

**LINWOOD COMMON COUNCIL
CAUCUS AGENDA
February 14, 2018
6:00 P.M.**

**NOTICE OF THIS MEETING HAS BEEN PUBLISHED
IN ACCORDANCE WITH THE REQUIREMENTS OF
THE OPEN PUBLIC MEETINGS ACT.**

1. Roll Call Mayor DePamphilis ___ Mr. Beinfest _____ Mrs. DeDomenicis _____
 Mr. Ford _____ Mr. Gordon _____ Mr. Heun _____
 Mr. Matik _____ Mr. Paolone _____

 Professionals: Mr. Youngblood ___ Mr. Polistina _____ Mrs. Napoli _____
2. Approval of Minutes Without Formal Reading
3. Mayor's Report
4. Councilman Beinfest
 - A. Neighborhood Services
5. Councilwoman DeDomenicis
 - A. Public Works
 1. Resolution authorizing Aerial Mosquito Control contract with Atlantic County
 2. Resolution extending the Shared Services Agreement with the ACUA for Solid Waste Collection
6. Councilman Ford
 - A. Planning & Development
 1. Resolutions authorizing refunds of escrow/engineering fees for Street Opening Permits
 2. Rehabilitation Area
 3. Request for temporary signs at the park by Athletes Arbor
7. Councilman Gordon
 - A. Engineering
8. Councilman Heun
 - A. Public Safety
 1. Ordinance amending Chapter 257 on Licensed Towing Operators – final reading
 2. Resolution approving the certification of qualified volunteers for LOSAP
9. Councilman Matik
 - A. Revenue & Finance
 1. Salary Ordinance – final reading
 2. Bond Ordinance – final reading
 3. Resolution to use the average percentage of collection in calculating the reserve for uncollected taxes
10. Council President Paolone
 - A. Administration
 1. Resolution authorizing a refund to Faces 4 Autism with regard to Raffle License fee
 2. Resolution authorizing a refund to Tara & Joseph Mazza with regard to a Dog License fee
11. Mr. Youngblood
 - A. Resolution authorizing payment of \$2,500 into a Special Escrow Account for payment of Special Master and Professional Fees related to the Mount Laurel Litigation

**LINWOOD COMMON COUNCIL
AGENDA OF REGULAR MEETING
February 14, 2018**

CALL TO ORDER

**NOTICE OF THIS MEETING HAS BEEN
PUBLISHED IN ACCORDANCE WITH THE
REQUIREMENTS OF THE OPEN PUBLIC MEETINGS ACT.**

FLAG SALUTE: Councilman Ford

ROLL CALL

APPROVAL OF MINUTES WITHOUT FORMAL READING

ORDINANCES

- 2 OF 2018** AN ORDINANCE AMENDING CHAPTER 257 TOWING, SECTION 257-7, USE AND NUMBER OF LICENSED TOWING OPERATORS BY CITY; SUSPENSION OF LICENSES, OF THE CODE OF THE CITY OF LINWOOD AND REPEALING ALL ORDINANCES HERETOFORE ADOPTED, THE PROVISIONS OF WHICH ARE INCONSISTENT HEREWITH.
FIRST READING: January 24, 2018
PUBLICATION: January 29, 2018
PASSAGE: February 14, 2018
- 3 OF 2018** 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.
FIRST READING: January 24, 2018
PUBLICATION: January 29, 2018
PASSAGE: February 14, 2018
- 4 OF 2018** A BOND ORDINANCE APPROPRIATING ONE MILLION FIVE HUNDRED FIFTY-EIGHT THOUSAND DOLLARS (\$1,558,000) AND AUTHORIZING THE ISSUANCE OF ONE MILLION FOUR HUNDRED EIGHTY THOUSAND DOLLARS (\$1,480,000) IN BONDS OR NOTES OF THE CITY OF LINWOOD FOR GENERAL IMPROVEMENTS AUTHORIZED TO BE UNDERTAKEN BY THE CITY OF LINWOOD, IN THE COUNTY OF ATLANTIC, NEW JERSEY
FIRST READING: January 24, 2018
PUBLICATION: January 29, 2018
FINAL READING: February 14, 2018
PUBLICATION WITH STATEMENT: February 19, 2018

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.

- 48-2018** A Resolution authorizing the use of the average percentage of collection in calculating the Reserve for Uncollected Taxes in the 2018 Local Municipal Budget
- 49-2018** A Resolution authorizing entering into an Agreement with Atlantic County for Municipal Aerial Mosquito Control Services

RESOLUTIONS WITHIN CONSENT AGENDA (continued)

- 50-2018** A Resolution approving the Certification of Qualified Volunteers for LOSAP
- 51-2018** A Resolution authorizing a refund to Faces 4 Autism with regard to a Raffle License Application Fee
- 52-2018** A Resolution authorizing a refund to Tara & Joseph Mazza with regard to a Dog License Fee
- 53-2018** A Resolution authorizing the refund of Escrow/Engineering Inspection Funds posted as part of a Street Opening Permit #S-029-16
- 54-2018** A Resolution authorizing the refund of Escrow/Engineering Inspection Funds posted as part of a Street Opening Permit #S-055-17
- 55-2018** A Resolution authorizing the payment of the sum of Two Thousand Five Hundred Dollars into a Special Escrow Account for payment of Special Master Fees and Professional Fees related to the Mount Laurel Litigation
- 56-2018** A Resolution extending the Shared Services Agreement with the Atlantic County Utilities Authority for Solid Waste and Bulk Waste Collection Services

APPROVAL OF BILL LIST: \$

MEETING OPEN TO THE PUBLIC

FINAL REMARKS BY MAYOR AND COUNCIL

ADJOURNMENT

ORDINANCE NO. 2, 2018

AN ORDINANCE AMENDING CHAPTER 257 TOWING, SECTION 257-7, USE AND NUMBER OF LICENSED TOWING OPERATORS BY CITY; SUSPENSION OF LICENSES, OF THE CODE OF THE CITY OF LINWOOD AND REPEALING ALL ORDINANCES HERETOFORE ADOPTED, THE PROVISIONS OF WHICH ARE INCONSISTENT HEREWITH.

BE IT ORDAINED, by the Common Council of the City of Linwood, County of Atlantic and State of New Jersey as follows:

SECTION 1: Chapter 257 Section 257-7 Use and number of licensed towing operators by City; suspension of licenses, Section B is hereby amended to read as follows:

- B.** In the event that more than one towing operator shall become a licensed towing operator, the towing services needed by the City of Linwood shall be rotated among licensed towing operators for time periods to be prescribed by the Chief of Police of the City of Linwood on an equal basis. Each new licensed towing operator shall initially be placed last on the rotary list. The maximum number of licensed towing operators providing towing services to the City of Linwood at any given time shall be capped at two licensed towing operators. Notwithstanding the foregoing, if at the time of the adoption of this section, there are more than two approved licensed towing operators, said licensed towing operators shall remain licensed and able to provide towing services in the City of Linwood until said towing operators' licenses are suspended, terminated or revoked.

SECTION 3: All ordinances or parts of ordinances inconsistent herewith are hereby repealed to the extent of such inconsistencies.

SECTION 4: Should any sentence, clause, sentence, phrase or provision of this ordinance be declared unconstitutional or invalid by a Court of competent jurisdiction, such decision shall not affect the remaining portions of this ordinance.

SECTION 5: This ordinance shall take effect upon its final passage, publication and adoption in the manner prescribed by law.

FIRST READING: *January 24, 2018*
PUBLICATION: *January 29, 2018*
PASSAGE: *February 14, 2018*

The within Ordinance was introduced at a meeting of the Common Council of the City of Linwood, County of Atlantic and State of New Jersey held on, January 24, 2018 and will be further considered for final passage after a public hearing thereon at a meeting of said Common Council on February 14, 2018.

LEIGH ANN NAPOLI, RMC, MUNICIPAL CLERK

RICHARD L. DEPAMPHILIS, III, MAYOR

ORDINANCE NO. 3, 2018

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.

BE IT ORDAINED, by the Common Council of the City of Linwood, County of Atlantic and State of New Jersey as follows:

SECTION 1: That the following salaries, wages and compensations shall be paid to the following officials, officers and employees of the City of Linwood, retroactive to January 1, 2018, subject, however, to the provisions of certain Employment Contracts between the City of Linwood and the Mainland Police Benevolent Association, the bargaining agent for the members of the Linwood Police Department and Linwood Superior Officers; the Teamsters Local 331 inclusive of the Police Secretary, Linwood Uniformed Firefighters Association Local Union #4370, and also except as otherwise stated herein.

<u>PART TIME HOURLY</u>	<u>RANGE</u>
Administrative Assistant	\$ 8.60 to \$35.00
Clerk Typist	\$ 8.60 to \$35.00
Code Enforcement Officer	\$ 8.60 to \$35.00
Deputy Court Administrator	\$ 8.60 to \$35.00
Dispatcher	\$ 8.60 to \$35.00
Fire Relief	\$ 8.60 to \$35.00
Groundskeeper	\$ 8.60 to \$35.00
Matron	\$ 8.60 to \$35.00
Recreation Aide	\$ 8.60 to \$35.00
Special Law Enforcement Officer Class II	\$ 8.60 to \$35.00
Summer Intern	\$ 8.60 to \$35.00

<u>PART TIME PER DIEM</u>	<u>RANGE</u>
Planning Board Recording Secretary	\$ 50.00 to \$300.00
Planning Board Tape Recorder Operator/Secretary	\$ 50.00 to \$300.00
School Crossing Guard Captain	\$ 30.00 to \$ 60.00
School Crossing Guard	\$ 25.00 to \$ 50.00

PART TIME PER ANNUMRANGE

Clean Communities Coordinator	\$ 50.00 to \$ 5,000.00
Computer Maintenance Coordinator	\$ 500.00 to \$ 2,000.00
Communications Coordinator	\$ 1,000.00 to \$ 4,000.00
Construction Official	\$ 5,000.00 to \$50,000.00
Council Member	\$ 5,000.00 to \$15,000.00
Council President	\$ 5,000.00 to \$20,000.00
Deputy Emergency Management Director	\$ 500.00 to \$ 2,000.00
Drug Alliance Coordinator	\$ 1,000.00 to \$ 5,000.00
Emergency Management Director	\$ 1,000.00 to \$ 4,000.00
Journeyman Electrician	\$ 3,100.00 to \$ 5,000.00
Floodplain Manager	\$ 1,000.00 to \$ 2,000.00
Mayor	\$ 5,000.00 to \$25,000.00
Memorial Park Director	\$ 4,000.00 to \$15,000.00
Assistant Memorial Park Director	\$ 1,000.00 to \$ 5,000.00
Municipal Magistrate	\$10,000.00 to \$30,000.00
Planning Board Secretary	\$ 5,000.00 to \$15,000.00
Police Chief	\$30,000.00 to \$150,000.00
Recycling Coordinator	\$ 1,000.00 to \$ 5,000.00
Utilities Collector	\$ 2,000.00 to \$ 7,000.00
Sub-Code Off/Building Inspector	\$ 5,000.00 to \$25,000.00
Sub-Code Off/Electrical Inspector	\$ 5,000.00 to \$25,000.00
Sub-Code Off/Fire Protection	\$ 5,000.00 to \$25,000.00
Sub-Code Off/Plumbing Inspector	\$ 5,000.00 to \$25,000.00
Tax Assessor	\$25,000.00 to \$50,000.00
Uniform Fire Official/Fire Marshall	\$ 5,000.00 to \$15,000.00
Uniform Fire Safety Inspector	\$ 1,000.00 to \$ 5,000.00
Zoning Board of Adjustment Secretary/Tape Recorder	\$5,000.00 to \$15,000.00
Zoning Officer	\$ 5,000.00 to \$15,000.00

FULL TIME PER ANNUMRANGE

Account Clerk	\$25,000.00 to \$50,000.00
Accountant	\$25,000.00 to \$50,000.00
Accounting Assistant	\$25,000.00 to \$50,000.00
Administrative Assistant	\$25,000.00 to \$50,000.00
Administrator	\$50,000.00 to \$95,000.00
Bookkeeper	\$25,000.00 to \$35,000.00
Chief Financial Officer	\$50,000.00 to \$95,000.00
Code Enforcement Officer/Housing Inspector	\$25,000.00 to \$50,000.00
Deputy Court Administrator	\$25,000.00 to \$50,000.00
Deputy Municipal Clerk	\$25,000.00 to \$50,000.00
Deputy Tax Collector	\$25,000.00 to \$60,000.00
Dispatcher / Supervisor	\$42,000.00 to \$60,000.00
Dispatcher	\$25,000.00 to \$60,000.00
Equipment Operator	\$25,000.00 to \$70,000.00
Fire Captain	\$56,000.00 to \$90,000.00
Fireman	
F/F during 1 st year of service	\$23,000.00 to \$45,000.00
F/F after 1 year of service	\$23,000.00 to \$50,000.00
F/F after 2 years of service	\$23,000.00 to \$55,000.00
F/F after 3 years of service	\$23,000.00 to \$60,000.00
F/F after 4 years of service	\$23,000.00 to \$65,000.00
F/F after 5 years of service	\$23,000.00 to \$70,000.00

FULL TIME PER ANNUM (continued)RANGE

F/F after 6 years of service	\$23,000.00 to \$75,000.00
F/F after 7 years of service	\$23,000.00 to \$80,000.00
F/F after 8 years of service	\$23,000.00 to \$85,000.00
F/F after 9 years of service	\$23,000.00 to \$85,000.00
F/F after 10 years of service	\$23,000.00 to \$85,000.00
F/F after 11 years of service	\$23,000.00 to \$85,000.00
F/F after 12 years of service	\$23,000.00 to \$85,000.00
F/F after 13 years of service	\$23,000.00 to \$85,000.00
F/F after 14 years of service	\$23,000.00 to \$85,000.00
General Supervisor	\$40,000.00 to \$90,000.00
Groundskeeper	\$25,000.00 to \$50,000.00
Municipal Clerk	\$30,000.00 to \$95,000.00
Municipal Court Administrator	\$30,000.00 to \$65,000.00
Patrolman - During Probation	\$25,000.00 to \$50,000.00
Patrolman - Step 1	\$25,000.00 to \$55,000.00
Patrolman - Step 2	\$25,000.00 to \$60,000.00
Patrolman - Step 3	\$25,000.00 to \$65,000.00
Patrolman - Step 4	\$25,000.00 to \$70,000.00
Patrolman - Step 5	\$25,000.00 to \$75,000.00
Patrolman - Step 6	\$25,000.00 to \$90,000.00
Patrolman - Step 7	\$25,000.00 to \$95,000.00
Patrolman - Step 8	\$25,000.00 to \$95,000.00
Patrolman - Step 9	\$25,000.00 to \$95,000.00
Patrolman - Step 10	\$25,000.00 to \$95,000.00
Patrolman - Step 11	\$25,000.00 to \$95,000.00
Patrolman - Step 12	\$25,000.00 to \$99,000.00
Police Captain	\$50,000.00 to \$130,000.00
Police Chief	\$75,000.00 to \$150,000.00
Police Department Secretary	\$23,000.00 to \$70,000.00
Police Lieutenant	\$50,000.00 to \$125,000.00
Police Sergeant	\$40,000.00 to \$105,000.00
Public Works Foreman	\$25,000.00 to \$80,000.00
Public Works Laborer	\$25,000.00 to \$60,000.00
Public Works Superintendent	\$50,000.00 to \$95,000.00
Secretary	\$25,000.00 to \$60,000.00
Tax Collector	\$40,000.00 to \$85,000.00
Tech. Assistant to Construction Office	\$30,000.00 to \$60,000.00

SECTION 2A: A current full time employee, employed as of January 1, 2012, shall be paid together with his or her annual salary as fixed and determined by this ordinance, additional compensation based upon length of his or her full time service, effective and limited to January 1, 2012, an

amount to be added to base salary and paid bi-weekly or monthly in accordance with the following schedule:

<u>YEARS OF SERVICE</u>	<u>COMPENSATION PER ANNUM IN ADDITION TO FIXED SALARY</u>
3	\$350.00
Each year after 3 to 30 years	\$350.00 plus \$150.00 for each additional year up to a maximum of \$4,000.00

However, all longevity pay for current employees shall be frozen at the level of service achieved effective January 1, 2012 and no new employee or current employee who has not reached a level of service whereby he or she is entitled to longevity pay as of that date, shall be paid longevity, nor shall said employees be entitled to longevity pay at any time in the future.

SECTION 2B: The aforesaid additional compensation and all overtime paid for any union employee shall be payable in accordance with the terms of the union employee contracts.

SECTION 2C: The period of eligibility for length of service for longevity pay shall be determined as of the anniversary date of the full time employment of each employee. Those employees hired from January 1 to June 30 will be considered to have completed a full year December 31 of that year. Those employees hired after June 30 will be considered to have completed a full year December 31 of the following year. For all years thereafter, all anniversary dates will be on January 1. However, all current employees shall be frozen at the level of employment achieved as of January 1, 2012 for purposes of longevity and no new employees shall be entitled to longevity.

SECTION 2D: All full time employees holding a Bachelor's Degree in a subject related to that employee's position within the City of Linwood shall receive additional compensation in the amount of \$1,250.00 per year. All

full time employees holding a Master's Degree related to that employee's position within the City of Linwood shall receive additional compensation in the amount of \$1,400.00 per year. Such additional compensation shall be added to base salary and paid bi-weekly or monthly.

SECTION 3: All said salaries, wages and compensation shall be paid to the Municipal Magistrate, Tax Assessor, Emergency Management Director, Fire Inspector and the Uniform Fire Official in equal monthly installments; to the Mayor, Councilpersons, and Drug Alliance Coordinator in equal quarterly installments; and all of the other abovementioned salaries, wages and compensation shall be paid biweekly, in equal installments, every other Friday.

SECTION 4: All ordinances or parts of ordinances inconsistent herewith are hereby repealed to the extent of such inconsistencies.

SECTION 5: Should any section, clause, sentence, phrase or provision of this ordinance be declared unconstitutional or invalid by a Court of competent jurisdiction, such decision shall not affect the remaining portions of this ordinance.

SECTION 6: This ordinance shall take effect retroactively to January 1, 2018 upon its final passage, publication and adoption in the manner prescribed by law.

<i>FIRST READING:</i>	<i>January 24, 2018</i>
<i>PUBLICATION:</i>	<i>January 29, 2018</i>
<i>PASSAGE:</i>	<i>February 14, 2018</i>

The within Ordinance was introduced at a meeting of the Common Council of the City of Linwood, County of Atlantic and State of New Jersey held on, January 24, 2018 and will be further considered for final passage after a public hearing thereon at a meeting of said Common Council on February 14, 2018.

LEIGH ANN NAPOLI, RMC, MUNICIPAL CLERK

RICHARD L. DEPAMPHILIS, III, MAYOR

ORDINANCE NO. 4 - 2018

A BOND ORDINANCE APPROPRIATING ONE MILLION FIVE HUNDRED FIFTY-EIGHT THOUSAND DOLLARS (\$1,558,000) AND AUTHORIZING THE ISSUANCE OF ONE MILLION FOUR HUNDRED EIGHTY THOUSAND DOLLARS (\$1,480,000) IN BONDS OR NOTES OF THE CITY OF LINWOOD FOR GENERAL IMPROVEMENTS AUTHORIZED TO BE UNDERTAKEN BY THE CITY OF LINWOOD, IN THE COUNTY OF ATLANTIC, NEW JERSEY

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF LINWOOD, IN THE COUNTY OF ATLANTIC, NEW JERSEY (not less than two-thirds of all the members thereof affirmatively concurring), AS FOLLOWS:

Section 1. Appropriation for Projects-Down Payment.

The general improvements described in Section 3 of this bond ordinance are hereby authorized as general improvements to be made or acquired by the City of Linwood, in the County of Atlantic, New Jersey (the "City"). For the said improvements or purposes stated in Section 3, there are hereby appropriated the sums of money therein stated as the apportionments made for said improvements or purposes, said sums being inclusive of all appropriations heretofore made therefor and amounting in the aggregate to ONE MILLION FIVE HUNDRED FIFTY-EIGHT THOUSAND DOLLARS (\$1,558,000), including the aggregate sum of SEVENTY-EIGHT THOUSAND DOLLARS (\$78,000) as the down payment for said improvements as required pursuant to N.J.S.A. 40A:2-11 and more particularly described in Section 3 and now available by virtue of provision in a previously adopted budget or budgets of the City for down payments for capital improvement purposes, and including also monies received or expected to be received from the United States of America, the State of New Jersey or the County of Atlantic, or agencies thereof, as grants in aid of financing said improvements or purposes.

Section 2. Authorization of Bonds.

For the financing of said improvements or purposes and to meet the part of said ONE MILLION FIVE HUNDRED FIFTY-EIGHT THOUSAND DOLLARS (\$1,558,000) in appropriations not provided for by application hereunder of said down payment, negotiable bonds of the City are hereby authorized to be issued in the principal amount of ONE MILLION FOUR HUNDRED EIGHTY THOUSAND DOLLARS (\$1,480,000) pursuant to the Local Bond Law of New Jersey (the "Local Bond Law"). In anticipation of the issuance of said bonds and to temporarily finance said improvements or purposes, negotiable notes of the City in a principal amount not exceeding ONE MILLION FOUR HUNDRED EIGHTY THOUSAND DOLLARS (\$1,480,000) are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. Description of Projects.

The improvements are hereby authorized and the purposes for the financing of which said obligation is to be issued, the appropriations made for and estimated costs of such purposes, and the estimated maximum amount of bonds or notes to be issued for such purposes, are follows:

IMPROVEMENTS OR PURPOSES	APPROPRIATION AND ESTIMATED COST	ESTIMATED MAXIMUM AMOUNT OF BONDS AND NOTES
(a) Various Improvements to Municipal Recreation Areas, including without limitation the bike path area, and including the costs of surveying, construction planning, architectural, engineering, preparation of plans and specifications, permits, bid documents and construction inspection and administration.	\$579,000	\$550,000

(b) Purchase of Fire Truck, Vehicles and Various Equipment for Fire Department.	\$390,000	\$370,500
(c) Construction of Various Road Sign Improvements and Various Truck Purchases for Public Works Department.	\$380,000	\$361,000
(d) Various Improvements to the Municipal Sanitary Sewer and Storm Water Sewer Systems, including the costs of surveying, construction planning, architectural, engineering, preparation of plans and specifications, permits, bid documents and construction inspection and administration.	\$179,000	\$170,000
(e) Purchase of Furniture and Portable Mobile Radios for Police Department.	\$30,000	\$28,500
TOTAL	<u>\$1,558,000</u>	<u>\$1,480,000</u>

The excess of the appropriations made for the improvements or purposes aforesaid over the estimated maximum amount of bonds or notes to be issued therefor, as above stated, is the amount of the said down payments for said purposes.

Section 4. Authorization of Notes.

In anticipation of the issuance of said bonds and to temporarily finance said improvements, negotiable notes of the City in a principal amount equal to the said principal of bonds not exceeding ONE MILLION FOUR HUNDRED EIGHTY THOUSAND DOLLARS (\$1,480,000) are hereby authorized to be issued pursuant to the limitations prescribed by the Local Bond Law. All such note(s) shall mature at such time as may be determined by the Chief Financial Officer or such other financial officer designated by Resolution for this purpose (both being hereinafter referred to in this Section as Chief Financial Officer); provided that no note shall mature later than one (1) year from its issue date. Such note(s)

shall bear interest at a rate or rates and shall be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer shall determine all matters in connection with any note(s) issued pursuant to this Ordinance, and the signature of the Chief Financial Officer upon such note(s) shall be conclusive evidence as to all such determinations. The Chief Financial Officer is hereby authorized to sell the note(s) from time to time at public or private sale in such amounts as the Chief Financial Officer may determine and not less than par, and to deliver the same from time to time to the purchasers thereof upon receipt of the purchase price plus accrued interest from their dates to the date of delivery thereof as payment thereof. Such Chief Financial Officer is authorized and directed to report in writing to the Mayor and the Council of the City at the meeting next succeeding the date when any sale or delivery of the note(s) pursuant to this Ordinance is made. Such report shall include the amount, the description, the interest rate, the maturity schedule of the note(s) sold, price obtained and the name of the purchaser. All note(s) issued hereunder may be renewed from time to time for periods not exceeding one (1) year for the time period specified in and in accordance with the provisions and limitations of N.J.S.A. 40A:2-8(a) of the Local Bond Law.

The Chief Financial Officer is further directed to determine all matters in connection with said note or notes and not determined by this Ordinance. The signature of the Chief Financial Officer upon said note(s) shall be conclusive evidence of such determination.

Section 5. Capital Budget.

The capital budget of the City of Linwood is hereby amended to conform with the provisions of this bond ordinance. The resolution in the form promulgated by the Local

Finance Board showing full detail of the capital budget and capital program is on the file with the Clerk and is available there for public inspection.

Section 6. Additional Matters.

The following additional matters are hereby determined, declared, recited and stated:

(a) The said purposes described in Section 3 of this bond ordinance are not current expenses and are properties or improvements which the City may lawfully acquire or make as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The average period of usefulness of said purposes within the limitations of the Local Bond Law and taking into consideration the respective amounts of said obligations authorized for said purposes, according to the reasonable life thereof computed from the date of said bonds authorized by this bond ordinance, is **14.22 years**.

(c) The supplemental debt statement required by the Local Bond Law has been duly made and filed in the office of the City Clerk and a complete duplicate thereof has been electronically filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey, and such statement shows that the gross debt of the City as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided for in this bond ordinance by ONE MILLION FOUR HUNDRED EIGHTY THOUSAND DOLLARS (\$1,480,000), and the said obligations authorized by this bond ordinance will be within all debt limitations prescribed by the Local Bond Law.

(d) Amounts not exceeding SEVENTY-EIGHT THOUSAND DOLLARS (\$78,000) in the aggregate for interest on said obligations, costs of issuing said obligations, engineering and inspection costs, legal expenses, a reasonable proportion of the compensation and expenses of employees of the City in connection with the construction or acquisition of improvements and properties as authorized herein, and other items of expense listed in and permitted under Section 40A:2-20 of the Local Bond Law have been included as part of the cost of said improvements and are included in the foregoing estimate thereof.

Section 7. Ratification of Prior Actions.

Any actions taken by any officials of the City in connection with the improvements described in Section 3 hereof are hereby ratified and confirmed notwithstanding that such actions may have been taken prior to the effective date of this bond ordinance and shall be deemed to have been taken pursuant to this bond ordinance.

Section 8. Application of Grants.

Any grant moneys received for the purposes described in Section 3 hereof shall be applied either to direct payment of the cost of the improvements or to payment of the obligations issued pursuant to this bond ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are so used.

Section 9. Full Faith and Credit.

The full faith and credit of the City are hereby pledged to the punctual payment of the principal of and interest on the said obligations authorized by this bond ordinance. Said obligations shall be direct, unlimited obligations of the City, and the City shall be obligated to levy *ad valorem* taxes upon all the taxable property within the City for the payment of said obligations and interest thereon without limitation of rate or amount.

Section 10. Official Intent to Reimburse Expenditures.

The City reasonably expects to reimburse any expenditures towards the costs of the improvements or purposes described in Section 3 of this Bond Ordinance and paid prior to the issuance of any bonds or notes authorized by this Bond Ordinance with the proceeds of such bonds or notes. No funds from sources other than the bonds or notes authorized herein has been or is reasonably expected to be reserved, allocated on a long-term basis or otherwise set aside by the City, or any member of the same "control group" as the City, within the meaning of Treasury Regulations Section 1.150-1(f), pursuant to their budget or financial policies with respect to any expenditures to be reimbursed. This Section is intended to be and hereby is a declaration of the City's official intent to reimburse any expenditures towards the costs of the improvements or purposes described in Section 3 hereof to be incurred and paid prior to the issuance of bonds or notes authorized herein in accordance with Treasury Regulations Section 1.103-18, and no action (or inaction) will be an artifice or device in accordance with Treasury Regulation Section yield restrictions or arbitrage rebate requirements.

Section 11. Effective Date.

This bond ordinance shall take effect twenty (20) days after the first publication of a summary thereof after final adoption, as provided by the Local Bond Law.

RICHARD L. DEPAMPHILIS, III, MAYOR

Leigh Ann Napoli, RMC, Municipal Clerk

FIRST READING:	January 24, 2018
PUBLICATION:	January 29, 2018
FINAL READING:	February 14, 2018
PUBLICATION WITH STATEMENT:	February 19, 2018

NOTICE OF PENDING BOND ORDINANCE AND SUMMARY

The Bond Ordinance, the summary terms of which are included herein, was introduced and passed upon first reading at a meeting of the governing body of the City of Linwood, in the County of Atlantic, State of New Jersey, held on January 24, 2018, at the Linwood City Hall. It will be further considered for final passage, after public hearing thereon, at a meeting of the governing body to be held on February 14, 2018, at 6:00 o'clock p.m. at the Linwood City Hall. During the week prior to and up to and including the date of such meeting, copies of the full ordinance will be available at no cost and during regular business hours, at the Clerk's office located in the City Hall, 400 Poplar Avenue, Linwood, New Jersey for the members of the general public who shall request the same. The summary of the terms of such Bond Ordinance follows:

Title: "BOND ORDINANCE APPROPRIATING ONE MILLION FIVE HUNDRED FIFTY-EIGHT THOUSAND DOLLARS (\$1,558,000) AND AUTHORIZING THE ISSUANCE OF ONE MILLION FOUR HUNDRED EIGHTY THOUSAND DOLLARS (\$1,480,000) IN BONDS OR NOTES OF THE CITY OF LINWOOD FOR GENERAL IMPROVEMENTS AUTHORIZED TO BE UNDERTAKEN BY THE CITY OF LINWOOD, IN THE COUNTY OF ATLANTIC, NEW JERSEY"

Purpose(s): Various Improvements to Municipal Recreation Areas; Improvements to Sanitary Sewer and Storm Water Sewer Systems; Purchases of Fire Truck, Vehicles and Various Equipment for Fire Department; Construction of Various Road Sign Improvements and Various Truck Purchases for Public Works Department; and Purchases of Furniture and Portable Mobile Radios for Police Department

Appropriation: \$1,558,000

Bonds/Notes Authorized: \$1,480,000

Grants (if any) Appropriated: None

Section 20 Costs: \$78,000

Useful Life: 14.22 years

Leigh Ann Napoli, RMC, Municipal Clerk

This Notice is published pursuant to N.J.S.A. 40A:2-17.

BOND ORDINANCE STATEMENTS AND SUMMARY

The Bond Ordinance, the summary terms of which are included herein, has been finally adopted by the City of Linwood, in the County of Atlantic, State of New Jersey on February 14, 2018, and the twenty (20) day period of limitation within which a suit, action or proceeding questioning the validity of such ordinance can be commenced, as provided in the Local Bond Law, has begun to run from the date of the first publication of this statement. Copies of the full ordinance are available at no cost and during regular business hours, at the Clerk's office for members of the general public who request the same. The summary of the terms of such Bond Ordinance follows:

Title: "BOND ORDINANCE APPROPRIATING ONE MILLION FIVE HUNDRED FIFTY-EIGHT THOUSAND DOLLARS (\$1,558,000) AND AUTHORIZING THE ISSUANCE OF ONE MILLION FOUR HUNDRED EIGHTY THOUSAND DOLLARS (\$1,480,000) IN BONDS OR NOTES OF THE CITY OF LINWOOD FOR GENERAL IMPROVEMENTS AUTHORIZED TO BE UNDERTAKEN BY THE CITY OF LINWOOD, IN THE COUNTY OF ATLANTIC, NEW JERSEY"

Purpose(s): Various Improvements to Municipal Recreation Areas; Improvements to Sanitary Sewer and Storm Water Sewer Systems; Purchases of Fire Truck, Vehicles and Various Equipment for Fire Department; Construction of Various Road Sign Improvements and Various Truck Purchases for Public Works Department; and Purchases of Furniture and Portable Mobile Radios for Police Department

Appropriation: \$1,558,000

Bonds/Notes Authorized: \$1,480,000

Grants (if any) Appropriated: None

Section 20 Costs: \$78,000

Useful Life: 14.22 years

Leigh Ann Napoli, RMC, Municipal Clerk

This Notice is published pursuant to N.J.S.A. 40A:2-17.

RESOLUTION No. 48, 2018

A RESOLUTION AUTHORIZING THE USE OF THE AVERAGE PERCENTAGE OF COLLECTION IN CALCULATING THE RESERVE FOR UNCOLLECTED TAXES IN THE 2018 LOCAL MUNICIPAL BUDGET

WHEREAS, NJS.A 40A:4-41 provides that any municipality in which tax appeal judgments have been awarded to property owners from action of the County Tax Board or the State Tax Court in the preceding fiscal year, the governing body of the municipality may elect to determine the reserve for uncollected taxes by using the average of the percentages of the taxes levied which were received in cash by the last day of each of the three preceding fiscal years. Election of this choice shall be made by resolution approved by a majority vote of the full membership of the governing body prior to the introduction of the annual budget; and

WHEREAS, the Governing Body of the City of Linwood recognized a reduction in the percentage of collection of taxes levied in 2014 as a result of tax appeals granted by the Atlantic County Board of Taxation; and

WHEREAS, the actual percentage of collection of taxes was 97.24% in calendar year 2017, 98.16% in calendar year 2016, and 97.34% in 2015 resulting in an average percentage of collections over the three preceding fiscal years of 97.58%;

NOW, THEREFORE, BE IT RESOLVED, that the Common Council of the City of Linwood has determined that it is in the best interest of the taxpayers of the City of Linwood to use the average percentage of collection in calculating the Reserve for Uncollected Taxes amount in the 2018 Local Municipal Budget.

I, Leigh Ann Napoli, RMC, Municipal Clerk of the City of Linwood, do hereby certify that the foregoing resolution was duly adopted at a Regular Meeting of the City Council of Linwood, held this 14th day of February, 2018.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal this 14th day of February, 2018.

LEIGH ANN NAPOLI, RMC, MUNICIPAL CLERK

RICHARD L. DEPAMPHILIS, III, MAYOR

APPROVED: _____

RESOLUTION No. 49, 2018

A RESOLUTION AUTHORIZING ENTERING INTO AN AGREEMENT WITH ATLANTIC COUNTY FOR MUNICIPAL AERIAL MOSQUITO CONTROL SPRAYING

WHEREAS, the Common Council of the City of Linwood is desirous of entering into an agreement with the County of Atlantic for Municipal Aerial Mosquito Control; and

WHEREAS, said Agreement has been presented and reviewed and is found to be acceptable;

NOW, THEREFORE, BE IT RESOLVED, by the Common Council of the City of Linwood that the Mayor be and is hereby duly authorized, empowered and directed to execute a Contract and Agreement on behalf of the City of Linwood with the County of Atlantic for Municipal Aerial Mosquito Control.

I, Leigh Ann Napoli, RMC, Municipal Clerk of the City of Linwood, do hereby certify that the foregoing resolution was duly adopted at a Regular Meeting of the City Council of Linwood, held this 14th day of February, 2018.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal this 14th day of February, 2018.

LEIGH ANN NAPOLI, RMC, MUNICIPAL CLERK

RICHARD L. DEPAMPHILIS, III, MAYOR

APPROVED: _____



Atlantic County

Department of Public Works

Dennis Levinson
County Executive

Clayton Ingersoll
Department Head

609/645-5898 FAX: 645-5836
TDD: 348-5551

Division of Roads and Bridges
609/645-5830 FAX: 645-5873

Office of Fleet Management
609/645-5812 FAX: 645-5950

Division of Parks and Recreation
609/645-5960 FAX: 645-5868

Office of Mosquito Control
609/645-5948 FAX: 645-5873

2018 Municipal Aerial Mosquito Control Agreement

On behalf of _____, (City, town, borough) I hereby authorize the Atlantic County Department of Public Works, Office of Mosquito Control, to perform aerial application of pesticides for mosquito control over certain areas of _____ (City, etc.)

I understand that all pesticides and aircraft are those approved for aerial application by both State and Federal governments. Also, these areas to be treated have high populations of mosquitoes, being either a nuisance, a health hazard, or both.

The Atlantic County Department of Public Works, Office of Mosquito Control shall notify _____ (City, etc.) Police Department, the municipality, and local news media prior to each application.

Telephone _____

Email Address _____

(Mayor or Representative)

(Date)



P.O. Box 719 • New Road and Dolphin Avenue • Northfield, New Jersey 08225-0719

Visit our web site at: <http://www.aclink.org>

Atlantic County is an Equal Opportunity Employer



RESOLUTION No. 50, 2018

A RESOLUTION APPROVING THE CERTIFICATION OF QUALIFIED VOLUNTEERS FOR
LOSAP

WHEREAS, the Linwood Volunteer Fire Company has certified a list of volunteer members who have qualified for credit under the LOSAP program for 2017 pursuant to N.J.A.C. 5:30-14.10; and

WHEREAS, the certification has been submitted to the Common Council of the City of Linwood for approval, a copy of which is attached hereto and made a part hereof; and

WHEREAS, the certification has been reviewed and recommendations have been made to approve said certification;

NOW, THEREFORE, BE IT RESOLVED, by the Common Council of the City of Linwood, that the attached certification of qualified volunteers for LOSAP be and is hereby approved.

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded forthwith to the Linwood Volunteer Fire Company.

I, Leigh Ann Napoli, RMC, Municipal Clerk of the City of Linwood, do hereby certify that the foregoing resolution was duly adopted at a Regular Meeting of the City Council of Linwood, held this 14th day of February, 2018.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal this 14th day of February, 2018.

LEIGH ANN NAPOLI, RMC, MUNICIPAL CLERK

RICHARD L. DEPAMPHILIS, III, MAYOR

APPROVED: _____

Linwood Volunteer Fire Company,#1

2017 LOSAP Qualified Fire Fighters

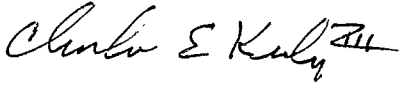
Buzby David

Dilks Wayne

Kisby Charles

Poley Timothy

Walley Martin, Sr.

A handwritten signature in cursive script that reads "Charles E. Kisby, III". The signature is written in black ink and is positioned above the printed name of the submitter.

Submitted Charles E. Kisby,III

LOSAP Committee, LVFC#1

01/30/2018

RESOLUTION No. 51, 2018

A RESOLUTION AUTHORIZING A REFUND TO FACES 4 AUTISM WITH REGARD TO A
RAFFLE LICENSE APPLICATION FEE

WHEREAS, Faces 4 Autism paid \$60.00 to the City of Linwood for a Raffle License Application fee; and

WHEREAS, the fee for said application is \$20.00; and

WHEREAS, Faces 4 Autism has requested a refund of the difference; and

WHEREAS, the Common Council of the City of Linwood is desirous of authorizing said refund;

NOW, THEREFORE, BE IT RESOLVED, by the Common Council of the City of Linwood, that the Chief Financial Officer of the City be and is hereby duly authorized, empowered and directed to issue a draft in the amount of \$40.00 payable to Faces 4 Autism, 2900 Fire Road, Suite 101B, Egg Harbor Township, NJ 08234 as a refund of a Raffle License application fee paid to the City of Linwood.

I, Leigh Ann Napoli, RMC, Municipal Clerk of the City of Linwood, do hereby certify that the foregoing resolution was duly adopted at a Regular Meeting of the City Council of Linwood, held this 14th day of February, 2018.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal this 14th day of February, 2018.

LEIGH ANN NAPOLI, RMC, MUNICIPAL CLERK

RICHARD L. DEPAMPHILIS, III, MAYOR

APPROVED: _____

RESOLUTION No. 52, 2018

A RESOLUTION AUTHORIZING A REFUND TO TARA & JOSEPH MAZZA WITH REGARD
TO A DOG LICENSE FEE

WHEREAS, Tara & Joseph Mazza paid \$25.00 to the City of Linwood
for dog license fees; and

WHEREAS, the fee for said licenses is \$24.00; and

WHEREAS, Tara & Joseph Mazza have requested a refund of the
difference; and

WHEREAS, the Common Council of the City of Linwood is desirous of
authorizing said refund;

NOW, THEREFORE, BE IT RESOLVED, by the Common Council of the City
of Linwood, that the Chief Financial Officer of the City be and is
hereby duly authorized, empowered and directed to issue a draft in the
amount of \$1.00 payable to Tara & Joseph Mazza, 1445 Shore Road,
Linwood, NJ 08221 as a refund of a Dog License fee paid to the City of
Linwood.

I, Leigh Ann Napoli, RMC, Municipal Clerk of the City of Linwood,
do hereby certify that the foregoing resolution was duly adopted at a
Regular Meeting of the City Council of Linwood, held this 14th day of
February, 2018.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal
this 14th day of February, 2018.

LEIGH ANN NAPOLI, RMC, MUNICIPAL CLERK

RICHARD L. DEPAMPHILIS, III, MAYOR

APPROVED: _____

RESOLUTION No. 53, 2018

A RESOLUTION AUTHORIZING THE REFUND OF ESCROW/ENGINEERING INSPECTION FUNDS POSTED AS PART OF STREET OPENING PERMIT #S-029-16

WHEREAS, an Escrow Fund was established in the amount of \$260.00 on May 9, 2016 by Michael Portnoy, 26 Stone Mill Court, Egg Harbor Township, New Jersey 08234; and

WHEREAS, the curbing, sidewalk and driveway apron were completed and satisfactorily inspected by the Linwood Municipal Engineer at 102 Steven Drive; and

WHEREAS, a total of \$100.00 was paid for Engineering reviews and site inspection leaving an Escrow balance of \$160.00 to be refunded;

NOW, THEREFORE, BE IT RESOLVED, by the Common Council of the City of Linwood, that the escrow fund balance posted by Michael Portnoy as part of the Street Opening Permit #S-029-16 for 102 Steven Drive, Linwood is hereby approved for reimbursement to Michael Portnoy, 26 Stone Mill Court, Egg Harbor Township, New Jersey 08234 in the amount of \$160.00.

I, Leigh Ann Napoli, RMC, Municipal Clerk of the City of Linwood, do hereby certify that the foregoing resolution was duly adopted at a Regular Meeting of the City Council of Linwood, held this 14th day of February, 2018.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal this 14th day of February, 2018.

LEIGH ANN NAPOLI, RMC, MUNICIPAL CLERK

RICHARD L. DEPAMPHILIS, III, MAYOR

APPROVED: _____

RESOLUTION No. 54, 2018

A RESOLUTION AUTHORIZING THE REFUND OF ESCROW/ENGINEERING INSPECTION FUNDS POSTED AS PART OF STREET OPENING PERMIT #S-055-17

WHEREAS, an Escrow Fund was established in the amount of \$162.50 on August 28, 2017 by Fanuti Valentino, 105 S. Victoria Avenue, C-1, Ventnor, NJ 08406; and

WHEREAS, the curbing, sidewalk and driveway apron were completed and satisfactorily inspected by the Linwood Municipal Engineer at 208 Central Avenue; and

WHEREAS, a total of \$100.00 was paid for Engineering reviews and site inspection leaving an Escrow balance of \$62.50 to be refunded;

NOW, THEREFORE, BE IT RESOLVED, by the Common Council of the City of Linwood, that the escrow fund balance posted by Fanuti Valentino as part of the Street Opening Permit #S-055-17 for 208 Central Avenue, Linwood is hereby approved for reimbursement to Fanuti Valentino, 105 S. Victoria Avenue, C-1, Ventnor, NJ 08406 in the amount of \$62.50.

I, Leigh Ann Napoli, RMC, Municipal Clerk of the City of Linwood, do hereby certify that the foregoing resolution was duly adopted at a Regular Meeting of the City Council of Linwood, held this 14th day of February, 2018.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal this 14th day of February, 2018.

LEIGH ANN NAPOLI, RMC, MUNICIPAL CLERK

RICHARD L. DEPAMPHILIS, III, MAYOR

APPROVED: _____

RESOLUTION No. 55, 2018

A RESOLUTION AUTHORIZING THE PAYMENT OF THE SUM OF TWO THOUSAND FIVE HUNDRED DOLLARS INTO A SPECIAL ESCROW ACCOUNT FOR PAYMENT OF SPECIAL MASTER FEES AND PROFESSIONAL FEES RELATED TO THE MOUNT LAUREL LITIGATION

WHEREAS, a Case Management Order was entered in the Mount Laurel litigation on September 10, 2015 and subsequently on May 9, 2017, September 18, 2017, and January 30, 2018 by Judge Nelson C. Johnson, J.S.C.; and

WHEREAS, the aforesaid Orders required certain municipalities, inclusive of the City of Linwood, to pay the sum of One Thousand Dollars to be held in escrow by the firm of Fitzgerald & McGroarty, Mt. Laurel Litigation Escrow Account for payment of certain professional fees as directed and authorized by further Court Order; and

WHEREAS, the Common Council of the City of Linwood is desirous of complying with the terms and conditions of the aforesaid Orders;

NOW, THEREFORE BE IT RESOLVED, by the Common Council of the City of Linwood, that the Chief Financial Officer of the City of Linwood be and is hereby authorized, empowered and directed to issue a draft of the City of Linwood in the amount of Two Thousand Five Hundred Dollars payable to Fitzgerald & McGroarty, Mt. Laurel Litigation Escrow Account in accordance with the terms and conditions of the Case Management Order entered by Judge Nelson C. Johnson, J.S.C. on September 10, 2015, May 9, 2017, September 18, 2017, and January 30, 2018.

I, Leigh Ann Napoli, RMC, Municipal Clerk of the City of Linwood, do hereby certify that the foregoing resolution was duly adopted at a Regular Meeting of the City Council of Linwood, held this 14th day of February, 2018.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal this 14th day of February, 2018.

LEIGH ANN NAPOLI, RMC, MUNICIPAL CLERK

RICHARD L. DEPAMPHILIS, III, MAYOR

APPROVED: _____

FILED

JAN 30 2018

**ATLANTIC COUNTY
LAW DIVISION**

COURT INITIATED

IN RE:

City of Absecon ATL-L-2726-12
City of Northfield ATL-L-2050-14
Township of Egg Harbor ATL-L-3501-14
Township of Galloway ATL-L-1442-15
City of Brigantine ATL-L-1504-15
Township of Egg Harbor ATL-L-1506-15
Township of Hamilton ATL-L-1517-15
Borough of Buena ATL-L-1523-15
City of Corbin City ATL-L-1533-15
Township of Mullica ATL-L-1534-15
City of Somers Point ATL-L-1538-15
City of Linwood ATL-L-1539-15
Town of Hammonton ATL-L-1573-15
Township of Buena Vista ATL-L-1639-15
Borough of Cape May Point CPM-L-292-15
Borough of West Cape May CPM-L-302-15
Township of Upper CPM-L-303-15
Township of Sea Isle City CPM-L-304-15
City of Ocean City CPM-L-305-15
Borough of Avalon CPM-L-306-15
City of Cape May CPM-L-307-15
Borough of Wildwood Crest CPM-L-309-15
Borough of Woodbine CPM-L-310-15
Borough of Stone Harbor CPM-L-351-15
Upper Deerfield CUM-L-17-17

**: SUPERIOR COURT OF
NEW JERSEY**

**: LAW DIVISION
ATLANTIC COUNTY and
CAPE MAY COUNTY**

**: ORDER DIRECTING
PAYMENT TO ESCROW**

THIS MATTER having initially come before the Court on September 10, 2015 for a Case Management Conference; and thereafter this Court having appointed the Honorable Steven P. Perskie, J.S.C. (Ret'd.) to serve as Special Master, together with Richard B. Reading to serve as Special Regional Master; and the Court having received Mr. Reading's "Report and Recommendations" dated August 10, 2017, as thereafter supplemented ("the Reading Report"); and the Reading Report being critical to the Court's future handling of this litigation; and there being a necessity to supplement the escrow fund maintained by Michael Fitzgerald, Esquire; and, notwithstanding the Court's hopes as expressed in its Order of May 9, 2017, there being a need for additional sums in the escrow; and all terms



SUPERIOR COURT OF NEW JERSEY

Nelson C. Johnson, J.S.C.

Civil Division
1201 Bacharach Boulevard
Atlantic City, New Jersey 08401

Telephone: (609) 594-3384
Facsimile: (609) 343-2214

January 30, 2018

TO ALL COUNSEL:

Re: Mt. Laurel Litigation
Outstanding Escrow Fees

Dear Counsel:

I am writing to you regarding assessment of professional fees. This letter is accompanied by an Order directing the payment of funds by your client into the escrow maintained by Mr. Fitzgerald. This Order will be the last such Order.

As a result of an oversight on my part, I failed to consider the full potential of fees required for this litigation, viz. the fees associated with the "Report and Recommendations" of the Special Master on planning, Mr. Richard Reading. The oversight is mine and it impacted upon my earlier estimates for fees. I undershot the mark. *Mea culpa*.

On Thursday, January 25, 2018, I had an excellent conversation with Mr. Reading. It was enlightening as to things occurring around the state. Region Six is the only Mt. Laurel region that is *losing* population. This creates a very different dynamic, but does not void a municipality's obligations under the Mt. Laurel doctrine. Though I know that everyone is apprised of the ongoing litigation, what I hope you can appreciate is the impact that has upon Mr. Reading's work. Each time there was a new ruling, Mr. Reading had to modify his figures for every municipality.

At conclusion of our discussion Mr. Reading graciously agreed to modify his original statement. He informed me that his billings as the Court's expert in Judge MacDonald's lawsuit are presently five times greater than his original statement to me, and still counting at a rate of \$20,000-25,000 per month divided among the several municipalities.

"Litigating" these issues can become quite costly. I am pleased that we don't appear to be heading towards any trials. In the event there are individual trials, it will be necessary to have Mr. Reading available to address the overall methodologies of the competing expert opinions.

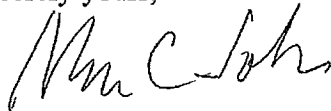
Mt. Laurel Litigation
January 30, 2018
Page 2

Thus, any municipality whose obligation can only be resolved by a trial will pay for two experts; their own and Mr. Reading.

I have also spoken with Judge Perskie and received his final estimate. I am now in a better position to make a "final" assessment. Two municipalities, Egg Harbor Township and Buena Vista Township, are assessed the sum of \$1,250.00. All other municipalities are assessed the sum of \$2,500.00.

I have provided Mike Fitzgerald with a list detailing who owes how much. I would appreciate it if you would please present your municipality's assessment to your client at your earliest convenience.

Sincerely yours,



NELSON C. JOHNSON, JSC

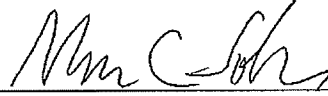
NCJ/sam
Enclosure

and conditions of the Court's Initial Case Management Order of September 28, 2015, being incorporated herein;

IT IS ON THIS 30th day of January, 2018, ORDERED, as follows:

1. Two Municipalities, namely, Egg Harbor Township and Buena Vista Township, shall, within forty-five (45) days hereof deposit into escrow the sum of \$1,250.00 with the "Fitzgerald & McGroarty, Mt. Laurel Litigation Escrow Account."
2. The remaining municipalities shall, within forty-five (45) days hereof, deposit into escrow the sum of \$2,500.00 with the "Fitzgerald & McGroarty, Mt. Laurel Litigation Escrow Account."

IT IS FURTHER ORDERED that a copy of this Order shall be served upon all parties within seven (7) days of its receipt.



NELSON C. JOHNSON, J.S.C.

RESOLUTION No. 56, 2018

A RESOLUTION EXTENDING THE SHARED SERVICES AGREEMENT WITH
THE ATLANTIC COUNTY UTILITIES AUTHORITY FOR SOLID WASTE AND
BULK WASTE COLLECTION SERVICES

WHEREAS, on March 13, 2013, the City of Linwood entered into a Shared Services Agreement with the Atlantic County Utilities Authority for Solid Waste and Bulk Waste Collection Services; and

WHEREAS, the term of said Agreement expires on March 17, 2018 with an option to extend for an additional five years until March 17, 2023; and

WHEREAS, the Common Council is desirous of extending the Agreement for an additional five years;

NOW, THEREFORE, BE IT RESOLVED, by the Common Council of the City of Linwood that the Mayor and City Clerk be and are hereby duly authorized, empowered and directed to execute any documents to extend the current Shared Services Agreement with the Atlantic County Utilities Authority for Solid Waste and Bulk Waste Collection Services until March 17, 2023.

I, Leigh Ann Napoli, RMC, Municipal Clerk of the City of Linwood, do hereby certify that the foregoing resolution was duly adopted at a Regular Meeting of the City Council of Linwood, held this 14th day of February, 2018.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal this 14th day of February, 2018.

LEIGH ANN NAPOLI, RMC, MUNICIPAL CLERK

RICHARD L. DEPAMPHILIS, III, MAYOR

APPROVED: _____