

**LINWOOD COMMON COUNCIL**  
**CAUCUS AGENDA**  
**November 9, 2016**  
**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 \_\_\_\_\_

Also Present:            Mr. Youngblood \_\_\_ Mrs. Napoli \_\_\_ Mr. Polistina \_\_\_

2. Approval of Minutes Without Formal Reading
3. Mayor's Report
  - A. Hiring Mac Mancuso as Patrolman
  - B. Appointment of James Malamut to the Planning Board
4. Councilman Beinfest
  - A. Neighborhood Services
5. Councilwoman DeDomenicis
  - A. Public Works
6. Councilman Ford
  - A. Planning & Development
    1. Ordinance amending Chapter 119 Construction Code Fees – final reading
7. Councilman Gordon
  - A. Engineering
    1. Resolution supporting and requesting approval from DOT for mid-block crosswalk
8. Councilman Heun
  - A. Public Safety
9. Councilman Matik
  - A. Revenue & Finance
    1. Bond Ordinance with regard to tax appeals – final reading
    2. Resolution authorizing budget appropriation transfers
    3. Form and Sale Resolution for the issuance of the \$510,000 Tax Appeal Refunding Note
    4. Resolution to refund traffic control funds to Asplundh Tree company
10. Councilman Paolone
  - A. Administration
    1. Resolution authorizing a Raffle License to Mainland Girls Track Booster Club
    2. Resolution recognizing the highest prequalified bidder for a liquor license
11. Mr. Youngblood

**LINWOOD COMMON COUNCIL  
AGENDA OF REGULAR MEETING  
November 9, 2016**

**CALL TO ORDER**

**FLAG SALUTE** Councilman Eric Ford

**ROLL CALL**

**APPROVAL OF MINUTES WITHOUT FORMAL READING**

**ORDINANCES**

**7 OF 2016** A REFUNDING BOND ORDINANCE AUTHORIZING THE ISSUANCE OF UP TO \$510,000 AGGREGATE PRINCIPAL AMOUNT OF REFUNDING BONDS OR NOTES IN THE CITY OF LINWOOD, COUNTY OF ATLANTIC, NEW JERSEY, FOR THE PURPOSE OF FUNDING REVENUE LOSSES ASSOCIATED WITH TAX CREDITS GRANTED TO TAXPAYERS FOR OVERPAYMENTS IN PREVIOUS QUARTERS IN 2016 AND APPROPRIATING THE PROCEEDS OF SUCH REFUNDING BONDS OR NOTES TO SUCH PURPOSE.

*FIRST READING:* October 13, 2016

*PUBLICATION:* October 19, 2016

*FINAL READING:* November 9, 2016

*PUBLICATION WITH STATEMENT:* November 14, 2016

**8 OF 2016** AN ORDINANCE AMENDING CHAPTER 119 CONSTRUCTION CODES, UNIFORM, SECTION 119-3 FEES OF THE CODE OF THE CITY OF LINWOOD AND REPEALING ALL ORDINANCES HERETOFORE ADOPTED, THE PROVISIONS OF WHICH ARE INCONSISTENT HEREWITH.

*FIRST READING:* October 26, 2016

*PUBLICATION:* October 31, 2016

*PASSAGE:* November 9, 2016

**RESOLUTIONS**

**161-2016** A Resolution authorizing the issuance of an amount not to exceed \$510,000 in aggregate principal amount of tax appeal refunding notes of the City of Linwood, in the County of Atlantic, State of New Jersey for the purpose of funding revenue losses associated with tax credits granted to taxpayers for overpayment in previous quarters in 2016; and making certain authorizations, determinations and covenants in connection with the foregoing

**166-2016** A Resolution recognizing the highest prequalified bidder for a Linwood Liquor License

**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.

**159-2016** A Resolution supporting and requesting approval from the New Jersey Department of Transportation for a mid-block crosswalk on Route US 9

**160-2016** A Resolution authorizing 2016 budget appropriation transfers

**162-2016** A Resolution authorizing the issuance of a Raffle License, #2017-02, to Mainland Girls Track Booster Club

**RESOLUTIONS WITHIN CONSENT AGENDA (continued)**

- 163-2016**      A Resolution authorizing the hiring of Mac Kenzi Mancuso to the position of Patrolman in the Linwood Police Department
- 164-2016**      A Resolution authorizing the refund of traffic control funds to Asplundh Tree Expert Company
- 165-2016**      A Resolution confirming the appointment of James Malamut to the Linwood Planning Board

**APPROVAL OF BILL LIST: \$**

**MEETING OPEN TO THE PUBLIC**

**FINAL REMARKS BY MAYOR AND COUNCIL**

**ADJOURNMENT**

**ORDINANCE NO. 7 of 2016**

**A REFUNDING BOND ORDINANCE AUTHORIZING THE  
ISSUANCE OF UP TO \$510,000 AGGREGATE PRINCIPAL  
AMOUNT OF REFUNDING BONDS OR NOTES IN THE  
CITY OF LINWOOD, COUNTY OF ATLANTIC, NEW  
JERSEY, FOR THE PURPOSE OF FUNDING REVENUE  
LOSSES ASSOCIATED WITH TAX CREDITS GRANTED  
TO TAXPAYERS FOR OVERPAYMENTS IN PREVIOUS  
QUARTERS IN 2016 AND APPROPRIATING THE  
PROCEEDS OF SUCH REFUNDING BONDS OR NOTES  
TO SUCH PURPOSE**

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF LINWOOD, COUNTY OF ATLANTIC, NEW JERSEY (not less than two-thirds of all the members thereof affirmatively concurring), pursuant to the provisions of the Local Bond Law, Chapter 2 of Title 40A of the New Jersey Statutes, as amended and supplemented ("**Local Bond Law**"), as follows:

**Section 1.** The City of Linwood, in the County of Atlantic, New Jersey ("**City**"), is hereby authorized to issue bonds or notes in an aggregate principal amount not to exceed \$510,000, pursuant to Sections 40A:2-51 to 40A:2-53 and Sections 40A:2-55 to 40A:2-59 of the Local Bond Law, to absorb revenue losses arising from the settlement or adjudication of numerous tax appeals in 2016 that will be applied to successful taxpayers in the form of credits on their 2016 Fourth Quarter tax bills (the "**Tax Appeal Refunding Obligations**").

**Section 2.** An aggregate amount not exceeding \$31,500 for items of expense listed in and permitted under N.J.S.A. 40A:2-51(b) has been included in the aggregate principal amount of the Tax Appeal Refunding Obligations authorized herein.

**Section 3.** In order to finance the cost of the project described in Section 1, hereof, negotiable refunding bonds are hereby authorized to be issued in the principal amount of \$510,000 pursuant to the Local Bond Law.

**Section 4.** In anticipation of the issuance of the refunding bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law. All refunding bond anticipation notes issued hereunder shall mature at such times as may be determined by the Chief Financial Officer, provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer shall determine all matters in connection with notes issued pursuant to this ordinance, and the Chief Financial Officer's signature upon the notes shall be conclusive evidence as to all such determinations.

All notes issued hereunder may be renewed from time to time, but all such notes including renewals shall mature and be paid no later than the third anniversary of the date of the

original notes; provided, however, that no notes shall be renewed beyond the first or any succeeding anniversary date of the original notes unless an amount of such notes, at least equal to the first legally payable installment of the bonds in anticipation of which the notes are issued, determined in accordance with the maturity schedule for the bonds approved by the Local Finance Board, is paid and retired on or before such anniversary date; and provided, further, that the period during which the bond anticipation notes and any renewals thereof and any permanent bonds are outstanding, shall not exceed the period set for the maturity of the bonds by the Local Finance Board.

The Chief Financial Officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The Chief Financial Officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser.

**Section 5.** The Chief Financial Officer of the City is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the City and to execute such disclosure document on behalf of the City. The Chief Financial Officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the City pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the “**Rule**”) for the benefit of holders and beneficial owners of obligations of the City and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the City fails to comply with its undertaking, the City shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

**Section 6.** The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been 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. 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 in this bond ordinance by \$510,000, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

**Section 7.** In accordance with Section 40A:2-55 of the Local Bond Law, a certified copy of this Ordinance shall be filed before final passage thereof with the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey, together with a complete statement in the form prescribed by the Director (“**Director**”) as required by Section 40A:2-55 of the Local Bond Law, executed by the Chief Financial Officer of the Township.

**Section 8.** The full faith, credit and taxing power of the City are hereby pledged to the payment of principal of and interest on the Tax Appeal Refunding Obligations authorized by this bond ordinance. The Tax Appeal Refunding 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 payment of principal of and interest on the Tax Appeal Refunding Obligations without limitation of rate or amount.

**Section 9.** The Tax Appeal Refunding Obligations shall be executed in the name of the City by the manual or facsimile signatures of the Mayor and the Chief Financial Officer of the City under the affixed, imprinted or reproduced seal of the City attested by the manual or facsimile signature of the City Clerk.

**Section 10.** The Mayor and other appropriate officials of the City are hereby jointly and severally authorized and directed to take all actions and execute all documents and instruments necessary or appropriate to carry out the purposes of this Ordinance, including, without limitation, the furnishing of such documentation and information as may be required by the Director of the Local Finance Board pursuant to Section 40A:2-56 of the Local Bond Law. All prior actions taken by such officials in connection with the refunding program authorized by this Ordinance are hereby ratified and confirmed.

**Section 11.** Neither this Ordinance nor any resolution of the Council performing, determining or authorizing matters or acts in connection with the Refunding Bonds shall take effect until there is endorsed upon a certified copy hereof of the consent of the Local Finance Board referred to in Section 40A:2-55 of the Local Bond Law; in no event shall this Ordinance be effective earlier than twenty (20) days after the first publication hereof after final passage.

**Section 12.** This Ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by the Local Bond Law.

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RICHARD L. DEPAMPHILIS, III, MAYOR

FIRST READING:	October 13, 2016
PUBLICATION:	October 19, 2016
FINAL READING:	November 9, 2016
PUBLICATION WITH STATEMENT:	November 14, 2016

## 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 October 13, 2016, 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 November 9, 2016, at 5:30 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: REFUNDING BOND ORDINANCE AUTHORIZING THE ISSUANCE OF UP TO \$510,000 AGGREGATE PRINCIPAL AMOUNT OF REFUNDING BONDS OR NOTES IN THE CITY OF LINWOOD, COUNTY OF ATLANTIC, NEW JERSEY, FOR THE PURPOSE OF FUNDING REVENUE LOSSES ASSOCIATED WITH TAX CREDITS GRANTED TO TAXPAYERS FOR OVERPAYMENTS IN PREVIOUS QUARTERS IN 2016 AND APPROPRIATING THE PROCEEDS OF SUCH REFUNDING BONDS OR NOTES TO SUCH PURPOSE

Purpose(s): To fund and absorb revenue losses arising from the settlement or adjudication of numerous real estate tax appeals in 2016, as more particularly shown on the list of settled appeals available for inspection in the office of the City Clerk, which list is incorporated by reference as if set forth at length herein.

Appropriation: \$510,000  
Bonds/Notes Authorized: \$510,000  
Grants (if any) Appropriated: None  
Section 51(b) Costs: \$31,500  
Useful Life: N/A

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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 November 9, 2016, 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: REFUNDING BOND ORDINANCE AUTHORIZING THE ISSUANCE OF UP TO \$510,000 AGGREGATE PRINCIPAL AMOUNT OF REFUNDING BONDS OR NOTES IN THE CITY OF LINWOOD, COUNTY OF ATLANTIC, NEW JERSEY, FOR THE PURPOSE OF FUNDING REVENUE LOSSES ASSOCIATED WITH TAX CREDITS GRANTED TO TAXPAYERS FOR OVERPAYMENTS IN PREVIOUS QUARTERS IN 2016 AND APPROPRIATING THE PROCEEDS OF SUCH REFUNDING BONDS OR NOTES TO SUCH PURPOSE

Purpose(s): To fund and absorb revenue losses arising from the settlement or adjudication of numerous real estate tax appeals in 2016, as more particularly shown on the list of settled appeals available for inspection in the office of the City Clerk, which list is incorporated by reference as if set forth at length herein.

Appropriation: \$510,000  
Bonds/Notes Authorized: \$510,000  
Grants (if any) Appropriated: None  
Section 51(b) Costs: \$31,500  
Useful Life: N/A

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Leigh Ann Napoli, RMC, Municipal Clerk

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

ORDINANCE NO. 8, 2016

AN ORDINANCE AMENDING CHAPTER 119 CONSTRUCTION CODES, UNIFORM, SECTION 119-3 FEES 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 119 Construction Codes, Uniform, Section 119-3 Fees, is hereby amended to reflect the following revisions:

A. The building subcode fees shall be:

(1) New structures and additions, all uses.

(a) New construction and additions, \$0.0380 per cubic foot of building or structure volume or a minimum of \$300 (whichever is greater).

(b) The minimum fee shall be \$65.

(2) Renovations/alterations, shall be \$34 per \$1,000 of estimated cost of work or a minimum of \$150 (whichever is greater). The applicant must submit to the Department such cost data produced by the architect or engineer of record, or a licensed contractors bid if available.

(3) Combinations of renovations and additions shall have separately computed fees: \$0.0380 per cubic foot and \$34 per \$1,000 (or a minimum of \$300, whichever is greater).

(4) Repairs and minor work (patios, decks, roofing, siding) shall be \$34 per \$1,000 of estimated cost of work, provided that the minimum fee shall be \$75.

(a) Installation of underground or aboveground tanks: residential \$75, each; commercial, \$180 per tank.

(b) Towers: (small), \$65 each; (large) \$175 each.

(c) Antennas: \$65 per small building; \$100 per large building.

(d) Minor asbestos abatement projects: \$175 per building.

(e) Lead hazard abatement: \$175 per building.

(f) Pilings, foundations (including those for modular homes), bulkheads, etc. shall be \$34 per \$1,000 of estimated cost of work, provided that the minimum fee shall be \$100.

(g) Demolition fees.

[1] One- and two-family residences less than 5,000 square feet and less than 30 feet in height: \$150.

[2] Accessory structures (garages, sheds, pools, pool houses, etc.): \$200.

[3] All other use groups: \$200.

- [4] Removal of one building from one lot to another lot or location on same lot: \$150 less than 5000 sq. ft.; and \$200 if larger than 5000 sq. ft.
- [5] Underground/aboveground tanks.
  - [a] Residential: \$75.
  - [b] Commercial: \$180.
- (h) Pools.
  - [1] In-ground pools: \$250.
  - [2] Aboveground pools: \$175.
  - [3] All others: \$100.
- (i) Retaining walls.
  - [1] (Reserved)
  - [2] (Reserved)
  - [3] Retaining walls of any size shall be based on the cost of the construction: \$34 per \$1,000 cost; provided that the minimum fee shall be \$150 for residential; \$34 per \$1000 cost provided that the minimum fee shall be \$300 for commercial.
- (j) Signs.
  - [1] \$6 dollars per square foot (square footage based on one side of a double-faced sign) pylon.
  - [2] Ground signs or wall-mounted signs: \$3 per square foot.
  - [3] Footings, poles, etc.: \$34 per \$1,000 of work, provided that the minimum fee shall be \$150.
- (k) Sheds:
  - [1] One hundred twenty-one square feet to 200 square feet: \$65.
  - [2] Greater than 200 square feet: \$34 per \$1,000 of work, provided that the minimum fee shall be \$150.
- (l) Temporary structures: \$250.
- (m) Tents in excess of 900 square feet or more than 30 feet in dimension: \$125.
- (n) Solar systems (roofs or ground-mounted).
  - [1] Residential: \$34 per \$1,000 (or a minimum of \$150).
  - [2] Commercial: \$34 per \$1,000 (or a minimum of \$300).
- (5) Certificates of occupancy.
  - (a) Residential, new construction, modular homes, relocates: \$75.
  - (b) Commercial: \$100.

- (c) Change of use: \$150.
- (d) TCO (renewal/extensions): \$75.
- (e) After asbestos hazard abatement: \$75.
- (f) Certificate of continued occupancy: \$150 per unit.
- (6) Variations.
  - (a) Application for Class I structures: \$800.
  - (b) Application for Class II and Class III structures: \$175.
  - (c) Resubmittal: Class I, \$300; Class II and Class III, \$65.
- (7) Reinstatement of a lapsed permit(s): 50% of the total sum of the original permit.
- (8) The minimum fee shall be \$65.

(9) The applicant shall submit to the Department cost data by an architect or engineer of record, a recognized estimating firm or by a contract bid. If such data is not available, the applicant shall submit an estimate of the materials and labor to complete the construction. The Department will review the construction cost and shall make the final decision as to the actual cost based on that of a similar construction, unless otherwise specified or provided for herein.

B. The plumbing subcode fees shall be:

- (1) Plumbing inspection fees on new buildings, alterations and additions shall be as follows:

<b>Fixture/Equipment</b>	<b>Fee</b>
Water closet	\$20.00
Urinal/bidet	\$20.00
Bathtub	\$20.00
Lavatory	\$20.00
Shower	\$20.00
Floor drain	\$20.00
Condensate drain	\$20.00
HVAC drain connection	\$20.00
Sink	\$20.00
Dishwasher	\$20.00
Drinking fountain	\$20.00

<b>Fixture/Equipment</b>	<b>Fee</b>
Hose bib	\$20.00
Water heaters	\$20.00
Hot water boilers (including backflow)	\$90.00
Steam boiler	\$90.00
Sewer pumps	\$90.00
Interceptor separator	\$90.00
Backflow preventer	\$90.00
Grease trap	\$90.00
Water-cooled air-conditioning or refrigeration unit	\$90.00
Sewer connection	\$90.00
Water connection	\$90.00
Water lines	\$90.00
Gas piping and service connection	\$90.00
Active solar system	\$90.00
Nondepletable and alternate energy systems (solar heating):	
Light commercial and residential with one thermostat:	\$350.00
All other structures:	\$1,900.00
Fuel oil piping	\$90.00
Refrigeration units	\$90.00

(2) The minimum fee shall be \$65.

(3) Annual inspections shall be:

<b>Fixture/Equipment</b>	<b>Fee</b>
Cross connections and backflow preventers	
Subject to retesting	\$25 per unit

C. The electrical subcode fees shall be:

(1) Electrical fixtures and devices on new buildings and alterations and additions shall be as follows:

<b>Fixture/Equipment</b>	<b>Fee</b>
Range	\$15.00
Oven	\$15.00
Surface unit	\$15.00
Dishwasher	\$15.00
Garbage disposal	\$15.00
Dryer	\$15.00
Air-conditioning unit	\$15.00
Intercom panels	\$15.00
Swimming pools, whirlpools, spa, hot tub, fountains	\$75.00
Swimming pool annual inspections	\$50.00
Each additional public pool, spa, hot tub, etc. on site	\$30.00 each
Pool bonding, filter, light, switches, heat	\$75.00
Storable pools or hydro massage baths	\$15.00
Water heater	\$15.00
Central air, oil, gas, electric	\$15.00
Baseboard heat	\$15.00
Thermostats	\$15.00
Heat pump	\$15.00
Pump over 1 horsepower	\$15.00
Light standards and luminaries greater than 8 feet	\$15.00
Burglar and fire alarms	
In new homes	\$30.00
Add-ons to existing	\$65.00

<b>Fixture/Equipment</b>	<b>Fee</b>
Switches, lighting, receptacles, detectors, motors under 1 horsepower	
1 to 50	\$50.00
Each additional 25 units	\$15.00
Motors	
1 to 50 horsepower	\$65.00
51 to 100 horsepower	\$125.00
Over 100 horsepower	\$625.00
Transformers, generators, inverters	
1 to 50 kilowatts	\$65.00
51 to 100 kilowatts	\$125.00
Over 100 kilowatts	\$625.00
Service entrance	
1 to 225 amperes	\$65.00
226 to 1,000 amperes	\$125.00
Over 1,000 amperes	\$625.00
Each service equipment, entrance, panel board, switch board, switch gear, motor-control-center, or disconnecting means	
1 to 225 amperes	\$65.00
226 to 1,000 amperes	\$125.00
Greater than 1,000 amperes	\$625.00
Temp pole	\$65.00
Photovoltaic systems	
1 to 50 kilowatts	\$65.00
51 to 100 kilowatts	\$125.00

<b>Fixture/Equipment</b>	<b>Fee</b>
Greater than 100 kilowatts	\$625.00
Indoor temperature controlled from a single point (light commercial)	\$1,900.00

- (2) The minimum fee shall be \$65.
- D. Elevators; private on-site agency. The fees for elevators, dumbwaiters, escalators, manlifts, moving walkways, chair lifts, automotive lifts, construction hoists and tests shall be as required by the State of New Jersey and as set forth by the Department of Community Affairs in N.J.A.C. 5:23-4.20. The fee shall be established by the third-party inspection agency.
- E. The fire subcode (fire protection and hazardous equipment) fee shall be:
- (1) Gas- and oil-fired appliances not connected to the plumbing system: \$65.
  - (2) Woodburning stoves, fireplaces, space heaters, premanufactured fireplaces, metal chimney installations or inserts, gas piping to appliances, etc.: \$65.
  - (3) Independent preengineered system: \$125.
  - (4) Kitchen exhaust systems: \$65.
  - (5) (Reserved)
  - (6) Crematorium, incinerator: \$500.
  - (7) Standpipes, \$320 per standpipe.
  - (8) Sprinkler heads
    - (a) One to 20 heads: \$80.
    - (b) Twenty-one to 100 heads: \$160.
    - (c) One hundred one to 200 heads: \$300.
    - (d) Two hundred one to 400 heads: \$800.
    - (e) Four hundred one to 1,000 heads: \$1,100.
    - (f) Over 1,000: \$1,400.
  - (9) Detectors
    - (a) One to 12 detectors: \$75.
    - (b) Each additional 25: \$20.
  - (10) Single/Multi station smoke or heat detectors and fire alarm systems (residential): \$65.
  - (11) The minimum fee shall be \$65.

SECTION 2: All ordinances or parts of ordinances inconsistent herewith are hereby repealed to the extent of such inconsistencies.

SECTION 8: 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 9: This ordinance shall take effect upon its final passage, publication and adoption in the manner prescribed by law.

<i>FIRST READING:</i>	<i>October 26, 2016</i>
<i>PUBLICATION:</i>	<i>October 31, 2016</i>
<i>PASSAGE:</i>	<i>November 9, 2016</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, October 26, 2016 and will be further considered for final passage after a public hearing thereon at a meeting of said Common Council on November 9, 2016.

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LEIGH ANN NAPOLI, RMC, MUNICIPAL CLERK

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RICHARD L. DEPAMPHILIS, III, MAYOR

**RESOLUTION NO. 161, 2016**

**A RESOLUTION AUTHORIZING THE ISSUANCE OF AN AMOUNT NOT TO EXCEED \$510,000 IN AGGREGATE PRINCIPAL AMOUNT OF TAX APPEAL REFUNDING NOTES OF THE CITY OF LINWOOD, IN THE COUNTY OF ATLANTIC, STATE OF NEW JERSEY FOR THE PURPOSE OF FUNDING REVENUE LOSSES ASSOCIATED WITH TAX CREDITS GRANTED TO TAXPAYERS FOR OVERPAYMENT IN PREVIOUS QUARTERS IN 2016; AND MAKING CERTAIN AUTHORIZATIONS, DETERMINATIONS AND COVENANTS IN CONNECTION WITH THE FOREGOING**

**WHEREAS**, in accordance with Sections 40A:2-51 to 40A:2-53 and Sections 40A:2-55 to 40A:2-59 of the Local Bond Law, on November 9, 2016, the City Council of the City of Linwood, County of Atlantic, New Jersey (the “**City**”) did adopt **Ordinance No. 7-2016** (“**Ordinance No. 7**”) authorizing the issuance of notes in an aggregate principal amount not to exceed \$510,000 (the “**Tax Appeal Refunding Notes**”) for the purpose of absorbing revenue losses arising from the settlement or adjudication of numerous tax appeals in 2016 that will be applied in the form of credits on successful taxpayer’s 2016 Fourth Quarter tax bills (“**Tax Appeal Credits**”); and

**WHEREAS**, the City has received the required approval from the New Jersey Division of Local Government Services acting by and through the Local Finance Board (the “**LFB Approval**”) to issue the Tax Appeal Refunding Notes, to be paid over a three (3) year period; and

**WHEREAS**, the City desires to proceed with the sale and issuance of the Tax Appeal Refunding Notes in the year 2016 in accordance with the terms of Ordinance No. 7, this Resolution and the LFB Approval.

**NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LINWOOD, IN THE COUNTY OF ATLANTIC, NEW JERSEY** (with the affirmative concurrence of not less than two-thirds of all the members thereof), **AS FOLLOWS:**

**Section 1. Authorization of Tax Appeal Refunding Notes.** The issuance and sale of negotiable “Tax Appeal Refunding Notes” of the City in an aggregate principal amount not to exceed \$510,000, to be designated “City of Linwood, Tax Appeal Refunding Notes of 2016” (“**Notes**”), are hereby authorized and approved for the purpose of funding the cost of the Tax Appeal Credits in accordance with the terms of Ordinance No. 7, this Resolution and the LFB Approval.

**Section 2. Form and Terms of Notes.** The following matters in connection with the Notes are hereby determined:

(a) The Notes shall be substantially in the form annexed hereto as **Exhibit "A"** and shall be executed on behalf of the City by the signatures of the Mayor and the Chief Financial Officer, under the affixed, imprinted or reproduced seal of the City.

(b) The Notes shall be dated the date of delivery thereof, may be renewed from time to time, but at least 1/3rd of all such Notes, including renewals thereof, shall mature and be paid in each year such that all notes and renewals thereof shall have matured and be paid not later than the last day of the fourth year following the date of this Resolution.

(c) The Chief Financial Officer is hereby authorized to sell and award the Notes at not less than par and accrued interest, if any, either by negotiated private sale or public sale as determined by the Chief Financial Officer. The Chief Financial Officer shall report in writing to the City Council, at the next meeting thereof, the amount, description, interest rate and maturities of the Notes, the price obtained and the name of the purchaser, and such report shall be entered in full on the minutes of such meeting.

(d) The Mayor and the Chief Financial Officer of the City are hereby severally authorized and directed to determine all matters in connection with the Notes not determined by this, a prior or a subsequent resolution and their signatures upon any document reflecting any such determination, including the Notes, shall be conclusive as to such determinations.

**Section 3. Tax Covenants.** The City covenants that it will not take any action, or fail to take any action, if any such action or failure to take action would adversely affect the exclusion from gross income of the interest on any obligations issued hereunder under Section 103 of the Internal Revenue Code of 1986, as amended ("**Code**"). The City will not directly or indirectly use or permit the use of any proceeds of any obligations issued hereunder or any other funds of the City, or take or omit to take any action, that would cause such obligations issued hereunder to be "arbitrage bonds" within the meaning of Section 148(a) of the Code. To that end, the City will comply with all requirements of Section 148 of the Code to the extent applicable to any obligations issued hereunder. In the event that at any time the City is of the opinion that for purposes of this Section 3 it is necessary to restrict or limit the yield on the investment of any proceeds of any obligations issued hereunder held by or on behalf of the City, the City shall take such action as may be necessary to effect such restriction.

Without limiting the generality of the foregoing, the City shall pay or cause to be paid from time to time all amounts required to be rebated to the United States pursuant to Section 148(f) of the Code and any temporary, proposed or final Treasury Regulations as may be applicable to any obligations issued hereunder and such notes from time to time. This covenant shall survive payment in full or defeasance of any obligations issued hereunder.

Notwithstanding any provision of this Section 3, if the City obtains an opinion of nationally recognized bond counsel to the effect that any action required under this Section is no longer required, or to the effect that some further action is required, to maintain the exclusion

from gross income of the interest on any obligations issued hereunder pursuant to Section 103 of the Code, the City may rely conclusively on such opinion in complying with the provision hereof, and the covenants hereunder shall be modified to the extent set forth in such opinion without further action by the City.

**Section 4. General Obligation Pledge.** The Notes are direct, unlimited obligations of the City and full faith, credit and taxing power of the City are hereby irrevocably pledged for the payment of principal of and interest on the Notes when due and payable. The City shall levy ad valorem taxes upon all the taxable property within the City for the payment of principal of and interest on the Notes without limitation of rate or amount.

**Section 5. Ratification of Prior Actions; Authorization to Effect Settlement.** All actions heretofore taken and documents prepared or executed by or on behalf of the City by the Mayor, Members of City Council, the City Manager, the Chief Financial Officer, the City Clerk or by the City’s professional advisors, in connection with the issuance and sale of the Notes including, without limitation, solicitation from financial institutions of proposals to purchase the Notes, are hereby ratified, confirmed, approved and adopted. The Mayor and Chief Financial Officer are hereby authorized and directed to determine all matters and execute all documents and instruments in connection with the Notes not determined or otherwise directed to be executed by the Local Bond Law, or by this or any subsequent resolution, and the signatures of either the Mayor or the Chief Financial Officer on any such document or instrument shall be conclusive as to such determinations. Settlement of the sale of the Notes shall be as soon as is practicable.

**Section 6. Repeal.** All resolutions or parts thereof to the extent inconsistent herewith are hereby repealed and rescinded.

**Section 7. Effective Date.** This Resolution shall take effect immediately upon adoption, this 9th day of November, 2016.

Recorded Vote

AYE                      NO                      ABSTAIN                      ABSENT

The foregoing is a true copy of a Resolution adopted by the City Council of the City of Linwood on November 9, 2016.

\_\_\_\_\_  
Leigh Ann Napoli, RMC, Municipal Clerk

Richard L. DePamphilis, III, Mayor

**CERTIFICATE**

I, Leigh Ann Napoli, Municipal Clerk of the City of Linwood, in the County of Atlantic, New Jersey, HEREBY CERTIFY, that the foregoing copy of the Resolution of the City Council duly adopted on November 9, 2016, has been compared by me with the original Resolution as officially recorded in my office in the Minutes Book of the governing body and is a true, complete and correct copy thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the City this 9th day of November, 2016.

\_\_\_\_\_  
Leigh Ann Napoli, RMC, Municipal Clerk

[SEAL]

**EXHIBIT "A"**

**FORM OF TAX APPEAL REFUNDING NOTE**

TAR-2016-\_\_\_

\$ \_\_\_\_\_

**UNITED STATES OF AMERICA  
STATE OF NEW JERSEY  
COUNTY OF ATLANTIC  
CITY OF LINWOOD**

**TAX APPEAL REFUNDING NOTE OF 2016**

\*\*\*\*\*

The City of Linwood, a municipal corporation of the State of New Jersey, situate in the County of Atlantic (the "City"), for value received, promises to pay to the registered owner of this Note in then lawful money of the United States of America, on \_\_\_\_\_, 2017, the principal sum of \_\_\_\_\_ Thousand Dollars (\$ \_\_\_\_\_ .00), together with interest thereon from the date hereof at the rate of \_\_\_\_\_ one hundredths per centum (\_\_\_\_%) per annum, payable upon presentation and surrender of this Note at the office of the Chief Financial Officer of the City.

This Note is not transferable except to an authorized nominee of DTC. DTC shall be responsible for maintaining the book-entry system for recording the interests of its participants or transfers of the interests among its participants. The participants are responsible for maintaining records regarding the beneficial ownership interests in the Note on behalf of individual purchasers. Unless this Note is presented by an authorized representative of DTC to the City or its agent for registration or transfer, exchange, or payment, and any certificate issued is registered in the name of CEDE & Co. or in such other name as requested by an authorized representative of DTC (and any payment is made to Cede & Co. or to such other entity as requested by an authorized representative of DTC), ANY TRANSFER, PLEDGE OR OTHER USE HEREOF FOR VALUE OR OTHERWISE BY OR TO ANY PERSON IS WRONGFUL inasmuch as the registered owner hereof, CEDE & Co., has in interest herein.

This Note is issued in the principal amount of \$ \_\_\_\_\_ .00, in accordance with the provisions of the New Jersey Local Bond Law, N.J.S.A. 40A:2-1, *et seq.*, as amended and supplemented Ordinance No. 7-2016, of the City, adopted on November 9, 2016, in all respects duly approved and published as required by law (the "Ordinance"), and Resolution No. \_\_, 2016, of the City, adopted on November 9, 2016, in all respects duly approved as required by law (the "Resolution"; and collectively the Resolution and the Ordinance are hereinafter referred to as the "Local Proceedings").

This Note is not subject to prepayment prior to its maturity date.

The power and obligation of the City to pay this Note shall be unlimited and the City has the power and is obligated to levy ad valorem taxes upon all taxable property within the City for the payment of this Note and the interest thereon, without limitation of rate or amount.

It is hereby certified and recited that all conditions, acts and things required by the constitution or the statutes of the State of New Jersey to exist, to have happened or to have been performed precedent to or in the issuance of this Note, exist, have happened and have been performed and that the amount and the terms of this Note do not exceed any limitation imposed thereon by such constitution or statutes.

No covenant or agreement contained in this Note or the Local Proceedings referred to above shall be deemed to be a covenant or agreement of any official, agent or employee of the City in his or her individual capacity, and no official executing this Note shall be liable personally on this Note or be subject to any personal liability by reason of the issuance of this Note.

IN WITNESS WHEREOF, THE CITY OF LINWOOD, IN THE COUNTY OF ATLANTIC, NEW JERSEY, has caused this Note to be signed by its Mayor and its Chief Financial Officer, its corporate seal to be hereunto affixed, this Note and the seal to be attested by its City Clerk and this Note to be dated the \_\_ day of December, 2016.

[SEAL]

CITY OF LINWOOD

By: \_\_\_\_\_, Mayor

ATTEST:

By: \_\_\_\_\_, Municipal Clerk

By: \_\_\_\_\_, Chief Financial Officer

**RESOLUTION No. 166, 2016**

A RESOLUTION RECOGNIZING THE HIGHEST PREQUALIFIED  
BIDDER FOR A LINWOOD LIQUOR LICENSE

**WHEREAS**, the City of Linwood received bids for one liquor license in the City of Linwood on Thursday, October 27, 2016 pursuant to Resolution No. 139 of 2016; and

**WHEREAS**, the bid submitted for the Linwood Liquor License has been reviewed and it appears that GLB Management, LLC is the highest prequalified bidder;

**NOW, THEREFORE, BE IT RESOLVED**, by the Common Council of the City of Linwood, that GLB Management, LLC be and is hereby recognized as the highest prequalified bidder for one liquor license in the City of Linwood;

**BE IT FURTHER RESOLVED**, that GLB Management, LLC is authorized to proceed through its representative to the Linwood Municipal Clerk for the purpose of completing a Liquor License Application Form as prescribed by the State of New Jersey and to commence completion of an Applicant Disclosure Form through the Linwood Police Department as prescribed by the City of Linwood. The Applicant Disclosure Form is to be completed and returned to the Linwood Police Department on or before December 9, 2016;

**BE IT FURTHER RESOLVED**, that upon receipt of a recommendation from the Linwood Police Department with regard to the issuance of the subject liquor license the Common Council of the City of Linwood will proceed to take appropriate further action.

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 9th day of November, 2016.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal this 9th day of November, 2016.

\_\_\_\_\_  
LEIGH ANN NAPOLI, RMC, MUNICIPAL CLERK

\_\_\_\_\_  
RICHARD L. DEPAMPHILIS, III, MAYOR

APPROVED: \_\_\_\_\_

**RESOLUTION No. 159, 2016**

A RESOLUTION SUPPORTING AND REQUESTING APPROVAL FROM THE NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR A MID-BLOCK CROSSWALK ON ROUTE US 9

**WHEREAS**, a mid-block crosswalk was installed on Route US 9, beginning at a point 450 feet south of the center line of Monroe Avenue and extending to a point 10 feet southerly there from, in conjunction with a Bike Path Extension Project; and

**WHEREAS**, the City of Linwood supports and requests approval with regard to the aforesaid mid-block crosswalk;

**NOW, THEREFORE, BE IT RESOLVED**, by the Common Council of the City of Linwood, County of Atlantic, State of New Jersey, that it formally supports and requests approval from the New Jersey Department of Transportation for a mid-block crosswalk on Route US 9, as more specifically set forth herein.

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 9th day of November, 2016.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal this 9th day of November, 2016.

\_\_\_\_\_  
LEIGH ANN NAPOLI, RMC, MUNICIPAL CLERK

\_\_\_\_\_  
RICHARD L. DEPAMPHILIS, III, MAYOR

APPROVED: \_\_\_\_\_

**RESOLUTION No. 160, 2016**

A RESOLUTION AUTHORIZING 2016 BUDGET APPROPRIATION TRANSFERS

**WHEREAS**, Budget transfers are permitted between budget appropriations as per N.J.S.A. 40A: 4-58 during the last two months of the year,

**NOW, THEREFORE, BE IT RESOLVED** by the Common Council of the City of Linwood, Atlantic County and State of New Jersey that the list of 2016 Budget transfers be and the same are hereby approved.

**BE IT FURTHER RESOLVED** that the Treasurer's Office shall be authorized to make further budget transfers if needed before December 31, 2016.

Appropriation	From	To
Police S/W	25,000.00	
Legal O/E	10,000.00	
General Administration O/E	1,500.00	
Social Security	1,100.00	
Gas	16,000.00	
Public Employee Retirement System		1,100.00
Fire Hydrant Services		1,000.00
Telephone		8,000.00
Street Lighting		7,000.00
Police O/E		25,000.00
Buildings & Grounds O/E		10,000.00
Finance O/E		1,500.00
Totals:	53,600.00	53,600.00

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 9th day of November, 2016.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal this 9th day of November, 2016.

\_\_\_\_\_  
LEIGH ANN NAPOLI, RMC, MUNICIPAL CLERK

\_\_\_\_\_  
RICHARD L. DEPAMPHILIS, III, MAYOR

APPROVED: \_\_\_\_\_

**RESOLUTION No. 162, 2016**

A RESOLUTION AUTHORIZING THE ISSUANCE OF A RAFFLE LICENSE, #2017-02,  
TO MAINLAND GIRLS TRACK BOOSTER CLUB

**WHEREAS**, Mainland Girls Track Booster Club has applied for a Raffle License, to conduct games on February 9, 2017; and

**WHEREAS**, Mainland Girls Track Booster Club 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 257-5-41341;

**NOW, THEREFORE, BE IT RESOLVED**, by the Common Council of the City of Linwood that a Raffle License be issued to Mainland Girls Track Booster Club 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 9th day of November, 2016.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal this 9th day of November, 2016.

\_\_\_\_\_  
LEIGH ANN NAPOLI, RMC, MUNICIPAL CLERK

\_\_\_\_\_  
RICHARD L. DEPAMPHILIS, III, MAYOR

APPROVED: \_\_\_\_\_

**RESOLUTION No. 163, 2016**

A RESOLUTION AUTHORIZING THE HIRING OF MAC KENZI MANCUSO TO THE POSITION OF PATROLMAN IN THE LINWOOD POLICE DEPARTMENT

**WHEREAS**, the City of Linwood is desirous of filling a vacancy for the position of Patrolman within the Linwood Police Department; and

**WHEREAS**, Mac Kenzi Mancuso has met all qualifications and has expressed a desire to fill such vacancies;

**NOW, THEREFORE, BE IT RESOLVED**, by the Common Council of the City of Linwood that the appointment of Mac Kenzi Mancuso to the position of Patrolman in the Linwood Police Department, effective November 9, 2016, pending completion of required courses and New Jersey Department of Personnel waiver, be and is hereby approved.

**BE IT FURTHER RESOLVED**, that the salary for this position shall be as set forth 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 Regular Meeting of the City Council of Linwood, held this 9th day of November, 2016.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal this 9th day of November, 2016.

\_\_\_\_\_  
LEIGH ANN NAPOLI, RMC, MUNICIPAL CLERK

\_\_\_\_\_  
RICHARD L. DEPAMPHILIS, III, MAYOR

APPROVED: \_\_\_\_\_

**RESOLUTION No. 164, 2016**

A RESOLUTION AUTHORIZING THE REFUND OF TRAFFIC CONTROL FUNDS TO  
ASPLUNDH TREE EXPERT COMPANY

**WHEREAS**, a Traffic Control Fund was established in the amount of \$10,320.00 for Asplundh Tree Expert Company for the use of off duty police officers; and

**WHEREAS**, the job was estimated at eight days, but was completed in six days leaving a balance of \$3,000.00; and

**WHEREAS**, Asplundh Tree Expert Company has requested that said balance be refunded;

**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 \$3,000.00, to Asplundh Tree Expert Company, 100 Carlson Way, Suite 14, Dover, Delaware, 19901 with regard to traffic control 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 Regular Meeting of the City Council of Linwood, held this 9th day of November, 2016.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal this 9th day of November, 2016.

\_\_\_\_\_  
LEIGH ANN NAPOLI, RMC, MUNICIPAL CLERK

\_\_\_\_\_  
RICHARD L. DEPAMPHILIS, III, MAYOR

APPROVED: \_\_\_\_\_

## Leigh Ann Napoli

---

**From:** Anthony Strazzeri <astrazzeri@linwoodcity.org>  
**Sent:** Friday, October 28, 2016 11:10 AM  
**To:** 'Leigh Ann Napoli'  
**Subject:** FW: Escrow Funds

You may want to attached this request to the resolution.

Thanks

**From:** Barb McCarty [mailto:bmccarty@Asplundh.com]  
**Sent:** Friday, October 28, 2016 10:39 AM  
**To:** astrazzeri@linwoodcity.org  
**Subject:** Escrow Funds

Anthony;

Per our conversation, Asplundh hereby requests the \$3,000.00 balance currently held in escrow by the City of Linwood be refunded to us. As you are aware, Asplundh paid \$10,320.00 in escrow in August for off duty officers. The job was estimated at eight (8) days. However, we completed the job in only six (6) days, leaving the current balance.

Thank you for your attention to this request.

Regards,

*Barb McCarty*

*Office Manager*

*Region 035, Dover, Delaware*

*Region 076, U.S. Virgin Islands*

*Phone 302.678.4702*

*Fax 302.678.9910*

*100 Carlson Way, Suite 14*

*Dover, DE 19901*

*Email [bmccarty@asplundh.com](mailto:bmccarty@asplundh.com)*

**SAFETY FIRST ~ NO ONE GETS HURT!!**

*Please consider the environment before printing this email*

**RESOLUTION NO. 165, 2016**

A RESOLUTION CONFIRMING THE APPOINTMENT OF JAMES MALAMUT TO THE  
LINWOOD PLANNING BOARD

**WHEREAS**, a vacancy exists on the Linwood Planning Board,  
Alternate #2 position; and

**WHEREAS**, the Mayor has appointed James Malamut to the Alternate  
#2 position; and

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

**NOW, THEREFORE, BE IT RESOLVED** by the Common Council of the City  
of Linwood that the Mayor's appointment of James Malamut, 14 Fischer  
Road, Linwood to the Alternate #2 position on the Linwood Planning  
Board be and is hereby endorsed and the Common Council concurs in said  
appointment.

**BE IT FURTHER RESOLVED**, that said appointment expires on 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  
Regular Meeting of the City Council of Linwood, held this 9th day of  
November, 2016.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal  
this 9th day of November, 2016.

\_\_\_\_\_  
LEIGH ANN NAPOLI, RMC, MUNICIPAL CLERK

\_\_\_\_\_  
RICHARD L. DEPAMPHILIS, III, MAYOR

APPROVED: \_\_\_\_\_