

Sunshine Law - Notice of this meeting has been duly advertised in compliance with the provisions of the open public meetings law. Please be advised that this meeting will be recorded for possible later playback.

Flag Salute

Roll Call of Council Members Present: Hess, Lenkowski, Patton, Sinon, and Mayor Roach.
Excused Absence: Councilman DiDomenico and President Randolph-Sharpe

Resolution 2022:148 Executive Session

BE IT RESOLVED by the Mayor and Council of the Borough of Lindenwold that the Mayor and Council are now going into closed session to discuss Legal Updates and Personnel
Motion was made by Councilman Lenkowski, second by Councilwoman Sinon, that Resolution 2022:148 be adopted as read. Voice vote was unanimous in the affirmative. Motion carried.
Motion was made by Councilwoman Hess, second by Councilwoman Sinon to go out of executive session. Voice vote was unanimous in the affirmative. Motion carried.

Motion was made by Councilman Lenkowski, second by Councilwoman Hess that the Council Meeting and Executive Session for July 13, 2022 be adopted as presented. Roll call vote was in the affirmative with Councilwoman Hess abstaining. Motion carried.

Motion was made by Councilwoman Hess, second by Councilwoman Sinon that all bills that have been properly audited be approved for payment. Roll call vote was unanimous in the affirmative. Motion carried.

The following reports have been filed and are available in the respective offices for review and will be included in the minutes:

a. Tax Collector's Report	\$197,261.00
b. Sewer Report	\$108402.15
c. Treasurer's Report	\$22,694.83

Second Reading Ordinance 2022-12 Amend Chapter 166 Vacant/Abandoned Properties and Chapter 150 Fee Schedule
Mayor Roach opened the meeting to the public. There being no one desiring the floor, the Mayor closed the meeting to the public.

Motion was made by Councilwoman Hess, second by Councilwoman Sinon that Ordinance 2022-12 be adopted as read on second reading. Roll call vote was unanimous in the affirmative. Motion carried.

ORDINANCE 2022-12 Vacant/Abandoned Commercial And Residential Properties In Foreclosure In The Borough Of Lindenwold, Supplementing Chapter 166 And Amending Chapter 150, Article I, Section 49 Foreclosed And Vacant Property Registration

WHEREAS, the Borough of Lindenwold (the "Borough") contains residential and commercial structures which are vacant in whole or large part and are the subject of Foreclosure actions in the Superior Court of New Jersey; and

WHEREAS, in many cases, the Foreclosing creditors, or other responsible parties of these structures are neglectful of them, are not maintaining or securing them to an adequate standard, or restoring them to productive use; and

WHEREAS, it has been established that vacant and abandoned structures cause severe harm to the health, safety, and general welfare of the community, including diminution of neighboring property values, increased risk of fire and potential increases in criminal activity and public health risks; and

WHEREAS, the Borough incurs disproportionate costs in order to deal with the problems of vacant and abandoned structures, including but not limited to, excessive police calls, fire calls, and property inspections; and

WHEREAS, it is in the public interest for the Borough to establish minimum standards of accountability on the owners, creditors, or other responsible parties of vacant and abandoned residential and commercial structures subject to Foreclosure actions in order to protect the health, safety and general welfare of the residents of the Borough; and

WHEREAS, it is in the public interest for the Borough to impose a fee in conjunction with the registration of vacant and abandoned residential and commercial structures subject to Foreclosure actions in the Superior Court of New Jersey, in light of the disproportionate costs imposed of the Borough by the presence of these structures.

NOW THEREFORE, BE IT enacted by the Mayor and Council of the Borough of Lindenwold as follows:

VACANT PROPERTY REGISTRATION FOR PROPERTIES SUBJECT TO FORECLOSURE

This Ordinance authorizes the Borough of Lindenwold to govern the maintenance of vacant residential and commercial properties in the Borough of Lindenwold, subject to pending Foreclosure actions in the Superior Court of New Jersey, establishes registration requirements, and levies a registration fee on creditors of the vacant properties, pursuant to N.J.S.A. 40:48-2.12s3.

Section 1

This Ordinance governs the maintenance of vacant residential and commercial properties in the Borough of Lindenwold, subject to pending Foreclosure actions in the Superior Court of New Jersey, amending registration requirements and amending registration fees for creditors of vacant and abandoned properties pending foreclosure.

Section 2

Any creditor filing a summons and complaint in an action to foreclose shall, in addition to the notice provided to the municipality pursuant to section 17 of P.L.2008, c. 127 (C.46:10B-51) or section 2 of P.L.2021, c. 444 (C.40:48-2.12s2), register the residential or commercial property with the Borough of Lindenwold's property registration program as a property in foreclosure and, as part of that registration:

(A) provide the municipality with the information regarding the creditor required by paragraph (1) of subsection a. of section 17 of P.L.2008, c. 127 (C.46:10B-51) or paragraph (1) of subsection a. of section 2 of P.L.2021, c. 444 (C.40:48-2.12s2);

(B) identify the date the summons and complaint in an action to foreclose on a mortgage was filed against the subject property, the court in which it was filed, and the docket number of the filing; and

(C) identify whether the property is vacant and abandoned in accordance with the definition in this ordinance set forth in Section 8.

Section 3

If there is any change in the name, address, or telephone number for a representative, agent, or individual authorized to accept service on behalf of a creditor required to register pursuant to the property registration program following the filing of the summons and complaint, the creditor shall update the property registration program within 10 days of the change in that information.

Section 4

The creditor filing a summons and complaint in an action to foreclose shall, if the registered property becomes vacant and abandoned in accordance with the definition as set forth in section 8, after the property is initially registered with the Borough of Lindenwold, update the property registration with the municipality to reflect the change in the property's status.

Section 5

The creditor filing a summons and complaint in an action to foreclose shall be responsible for the care, maintenance, security, and upkeep of the exterior of the property if the property is vacant and abandoned at any time while the property is registered with the property registration program.

Section 6

A creditor located out-of-State shall be responsible for appointing an in-State representative or agent to act for the foreclosing creditor.

Section 7

The creditor filing a summons and complaint in an action to foreclose on a property, that is or becomes vacant and abandoned, shall be responsible for the care, maintenance, security, and upkeep of the exterior of the property, including, but not limited to, securing the property against unauthorized entry, posting a sign affixed to the inside of the property and visible to the public indicating the name, address, and telephone number of the creditor or an out-of-State creditor's in-State representative or agent for the purpose of receiving service of process, and ensure compliance with all municipal code provisions and State regulatory provisions regarding the maintenance of the property. The creditor shall maintain liability insurance by procuring a vacancy policy, covering any damage to any person or any property caused by any physical condition of the property while registered with the property registration program.

Section 8-Definition of Vacant and Abandoned Property

A property shall be considered vacant and abandoned if it is not legally occupied by a mortgagor or tenant, which is in such condition that it cannot be legally reoccupied, because of the presence or finding of at least two of the following:

- (a) overgrown or neglected vegetation;
- (b) the accumulation of newspapers, circulars, flyers, or mail on the property;
- (c) disconnected gas, electric, or water utility services to the property;

- (d) the accumulation of hazardous, noxious, or unhealthy substances or materials on the property;
- (e) the accumulation of junk, litter, trash, or debris on the property;
- (f) the absence of window treatments such as blinds, curtains, or shutters;
- (g) the absence of furnishings and personal items;
- (h) statements of neighbors, delivery persons, or government employees indicating that the property is vacant and abandoned;
- (i) windows or entrances to the property that are boarded up or closed off, or multiple window panes that are damaged, broken, and unrepaired;
- (j) doors to the property that are smashed through, broken off, unhinged, or continuously unlocked;
- (k) a risk to the health, safety, or welfare of the public or any adjoining or adjacent property owners due to acts of vandalism, loitering, criminal conduct, or the physical destruction or deterioration of the property;
- (l) an uncorrected violation of a municipal building, housing, or similar code during the preceding year, or an order by municipal authorities declaring the property to be unfit for occupancy and to remain vacant and unoccupied;
- (m) the mortgagee or other authorized party has secured or winterized the property due to the property being deemed vacant and unprotected or in danger of freezing;
- (n) a written statement issued by a mortgagor expressing the clear intent of all mortgagors to abandon the property; or
- (o) any other reasonable indicia of abandonment.

Section 9

The Construction Official shall issue a notice to the creditor filing the summons and complaint in an action to foreclose, if the Construction Official determines that the creditor has violated the ordinance. In the case of a violation for failure to provide care, maintenance, security, and upkeep of the exterior of vacant and abandoned property, such notice shall require the person or entity to correct the violation within 30 days of receipt of the notice, or within 10 days of receipt of the notice if the violation presents an imminent threat to public health and safety.

Section 10

An annual fee shall be imposed as listed in Chapter 150, Article I, Section 49 upon a creditor required to register a property pursuant to this ordinance in the amount of (1) \$500 per property annually for any property that is required to be registered because a summons and complaint in an action to foreclose was filed by the creditor; and (2) an additional \$2,000 per property annually if the property is vacant or abandoned pursuant to the definition as set forth in Section 8 of this ordinance when the summons and complaint in an action to foreclose is filed, or becomes vacant and abandoned pursuant to the definition in Section 8 at any time thereafter while the property is in foreclosure. The annual fee shall be initially due and payable within 30 days of registering the property pursuant to Section 2 of this ordinance, and shall be due and payable on the anniversary date of the initial registration thereafter, for each succeeding year. Property registration fees imposed pursuant to this ordinance shall be considered a municipal charge pursuant to the "tax sale law," [R.S.54:5-1 et seq.](#)

Section 11-Penalties

(For Borough Penalties see Chapter 1, Article 1-1 of the Code unless required by New Jersey State Law as below)

- (A). If an out-of-State creditor subject to this ordinance is found by the municipal court of the Borough of Lindenwold, or by any other court of competent jurisdiction, to be in violation of the requirement to appoint an in-State representative or agent pursuant to this ordinance, the out-of-State creditor shall be subject to a fine of \$2,500 for each day of the violation. Any fines imposed on a creditor for the failure to appoint an in-State representative or agent shall commence on the day after the 10-day period set forth in paragraph (1) of subsection a. of section 17 of [P.L.2008, c. 127 \(C.46:10B-51\)](#) or paragraph (1) of subsection a. of section 2 of [P.L.2021, c. 444 \(C.40:48-2.12s2\)](#) for providing notice to the municipal clerk that a summons and complaint in an action to foreclose on a mortgage has been served.
- (B). A creditor subject to this ordinance found by the municipal court of the Borough of Lindenwold, or by any other court of competent jurisdiction, to be in violation, excluding only a violation addressed by paragraph (A) of this subsection, of this ordinance shall be subject to a fine of \$1,500 for each day of the violation. Any fines imposed pursuant to this paragraph shall commence 31 days following receipt of the notice of violation, except if the violation presents an imminent risk to public health and safety, in which case any fines shall commence 11 days following receipt of the notice.
- (C). No less than 20 percent of any money collected pursuant to this subsection or subsection 10 of this Ordinance shall be utilized by the Borough of Lindenwold for municipal code enforcement purposes.

Section 12-Definitions

"Creditor" means a mortgagee or an agent or assignee of a mortgagee, such as the servicer, who has filed a complaint in the Superior Court seeking to foreclose upon a residential or commercial mortgage. If the entity seeking to foreclose upon the residential or commercial mortgage changes as a result of an assignment, transfer, or otherwise after the filing of the

foreclosure complaint in the Superior Court, the new entity shall be deemed the creditor for purposes of this Ordinance. For purposes of this Ordinance, a creditor shall not include the State, a political subdivision of the State, a State, county, or local government entity, or their agent or assignee, such as the servicer.

Section 13

Nothing in this Ordinance is intended nor shall be read to conflict or prevent the Borough from taking action against buildings found to be unfit for human habitation or unsafe structures as provided in applicable provisions of the Code of the Borough of Lindenwold. Further, any action taken under any such code provision other than the demolition of a structure shall relieve an owner from its obligations under this Ordinance.

Section 14

The provisions of this Ordinance are severable. To the extent any clause, phase, sentence, paragraph, or provision of this Ordinance shall continue in full force and effect.

BE IT FURTHER ORDAINED that if any section, subsection, paragraph, sentence or other party of this Ordinance is adjudged unconstitutional or invalid, such judgment shall not affect, impair or invalidate the remainder of this Ordinance, but shall be confined in its effect to the section, subsection, paragraph, sentence or other part of this Ordinance directly involved in the controversy in which said judgment shall have been rendered and all other provisions of this Ordinance shall remain in full force and effect.

BE IF FURTHER ORDAINED that Chapter 150, Article I, Section 49 be amended to read as written in Section 10 as follows:

§ 150-49 Foreclosed and vacant property registration.

An annual fee shall be imposed as listed in Chapter 150, Article I, Section 49 upon a creditor required to register a property pursuant to this ordinance in the amount of (1) \$500 per property annually for any property that is required to be registered because a summons and complaint in an action to foreclose was filed by the creditor; and (2) an additional \$2,000 per property annually if the property is vacant or abandoned pursuant to the definition as set forth in Section 8 of this ordinance when the summons and complaint in an action to foreclose is filed, or becomes vacant and abandoned pursuant to the definition in Section 8 at any time thereafter while the property is in foreclosure. The annual fee shall be initially due and payable within 30 days of registering the property pursuant to Section 2 of this ordinance, and shall be due and payable on the anniversary date of the initial registration thereafter, for each succeeding year. Property registration fees imposed pursuant to this ordinance shall be considered a municipal charge pursuant to the "tax sale law," [R.S.54:5-1 et seq.](#)

BE IT FURTHER ORDAINED that this Ordinance shall take effect immediately upon final adoption and publication in the manner prescribed by law.

Second Reading Ordinance 2022-13 Amend Chapter 46 Police

Mayor Roach opened the meeting to the public. Resident questioned what this ordinance amends. Clerk provided copy of ordinance for Solicitor who responded. There being no one desiring the floor, the Mayor closed the meeting to the public.

Motion was made by Councilwoman Hess, second by Councilman Lenkowski that Ordinance 2022-13 be adopted as read on second reading. Roll call vote was unanimous in the affirmative. Motion carried.

Ordinance 2022-13 An Ordinance Amending Chapter 46, Police Department, Article II Establishment and Organization

WHEREAS, the Lindenwold Police Department is in the process of achieving Accreditation from the State of New Jersey, and

WHEREAS, the Attorney General's Office for the State of New Jersey continues to impose mandates, regulations, and guidelines by which the Lindenwold Police Department operates, and

WHEREAS, in order to operate in the most efficient manner in meeting these requirements a review of Chapter 46 outlining the Police Department was conducted, and

WHEREAS, Chapter 46, Article II, be amended as following:

§ 46-5 Department created; membership.

There is hereby created in and for the Borough of Lindenwold a Police Department which, shall consist of no more than a Chief of Police, one Deputy Chief of Police, one Captain, two Lieutenants, eight Sergeants and thirty Patrolmen positions. In addition to these listed positions, there may also be a need to hire Special Law Enforcement Officers as recommended by the Chief of Police and approved by the Council of the Borough of Lindenwold.

§ 46-7 Appropriate authority designation; responsibilities.

The Mayor shall be designated as the appropriate authority as provided in the New Jersey Statutes. The appropriate authority shall be responsible for the overall performance of the Police Department. The appropriate authority shall be

responsible to promulgate rules and regulations for the government of the Police Department and for the discipline of its members. The appropriate authority may delegate discipline of Police Department members to the Chief of Police.

§ 46-8 Chief of Police; responsibilities.

The Chief of Police shall be the head of the Police Department and shall be directly responsible to the appropriate authority for its efficiency and day-to-day operations. Pursuant to policies established by the Borough of Lindenwold Mayor and Council, the Chief of Police shall:

A. Administer and enforce the rules and regulations of the Police Department and any special emergency directive for the disposition and discipline of the Department and its members and officers;

B. Have, exercise and discharge the functions, powers and duties of the Police Department;

C. Prescribe the duties and assignments of all members and officers;

D. Delegate such authority as may be deemed necessary for the efficient operation of the Police Department to be exercised under the Chief's direction and control; and

E. Report at least monthly to the appropriate authority in such form as shall be prescribed on the operation of the Police Department during the preceding month and make such other reports as may be requested by the appropriate authority.

§ 46-9 Suspension; reduction in rank; removal

No member or officer of the Police Department shall be suspended, removed, fined, or reduced in rank for any cause other than incapacity, misconduct, disobedience, or any other violation and/or infraction of the New Jersey Statutes and/or Borough of Lindenwold Police Department's Rules and Regulations.

§ 46-10 Qualifications for appointment to Department

No person shall be appointed to the Police Department who is not qualified as provided in the New Jersey Statutes and/or the Borough of Lindenwold Police Policies, Rules and Regulations. The appropriate authority or Chief of Police may also require that an applicant for appointment to the Police Department successfully complete a physical, mental, and/or psychological examination.

THEREFORE, BE IT ORDAINED by the Mayor and Council of the Borough of Lindenwold, County of Camden, State of New Jersey that Chapter 46, Article II, be amended as referenced above
This ordinance shall take effect upon proper passage and publication according to law.

CONSENT AGENDA: The items listed below are considered routine by the Borough of Lindenwold and will be enacted by one motion. There will be no formal discussion of these items. If discussion is desired, this item will be removed from the Consent Agenda and will be considered separately. Resolution 2022:149-157

Motion was made by Councilwoman Hess, second by Councilwoman Sinon that Resolution 2022:149-157 be adopted as read. Roll call vote was unanimous in the affirmative. Motion carried.

RESOLUTION 2022:149 Chapter 159 Community Energy Plan Grant

WHEREAS, N.J.S. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget, and

WHEREAS, said Director may also approve the insertion of an item of appropriation for equal amount, and

WHEREAS, the Borough of Lindenwold will receive \$25,000 from the Board of Public Utilities (BPU) and wishes to amend its 2022 Budget to include this amount as a revenue

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Borough Council of the Borough of Lindenwold hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2022 in the sum of \$25,000 which is now available as a revenue from the Board of Public Utilities, and

BE IT FURTHER RESOLVED that a like sum of \$25,000 and the same is hereby appropriated under the caption of:
Community Energy Plan Grant

BE IT FURTHER RESOLVED that a copy of this resolution to the Director of Local Government Services for certification.

Resolution 2022:150 Hire Class III Police Officer

WHEREAS, the Borough of Lindenwold has identified a need to fulfill the position of Class III Police Officer in the Lindenwold Police Department, and

WHEREAS, Civil Service guidelines have been followed, and

WHEREAS, it is the procedure of the Borough of Lindenwold to hire employees by resolution; and

WHEREAS, Mayor and Council has accepted the recommendation to appoint Brennan to the position of Class III Police Officer.

Thomas

THEREFORE, BE IT RESOLVED by the Mayor and Borough Council of the Borough of Lindenwold that Thomas Brennan be appointed to the position of Class III Police Officer.

RESOLUTION 2022:151 Authorizing Foreclose Certain Properties for Delinquent Taxes in the Borough of Lindenwold
WHEREAS, the Tax Collector of the Borough of Lindenwold has prepared and presented to the Mayor and Council of the Borough of Lindenwold an In Rem Foreclosure List. The list includes Schedule Numbers 1 through 5 which set forth the particulars of the property and tax sale certificate for which the In Rem Foreclosure is being authorized by the Borough of Lindenwold; and

WHEREAS, N.J.S.A 54:5-104.35 provides in pertinent part that the Governing Body may by Resolution, foreclose any of the tax sale Certificates held by it, by the summary proceedings In Rem as provided in the In Rem, Foreclosure Act [L.1948, c, 96]; and

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Lindenwold, in the County of Camden and the State of New Jersey that the Borough Solicitor, David A. Capozzi, Esquire, is hereby authorized to foreclose In Rem the property schedule as noted below on the In Rem Foreclosure List, a copy of which is attached hereto and made a part hereof:

Schedule No.	Certificate #	Block & Lot	Owner Name per Tax Duplicate
1	99-011	Block 13 Lot 8	Lucian J. Kita (deceased)
2	14-00013	Block 47 Lot 2	Rita K. Crain, as Trustee for the Rita K. Crain Revocable Living Trust
3	08-00255	Block 79 Lot 6.04	Nicholas Haines
4	17-00006	Block 127 Lot 6	Dolores E. Szymanski
5	10-00075	Block 132 Lot 1	Stephen M. Wyatt (deceased)

RESOLUTION 2022:152 Authorizing Foreclose Certain Properties for Delinquent Taxes in the Borough of Lindenwold

WHEREAS, the Tax Collector of the Borough of Lindenwold has prepared and presented to the Mayor and Council of the Borough of Lindenwold an In Rem Foreclosure List. The list includes Schedule Numbers 1 through 5 which set forth the particulars of the property and tax sale certificate for which the In Rem Foreclosure is being authorized by the Borough of Lindenwold; and

WHEREAS, N.J.S.A 54:5-104.35 provides in pertinent part that the Governing Body may by Resolution, foreclose any of the tax sale Certificates held by it, by the summary proceedings In Rem as provided in the In Rem, Foreclosure Act [L.1948, c, 96]; and

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Lindenwold, in the County of Camden and the State of New Jersey that the Borough Solicitor, David A. Capozzi, Esquire, is hereby authorized to foreclose In Rem the property schedule as noted below on the In Rem Foreclosure List, a copy of which is attached hereto and made a part hereof:

Schedule No.	Certificate #	Block & Lot	Owner Name per Tax Duplicate
1	11-00001	Block 10 Lot 7	Joseph J. Hopkins, Sr. (deceased) & Helen Hopkins (deceased) h/w
2	11-00002	Block 10 Lot 8	Joseph J. Hopkins, Sr. (deceased) & Helen Hopkins (deceased) h/w
3	10-00002	Block 27 Lot 7	Mozella Ramsey (deceased); James R. Hurst (on deed-deceased)
4	12-00004	Block 32 Lots 2&3	Francis S. German, Sr.
5	17-00003	Block 48 Lot 50	Aminah Craig

Resolution 2022:153 Property Maintenance Lien

WHEREAS, the following property in the Borough of Lindenwold had property maintenance work done by the Lindenwold Public Works for Code Compliance and/or Police Department, and

WHEREAS, a lien should be put on the following property for the cost of performing this work:

Invoice Date	Block	Lot	Address	Amount
08/05/2022	72	6	500 Gibbsboro Road E.(dumpster)	\$1,806.00

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Borough Council of the Borough of Lindenwold that a lien be put on the property.

Resolution 2022:154 Update Police Department Rules and Regulations

WHEREAS, The Lindenwold Police Department, in Camden County is established pursuant to N.J.S.A. 40A:14-118 and the Borough of Lindenwold Municipal Code §46-5, and

WHEREAS, the Police Department operates under Department Rules and Regulations under the Borough of Lindenwold Municipal Code §46-7, and

WHEREAS, the Borough of Lindenwold Police Department has undertaken a review of the Department Rules and Regulations in order to comply with any new or recent changes regarding the standard operating procedures, and

WHEREAS, the Police Department Rules and Regulations have been reviewed and approved for adoption for the Lindenwold Police Department thereby revoking any previous directives.

THEREFORE, BE IT RESOLVED by the Mayor and Borough Council of the Borough of Lindenwold to adopt the Police Department Rules and Regulations.

RESOLUTION 2022:155 Transfer Or Cancellation of Various Items, Division of Tax Collections-Sewer

BE IT RESOLVED, by the Borough Council of the Borough of Lindenwold in the County of Camden that the Tax Collector is hereby authorized to make the following adjustments to the tax records of the Borough of Lindenwold.

IDENTIFICATION:	2022 TAXES
Block 180 Lot 20	\$5,783.37
Block 299.02 Lot 5	\$4,907.39

ADJUSTMENT: Cancel taxes along with corresponding assessments. Property owners are qualified as Totally Disabled Veterans/Widows of Totally Disabled Veterans and as such are entitled to tax exempt status as ordered by the New Jersey Division of Taxation.

RESOLUTION 2022:156 Award Reconstruction of Cooper Avenue

WHEREAS, the Borough Clerk did advertise for and receive bids on August 3, 2022 at 10:00 a.m. for the FY2022 NJDOT Municipal Aid Reconstruction of Cooper Avenue and

WHEREAS, the Certificate as to Availability of Funds is annexed hereto, and

WHEREAS, Addendum A is a list of the bidders, and

WHEREAS, Remington & Vernick Engineers has recommended that the contract for the FY2022 NJDOT Municipal Aid Reconstruction of Cooper Avenue be awarded to Asphalt Paving Systems, Inc., lowest responsive bidder for Base Bid #1 – PSO Items 1-35, with the amount of \$311,950.00. This contract is to be awarded contingent upon the approval of the solicitor and the monies being available.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Borough Council of the Borough of Lindenwold that:

1. The contract for the FY2022 NJDOT Municipal Aid Reconstruction of Cooper Avenue be awarded to Asphalt Paving Systems, Inc., P.O. Box 530, Hammonton, NJ 08037 lowest responsive bidder for Base Bid 1 with the amount of \$311,950.00. This contract is to be awarded contingent upon the approval of the solicitor and the monies being available.
2. The exact title of the appropriation to be charged to FY2022 NJDOT Municipal Aid Reconstruction of Cooper Avenue
3. This resolution shall take effect immediately.

RESOLUTION 2022:157 Renew Liquor License 2021-2022

WHEREAS, the Division of Alcoholic Beverages required the Borough of Lindenwold to rescind the liquor license for Topica, LLC under Resolution 2021:185, and

WHEREAS, Topica, LLC completed and submitted the Special Ruling pursuant to N.J.S.A 33:1-12.39, and

WHEREAS, the Borough of Lindenwold has received authorization from the State of New Jersey for the approval of this application, and

WHEREAS, the Borough of Lindenwold is now able to renew the pocket liquor license for Topica, LLC, #0422-33-009-005, for the renewal period of 2021-2022.

BE IT RESOLVED by the Mayor and Borough Council of the Borough of Lindenwold that the liquor license for Topica LLC, #0422-33-009-005, is hereby approved for the year 2021-2022.

RESOLUTION 2022:158 Authorizing Fleet Management and Leasing From Enterprise Fleet Management

Motion was made by Councilwoman Hess, second by Councilman Lenkowski that Resolution 2022:158 be adopted as read. Roll call vote was unanimous in the affirmative. Motion carried.

WHEREAS, the Borough of Lindenwold participates in the Cooperative Purchasing Program with the National Intergovernmental Purchasing Alliance Co. and administered by Sourcewell for the purchase of goods, products and services; and

WHEREAS, it is necessary for the Borough of Lindenwold to execute a contract with Enterprise Fleet Management to place an order for (5) - 2023 Ford F-150 Police Responders XL as there is a significant time lag in production; and

WHEREAS, the Borough of Lindenwold received the following proposals P702253 for the leasing and management program with an amount not to exceed \$291,335 with the equity lease agreement made payable over a period of five years according to the following schedule.

P702253 – (5) 2023 Ford F-150 Police Responders XL

Year 1 - \$78,862.93, Year 2 - \$53,117.98, Year 3 - \$53,117.98, Year 4 - \$53,117.98,

Year 5 - \$53,117.98.

BE IT FURTHER RESOLVED that the appropriate Borough Officials are hereby authorized to execute the Contract for fleet management and leasing subject to submission of documentation and Notice as required by New Jersey Law.

BE IT FURTHER RESOLVED this resolution shall take effect immediately upon adoption.

Matthew Magill of Remington and Vernick presented the Engineer's Report including an update on the survey work for the Municipal Parking Lot, the award for the reconstruction of Cooper Avenue and construction of Linden Town Phase 2 will be starting.

Mayor Roach opened the meeting to Council.

Councilwoman Hess presented the Public Works Report for July including 700.27 tons of trash collected with no injuries. She also gave the Sewer Report including 88 service calls.

Councilman Lenkowski updated the Food Bank distributing summer meals.

Councilwoman Patton requested extra volunteers for the upcoming events, especially for Lindenwold Neighbor Fest on October 1.

Councilwoman Sinon presented the health report with the declaration of Monkey Pox as an emergency. Information is available on the CDC website. Next, she informed the residents that there were eight new cases of COVID. Camden County is still ranked “high” by the CDC. She alerted the residents, particularly seniors, of the scams, especially wary of the phone calls. She continued to give advice to protect themselves since there are no government agencies that will assist victims.

Mayor Roach thanked the Wheels of Change for the Christmas in July event in the park. There were gifts for everyone including backpacks and food.

Mayor Roach opened the meeting to the public.

Diane Veteri, resident, questioned the information given to the public particularly regarding a shooting at the park. She questioned the statement by Councilwoman Sinon regarding respect. She also questioned Council regarding a violation for feeding the geese that she received since it stated there was an “inspection” which was not recorded on her cameras. Virginia Foy, resident, also questioned the citation she received for high grass. She questioned cutting the grass with these hot temperatures as well as the response she received when she called Code Enforcement.

Sarah Vellner, resident, stated that she was grateful for the community events. She questioned the structure of the Police Department under Ordinance 2022-13 and the concerns for the leadership.

There being no one else desiring the floor, Mayor Roach closed the meeting to the public.

Mayor Roach re-opened the meeting to Council.

Councilwoman Sinon addressed the statement made by the resident regarding her meaning of respect.

Mayor Roach addressed the time to remedy complaint. The Business Administrator will look into the matter. Mayor also clarified the ordinance structure. Mayor addressed previous issues with residents. Resident responded to issues by blaming the Borough for the lack of cooperation.

Motion was made by Councilwoman Sinon, second by Councilwoman Hess that the meeting be adjourned. Voice vote was unanimous in the affirmative. Motion carried.

DATED: September 14, 2022

Deborah C. Jackson, RMC
Borough Clerk