

Executive Session 2019:98

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 matters and personnel.

Motion was made by President Randolph-Sharpe, second by Councilman DiDomenico that Resolution 2019:98 be adopted as read. Voice vote was unanimous in the affirmative. Motion carried.

Motion was made by President Randolph-Sharpe, second by Councilman Strippoli to go out of executive session. Voice vote was unanimous in the affirmative. Motion carried.

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: DiDomenico, Hess, Jackson, Sinon, Strippoli, President Randolph-Sharpe, and Mayor Roach

First Reading Ordinance 2019-154

CALENDAR YEAR 2019

ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14)

WHEREAS, the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget to 2.5% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

WHEREAS, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

WHEREAS, the Council of the Borough of Lindenwold in the County of Camden finds it advisable and necessary to increase its CY 2019 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the Council hereby determines that a 1.0% increase in the budget for said year, amounting to \$134,823.44 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS the Council hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW THEREFORE BE IT ORDAINED, by the Council of the Borough of Lindenwold, in the County of Camden, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2019 budget year, the final appropriations of the Borough of Lindenwold shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.5%, amounting to \$471,882.04, and that the CY 2019 municipal budget for the Borough of Lindenwold be approved and adopted in accordance with this ordinance; and,

BE IT FURTHER ORDAINED, that any that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

Motion was made by President Randolph-Sharpe, second by Councilman Strippoli that Ordinance 2019-154 to be adopted on first reading, published according to law, with second reading being held at next regular scheduled meeting. Roll call vote was unanimous in the affirmative. Motion carried.

RESOLUTION 2019:99 Utilize Average Tax Collection Rate for Calculation of Reserve for Uncollected Taxes

WHEREAS, the Borough of Lindenwold Borough experienced a decline in the tax collection rate for the year 2018; and

WHEREAS, the use of the lower collection rate in arriving at the budget appropriation Reserve for Uncollected Taxes in the 2019 Municipal Budget would result in an unfair tax burden to the taxpayers of the Borough of Lindenwold; and

WHEREAS, the Division of Local Government Services, Department of Community Affairs will allow the Borough of Lindenwold to use the average of the prior three years' collection rates in calculating the budget appropriation Reserve for Uncollected Taxes in the 2019 Municipal Budget; and

WHEREAS, the prior three years' collection rates were 95.44% for 2016, 95.65% for 2017 and 95.33% for 2018; and

WHEREAS, the averaging of the prior three years' collection rates result in a collection rate of 95.47%;

NOW, THEREFORE, BE IT RESOLVED that the Borough of Lindenwold will use the collection rate of 95.46% in calculating the budget appropriation Reserve for Uncollected Taxes in the 2019 Municipal Budget.

Motion was made by Councilwoman Randolph-Sharpe, second by Councilman Strippoli that Resolution 2019:99 be adopted as read. Roll call vote was unanimous in the affirmative. Motion carried.

RESOLUTION 2019:100 - Introduction of 2019 Budget

BE IT RESOLVED that the following statements and revenues and appropriations shall constitute the Municipal Budget for the year 2019, and

1. Appropriations within “CAPS”	
(a) Municipal Purposes	\$13,680,188.18
2. Appropriations excluded from “CAPS”	
(a) Municipal Purposes	993,880.68
Total General Appropriations excluded from “CAPS”	993,880.68
Reserve for Uncollected Taxes	1,407,367.13
4. Total General Appropriations	16,081,436.00
5. Less: Anticipated Revenues Other than Current	
Property Tax	6,164,110.16
6. Difference: Amount to be Raised by Taxes for Support of Municipal Budget:	
(a) Local Tax for Municipal Purposes Including Reserve for Uncollected Taxes	9,917,325.84

BE IT FURTHER RESOLVED that said budget be published in The Central Record April 4, 2019 issue. The Governing Body of the Borough of Lindenwold does hereby approve the following budget for the year 2019.

Motion was made by Councilwoman Randolph-Sharpe, second by Councilman Jackson that Resolution 2019:100 be adopted as read. Roll call vote was unanimous in the affirmative. Motion carried.

Resolution 2019:101 National Distracted Driving Enforcement Month

WHEREAS, distracted driving is a serious, life-threatening practice that is preventable; and
WHEREAS, distracted driving can result in injuries and deaths to all road users (motorists, pedestrians and bicyclists); and
WHEREAS, distracted driving occurs when drivers divert their attention away from the task of driving to focus on another activity instead; and
WHEREAS, the increased health and well-being of Lindenwold citizens are a direct result of increased enforcement and awareness about the dangers of distracted driving; and
WHEREAS, in order to reduce the number of crashes as well as improve driver safety, Lindenwold motorists should commit to adopting and maintaining safe behavior while behind the wheel; and
WHEREAS, April has been selected as National Distracted Driving Enforcement Month;
WHEREAS, increased high-visibility enforcement of distracted driving laws coupled with publicity has proven to be an effective method to reduce distracted driving and save lives.
NOW, THEREFORE, BE IT PROCLAIMED by the Mayor and Borough Council of the Borough of Lindenwold, County of Camden, State of New Jersey, that April 2019 is

NATIONAL DISTRACTED DRIVING ENFORCEMENT MONTH

In the Borough of Lindenwold, and urge all citizens to always put the cell phone down, focus on the road, and buckle up when driving on our roadways. Drivers are reminded that if they drive and text, they will pay.
Motion was made by Councilwoman Randolph-Sharpe, second by Councilman Strippoli that Resolution 2019:101 be adopted as read. Roll call vote was unanimous in the affirmative. Motion carried.

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.

Motion was made by Councilwoman Randolph-Sharpe, second by Councilwoman Sinon that Resolution 2019: 102 to Resolution 2019:104 be adopted as read. Roll call vote was unanimous in the affirmative. Motion carried.

RESOLUTION 2019:102 PURCHASE OF BODY CAMERAS FROM AXON

WHEREAS, the Borough of Lindenwold has determined to participate in the Cooperative Purchasing Program administered by National Inter-Governmental Purchasing Alliance Company, an Affiliate of OMNIA Partners, Inc. (“National IPA”) for the purchase of goods, products and services; and
WHEREAS, as part of that process, the Borough of Lindenwold has determined to purchase body worn equipment, software and services from AXON based on Proposal #Q-199651-43495.825JH (TAP 2 Plan), with a synopsis of said Plan attached hereto and incorporated by reference herein; and
WHEREAS, said TAP Plan is a Payment Plan over a period of five (5) years with appropriate warranties being provided; and
WHEREAS, funds will be available for the purchase of this equipment as set forth on the TAP Plan attachment incorporated by reference herein with a Certification of Funds being provided for each annual payment amount.
NOW THEREFORE, BE IT RESOLVED by the Mayor and Lindenwold Borough Council, County of Camden, and State of New Jersey that based on the statements set forth in the Preamble hereinabove it hereby authorizes the purchase of body worn camera equipment, software and services for said equipment from AXON in an amount not to exceed \$154,777.30 in accordance with the TAP Plan attachment incorporated by reference herein. The purchase shall be made over a period of five years according to the following schedule: Year 1 \$51,315.30, Year 2 \$25,848.00, Year 3 \$25,848.00, Year 4 \$25,848.00, Year 5 \$25,848.00.

BE IT FURTHER RESOLVED that the appropriate Borough Officials are hereby authorized to execute the Contract for the purchase of this equipment 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.

RESOLUTION 2019:103 Refund Escrow

WHEREAS, JCR Properties applied for a street opening permit for 108 Whitman Ave. and \$700.00 was paid for escrow, and

WHEREAS, Amega Enterprises was the contractor who paid the escrow fee, and

WHEREAS, the work was performed and inspected, and

WHEREAS, the applicant has requested a refund of the \$700 escrow fee.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Borough Council of the Borough of Lindenwold that the amount of \$700.00 escrow be refunded as the job has been completed and inspected.

RESOLUTION 2019:104 Property Maintenance Liens

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

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

Invoice Date	Block	Lot	Address	Amount
3/26/29	243	7.04,C2208	2208 Arborwood(secure)	\$427.00

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

RESOLUTION 2019:105 NJ Department of Environmental Protection Green Acres

WHEREAS, the New Jersey Department of Environmental Protection, Green Acres Program (“State”), provides loans and/or grants to municipal and county governments and grants to nonprofit organizations for assistance in the acquisition, development, and stewardship of lands for outdoor recreation and conservation purposes; and

WHEREAS, the Borough of Lindenwold desires to further the public interest by obtaining funding in the amount of \$371,380.00, in the form of a \$278,535.00 matching grant and, if available, a \$92,845.00 loan, from the State to fund the following project:

The Lindenwold Memorial Park Playground Improvements Project - Removal and replacement of existing playground equipment and installation of rubber ground mat; at a cost of \$371,380.00;

NOW, THEREFORE, the Borough Council of the Borough of Lindenwold resolves that Mayor, Richard E. Roach, Jr. or the successor to the office of Mayor is hereby authorized to: (a) make application for such a loan and/or such a grant, (b) provide additional application information and furnish such documents as may be required, and (c) act as the authorized correspondent of the above named applicant; and

WHEREAS, the State shall determine if the application is complete and in conformance with the scope and intent of the Green Acres Program, and notify the applicant of the amount of the funding award; and

WHEREAS, the applicant is willing to use the State’s funds in accordance with such rules, regulations and applicable statutes, and is willing to enter into an agreement with the State for the above named project;

NOW, THEREFORE, BE IT FURTHER RESOLVED by the Borough Council of the Borough of Lindenwold:

1. That the Mayor of the above-named Council is hereby authorized to execute an agreement and any amendment thereto with the State known as the Lindenwold Memorial Park Playground Improvements Project;
2. That the applicant has its matching share of the project, if a match is required, in the amount of \$0.00;
3. That, in the event the State’s funds are less than the total project cost specified above, the applicant has the balance of funding necessary to complete the project;
4. That the applicant agrees to comply with all applicable federal, state, and local laws, rules, and regulations in its performance of the project; and
5. That this resolution shall take effect immediately.

Mayor Roach opened the meeting to the public regarding the grant application. There being no one desiring the floor, Mayor Roach closed the meeting to the public.

Motion was made by Councilwoman Randolph-Sharpe, second by Councilman DiDomenico that Resolution 2019:105 be adopted as read. Roll call vote was unanimous in the affirmative. Motion carried.

RESOLUTION 2019:106

WHEREAS, the Borough Clerk did advertise for and receive bids on March 26, 2019 at 9:00 a.m. for the Lindenwold Department of Public Works Roof, 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 Lindenwold Department of Public Works Roof be awarded to Robert Ganter Contractors, Inc., lowest responsive bidder for Base Bid Items 1 through 8 plus Alt. Bid No. 1 items A1.1 through A1.4 with the amount of \$882,477.00. 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 Lindenwold Department of Public Works Roof be awarded to Robert Ganter Contractors, Inc, 595 E. Pumping Station Rd., Quakertown, PA lowest responsive bidder for Base Bid with Alternates as stated above with the amount of \$882,477.00. 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 Capital Budget.
3. This resolution shall take effect immediately.

Motion was made by Councilwoman Randolph-Sharpe, second by Councilman Strippoli that Resolution 2019:106 be adopted as read. Roll call vote was unanimous in the affirmative. Motion carried.

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

Motion was made by President Randolph-Sharpe, second by Councilman Strippoli that the meeting be adjourned. Voice vote was unanimous in the affirmative. Motion carried.

DATED: April 24, 2019

Deborah C. Jackson, RMC
Borough Clerk