

**LINWOOD COMMON COUNCIL
AGENDA OF REORGANIZATION MEETING
JANUARY 5, 2017
6:00 PM**

CALL TO ORDER

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

FLAG SALUTE Councilman Todd Gordon

INVOCATION

OATHS OF OFFICE

Stacy DeDomenicis, Council Ward 1
Eric Ford, Council Ward 1
Brian Heun, Council Ward 2

ROLL CALL

ELECTION OF COUNCIL PRESIDENT

Nominations Heard
Vote Call
Administration of Oath

ELECTION OF COUNCIL PRESIDENT PRO TEMPORE

Nominations Heard
Vote Call
Administration of Oath

MAYOR'S STATE OF THE CITY ADDRESS

RESOLUTIONS

15-2017 A Resolution approving the Temporary Budget for 2017

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.

1-2017 A Resolution setting dates for Caucus and Regular Council Meetings
2-2017 A Resolution adopting a Cash Management Plan for 2017
3-2017 A Resolution naming check signers
4-2017 A Resolution authorizing the Finance Office to maintain a Petty Cash Fund in the amount of \$100.00
5-2017 A Resolution setting interest rates on delinquent taxes

RESOLUTIONS WITHIN CONSENT AGENDA (continued)

- 6-2017** A Resolution setting a service charge for checks returned for insufficient funds
- 7-2017** A Resolution authorizing the allowance of a grace period before charging a penalty for late payment of taxes
- 8-2017** A Resolution authorizing the imposition of a penalty on tax delinquencies in excess of \$10,000
- 9-2017** A Resolution naming the official City Newspapers, for purposes of publication, specifically, The Mainland Journal, The Press of Atlantic City, The Ocean City Sentinel-Ledger, and The Current of Northfield, Linwood and Somers Point
- 10-2017** A Resolution appointing an authorized agent for the sale of City owned land and/or property
- 11-2017** A Resolution appointing the Tax Assessor as Agent in appeals to reduce assessments for the year 2017
- 12-2017** A Resolution designating the Public Agency Compliance Officer for the City of Linwood
- 13-2017** A Resolution adopting Robert's Rules of Order
- 14-2017** A Resolution authorizing the City of Linwood to enter into a Contract with the attached list of vendors for State Contract Purchases
- 16-2017** A Resolution authorizing the canceling of small balances of tax refunds or delinquencies
- 17-2017** A Resolution authorizing the Tax Collector to substitute two mailings in lieu of advertising of the Tax Sale to be held in 2017
- 18-2017** A Resolution reappointing Tim Longnecker as Deputy Emergency Management Coordinator for the City of Linwood
- 19-2017** A Resolution awarding a Contract to Joseph L. Youngblood, Jr. as Municipal Legal Counsel for the Year 2017 for the City of Linwood
- 20-2017** A Resolution awarding a Contract to Ford Scott & Associates, LLC as Municipal Auditor for the Year 2017 for the City of Linwood
- 21-2017** A Resolution awarding a Contract to Joel M. Fleishman as Municipal Bond Counsel for the Year 2017 for the City of Linwood
- 22-2017** A Resolution approving Council appointments for the year 2017
- 23-2017** A Resolution confirming Mayoral appointments for the year 2017
- 24-2017** A Resolution authorizing the reappointment of David G. Buzby as the Uniform Fire Safety Inspector for the City of Linwood
- 25-2017** A Resolution awarding Non-Competitive Contracts for Professional Services to the following: Thomas R. Thornton as Zoning Board of Adjustment Engineer; and Michael J. Fitzgerald as Zoning Board of Adjustment Solicitor
- 26-2017** A Resolution authorizing the refund of unused Escrow Funds posted as part of a Dumpster Permit Application
- 27-2017** A Resolution approving Change Order No. 1-Final with AE Stone, Inc with regard to the Eastside Paving Project in the City of Linwood

RESOLUTIONS WITHIN CONSENT AGENDA (continued)

28-2017 A Resolution approving Change Order No. 2-Final with Kline Construction, Inc. with regard to the Miscellaneous Sewer/Stormwater repairs in the City of Linwood

APPROVAL OF BILL LIST: \$

MEETING OPEN TO THE PUBLIC

FINAL REMARKS BY COUNCIL

ADJOURNMENT

RESOLUTION No. 15, 2017

A RESOLUTION APPROVING THE TEMPORARY BUDGET FOR 2017

WHEREAS, N.J.S.A. 40A: 4-19 provides that where any contract, commitment or payments are to be made prior to the final adoption of the 2016 budget, temporary appropriations should be made for the purpose and amounts required in the manner and time therein provided; and

WHEREAS, the date of this resolution is within the first thirty days of January, 2017; and

WHEREAS, the total appropriations in the 2016 Budget, exclusive of any appropriations made for interest and debt redemption charges and capital improvement fund, is the sum of \$10,112,382.00 and

WHEREAS, one-quarter of the total appropriations in the 2016 Budget, exclusive of any appropriations made for interest on debt redemption charges and capital improvement fund in said 2016 is the sum of \$2,528,095.00

NOW, THEREFORE, BE IT RESOLVED, that the following appropriations be made and that a certified copy of this resolution be transmitted to the Chief Financial Officer for his records:

TEMPORARY APPROPRIATIONS - 2017

Administrative & Executive	
Salaries & Wages	0.00
Other Expenses	900.00
Mayor & Council	
Salaries & Wages	16,484.00
Municipal Clerk	
Salaries & Wages	33,033.00
Other Expenses	10,237.00
Elections	
Other Expenses	1,625.00
Financial Administration	
Salaries & Wages	17,312.00
Other Expenses	3,250.00
Annual Audit	
Other Expenses	7,125.00
Assessment of Taxes	
Salaries & Wages	7,788.00
Other Expenses	695.00
Collection of Taxes	
Salaries & Wages	21,318.00
Other Expenses	3,750.00
Paying Agent Fees	500.00
Legal Services & Costs	
Other Expenses	36,250.00
Engineering Services & Costs	
Other Expenses	2,500.00

Public Building & Grounds	
Other Expenses	17,300.00
Municipal Land Use Law (NJSA 40A:55D-1)	
Planning Board	
Salaries & Wages	2,338.00
Other Expenses	5,000.00
Board of Adjustments	
Salaries & Wages	2,338.00
Other Expenses	2,800.00
Shade Tree	
Other Expenses	100.00
Insurance Premiums	
Group Insurance for Employees	334,277.00
Other Insurance Premiums	39,000.00
Workmen's Compensation Insurance	82,585.00
Uniform Fire Safety Act	
Salaries & Wages	2,430.00
Other Expenses	1,238.00
Fire	
Salaries & Wages	83,704.00
Other Expenses	
Lease of firehouse	5.00
Miscellaneous Other Expenses	11,250.00
Aid to Volunteer Fire Companies	
Operation & Maintenance	5.00
Police	
Salaries & Wages	438,447.00
Other Expenses	28,143.00
Communications	
Salaries & Wages	449.00
Other Expenses	3,673.00
Emergency Management Services	
Salaries & Wages	252.00
Other Expenses	1,250.00
Road Repairs & Maintenance	
Salaries & Wage	138,453.00
Other Expenses	32,500.00
Sewer System	
Salaries & Wages	
Finance & Administration	0.00
Other Expenses	
Finance & Administration	2,059.00
Operation & Maintenance	50,500.00
Landfill - Tipping Fees	106,250.00
Sanitation	35,000.00
Municipal Services Act	11,250.00
Dog Warden	
Contractual	2,400.00
Other Expenses	
Senior Citizen Center	
Other Expenses	5.00
Parks & Playgrounds	
Salaries & Wages	1,750.00
Other Expenses	4,437.00
Historian	
Other Expenses	125.00

State Uniform Construction Code	
Construction Code Official	
Salaries & Wages	39,578.00
Other Expenses	1,750.00
Utilities	
Gasoline	12,500.00
Electricity	26,000.00
Telephone & Telegraph	8,750.00
Natural Gas	10,000.00
Street Lighting	28,500.00
Fire Hydrant Services	17,250.00
Water & Sewer	1,625.00
Accumulated Leave	1.00
Contingent	125.00
Public Employees' Retirement System inside cap	36,592.00
Police & Firemen's Retirement System inside cap	103,551.00
Social Security	60,000.00
Unemployment Compensation Insurance	3,500.00
Maintenance of Free Public Library	
Other Expenses	80,488.00
Atlantic County Sewerage Authority	
Share of Costs	128,364.00
City of Northfield's Share of Sewer Rents	2,557.00
NJPDES Stormwater Permit Streets & Roads	2,500.00
NJPDES Stormwater Permit Landfill Tipping	625.00
NJPDES Stormwater Permit Municipal Clerk	250.00
Dispatch Shared Services	81,241.00
Municipal Court Shared Service	31,182.00
Emergency Medical Services	4,500.00
Municipal Alliance Grant	3,293.00

I, Leigh Ann Napoli, RMC, Municipal Clerk of the City of Linwood, do hereby certify that the foregoing resolution was duly adopted at a Reorganization Meeting of the City Council of Linwood, held this 5th day of January, 2017.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal this 5th day of January, 2017.

LEIGH ANN NAPOLI, RMC, MUNICIPAL CLERK

RICHARD L. DEPAMPHILIS, III, MAYOR

APPROVED: _____

RESOLUTION No. 1, 2017

A RESOLUTION SETTING DATES FOR CAUCUS AND REGULAR COUNCIL MEETINGS

BE IT RESOLVED, by the Common Council of the City of Linwood that the following dates shall be the official dates of the City Caucus and City Council Meetings for the year 2017. Formal Action may be taken at each.

CAUCUS meetings will be held at 6:00 P.M. followed by REGULAR COUNCIL meetings to commence directly following the conclusion of the Caucus meetings on the following dates;

WEDNESDAY, JANUARY 25
WEDNESDAY, FEBRUARY 8
WEDNESDAY, FEBRUARY 22
WEDNESDAY, MARCH 8
WEDNESDAY, MARCH 22
WEDNESDAY, APRIL 12
WEDNESDAY, APRIL 26
WEDNESDAY, MAY 10
WEDNESDAY, MAY 24
WEDNESDAY, JUNE 14
WEDNESDAY, JUNE 28 (IF NEEDED)
WEDNESDAY, JULY 12
WEDNESDAY, JULY 26 (IF NEEDED)
WEDNESDAY, AUGUST 9
WEDNESDAY, AUGUST 23 (IF NEEDED)
WEDNESDAY, SEPTEMBER 13
WEDNESDAY, SEPTEMBER 27
WEDNESDAY, OCTOBER 11
WEDNESDAY, OCTOBER 25
WEDNESDAY, NOVEMBER 8
TUESDAY, NOVEMBER 21
WEDNESDAY, DECEMBER 13
WEDNESDAY, DECEMBER 27 (IF NEEDED)

I, Leigh Ann Napoli, RMC, Municipal Clerk of the City of Linwood, do hereby certify that the foregoing resolution was duly adopted at a Reorganization Meeting of the City Council of Linwood, held this 5th day of January, 2017.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal this 5th day of January, 2017.

LEIGH ANN NAPOLI, RMC, MUNICIPAL CLERK

RICHARD L. DEPAMPHILIS, III, MAYOR

APPROVED: _____

RESOLUTION No. 2, 2017

A RESOLUTION ADOPTING A CASH MANAGEMENT PLAN FOR 2017

WHEREAS, under the provisions of N.J.S.A. 40A:5-14, the City of Linwood must adopt an annual cash management plan;

NOW, THEREFORE, BE IT RESOLVED, by the Common Council of the City of Linwood, County of Atlantic and State of New Jersey, that the attached cash management plan is hereby adopted by the City of Linwood for the year 2017.

I, Leigh Ann Napoli, RMC, Municipal Clerk of the City of Linwood, do hereby certify that the foregoing resolution was duly adopted at a Reorganization Meeting of the City Council of Linwood, held this 5th day of January, 2017.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal this 5th day of January, 2017.

LEIGH ANN NAPOLI, RMC, MUNICIPAL CLERK

RICHARD L. DEPAMPHILIS, III, MAYOR

APPROVED: _____

CASH MANAGEMENT PLAN OF THE CITY OF LINWOOD
IN THE COUNTY OF ATLANTIC, NEW JERSEY

I. STATEMENT OF PURPOSE

This Cash Management Plan (The "Plan") is prepared pursuant to the provisions of N.J.S.A. 40A:5-14 in order to set forth the basis for the deposits ("Deposits") and investment ("Permitted Investments") of certain public funds of the City of Linwood, pending the use of such funds for the intended purposes. The Plan is intended to assure that all public funds identified herein are deposited in interest bearing Deposits or otherwise invested in Permitted Investments hereinafter referred to. The intent of the Plan is to provide that the decisions made with regard to the Deposits and the Permitted Investments will be done to insure safety, the liquidity (regarding its availability for the intended purposes), and the maximum investment return within such limits. The Plan is intended to insure that any Deposit or Permitted Investment matures within the time period that approximates the prospective need for the funds deposited or invested so that there is not a risk to the market value of such Deposits or Permitted Investments.

II. IDENTIFICATION OF FUNDS AND ACCOUNTS TO BE COVERED BY THE PLAN

A. The Plan is intended to cover the deposit and/or investment of the following funds and accounts of the City of Linwood:

Current Operating Fund
Capital Fund

B. It is understood that this Plan is not intended to cover certain funds and accounts of the City of Linwood, specifically:

Planning or Zoning Board
Sewer Lateral
Engineer Escrow Funds

III. DESIGNATION OF OFFICIAL OF THE CITY OF LINWOOD AUTHORIZED TO MAKE DEPOSITS AND INVESTMENTS UNDER THE PLAN

The Chief Financial Officer of the City of Linwood (the "Designated Official") is hereby authorized and directed to deposit and/or invest the funds referred to in the Plan. Prior to making any such Deposits or any Permitted Investments, such official of the City of Linwood, is directed to supply to all depositories or any other parties with whom the Deposits or Permitted Investments are made a written copy of this Plan which shall be acknowledged in writing by such parties and a copy of such acknowledgement on file with such officials.

IV. DESIGNATION OF DEPOSITORYES

The following banks and financial institutions are hereby designated as official depositories for the Deposit of all public funds referred to in the Plan, including any certificates of Deposit which are not otherwise invested in Permitted Investments as provided for in this Plan:

1. Wells Fargo Bank
2. Sun National Bank
3. TD Bank
4. PNC Bank
5. OceanFirst Bank
6. Crown Bank
7. BB&T Bank

All such depositories shall acknowledge in writing receipt of this plan by sending a copy of such acknowledgement to the Designated Official referred to in Section III above.

V. DESIGNATION OF BROKERAGE FIRMS AND DEALERS WITH WHOM THE DESIGNATED OFFICIAL MAY DEAL

The following brokerage firms and/or dealers and other institutions are hereby designated as firms with whom the Designated Official of the City of Linwood referred to in this Plan may deal for purposes of buying and selling securities identified in this Plan as Permitted Investments or otherwise providing for Deposits. All such brokerage firms and/or dealers shall acknowledge in writing receipt of this Plan by sending a copy of such acknowledgement to the Designated Official referred to in Section III above.

1. NJ/ARM
2. MBIA Class
3. NJ Cash Management Fund

VI. AUTHORIZED INVESTMENTS

Except as otherwise specifically provided for herein, the Designated Official is hereby authorized to invest the public funds covered by this Plan, to the extent not otherwise held in Deposits, in the following Permitted Investments:

1. Bonds or other obligations of the United States of America or obligations guaranteed by the United States of America;
2. Government Money Market Mutual Funds;
3. Any obligation that a federal agency or a federal instrumentality has issued in accordance with an act of Congress, which security has a maturity date not greater than 397 days from the date of purchase, provided that such obligation bears a fixed rate of interest not dependent on any index or other external factor;
4. Bonds or other obligations of the Local Unit or bonds or other obligations of school districts of which the Local Unit is a part or within which the school district is located;
5. Bonds or other obligations, having a maturity date not more than 397 days from the date of purchase, approved by the Division of Investment of the Department of Treasury for investment by Local Units;
4. Local government investment pools;
5. Deposits with the State of New Jersey Cash Management Fund established pursuant to section 1 of P. L. 1977, c. 281 (C. 52:18A-90 .4); or
6. Agreements for the repurchase of fully collateralized securities if: (a) the underlying securities are permitted

investments pursuant to paragraphs (1) and (3) of this subsection a; (b) the custody of collateral is transferred to a third party; (c) the maturity of the agreement is not more than 30 days; (d) the underlying securities are purchased through a public depository as defined in section 1 of P.L. 1970, c. 236 (C.17:9-41); and (e) a master repurchase agreement providing for the custody and security of collateral is executed. For the purposes of the above language, the terms "government money market mutual fund" and "local government investment pool" shall have the following definitions:

GOVERNMENT MONEY MARKET MUTUAL FUND. An investment company or investment trust:

(a) which is registered with the Securities and Exchange Commission under the "Investment Company Act of 1940", 15 U.S.C. sec. 80a-1 et seq., and operated in accordance with 17 C.F.R. sec. 270. 2a-7. (b) the portfolio of which is limited to U.S. Government securities that meet the definition of any eligible security pursuant to 17 C.F.R. sec.270. 2a-7 and repurchase agreements that are collateralized by such U.S. Government securities; and

(c) which has:

(i) attained the highest ranking or the highest letter and numerical rating of a nationally recognized statistical rating organization; or (ii) retained an investment advisor registered or exempt from registration with the Securities and Exchange Commission pursuant to the "Investment Advisors Act of 1940", 15 U.S.C. sec. 80b-1 et seq., with experience investing the most recent past 60 months and with assets under management in excess of \$500 million.

LOCAL GOVERNMENT INVESTMENT POOL. An investment pool;

(a) which is managed in accordance with 17 C.F.R. sec. 270.2a-7;

(b) which is rated in the highest category by a nationally recognized statistical rating organization;

(c) which is limited to U.S. Government securities that meet the definition of an eligible security pursuant to 17 C.F.R. sec. 270.2a-7 and repurchase agreements that are collateralized by such U.S. Government securities; (d) which is in compliance with rules adopted pursuant to the "Administrative Procedure Act", P.L. 1968, c.410 (c. 52:14B-1 et seq.) by the Local Finance Board of the Division of Local Government Services in the Department of Community Affairs, which rules shall provide for disclosure and reporting requirements, and other provisions deemed necessary by the board to provide for the safety, liquidity and yield of the investments;

(e) which does not permit investments in instruments that: are subject to high price volatility with changing market conditions; cannot reasonably be expected, at the time of interest rate adjustment, to have a market value that approximates their par value; or utilize an index that does not support a stable net asset value; and (f) which purchases and redeems investments directly from the issuer, government money market mutual fund, or the State of New Jersey Cash Management Fund, or through the use of a national or State bank located within this State, or through a broker-dealer which, at the time of purchase or redemption, has been registered continuously for a period of at least two years pursuant to section 9 of P.L. 1967 c. 9 (C.49:3-56) and has at least \$25 million in capital stock (or equivalent capitalization if not a corporation), surplus reserves for

contingencies and undivided profits, or through a securities dealer who makes primary markets in U.S. Government securities and reports daily to the Federal Reserve Bank of New York its position in borrowing on such U.S. Government securities.

VII. SAFEKEEPING CUSTODY PAYMENT AND ACKNOWLEDGEMENT OF RECEIPT OF PLAN.

To the extent that any Deposit or Permitted Investment involves a document or security which is not physically held by the City of Linwood, then such instrument or security shall be covered by a custodial agreement with an independent third party, which shall be a bank or financial institution in the State of New Jersey. Such institution shall provide for the designation of such investments in the name of the City of Linwood to assure that there is no unauthorized use of the funds or Permitted Investments or Deposits. Purchase of any Permitted Investments that involve securities shall be executed by a "delivery versus payment" method to insure that such Permitted Investments are either received by the City of Linwood or by a third party custodian prior to or upon the release of the City of Linwood's funds.

To assure that all parties with whom the City of Linwood deals either by way of Deposits or Permitted Investments are aware of the authority and the limits set forth in this Plan, all such parties shall be supplied with a copy of this Plan in writing and all such parties shall acknowledge the receipt of that Plan in writing, a copy of which shall be on file with the Designate Official(s).

VIII. REPORTING REQUIREMENTS.

On the tenth day of each month during which this Plan is in effect, the Designated Official(s) referred to in Section III hereof shall supply to the governing body of the City of Linwood a written report of any Deposits or Permitted Investments made pursuant to this Plan, which shall include, at a minimum, the following information: The name of any institution holding funds of the City of Linwood as a Deposit or a Permitted Investment.

- A. The amount of securities or Deposits purchased during the immediately preceding month.
- B. The class or type of securities or Deposits purchased or Deposits made.
- C. The book value of such Deposits or Permitted Investments.
- D. The earned income on such Deposits or Permitted Investments. To the extent that such amounts are actually earned at maturity, this report shall provide an accrual of such earnings during the immediately preceding month.
- E. The fees incurred to undertake such Deposits or Permitted Investments.
- F. The market value of all Deposits or Permitted Investments as of the end of the immediately preceding month.
- G. All other information which may be deemed reasonable from time to time by the governing body of the City of Linwood

IX. TERM OF PLAN.

— This Plan shall be in effect from January 1, 2017 to December 31, 2017. Attached to this Plan is a resolution of the governing body of the City of Linwood approving this Plan for such period of time. The Plan may be amended from time to time. To the extent that any amendment is adopted by the Council, the Designated Official is directed to supply copies of the amendments to all of the parties who otherwise have received the copy of the originally approved Plan, which amendment shall be acknowledged in writing in the same manner as the original Plan was so acknowledged.

RESOLUTION No. 3, 2017

A RESOLUTION NAMING CHECK SIGNERS

BE IT RESOLVED, by the Common Council of the City of Linwood, that the following officials are hereby authorized to sign checks or withdrawal slips where a combination of two principal signatures are required: Mayor and City Clerk;

BE IT FURTHER RESOLVED, that the payroll account requires only two signatures: Mayor & City Clerk.

I, Leigh Ann Napoli, RMC, Municipal Clerk of the City of Linwood, do hereby certify that the foregoing resolution was duly adopted at a Reorganization Meeting of the City Council of Linwood, held this 5th day of January, 2017.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal this 5th day of January, 2017.

LEIGH ANN NAPOLI, RMC, MUNICIPAL CLERK

RICHARD L. DEPAMPHILIS, III, MAYOR

APPROVED: _____

RESOLUTION No. 4, 2017

A RESOLUTION AUTHORIZING THE FINANCE OFFICE TO MAINTAIN A PETTY CASH FUND IN THE AMOUNT OF \$100.00

WHEREAS, N.J.S.A. 40A:5-21 authorizes the establishment of a Petty Cash Fund for the Finance Office of the City of Linwood; and

WHEREAS, said City of Linwood Petty Cash Fund was established by resolution dated May 10, 1989, by the Council of the City of Linwood; and

WHEREAS, said Petty Cash Fund received approval from the Director of Local Government Services on July 5, 1989; and

WHEREAS, it is the desire of the Council that said fund be continued under the direction of the Finance Officer;

NOW, THEREFORE, BE IT RESOLVED, on this 5th day of January, 2017, by the Common Council of the City of Linwood, State of New Jersey that:

1. During the year 2017, Anthony Strazzeri, Chief Financial Officer, be and is hereby authorized and permitted to establish a Petty Cash Fund in the amount not to exceed \$100.00 pursuant to the provisions of N.J.S.A. 40A:5-21. Said Petty Cash Fund will be used by such office or department to pay claims for small miscellaneous expenses.

2. Anthony Strazzeri, Chief Financial Officer, having custody of the Fund will be bonded in an amount not less than \$50,000.00 and will maintain said Fund in accordance with the laws and regulations governing its operation.

I, Leigh Ann Napoli, RMC, Municipal Clerk of the City of Linwood, do hereby certify that the foregoing resolution was duly adopted at a Reorganization Meeting of the City Council of Linwood, held this 5th day of January, 2017.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal this 5th day of January, 2017.

LEIGH ANN NAPOLI, RMC, MUNICIPAL CLERK

RICHARD L. DEPAMPHILIS, III, MAYOR

APPROVED: _____

RESOLUTION No. 5, 2017

A RESOLUTION SETTING INTEREST RATES ON DELINQUENT TAXES

WHEREAS, R.S. 54:4-67 permits the governing body of each municipality to fix the rate of interest to be charged for nonpayment of taxes or assessments; and

WHEREAS, R.S. 54:4-67 has been amended to permit the fixing of said rate of 8% per annum on the first \$1,500.00 of delinquency and 18% per annum on any amount in excess of \$1,500.00;

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

The Tax Collector is hereby authorized and directed to charge eight (8) percent per annum on the first \$1,500.00 of delinquency, and eighteen (18) percent per annum on any amount in excess of \$1,500.00, said amounts to be calculated from the date the tax is payable until the date of actual payment.

I, Leigh Ann Napoli, RMC, Municipal Clerk of the City of Linwood, do hereby certify that the foregoing resolution was duly adopted at a Reorganization Meeting of the City Council of Linwood, held this 5th day of January, 2017.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal this 5th day of January, 2017.

LEIGH ANN NAPOLI, RMC, MUNICIPAL CLERK

RICHARD L. DEPAMPHILIS, III, MAYOR

APPROVED: _____

RESOLUTION No. 6, 2017

**A RESOLUTION SETTING A SERVICE CHARGE FOR CHECKS
RETURNED FOR INSUFFICIENT FUNDS**

BE IT RESOLVED, by the Common Council of the City of Linwood, County of Atlantic, State of New Jersey:

1. Whenever a check payable to any account of the City of Linwood is returned for insufficient funds or for any other reason beyond the control of the City, a service charge of \$20.00 per transaction shall be added to the account. The service charge shall be paid and credited before any other payment on the account is accepted and credited;

2. Any person whose returned checks become chronic, as determined by the Chief Financial Officer, may thereafter be required to pay in cash or certified or cashier's check.

I, Leigh Ann Napoli, RMC, Municipal Clerk of the City of Linwood, do hereby certify that the foregoing resolution was duly adopted at a Reorganization Meeting of the City Council of Linwood, held this 5th day of January, 2017.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal this 5th day of January, 2017.

LEIGH ANN NAPOLI, RMC, MUNICIPAL CLERK

RICHARD L. DEPAMPHILIS, III, MAYOR

APPROVED: _____

RESOLUTION No. 7, 2017

**A RESOLUTION AUTHORIZING THE ALLOWANCE OF A GRACE PERIOD
BEFORE CHARGING A PENALTY FOR LATE PAYMENT OF TAXES**

WHEREAS, N.J.S.A. 54:4-67 allows the governing body to fix the rate of interest to be charged for the nonpayment of taxes or assessments on or before the date when they would become delinquent, and may provide that no interest shall be charged if payment of any installment is made within the tenth calendar day following the date upon which the same became payable; and

WHEREAS, the Mayor and Common Council of the City of Linwood are desirous of so authorizing the Linwood Tax Collector to allow such a grace period of taxes, assessments and sewer charges;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Common Council of the City of Linwood, that the Linwood City Tax Collector is hereby duly authorized, empowered and directed to charge a penalty starting on February 11, 2017 for the first quarter, May 11, 2017 for the second quarter, August 11, 2017 for the third quarter and November 11, 2017 for the fourth quarter.

I, Leigh Ann Napoli, RMC, Municipal Clerk of the City of Linwood, do hereby certify that the foregoing resolution was duly adopted at a Reorganization Meeting of the City Council of Linwood, held this 5th day of January, 2017.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal this 5th day of January, 2017.

LEIGH ANN NAPOLI, RMC, MUNICIPAL CLERK

RICHARD L. DEPAMPHILIS, III, MAYOR

APPROVED: _____

RESOLUTION No. 8, 2017

**A RESOLUTION AUTHORIZING THE IMPOSITION OF A PENALTY
ON TAX DELINQUENCIES IN EXCESS OF \$10,000.00**

WHEREAS, N.J.S.A. 54:4-67 allows the governing body to charge a taxpayer having a tax delinquency in excess of \$10,000.00 at the end of the calendar year, an amount not to exceed 6% of said delinquency; and

WHEREAS, the Mayor and Common Council of the City of Linwood are desirous of so authorizing the Linwood Tax Collector to assess such a penalty;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Common Council of the City of Linwood, that the Linwood Tax Collector be and is hereby duly authorized, empowered and directed to charge a penalty in the amount of 6% for all delinquent taxes, assessments, or other municipal liens or charges in excess of \$10,000.00 which have not been paid prior to the end of this calendar year.

I, Leigh Ann Napoli, RMC, Municipal Clerk of the City of Linwood, do hereby certify that the foregoing resolution was duly adopted at a Reorganization Meeting of the City Council of Linwood, held this 5th day of January, 2017.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal this 5th day of January, 2017.

LEIGH ANN NAPOLI, RMC, MUNICIPAL CLERK

RICHARD L. DEPAMPHILIS, III, MAYOR

APPROVED: _____

RESOLUTION No. 9, 2017

A RESOLUTION NAMING OFFICIAL NEWSPAPERS FOR PURPOSES
OF PUBLICATION

BE IT RESOLVED, by the Common Council of the City of Linwood, New Jersey, that the following are hereby designated as official newspapers for the City of Linwood, for the publication of Ordinances, Resolutions, special notices, bids and sale of land, etc. for the City of Linwood for the year 2017:

The Mainland Journal

The Press of Atlantic City

Ocean City Sentinel-Ledger

The Current of Northfield, Linwood & Somers Point

I, Leigh Ann Napoli, RMC, Municipal Clerk of the City of Linwood, do hereby certify that the foregoing resolution was duly adopted at a Reorganization Meeting of the City Council of Linwood, held this 5th day of January, 2017.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal this 5th day of January, 2017.

LEIGH ANN NAPOLI, RMC, MUNICIPAL CLERK

RICHARD L. DEPAMPHILIS, III, MAYOR

APPROVED: _____

RESOLUTION No. 10, 2017

A RESOLUTION APPOINTING AN AUTHORIZED AGENT FOR THE SALE OF CITY OWNED
LAND AND/OR PROPERTY

WHEREAS, there appears to be a need for the appointment of an authorized agent for the sale of City owned land and/or property;

NOW, THEREFORE, BE IT RESOLVED, by the Common Council of the City of Linwood that the City Solicitor be and is hereby appointed the aforementioned agent in and for the City of Linwood for a term commencing January 1, 2017 and ending December 31, 2017.

I, Leigh Ann Napoli, RMC, Municipal Clerk of the City of Linwood, do hereby certify that the foregoing resolution was duly adopted at a Reorganization Meeting of the City Council of Linwood, held this 5th day of January, 2017.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal this 5th day of January, 2017.

LEIGH ANN NAPOLI, RMC, MUNICIPAL CLERK

RICHARD L. DEPAMPHILIS, III, MAYOR

APPROVED: _____

RESOLUTION No. 11, 2017

A RESOLUTION APPOINTING THE TAX ASSESSOR AS AGENT IN APPEALS
TO REDUCE ASSESSMENTS FOR THE YEAR 2017

WHEREAS, from time to time the Tax Assessor discovers an error in calculation, transposing, measurement or typographical errors in the tax assessment on the tax list after the time for County Board of Taxation has certified the tax rates for the year; and

WHEREAS, if the above discovered errors are not corrected, the taxpayers effected would be paying more than their fair share of taxes; and

WHEREAS, the method of correcting such errors is to file a Petition of Appeal for the current tax year with the County Board of Taxation; and

WHEREAS, the error was not caused by the taxpayer;

NOW, THEREFORE, BE IT RESOLVED, by the Common Council of the City of Linwood, that the Tax Assessor is hereby authorized to act as the agent of the Taxing District and file a Petition of Appeal for the tax year 2017 with the Atlantic County Board of Taxation to correct such error and lower such assessments to the correct value; and

That a certified copy of this resolution be forwarded to the Atlantic County Board of Taxation with any such Petition of Appeal.

I, Leigh Ann Napoli, RMC, Municipal Clerk of the City of Linwood, do hereby certify that the foregoing resolution was duly adopted at a Reorganization Meeting of the City Council of Linwood, held this 5th day of January, 2017.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal this 5th day of January, 2017.

LEIGH ANN NAPOLI, RMC, MUNICIPAL CLERK

RICHARD L. DEPAMPHILIS, III, MAYOR

APPROVED: _____

RESOLUTION No. 12, 2017

**A RESOLUTION DESIGNATING THE PUBLIC AGENCY
COMPLIANCE OFFICER FOR THE CITY OF LINWOOD**

WHEREAS, the State of New Jersey requires the designation of a Public Agency Compliance Officer (P.A.C.O.) by a municipality; and

WHEREAS, the P.A.C.O. is the liaison official for all matters concerning P.L. 1975, C. 127 (N.J.A.C. 17:27) and must have the authority to recommend the appropriate corrections to the agency's contracting procedures; and

WHEREAS, the Common Council of the City of Linwood is desirous of designating a Public Agency Compliance Officer for the City of Linwood;

NOW, THEREFORE, BE IT RESOLVED, by the Common Council of the City of Linwood that the City Clerk, be and is hereby designated as the Public Agency Compliance Officer (P.A.C.O) for the City of Linwood effective immediately.

I, Leigh Ann Napoli, RMC, Municipal Clerk of the City of Linwood, do hereby certify that the foregoing resolution was duly adopted at a Reorganization Meeting of the City Council of Linwood, held this 5th day of January, 2017.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal this 5th day of January, 2017.

LEIGH ANN NAPOLI, RMC, MUNICIPAL CLERK

RICHARD L. DEPAMPHILIS, III, MAYOR

APPROVED: _____

RESOLUTION No. 13, 2017

A RESOLUTION ADOPTING ROBERT'S RULES OF ORDER

BE IT RESOLVED that the Common Council of the City of Linwood hereby adopts Robert's Rules of Order Revised as the rules and procedures to be followed by the Council for the conduct of meetings.

I, Leigh Ann Napoli, RMC, Municipal Clerk of the City of Linwood, do hereby certify that the foregoing resolution was duly adopted at a Reorganization Meeting of the City Council of Linwood, held this 5th day of January, 2017.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal this 5th day of January, 2017.

LEIGH ANN NAPOLI, RMC, MUNICIPAL CLERK

RICHARD L. DEPAMPHILIS, III, MAYOR

APPROVED: _____

RESOLUTION No. 14, 2017

A RESOLUTION AUTHORIZING THE CITY OF LINWOOD TO ENTER INTO A CONTRACT WITH THE ATTACHED LIST OF VENDORS FOR STATE CONTRACT PURCHASES

WHEREAS, the City of Linwood, pursuant to N.J.S.A. 40A:11-12a and N.J.A.C. 5:34-7.29(c), may by resolution and without advertising for bids, purchase any goods or services under the State of New Jersey Cooperative Purchasing Program for any State contracts entered into on behalf of the State by the Division of Purchase and Property in the Department of Treasury; and

WHEREAS, the City of Linwood has the need on a timely basis to purchase goods or services utilizing State contracts; and

WHEREAS, the City of Linwood intends to enter into contracts with the attached Referenced State Contract Vendors through this resolution and properly executed contracts, which shall be subject to all the conditions applicable to the current State contracts;

NOW, THEREFORE, BE IT RESOLVED, that the City of Linwood authorizes the Chief Financial Officer or Purchasing Agent to purchase certain goods or services from those approved New Jersey State Contract Vendors on the attached list, pursuant to all conditions of the individual State contracts;

BE IT FURTHER RESOLVED, that the governing body of the City of Linwood pursuant to N.J.A.C. 5:30-5.5(b), the certification of available funds, shall either certify the full maximum amount against the budget at the time the contract is awarded, or no contract amount shall be chargeable or certified until such time as the goods or services are ordered or otherwise called for prior to placing the order, and a certification of availability of funds is made by the Chief Financial Officer;

BE IT FURTHER RESOLVED, that the duration of the contracts between the City of Linwood and the Referenced State Contract Vendors shall be from January 1, 2017 to December 31, 2017.

I, Leigh Ann Napoli, RMC, Municipal Clerk of the City of Linwood, do hereby certify that the foregoing resolution was duly adopted at a Reorganization Meeting of the City Council of Linwood, held this 5th day of January, 2017.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal this 5th day of January, 2017.

LEIGH ANN NAPOLI, RMC, MUNICIPAL CLERK

RICHARD L. DEPAMPHILIS, III, MAYOR

APPROVED: _____

Referenced State Contract Vendors

<u>Commodity/Service</u>	<u>Vendor</u>	<u>Amount/State Contract #</u>
Office supplies	Staples Inc.	\$15,000.00
Computers	Dell, Inc.	\$10,000.00

RESOLUTION No. 16, 2017

A RESOLUTION AUTHORIZING THE CANCELING OF SMALL BALANCES

WHEREAS, the Governing Body of the City of Linwood finds and declares that N.J.S.A 40A:5-17-1 empowers the tax collector to process the cancellation of tax refunds and/or delinquencies of less than Ten (\$10.00) Dollars; and

WHEREAS, the Governing Body further finds and declares that the Municipal Tax Collector is qualified to process the cancellation of tax refunds and/or delinquencies of less than Ten (\$10.00) Dollars; and

WHEREAS, the Governing Body further finds and declares that it is in the best interest of the citizens of the City of Linwood for the Municipal Tax Collector to be authorized to process the cancellation of the tax refunds and/or delinquencies of less than Ten (\$10.00) Dollars in accordance with N.J.S.A 40A:5-17-1;

NOW, THEREFORE, BE IT RESOLVED, by the Common Council of the City of Linwood that Municipal Tax Collector Kacey Johnson is hereby authorized to process the cancellation of tax refunds or delinquencies of less than Ten (\$10.00) Dollars for calendar year 2017 in accordance with N.J.S.A 40A:5-17-1.

I, Leigh Ann Napoli, RMC, Municipal Clerk of the City of Linwood, do hereby certify that the foregoing resolution was duly adopted at a Reorganization Meeting of the City Council of Linwood, held this 5th day of January, 2017.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal this 5th day of January, 2017.

LEIGH ANN NAPOLI, RMC, MUNICIPAL CLERK

RICHARD L. DEPAMPHILIS, III, MAYOR

APPROVED: _____

RESOLUTION No. 17, 2017

A RESOLUTION AUTHORIZING THE TAX COLLECTOR TO SUBSTITUTE TWO MAILINGS
IN LIEU OF ADVERTISING OF THE TAX SALE TO BE HELD IN 2017

WHEREAS, State statute N.J.S.A. 54:5-26 allows the tax collector the option to substitute one or two mailings for one or two of advertising and charge a fee up to \$25.00 per mailing; and

WHEREAS, the collector will send out two separate mailings in lieu of advertising and will advertise at least two weeks prior to the tax sale in 2017 all in accordance with State statute;

NOW, THEREFORE, BE IT RESOLVED, by the Common Council of the City of Linwood, that the collector shall be and is authorized to substitute two advertisings with mailing of notices of tax sale.

I, Leigh Ann Napoli, RMC, Municipal Clerk of the City of Linwood, do hereby certify that the foregoing resolution was duly adopted at a Reorganization Meeting of the City Council of Linwood, held this 5th day of January, 2017.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal this 5th day of January, 2017.

LEIGH ANN NAPOLI, RMC, MUNICIPAL CLERK

RICHARD L. DEPAMPHILIS, III, MAYOR

APPROVED: _____

RESOLUTION No. 18, 2017

A RESOLUTION REAPPOINTING TIM LONGNECKER AS DEPUTY EMERGENCY
MANAGEMENT COORDINATOR FOR THE CITY OF LINWOOD

WHEREAS, there exists a need for an appointment of a Deputy
Emergency Management Coordinator in the City of Linwood; and

WHEREAS, the Mayor has appointed Tim Longnecker to the position
of Deputy Emergency Management Coordinator; and

WHEREAS, the Common Council of the City of Linwood is desirous of
confirming such appointment;

NOW, THEREFORE, BE IT RESOLVED, by the Common Council of the City
of Linwood, that the Mayor's reappointment of Tim Longnecker to the
position of Deputy Emergency Management Coordinator for a one year
term expiring on December 31, 2017, be and are hereby confirmed.

I, Leigh Ann Napoli, RMC, Municipal Clerk of the City of Linwood,
do hereby certify that the foregoing resolution was duly adopted at a
Reorganization Meeting of the City Council of Linwood, held this 5th
day of January, 2017.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal
this 5th day of January, 2017.

LEIGH ANN NAPOLI, RMC, MUNICIPAL CLERK

RICHARD L. DEPAMPHILIS, III, MAYOR

APPROVED: _____

RESOLUTION No. 19, 2017

A RESOLUTION AWARDING A CONTRACT TO JOSEPH L. YOUNGBLOOD, JR. AS MUNICIPAL LEGAL COUNSEL FOR THE YEAR 2017 FOR THE CITY OF LINWOOD

WHEREAS, there exists within the City of Linwood, New Jersey the need for a Municipal Legal Counsel; and

WHEREAS, the Chief Financial Officer has determined and certified in writing that the value of the acquisitions will exceed \$17,500; and

WHEREAS, a Request for Proposals was published in The Press on November 21, 2016; and

WHEREAS, proposals were received, publicly opened and announced on December 13, 2016 at 2:00 p.m. prevailing time; and

WHEREAS, the proposal submitted has been reviewed and a recommendation has been made with regard to same;

NOW, THEREFORE, BE IT RESOLVED, by the Common Council of the City of Linwood, New Jersey, that Joseph L. Youngblood, Jr., Esquire of the firm of Youngblood, Franklin, Sampoli, & Coombs, be and is hereby appointed Municipal Legal Counsel for the City of Linwood for a term which expires on December 31, 2017 and the Mayor and Municipal Clerk are hereby authorized and directed to execute a contract for the above mentioned services.

BE IT FURTHER RESOLVED, that this contract is awarded pursuant to a fair and open process in accordance with N.J.S.A. 19:44A-20.5 et seq.

BE IT FURTHER RESOLVED, that this Resolution is contingent upon a Certification of Availability of Funds from the Chief Financial Officer of 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 Reorganization Meeting of the City Council of Linwood, held this 5th day of January, 2017.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal this 5th day of January, 2017.

LEIGH ANN NAPOLI, RMC, MUNICIPAL CLERK

RICHARD L. DEPAMPHILIS, III, MAYOR

APPROVED: _____

Memo

To: Mayor and Members of Council
From: Anthony Strazzeri, CFO
CC: Leigh Ann Napoli, RMC, CMR, MPA, City Clerk
Date: 12-28-16
Re: Availability of Funds-General Counsel

Pursuant to 40A: 4-57, I hereby certify that sufficient funds will be available under legal services in the operating budget. Funds will be encumbered to Youngblood Lafferty & Sampoli, P.A., 1201 New Road Suite 230 Linwood, NJ 08221-1159.

RESOLUTION No. 20, 2017

A RESOLUTION AWARDING A CONTRACT TO FORD SCOTT & ASSOCIATES, LLC AS MUNICIPAL AUDITOR FOR THE YEAR 2017 FOR THE CITY OF LINWOOD

WHEREAS, there exists within the City of Linwood, New Jersey the need for a Municipal Auditor; and

WHEREAS, the Chief Financial Officer has determined and certified in writing that the value of the acquisitions will exceed \$17,500; and

WHEREAS, a Request for Proposals was published in The Press on November 21, 2016; and

WHEREAS, proposals were received, publicly opened and announced on December 13, 2016 at 2:00 p.m. prevailing time; and

WHEREAS, the proposal submitted has been reviewed and a recommendation has been made with regard to same;

NOW, THEREFORE, BE IT RESOLVED, by the Common Council of the City of Linwood, New Jersey, that Leon Costello, CPA, RMA of the firm Ford Scott & Associates, LLC, be and is hereby appointed Municipal Auditor for the City of Linwood for a term which expires on December 31, 2017 and the Mayor and Municipal Clerk are hereby authorized and directed to execute a contract for the above mentioned services.

BE IT FURTHER RESOLVED, that this contract is awarded pursuant to a fair and open process in accordance with N.J.S.A. 19:44A-20.5 et seq.

BE IT FURTHER RESOLVED, that this Resolution is contingent upon a Certification of Availability of Funds from the Chief Financial Officer of 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 Reorganization Meeting of the City Council of Linwood, held this 5th day of January, 2017.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal this 5th day of January, 2017.

LEIGH ANN NAPOLI, RMC, MUNICIPAL CLERK

RICHARD L. DEPAMPHILIS, III, MAYOR

APPROVED: _____

Memo

To: Mayor and Members of Council
From: Anthony Strazzeri, CFO
CC: Leigh Ann Napoli, RMC, CMR, MPA, City Clerk
Date: 12-28-16
Re: Availability of Funds-Audit Services

Pursuant to 40A: 4-57, I hereby certify that sufficient funds will be available under Audit Services in the operating Budget. Funds will be encumbered to Ford-Scott & Associates, LLC, PO Box 538 Ocean City, NJ 08226-0538.

RESOLUTION No. 21, 2017

A RESOLUTION AWARDING A CONTRACT TO JOEL M. FLEISHMAN AS MUNICIPAL BOND COUNSEL FOR THE YEAR 2017 FOR THE CITY OF LINWOOD

WHEREAS, there exists within the City of Linwood, New Jersey the need for a Municipal Bond Counsel; and

WHEREAS, the Chief Financial Officer has determined and certified in writing that the value of the acquisitions will exceed \$17,500; and

WHEREAS, a Request for Proposals was published in The Press on November 21, 2016; and

WHEREAS, proposals were received, publicly opened and announced on December 13, 2016 at 2:00 p.m. prevailing time; and

WHEREAS, the proposals submitted have been reviewed and a recommendation has been made with regard to same;

NOW, THEREFORE, BE IT RESOLVED, by the Common Council of the City of Linwood, New Jersey, that Joel M. Fleishman, Esquire of the firm of Fleishman & Daniels Law Offices, LLC be and is hereby appointed Municipal Bond Counsel for the City of Linwood for a term which expires on December 31, 2017 and the Mayor and Municipal Clerk are hereby authorized and directed to execute a contract for the above mentioned services.

BE IT FURTHER RESOLVED, that this contract is awarded pursuant to a fair and open process in accordance with N.J.S.A. 19:44A-20.5 et seq.

BE IT FURTHER RESOLVED, that this Resolution is contingent upon a Certification of Availability of Funds from the Chief Financial Officer of 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 Reorganization Meeting of the City Council of Linwood, held this 5th day of January, 2017.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal this 5th day of January, 2017.

LEIGH ANN NAPOLI, RMC, MUNICIPAL CLERK

RICHARD L. DEPAMPHILIS, III, MAYOR

APPROVED: _____

Memo

To: Mayor and Members of Council
From: Anthony Strazzeri, CFO
CC: Leigh Ann Napoli, RMC, CMR, MPA, City Clerk
Date: 12-28-16
Re: Availability of Funds-Bond Counsel

Pursuant to 40A: 4-57, I hereby certify that sufficient funds will be available under various capital ordinances in the capital budget as well as legal services in the operating budget. Funds will be encumbered to Fleishman Daniels Law Offices LLC, PO Box 55 Northfield, NJ 08225-0055.

RESOLUTION No. 22, 2017

A RESOLUTION APPROVING COUNCIL APPOINTMENTS FOR THE YEAR 2017

WHEREAS, the Common Council of the City of Linwood is desirous of making certain appointments in accordance with the list below;

NOW, THEREFORE, BE IT RESOLVED, by the Common Council of the City of Linwood that Council appointments be and are hereby made in accordance with the list below as follows:

<u>Appointee</u>	<u>Board/Position</u>	<u>Term</u>	<u>Expiration</u>
Robert Marshall	Zoning Board	4 yrs	12/31/20
Arthur Chew	Zoning Board	4 yrs	12/31/20
Carolyn Patterson	City Historian	1 yr	12/31/17

I, Leigh Ann Napoli, RMC, Municipal Clerk of the City of Linwood, do hereby certify that the foregoing resolution was duly adopted at a Reorganization Meeting of the City Council of Linwood, held this 5th day of January, 2017.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal this 5th day of January, 2017.

LEIGH ANN NAPOLI, RMC, MUNICIPAL CLERK

RICHARD L. DEPAMPHILIS, III, MAYOR

APPROVED: _____

RESOLUTION No. 23, 2017

A RESOLUTION CONFIRMING MAYORAL APPOINTMENTS FOR THE YEAR 2017

WHEREAS, the Mayor has made certain appointments with regard to various Board and positions in the City of Linwood; and

WHEREAS, the Common Council is desirous of concurring in said appointments;

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of Linwood that the Mayor's appointments are hereby endorsed and the Common Council concurs in all of said appointments listed below.

<u>Appointee</u>	<u>Board</u>	<u>Term</u>	<u>Expiration</u>
Carey Lowrey	Economic Development Committee	3 yrs	12/31/19
Jason Goldstein	Economic Development Committee	3 yrs	12/31/19
Tim Glenn	Environmental Commission	3 yrs	12/31/19
Joseph Marinelli	Environmental Commission	3 yrs	12/31/19
Mary Todd	Library Board	5 yrs	12/31/21
Bonnie Putterman	Planning Board	4 yrs	12/31/20
Brian Heun	Planning Board	1 yr	12/31/17
Tim Longnecker	Recreation Board	5 yrs	12/31/21

I, Leigh Ann Napoli, RMC, Municipal Clerk of the City of Linwood, do hereby certify that the foregoing resolution was duly adopted at a Reorganization Meeting of the City Council of Linwood, held this 5th day of January, 2017.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal this 5th day of January, 2017.

LEIGH ANN NAPOLI, RMC, MUNICIPAL CLERK

RICHARD L. DEPAMPHILIS, III, MAYOR

APPROVED: _____

RESOLUTION No. 24, 2017

A RESOLUTION AUTHORIZING THE REAPPOINTMENT OF DAVID G. BUZBY AS THE
UNIFORM FIRE SAFETY INSPECTOR FOR THE CITY OF LINWOOD

WHEREAS, by Resolution No. 36 of 2014, by Resolution No. 30, 2015, and by Resolution No. 25, 2016 David G. Buzby was re-appointed to the position of Uniform Fire Safety Inspector for the City of Linwood;

WHEREAS, said appointment expired on December 31, 2016; and

WHEREAS, Charles Kisby, the Linwood Fire Official, has recommended the reappointment of David G. Buzby to said position; and

WHEREAS, the Common Council of the City of Linwood is desirous of reappointing David G. Buzby;

NOW, THEREFORE, BE IT RESOLVED, by the Common Council of the City of Linwood, that David G. Buzby be and is hereby reappointed to the position of Uniform Fire Safety Inspector for a one year term expiring on December 31, 2017 at a salary of \$1,200.00 as provided for in the Linwood Salary Ordinance and all amendments thereto.

I, Leigh Ann Napoli, RMC, Municipal Clerk of the City of Linwood, do hereby certify that the foregoing resolution was duly adopted at a Reorganization Meeting of the City Council of Linwood, held this 5th day of January, 2017.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal this 5th day of January, 2017.

LEIGH ANN NAPOLI, RMC, MUNICIPAL CLERK

RICHARD L. DEPAMPHILIS, III, MAYOR

APPROVED: _____

RESOLUTION No. 25, 2017

A RESOLUTION AWARDING NON-COMPETITIVE CONTRACTS FOR PROFESSIONAL SERVICES TO THE FOLLOWING: THOMAS R. THORNTON AS ZONING BOARD OF ADJUSTMENT ENGINEER; AND MICHAEL J. FITZGERALD AS ZONING BOARD OF ADJUSTMENT SOLICITOR

WHEREAS, there exists within the City of Linwood, New Jersey, the need for a Zoning Board of Adjustment Engineer and Zoning Board of Adjustment Solicitor; and

WHEREAS, the Local Public Contracts Law (N.J.S. 40A:11.1 et. seq.) requires that a Resolution authorizing the award of Contracts for "Professional Services" without competitive bids must be advertised;

NOW, THEREFORE, BE IT RESOLVED, by the Common Council of the City of Linwood, New Jersey, as follows:

1. That Thomas R. Thornton of the firm Hatch Mott MacDonald be and is hereby appointed Zoning Board of Adjustment Engineer for the City of Linwood for a one year term.
2. That Michael J. Fitzgerald, Esquire of the firm Fitzgerald & McGroarty P.A. be and is hereby appointed Zoning Board of Adjustment Solicitor for a one year term.
3. That the Mayor and City Clerk are hereby authorized and directed to execute the attached contracts with the above named persons.

These Contracts are awarded without competitive bidding as a "Professional Service" under the provision of the Local Public Contracts Law because the Local Public Contracts Law permits professional services to be awarded without the necessity of competitive bidding.

A copy of this Resolution shall be published in an official newspaper of the City of Linwood as required by law within ten (10) days of its passage.

BE IT FURTHER RESOLVED, that this Resolution is contingent upon a certification of availability of funds by the Chief Financial Officer of the City of Linwood.

RESOLUTION No. 25, 2017

Page 2

I, Leigh Ann Napoli, RMC, Municipal Clerk of the City of Linwood, do hereby certify that the foregoing resolution was duly adopted at a Reorganization Meeting of the City Council of Linwood, held this 5th day of January, 2017.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal this 5th day of January, 2017.

LEIGH ANN NAPOLI, RMC, MUNICIPAL CLERK

RICHARD L. DEPAMPHILIS, III, MAYOR

APPROVED: _____

Memo

To: Mayor and Members of Council
From: Anthony Strazzeri, CFO
CC: Leigh Ann Napoli, RMC, CMR, MPA, City Clerk
Date: 12-28-16
Re: Availability of Funds-Zoning Board Engineer

Pursuant to 40A: 4-57, I hereby certify that sufficient funds will be available under zoning board operating budget. Funds will be encumbered to Hatch Mott MacDonald, LLC, PO Box 373 Cape May Court House, NJ 08210.

Memo

To: Mayor and Members of Council
From: Anthony Strazzeri, CFO
CC: Leigh Ann Napoli, RMC, CMR, MPA, City Clerk
Date: 12-28-16
Re: Availability of Funds-Zoning Board Solicitor

Pursuant to 40A: 4-57, I hereby certify that sufficient funds will be available under zoning board operating budget. Funds will be encumbered to Fitzgerald, McGroarty & Malinsky P.A., 747 Shore Road Linwood, NJ 08221.

RESOLUTION No. 26, 2017

A RESOLUTION AUTHORIZING THE REFUND OF UNUSED ESCROW FUNDS POSTED AS
PART OF A DUMPSTER PERMIT APPLICATION

WHEREAS, an Escrow Fund for a dumpster permit was established in the amount of \$500.00 on December 15, 2016 for Climatech Heat & Air LLC of 240 W. Patcong Avenue, Linwood, New Jersey 08221; and

WHEREAS, the dumpster was never placed on a street within the City of Linwood and all inspections have been finalized and no damage has been found at the proposed site of 201 W. Seaview Avenue, Linwood;

WHEREAS, there were no fees paid for Engineering inspections or repairs to the roadway in front of 201 W. Seaview Avenue and there remains the original posted escrow of \$500.00;

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 hereby is authorized, empowered and directed to issue a check from the City of Linwood in the amount of \$500.00 to Climatech Heat & Air LLC of 240 W. Patcong Avenue, Linwood, New Jersey 08221 as unused escrow funds.

I, Leigh Ann Napoli, RMC, Municipal Clerk of the City of Linwood, do hereby certify that the foregoing resolution was duly adopted at a Reorganization Meeting of the City Council of Linwood, held this 5th day of January, 2017.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal this 5th day of January, 2017.

LEIGH ANN NAPOLI, RMC, MUNICIPAL CLERK

RICHARD L. DEPAMPHILIS, III, MAYOR

APPROVED: _____

RESOLUTION No. 27, 2017

A RESOLUTION APPROVING CHANGE ORDER NO. 1-FINAL WITH AE STONE, INC WITH REGARD TO THE EASTSIDE PAVING PROJECT IN THE CITY OF LINWOOD

WHEREAS, Change Order No. 1-Final with AE Stone, Inc. with regard to the Eastside Paving Project has been submitted for review and approval; and

WHEREAS, recommendations have been made to authorize the Change Order which will result in no change of the total contract price, only adjusted quantities, in accordance with the attached Change Order incorporated herein and made part hereof;

NOW, THEREFORE, BE IT RESOLVED, by the Common Council of the City of Linwood that Change Order No. 1-Final with AE Stone, Inc. regarding the Eastside Paving Project be and is hereby authorized and approved;

BE IT FURTHER RESOLVED, by the Common Council of the City of Linwood that the Mayor be and is hereby authorized and directed to execute Change Order No. 1-Final with regard to the above referenced project.

BE IT FURTHER RESOLVED, that this Resolution is contingent upon a Certification of Availability of Funds from the Chief Financial Officer of 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 Reorganization Meeting of the City Council of Linwood, held this 5th day of January, 2017.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal this 5th day of January, 2017.

LEIGH ANN NAPOLI, RMC, MUNICIPAL CLERK

RICHARD L. DEPAMPHILIS, III, MAYOR

APPROVED: _____

CONTRACT CHANGE ORDER

CHANGE ORDER NO. 1-Final

DATE December 21, 2016

CONTRACT NO. 7

PROJECT DESCRIPTION Eastside Paving Project

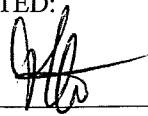
CONTRACT DATE November 10, 2015

CONTRACTOR AE Stone, Inc.

REASON FOR CHANGE ORDER : Adjusted Quantities

<u>CON. ITEM NO.</u>	<u>QUANTITY</u>	<u>DESCRIPTION</u>	<u>UNIT PRICE</u>	<u>EXTENSION</u>	
				Additions	Deletions
4	100 LF	Sawcutting, If & Where Directed	\$0.01		\$1.00
6	4,526 SY	Milling, 2" & Variable Depth	\$9.00	\$40,734.00	
7	50 SY	Soil Aggregate Base Course, I-5, 6" Thick	\$0.01		\$250.00
8	692 SY	Reconstructed Soil Aggregate Base Course	\$11.00		\$7,612.00
9	50 SY	Dense Graded Aggregate, 6" Thick	\$5.00		\$250.00
10	50 TON	Hot Mix Asphalt, 19M64 Base Course	\$20.00		\$1,000.00
11	174 TON	Hot Mix Asphalt, 12.5M64 Surface Course, 2" Thick & Variable Depth	\$30.00		\$5,220.00
12	150 TON	Hot Mix Asphalt, 12.5M64, Leveling Course	\$30.00		\$4,500.00
13	70 SY	Asphalt Driveway Reconstruction	\$44.00	\$7,000.00	
14	28 LF	Concrete Curb	\$50.00	\$1,400.00	
17	1 UNIT	Retrofit Inlet Grate, Bicycle Safe Grate, If & Where Directed	\$250.00		\$250.00
18	12 UNIT	Reset Manhole Casting	\$500.00		\$6,000.00
21	13 LF	12" Ductile Iron Pipe	\$150.00		\$1,950.00
25	200 SY	Sod	\$15.00		\$3,000.00
26	200 SY	Topsoil, Seed & Fertilizer	\$5.00		\$1,000.00
27	16 HOUR	Traffic Directors - Police	\$85.00	\$1,360.00	
29		Fuel Price Adjustment	(\$4,053.00)		\$4,053.00
30		Asphalt Price Adjustment	(\$15,408.00)		\$15,408.00
			Subtotal	\$50,494.00	\$50,494.00
Total					

ACCEPTED:



CONTRACTOR

12/27/14

DATE

CONTRACT AMOUNT \$ 458,000.00

PREVIOUS CHANGE ORDERS \$ 0.00

APPROVAL RECOMMENDED:



POLISTINA & ASSOCIATES

12/28/16

DATE

THIS CHANGE ORDER No. 1-Final \$ 0.00

TOTAL CHANGE ORDERS
TO DATE \$ 0.00

APPROVED:

OWNER

DATE

NOTE: All work under this Change Order to be done under applicable provisions of the contract. Change Order not valid unless properly authorized and approved.

RESOLUTION No. 28, 2017

A RESOLUTION APPROVING CHANGE ORDER NO. 2-FINAL WITH KLINE CONSTRUCTION, INC. WITH REGARD TO THE MISCELLANEOUS SEWER/STORMWATER REPAIRS IN THE CITY OF LINWOOD

WHEREAS, Change Order No. 2-Final with Kline Construction, Inc. with regard to the Miscellaneous Sewer/Stormwater Repairs, Contract No. 8, has been submitted for review and approval; and

WHEREAS, recommendations have been made to authorize the Change Order which will result in a reduction of the total contract price in the amount of \$13,326.00 in accordance with the attached Change Order incorporated herein and made part hereof;

NOW, THEREFORE, BE IT RESOLVED, by the Common Council of the City of Linwood that Change Order No. 2-Final with Kline Construction, Inc. regarding the Miscellaneous Sewer/Stormwater Repairs, Contract No. 8, be and is hereby authorized and approved;

BE IT FURTHER RESOLVED, by the Common Council of the City of Linwood that the Mayor be and is hereby authorized and directed to execute Change Order No. 2-Final with regard to the above referenced project.

BE IT FURTHER RESOLVED, that this Resolution is contingent upon a Certification of Availability of Funds from the Chief Financial Officer of 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 Reorganization Meeting of the City Council of Linwood, held this 5th day of January, 2017.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal this 5th day of January, 2017.

LEIGH ANN NAPOLI, RMC, MUNICIPAL CLERK

RICHARD L. DEPAMPHILIS, III, MAYOR

APPROVED: _____

CONTRACT CHANGE ORDER

CHANGE ORDER NO. 2-Final

DATE December 28, 2016

CONTRACT NO. 8

PROJECT DESCRIPTION Miscellaneous Sewer / Stormwater Repairs

CONTRACT DATE September 30, 2015

CONTRACTOR Kline Construction, Inc.

REASON FOR CHANGE ORDER: Adjusted Quantities

CON. ITEM NO.	QUANTITY	DESCRIPTION	UNIT PRICE	EXTENSION	
				Additions	Deletions
2	22 Hours	Laborer	\$120.00		\$2,640.00
3	16 Hours	Equipment Operator	\$160.00		\$2,560.00
4	26 Hours	Backhoe / Loaded	\$5.00		\$130.00
5	29 Hours	Excavator / Trackhoe	\$5.00		\$145.00
6	12 Hours	Asphalt Milling Attachment	\$5.00		\$60.00
7	24 Hours	Trench Roller Compactor	\$5.00		\$120.00
8	24 Hours	Power Broom / Street Sweeper	\$5.00		\$120.00
9	40 Hours	Dump Truck	\$5.00		\$200.00
10	3 Hours	Pick-Up Truck	\$5.00		\$15.00
11	40 Hours	Compressor and Tools	\$5.00		\$200.00
12	20.9 SY	Temporary Pavement Restoration	\$60.00	\$1,254.00	
13	24 LF	Sanitary Sewer Lateral (0 - 6' Deep)	\$205.00		\$4,920.00
14	6 LF	Sanitary Sewer Lateral (6' - 8' Deep)	\$260.00		\$1,560.00
15	2 Unit	Sanitary Cleanout and Riser Repair	\$755.00	\$1,510.00	
16	47 LF	15" RCP Stormwater (0 - 6' Deep)	\$80.00	\$3,760.00	
17	20 LF	15" RCP Stormwater (6' - 8' Deep)	\$99.00		\$1,980.00
18	8 Unit	Retrofit Stormwater Inlet	\$430.00		\$3,440.00
19	1 Unit	Rebuilding Existing Inlet (0 - 6' Deep)	\$2,400.00	\$2,400.00	
20	1 Unit	Rebuilding Existing Inlet (6 - 8' Deep)	\$3,300.00		\$3,300.00
22	2 Unit	Replace Stormwater Inlet Curb Piece	\$430.00		\$860.00
Subtotal				\$8,924.00	\$22,250.00
Total					\$13,326.00

ACCEPTED: CONTRACT AMOUNT \$ 133,710.00

Mark Rudy 12-28-16
 CONTRACTOR DATE

PREVIOUS CHANGE ORDERS \$ 4,650.00

APPROVAL RECOMMENDED:

THIS CHANGE ORDER No. 1-Final \$ - \$13,326.00

UP 12-28-16
 POLISTINA & ASSOCIATES DATE

TOTAL CHANGE ORDERS TO DATE \$ - \$8,676.00

APPROVED:

OWNER DATE