

A Work Session of the City Council was held Tuesday, February 10, 2009 at 6:45 PM in the Conference Room in City Hall, 111 Outwater Lane, Garfield, NJ 07026.

Deputy Mayor Stanley J. Moskal presided. City Clerk Andrew J. Pavlica announced that the meeting was being held in accordance with provisions of the Open Public Meetings Act and that adequate notice was provided by mail and fax to the official City newspapers and to other interested parties and by posting the meeting notice on the bulletin board in City Hall.

Councilmembers Present: Joseph Delaney, Louis G. Aloia, Stanley J. Moskal
Councilmembers Absent: Tana M. Raymond and Frank J. Calandriello
Also Present: City Manager Thomas J. Duch, City Clerk Andrew J. Pavlica, City Attorney Joseph J. Rotolo, Special Labor Counsel Joseph Randazzo, Superintendent of Public Works Sam Garofalo, Fire Official Gerald Walis, Police Chief Kevin Amos and Interim Chief Financial Officer Roy Riggitano

REPORTS OF OFFICERS

City Manager Thomas J. Duch reported on the following:

1. The meeting he had today with representatives of new health benefits consultants Willis HRH, the new health benefits consultants.
2. The proposed date for the Independence Day Fireworks on Thursday, July 2, 2009 with a raindate on Friday, July 3, 2009.
3. The Passaic River Bikeway Project.
4. Passaic Street schematics and blue prints for the Applebees Restaurant as part of the South Garfield Redevelopment.
5. He has been advised that seven neighbors are very concerned with the proposed Redevelopment of the C-Mor Shade/Martin Rappaport/Samuel Hird property located at the intersection of Jewell Street and Columbus Avenue.
6. The Star Ledger newspaper is developing a story on railroad crossing accidents in Garfield.

ARRIVAL OF COUNCILMEMBER RAYMOND

At 6:55 PM, Councilmember Tana M. Raymond joined the Work Session during the Report of the City Manager. It was duly noted for the record.

REPORTS OF OFFICERS

7. The meeting he had with representatives with of the National Park Service and the Passaic Valley Sewerage Commission. The Park Service wants to establish a 17 mile canoe path along the Passaic River. The Passaic Valley Sewerage Commission has a program to develop canoe access. It will probably cost the City nothing to incorporate this as part of the Passaic River Park Project.
8. Congressman Steve Rothman has offered to assist the City with the Police Appropriation Grant Request application.
9. The proposal to designate a contractor for emergency water leaks repair projects.
10. City Engineer Boswell has been authorized to map the 30" water line in the Elmwood Park Well Field.

REPORTS OF OFFICERS

11. Health Department Sanitarian Frank Bland has issued a summons in connection with the garbage and property maintenance complaint at 37 Spring Street .
12. A proposed new Noise Ordinance which has been reviewed by Police Chief Amos.

ARRIVAL OF MAYOR CALANDRIELLO

At 7:05 PM, Mayor Frank Calandriello joined the Work Session during the Report of the City Manager, assumed his seat at the head of the Conference Room Table and chaired the Work Session from this point forward. It was duly noted for the record.

ALCOHOLIC BEVERAGE CONTROL

The City Council and Cabinet discussed the Place to Place Transfer application to expand the license premises located at 546 River Drive, Garfield, New Jersey, for Plenary Retail Consumption License No. 0221-33-053-003, the Venetian Corp., (James T. Kourgelis, 8 Algonquin Terrace, Saddle River, New Jersey 07458, who owns 51% of the shares of the corporation, Michael Kourgelis, 10 Stonypoint Rd., Oakland, New Jersey 07436, who owns 29% of the shares of the corporation, Chris Gourmos, 19 Jean Drive, Englewood Cliffs, New Jersey 07632 who owns 20% of the shares of the corporation and George Kourgelis, 36 Riverview Terrace, Mahwah, New Jersey 07430 who owns 9% of the shares of the corporation) t/a The Venetian. James T. Kourgelis was present as was his attorney, Scott Albrecht of Mahwah.

REPORTS OF OFFICERS

City Manager Thomas J. Duch reported on the following:

13. The proposed Water Rate Ordinance.
14. The City grant application for \$25,000.00 from the Cool Cities program for Shade Trees.
15. City snow removal.
16. The meeting he had with City Planner Joseph Burgis concerning COAH regulations.
17. He appointed Sam Garofalo as Deputy Emergency Management Coordinator and the contact list of Emergency Management personnel which was developed.
18. City Planner Joseph Burgis has advised against returning, at this time, \$75,000.00 to the Borough of Park Ridge in connection with the COAH Agreement with the City being a receiving municipality.

CLOSED SESSION

Resolution No. 09-69

WHEREAS, N.J.S.A. 10:4-12 allows for a public body to exclude the public from a meeting in certain circumstances, and

WHEREAS, the City Council is of the opinion that such circumstances now exist,

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Garfield, Bergen County, New Jersey, that a "Closed Session" is hereby called at 7:30 PM on Tuesday, February 10, 2009, to discuss the following as outlined in N.J.S.A. 10:4-12: Work Session

CLOSED SESSION

- * Collective bargaining agreements including the negotiation of the terms and thereof with employees or representatives of employees of the public body; (PBA Local No. 46 Collective Bargaining Negotiations and Filing for Binding Arbitration).
- * Tactics or techniques utilized in protecting the safety and property of the public or any investigation of violations or possible violations of the law; (Enhanced police coverage of certain areas of the City; investigation of murder that occurred on Saturday, January 24, 2009 in a convenience store near the intersection of MacArthur Avenue and Elizabeth Street).
- * Pending or anticipated litigation or contract negotiations or matters falling within attorney-client privilege; (Mark Wallace vs City Lawsuit; James Mazzer vs. City Lawsuit; Mildred Taylor vs. George Wszeborowski lawsuit Joseph Bigica Inc. vs. City Lawsuit in response to engagement of services of Willis HRH as Health Insurance Broker for City; proposed engagement of grant acquisition services of Joseph Bruno).
- * Matters involving the employment, appointment, termination of employment, terms and conditions of employment, evaluation of the performance of, promotion or disciplinary action of personnel unless the individual in the right request a public meeting in writing; (General performance of employees in Recreation Department and Building Department and Department of Public Works).

BE IT FURTHER RESOLVED that the matters so discussed will be disclosed to the public as soon as and to the extent that such disclosure can be made without adversely affecting the public interest or without violation of the confidentiality of personnel.

On call of roll, Ayes 5

(Sgd) Louis G. Aloia
Tana M. Raymond

EXIT OF POLICE CHIEF AMOS

At 7:35 PM, Police Chief Kevin J. Amos left the Work Session during Closed Session and it was duly noted for the record.

ADJOURNMENT

After the City Council came out of Closed Session at 8:55 PM, there being no further business, the Work Session was adjourned.

Andrew J. Pavlica, CITY CLERK