

**LINWOOD COMMON COUNCIL  
MINUTES OF REGULAR MEETING  
January 27, 2010**

**FLAG SALUTE:**

Councilman Elliot Beinfest led the flag salute.

**CALL TO ORDER**

Council President Donna Taylor called the meeting to order at 6:50 P.M., noting that the meeting had been advertised in compliance with the requirements of the Open Public Meetings Act.

**ROLL CALL**

Present: Mayor Rick DePamphilis; Councilman Elliot Beinfest; Councilwoman Stacy DeDomenicis; Councilman Matt Levinson; Councilman Alex Marino; Councilman Ralph Paolone; and Council President Donna Taylor.

Absent: Councilman Tim Tighe.

Also Present: Joseph L. Youngblood, City Solicitor; Steve Mazur, Dixon Associates; and Leigh Ann Napoli, Municipal Clerk.

**APPROVAL OF MINUTES WITHOUT FORMAL READING**

Councilwoman DeDomenicis motioned, seconded by Councilman Paolone, to approve the minutes of the December 9, 2009 regular meeting and the January 6, 2010 Reorganization meeting without formal reading. All present members of Council were in favor. Motion was approved.

**PRESENTATION:**

Steve Mazur, of Dixon Associates, presented a Power Point Presentation on Stormwater Management and the City's compliance requirements mandated by the State of New Jersey. (The presentation is attached as Exhibit B)

**ORDINANCES**

**1 OF 2010** AN ORDINANCE PROVIDING FOR AND ESTABLISHING SALARIES, COMPENSATION AND SALARY RANGES OF OFFICERS AND EMPLOYEES OF THE CITY OF LINWOOD, AND REPEALING ALL ORDINANCES HERETOFORE ADOPTED, THE PROVISIONS OF WHICH ARE INCONSISTENT HEREWITH.

The Clerk read Ordinance No. 1 of 2010 by title only. Councilman Beinfest motioned, seconded by Councilwoman DeDomenicis to approve Ordinance No. 1 for first reading. A roll call vote was heard with six in the affirmative and Councilman Tighe absent. Motion was approved.

**2 OF 2010** AN ORDINANCE AMENDING CHAPTER 238 STORMWATER MANAGEMENT OF THE CODE OF THE CITY OF LINWOOD AND REPEALING ALL ORDINANCES HERETOFORE ADOPTED THE PROVISIONS OF WHICH ARE INCONSISTENT HEREWITH.

The Clerk read Ordinance No. 2 of 2010 by title only. Councilman Marino motioned, seconded by Councilwoman DeDomenicis to approve Ordinance No. 2 for first reading. A roll call vote was heard with six in the affirmative and Councilman Tighe absent. Motion was approved.

**3 OF 2010** AN ORDINANCE AMENDING CHAPTER 140 FEES, ARTICLE III PUBLIC DEFENDER FEE OF THE CODE OF THE CITY OF LINWOOD AND REPEALING ALL ORDINANCES HERETOFORE ADOPTED THE PROVISIONS OF WHICH ARE INCONSISTENT HEREWITH.

The Clerk read Ordinance No. 3 of 2010 by title only. Councilman Beinfest motioned, seconded by Councilwoman DeDomenicis to approve Ordinance No. 3 for first reading. A roll call vote was heard with six in the affirmative and Councilman Tighe absent. Motion was approved.

**4 OF 2010** AN ORDINANCE AMENDING CHAPTER 122 CURFEW, SECTION 1 LOITERING OF MINORS PROHIBITED OF THE CODE OF THE CITY OF LINWOOD AND REPEALING ALL ORDINANCES HERETOFORE ADOPTED THE PROVISIONS OF WHICH ARE INCONSISTENT HEREWITH.

The Clerk read Ordinance No. 4 of 2010 by title only. Councilman Marino motioned, seconded by Councilman Beinfest to approve Ordinance No. 4 for first reading. A roll call vote was heard with six in the affirmative and Councilman Tighe absent. Motion was approved.

## RESOLUTIONS

### **39-2010** A Resolution transferring Appropriation Reserves

The Clerk read Resolution No. 39 of 2010 by title only. Councilman Marino motioned, seconded by Councilman Levinson to approve Resolution No. 39. A roll call vote was heard with six in the affirmative and Councilman Tighe absent. Motion was approved.

## RESOLUTIONS WITHIN CONSENT AGENDA

All matters listed under item, **Consent** Agenda, are considered to be routine by City Council, and will be enacted by one motion in the form listed. Any items requiring expenditure are supported by a Certification of Availability of Funds and any item requiring discussion will be removed from the Consent Agenda and discussed separately. All Consent Agenda items will be reflected in full in the minutes.

- 28-2010** A Resolution authorizing the appointment of Merrilee Carlson to the position of Part Time Deputy Court Administrator for the City of Linwood
- 29-2010** A Resolution authorizing a refund of 2009 property taxes as a result of an Added Assessment Tax Appeal Judgment for Block 33, Lot 10 located at 132 E. Seaview Avenue
- 30-2010** A Resolution authorizing a refund of 2009 property taxes as a result of an Added Assessment Tax Appeal Judgment for Block 40, Lot 67 located at 1704 Somerset Boulevard
- 31-2010** A Resolution authorizing the resubmission of 2009 Application for a loan from the New Jersey Environmental Infrastructure Trust under the 2010 Financing Program
- 32-2010** A Resolution authorizing the City of Linwood to advertise for bids for the 2009 State Aid Improvements to Maple Avenue, Phase 1 in the City of Linwood
- 33-2010** A Resolution confirming a Mayoral appointment to the Linwood Shade Tree Commission
- 34-2010** A Resolution authorizing the award of a Non-Fair and Open Contract to Joel Fleishman as Bond Counsel
- 35-2010** A Resolution authorizing the award of a Non-Fair and Open Contract to Alliance for Governmental Auditors, LLC for Auditing Services
- 36-2010** A Resolution authorizing the award of a Non-Fair and Open Contract to Joseph L. Youngblood, Jr. as Municipal Solicitor
- 37-2010** A Resolution authorizing an Intergovernmental Agreement between the City of Linwood and the Atlantic County Improvement Authority with regard to the 2009 Community Development Block Grant (CDBG) Program
- 38-2010** A Resolution authorizing the execution of a Contract on behalf of the City of Linwood with the International Association of Fire Fighters Local #4370
- 40-2010** A Resolution authorizing the City of Linwood to release the Maintenance Bond with regard to the Barr Court Subdivision, Block 121 Lot 2, in the City of Linwood
- 41-2010** A Resolution confirming the appointment of Christopher S. Lipari as the Municipal Prosecutor and Darrin M. Lord as Municipal Public Defender for the City of Linwood

Council President Taylor asked if any member of Council would like to remove any items from consent. Nothing was removed. Councilman Marino motioned, seconded by Councilman Beinfest, to approve Resolutions No. 28-38, 40-41 of 2010. All present members of Council were in favor. Motion was approved.

## APPROVAL OF BILL LIST: \$2,851,128.69

Councilman Marino motioned, seconded by Councilwoman DeDomenicis, to approve the bills for payment. A roll call vote was heard with six in the affirmative and Councilman Tighe absent. Motion was approved. (The bill list is attached as Exhibit A)

**MEETING OPEN TO THE PUBLIC**

Council President Taylor opened the floor to the public for discussion on any topic.

Seeing and hearing no members from the public wishing to be heard, Council President Taylor closed the floor.

**FINAL REMARKS BY MAYOR AND COUNCIL**

Councilman Paolone – Councilman Paolone thanked and commended Mr. Mazur for his presentation on Stormwater Management.

Councilman Levinson – Councilman Levinson thanked Mr. Mazur for his presentation.

**ADJOURNMENT**

With no further business to be addressed by Council, Councilman Marino motioned, seconded by Councilman Paolone, to adjourn at 7:12 P.M.

Respectfully submitted,

Leigh Ann Napoli, RMC  
Municipal Clerk