

AGENDA
COUNCIL BUSINESS MEETING
March 13, 2024

1. Call Meeting to Order

2. **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.

3. Flag Salute

4. Roll Call

5. Resolution 2024:78 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.

- a. Legal updates
- b. Personnel

6. Resolution 2024:79 Promotion of Superior Officers

Whereas, the Borough of Lindenwold has identified a need to fulfill the positions of Lieutenant and Sergeant in the Lindenwold Police Department, and

Whereas, Civil Service guidelines have been completed, and

Whereas, it is the procedure of the Borough of Lindenwold to promote employees by resolution; and

Whereas, Mayor and Council has accepted the recommendation to appoint Sergeant Anthony Pizzo Jr. to the position of Police Lieutenant, and Patrolman Dustin Dilger to the position of Police Sergeant.

Therefore, Be It Resolved by the Mayor and Borough Council of the Borough of Lindenwold that Sergeant Anthony Pizzo Jr. be promoted to the position of Police Lieutenant, and Patrolman Dustin Dilger be promoted to the position of Police Sergeant.

7. Oath of Office for Police Lieutenant

8. Oath of Office for Police Sergeant

9. Approval of Minutes: Council Meeting and Executive Session December 13, 2023 & December 27, 2023

10. Payment of Bills

11. 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
- b. Sewer Report
- c. Treasurer’s Report
- d. Engineer’s Report

12. First Reading Ordinance 2024:05 – Amend Fee Schedule Chapter 150-31 Park and Recreation Use Fees

13. First Reading Ordinance 2024:06 – Police Salaries

14. Second Reading Ordinance 2024:01 Revisions to Sewer Ordinance – Section 260

15. Second Reading Ordinance 2024:02 COLA Ordinance

16. Second Reading Ordinance 2024:03 Amend Fee Schedule – Chapter 150-34 Compensation for Off-Duty Enforcement Officers

17. Second Reading Ordinance 2024:04 Amend Fee Schedule – Chapter 150-29 Charges for Sewer Service

18. 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 2024:80 – 2024:87

Resolution 2024:80 Emergency Management Committee

WHEREAS, there is a need for members to the Emergency Management Committee for the Borough of Lindenwold.

THEREFORE, BE IT RESOLVED by the Mayor and Borough Council of the Borough of Lindenwold, New Jersey that the following be and are hereby appointed as members to the

Emergency Management Committee:

Craig Wells	OEM Coordinator
Steven Burns	Deputy Coordinator /Emergency Operations Center/ Alert Warning & Communications
Richard Paul Jr.	Shelter, Reception and Care
Jonathan Holroyd	Damage Assessment
Justin Mastalski	Law Enforcement
Robert Helveston	Emergency Public Information / Evacuation
Philip Beeler, Jr.	Fire and Rescue
Brett Hoag	Hazardous Materials
David Venuto	Emergency Medical
Thomas Pace	Public Works
John Brady	Resource Management

**Resolution 2024:81 ENTERPRISE FLEET -
2024 Ford F-250 DPW and 2023 Ford Police Utility Vehicles**

**RESOLUTION OF THE BOROUGH OF LINDENWOLD AUTHORIZING FLEET
MANAGEMENT AND LEASING FROM ENTERPRISE FLEET MANAGEMENT PURSUANT
TO MASTER INTER-GOVERNMENTAL COOPERATIVE PURCHASING AGREEMENT
WITH SOURCEWELL**

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 orders for (1) - 2024 Ford F-250 XL 4x4 and (7) 2023 Ford Police Interceptor Utility as there is a significant time lag in production; and

WHEREAS, the Borough of Lindenwold received the following proposals for the leasing and management program with an amount not to exceed \$535,000 with the equity lease agreement made payable over a period of five years according to the following schedule.

P1440907 – (1) 2024 Ford F-250 4x4 – Public Works Department

Year 1 - \$13,637, Year 2 – \$12,253, Year 3 – \$12,253, Year 4 – \$12,253, Year 5 – \$12,251

P1503945 – (7) 2023 Ford Police Interceptor Utility – Police Department

Year 1 - \$122,724, Year 2 – \$86,513, Year 3 – \$86,513, Year 4 – \$86,513, Year 5 – \$86,511

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.

Resolution 2024:82 Mercantile Late Fee

AUTHORIZING A GRACE PERIOD FOR LATE FEES CHARGEABLE PURSUANT TO ORDINANCE 199-21

WHEREAS, Ordinance 199-21 Late Fees, provides that any license not renewed on or before January 31 annually shall be subject to a late fee; and

WHEREAS, the Borough of Lindenwold believes it appropriate to delay the charging of Late Fees incurred pursuant to Ordinance 199-21 until March 15, 2024, for licenses renewed, or to be renewed, as required in Section 199 of the Borough Ordinances.

NOW THEREFORE BE IT RESOLVED, by the Mayor and Borough Council of the Borough of Lindenwold that Late Fees chargeable pursuant to Borough Ordinance 199-21 shall be held in abeyance, and such late fees shall be chargeable commencing March 15, 2024, for any license as required pursuant to Subsection 199 of the Borough Ordinances.

Resolution 2024:83 Authorizing Disposal of Surplus Property

WHEREAS, the Borough of Lindenwold is the owner of certain surplus property which is no longer needed for public use; and

WHEREAS, the Mayor and Council are desirous of selling said surplus property in an as is condition without express or implied warranties.

NOW THEREFORE, be it RESOLVED by the Borough of Lindenwold, as follows:

The sale of the surplus property shall be conducted through GovDeals pursuant to Resolution 2023:48 to participate in the Cooperative Purchasing Program with National Intergovernmental Purchasing Alliance Co. and administered by Sourcewell for the purchase of goods, products and services. The terms and conditions of the agreement entered into with GovDeals, #012821-GDI, is available online at govdeals.com and also available from the Borough of Lindenwold.

The sale will be conducted online after publication in the Courier Post and the address of the auction site is govdeals.com.

The sale is being conducted pursuant to Local Finance Notice 2021-18.

A list of the surplus property to be sold is as follows:

P.D. TRUCK	2001	CHEVROLET PICK-UP		POLICE	1GCEK14T01E296958	MG-45665
#1	2020	FORD F-150 4x4		P.W.	1FTFW1E50LKE08607	36222-MG
#26	1970	FORD TRACTOR		P.W.	C278494	MG-616W
#27	1996	TARCO BIG-T VAC		P.W.	MCD20ZS46514FM01	MG-26247
#40	2020	FORD F-150 SUPERCAB		SEWER	1FTEX1E55LKD45996	32143MG
#41	1980	GMC VAN TV TRUCK		SEWER	TPM35A3503126	MG-937N
#45	1992	BYPASS TRAILER		SEWER	16MG11221NDO17852	MG-26242
#46	1989	MOWER TRAILER		SEWER	PT0612041189U0107	MG-32564
#47	1989	PORTABLE GENERATOR TRAILER		SEWER	95C846217	MG-59KZ
#51	1995	FORD F-800 DUMP TRUCK		P.W.	1FDYF80E7SVA47300	MG-7885

#52	1995	FORD F-800 DUMP TRUCK		P.W.	1FDYF80E9SVA46301	20081-MG
#72	2007	FORD F-150 PICK-UP		SEWER	1FTRF12W97KD32689	MG-76877
#73	2007	FORD F-150 PICK-UP		P.W.	1FTRF12W57KD32690	MG-76879
#D-8	2011	FORD CROWN VICTORIA		POLICE	2FABP7BV2BX158145	D28-AFV
PL1	2011	FORD CROWN VICTORIA		POLICE	2FABP7BV0BX158144	K56-AEX
		Old Phone System		BOROUGH		
		Old Plows & Parts		P.W.		
		Portable Welder		P.W.		
		Old Bed of truck #84		P.W.		
		Walk behind mower		P.W.		

The surplus property as identified shall be sold in an as-is condition without express or implied warranties with the successful bidder required to execute a Hold Harmless and Indemnification Agreement concerning use of said surplus property.

The Borough of Lindenwold reserves the right to accept or reject any bid submitted.

Resolution 2024: 84 Authorize Acceptance of the Captain of Police Contract

WHEREAS, an Agreement has been prepared between the Borough of Lindenwold and the Lindenwold Police Captain for January 1, 2024 through December 31, 2026, and

WHEREAS, this Agreement has been reviewed by the Solicitor for the Borough of Lindenwold.

THEREFORE, BE IT RESOLVED by the Mayor and Borough Council of the Borough of Lindenwold that the Governing Body accepts this Agreement as presented and authorizes the signing of this Agreement between the Borough of Lindenwold and Police Captain.

Resolution 2024:85 Award Sewer Pump Station#8 Rehabilitation Project

WHEREAS, the Borough Clerk did advertise for and receive bids on March 5, 2024 at 2:00PM. for the Sewer Pump Station #8 Rehabilitation, and

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

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

WHEREAS, Environmental Resolutions, Inc. has recommended that the contract for the Sewer Pump Station #8 Rehabilitation be awarded to **Level-1 Construction, Inc.** as the lowest responsive bidder with a Base Bid in the amount of \$325,000. 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 Sewer Pump Station #8 Rehabilitation be awarded to **Level-1 Construction, Inc.**, 980 Coles Mill Road, Williamstown, NJ 08094 lowest responsive bidder for the Base Bid amount of \$325,000. This contract is to be awarded contingent upon the approval of the solicitor and the monies being available.
2. This resolution shall take effect immediately.

ADDENDUM A

<u>Name</u>	<u>Base Bid</u>
Level – 1 Construction, Inc.	\$325,000.00
B&H Contracting, Inc.	\$400,000.00
Sovereign Consulting, Inc.	\$421,000.00
JVS Industrial & Commercial Contractors, Inc.	\$489,000.83
Brayco, Inc.	\$990,000.00

Resolution 2024:86 Budget Transfers
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BE IT RESOLVED by Mayor and Borough Council of the Borough of Lindenwold that the following transfers are made to the 2023 Appropriation Reserves:

<u>Budget Account</u>	<u>From</u>	<u>To</u>
Sanitation/Recycling S&W	60,000	
Police OE	40,000	
Compliance OE	25,000	
Accumulated Comp OE		125,000
Total	125,000	125,000

Resolution 2024:87 Waive Sewer Utility Fees
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WHEREAS, the Lindenwold Board of Education has requested a waiver of the sewer utility connection fees associated with the Lindenwold Early Childhood Center Sewer Connection Application, and

WHEREAS, this request has been granted to other Lindenwold organizations that rely on funds from Lindenwold tax payers.

THEREFORE, BE IT RESOLVED by the Mayor and Borough Council of the Borough of Lindenwold that the sewer utility connection fees associated with the Lindenwold Early Childhood Center Sewer Connection Application be waived for this project.

- 19. **Open to Council**
- 20. **Open to Public**
- 21. **Close to Public**
- 22. **Adjournment**

FIRST Reading of Ordinances

2024:05 – Amend Fee Schedule Chapter 150-31 Park and Recreation Use Fees

Ordinance § 150-31 Parks and recreation use fees.

[Amended 3-26-2008 by Ord. No. 1227; 2-6-2013 by Ord. No. 1332; 11-5-2014 by Ord. No. 2014-01]

B. Fee Schedule

(1) If the participants in the event consist of 50% Lindenwold residents there is no fee. If 50% are not Lindenwold residents a fee will be assessed per the following fee schedule. All permits are final, no Refunds.

a. Ball Fields

Three hours for one ball field:

Daylight hours (Monday – Friday)	\$100.00
(Saturday & Sunday)	\$125.00

With lights (Monday – Friday)	\$125.00
(Saturday & Sunday)	\$150.00

All day for one ballfield:

Daylight Hours (Monday – Friday)	\$200.00
(Saturday & Sunday)	\$250.00

With lights (Monday – Friday)	\$200.00
(Saturday & Sunday)	\$300.00

Security Deposit \$250.00

Security Deposit for Key (Bathroom, Garage. Etc.) *\$25.00 per key*

Public Works or his designee shall determine whether or not the permitted premises have been left in reasonably the same condition as existed prior to the use. In the event that is the case, the Director of Public Works or his designee shall notify the Borough Clerk of such and the security deposit will be returned forthwith. If the Director of Public Works or his designee reveals damage and/or lack of cleanup to the permitted premises, the Director of Public Works or his designee shall notify the Borough Clerk who shall not release the security deposit. Director of Public Works shall determine any necessary work to be done to return the permitted premises to its before use status. Thereafter, the Director of Public Works shall notify the Borough Clerk as to the cost of the work based upon employee hours times the hourly rate plus 20%. The Borough Clerk shall deduct that cost from the security deposit and return the balance to the permit holder. In the event there is not sufficient deposit to pay for the work, the permit holder shall be responsible for payment of any excess amount and shall not be permitted to receive any additional permits until payment is made. The Borough may also pursue any legal remedies it may have in such a situation.

~160-2. Permit regulations

Any group or organization, which has received a permit, shall be responsible for seeing that the following conditions are adhered to: A. The permit shall not be transferred or assigned. The permit holder or designated representative must be present whenever the field is in use during the time of its permit.

2024:06 – Police Salaries

An Ordinance Amending Chapter 52 Regulating the Police Salaries of the Borough of Lindenwold, County of Camden

BE IT ORDAINED by the Mayor and Borough Council of the Borough of Lindenwold, County of Camden and State of New Jersey as follows:

SECTION 1. The following salaries shall be paid at the time designated to the employees of Lindenwold Police Department of the Borough of Lindenwold, County of Camden and State of New Jersey while in the employ of the Borough of Lindenwold, who hold or are appointed to the positions enumerated below commencing January 1, 2024 and subsequent years thereafter stated:

<u>TITLE</u>	<u>2024</u>	<u>2025</u>	<u>2026</u>	<u>2027</u>
Chief	\$180,000	\$185,400	\$190,962	
Deputy Chief	\$163,197	\$168,093	\$173,136	\$178,330
Captain	\$150,931	\$155,459	\$160,123	

SECTION 2. The salaries and wages herein described and specified shall take effect January 1, 2024 and shall apply to all years subsequent therein, unless and until the same have been changed as specified and provided by law.

SECOND Reading of Ordinances

Ordinance 2024:03 Amend Fee Schedule – Chapter 150-34 Compensation for Off-Duty Enforcement Officers

§ 150-34 Compensation for off-duty enforcement officers.

[Added 4-9-2008 by Ord. No. 1230; amended 9-5-2012 by Ord. No. 1323; 12-12-2018 by Ord. No. 2018-117]

Type Detail	Rate per Hour	Minimum Number of Hours	Fees
All Off-Duty employment assignments	\$85	4	\$15 per hour
Off-Duty employment assignments for Public Agencies	\$65	4	\$15 per hour

Ordinance 2024:04 Amend Fee Schedule – Chapter 150-29 Charges for Sewer Service

§ 150-29 Charges for sewer service.

[Amended 2-11-2004 by Ord. No. 1145; 2-8-2006 by Ord. No. 1179; 3-11-2009 by Ord. No. 1250; 12-29-2010 by Ord. No. 1281; 12-28-2011 by Ord. No. 1303; 11-5-2014 by Ord. No. 2014-01; 5-13-2015 by Ord. No. 2015-04; 3-24-2016 by Ord. No. 2016-03; 2-9-2022 by Ord. No. 2022-02]

A.

Annual rate.

(1)

\$196 per domestic consumer unit when paid in total on July 1.

(2)

\$200 per domestic consumer unit when not paid in total on July 1.

(3)

\$99 per year: Lindenwold residents who receive \$250 deduction for senior/disabled and surviving spouse.

B.

Interest/penalties. Payment is due by the due date or a penalty will be assessed in accordance with state statute N.J.S.A. 40:14A-21 at the rate of 1 1/2% per month (18% per annum).