

LINWOOD COMMON COUNCIL
CAUCUS AGENDA
May 28, 2025
6:00 P.M.

**NOTICE OF THIS MEETING HAS BEEN PUBLISHED
IN ACCORDANCE WITH THE REQUIREMENTS OF
THE OPEN PUBLIC MEETINGS ACT.**

1. Roll Call
Mayor Matik _____ Mrs. Albright _____ Mr. Kelly _____
Mr. Levinson _____ Mr. Michael _____ Mr. Salerno _____
Mr. Walcott _____ Mr. Ford _____

Professionals: Mr. Youngblood _____ Mr. Polistina _____ Mrs. Napoli _____
2. Approval of Minutes Without Formal Reading
3. Mayor's Report
4. Councilwoman Albright
 - A. Planning, Engineering, & Development
 1. Resolution approving Change Order No. 1 with Applied Landscape Technologies with regard to the Furnishing and Installation of a synthetic turf system at All Wars Memorial Park
5. Councilman Kelly
 - A. Neighborhood Services
6. Councilman Levinson
 - A. Revenue & Finance
 1. Resolutions authorizing refunds of overpayment of taxes for approved disabled veterans status at 10 Somers Avenue and 510 W. Barr Avenue
 2. Resolution authorizing refunds of overpayment of taxes for duplicate payments for various properties
 3. Resolutions authorizing approval of items of revenue for a Clean Communities Grant and a Recycling Tonnage Grant
7. Councilman Michael
 - A. Public Safety
 1. Resolution authorizing the hiring of Joseph B. McCauley to the position of Firefighter in the City of Linwood
 2. Resolution awarding a Non-Competitive Contract for Professional Services to Matthew J. Behr for Legal Services regarding a personnel matter
8. Councilman Walcott
 - A. Public Works
 1. Resolution appointing Joseph P. Olden to the position of Acting General Supervisor in the Linwood Public Works Department
 2. Resolution authoring the City to enter into a Cooperative Pricing Agreement with Educational Services Commission of NJ
9. Council President Ford
 - A. Administration
 1. Resolution changing the June 25, 2025 Caucus meeting commencement time from 6 :00 PM to 4 :00 PM
 2. Resolution approving the application of Linwood CC License for renewal of Plenary Retail Consumption License No. 0114-33-002-003 for 2025-2026
 3. Resolution authorizing the hiring of Alexander R. Bauer as a Floodplain Manager for the City of Linwood

10. Solicitor's Report

**LINWOOD COMMON COUNCIL
AGENDA OF REGULAR MEETING
May 28, 2025**

CALL TO ORDER

**NOTICE OF THIS MEETING HAS BEEN
PUBLISHED IN ACCORDANCE WITH THE
REQUIREMENTS OF THE OPEN PUBLIC MEETINGS ACT.**

FLAG SALUTE: Councilman Ken Kelly

ROLL CALL

APPROVAL OF MINUTES WITHOUT FORMAL READING

RESOLUTIONS

- | | |
|-----------------|---|
| 115-2025 | A Resolution authorizing the hiring of Joseph B. McCauley to the position of Firefighter in the City of Linwood |
| 116-2025 | A Resolution authorizing the hiring of Alexander R. Bauer as a Floodplain Manager for the City of Linwood |

RESOLUTIONS WITHIN CONSENT AGENDA

All matters listed under item, **Consent Agenda**, are considered to be routine by City Council, and will be enacted by one motion in the form listed. Any items requiring expenditure are supported by a Certification of Availability of Funds and any item requiring discussion will be removed from the Consent Agenda and discussed separately. All Consent Agenda items will be reflected in full in the minutes.

- | | |
|-----------------|---|
| 106-2025 | A Resolution authorizing the refund of a tax overpayment for Block 58 Lot 8 located at 10 Somers Avenue in the City of Linwood |
| 107-2025 | A Resolution authorizing the refund of a tax overpayment for Block 121 Lot 8 located at 510 W. Barr Avenue in the City of Linwood |
| 108-2025 | A Resolution authorizing the refund of various tax overpayments |
| 109-2025 | A Resolution changing the June 25, 2025 Caucus Meeting commencement time from 6:00 PM to 4:00 PM |
| 110-2025 | A Resolution requesting approval of items of Revenue and Appropriation NJSA 40A:4-87 for a Clean Communities Grant |
| 111-2025 | A Resolution requesting approval of items of Revenue and Appropriation NJSA 40A:4-87 for a Recycling Tonnage Grant |
| 112-2025 | A Resolution approving Change Order No. 1 with Applied Landscape Technologies with regard to the Furnishing and Installation of a Synthetic Turf System at All Wars Memorial Park |
| 113-2025 | A Resolution approving the application of Linwood CC License LLC for Renewal of Plenary Retail Consumption License No. 0114-33-002-003 for 2025-2026 |
| 114-2025 | A Resolution appointing Joseph P. Olden to the position of Acting General Supervisor in the Linwood Public Works Department |
| 117-2025 | A Resolution awarding a Non-Competitive Contract for Professional Services to Matthew J. Behr, Esquire for Legal Services regarding a personnel matter |
| 118-2025 | A Resolution authorizing the City of Linwood to enter into a Cooperative Pricing Agreement with the Educational Services Commission of New Jersey |

APPROVAL OF BILL LIST: \$917,490.22

MEETING OPEN TO THE PUBLIC

FINAL REMARKS BY MAYOR AND COUNCIL

ADJOURNMENT

RESOLUTION No. 115, 2025

A RESOLUTION AUTHORIZING THE HIRING OF JOSEPH B. MCCAULEY TO THE
POSITION OF FIREFIGHTER IN THE CITY OF LINWOOD

WHEREAS, the City of Linwood is desirous of filling a vacancy for
the position of Firefighter in the Linwood Fire Department; and

WHEREAS, Joseph B. McCauley was hired by the City as a Part Time
Relief Firefighter for the City of Linwood by Resolution No. 150, 2024
and has applied for the vacancy position of Firefighter; and

WHEREAS, the Common Council of the City of Linwood is desirous of
hiring Joseph B. McCauley to said position;

NOW, THEREFORE, BE IT RESOLVED, by the Common Council of the City
of Linwood that Joseph B. McCauley be and is hereby hired to the
position of Firefighter in the City of Linwood effective May 28, 2025
at a salary of \$49,438.00 as provided for in the Linwood Salary
Ordinance and all amendments thereto;

I, Leigh Ann Napoli, RMC, Municipal Clerk of the City of Linwood,
do hereby certify that the foregoing resolution was duly adopted at a
Regular Meeting of the City Council of Linwood, held this 28th day of
May, 2025.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal
this 28th day of May, 2025.

LEIGH ANN NAPOLI, RMC, MUNICIPAL CLERK

DARREN MATIK, MAYOR

APPROVED: _____

RESOLUTION No. 116, 2025

A RESOLUTION AUTHORIZING THE HIRING OF ALEXANDER R. BAUER AS A
FLOODPLAIN MANAGER FOR THE CITY OF LINWOOD

WHEREAS, a vacancy exists in the position of Floodplain Manager
in the City of Linwood; and

WHEREAS, the Common Council of the City of Linwood is desirous of
filling the aforesaid vacancy; and

WHEREAS, after the position was advertised and interviews were
conducted, recommendations have been received to hire Alexander R.
Bauer to fill such vacancy;

NOW, THEREFORE, BE IT RESOLVED, by the Common Council of the City
of Linwood, County of Atlantic, that Alexander R. Bauer is hereby
hired, effective June 1, 2025, as a Floodplain Manager at a salary of
\$2,500, in accordance with the Linwood Salary Ordinance and all
amendments thereto;

BE IT FURTHER RESOLVED, that this Resolution is contingent upon a
satisfactory completed background check on Alexander R. Bauer.

I, Leigh Ann Napoli, RMC, Municipal Clerk of the City of Linwood,
do hereby certify that the foregoing resolution was duly adopted at a
Regular Meeting of the City Council of Linwood, held this 28th day of
May, 2025.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal
this 28th day of May, 2025.

LEIGH ANN NAPOLI, RMC, MUNICIPAL CLERK

DARREN MATIK, MAYOR

APPROVED: _____

RESOLUTION No. 106, 2025

A RESOLUTION AUTHORIZING THE REFUND OF A TAX OVERPAYMENT FOR BLOCK 58
LOT 8 LOCATED AT 10 SOMERS AVENUE IN THE CITY OF LINWOOD

WHEREAS, Andrew & Susan Nebl are the owner of Block 58 Lot 8 located at 10 Somers Avenue in the taxing district of the City of Linwood; and

WHEREAS, Andrew Nebl made application to the Tax Assessor, of the City of Linwood, for property tax exemption due to his 100% permanently disabled veteran status and the Tax Assessor for the City of Linwood granted the exemption for Andrew Nebl as of May 2024; and

WHEREAS, the mortgage holder Corelogic made payment of 1st & 2nd quarter 2025 in the amount of \$6,633.28; and

WHEREAS, the Corelogic is requesting a refund of said payment; and

WHEREAS, the City of Linwood must now refund the amount of \$6,633.28 that was collected for the 1st & 2nd quarter of 2025 property taxes;

NOW, THEREFORE, BE IT RESOLVED, by the Common Council of the City of Linwood that the Chief Financial Officer of the City of Linwood be and is hereby authorized, empowered and directed to execute and deliver a draft in favor of Corelogic, Attn: Refunds Dept., 3001 Hackberry Road, Irving, TX 75063-0156 in the amount of \$6,633.28 which is the amount of the payment of taxes to said property owner.

I, Leigh Ann Napoli, RMC, Municipal Clerk of the City of Linwood, do hereby certify that the foregoing resolution was duly adopted at a Regular Meeting of the City Council of Linwood, held this 28th day of May, 2025.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal this 28th day of May, 2025.

LEIGH ANN NAPOLI, RMC, MUNICIPAL CLERK

DARREN MATIK, MAYOR

APPROVED: _____

RESOLUTION No. 107, 2025

A RESOLUTION AUTHORIZING THE REFUND OF A TAX OVERPAYMENT FOR BLOCK 121 LOT 8 LOCATED AT 510 W BARR AVENUE IN THE CITY OF LINWOOD

WHEREAS, Kieram Sean Osling is the owner of Block 121 Lot 8 located at 510 W Barr Avenue in the taxing district of the City of Linwood; and

WHEREAS, Kieram Sean Osling made application to the Tax Assessor, of the City of Linwood, for property tax exemption due to his 100% permanently disabled veteran status and the Tax Assessor for the City of Linwood granted the exemption for Kieram Sean Osling as of February 7, 2025; and

WHEREAS, the mortgage holder Federal Navy Credit Union made payment of 2nd quarter 2025 in the amount of \$2,437.78; and

WHEREAS, the Federal Navy Credit Union is requesting a refund of said payment; and

WHEREAS, The City of Linwood must now refund the amount of \$2,437.78 that was collected for the 2nd quarter of 2025 property taxes;

NOW, THEREFORE, BE IT RESOLVED, by the Common Council of the City of Linwood that the Chief Financial Officer of the City of Linwood be and is hereby authorized, empowered and directed to execute and deliver a draft in favor of Federal Navy Credit Union, Attention, Robert Fini, Real Estate Tax Department, 141 Security Drive, Winchester, VA 22602 in the amount of \$2,437.78 which is the amount of the payment of taxes to said property owner.

I, Leigh Ann Napoli, RMC, Municipal Clerk of the City of Linwood, do hereby certify that the foregoing resolution was duly adopted at a Regular Meeting of the City Council of Linwood, held this 28th day of May, 2025.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal this 28th day of May, 2025.

LEIGH ANN NAPOLI, RMC, MUNICIPAL CLERK

DARREN MATIK, MAYOR

APPROVED: _____

RESOLUTION No. 108, 2025

A RESOLUTION AUTHORIZING THE REFUND OF VARIOUS TAX OVERPAYMENTS

WHEREAS, certain owners of real estate situate in the tax district of the City of Linwood have paid their 2nd quarters of 2025 property taxes in accordance with the provisions of the Statute so made and provided; and

WHEREAS, certain property owners have overpaid their 2025 property taxes due to duplicate payments made by Core Logic in the amounts set forth on the list attached hereto and made part hereof; and

WHEREAS, Core Logic has requested a refund of the 2025 2nd quarter tax overpayments for the properties listed;

NOW, THEREFORE, BE IT RESOLVED, by the Common Council of the City of Linwood that the Chief Financial Officer of the City of Linwood be and is hereby authorized, empowered and directed to execute and deliver a draft in favor of CoreLogic, Attn: Refunds Dept., 3001 Hackberry Road, Irving, TX 75063-0156, payments in the amount of \$7,316.22 the overpayments set forth on the attached list in order to refund monies representing overpayment of taxes to said property owner.

I, Leigh Ann Napoli, RMC, Municipal Clerk of the City of Linwood, do hereby certify that the foregoing resolution was duly adopted at a Regular Meeting of the City Council of Linwood, held this 28th day of May, 2025.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal this 28th day of May, 2025.

LEIGH ANN NAPOLI, RMC, MUNICIPAL CLERK

DARREN MATIK, MAYOR

APPROVED: _____

LIST OF VARIOUS TAX OVERPAYMENTS AS AUTHORIZED BY RESOUTION 108, 2025

<u>Block</u>	<u>Lot</u>	<u>Qualifier</u>	<u>Amount</u>
58	11		\$ 2,598.97
150	2	C0716	\$ 1,126.38
163.02	2		\$ 3,590.87

RESOLUTION No. 109, 2025

A RESOLUTION CHANGING THE JUNE 25, 2025 CAUCUS MEETING COMMENCEMENT
TIME FROM 6:00 PM TO 4:00 PM

WHEREAS, the Open Public Meetings Act (Ch. 231, P.L. 1975) provides for advance notice to the public for meetings of the Common Council; and

WHEREAS, by Resolution No. 1 of 2025 dates and time for Caucus and Council Meetings were scheduled; and

WHEREAS, the Common Council of the City of Linwood is desirous of changing the commencement time of the June 25, 2025 Caucus Meeting from 6:00 PM to 4:00 PM;

NOW, THEREFORE, BE IT RESOLVED, by the Common Council of the City of Linwood, County of Atlantic, that the commencement time of the June 25, 2025 Caucus Meeting has been changed to begin at 4:00 PM with the Regular Meeting immediately following;

BE IT FURTHER RESOLVED, that a copy of this Resolution be duly posted in Linwood City Hall in accordance with the Open Public Meetings Act of 1975 and that said Resolution be forthwith mailed to the Mainland Journal and The Press by the City Clerk.

I, Leigh Ann Napoli, RMC, Municipal Clerk of the City of Linwood, do hereby certify that the foregoing resolution was duly adopted at a Regular Meeting of the City Council of Linwood, held this 28th day of May, 2025.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal this 28th day of May, 2025.

LEIGH ANN NAPOLI, RMC, MUNICIPAL CLERK

DARREN MATIK, MAYOR

APPROVED: _____

RESOLUTION No. 110, 2025

A RESOLUTION REQUESTING APPROVAL OF ITEMS OF REVENUE AND APPROPRIATION NJSA
40A: 4-87 FOR A CLEAN COMMUNITIES GRANT

WHEREAS, N.J.S.A. 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 was not determined at the time of the adoption of the budget; and

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

NOW, THEREFORE, BE IT RESOLVED, that the Common Council of the City of Linwood in the County of Atlantic, New Jersey, 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 2025 in the sum of \$23,214.69, which is now available from the 2025 Clean Communities Grant;

BE IT FURTHER RESOLVED, that the like sum of \$23,214.69 is hereby appropriated under the caption 2025 Clean Communities Grant;

BE IT FURTHER RESOLVED, that the above is the result of a grant received from the Clean Communities Program.

I, Leigh Ann Napoli, RMC, Municipal Clerk of the City of Linwood, do hereby certify that the foregoing resolution was duly adopted at a Regular Meeting of the City Council of Linwood, held this 28th day of May, 2025.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal this 28th day of May, 2025.

LEIGH ANN NAPOLI, RMC, MUNICIPAL CLERK

DARREN MATIK, MAYOR

APPROVED: _____

RESOLUTION No. 111, 2025

A RESOLUTION REQUESTING APPROVAL OF ITEMS OF REVENUE AND APPROPRIATION NJSA
40A: 4-87 FOR A RECYCLING TONNAGE GRANT

WHEREAS, N.J.S.A. 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 was not determined at the time of the adoption of the budget; and

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

NOW, THEREFORE, BE IT RESOLVED, that the Common Council of the City of Linwood in the County of Atlantic, New Jersey, 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 2025 in the sum of \$8,707.95, which is now available from the 2025 Recycling Tonnage Grant;

BE IT FURTHER RESOLVED, that the like sum of \$8,707.95 is hereby appropriated under the caption 2025 Recycling Tonnage Grant;

BE IT FURTHER RESOLVED, that the above is the result of a grant received from the Recycling Tonnage Program.

I, Leigh Ann Napoli, RMC, Municipal Clerk of the City of Linwood, do hereby certify that the foregoing resolution was duly adopted at a Regular Meeting of the City Council of Linwood, held this 28th day of May, 2025.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal this 28th day of May, 2025.

LEIGH ANN NAPOLI, RMC, MUNICIPAL CLERK

DARREN MATIK, MAYOR

APPROVED: _____

RESOLUTION No. 112, 2025

A RESOLUTION APPROVING CHANGE ORDER NO. 1 WITH APPLIED LANDSCAPE TECHNOLOGIES WITH REGARD TO THE FURNISHING AND INSTALLATION OF A SYNTHETIC TURF SYSTEM AT ALL WARS MEMORIAL PARK

WHEREAS, Change Order No. 1 with Applied Landscape Technologies with regard to the Furnishing and Installation of a synthetic turf system at All Wars Memorial Park has been submitted for review and approval; and

WHEREAS, recommendations have been made to authorize the Change Order which will result in an increase of the total contract price in the amount of \$18,216.00 in accordance with the attached Change Order incorporated herein and made part hereof;

NOW, THEREFORE, BE IT RESOLVED, by the Common Council of the City of Linwood that Change Order No. 1 with Applied Landscape Technologies regarding the Furnishing and Installation of a synthetic turf system at All Wars Memorial Park be and is hereby authorized and approved;

BE IT FURTHER RESOLVED, by the Common Council of the City of Linwood that the Mayor be and is hereby authorized and directed to execute Change Order No. 1 with regard to the above referenced project.

BE IT FURTHER RESOLVED, that this Resolution is contingent upon a Certification of Availability of Funds from the Chief Financial Officer of the City of Linwood.

I, Leigh Ann Napoli, RMC, Municipal Clerk of the City of Linwood, do hereby certify that the foregoing resolution was duly adopted at a Regular Meeting of the City Council of Linwood, held this 28th day of May, 2025.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal this 28th day of May, 2025.

LEIGH ANN NAPOLI, RMC, MUNICIPAL CLERK

DARREN MATIK, MAYOR

APPROVED: _____

Memo

To: Mayor and Members of Council
From: Anthony Strazzeri, CFO
CC: Leigh Ann Napoli, RMC, CMR, MPA, QPA, City Clerk
Date: 5-21-2025
Re: Availability of Funds-Turf Field Installation Change Order #1

Pursuant to 40A: 4-57, I hereby certify that sufficient funds in the amount of \$18,216.00 are available under the Capital Ordinance 12-24 Install Turf Field. Funds will be encumbered to Applied Landscape Technologies 145 River Road Montville, NJ 07045.

CONTRACT CHANGE ORDER

CHANGE ORDER NO.	1 - Final
DATE	May 27, 2025
CONTRACT NO.	59
CONTRACT COOP NO.	Bergen County BC-C-24-004
PROJECT DESCRIPTION	All Wars Memorial Park Turf Conversion
CONTRACT DATE	February 12, 2025
CONTRACTOR	Applied Landscape Technologies
REASON FOR CHANGE ORDER	Extra Work

<u>CONTRACT ITEM NO.</u>	<u>QUANTITY</u>	<u>DESCRIPTION</u>	<u>UNIT PRICE</u>	<u>EXTENSION</u>	
				Additions	Deletions
S1	92 LF	Additional Ball Control Netting	\$198.00	\$18,216.00	
			Subtotal	\$18,216.00	\$0.00
			Total	\$18,216.00	

ACCEPTED:

5/27/25

Austyn Marini
CONTRACTOR

APPROVAL RECOMMENDED:

CJK

05/27/25

POLISTINA & ASSOCIATES DATE

APPROVED:

ORIGINAL CONTRACT AMOUNT: \$ 1,591,572.25

PREVIOUS CHANGE ORDERS: \$ 0.00

THIS CHANGE ORDER NO. 1 - FINAL: \$ 18,216.00

TOTAL CHANGE ORDERS TO DATE: \$ 18,216.00

ADJUSTED CONTRACT AMOUNT: \$ 1,609,788.25

PERCENT CHANGE IN CONTRACT: + 01.14 %

OWNER	DATE
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NOTE: All work under this Change Order to be done under applicable provisions of the contract. Change Order not valid unless properly authorized and approved.

RESOLUTION No. 113, 2025

A RESOLUTION APPROVING THE APPLICATION OF LINWOOD CC LICENSE LLC FOR
RENEWAL OF PLENARY RETAIL CONSUMPTION LICENSE NO. 0114-33-002-003 FOR
2025-2026

WHEREAS, the City of Linwood authorized renewal of Plenary Retail Consumption License No. 0114-33-002-003 to Linwood CC License LLC located at 500 Shore Road, Linwood, NJ by Resolution No. 107 of 2022 on May 25, 2022, and renewal for the 2023-2024 licensing term by Resolution No. 104 of 2023 on May 24, 2023, and renewal for the 2024-2025 licensing term by Resolution No. 99, 2024 on June 12, 2024; and

WHEREAS, an application from Linwood CC License LLC for renewal of plenary retail consumption license No. 0114-33-002-003 for 2025-2026 has been submitted along with the payment of the appropriate municipal fee and state fee; and

WHEREAS, the City of Linwood has not received any objections to the renewal of the aforesaid license; and

WHEREAS, the application and all riders thereto have been reviewed and approved;

NOW, THEREFORE, BE IT RESOLVED, by the Common Council of the City of Linwood, that the application from Linwood CC License LLC for renewal of plenary retail consumption license No. 0114-33-002-003 for 2025-2026 be and is hereby granted.

I, Leigh Ann Napoli, RMC, Municipal Clerk of the City of Linwood, do hereby certify that the foregoing resolution was duly adopted at a Regular Meeting of the City Council of Linwood, held this 28th day of May, 2025.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal this 28th day of May, 2025.

LEIGH ANN NAPOLI, RMC, MUNICIPAL CLERK

DARREN MATIK, MAYOR

APPROVED: _____

RESOLUTION No. 114, 2025

A RESOLUTION APPOINTING JOSEPH P. OLDEN TO THE POSITION OF ACTING
GENERAL SUPERVISOR IN THE LINWOOD PUBLIC WORKS DEPARTMENT

WHEREAS, there exists the need to appoint an Acting General
Supervisor in the Linwood Public Works Department; and

WHEREAS, the Common Council of the City of Linwood is desirous of
appointing Joseph P. Olden to the position of Acting General
Supervisor;

NOW, THEREFORE, BE IT RESOLVED, by the Common Council of the City
of Linwood, County of Atlantic, that Joseph P. Olden be and is hereby
appointed to the position of Acting General Supervisor in the Linwood
Public Works Department effective May 28, 2025;

BE IT FURTHER RESOLVED, that the salary for the position shall be
\$75,382.00 as set forth in the Linwood Salary Ordinance and all
amendments thereto.

I, Leigh Ann Napoli, RMC, Municipal Clerk of the City of Linwood,
do hereby certify that the foregoing resolution was duly adopted at a
Regular Meeting of the City Council of Linwood, held this 28th day of
May, 2025.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal
this 28th day of May, 2025.

LEIGH ANN NAPOLI, RMC, MUNICIPAL CLERK

DARREN MATIK, MAYOR

APPROVED: _____

RESOLUTION No. 117, 2025

A RESOLUTION AWARDING A NON-COMPETITIVE CONTRACT FOR PROFESSIONAL SERVICES TO MATTHEW J. BEHR, ESQUIRE FOR LEGAL SERVICES REGARDING A PERSONNEL MATTER

WHEREAS, there exists within the City of Linwood, New Jersey, the need to engage a professional for legal services regarding a personnel matter within the City of Linwood; and

WHEREAS, the Local Public Contracts Law (N.J.S. 40A:11.1 et. seq.) requires that a Resolution authorizing the award of Contracts for "Professional Services" without competitive bids must be advertised;

NOW, THEREFORE, BE IT RESOLVED, by the Common Council of the City of Linwood that Matthew J. Behr, Esquire, of the firm Marshall Dennehey P.C., 15000 Midlantic Drive, Suite 200, P.O. Box 5429, Mount Laurel, NJ 08054, is hereby hired for an amount not to exceed \$10,000.00 for legal services regarding a personnel matter within the City of Linwood, as per the attached proposal, and all matters relating thereto;

BE IT FURTHER RESOLVED, that the Mayor and City Clerk be and are hereby duly authorized, empowered and directed to execute a Contract or Agreement with Matthew J. Behr, Esquire of the firm Marshall Dennehey P.C., with regard to the aforesaid. This Contract is awarded without competitive bidding as a "Professional Service" under the provision of the Local Public Contracts Law because the Local Public Contracts Law permits professional services to be awarded without the necessity of competitive bidding.

A copy of this Resolution shall be published in an official newspaper of the City of Linwood as required by law within ten (10) days of its passage.

BE IT FURTHER RESOLVED, that this Resolution is contingent upon a certification of availability of funds from the Chief Financial Officer of the City of Linwood.

I, Leigh Ann Napoli, RMC, Municipal Clerk of the City of Linwood, do hereby certify that the foregoing resolution was duly adopted at a Regular Meeting of the City Council of Linwood, held this 28th day of May, 2025.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal
this 28th day of May, 2025.

LEIGH ANN NAPOLI, RMC, MUNICIPAL CLERK

DARREN MATIK, MAYOR

APPROVED: _____

Memo

To: Mayor and Members of Council
From: Anthony Strazzeri, CFO
CC: Leigh Ann Napoli, RMC, CMR, MPA, QPA, City Clerk
Date: 05-23-2025
Re: Availability of Funds-Legal Services Personal Matter

Pursuant to 40A: 4-57, I hereby certify that sufficient funds will be available under legal services in the operating budget. Funds will be encumbered to Marshall Dennehey P.C., 2000 Market Street Suite 2300 Philadelphia, PA 19103.

RESOLUTION No. 118, 2025

A RESOLUTION AUTHORIZING THE CITY OF LINWOOD TO ENTER INTO A COOPERATIVE PRICING AGREEMENT

WHEREAS, N.J.S.A. 40A:11-11(5) authorizes contracting units to establish a Cooperative Pricing System and to enter into Cooperative Pricing Agreements for its administration; and

WHEREAS, the Educational Services Commission of New Jersey, hereinafter referred to as the "Lead Agency " has offered voluntary participation in a Cooperative Pricing System for the purchase of goods and services; and

WHEREAS, on May 28, 2025 the governing body of the City of Linwood, County of Atlantic, State of New Jersey duly considered participation in a Cooperative Pricing System for the provision and performance of goods and services;

NOW, THEREFORE BE IT RESOLVED as follows:

TITLE

This RESOLUTION shall be known and may be cited as the Cooperative Pricing Resolution of the City of Linwood.

AUTHORITY

Pursuant to the provisions of N.J.S.A. 40A:11-11(5), the Mayor is hereby authorized to enter into a Cooperative Pricing Agreement with the Lead Agency.

CONTRACTING UNIT

The Lead Agency shall be responsible for complying with the provisions of the *Local Public Contracts Law* (N.J.S.A. 40A:11-1 et seq.) and all other provisions of the revised statutes of the State of New Jersey.

EFFECTIVE DATE

This resolution shall take effect immediately upon passage.

I, Leigh Ann Napoli, RMC, Municipal Clerk of the City of Linwood, do hereby certify that the foregoing resolution was duly adopted at a Regular Meeting of the City Council of Linwood, held this 28th day of May, 2025.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal
this 28th day of May, 2025.

LEIGH ANN NAPOLI, RMC, MUNICIPAL CLERK

DARREN MATIK, MAYOR

APPROVED: _____

COOPERATIVE PRICING SYSTEM AGREEMENT

THE EDUCATIONAL SERVICES COMMISSION OF NEW JERSEY
65-MCESCCPS

AGREEMENT FOR A COOPERATIVE PRICING SYSTEM

This Agreement made and entered into this 28 ay of May, 2025 by and between the EDUCATIONAL SERVICES COMMISSION OF NEW JERSEY and the City of Linwood who desires to participate in the EDUCATIONAL SERVICES COMMISSION OF NEW JERSEY COOPERATIVE PRICING SYSTEM.

WITNESSETH

WHEREAS, *N.J.S.A. 40A:11-11(5)*, specifically authorizes two or more contracting units to establish a Cooperative Pricing System for the provision and performance of goods and services and enter into a Cooperative Pricing Agreement for its administration; and

WHEREAS, the EDUCATIONAL SERVICES COMMISSION OF NEW JERSEY is conducting a voluntary Cooperative Pricing System with other contracting units; and

WHEREAS, this Cooperative Pricing System is to effect substantial economies in the provision and performance of goods and services; and

WHEREAS, all parties hereto have approved the within Agreement by Resolution in accordance with the aforesaid statute; and

WHEREAS, it is the desire of all parties to enter into such Agreement for said purposes;

NOW, THEREFORE, IN CONSIDERATION OF the promises and of the covenants, terms and conditions hereinafter set forth, it is mutually agreed as follows:

The goods or services to be priced cooperatively may include supplies and materials, time and material bids, energy aggregation and such other items that two or more participating contracting units in the system agree can be purchased on a cooperative basis.

1. The items and classes of items which may be designated by the participating contracting units hereto may be purchased cooperatively for the period commencing with the execution of this Agreement and continuing until terminated as hereinafter provided.
2. The Lead Agency, on behalf of all participating contracting units, shall upon approval of the registration of the System and annually thereafter IN JANUARY OF EACH SUCCEEDING YEAR publish a legal ad in such format as required by *N.J.A.C. 5:34- 7.9(a)* in its official newspaper normally used for such purposes by it to include such information as:
 - (A) The name of Lead Agency soliciting competitive bids or informal quotations.
 - (B) The address and telephone number of Lead Agency.
 - (C) The names of the participating contracting units.
 - (D) The State Identification Code assigned to the Cooperative Pricing System.
 - (E) The expiration date of the Cooperative Pricing System.
3. Each of the participating contracting units shall designate, in writing, to the Lead Agency, the items to be purchased and indicate therein the approximate quantities if required, the location for delivery and other requirements, to permit the preparation of specifications as provided by law.
4. The specifications shall be prepared and approved by the Lead Agency and no changes shall be made thereafter except as permitted by law. Nothing herein shall be deemed to prevent changes in specifications for subsequent purchases.
5. A single advertisement for bids or the solicitation of informal quotations for the goods or services to be purchased shall be prepared by the Lead Agency on behalf of all of the participating contracting units desiring to purchase any item.
6. The Lead Agency when advertising for bids or soliciting informal quotations shall receive bids or quotations on behalf of all participating contracting units. Following the receipt of bids, the Lead Agency shall review said bids and on behalf of all participating contracting units, either reject all or certain of the bids or make one award to the lowest responsible bidder or bidders for each separate item. This award shall result in the Lead Agency entering into a Master Contract with the successful bidder(s) providing for two categories of purchases:
 - (A) The quantities ordered for the Lead Agency's own needs, and
 - (B) The estimated aggregate quantities to be ordered by other participating contracting units by separate contracts, subject to the specifications and prices set forth in the Lead Agency's Master Contract.

7. The Lead Agency shall enter into a formal written contract(s) directly with the successful bidder(s) only after it has certified the funds available for its own needs.
8. Each participating contracting unit shall also certify the funds available only for its own needs ordered; enter into a formal written contract, when required by law, directly with the successful bidder(s); issue purchase orders in its own name directly to successful vendor(s) against said contract; accept its own deliveries; be invoiced by and receive statements from the successful vendor(s); make payment directly to the successful vendor(s) and be responsible for any tax liability.
9. No participating contracting unit in the Cooperative Pricing System shall be responsible for payment for any items ordered or for performance generally, by any other participating contracting unit. Each participating contracting unit shall accordingly be liable only for its own performance and for items ordered and received by it and none assumes any additional responsibility or liability.
10. The provisions of Paragraphs 7, 8, 9, and 10 above shall be quoted or referred to and sufficiently described in all specifications so that each bidder shall be on notice as to the respective responsibilities and liabilities of the participating contracting units.
11. No participating contracting unit in the Cooperative Pricing System shall issue a purchase order or contract for a price which exceeds any other price available to it from any other such system in which it is authorized to participate or from bids or quotations which it has itself received.
12. The Lead Agency reserves the right to exclude from consideration any good or service if, in its opinion, the pooling of purchasing requirements or needs of the participating contracting units is either not beneficial or not workable.
13. The Lead Agency shall appropriate sufficient funds to enable it to perform the administrative responsibilities assumed pursuant to this Agreement.
14. *It is understood that all fees for each participating contracting unit are paid to the Lead Agency by the successful bidder as follows:*
 - *Supplies, materials, goods and services at 2.2% of sales.*
 - *Natural Gas .00325 per therm*
 - *Electrical Aggregation.00125 per kilowatt hour*
 - *Demand Response at 7% of reimbursement*

All fees are included within the bid price and are subject to change with new awards and notice to all cooperative members will be provided.
15. This Agreement shall become effective on 5/21/22 subject to the review and approval of the Director of the Division of Local Government Services and shall continue in effect for a period not to exceed five (5) years from said date unless any party to this Agreement shall give written notice of its intention to terminate its participation.

16. *Additional local contracting units may from time to time, execute this Agreement by means of a Rider annexed hereto, which addition shall not invalidate this Agreement with respect to other signatories. The Lead Agency is authorized to execute the Rider on behalf of the members of the System.*
17. All records and documents maintained or utilized pursuant to terms of this Agreement shall be identified by the System Identifier assigned by the Director, Division of Local Government Services, and such other numbers as are assigned by the Lead Agency for purposes of identifying each contract and item awarded.
18. This Agreement shall be binding upon and inure to the benefit of the successors and assigns of the respective parties hereto.

IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be signed and executed by their authorized corporate officers and their respective seals to be hereto affixed the day and year above written.

FOR THE LEAD AGENCY

BY: _____
Timothy Havlusch
Business Administrator/Board Secretary

ATTEST BY: _____
Name and Title

For: _____
City of Linwood

BY: _____
Darren Matik, Mayor

ATTEST BY: _____
Leigh Ann Napoli, RMC, QPA, City Administrator