

**LINWOOD COMMON COUNCIL
MINUTES OF REGULAR MEETING
September 25, 2013**

FLAG SALUTE:

Councilman Tim Tighe led the flag salute.

CALL TO ORDER

Council President Taylor called the meeting to order at 6:55 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 Darren Matik; Councilman Ralph Paolone; Councilman Tim Tighe; and Council President Donna Taylor.

Absent: None.

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

APPROVAL OF MINUTES WITHOUT FORMAL READING

Councilman Beinfest motioned, seconded by Councilman Gordon, to approve the minutes of the September 11, 2013 Regular meeting without formal reading. All members of Council were in favor with one abstention from Councilman Matik. Motion was approved.

PRESENTATION

133-2013 An Honorary Resolution for Herbert I. Mars, Jr.

The Clerk read Resolution No. 133 of 2013 by title only. Councilman Gordon motioned, seconded by Councilman Beinfest, to approve Resolution No. 133. All members of Council were in favor. Motion was approved. Councilman Matik and Deputy Chief Dave Buzby presented the Resolution to Mrs. Claudia Mars.

134-2013 A Resolution Honoring United States Army Sergeant Patrick Carney

The Clerk read Resolution No. 134 of 2013 by title only. Councilman Beinfest motioned, seconded by Councilman Paolone, to approve Resolution No. 134. All members of Council were in favor. Motion was approved. The Mayor presented the Resolution to United States Army Sergeant Patrick Carney.

ORDINANCES

16 OF 2013 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. 16 of 2013 by title only. Councilman Tighe motioned, seconded by Councilman Gordon to approve Ordinance No. 16 for final reading. Council President Taylor opened the floor for discussion on Ordinance No. 16. Seeing and hearing no members of the public wishing to be heard, Council President Taylor closed the floor. A roll call vote was heard with seven in the affirmative. Motion was approved.

17 OF 2013 AN ORDINANCE AMENDING CHAPTER 273 WIND ENERGY CONVERSION SYSTEMS, 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. 17 of 2013 by title only. Councilman Tighe motioned, seconded by Councilman Gordon to approve Ordinance No. 17 for final reading. Council President Taylor opened the floor for discussion on Ordinance No. 17. Seeing and hearing no members of the public wishing to be heard, Council President Taylor closed the floor. A roll call vote was heard with seven in the affirmative. Motion was approved.

18 OF 2013 AN ORDINANCE AMENDING CHAPTER 277 ZONING, ARTICLE X, USES AND SUPPLEMENTAL STANDARDS, HEIGHT OF STRUCTURES 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. 18 of 2013 by title only. Councilman Tighe motioned, seconded by Councilman Gordon to approve Ordinance No. 18 for final reading. Council President Taylor opened the floor for discussion on Ordinance No. 18. Seeing and hearing no members of the public wishing to be heard, Council President Taylor closed the floor. A roll call vote was heard with seven in the affirmative. Motion was approved.

19 OF 2013 AN ORDINANCE AMENDING CHAPTER 175 LITTERING 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. 19 of 2013 by title only. Councilman Tighe motioned, seconded by Councilman Matik to approve Ordinance No. 19 for final reading. Council President Taylor opened the floor for discussion on Ordinance No. 19. Seeing and hearing no members of the public wishing to be heard, Council President Taylor 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.

- 111-2013** A Resolution supporting an Application to Atlantic County for Diversion of Parkland
- 127-2013** A Resolution approving Change Order No. 2 with Lafayette Utility Construction Company with regard to the Southwest Linwood Flood Control Drainage Improvements in the City of Linwood
- 130-2013** A Resolution authorizing an Alliance Agreement with the County of Atlantic for a Drug Abuse and Alcohol Education and Prevention Program
- 131-2013** A Resolution of the City Council of the City of Linwood, County of Atlantic, New Jersey authorizing a Governmental Energy Aggregation Program and appointing Commercial Utility Consultants, Inc. as Energy Agent to assist the City in the implementation of the City's Energy Aggregation Program and making other determinations in connection therewith (PULLED)
- 132-2013** A Resolution of the City of Linwood authorizing entry into a Cooperative Pricing Agreement

Council President Taylor advised that Resolution No. 131 was pulled from the Consent Agenda. She also advised the Resolution No. 135, in support of a countywide tax assessment, was added to the Consent Agenda. She asked if any member of Council would like to remove any other items from consent. Councilman Beinfest motioned, seconded by Councilwoman DeDomenicis, to approve Resolutions No. 111, 127, 130, and 132 of 2013. All members of Council were in favor. Motion was approved.

APPROVAL OF BILL LIST: \$124,057.09

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

Wayne Dilks 214 Van Sant Avenue, Linwood

Mr. Dilks asked when the antenna and siren will be put back up at the Fire House. Councilman Matik explained that the JIF just recently approved the claim and Councilman Matik is working with Fire Chief Chick Kisby on having the project completed.

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

FINAL REMARKS BY MAYOR AND COUNCIL

Councilman Tighe – Councilman Tighe thanked Herbert Mars and Sergeant Carney for their service. He reminded everyone that school is back in session and asked drivers to watch for children crossing.

Councilman Beinfest – Councilman Beinfest knew Herbert Mars for a long time. Herb will be missed. Councilman Beinfest announced that the Halloween Parade is October 27. He also announced that the Historical Society is participating in a yard sale in Egg Harbor Township this Sunday.

Councilman Gordon – Councilman Gordon thanked the family of Herbert Mars for attending the meeting to accept the Resolution and honored Mr. Mars for his many years of service to the fire company. He congratulated Sergeant Carney and his family for his safe return home and thanked him for his service to our Country.

Councilman Paolone – Councilman Paolone echoed the comments of Councilman Gordon. He thanked Sergeant Carney for his service. It's nice to honor a firefighter for work done on a volunteer basis for such a long time. He also congratulated the Mainland Regional High School field hockey team on their win against Ocean City and for their rank on the Elite 11.

Councilman Matik – Councilman Matik indicated that the families of Sergeant Carney and Herb Mars should be very proud.

ADJOURNMENT

With no further business to be addressed by Council, Councilman Gordon motioned, seconded by Councilman Tighe, to adjourn at 7:11 P.M.

Respectfully submitted,

Leigh Ann Napoli, RMC
Municipal Clerk