

**LINWOOD COMMON COUNCIL
MINUTES OF REGULAR MEETING
April 22, 2015**

FLAG SALUTE:

Councilwoman Stacy DeDomenicis led the flag salute.

CALL TO ORDER

Council President Tighe called the meeting to order at 6:25 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 Todd Gordon; Councilman Brian Heun; Councilman Darren Matik; Councilman Ralph Paolone; and Council President Tim Tighe.

Absent: None.

Also Present: Joseph L. Youngblood, Jr., City Solicitor; Vincent Polistina, City Engineer; and Leigh Ann Napoli, Municipal Clerk.

APPROVAL OF MINUTES WITHOUT FORMAL READING

Councilman Beinfest motioned, seconded by Councilwoman DeDomenicis, to approve the minutes of the April 8, 2015 Regular meeting without formal reading. All members of Council were in favor with abstentions from Councilmen Gordon and Matik. Motion was approved.

SWEARING IN

Mayor DePamphilis administered the Oath of Office to Patrolman Alex Kuhns.

RESOLUTIONS

76-2015 A Resolution honoring Pamela J. Kallen for twenty-five years of employment with the City of Linwood

The Clerk read Resolution No. 76 of 2015 by title only. Councilwoman DeDomenicis motioned, seconded by Councilman Heun to approve Resolution No. 76. All members of Council were in favor. Motion was approved. Mayor DePamphilis read and presented the Resolution to Chief Doug Carman accepting on behalf of Mrs. Kallen. Chief Carman, the Mayor, and members of Council thanked and commended Mrs. Kallen.

83-2015 A Resolution honoring Jason M. Weber for twenty-five years of employment with the City of Linwood

The Clerk read Resolution No. 83 of 2015 by title only. Councilman Heun motioned, seconded by Councilman Gordon to approve Resolution No. 83. All members of Council were in favor. Motion was approved. Mayor DePamphilis read and presented the Resolution to Lieutenant Weber. Chief Carman, the Mayor, and members of Council thanked and commended Lieutenant Weber.

84-2015 A Resolution honoring Donald A. Auge for twenty-five years of employment and retirement from the City of Linwood

The Clerk read Resolution No. 84 of 2015 by title only. Councilman Beinfest motioned, seconded by Councilman Gordon to approve Resolution No. 84. All members of Council were in favor. Motion was approved. Mayor DePamphilis read and presented the Resolution to Patrolman Auge. Chief Carman, the Mayor, and members of Council thanked and commended Patrolman Auge.

ORDINANCE

2 OF 2015 AN ORDINANCE AMENDING ORDINANCE 20, 2004 AN ORDINANCE DECLARING THE PRUDENTIAL AND BLOOM SITES IN NEED OF REDEVELOPMENT AND APPROVING A REDEVELOPMENT PLAN FOR THOSE AREAS AND REPEALING ALL ORDINANCES HERETOFORE ADOPTED THE PROVISIONS OF WHICH ARE INCONSISTENT HEREWITH.

The Clerk read Ordinance No. 2 of 2015 by title only. Councilman Paolone motioned, seconded by Councilman Matik to approve Ordinance No. 2 for final reading. Council President Tighe explained that this amendment was referred to the Planning Board. The Board did make several recommendations. Council has accepted most of the recommendations except the signage. The Board found that the signage provisions were not consistent with the Master Plan. In light of the fact that the Master Plan was adopted in 2002 and reviewed in 2008 and in further light of the fact that there have been significant technological developments in lighting and signage subsequent to that time and further since, Council has determined that the nature and type of signs, including lighting that has been proposed, will be aesthetically pleasing and consistent with the high standards set by the City with regard to signage utilized in commercial development. Mr. Youngblood advised that language has been included to require that the site plan review process be conducted by the Planning Board. The use of independent care facility has been deleted. The Planning Board recommended 5 parking spaces per 1,000 square feet. However, Council approved 3.3 parking spaces per 1,000 square feet, which is consistent with Ordinance No. 13, 2011. The square footage of the project was reduced from 100,000 square feet to 90,000 square feet. The developer will be submitting an amended concept plan. Council President Tighe opened the floor for discussion on Ordinance No. 2. Seeing and hearing no members of the public wishing to be heard, Council President Tighe closed the floor. A roll call vote was heard with seven in the affirmative. Motion was approved.

4 OF 2015 AN ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK

The Clerk read Ordinance No. 4 of 2015 by title only. Councilman Gordon motioned, seconded by Councilwoman DeDomenicis to approve Ordinance No. 4 for final reading. Council President Tighe opened the floor for discussion on Ordinance No. 4. Seeing and hearing no members of the public wishing to be heard, Council President Tighe closed the floor. A roll call vote was heard with seven in the affirmative. Motion was approved.

5 OF 2015 AN ORDINANCE AMENDING ORDINANCE NO. 10 OF 2013, ADOPTED ON JUNE 12, 2013, WHICH ORDINANCE WAS AMENDED BY ORDINANCE NO. 11 OF 2014, ADOPTED ON JUNE 25, 2014, BY THE CITY OF LINWOOD, IN THE COUNTY OF ATLANTIC, NEW JERSEY, TO REAPPROPRIATE AMOUNTS PREVIOUSLY APPROPRIATED FOR VARIOUS SCHOOL IMPROVEMENTS.

The Clerk read Ordinance No. 5 of 2015 by title only. Councilman Matik motioned, seconded by Councilman Beinfest to approve Ordinance No. 5 for first reading. A roll call vote was heard with seven in the affirmative. 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.

- 85-2015** A Resolution authorizing the refund of a tax overpayment with regard to C-8 Village Boulevard in the City of Linwood
- 86-2015** A Resolution authorizing the issuance of a Raffle License, #2015-07, to Our Lady of Sorrows
- 87-2015** A Resolution awarding the Contract to Arawak Paving Co., Inc. for School House Drive Neighborhood Resurfacing
- 88-2015** A Resolution accepting the withdrawal of a bid received from Think Pavers for Contract No. 5, CDBG Funding 2014, ADA Curb Cuts
- 89-2015** A Resolution awarding the Contract to Diamond Construction for Contract No. 5, CDBG Funding 2014, ADA Curb Cuts

Council President Tighe asked if any member of Council would like to remove any items from consent. Nothing was removed. Councilman Beinfest motioned, seconded by Councilman Paolone, to approve Resolutions No. 85-89 of 2015. All members of Council were in favor. Motion was approved.

APPROVAL OF BILL LIST: \$1,344,073.34

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

MEETING OPEN TO THE PUBLIC

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

Sharon Ianoale, 105 Garden Court, Linwood – Ms. Ianoale read and presented a letter to City Council regarding the condition of lot 3, block 4 in the City of Linwood. (The letter and pictures are attached as Exhibit B)

Joe Khoury, 104 Garden Court, Linwood – also discussed the conditions at lot 3, block 4 and asked the City for help in addressing the problems.

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

FINAL REMARKS BY MAYOR AND COUNCIL

Mayor DePamphilis – The Mayor congratulated the honorees from tonight. He noted how nice it is to see former Mayor Vass and Councilman Brick in attendance.

Councilman Beinfest – Councilman Beinfest congratulated and welcomed the new Patrolman.

Councilwoman DeDomenicis – Councilwoman DeDomenicis announced that the spring leaf collection ends on May 8. Public Works just completed pruning the vines at the Krumm Vineyard. She encouraged everyone to visit the vineyard and the Arboretum.

Councilman Gordon – Councilman Gordon thanked the residents for sharing their concerns.

Councilman Matik – Councilman Matik will check out the property located at block 4, lot 3.

Councilman Heun – Councilman Heun thanked the members from the public for speaking. He also discussed the proposed commercial development on New Road, noting how beneficial it will be for the City.

Council President Tighe – Council President Tighe will also visit block 4, lot 3. He will discuss this matter with Mr. Beck, the Code Enforcement Officer. He understands that Mr. Beck did issue a violation in the past to the property owner. Council President Tighe will look into the matter further.

ADJOURNMENT

With no further business to be addressed by Council, Councilwoman DeDomenicis motioned, seconded by Councilman Matik, to adjourn at 7:07 P.M.

Respectfully submitted,

Leigh Ann Napoli, RMC
Municipal Clerk