

**LINWOOD COMMON COUNCIL  
MINUTES OF REGULAR MEETING  
June 23, 2021**

**CALL TO ORDER**

Council President Paolone called the meeting to order at 6:00 P.M., noting that the meeting had been advertised in compliance with the requirements of the Open Public Meetings Act.

**FLAG SALUTE:**

Councilwoman June Byrnes led the flag salute.

**ROLL CALL**

Present: Mayor Darren Matik; Councilwoman June Byrnes; Councilwoman DeDomenicis; Councilman Eric Ford; Councilman Todd Gordon; Councilman Matt Levinson; Councilman Todd Michael; and Council President Ralph Paolone.

Absent: None.

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

**APPROVAL OF MINUTES WITHOUT FORMAL READING**

Councilman Ford motioned, seconded by Councilwoman DeDomenicis to approve the minutes of the June 9, 2021 Caucus and Regular meeting without formal reading. All members of Council were in favor. Motion was approved.

**ORDINANCES**

**14 OF 2021** AN ORDINANCE AMENDING CHAPTER 183 NUISANCES, ARTICLE I PROHIBITIONS, SECTION 183-1, PROHIBITED USES, AND ARTICLE IV. PENALTIES, SECTION 183-5 VIOLATIONS AND PENALTIES 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. 14 of 2021 by title only. Councilman Ford motioned, seconded by Councilman Gordon, to approve Ordinance No. 14 for final reading. Council President Paolone opened the floor for discussion on Ordinance No. 14. Jim Isman, 116 Delmar Avenue, Linwood – Mr. Isman has lived in Linwood for forty-two years. Thirty-three years of those years on Delmar Avenue because it is away from traffic and noise. He has always enjoyed the quiet and tranquility of the location until 9:50 p.m. Friday, June 18 when the fireworks went off at the Linwood Country Club. He expressed his displeasure with the fireworks and the negative affects they have on animals, veterans, children on the spectrum, and wildlife. He asked for what and for who are the Linwood Country Club allowed to do this. Charlie Previtti, 119 Delmar Avenue, Linwood – Mr. Previtti has lived in Linwood for forty-one years and this is the first time he has ever complained about a neighbor. He did not move into Linwood for a neighbor to keep him awake. The noise from the fireworks was very annoying and upsetting. Kathleen Spaeth, 108 Country Club Drive, Linwood – Mrs. Spaeth thanked Council for listening to her. She has been attending Council meetings for the last few months. Her concern with the music at the Country Club is not only the audible but the bass. The noise ordinance contains the language, “significantly audible.” She discussed that term as being a gray area and asked if would include the bass. Council President Paolone advised that the language encompasses everything. It is something the Police Department can enforce and will be at the sole discretion of the Police Officer. They can ask the Country Club to turn the music down and they can issue tickets. Mrs. Spaeth thanked Chief Weber on being responsive to her emails and appreciates Council setting time limits in the Ordinance. Seeing and hearing no other members of the public wishing to be heard, Council President Paolone closed the floor. 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.

- 124-2021** A Resolution acknowledging receipt and review of the City of Linwood Construction Certificate Management Procedures (CCMP)
- 125-2021** A Resolution joining the establishment of the Central Municipal Court of Atlantic County
- 126-2021** A Resolution authorizing the refund of various tax overpayments made by Corelogic Mortgage
- 127-2021** A Resolution authorizing disposal of surplus property
- 128-2021** A Resolution awarding a Non-Competitive Contract for Professional Services to William McLees Architecture, LLC for Architectural Services in the City of Linwood
- 129-2021** A Resolution approving Change Order No. 1 with Landberg Construction, LLC with regard to the resurfacing of Wabash Avenue Phase II in the City of Linwood

Council President Paolone asked if any member of Council would like to remove any items from consent. Nothing was removed. Councilman Levinson motioned, seconded by Councilman Ford, to approve Resolutions No. 124-129 of 2021. All members of Council were in favor. Motion was approved.

## **APPROVAL OF BILL LIST: \$171,872.93**

Councilman Gordon motioned, seconded by Councilman Ford, 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 Paolone 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 Paolone closed the floor.

## **FINAL REMARKS BY MAYOR AND COUNCIL**

Councilwoman Byrnes – Councilwoman Byrnes thanked everyone for attending the meeting. She is confident with the Police Department to enforce the ordinance. She announced that the Young at Heart Luncheon was very successful and she looks forward to more events. She also reminded everyone about the July 4 annual bike parade hosted by the Linwood Historical Society.

Councilwoman DeDomenicis – Councilwoman DeDomenicis thanked everyone for attending and thanked the Judges for their comments. Council is here to listen and takes all comments seriously. She announced the upcoming free community shred event on June 25, 2021 at the Public Works Garage from 10am to 1pm.

Councilman Gordon – Councilman Gordon thanked everyone for speaking and sharing their thoughts. The noise issue has been challenging to deal with. They put an ordinance together that they hope will resolve some issues.

Councilman Michael – Councilman Michael thanked everyone for attending and sharing their comments. City Council worked very hard on the noise issue and came up with something they hope works. They hope it will allow the businesses to operate and allow residents to enjoy their homes.

Councilman Levinson – Councilman Levinson also hopes the ordinance will be good for everyone. He trusts the Police Department's discretion. He noted that the fireworks are not something that will happen all the time.

Councilman Ford – Councilman Ford noted that Council put a lot of work into the Ordinance. It is a living and breathing document and can be changed at any time. He too hopes that the Country Club and the residents can live in harmony. He is also confident in the Police Department with this Ordinance.

Council President Paolone – Council President Paolone discussed case law regarding the term “significantly audible,” noting that it is enforceable. He is confident in the Police Department. He spoke to the Judge about the fireworks and agree they could be problematic if not only done once or twice a year. He commended Councilwoman Byrnes on the senior luncheon, noting that it was a great event.

**ADJOURNMENT**

With no further business to be addressed by Council, Councilman Levinson motioned, seconded by Councilman Michael, to adjourn at 6:29 P.M.

Respectfully submitted,

Leigh Ann Napoli, RMC  
Municipal Clerk