

AGENDA
COUNCIL BUSINESS MEETING
February 14, 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 2024:64 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. Payment of Bills

7. 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

8. First Reading Ordinance 2024:01 Revisions to Sewer Ordinance – Section 260

9. First Reading Ordinance 2024:02 COLA Ordinance

10. **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 2024:65 – 2024:75

Resolution 2024:65 Animal Shelter Services

WHEREAS, the Borough of Lindenwold has an agreement with Camden County for providing animal shelter services, and

WHEREAS, the official name is Homeward Bound Pet Adoption Center, Inc., and

WHEREAS, the Borough of Lindenwold wishes to maintain this agreement for the benefit of its residents, and

WHEREAS, the agreement for services starts on January 1, 2024.

THEREFORE, BE IT RESOLVED by the Mayor and Borough Council of the Borough of Lindenwold renew the agreement for animal holding with Camden County Animal Shelter, 125 County House Road, Blackwood, NJ 08012 in the amount of \$9,833.33 per month with additional services outlined in the contract.

Resolution 2024:66 HEIL 2023 Battle Motors Trash Truck

A resolution of the Borough of Lindenwold, in the County of Camden and the state of New Jersey, authorizing the purchase of a 2023 Battle Motors LET2 DDRH with HEIL automated DuraPack Python Trash Truck through Sourcewell entitled Contract # 091219–THC

Whereas, the Borough of Lindenwold, pursuant to N.J.S.A. 52:34-6.2 (B) (3) may, by Resolution and without advertising for bids, purchase any goods or services through Sourcewell, and

Whereas, the Borough of Lindenwold desires to purchase of a 2023 Battle Motors LET2 DDRH with HEIL automated DuraPack Python Trash Truck through Sourcewell entitled contract number 091219–THC.

Whereas, the Heil Company (Mid-Atlantic Waste Systems) has been awarded the contract for a 2023 Battle Motors LET2 DDRH with HEIL automated DuraPack Python Trash Truck. And

Whereas, the Mayor and Council of the Borough of Lindenwold recommend the utilization of this contract on the grounds as the best means available to obtain the vehicles; and

Whereas, the 2023 Battle Motors LET2 DDRH with HEIL automated DuraPack Python Trash Truck shall not exceed the amount of \$372,000.00; and

Whereas, funding for this resolution is available by Capital Funds; and

Now, Therefore, Be It Resolved by the mayor and the Borough of Lindenwold, County of Camden and State of New Jersey as follows:

1. The borough of Lindenwold hereby authorizes the purchase of a 2023 Battle Motors LET2 DDRH with HEIL automated DuraPack Python Trash Truck from the HEIL Company (Mid-Atlantic Waste Systems) through Sourcewell entitled contract number 091219–THC.
2. The total fee also authorized for this contract shall not exceed \$372,000.00 without prior written approval from the Borough Council.
3. The Mayor, Borough Clerk and/or such other officials as is necessary and proper are hereby authorized to execute documents necessary to implement this resolution.
4. A copy of this resolution shall be provided to the Borough Treasurer and the HEIL Company (Mid-Atlantic Waste Systems) for their information and guidance.

Resolution 2024:67 Longo Electrical – Repair Pump Station #3

A resolution of the Borough of Lindenwold, in the County of Camden and the state of New Jersey, authorizing the repair of Pump Station #3 19.6HP Fairbank Morris Submersible Lift Pump to factory operating conditions through The North Jersey Wastewater Cooperative Pricing System Contract # B369-10

Whereas, the Borough of Lindenwold, pursuant to N.J.S.A. 52:34-6.2 (B) (3) may, by Resolution and without advertising for bids, purchase any goods or services through The North Jersey Wastewater Cooperative Pricing System; and

Whereas, the Borough of Lindenwold desires repair of Pump Station #3 19.6HP Fairbank Morris Submersible Lift Pump to factory conditions through The North Jersey Wastewater Cooperative Pricing System Contract # B369-10 ; and

Whereas, The North Jersey Wastewater Cooperative Pricing System has been awarded the contract of the repair of Pump Station #3 19.6HP Fairbank Morris Submersible Lift Pump to factory operating conditions; and

Whereas, the Mayor and Council of the Borough of Lindenwold recommend the utilization of this contract on the grounds as the best means available to make these repairs; and

Whereas, of the repair of Pump Station #3 19.6HP Fairbank Morris Submersible Lift Pump to factory operating conditions shall not exceed the amount of \$10,000 ; and

Whereas, funding for this resolution is available from the Borough of Lindenwold Sewer Department Sewer Capital Account; and

Now, Therefore, Be It Resolved by the Mayor and the Borough of Lindenwold, County of Camden and State of New Jersey as follows:

1. The borough of Lindenwold hereby authorizes the purchase of the repair of Pump Station #3 19.6HP Fairbank Morris Submersible Lift Pump to factory operating conditions through The North Jersey Wastewater Cooperative Pricing System Contract # B369-10
2. The total fee also authorized for this contract shall not exceed \$10,000 without prior written approval from the Borough Council.
3. The Mayor, Borough Clerk and/or such other officials as is necessary and proper are hereby authorized to execute documents necessary to implement this resolution.
4. A copy of this resolution shall be provided to the Borough Treasurer and The North Jersey Wastewater Cooperative Pricing System for their information and guidance.

Resolution 2024:68 Sodium Chloride – Atlantic Salt

RESOLUTION AUTHORIZING AN AWARD OF CONTRACT (BID B-19/2022 - 2nd YEAR OPTION), BY AND BETWEEN THE COUNTY OF CAMDEN (DEPARTMENT OF PUBLIC WORKS) AND ATLANTIC SALT, INC., FOR FURNISHING AND DELIVERING OF SODIUM CHLORIDE AND PRETREATED LIQUID ENHANCED SODIUM CHLORIDE, FOR VARIOUS LOCATIONS IN CAMDEN COUNTY, UNDER THE CAMDEN COUNTY COOPERATIVE PRICING SYSTEM ID #57-CCCPS

WHEREAS, by Resolution No. 10 adopted August 18, 2022, the Camden County Board of Commissioners authorized and awarded a contract to Atlantic Salt, Inc., 134 Middle Street, Suite 210, Lowell, MA 01852, for Bid B-19/2022, Furnishing and Delivering Sodium Chloride and Pretreated Liquid Enhanced Sodium Chloride to various locations in Camden County, under the Camden County Cooperative Pricing System, #57-CCCPS, on an "as-needed" basis, at the unit price of \$76.00 per ton for Item No. 1, Sodium Chloride and \$96.00 per ton for Item No. 2, Pre-treated Liquid Enhanced Sodium Chloride; and

WHEREAS Bid B-19/2022 provided for a 2nd-year option to renew, said option to be exercised at the sole discretion of the County; and

WHEREAS it is the desire of the Board of Commissioners to exercise the 2nd- year option of Bid B-19/2022, at the unit price of \$78.28 per ton for Item No. 1, Sodium Chloride and \$98.28 per ton for Item No. 2, Pre-treated Liquid Enhanced Sodium Chloride; and

WHEREAS funding for this purpose shall be contingent upon the availability and appropriation of sufficient funds for this purpose in the County's 2023 Permanent Budget and 2024 Temporary and/or Permanent Budgets and shall be encumbered at the unit prices as the materials, supplies and equipment services are utilized pursuant to N.J.A.C. 5:30-5.5(b)(2) and said services in the aggregate may not exceed any department's maximum line item budget; now, therefore,

BE IT RESOLVED by the Camden County Board of Commissioners that, contingent upon the funding as described herein, the proper County officials be and are hereby authorized to execute all documents necessary to effect the award and contract with Atlantic Salt, Inc., 134 Middle St., Suite 210, Lowell, MA 01852, for Bid B-19/2022, 2nd year option, Furnishing and Delivering Sodium Chloride and Pretreated Liquid Enhanced Sodium Chloride to various locations in Camden County, under The Camden County Cooperative Pricing System# 57-CCCPS, on an "as needed" basis, at the unit price of \$78.28 per ton for Item No. 1, Sodium Chloride and \$98.28 per ton for Item No. 2, Pre-treated Liquid Enhanced Sodium Chloride; and

BE IT FURTHER RESOLVED, that the proper County officials of the County of Camden are hereby authorized and instructed to sign and execute all necessary contracts, purchase orders, or other legal instruments in connection therewith and to sign checks or vouchers for the payment thereof, when such materials and services have been delivered and accepted by the County of Camden; and

BE IT FURTHER RESOLVED that each participating municipality in the Cooperative is hereby authorized to enter in a contract directly with Atlantic Salt, Inc., 134 Middle St., Suite 210, Lowell, MA, pursuant to the terms and conditions of Bid B-19/2022, 2nd year option, after award by its governing body in accordance with applicable law.

Contract date begins 11/30/2023 and expires on 11/29/2024.

Resolution 2024:69 Longo Electrical - Repair Pump Station #2

A resolution of the Borough of Lindenwold, in the County of Camden and the state of New Jersey, authorizing the repair of Pump Station # 2 83HP KSB Submersible Lift Pump to factory operating conditions through The North Jersey Wastewater Cooperative Pricing System Contract # B369-10

Whereas, the Borough of Lindenwold, pursuant to N.J.S.A. 52:34-6.2 (B) (3) may, by Resolution and without advertising for bids, purchase any goods or services through The North Jersey Wastewater Cooperative Pricing System; and

Whereas, the Borough of Lindenwold desires repair of Pump Station #2 83HP KSB Submersible Lift Pump to factory conditions through The North Jersey Wastewater Cooperative Pricing System Contract # B369-10 ; and

Whereas, The North Jersey Wastewater Cooperative Pricing System has been awarded the contract of the repair of Pump Station # 2 83HP KSB Submersible Lift Pump to factory operating conditions; and

Whereas, the Mayor and Council of the Borough of Lindenwold recommend the utilization of this contract on the grounds as the best means available to make these repairs; and

Whereas, of the repair of Pump Station #2 83HP KSB Submersible Lift Pump to factory operating conditions shall not exceed the amount of \$12,000 ; and

Whereas, funding for this resolution is available from the Borough of Lindenwold Sewer Department Sewer Capital Account; and

Now, Therefore, Be It Resolved by the mayor and the Borough of Lindenwold, County of Camden and State of New Jersey as follows:

1. The borough of Lindenwold hereby authorizes the purchase of the repair of Pump Station #2 83HP KSB Submersible Lift Pump to factory operating conditions through The North Jersey Wastewater Cooperative Pricing System Contract # B369-10
2. The total fee also authorized for this contract shall not exceed \$12,000 without prior written approval from the Borough Council.
3. The Mayor, Borough Clerk and/or such other officials as is necessary and proper are hereby authorized to execute documents necessary to implement this resolution.
4. A copy of this resolution shall be provided to the Borough Treasurer and The North Jersey Wastewater Cooperative Pricing System for their information and guidance.

Resolution 2024:70 Local Recreation Improvement Grant Application
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Whereas, the Borough of Lindenwold desires to apply for and obtain a grant from the New Jersey Department of Community Affairs for approximately \$150,000.00 to carry out a project to reconstruct the existing four (4) basketball courts and associated improvement at the Borough's Carlton Rouh Park, located at 2000 Egg Harbor Road.

Be it therefore RESOLVED, that the Borough of Lindenwold does hereby authorize the application for such a grant; and

- 1) recognizes and accepts that the Department may offer a lesser or greater amount and therefore, upon receipt of the grant agreement from the New Jersey Department of Community Affairs, does further authorize the execution of any such grant agreement; and also, upon receipt of the fully executed agreement from the Department, does further

authorize the expenditure of funds pursuant to the terms of the agreement between and the New Jersey Department of Community Affairs.

Be it further RESOLVED, that the persons whose names, titles, and signatures appear below are authorized to sign the application, and that they or their successors in said titles are authorized to sign the agreement, and any other documents necessary in connection therewith.

Resolution 2024:71 Community Development Block Grant Year 2024 – Oak Ave.
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**RESOLUTION AUTHORIZING APPLICATION FOR PROGRAM YEAR 2024
COMMUNITY DEVELOPMENT BLOCK GRANT, BOROUGH OF LINDENWOLD,
COUNTY OF CAMDEN, STATE OF NEW JERSEY**

WHEREAS, the Camden County Improvement Authority provides funding for certain infrastructure improvements or services under Community Development Block Grant Funding; and

WHEREAS, the Governing Body has chosen to submit an application for Program Year 2024; and

WHEREAS, the Governing Body has agreed to apply for funding for the following project: Roadway reconstruction and drainage improvements of the 400 and 500 Blocks of Oak Avenue and the 600 Block of Hawthorne Avenue.

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the Borough of Lindenwold, County of Camden, State of New Jersey that the Mayor is hereby authorized to execute the Project Description Form for Program Year 2024 along with the Community Development Grant Agreement.

Resolution 2024:72 Joint Land Use Board Appointments

WHEREAS, under the Municipal Land Use Law, there is a need for appointments for the Class IV and Alternate II members.

THEREFORE, BE IT RESOLVED by the Mayor of the Borough of Lindenwold, New Jersey that the following be and are hereby appointed as members to the Joint Land Use Board:

Class IV	Joseph Vandergrift	12/31/2027
	Howard Dawson	12/31/2027
Alternate II	Megan Polifrone	12/31/2025

Resolution 2024:73 Safe and Secure Grant Year 2024

RESOLUTION OF THE BOROUGH OF LINDENWOLD MAYOR AND COUNCIL, CAMDEN COUNTY, NEW JERSEY, AUTHORIZING THE BOROUGH OF LINDENWOLD TO ACCEPT A GRANT FROM THE STATE OF NEW JERSEY DEPARTMENT OF LAW AND PUBLIC SAFETY, OFFICE OF THE ATTORNEY GENERAL, IN THE AMOUNT OF \$67,725.00, UNDER THE FY2024 SAFE AND SECURE COMMUNITIES PROGRAM, SUBAWARD GRANT NUMBER 24-0422, AND AUTHORIZING MAYOR RICHARD E. ROACH, JR., AND POLICE CHIEF MICHAEL MCCARTHY, JR., TO EXECUTE AND THE BOROUGH CLERK, TO ATTEST TO A SUBGRANT AWARD, AND ANY ALL DOCUMENTS IN CONNECTION WITH THIS GRANT

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

1. The Borough of Lindenwold is authorized to accept a subaward grant from the State of New Jersey, Department of Law and Public Safety, Office of the Attorney General, in the amount of \$67,725.00, under the Safe and Secure Communities Program, Grant No. 24-0422, with a Match - Fringe Benefits, for a total program cost of \$67,725.00.
2. Mayor Richard E. Roach, Jr. and Chief Michael McCarthy, Jr. are authorized to execute and the Borough Clerk to attest to a Subgrant Award in connection with this grant, and any and all documents in connection with this grant.
3. The Borough of Lindenwold is accepting this grant of funds for the purpose described in the application.
4. Subaward Period: March 14, 2024 to March 13, 2025.
5. A certified copy of this resolution shall be provided by the Office of the Borough Clerk to each of the following:
 - A. Mayor Richard E. Roach, Jr.
 - B. Borough Council
 - C. Business Administrator/CMFO
 - D. Police Department, Attention: Chief Michael McCarthy, Jr.
 - E. State of New Jersey
Office of the Attorney General
Department of Law and Public Safety
PO Box 080
Trenton, NJ 08625-0080

Resolution 2024:74 Enterprise Fleet – 2024 Ford F-250 DPW and 2023 Ford Police Utility Vehicles
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**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 \$510,000 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 - \$185,478.16, Year 2 – \$65,200, Year 3 – \$65,200, Year 4 – \$65,200, Year 5 – \$65,200

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 2024:75 Budget Transfers – 2023 Approp. Reserves Budget Transfer
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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>
Compliance OE	17,000.00	
Telephone OE		10,000.00
Street Lighting		7,000.00

Total

17,000.00

17,000.00

11. **Open to Council**

12. **Open to Public**

13. **Close to Public**

14. **Adjournment**

First Reading of Ordinances

Ordinance 2024:01 Revisions to Sewer Ordinance – Section 260

§ 260-34. *The Borough of Lindenwold Sewer rules and regulations.*

The Borough of Lindenwold reserves the right to change or amend these rules and regulations and the rates for sewer service.

§ 260-35. *Resident connections to Lindenwold Sewer Mains.*

The Borough of Lindenwold will permit connections to its mains, upon proper application and payment of fee. The applicant shall pay a connection fee for each service lateral or connection permitted by the Borough of Lindenwold, as listed in the schedule of rates. [1] In addition to those charges, the applicant shall also secure a permit, and pay any municipal, county, or state fees for opening and restoration of street, highway or sidewalk paving or any property disturbed in the process. The Borough of Lindenwold shall only maintain responsibility for the service laterals from the main to edge of asphalt, easement or right of way. The Borough of Lindenwold sewer mains and laterals shall not be disturbed, trespassed upon, or tampered with in any respect without prior written consent and knowledge of the Borough of Lindenwold Sewer Department.

[1] *Editors notes See § 260-45, § 150-29 schedule of rates.*

§ 260-39. *Damages from sewer main stoppages. Maintenance of residential sewer.*

The Borough of Lindenwold shall not be responsible for damage done by sewage escaping from any lines or fixtures on the resident's property. Backwater valves or check valves are required to prevent the reverse flow of wastewater into a resident's property and escaping through fixtures below grade. These devices are to be installed at the cost of the resident on the resident's property. The resident shall maintain all connections and cleanouts on their property. The Borough of Lindenwold shall not be responsible for maintaining any portion of the service lateral owned by the resident. Cleanout access must be maintained and in good working order by the resident. The Borough of Lindenwold shall not be responsible for locating or replacing any portion of the resident's sewer line or cleanouts. Residents shall provide at least 10 days written notice to the Borough of Lindenwold for any maintenance to be performed that will encroach on Borough sewers.

§ 260-45. *Schedule of Rates.*

(3) The domestic consumer unit (a unit of measure for note and billing purposes) shall be the basis for billing at the annual rate of \$170.00 per domestic consumer unit.

(4) The connection fee for the minimum six-inch lateral connection shall be \$2600.00.

B. Garbage disposal.

The use of domestic garbage disposal units; there will be a charge of \$14 per year over and above the annual rate for a domestic consumer unit. This extra charge will be billed quarterly with the domestic unit.

Ordinance 2024:02 COLA Ordinance year 2024

**ORDINANCE 2024:02
CALENDAR YEAR 2024
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 2024 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 \$164,924.29 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 2024 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 \$577,235.02, and that the CY 2024 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.