

**AGENDA**  
**COUNCIL BUSINESS MEETING**  
**December 13, 2023**

**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 2023:206 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, Personnel and Professional Services

- a. Legal updates
- b. Personnel
- c. Professional Services

**6. Oath of Office for Captain Helveston & Lieutenant Errico**

**7. Oath of Office for (3) Police Officers – Sutcliffe, Sperling & Salvador**

**8. Approval of Minutes:** Council Meeting and Executive Session November 8, 2023

**9. Payment of Bills**

**10. 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

**11. Second Reading Ordinance 2023-19 Repealing Chapter 14 Contracts & Professional Services**

**12. 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 2023:207-215**

### **Resolution 2023: 207 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:

2011 Ford Crown Victoria Vin # 2FABP7BV0BX158144

2011 Ford Crown Victoria Vin # 2FABP7BV2BX158145

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 2023: Resolution 2023:208 Fire Commissioners Compensation**

WHEREAS, N.J.S.A. 40A:14-88 provides that each member of the Board of Fire Commissioners shall receive as compensation such amounts as the Board shall fix, and

WHEREAS, N.J.S.A. 40A:14-88 further provides that the compensation so fixed shall be subject to review by the governing body wherein the Fire District is located, and

WHEREAS, the Governing Body of the Borough of Lindenwold has received Resolution 2023-26 passed by the Board of Fire Commissioners with the attached Schedule A with the 2024 Annual compensation.

THEREFORE, BE IT RESOLVED by the Mayor and Borough Council of the Borough of Lindenwold that the Governing Body has reviewed and accepts the resolution and compensation as presented from the Lindenwold Board of Fire Commissioners.

<b>Resolution 2023:209 Budget Transfers</b>
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BE IT RESOLVED by the Mayor and Borough Council of the Borough of Lindenwold that the following transfers be made to the 2023 Budget in accordance with N.J.S 40A:4-58:

	<u>From</u>	<u>To</u>
<b><u>General Fund</u></b>		
Compliance OE	\$20,600.00	
Telephone OE		\$12,000.00
Tax Assessor S & W		5,100.00
Computer Data Processing OE		3,500.00
<b>Total</b>	<b>\$20,600.00</b>	<b>\$20,600.00</b>

<b>Resolution 2023:210 Chapter 159 Camden County Law Enforcement Mini Grant</b>
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WHEREAS, N.J.S. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget, and

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

WHEREAS, the Borough of Lindenwold will receive \$2,500 from the State of New Jersey and wishes to amend its 2023 Budget to include a portion of this amount as a revenue

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Borough Council of the Borough of Lindenwold hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2023 in the sum of \$2,500 is now available as a revenue from the Camden County Juvenile Detention Center, and

BE IT FURTHER RESOLVED that a like sum of \$2,500.00 and the same is hereby appropriated under the caption of:

**2023 Camden County Law Enforcement Mini Grant**

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

<b>Resolution 2023:211 Cancel Taxes</b>
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**RESOLUTION AUTHORIZING TRANSFER OR CANCELLATION OF  
VARIOUS ITEMS, DIVISION OF TAX COLLECTIONS-SEWER**

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

**IDENTIFICATION:**  
Block 240 Lot 54.01

**2023 TAXES**  
\$2,950.06

**ADJUSTMENT:** Cancel taxes along with corresponding assessment. Property owner has qualified as a Totally Disabled Veteran/Widow of Totally Disabled Veteran and as such is entitled to tax-exempt status as ordered by the New Jersey Division of Taxation.

<b>Resolution 2023:212 Authorize Acceptance of Chief of Police Contract</b>
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WHEREAS, an Agreement has been prepared between the Borough of Lindenwold and the Lindenwold Chief of Police 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 the Chief of Police.

<b>Resolution 2023:213 Authorize Acceptance of Deputy Chief of Police Contract</b>
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WHEREAS, an Agreement has been prepared between the Borough of Lindenwold and the Lindenwold Deputy Chief of Police for January 1, 2024 through December 31, 2027, 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 the Deputy Chief of Police.

<b>Resolution 2023:214 Authorizing Execution of TWA Application</b>
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**AUTHORIZING EXECUTION OF A  
TREATMENT WORKS APPROVAL APPLICATION AND  
RELATED DOCUMENTS FOR THE PUMP STATION  
#8 REHABILITATION PROJECT**

**WHEREAS**, the BOROUGH OF LINDENWOLD has determined that it is in the Borough's best interest to upgrade Pump Station #8 by abandoning the existing dry well/can; retrofitting the existing wet well to accommodate new submersible pumps, electrical controls, and a pump-mate control system, applying epoxy coating to the existing wet well, installing new discharge piping, installing a trash basket, and removing and replacing concrete slab, concrete sidewalk, chain link fencing and gate; and

**WHEREAS**, the New Jersey Department of Environmental Protection requires endorsement by the BOROUGH OF LINDENWOLD for a TWA, as permittee,

**NOW, THEREFORE, BE IT RESOLVED** by the BOROUGH OF LINDENWOLD that its Borough Engineer, Glenn J. Hanson, PE is hereby authorized, on behalf of the BOROUGH OF LINDENWOLD, to endorse the appropriate sections of the Treatment Works Approval application and related documents for the above referenced.

<b>Resolution 2023:215 Authorize Salary Increase – Sewer Superintendent</b>
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**WHEREAS**, the Borough of Lindenwold has promoted Thomas Pace in the Sewer Department to C3 Operator by Resolution 2023:172 effective October 1, 2023; and

**WHEREAS**, As a result of the promotion and attaining C3 Operator status, Thomas Pace will now assume the responsibility of overseeing and supervising the Sewer Department, and shall be appointed to the position of Lindenwold Sewer Superintendent; and

**WHEREAS**, there exists a shared service agreement between the Borough of Lindenwold and the Borough of Laurel Springs for the maintenance of the sewer system in Laurel Springs, where Lindenwold supervises and maintains the sewer system in the Borough of Laurel Springs; and

**WHEREAS**, there is a need for an Assistant Lindenwold Department of Public Works (DPW) Director; and

**WHEREAS**, there is also a need for a Record Keeper resulting from the Laurel Springs Shared Service Agreement; and

**WHEREAS**, the Borough of Lindenwold has determined to further increase the work responsibilities of Thomas Pace to include appointment to the positions of Assistant DPW Director, and Record Keeper for the Laurel Springs Sewer Shared Service Agreement.

**THEREFORE, BE IT RESOLVED**, by the Mayor and Borough Council that Thomas Pace shall be appointed to the positions of Lindenwold Sewer Superintendent, Assistant Department of Public Works Director, and Record Keeper for the Laurel Springs shared service agreement for sewer.

Thomas Pace shall receive compensation retroactive to October 1, 2023, as a result of the promotion, appointments, and additional employment responsibilities as set forth herein, as follows:

Sewer Superintendent (C3 Operator) \$90,000  
Laurel Springs Sewer Service Agreement – Record Keeping \$3,429.72  
Assistant DPW Director \$10,000  
**Total Annual Salary \$103, 429.72**

13. **Engineer's Report**

14. **Open to Council**

15. **Open to Public**

16. **Close to Public**

17. **Adjournment**

Second Reading

<b>Ordinance 2023-19 Repealing Chapter 14 Contracts &amp; Professional Services</b>
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**AN ORDINANCE REPEALING CHAPTER 14; CONTRACTS, PROFESSIONAL SERVICES,  
OF THE CODE OF THE BOROUGH OF LINDENWOLD**

**WHEREAS**, the municipal governing body of the Borough of Lindenwold adopted Ordinance 2020-16 on September 9, 2020, which is included as Chapter 14 Contracts, Professional Services in the Code of the Borough of Lindenwold; and

**WHEREAS**, Ordinance 2020-16 was enacted pursuant to the statutory authority granted to municipalities in N.J.S.A. 40A:11-51, permitting municipalities to enact Ordinances limiting the award of public contracts to business entities and/or individuals based upon political contributions; and

**WHEREAS**, The Legislature of the State of New Jersey revised N.J.S.A 19:44A-1, et seq., which was signed into law on April 3, 2023, and became effective retroactive to January 1, 2023, which superseded and replaced N.J.S.A. 40A:11-51; and

**WHEREAS**, The Legislature of the State of New Jersey formally repealed N.J.S.A. 40A:11-51, effective January 1, 2023; and

**WHEREAS**, Lindenwold Borough Ordinance 2020-16, included as Chapter 14 Contracts, Professional Services in the Code of the Borough of Lindenwold sunset, and was otherwise voided by the Acts of the New Jersey State Legislature, effective January 1, 2023, by virtue of the repeal of N.J.S.A 40A:11-51; and

**WHEREAS**, the governing body of the Borough of Lindenwold has determined that it is in the best interest of the Borough to repeal Chapter 14 Contracts, Professional Services of the Borough Code in its entirety, in that Ordinance 2020-16 is now void as a result of the repeal of N.J.S.A 40A:11-51.

**NOW, THEREFORE, BE IT ORDAINED AND ENACTED** by the municipal governing body of the Borough of Lindenwold, that Chapter 14 Contracts, Professional Services, as adopted in Ordinance 2020-16, is repealed in its entirety.

This Ordinance shall take effect upon proper passage and publication according to Law.