

LINWOOD COMMON COUNCIL
CAUCUS AGENDA
October 11, 2023
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 Matik _____ Mrs. Albright _____ Mrs. Byrnes _____
 Mrs. DeDomenicis _____ Mr. Levinson _____ Mr. Michael _____
 Mr. Walcoff _____ Mr. Ford _____

- Professionals: Mr. Youngblood _____ Mr. Polistina _____ Mrs. Napoli _____

2. Approval of Minutes Without Formal Reading

3. Mayor's Report
 - A. Swearing In Special Class II Officers

4. Councilwoman Albright
 - A. Planning, Engineering, & Development

5. Councilwoman Byrnes
 - A. Neighborhood Services
 1. Ordinance amending Chapter 197 Parks and Recreation – final reading

6. Councilwoman DeDomenicis
 - A. Public Works
 1. Ordinance authorizing a Shared Services Agreement with the Atlantic County Utilities Authority for Solid Waste Collection – final reading
 2. Resolution authorizing the placement of a Lien on Block 102, Lot 5 (302 W. Van Sant Avenue) in accordance with Chapter 99, Section 3 of the Code of the City of Linwood

7. Councilman Levinson
 - A. Revenue & Finance

8. Councilman Michael
 - A. Public Safety

9. Councilman Walcoff
 - A. Shared Services

10. Council President Ford
 - A. Administration
 1. Resolution authorizing a Raffle License to Mainland Regional Football Boosters

11. Solicitor's Report

**LINWOOD COMMON COUNCIL
AGENDA OF REGULAR MEETING
October 11, 2023**

CALL TO ORDER

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

FLAG SALUTE: Councilman Matt Levinson

ROLL CALL

APPROVAL OF MINUTES WITHOUT FORMAL READING

SWEARING IN

Special Law Enforcement Officer, Class II, Justin Michael Barretta
Special Law Enforcement Officer, Class II, Alex James Gallagher

ORDINANCES

- 9 OF 2023** AN ORDINANCE AMENDING CHAPTER 197, PARKS AND RECREATION AREAS OF THE CODE OF THE CITY OF LINWOOD AND REPEALING ALL ORDINANCES HERETOFORE ADOPTED THE PROVISIONS OF WHICH ARE INCONSISTENT THEREWITH
FIRST READING: September 27, 2023
PUBLICATION: October 3, 2023
PASSAGE: October 11, 2023
- 10 OF 2023** AN ORDINANCE AUTHORIZING A SHARED SERVICES AGREEMENT BETWEEN THE CITY OF LINWOOD AND THE ATLANTIC COUNTY UTILITIES AUTHORITY.
FIRST READING: September 27, 2023
PUBLICATION: October 3, 2023
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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.

- 154-2023** A Resolution authorizing the placement of a lien on Block 102, Lot 5 (302 W. Van Sant Avenue) in accordance with Chapter 99, Section 3 of the Code of the City of Linwood
- 155-2023** A Resolution authorizing the issuance of a Raffle License, #2023-29, to Mainland Regional Football Boosters, Inc.

APPROVAL OF BILL LIST: \$

MEETING OPEN TO THE PUBLIC

FINAL REMARKS BY MAYOR AND COUNCIL

ADJOURNMENT

ORDINANCE NO. 9, 2023

AN ORDINANCE AMENDING CHAPTER 197, PARKS AND RECREATION AREAS OF THE CODE OF THE CITY OF LINWOOD AND REPEALING ALL ORDINANCES HERETOFORE ADOPTED THE PROVISIONS OF WHICH ARE INCONSISTENT THEREWITH

BE IT ORDAINED, by the Common Council of the City of Linwood, County of Atlantic and State of New Jersey that Chapter 197, Parks and Recreation Areas, be and hereby is amended as follows:

SECTION 1:

Article I Parks and Recreation Areas

SECTION 2 : Chapter 197, Parks and Recreation Areas, 197-1 Operating policy be and hereby is amended as follows:

Any section or part of the parks or recreation areas hereinafter named may be declared closed to the public by the Mayor of the City of Linwood at any time and for any interval of time, either temporarily or at regular or stated intervals.

SECTION 3 : Chapter 197, Parks and Recreation Areas, 197-2 Permit for group activity be and hereby is amended as follows:

A. Whenever any person, group, association or organization desires to use said park facilities for a particular purpose, such as picnics, parties or theatrical or entertainment performances or any other activity, a representative of said person, group, association or organization shall first obtain a permit from the Linwood Board of Recreation.

B. The Linwood Board of Recreation shall grant the application, if it appears that the person, group, association or organization meets all of the conditions contained in an application form to be hereinafter provided by the City Council. The application may contain a requirement for an indemnity bond to protect the City from any liability of any kind or character and to protect City property from damage.

SECTION 4 : Chapter 197, Parks and Recreation Areas, 197-6 Use of rest rooms and washrooms be and hereby is amended as follows:

Any person using rest rooms and/or washrooms contained on the park area, shall cooperate in maintaining the rest rooms and/or washrooms in a neat and sanitary condition.

SECTION 5 : Chapter 197, Parks and Recreation Areas, 197-9 Use of vehicles be and hereby is amended as follows:

A. It shall be unlawful to drive or park any automobile or other form of motor vehicle, motorcycle, golf cart, low speed vehicle, e-scooter, scooter, e-bike, minibike or bicycle in the park area or to park or leave any such vehicle on any place other than one established for public parking, unless otherwise authorized by the City of Linwood. Bicycles, e-bikes, scooters, and e-scooters may be permitted to be parked in the park area but only at designated areas for the parking of bicycles. Bicycles may be operated on any path designated for travel in the park area.

B. Golf carts and/or low speed vehicles may be permitted in the parks only for use of an approved sports organization after obtaining authorization from the Linwood Board of Recreation.

SECTION 6 : Chapter 197, Parks and Recreation Areas, 197-12 Signs and advertising materials be and hereby is amended as follows:

It shall be unlawful for any person to paste, glue, tack or otherwise post any sign, plaque or advertisement or inscription whatsoever, nor shall any person erect, or cause to be erected, any sign whatsoever on any public land or highway or roads adjacent to said park or playground or highway or roads adjacent to said park or playground area unless otherwise authorized by the City of Linwood. However, the temporary placement of signs for advertising purposes may be allowed on the left and the right outfield fences surrounding the Little League field, the fence located next to the soccer field, and the fence located next to the football field. The aforementioned signs shall be permitted only by approval from Linwood City Council in accordance with conditions and regulations as may be determined and promulgated by the Linwood City Council.

SECTION 7: Chapter 197, Parks and Recreation Areas be and hereby is amended to add the following:

The public parks and recreation areas shall be closed to the public from 10:00 p.m. to 6:00 a.m. Use of the athletic fields for sports organizations with approval from the Board of Recreation shall not be subject to the regular hours of operation during the approved use.

SECTION 8: All Ordinances or parts of Ordinances inconsistent herewith are repealed as to such inconsistencies.

SECTION 9: If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions thereof.

SECTION 10: This Ordinance shall take effect upon passage and publication as provided by law.

<i>FIRST READING:</i>	<i>September 27, 2023</i>
<i>PUBLICATION:</i>	<i>October 3, 2023</i>
<i>PASSAGE:</i>	<i>October 11, 2023</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, September 27, 2023 and will be further considered for final passage after a public hearing thereon at a meeting of said Common Council on October 11, 2023.

LEIGH ANN NAPOLI, RMC, MUNICIPAL CLERK

DARREN MATIK, MAYOR

ORDINANCE NO. 10, 2023

AN ORDINANCE AUTHORIZING A SHARED SERVICES AGREEMENT BETWEEN THE CITY OF LINWOOD AND THE ATLANTIC COUNTY UTILITIES AUTHORITY.

WHEREAS, it is the desire of the City of Linwood to enter into a Shared Services Agreement with the Atlantic County Utilities Authority for solid waste collection services to be provided by the Atlantic County Utilities Authority for the City of Linwood; and

WHEREAS, N.J.S.A. 40:14B-49 empowers municipalities and utilities authorities to enter into contracts for the collection, disposal, recycling, processing and treatment of solid waste by means of the solid waste system of the municipal utilities authority;

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

SECTION 1: Contract.

The City of Linwood shall enter into a Shared Services Agreement with the Atlantic County Utilities Authority for the collection, disposal, recycling, processing and treatment of solid waste by means of the solid waste system of the municipal utilities authority to be provided by the Atlantic County Utilities Authority to the City of Linwood. Said services shall be furnished and rendered pursuant to the Agreement. The City of Linwood shall pay the Atlantic County Utilities Authority in accordance with the terms of the Agreement.

SECTION 2: Effective Date.

This Ordinance shall take effect immediately after final passage and publication in the manner provided by law as well as the adoption of a substantially similar Resolution by the Atlantic County Utilities

Authority and if said Atlantic County Utilities Authority has already adopted such a Resolution, upon passage and publication as provided by law and in accordance with said Agreement.

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

SECTION 4: Should any section, subsection, 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.

FIRST READING: September 27, 2023
PUBLICATION: October 3, 2023
PASSAGE: October 11, 2023

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 September 27, 2023 and will be further considered for final passage after a public hearing thereon at a meeting of said Common Council on October 11, 2023. A copy of the proposed contract is available for public inspection at Linwood City Hall Clerk's Office, 400 Poplar Avenue, Linwood, NJ 08221, between the hours of 9:00 A.M. and 4:00 P.M. Monday through Friday.

LEIGH ANN NAPOLI, RMC, MUNICIPAL CLERK

DARREN MATIK, MAYOR

RESOLUTION No. 154, 2023

A RESOLUTION AUTHORIZING THE PLACEMENT OF A LIEN ON BLOCK 102, LOT 5 (302 W. VAN SANT AVENUE) IN ACCORDANCE WITH CHAPTER 99, SECTION 3 OF THE CODE OF THE CITY OF LINWOOD

WHEREAS, Consistent with N.J.S.A. 40:48-2.14, Linwood City Code Chapter 99, Brush, Grass and Weeds, Section 3, Failure to comply; costs to become lien on property, provides that charges incurred by the City of Linwood in the removal and abatement of brush, grass and weeds on private property shall become a lien on the subject property; and

WHEREAS, the Linwood Code Enforcement Officer has placed the owner of Block 102, Lot 5 on notice with regard to certain conditions on the aforesaid property that constitute a nuisance in accordance with Chapter 99, Section 2 of the Linwood City Code and has formally required abatement of the nuisance; and

WHEREAS, the property owner failed to abate the condition within twenty days of the date of the notice; and

WHEREAS, the Linwood Lawn Maintenance Contractor has cleaned the property and abated the nuisance at the cost of \$1,041.37; and

WHEREAS, the Common Council of the City of Linwood wishes to place a lien on Block 102, Lot 5 located at 302 W. Van Sant Avenue in the amount of \$1,041.37 in accordance with the terms and conditions of Chapter 99, Section 3 of the Linwood City Code;

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of Linwood that the costs expended in the amount of \$1,041.37 shall be charged against the subject property and shall constitute a lien on Block 102, Lot 5, 302 W. Van Sant Avenue in the City of Linwood.

BE IT FURTHER RESOLVED, that this lien shall bear interest and shall be enforced and collected as provided for in the Linwood City Code.

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 11th day of October, 2023.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal this 11th day of October, 2023.

LEIGH ANN NAPOLI, RMC, MUNICIPAL CLERK

DARREN MATIK, MAYOR

APPROVED: _____

RESOLUTION No. 155, 2023

A RESOLUTION AUTHORIZING THE ISSUANCE OF A RAFFLE LICENSE, #2023-29,
TO MAINLAND REGIONAL FOOTBALL BOOSTERS, INC

WHEREAS, Mainland Regional Football Boosters Inc has applied for a Raffle License, to conduct games on November 3, 2023, November 10, 2023, November 17, 2023, and November 24, 2023; and

WHEREAS, Mainland Regional Football Boosters Inc has fulfilled all of the requirements and met all qualifications for such a license, including but not limited to obtaining a Registration Identification Number, that number being 257-5-41958;

NOW, THEREFORE, BE IT RESOLVED, by the Common Council of the City of Linwood that a Raffle License be issued to Mainland Regional Football Boosters Inc and that the Clerk be authorized to sign any documentation deemed necessary or useful.

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 11th day of October, 2023.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal this 11th day of October, 2023.

LEIGH ANN NAPOLI, RMC, MUNICIPAL CLERK

DARREN MATIK, MAYOR

APPROVED: _____