, at 6:00 p.m.	Sept. 21, 6:00 p.m. to 7:00 p.m.	Sept. 21, at 7:00 p.m.
Oct. 18, 6:00 p.m.	Oct. 19, 6:00 p.m. to 7:00 p.m.	Oct. 19, at 7:00 p.m.
*Nov. 8, 6:00 p.m.	Nov. 9, 6:00 p.m. to 7:00 p.m.	Nov. 9, at 7:00 p.m.
*Dec. 20, at 6:00 p.m.	Dec. 21, 6:00 p.m. to 7:00 p.m.	Dec. 21, at 7:00 p.m.
-----	Dec. 30, 6:00 p.m. to 7:00 p.m.	Dec. 30, at 7:00 p.m.

BE IT FURTHER RESOLVED, that the procedure of all meetings for the year 2020 shall be in compliance with the Open Public Meetings Act, Chapter 231, P.L. 1975; and



BE IT FURTHER RESOLVED, that if the public health emergency continues, with its restrictions on public gatherings, in 2021, these meetings will be held via RingCentral. The instructions to participate in the meeting will be posted on the City's website, on the Friday prior to the Monday night conference meeting. The public may offer comment, at appropriate times by using the raise hand icon on the program or by submitting written comment no later than 2:00 p.m. on both meeting days to [Clerk@linden-nj.org](mailto:Clerk@linden-nj.org) or by fax at (908)-474-8451, Please include your name and address in the correspondence and title the email "public meeting comment."

**RESOLUTION: 2020-339**

**RESOLUTION OF THE CITY COUNCIL OF THE CITY OF LINDEN SUPPORTING FREE AND FAIR ELECTIONS**

**WHEREAS**, the right to vote is foundational to our democracy and essential to the continuation of our constitutional system of government; and,

**WHEREAS**, it is the right of every American to cast a vote and to have that vote counted in the General Election; and,

**WHEREAS**, election protection is a non-partisan issue focused on upholding the Constitution and protecting widely-shared values of accountable government and democratic freedoms; and,

**WHEREAS**, democratically held elections are an exercise in determining and upholding the collective will of the American people, regardless of the outcome; and,

**WHEREAS**, attempts to deny Americans the right to have their voices heard as guaranteed in the U.S. Constitution is an offense to the democratic values we cherish and uphold; and,

**WHEREAS**, the right and privilege of voting should be revered and defended by elected leaders at all levels;

**NOW, THEREFORE, BE IT RESOLVED**, *in light of recent threats to free and fair elections and reports of efforts to circumvent the election results*, the Mayor and Council of the City of Linden affirm their support for the following pillars of the democratic process: that all votes must be counted, without interference or intimidation; that incidents of fraud, voter suppression, or other election irregularities must be investigated impartially and remedied as appropriate; and that the true election results must be respected, regardless of who wins; and,

**BE IT FURTHER RESOLVED**, a copy of this resolution will be forwarded to the Governor, Secretary of State, and New Jersey League of Municipalities.

Mr. Strano moved for approval of Resolutions 2020-323 through 2020-339. The motion was seconded by Mr. Roman and was ordered approved by a roll call vote with all voting yes except for Ms. Cosby who voted no to resolutions #333 and #338, abstained on resolutions #322, 323 and 324; Mr. Roman who voted no to resolutions 324 and 332; and Mrs. Hickey who abstained on resolutions 2020-324.

**ORDINANCES FOR INTRODUCTION**

**Ordinance**  
64-56

**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 <sup>th</sup> Street	1

**DELETE:**

25 Cedar Avenue

1

Ordinance #64-56 was introduced by Mrs. Ormon and was read on first reading by the Deputy Clerk.

On motion of Mrs. Ormon, seconded by Mr. Roman the foregoing Ordinance was unanimously ordered approved by a roll call vote.

**Ordinance**

64-57 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-OO-8

Ordinance #64-57 was introduced by Mr. Strano and was read on first reading by the Deputy Clerk.

On motion of Mr. Strano, seconded by Mrs. Ormon the foregoing Ordinance was on roll call vote ordered approved, with all voting yes except Mrs. Cosby who voted no.

**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.**

Joseph Birch, Beechwood Road, President of the Linden Police Superior Officers (LPSO). Mr. Birch spoke about Frank Chamberlin, wished veterans a happy Veterans Day, and thanked them for their service. He spoke about the Mikolajczyk brothers and thanked them for their service, noting that they will be missed. He offered his congratulations to Detective Timothy Hubert on his promotion to Sergeant. He spoke about how the LPSO unit has been given the run around for getting what is owed to them (backpay). He wished "Kelly" a happy birthday.

Trakya Brown , 214 Chandler Ave. Ms. Brown wished all a happy Thanksgiving. She noted that she is a resident of Linden since 2013, and is happy with the City. She spoke about the City's job postings on its website and the difficulties with the application process. President Yamakaitis stated that Ms. Brown needs to check the website, on a regular basis. She provided her contact information to Ms. Brown. There was a brief discussion and the website and how the postings are not clear.

Mr. Strano moved to close the public comment portion of the meeting. The motion was seconded by Mrs. Ormon and was unanimously ordered approved by a roll call vote.

**COMMENTS FROM MEMBERS OF THE GOVERNING BODY**

Ms. Cosby thanked Brown for her comments, noting these positions are entry level positions and that is why they aren't on the Civil Service site. She wished all a happy Thanksgiving.

Mrs. Hickey wished veterans a happy Veterans Day. She then spoke about he Mikolajczyk brothers and what an asset they were to the City. She congratulated those in the Fire Department being promoted. She commented on Joe Bodek and hoped that the issues will be resolved.

Mr. Blaine provided his contact information to Ms. Brown and offered to work her through the hiring process.

Mr. Strano offered his congratulations to the police and firemen who were being promoted. He offered his congratulations to the Mikolajczyk brothers and to Mrs. Frees on their retirements. He thanked veterans for their service and offered congratulations to those hired this evening.

Mr. Javick spoke about Mr. Roman's commend on the Humane Society, and pointed out that he had lobbied Union County to open, and operate, an animal control facility at the site of the juvenile detention facility. He also thanked the Veterans for the service.

President Yamakaitis noted that she had supported the efforts to get the County to open an animal control facility.

Mr. Mohammed thanked Veterans for their service and thanked the residents of the Fourth Ward for re-electing him. He also thanked Mr. Bishop for helping him with DPW on a couple of Fourth Ward issues. He stated that citizenship matters and don't bash anyone.

President Yamakaitis thanked Mr. Mohammed for his service in the Navy.

Mr. Roman wished the veterans a happy Veterans day and thanked them for their service.

Mayor Armstead offered his congratulation to those in the Fire Department and Police Department being promoted.

President Yamakaitis wished all a happy Thanksgiving. She urged residents to reach out to their elderly neighbors, who may be alone. They are feeling the pain of being shut-in.

### **ANNOUNCEMENTS**

President Yamakaitis made the following announcements:

\*Council Conference meeting: Monday, December 14, 2020 at 6:00 pm in the Council Conference Room, City Hall, 301 N. Wood Ave

\*Council Conference meeting prior to the Council meeting:  
Tuesday, December 15, 2020 at 6:00 pm in the Council Conference Room, City Hall, 301 N. Wood Ave.

\*Council Meeting: Tuesday, December 15, 2020 at 7:00 p.m. in the Council Chambers, City Hall, 301 N. Wood Ave.

Please check the City website, [Linden-nj.org](http://Linden-nj.org) for directions on how to participate electronically in these meetings, if the need continues.

### **ADJOURN**

There being no further business to come before the governing body, Mrs. Cosby moved to adjourn the meeting. The motion was seconded by Mrs. Hickey and was unanimously ordered approved by a roll call vote. The meeting was adjourned at 9:01 p.m.

Respectfully submitted,

Joseph C. Bodek  
City Clerk