

COUNCIL MEETING AGENDA

March 16, 2021

.....
APPROVAL OF MINUTES

The Special Meeting Minutes
February 10, 2021
The Regular Meeting Minutes
February 16, 2021
.....

PRESENTATION

Congressman Donald Payne Jr.
COVID Relief Package
.....

ORDINANCE ON HEARING

65-6 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'
BE IT ORDAINED BY THE COUNCIL OF THE CITY OF LINDEN:
Section 1. That Chapter II, Administration, shall be and the same is hereby amended as follows:
DELETE SECTION 2-13.5Be2 and replace as follows:
The fee service is initially set as eight hundred dollars (\$800.00) dollars, base rate, plus fifteen (\$15.00) dollars per mile per trip. Rescue fee will be seven hundred \$700.00 dollars (i.e. Jaws of Life, etc) and the fee if oxygen is used will be fifty (\$50.00) dollars. There will be a two hundred fifty (\$250.00) dollar fee when assessment and basic care are provided and the patient does not want to be transported the hospital.

65-7 An Ordinance extending Rent Control in the City of Linden

65-8 Bond Ordinance authorizing various capital improvements for the Division of Engineering, appropriating \$880,000 therefore and authorizing the issuance of \$836,000 bonds or notes to finance part of the cost thereof.

65-9 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-PP-2

65-10 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, Section 7-14, Parking Prohibited During Certain Houses on Certain Streets, shall be and the same is hereby amended to add the following:

Name of Street	Side	Hours and Days	Location
East Blancke St.	South	No parking except Thursday 11 am-3 pm	Hussa Street to Washington Ave

- 65-11** Bond Ordinance providing an appropriation of \$44,000 for construction of a dog park in Lexington Park and authorizing the issuance of \$41,800 bonds or notes of the City for financing part of the appropriation.
- 65-12** Bond Ordinance providing an appropriation of \$550,000 for various non-public safety technology and authorizing the issuance of \$552,500 bonds or notes of the City for financing part of the appropriation.

CONSENT AGENDA

(*) Tax Collector:**

- (1)** Advising the following monies were collected and turned over to the Municipal Treasurer during the month of February, 2021.

2021 Taxes	\$36,977,148.44
2020 Taxes	\$298,896.36
2019 Taxes	\$3.19
Garbage Fee	\$0.00
Municipal Lien Redemption	\$0.00
Duplicate Tax Sale Certificate	\$0.00
Tax Search	\$0.00
Lien Redemption Request Fee	\$0.00
Year End Penalty	\$4,529.83
Returned Check Fee Paid	\$100.00
Returned Sewer Clean out	(\$0.00)
Returned Sewer Interest	(\$0.00)
Returned Check 2020	(\$.11)
Returned Check 2021	(\$85,281.86)
Returned Check Interest	(\$0.00)
Returned Online 2020 Taxes	(\$1,416.65)
Returned Online 2021 Taxes	(\$23,348.43)
Returned Online Interest	(\$928.67)
Adv. Before Tax Sale	\$0.00
Premium	\$0.00
Sewer Clean out charge	\$300.00
DPW Reso payments	\$0.00
Interest	\$29,826.25
Total	\$37,199,828.35

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

<u>Block</u>	<u>Lot</u>	<u>Redemption Date</u>	<u>CTF#</u>	<u>Amount</u>
333	13	2/24/2021	19-00124	\$1,900.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of \$1,900.00 payable to: Actlien Holding, US Bank Cust, Actlien Holding, 50 South 16th Street, Suite 2050, Philadelphia, PA 19102, charging same to account #-1-01-55-276-999-956.

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

<u>Block</u>	<u>Lot</u>	<u>Redemption Date</u>	<u>CTF#</u>	<u>Amount</u>
200	27	3/2/2021	19-00091	\$177,000.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of \$ 177,000.00 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
155	4	2/23/2021	19-00070	\$900.00
349	5	2/25/2021	19-00126	\$800.00
360	5	2/25/2021	19-00128	\$700.00
480	13	2/9/2021	19-00159	\$800.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of \$3,200.00 payable to: US Bank Cust ProCap8 PROCAP MTGII, 50 South 16th Street, Suite #2050, Philadelphia, PA 19102, charging same to account #-1-01-55-276-999-956.

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
143	1	2/26/2021	17-00115	\$23,300.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of \$23,300.00 payable to: Lillian Zhang, 11 Walnut Street, Livingston, NJ 07039, charging same to account #-1-01-55-276-999-956.

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
118	1	3/1/2021	18-00058	\$9,400.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of \$9,400.00 payable to: KCC Promised Lands, LLC, 2560 Route 22 East, # 175, Scotch Plains, NJ 07076 charging same to account #-9-01-55-276-999-956.

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
117	1	3/1/2021	19-00050	\$50,600.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of \$ 50,600.00 payable to FNA DZ, LLC FBO WSFS, 120 N. La Salle Street, Suite #-1220, Chicago, IL 60602 charging same to account #-1-01-55-276-999-956.

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
114	1	2/24/2021	19-00046	\$1,500.00
153	2	2/24/2021	19-00068	\$1,500.00
178	4	2/24/2021	19-00083	\$1,500.00
198	35	2/23/2021	19-00089	\$1,500.00
260	4	2/24/2021	19-00109	\$1,500.00
277	4	2/24/2021	19-00114	\$1,200.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of \$8,700.00 payable to Trystone Capital Assets, LLC., 575 Route #-70, 2nd Floor, P.O. Box 1030, Brick, NJ 08723, charging same to account #-1-01-55-276-999-956.

Tax Sale Requesting the refund of the premium paid at the 2019 & 2020 tax sale on the following blocks & lots.

<u>Block</u>	<u>Lot</u>	<u>Redemption Date</u>	<u>Cert#</u>	<u>Premium</u>
99	11.01	2/24/2021	19-00038	\$2,900.00
109	6	2/23/2021	19-00044	\$2,700.00
114	2	2/24/2021	19-00047	\$1,500.00
159	4	2/23/2021	19-00072	\$2,000.00
198	37	2/24/2021	19-00090	\$2,000.00
310	3.01	2/24/2021	19-00120	\$1,500.00
452	3	2/25/2021	19-00148	\$1,500.00
563	21	2/25/2021	19-00187	\$2,400.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of \$ 16,500.00 payable to: Fig as Cust. for Fig NJ19, LLC, P.O. Box 54226, New Orleans, LA 70154, charging same to account #-1-01-55-276-999-956.

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

<u>Block</u>	<u>Lot</u>	<u>Redemption Date</u>	<u>Cert#</u>	<u>Premium</u>
22	18	2/22/2021	19-00012	\$7,900.00
51	7	2/24/2021	19-00021	\$4,200.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of \$12,100.00 payable to: BB 316 Investments, LLC, P.O. Box 953, Lakewood, NJ 08701, charging same to account #1-01-55-276-999-956.

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

<u>Block</u>	<u>Lot</u>	<u>Redemption Date</u>	<u>Cert#</u>	<u>Premium</u>
10	15	3/1/2021	19-00007	\$26,600.00
61	13	3/3/2021	19-00024	\$26,400.00

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of \$53,000.00 payable to: Pine Valley One Real Estate, LLC, 33 N. La Salle Street, Suite #-1730, Chicago, IL 60602, charging same to account #1-01-55-276-999-956.

Tax Court Judgement: Block 309 Lot 2, 241 W. St. George Ave, LLC
245 W. St. George Avenue, Tax Court #-009516-2018
Tax Court #-010365-2019

The above referenced former property owners are entitled to a refund due to a Tax Court Judgment reducing the assessment by 115,000 for 2018 and 115,000 for 2019 creating a total overpayment of \$ 15,842.40. Through agreement of the attorney and Mike Frangella, Tax Assessor \$ 15,842.40 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 \$15,842.40 payable to: Michael I. Schneck, Trustee for 241 W. St. George Ave, LLC, 301 South Livingston Avenue, Suite #-105, Livingston, NJ 07039, charging same to account #-1-01-46-872-373-243.

Tax Court Judgement Block 309 Lot 1, 277 W. St. George Ave, LLC
 305 W. St. George Avenue, Tax Court #-009502-2018
 Tax Court #-010364-2019

The above referenced former property owners are entitled to a refund due to a Tax Court Judgment reducing the assessment by 192,000 for 2018 and 192,000 for 2019 creating a total overpayment of 26,449.92. Through agreement of the attorney and Mike Frangella, Tax Assessor \$26,449.92 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 \$26,449.92 payable to: Michael I. Schneck, Trustee for 277 W. St. George Ave, LLC, 301 South Livingston Avenue, Suite #-105, Livingston, NJ 07039, charging same to account #-1-01-46-872-373-243.

Refund/Sewer Payment Block 168 Lot 11, Isalia C. Brito & Ana M. Brito
 544 Middlesex Street, 2021 Tax payment error
 LRSA-Vendor #05141

There now exists a credit balance on the above referenced block & lot due to the owner making payments online towards the taxes that should have been paid on the 2020 sewer billing, I am requesting that this overpayment in the amount of \$ 298.86 be refunded and made payable to LRSA (Linden Roselle Sewerage Authority) to apply to the 2020 amounts due.

Therefore, it would be in order for the council to authorize the treasurer to issue a check in the amount of \$ 298.86 payable to: L.R.S.A., 5005 South Wood Avenue, P.O. Box 4118, Linden, NJ 07036, charging same to account #- 1-01-55-288-999-904-.

(*) Library Board Appointments:**

- (2)** Advising that Mayor Derek Armstead has appointed the following individuals to the Library Board.
 Marlene Berghammer for a term beginning immediately and terminating 12/31/2021. (unexpired term of Mary Joan Renna)
 Daniel Yamakaitis as the Mayor's alternate to the library Board expiring 12/31/2022

(*) Environmental Commission:**

- (3)** Advising that Mayor Derek Armstead has appointed the following individual to serve as a member of the Environmental Commission:
 Janet Miller for a term beginning 4/1/2021 and terminating March 31, 2024.
 Amanda Vogel for a term that began June 15, 2018 and expires June 14, 2021.
 Hans Herberg for a term beginning January 1, 2021 and terminating December 31, 2023.

(*) MAYOR'S OFFICE**

- (4)** Ratifying the use of the PAL Building by the Board of Education for Basketball Practice Contingent upon the supplying of appropriate insurance and providing a hold harmless agreement.

(*) Personnel:**

- (5)** Advising that the following City Employees have filed for retirement:

<u>Department</u>	<u>Employee</u>	<u>Title</u>	<u>Date</u>
Fire Dept.	James Clinebell	Fire Fighter	April 1, 2021
Public Works Dept.	Peter McFeeley	Sr. Laborer (Tier 1)	April 1, 2021
Recreation Dept.	Jeffrey Silverman	Recreation Leader	April 1, 2021
Central Dispatch	Roseann Vazquez	Telecommunicator	April 1, 2021

(*) Treasurer's Office Refunds:**

- (6)** Morgan Development is entitled to a refund of \$50.00 for a backflow certification that was overpaid. 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: Morgan Development, 3301 Tremley Pt. Rd., Linden, NJ 07036, charging same to 1-01-09-699-091.

REPORTS AND COMMENTS BY MEMBERS OF THE GOVERNING BODY

MAYOR'S REPORT

RESOLUTIONS

- 2021-124** Resolution awarding a contract, under the NJ Cooperative Purchasing Program to Motorola Solutions, Inc., in an amount not to exceed \$67,46.04 for maintenance services for the Citywide First Responder Emergency Communication System.
- 2021-125** Resolution declaring surplus, certain items, for sale or disposition that are not needed for Government use.
- 2021-126** Resolution to establish the current fund operating budget, in the amount of \$32,776,111.56 for the period of January 1, 2021 through April 31, 2021.
- 2021-127** Resolution authorizing that a lien be placed on various premises for work completed by the Division of Public Property and the Division of Public Works.
- 2021-128** Resolution authorizing the cancelation of tax sale certificate premium monies on Block 75 Lot 12 (1145 Dill Avenue) in the amount of \$11,800.00
- 2021-129** Resolution establishing the Sanitary Landfill Utility operating budget for the period of January 1, 2021 through April 31, 2021 in an amount not to exceed \$33,233.33.
- 2021-130** Resolution authorizing a letter of agreement between the City of Linden Board of Health and the City of Elizabeth Department of Health and Human Services, in conjunction with Trinitas Hospital for 2021 for STD Clinic Services in an amount not to exceed \$8,750.00.
- 2021-131** Resolution awarding a contract to Teliapp Corporation, in an amount not to exceed \$192,000.00 for technology cloud migration services.
- 2021-132** Resolution authorizing a contract to the firm of Florio Kenny Raval for special counsel services, on as needed basis, to provide guidance on implementing policies relative to the new Cannabis Laws, in an amount not to exceed \$10,000.00.
- 2021-133** Resolution amending Resolution 2020-354, awarding a contract to Brinkerhoff Environmental Services, Inc. for a preliminary Assessment at the former United Paint & Varnish Site, funded through the Hazardous Discharge Site Remediation Fund Municipal Grant Program through the NJ Department of Environmental Protection and the NJ Economic Development Authority at a fee not to exceed \$4,575.00.
- 2021-134** Resolution amending Resolution 2020-356 accepting a grant from the Hazardous Discharge Site Remediation Fund public entity program through the NJ Economic Development Authority and the NJ Department of Environmental Protection.
- 2021-135** Resolution approving the award of a contract to Charles E. Heck for real estate appraiser services and other services for State Court Tax Appeals for 2021 at a fee not to exceed \$18,000.00.
- 2021-136** Resolution authorizing Stacey L. Carron, Tax Collector, to participate in Electronic Tax Sale Process.
- 2021-137** Resolution for the 2021 Temporary Capital Budget to read as follows:

<u>Project</u>	<u>METHOD OF FINANCING</u>				<u>Debt</u> <u>Authorized</u>
	<u>Est.</u> <u>Costs</u>	<u>Budget</u> <u>Approp.</u>	<u>Capital</u> <u>Impr. Fund</u>	<u>Grant</u> <u>in Aid</u>	
Sport Utility Vehicles & Related Equipment/Accessories	\$363,000.00	\$363,000.00	\$18,150.00		\$344,850.00

- 2021-138** Resolution ratifying certain payments made by the Municipal Treasurer during the month Of February 2021 which do not appear on the Claims list.
- 2021-139** Resolution authorizing the execution of a hold harmless and access agreement with Community Solar Platform Holdings, LLC with respect to certain areas within City Hall

- 2021-140** Resolution amending a contract with New Jersey Audubon Society as Steward of the Linden Landfill in the amount of \$29,280.00 for Tasks 1-7.
- 2021-141** Resolution for awarding a contract to Eastern Datacom for the purchase and installation of a camera system, through the PEPPM Program in an amount not to exceed \$261,746.55.
- 2021-142** Resolution authorizing foreclosure of City Tax Title Liens for Block 587, Lots 3.01,3.02 and 3.03 (Cherokee LCP Land -587 Land LLC)
- 2021-143** Resolution to transfer 2020 Appropriations
- 2021-144** Resolution referring to the Planning Board for review and comment a redevelopment plan entitled "Redevelopment Plan Block 513, Lot 1 (South Park Avenue Redevelopment) pursuant to the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq.
- 2021-145** Resolution correcting Resolution 2021-118, which authorized the execution of a certificate of completion for DC Hospitality Linden Urban Renewal, LLC Hotel Project.
- 2021-146** Resolution authorizing a contract with Duct Dudes for the cleaning of HVAC Systems at various City-Owned Buildings at an amount not to exceed \$14,700.00.
- 2021-147** Resolution awarding a contract to Muller Bohlin & Associates, Inc. in the amount of \$369,965.00 to provide rail transportation project management and coordination services relative to the 2020 NJDOT Rail Freight Grant. (Funds to be paid from the 2020 NJDOT Rail Freight Grant.)
- 2021-148** Resolution commemorating the 160th Anniversary of the founding of the Township of Linden.
- 2021-149** Resolution for the Land Ethics Award received for the Marsh's Creek Restoration project.
- 2021-150** Resolution awarding a contract to P&A Construction, Inc. for emergency sanitary sewer repair on Washington Avenue in an amount not to exceed \$152,120.30.
- 2021-151** Resolution retroactively ratifying and accepting the DEP's Illegal Dumping Program Grant (to be provided).
- 2021-152** Resolution authorizing the execution of a certificate of completion for SRV Linden I Urban Renewal, LLC Phase I (Block 84 Lot 1.01)
- 2021-153** Resolution accepting Grant funding from the Department of Highway Traffic Safety, in the amount of \$12,000.00 for a distracted driving enforcement grant.
- 2021-154** Resolution amending a contract to Apruzzese, McDermot, Mastro & Murphy, P.C., in the amount of \$10,000.00 for special labor counsel services on an as needed basis as determined by the City Attorney for 2021.
- 2021-155** Resolution amending a contract to Robert Varady, Esq. of the firm La Corte, Varady & Kinsella, in the amount of \$15,000.00 for special counsel services on an as needed basis as determined by the City Attorney.

ORDINANCES FOR INTRODUCTION

- 65-13** An Ordinance establishing a CAP Bank for Calendar Year 2021.
- 65-14** 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-PP-3

65-15 An Ordinance providing an appropriation of \$363,000 for acquisition of sport Utility vehicles and related equipment/accessories for the Police Department and authorizing the issuance of \$344,850 Bonds or notes of the City for financing part of the appropriation.

65-16 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, 199," 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

7-33.1 A Handicapped Parking On-Street

<u>Name of Street</u>	<u>Spaces</u>	<u>No. of Location</u>
ADD:		
110 West 16 th St.	1	On the northwesterly sideline of West 16 th Street, 120 feet more or less southwesterly from the projection of the southwesterly curbline of Winans Avenue in front of 110 West 16 th Street for length of 22 feet. The aforesaid space is specifically reserved and designated for a vehicle for Cynthia Dudley-Hayes to be identified by license plate number and placard to be issued by the City, and no other vehicle bearing or displaying handicapped license plates and/or placards, or not, shall be permitted to park in such space.
2021 Von Spiegel Place	1	On the northwesterly side of Von Spiegel Place, 63 feet more Or less southwesterly from the projection of the southwesterly Curbline of McCandless Place in front of 2021 Von Spiegel Place and continuing for a length of 22 feet in a southwesterly Direction. The aforesaid space is specifically reserved and Designated for a vehicle for Kristi DePalma to be identified by License plate number and placard to be issued by the City, And no other vehicle bearing or displaying handicapped License plates and/or placards, or not, shall be permitted To park in such space.

65-17 An Ordinance to amend and supplement Chapter XXVI, flood damage prevention, 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 XXVI, Flood Damage Prevention, shall be and the same is hereby amended as follows:

Chapter XXVI, Flood Damage Prevention, Amend Section 25-17 Stormwater Control.

AMEND SECTION 26-17 STORMWATER CONTROL

65-18 An Ordinance adopting an amendment to the Redevelopment Plan for the St. Georges Avenue Redevelopment Area – Phase II.

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