

**WORK SESSION MEETING
OF THE
CITY OF GARFIELD MAYOR AND COUNCIL
April 12, 2022
6:00P.M.**

Whereas Chapter 231 of the Public Laws of the State of New Jersey requires at the commencement of every meeting a Statement of Compliance be read.

Now, therefore be advised, that the meeting requirements for this meeting have been met by publishing an annual notice in The Record and Herald News of Woodland Park and by posting such notice in the office of the City Clerk as well as in a public place within the Municipal Building and by notifying interested citizens. Notice was published on January 7, 2022.

Work Meeting Agenda Items:

1. Action Items
2. Daniel Dressel, Architect – Garfield Health Department Building Assessment
3. Robert Benecke – 297-301 Redevelopment Plan
4. 2022 Budget Discussion
5. Reports of the Cabinet and City Council
6. Report of the City Manager/City Clerk
 - a. Discussion Items
 - b. Resolutions
 - c. Ordinances
 - d. Departmental Reports/Correspondence
7. Yuma Way NJ Presentation
8. New Earth CC Presentation
9. Culture Cannabis Club Presentation
10. Executive Session (Closed to the Public)

c: City Manager/City Clerk
Mayor and Council
City Attorney Daniel Lagana
Special Counsel John J. Lavin
City Auditor, Dieter Lerch
City Engineer, Carl O'Brien/Kevin Boyer
Special Engineer, Kevin Boswell
Department Heads
Daniel Dressel
Robert Benecke
Yuma Way NJ
New Earth CC
Culture Cannabis Club

**WORK SESSION MEETING
OF THE
GARFIELD MAYOR AND COUNCIL
ACTION ITEMS
APRIL 12, 2022
6:00P.M.**

1. ORDINANCES:

FIRST READING

R-151-22

Introduce Ord. #2928

AN ORDINANCE TO AMEND PART II, GENERAL LEGISLATION, CHAPTER 226, PARKING, OF THE REVISED GENERAL ORDINANCES OF THE CITY OF GARFIELD

R-152-22

Introduce Ord. #2929

AMENDING ORDINANCE 2920, AN ORDINANCE TO FIX THE SALARY, WAGES, AND COMPENSATION OF CERTAIN OFFICERS AND EMPLOYEES OF THE CITY OF GARFIELD, BERGEN COUNTY, NEW JERSEY

R-153-22

Introduce Ord. #2930

AN ORDINANCE TO AMEND PART I, ADMINISTRATIVE LEGISLATION, CHAPTER 23, FIRE DEPARTMENT, ARTICLE I, ORGANIZATION AND REGULATION, OF THE REVISED GENERAL ORDINANCES OF THE CITY OF GARFIELD

SECOND READING

R-154-22

Introduce Ord. #2925

BOND ORDINANCE TO AUTHORIZE THE 2022 ROAD IMPROVEMENT PROGRAM IN, BY AND FOR THE CITY OF GARFIELD, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$1,000,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.

R-155-22

Introduce Ord. #2926

BOND ORDINANCE TO AUTHORIZE THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS AND THE ACQUISITION OF NEW ADDITIONAL OR REPLACEMENT EQUIPMENT AND MACHINERY, NEW COMMUNICATION AND SIGNAL SYSTEMS EQUIPMENT, NEW INFORMATION TECHNOLOGY EQUIPMENT AND NEW AUTOMOTIVE VEHICLES, INCLUDING ORIGINAL APPARATUS AND EQUIPMENT, IN, BY AND FOR THE CITY OF GARFIELD, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$1,000,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE

**ISSUANCE OF BOND ANTICIPATION NOTES IN
ANTICIPATION OF THE ISSUANCE OF SUCH BONDS**

R-156-22 Introduce Ord. #2927

**AN ORDINANCE TO AMEND PART II, GENERAL
LEGISLATION, CHAPTER 100, CANNABIS, OF THE
REVISED GENERAL ORDINANCES OF THE CITY OF
GARFIELD**

2. CONSENT AGENDA:

- R-157-22 Authorizing the City Manager to Execute a Contract with Interstate Waste Services of New Jersey, Inc., for the Collection and Disposal of Recyclables
- R-158-22 Authorizing the Execution of a Professional Services Contract with Scirocco Financial Group, as Risk Managers for the City of Garfield
- R-159-22 Approving Fireworks Display and Execution of Contract
- R-160-22 Re-Appointment of Garfield Housing Authority Member
- R-161-22 Appointment of Garfield Housing Authority Member
- R-162-22 Re-Appointment of Zoning Board of Adjustment Member
- R-163-22 Re-Appointment of Zoning Board of Adjustment Member
- R-164-22 Re-Appointment of Zoning Board of Adjustment Member
- R-165-22 Re-Appointment of Zoning Board of Adjustment Alternate Member
- R-166-22 Re-Appointment of Zoning Board of Adjustment Alternate Member
- R-167-22 Appointment of Zoning Board of Adjustment Alternate Member
- R-168-22 Appointment of Library Board of Trustees Member
- R-169-22 Approval of Towing License
- R-170-22 Endorsing Resolution for Bergen County Community Development Block Grant (CDBG) Project
- R-171-22 Requesting Permission for the Dedication by Rider for Community Police Donations Required by DLGS
- R-172-22 Requesting Permission for the Dedication by Rider for Self-insurance Program Required by DLGS
- R-173-22 Supporting the 2022 Udrive. Utext. Upay. Distracted Driving Crackdown
- R-174-22 Approving Laundromat License
- R-175-22 Approving Handicap Parking Space
- R-176-22 Approving Handicap Parking Space
- R-177-22 Authorizing Spencer Savings Bank to Change a Signer/Trustee on the Garfield First Community Development Non-Profit Organization Checking Account
- R-178-22 Resolution to Accept Consent Agenda

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-151-22**

**RESOLUTION BY:
SECONDED BY:**

**INTRODUCE ORDINANCE #2928
FIRST READING**

BE IT RESOLVED, that an ordinance entitled:

**AN ORDINANCE TO AMEND PART II, GENERAL LEGISLATION, CHAPTER 226,
PARKING, OF THE REVISED GENERAL ORDINANCES OF THE CITY OF
GARFIELD**

be passed and adopted on first reading; and

BE IT RESOLVED, that a final hearing on said ordinance will be heard in City Hall on Tuesday, April 26, 2022 at 6:00PM or as soon thereafter as same can be heard, at which time any persons interested in said ordinance can be heard;

BE IT FURTHER RESOLVED, that the City Clerk be and she is hereby authorized to advertise in a legal newspaper a notice of introduction and final hearing as required by law.

APPROVED: April 12, 2022

Richard Rigoglioso, Mayor

ATTEST: _____
Erin Delaney, MPA, RMC
City Manager/City Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent
Maslag				
Herrera				
Banch				
Delaney				
Rigoglioso				

This resolution was approved by the Mayor and Council of the City of Garfield at the Regular Meeting held on the 12th day of April 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
ORDINANCE NO.: 2928**

AN ORDINANCE TO AMEND PART II, GENERAL LEGISLATION, CHAPTER 226, PARKING, OF THE REVISED GENERAL ORDINANCES OF THE CITY OF GARFIELD

BE IT ORDAINED, by the Governing Body of the City of Garfield, that Part II, General Legislation, Chapter 226, Parking, is hereby amended as follows:

Section 1. The current text of City Ordinance, Part II, General Legislation, Chapter 226, Parking, Article III, Fire Zones at Pathmark Supermarket, is hereby amended as follows:

Article III: Fires Zones

Section 2. The current text of City Ordinance, Part II, General Legislation, Chapter 226, Parking, Article III, Fire Zones, Subsection 226-16, Designation of area, is hereby amended as follows:

- A. The Fire Official shall designate fire zones on both private and public property in the City of Garfield as deemed necessary for public safety.
- B. The Fire Official shall notify, in writing, the owner of said property, specifically describing the designated area(s).
- C. The marking of fire zones shall be the responsibility of and at the expense of the property owner and shall be accomplished within 30 days of the receipt of the notification. The property owner shall thereafter properly maintain the fire zones so as not to reduce their effectiveness.
- D. Suitable signs and/or markings bearing the words "No Parking — Fire Zone" shall be posted and marked and striped in accordance with standards established by the Manual on Uniform Traffic Control Devices for Streets and Highways, as periodically updated by the U.S. Department of Transportation.

Section 3. The current text of City Ordinance, Part II, General Legislation, Chapter 226, Parking, Article III, Fire Zones, is hereby amended to include the following

§226-18 **Enforcement.**

This chapter shall be enforced by the Police Department and the Fire Prevention Bureau of the City of Garfield

Section 4. Any article, chapter, section, paragraph, subsection, clause, or other provision of the Code inconsistent with the provisions of this ordinance is hereby repealed to the extent of such inconsistency.

Section 5. In case, for any reason, any portion or provision of this Ordinance shall be held to be unconstitutional or invalid, the same shall not affect any other portion or provision of this Ordinance, except so far as the portion or provision so declared unconstitutional or invalid shall be severed from the remainder or any portion thereof.

ATTEST: _____

Erin Delaney, MPA, RMC

City Manager/City Clerk

Introduced:

Adopted:

APPROVED: _____

Richard Rigoglioso, Mayor

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-152-22**

**RESOLUTION BY:
SECONDED BY:**

**INTRODUCE ORDINANCE #2929
FIRST READING**

BE IT RESOLVED, that an ordinance entitled:

**AMENDING ORDINANCE 2920, AN ORDINANCE TO FIX THE SALARY, WAGES,
AND COMPENSATION OF CERTAIN OFFICERS AND EMPLOYEES OF THE CITY
OF GARFIELD, BERGEN COUNTY, NEW JERSEY**

be passed and adopted on first reading; and

BE IT RESOLVED, that a final hearing on said ordinance will be heard in City Hall on Tuesday, April 26, 2022 at 6:00PM or as soon thereafter as same can be heard, at which time any persons interested in said ordinance can be heard;

BE IT FURTHER RESOLVED, that the City Clerk be and she is hereby authorized to advertise in a legal newspaper a notice of introduction and final hearing as required by law.

APPROVED: April 12, 2022

Richard Rigoglioso, Mayor

ATTEST: _____
Erin Delaney, MPA, RMC
City Manager/City Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent
Maslag				
Herrera				
Banch				
Delaney				
Rigoglioso				

This resolution was approved by the Mayor and Council of the City of Garfield at the Regular Meeting held on the 12th day of April 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
ORDINANCE NO.: 2929**

AMENDING ORDINANCE 2920, AN ORDINANCE TO FIX THE SALARY, WAGES, AND COMPENSATION OF CERTAIN OFFICERS AND EMPLOYEES OF THE CITY OF GARFIELD, BERGEN COUNTY, NEW JERSEY

WHEREAS, pursuant to N.J.S.A. 40A:9-1 65, the City must set salaries and state all compensation and benefits for non-contractual officers and employees, statutory employees and elected officials not directly subject to duly adopted collective bargaining agreements by separate ordinance; and

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Garfield, County of Bergen, State of New Jersey as follows:

SECTION 1. The salary, wages, and compensation to be paid the following officers and employees of the City of Garfield, be and the same are hereby established as set forth as Exhibit A attached hereto.

SECTION 2. Longevity.

A. In addition to the foregoing compensation, all full-time officers and employees of the City of Garfield identified in this Ordinance, except for the Chief of Police, Sewer Water Facilities Manager, Assist. Water Supervisor, Assist. Water Superintendent, Superintendent/ Streets and Public Works, Supervisor of Streets and Public Works, Recreation Director, Assist. Municipal Parks Superintendent, hired on or before July 1, 1999 shall be entitled to longevity and compensation in the amount of:

- 4% of base salary for employment of not less than five (5) years through the end of the ninth (9th) year;
- 5% of base salary for employment beginning on the tenth (10th) year through the end of the fifteenth (15th) year;
- 6% of base salary for employment beginning with the sixteenth (16th) year through the end of the nineteenth (19th) year;
- 7% base salary for employment beginning with the twentieth (20th) year and annually thereafter.

Employees identified in this Ordinance hired on or after July 1, 1999 shall not be eligible for longevity compensation.

SECTION 3. Fringe and Healthcare Benefits.

All full-time officers and employees of the City of Garfield identified in this Ordinance, except for the Chief of Police, Sewer Water Facilities Manager, Assist. Water Supervisor, Assist. Water Superintendent, Superintendent/ Streets and Public Works, Supervisor of Streets and Public Works, Recreation Director, Assist. Municipal Parks Superintendent shall be entitled to the same fringe benefits as set forth in the then-in-effect Collective Bargaining Agreement by and between The City of Garfield and United Public Service Employees Union, including but not limited to the accrual of vacation and sick time.

The same health benefits shall also be provided subject to the contribution requirements set forth in the then-in-effect Collective Bargaining Agreement by and between The City of Garfield and United Public Service Employees Union.

SECTION 4. Chief of Police Fringe Benefits.

Any person appointed and serving under the title of Chief of Police shall be entitled to and receive the same fringe benefits as set forth in the Collective Bargaining Agreement between Policemen's Benevolent Association, Local No. 46 and the City of Garfield effective January 1, 2018 through December 31, 2022, including but not limited to the accrual of

vacation and sick time but shall have no entitlement to overtime or compensatory time as Chief of Police; however, the Chief of Police shall retain any compensation of overtime he/she may have accrued as a police officer prior to their appointment as the Chief of Police. The same health benefits shall also be provided subject to the contribution requirements set forth in the Collective Bargaining Agreement between Policemen's Benevolent Association, Local No. 46 and the City of Garfield effective January 1, 2018 through December 31, 2022.

SECTION 5. Sewer Water Facilities Manager, Assist. Water Supervisor, Assist. Water Superintendent, Superintendent/ Streets and Public Works, Supervisor of Streets and Public Works, Recreation Director, Assist. Municipal Parks Superintendent Fringe Benefits.

Any person employed and serving as Facilities Manager, Assist, Water Supervisor, Assist. Water Superintendent, Superintendent/Street and Public Works, Recreation Director, Assist. Municipal Parks Superintendent shall be entitled to the same fringe benefits as set forth in the then-in-effect Collective Bargaining Agreement by and between The City of Garfield Bergen County, N.J. and Teamsters Local Union No. 469, an Affiliate of the International Brotherhood of Teamsters, including but not limited to the accrual of vacation and sick time; excluding clothing allowance and any additional pay for endorsements, including but not limited to CDL and tanker endorsements. The same health benefits shall also be provided subject to the contribution requirements set forth in the then-in-effect Collective Bargaining Agreement by and between The City of Garfield Bergen County, N.J. and Teamsters Local Union No. 469.

SECTION 6. Repealer.

All ordinances and parts of Ordinance in conflict with or inconsistent with this ordinance be and the same are hereby repealed but to the extent of such conflict or inconsistency.

SECTION 7. Effective Date

This Ordinance shall take effect twenty (20) days after the final passage, provided notice of same has been duly published as required by law. This Ordinance shall have a retroactive effect to January 1, 2022 to the extent necessary upon approval of the City Manager.

ATTEST: _____

Erin Delaney, MPA, RMC

City Manager/City Clerk

Introduced:

Adopted:

APPROVED: _____

Richard Rigoglioso, Mayor

	2021		2022		2023	
	Min	Max	Min	Max	Min	Max
Statutory						
Municipal Clerk	\$100,000	\$132,019	\$100,000	\$134,659	\$100,000	\$137,353
Chief Finance Officer* (*Chief Finance Officer/QPA/ Treasurer effective 2/28/22)	\$49,000	\$64,073	\$49,000	\$65,355 (*\$130,000 effective 2/28/2022)	\$49,000	\$133,900
Chief Assessor	\$40,000	\$45,000	\$40,000	\$45,900	\$40,000	\$46,818
Municipal Tax Collector	\$65,000	\$91,134	\$65,000	\$85,000	\$65,000	\$86,700
Governing Body						
Council Member	\$7,531	\$8,152	\$7,531	\$8,315	\$7,531	\$8,481
Mayor	\$7,531	\$13,152	\$7,531	\$13,415	\$7,531	\$13,683
City Manager's Office						
City Manager	\$92,000	\$221,804	\$92,000	\$226,240	\$92,000	\$230,765
Assistant City Manager	\$5,000	\$20,000	N/A	N/A	N/A	N/A
Assistant Affirmative Action EOO	\$1,200	\$1,463	\$1,200	\$1,492	\$1,200	\$1,522
Flood Plan Manager	\$3,000	\$7,000	N/A	N/A	N/A	N/A
Executive Secretary (Exec/ Confidential)	\$33,000	\$67,437	\$33,000	\$68,786	\$33,000	\$70,162
Others						
Attorney - BD of Adjustment	\$5,490	\$5,943	\$5,490	\$6,061	\$5,490	\$6,183
Secretary/Clerk - BD of Adjustment (effective 10/4/21)	\$6,000	\$8,019	\$6,000	\$8,180	\$6,000	\$8,343
Secretary – BD of Adjustment (effective until 10/1/21)	\$7,862	\$8,019	N/A	N/A	N/A	N/A
Clerk – BD of Adjustment (effective until 10/1/21)	\$2,336	\$2,383	N/A	N/A	N/A	N/A
City Engineer	\$29,374	\$155,00	\$29,374	\$158,100	\$29,374	\$161,262
City Attorney	\$71,000	\$76,853	\$71,000	\$78,390	\$71,000	\$79,958
Special Counsel - Labor	\$91,600	\$97,207	\$91,600	\$99,151	\$91,600	\$101,134
Attorney -Planning Board	\$6,774	\$7,913	\$6,774	\$8,071	\$6,774	\$8,223
Secretary/Clerk - Planning Board (effective 10/4/21)	\$6,000	\$6,000	\$6,000	\$6,120	\$6,000	\$6,242
Secretary – Planning Board (effective until 10/1/21)	\$2,721	\$2,776	N/A	N/A	N/A	N/A
Clerk – Planning Board (effective until 10/1/21)	\$7,189	\$7,333	N/A	N/A	N/A	N/A
Veterans Officer	\$3,821	\$4,136	\$3,821	\$4,219	\$3,821	\$4,303
Emergency Management Coordinator	\$5,000	\$5,000	\$5,000	\$5,100	\$5,000	\$5,202
Deputy Emergency Management Coordinator(s)	\$1,000	\$1,000	\$1,000	\$1,020	\$1,000	\$1,040
P/T Fire Inspectors	\$29.10	\$31.50	\$29.10	\$32.13	\$29.10	\$32.77
P/T Recreation Counselors	\$12.00	\$12.00	\$14.00	\$14.50	\$15.00	\$15.50
P/T Lunch Program Monitor	\$15.00	\$15.00	\$15.00	\$15.00	\$15.00	\$15.00
P/T Recreation Teachers	\$22.53	\$23.00	\$22.53	\$23.46	\$21.23	\$23.93

Summer Teacher /Supervisor	\$22.53	\$22.53	\$25.00	\$25.00	\$25.00	\$25.50
Information Tech. Specialist	\$30,000	\$80,000	\$30,000	\$80,000	\$30,000	\$80,000
Finance Department						
Municipal Treasurer	\$14,159	\$17,491	\$7,000 (through 2/27/22)	\$17,841 (through 2/27/22)	N/A	N/A
QPA	\$10,000	\$11,951	\$10,000 (through 2/27/22)	\$12,190 (through 2/27/22)	N/A	N/A
Accounting Assistant	\$33,000	\$65,000	\$33,000	\$65,000	\$33,000	\$65,000
Confidential Finance Assistant	\$33,000	\$65,000	\$33,000	\$65,000	\$33,000	\$65,000
Building Department						
Bldg. Inspector/Code Enforcement Official	\$20,000	\$28,717	\$25,000	\$29,291	\$25,000	\$29,877
Bldg. Inspector / Zoning Officer – Garfield Code 341-59	\$15,000	\$17,230	\$15,000	\$17,574	\$15,000	\$17,926
F/T Construction Official/Plumbing Sub-code Official/Flood Plain Manager/Multi-Dwelling Inspector	N/A	N/A	\$50,000	\$78,000	\$50,000	\$79,560
P/T Construction Official	\$39.41	\$42.66	N/A	\$ N/A	\$N/A	\$ N/A
Building Sub-Code Official	\$15,000	\$17,230	\$15,000	\$17,574	\$15,000	\$17,926
P/T Plumbing Sub-Code Official	\$6,000	\$6,000	N/A	N/A	N/A	N/A
Plumbing Inspector	\$12,000	\$12,000	\$12,000	\$12,240	\$12,000	\$12,485
Elect. Sub-Code Official	\$15,000	\$17,230	\$15,000	\$17,574	\$15,000	\$17,926
Fire Protection Sub-Code Official	\$13,114	\$14,195	\$10,000	\$14,479	\$10,000	\$14,769
Fire Safety Official – Garfield Code 39-78-39-81 (Part-time effective 1/1/2022)	\$65,000	\$81,826	\$39,000	\$39,000	\$42,000	\$42,000
Municipal Court						
Municipal Magistrate	\$57,239	\$70,617	\$57,239	\$72,029	\$57,239	\$73,470
Muni. Court Administrator	\$65,000	\$105,221	\$65,000	\$107,326	\$65,000	\$109,472
Municipal Prosecutor	\$32,000	\$40,326	\$32,000	\$41,132	\$32,000	\$41,955
Public Defender	\$4,176	\$5,603	\$4,176	\$5,715	\$4,176	\$5,829
Alternate Municipal Prosecutor	\$425 per diem	\$425 per diem	\$425 per diem	\$425 per diem	\$425 per diem	\$425 per diem
Assistant Prosecutor	\$15,000	\$15,918	N/A	N/A	N/A	N/A
P/T Constable	\$27.06	\$31.98	\$27.06	\$32.62	\$27.06	\$33.27
Alternate Public Defender	\$50 per diem	\$50 per diem	\$60 per diem	\$60 per diem	\$65 per diem	\$65 per diem
Shared Service Court Administrator	\$10,000	\$10,000	\$10,000	\$10,000	\$10,000	\$10,000
Department of Health						
Health Physician	\$10,000	\$20,000	\$10,000	\$20,400	\$10,000	\$20,808
Registrar	\$40,000	\$71,214	\$40,000	\$50,000	\$40,000	\$50,000
Social Worker	N/A	N/A	\$43,000	\$48,000	\$43,000	\$48,960

Police Personnel						
Crossing Guards	\$20.11	\$21.77	\$20.11	\$22.21	\$20.11	\$22.65
Police Chief	\$170,357	\$197,500	\$170,357	\$201,450	\$170,357	\$205,479
Water Dept.						
Sewer/Water Facilities Manager	\$100,000	\$120,000	\$100,000	\$122,400	\$100,000	\$124,848
Assist Water Supervisor	\$65,000	\$81,001	\$65,000	\$65,000	\$65,000	\$65,000
Assist Water Superintendent	\$70,000	\$91,754	\$70,000	\$93,589	\$70,000	\$95,461
Water Collector	\$9,000	\$9,805	\$3,000	\$5,000	\$3,000	\$5,100
DPW						
Superintendent/ Streets and Public Works	\$90,000	\$130,000	\$90,000	\$133,938	\$90,000	\$136,617
Supervisor of Streets and Public Works	\$70,000	\$70,000	\$70,000	\$70,000	\$70,000	\$71,400
Recreation						
Recreation Director	\$66,500	\$73,962	\$66,500	\$92,500	\$66,500	\$92,500
Assist Municipal Parks Superintendent	\$75,000	\$85,000	\$75,000	\$85,000	\$75,000	\$86,700
Unclassified						
Tax Assessing Aide	\$33,000	\$69,378	\$33,000	\$70,765	\$33,000	\$72,181
Part-time Employees	\$12.00	\$60.00	\$14.00	\$60.00	\$15.00	\$60.00
Deputy Clerk	\$70,000	\$70,000	N/A	N/A	N/A	N/A

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-153-22**

RESOLUTION BY:

SECONDED BY:

INTRODUCE ORDINANCE #2930

FIRST READING

BE IT RESOLVED, that an ordinance entitled:

AN ORDINANCE TO AMEND PART I, ADMINISTRATIVE LEGISLATION, CHAPTER 23, FIRE DEPARTMENT, ARTICLE I, ORGANIZATION AND REGULATION, OF THE REVISED GENERAL ORDINANCES OF THE CITY OF GARFIELD

be passed and adopted on first reading; and

BE IT RESOLVED, that a final hearing on said ordinance will be heard in City Hall on Tuesday, April 26, 2022 at 6:00PM or as soon thereafter as same can be heard, at which time any persons interested in said ordinance can be heard;

BE IT FURTHER RESOLVED, that the City Clerk be and she is hereby authorized to advertise in a legal newspaper a notice of introduction and final hearing as required by law.

APPROVED: April 12, 2022

Richard Rigoglioso, Mayor

ATTEST: _____

Erin Delaney, MPA, RMC
City Manager/City Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent
Maslag				
Herrera				
Banch				
Delaney				
Rigoglioso				

This resolution was approved by the Mayor and Council of the City of Garfield at the Regular Meeting held on the 12th day of April 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
ORDINANCE NO.: 2930**

AN ORDINANCE TO AMEND PART I, ADMINISTRATIVE LEGISLATION, CHAPTER 23, FIRE DEPARTMENT, ARTICLE I, ORGANIZATION AND REGULATION, OF THE REVISED GENERAL ORDINANCES OF THE CITY OF GARFIELD

WHEREAS, statutory authority provides that the Mayor and Council for the City of Garfield by Ordinance may create the appointment of a Chaplain to the City Fire Department; and

WHEREAS, Fire Chaplains serve an integral role in providing comfort to members of the Fire Department as well as to the citizens of the City of Garfield;

WHEREAS, the Mayor and Council finds it is in the best interest of the City to create the position of Fire Chaplain.

NOW, THEREFORE, BE IT ORDAINED, by the Governing Body of the City of Garfield, that Part I, Administrative Legislation, Chapter 23, Fire Department, Article I, Organization and Regulation, is hereby amended as follows:

Section 1. The current text of City Ordinance, Part I, Administrative Legislation, Chapter 23, Fire Department, Article I, Organization and Regulation, is hereby amended to include the following:

§ 23-1.1: Fire Chaplain.

- A. Position created. The position of Fire Chaplain for the City of Garfield Fire Department is hereby created in accordance with statutory authority. The position will be a volunteer position under the supervision of the Fire Chief.
- B. Qualifications. Any person appointed as Chaplain shall be an ordained clergyman in good standing in the religious body from which he/she is selected.
- C. Duties of Fire Chaplain. The Duties of Fire Chaplain shall include, but not be limited to, assisting the City of Garfield in death notifications, station house adjustments, and any other duties that may be assigned by the Fire Chief;
- D. Rank and salary. Any person appointed as Chaplain shall have earned the rank of Battalion Chief with the salary fixed by the Mayor and Council and payable in the same manner as in the case of the other members of the City Fire Department.
- E. Term of office. A person appointed as Fire Chaplain shall serve for a period of one year from the date of appointment. The Mayor shall appoint Chaplains in accordance with this section with the advice and consent of the City Council.

Section 2. Any article, chapter, section, paragraph, subsection, clause, or other provision of the Code inconsistent with the provisions of this ordinance is hereby repealed to the extent of such inconsistency.

Section 3. In case, for any reason, any portion or provision of this Ordinance shall be held to be unconstitutional or invalid, the same shall not affect any other portion or provision of this Ordinance, except so far as the portion or provision so declared unconstitutional or invalid shall be severed from the remainder or any portion thereof.

ATTEST: _____

Erin Delaney, MPA, RMC

City Manager/City Clerk

Introduced:

Adopted:

APPROVED: _____

Richard Rigoglioso, Mayor

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-154-22**

**RESOLUTION BY:
SECONDED BY:**

**INTRODUCE ORDINANCE #2925
SECOND READING**

WHEREAS, a public notice has been given by the City Clerk that an ordinance entitled:

BOND ORDINANCE TO AUTHORIZE THE 2022 ROAD IMPROVEMENT PROGRAM IN, BY AND FOR THE CITY OF GARFIELD, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$1,000,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS

was introduced and passed at a meeting held on Tuesday, March 22, 2022 and that further consideration of this ordinance would be taken up at this meeting; and

WHEREAS, all persons interested in said ordinance were given an opportunity to be heard concerning the same;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the City of Garfield, that said ordinance pass on final reading.

APPROVED: April 12, 2022

Richard Rigoglioso, Mayor

ATTEST: _____
Erin Delaney, MPA, RMC
City Manager/City Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent
Maslag				
Herrera				
Banch				
Delaney				
Rigoglioso				

This resolution was approved by the Mayor and Council of the City of Garfield at the Regular Meeting held on the 12th day of April 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
ORDINANCE NO.: 2925**

BOND ORDINANCE TO AUTHORIZE THE 2022 ROAD IMPROVEMENT PROGRAM IN, BY AND FOR THE CITY OF GARFIELD, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$1,000,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS

BE IT ORDAINED by the City Council of the City of Garfield, in the County of Bergen, State of New Jersey, as follows:

Section 1. The City of Garfield, in the County of Bergen, State of New Jersey (the "City"), is hereby authorized to undertake the 2022 Road Improvement Program in, by and for the City. Said improvements shall include all work, materials and appurtenances necessary and suitable therefor, and shall be undertaken in accordance with plans and specifications prepared or to be prepared by the City Engineer and hereby approved and incorporated herein by this reference thereto. Such plans and specifications are on file or shall be placed on file with the City Clerk and made available for public inspection during regular business hours. It is hereby determined and stated that the roads being improved are of "Class B" or equivalent construction as defined in Section 22 of the Local Bond Law (Chapter 2 of Title 40A of the New Jersey Statutes Annotated, as amended; the "Local Bond Law").

Section 2. The sum of \$1,000,000 is hereby appropriated to the payment of the cost of making the improvements described in Section 1 hereof (hereinafter referred to as "purpose"). Said appropriation shall be met from the proceeds of the sale of the bonds authorized and the down payment appropriated by this ordinance. Said improvements shall be made as general improvements and no part of the cost thereof shall be assessed against property specially benefited.

Section 3. It is hereby determined and stated that (1) said purpose is not a current expense of the City, and (2) it is necessary to finance said purpose by the issuance of obligations of the City pursuant to the Local Bond Law, and (3) the estimated cost of said purpose is \$1,000,000, and (4) \$48,000 of said sum is to be provided by the down payment hereinafter appropriated to finance said purpose, and (5) the estimated maximum amount of bonds or notes necessary to be issued for said purpose is \$952,000, and (6) the cost of said purpose, as hereinbefore stated, includes the

aggregate amount of \$175,000, which is estimated to be necessary to finance the cost of said purpose, including architect's fees, accounting, engineering and inspection costs, legal expenses and other expenses, including interest on such obligations to the extent permitted by Section 20 of the Local Bond Law.

Section 4. It is hereby determined and stated that moneys exceeding \$48,000, appropriated for down payments on capital improvements or for the capital improvement fund in budgets heretofore adopted for the City, are now available to finance said purpose. The sum of \$48,000 is hereby appropriated from such moneys to the payment of the cost of said purpose.

Section 5. To finance said purpose, bonds of the City of an aggregate principal amount not exceeding \$952,000 are hereby authorized to be issued pursuant to the Local Bond Law. Said bonds shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law. All matters with respect to said bonds not determined by this ordinance shall be determined by resolutions to be hereafter adopted.

Section 6. To finance said purpose, bond anticipation notes of the City of an aggregate principal amount not exceeding \$952,000 are hereby authorized to be issued pursuant to the Local Bond Law in anticipation of the issuance of said bonds. In the event that bonds are issued pursuant to this ordinance, the aggregate amount of notes hereby authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount of outstanding bonds and notes issued pursuant to this ordinance shall at any time exceed the sum first mentioned in this section, the moneys raised by the issuance of said bonds shall, to not less than the amount of such excess, be applied to the payment of such notes then outstanding.

Section 7. Each bond anticipation note issued pursuant to this ordinance shall be dated on or about the date of its issuance, shall be payable not more than one year from its date, shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law, and may be renewed from time to time pursuant to and within the limitations prescribed by the Local Bond Law. Each of said bond anticipation notes shall be signed by the Mayor and by a financial officer and shall be under the seal of the City and attested by the City Clerk or Deputy City Clerk. Said officers are hereby authorized to execute said notes in such form as they may adopt in conformity with law. The power to determine any matters with respect to said notes not determined by this ordinance, and also the power to sell said notes, is hereby delegated to the Chief

Financial Officer who is hereby authorized to sell said notes either at one time or from time to time in the manner provided by law.

Section 8. It is hereby determined and declared that the period of usefulness of said purpose, according to its reasonable life, is a period of ten years computed from the date of said bonds.

Section 9. It is hereby determined and stated that the Supplemental Debt Statement required by the Local Bond Law has been duly made and filed in the office of the City Clerk of the City, and that such statement so filed shows that the gross debt of the City, as defined in Section 43 of the Local Bond Law, is increased by this ordinance by \$952,000 and that the issuance of the bonds and notes authorized by this ordinance will be within all debt limitations prescribed by the Local Bond Law.

Section 10. Any funds received from private parties, the County of Bergen, the State of New Jersey or any of their agencies or any funds received from the United States of America or any of its agencies in aid of said purpose shall be applied to the payment of the cost of said purpose or, if bond anticipation notes have been issued, to the payment of the bond anticipation notes, and the amount of bonds authorized for said purpose shall be reduced accordingly.

Section 11. The capital budget is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency therewith and the resolutions promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director, Division of Local Government Services, is on file with the City Clerk and is available for public inspection.

Section 12. The City intends to issue bonds or notes to finance the cost of the improvements described in Section 1 of this ordinance. If the City incurs such costs prior to the issuance of such bonds or notes, the City hereby states its reasonable expectation to reimburse itself for such expenditures with the proceeds of such bonds or notes in the maximum principal amount of bonds or notes authorized by this ordinance.

Section 13. The full faith and credit of the City are hereby pledged to the punctual payment of the principal of and interest on the obligations authorized by this ordinance. Said obligations shall be direct, unlimited and general obligations of the City, and the City shall levy ad valorem

taxes upon all the taxable real property within the City for the payment of the principal of and interest on such bonds and notes, without limitation as to rate or amount.

Section 14. This ordinance shall take effect twenty days after the first publication thereof after final passage.

ATTEST: _____

Erin Delaney, MPA, RMC

City Manager/City Clerk

Introduced: March 22, 2022

Adopted:

APPROVED: _____

Richard Rigoglioso, Mayor

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-155-22**

**RESOLUTION BY:
SECONDED BY:**

**INTRODUCE ORDINANCE #2926
SECOND READING**

WHEREAS, a public notice has been given by the City Clerk that an ordinance entitled:

BOND ORDINANCE TO AUTHORIZE THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS AND THE ACQUISITION OF NEW ADDITIONAL OR REPLACEMENT EQUIPMENT AND MACHINERY, NEW COMMUNICATION AND SIGNAL SYSTEMS EQUIPMENT, NEW INFORMATION TECHNOLOGY EQUIPMENT AND NEW AUTOMOTIVE VEHICLES, INCLUDING ORIGINAL APPARATUS AND EQUIPMENT, IN, BY AND FOR THE CITY OF GARFIELD, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$1,000,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS

was introduced and passed at a meeting held on Tuesday, March 22, 2022 and that further consideration of this ordinance would be taken up at this meeting; and

WHEREAS, all persons interested in said ordinance were given an opportunity to be heard concerning the same;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the City of Garfield, that said ordinance pass on final reading.

APPROVED: April 12, 2022

Richard Rigoglioso, Mayor

ATTEST: _____
Erin Delaney, MPA, RMC
City Manager/City Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent
Maslag				
Herrera				
Banch				
Delaney				
Rigoglioso				

This resolution was approved by the Mayor and Council of the City of Garfield at the Regular Meeting held on the 12th day of April 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
ORDINANCE NO.: 2926**

BOND ORDINANCE TO AUTHORIZE THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS AND THE ACQUISITION OF NEW ADDITIONAL OR REPLACEMENT EQUIPMENT AND MACHINERY, NEW COMMUNICATION AND SIGNAL SYSTEMS EQUIPMENT, NEW INFORMATION TECHNOLOGY EQUIPMENT AND NEW AUTOMOTIVE VEHICLES, INCLUDING ORIGINAL APPARATUS AND EQUIPMENT, IN, BY AND FOR THE CITY OF GARFIELD, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$1,000,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS

BE IT ORDAINED by the City Council of the City of Garfield, in the County of Bergen, State of New Jersey, as follows:

Section 1. The City of Garfield, in the County of Bergen, State of New Jersey (the "City") is hereby authorized to make various public improvements and to acquire new additional or replacement equipment and machinery, new communication and signal systems equipment, new information technology equipment and new automotive vehicles, including original apparatus and equipment, in, by and for said City, as more particularly described in Section 4 hereof. The cost of the improvements includes all work, materials and appurtenances necessary and suitable therefor.

Section 2. There is hereby appropriated to the payment of the cost of making the improvements described in Sections 1 and 4 hereof (hereinafter referred to as "purposes"), the respective amounts of money hereinafter stated as the appropriation for said respective purposes. Said appropriation shall be met from the proceeds of the sale of the bonds authorized and the down payment appropriated by this ordinance. Said improvements shall be made as general improvements and no part of the cost thereof shall be assessed against property specially benefited.

Section 3. It is hereby determined and stated that the making of such improvements is not a current expense of said City.

Section 4. The several purposes hereby authorized for the financing of which said obligations are to be issued are set forth in the following "Schedule of Improvements, Purposes and Amounts" which schedule also shows (1) the amount of the appropriation and the estimated cost of each such purpose, and (2) the amount of each sum which is to be provided by the down payment hereinafter appropriated to finance such purposes, and (3) the estimated maximum amount of bonds and notes to be issued for each such purpose, and (4) the period of

usefulness of each such purpose, according to its reasonable life, computed from the date of said bonds:

SCHEDULE OF IMPROVEMENTS, PURPOSES AND AMOUNTS

A. (i) Undertaking of traffic signal upgrades at various locations and (ii) acquisition of new additional or replacement equipment and machinery and new communication and signal systems equipment for the use of the Police Department consisting of (a) license plate readers and (b) portable radios.

Appropriation and Estimated Cost	\$ 190,000
Down Payment Appropriated	\$ 9,050
Bonds and Notes Authorized	\$ 180,950
Period of Usefulness	10 years

B. Acquisition of new automotive vehicles, including original apparatus and equipment, consisting of SUVs for the use of the Police Department.

Appropriation and Estimated Cost	\$ 285,000
Down Payment Appropriated	\$ 13,600
Bonds and Notes Authorized	\$ 271,400
Period of Usefulness	5 years

C. Acquisition of new automotive vehicles, including original apparatus and equipment, for the use of the Department of Public Works consisting of (i) a pickup truck, (ii) a dump truck, (iii) a bucket truck and (iv) an SUV.

Appropriation and Estimated Cost	\$ 420,000
Down Payment Appropriated	\$ 20,340
Bonds and Notes Authorized	\$ 399,660
Period of Usefulness	5 years

D. Undertaking of lighting improvements at 20th Century Field.

Appropriation and Estimated Cost	\$ 35,000
Down Payment Appropriated	\$ 1,670
Bonds and Notes Authorized	\$ 33,330
Period of Usefulness	15 years

E. Acquisition of new information technology equipment for the use of the Tax and Finance Departments consisting of (i) a computer server and (ii) a finance computer system.

Appropriation and Estimated Cost	\$ 35,000
Down Payment Appropriated	\$ 1,670
Bonds and Notes Authorized	\$ 33,330
Period of Usefulness	7 years

F. Acquisition of new communication and signal systems equipment and new information technology equipment for the use of the Fire Prevention Bureau consisting of (i) portable radios and (ii) a computer system and equipment.

Appropriation and Estimated Cost	\$ 35,000
Down Payment Appropriated	\$ 1,670
Bonds and Notes Authorized	\$ 33,330
Period of Usefulness	7 years

Aggregate Appropriation and Estimated Cost	\$1,000,000
Aggregate Down Payment Appropriated	\$ 48,000
Aggregate Amount of Bonds and Notes Authorized	\$ 952,000

Section 5. The cost of such purposes, as hereinbefore stated, includes the aggregate amount of \$25,000 which is estimated to be necessary to finance the cost of such purposes, including architect's fees, accounting, engineering and inspection costs, legal expenses and other expenses, including interest on such obligations to the extent permitted by Section 20 of the Local Bond Law (Chapter 2 of Title 40A of the New Jersey Statutes Annotated, as amended; the "Local Bond Law").

Section 6. It is hereby determined and stated that moneys exceeding \$48,000, appropriated for down payments on capital improvements or for the capital improvement fund in budgets heretofore adopted for said City, are now available to finance said purposes. The sum of \$48,000 is hereby appropriated from such moneys to the payment of the cost of said purposes.

Section 7. To finance said purposes, bonds of said City of an aggregate principal amount not exceeding \$952,000 are hereby authorized to be issued pursuant to the Local Bond Law. Said bonds shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law. All matters with respect to said bonds not determined by this ordinance shall be determined by resolutions to be hereafter adopted.

Section 8. To finance said purposes, bond anticipation notes of said City of an aggregate principal amount not exceeding \$952,000 are hereby authorized to be issued pursuant to the Local Bond Law in anticipation of the issuance of said bonds. In the event that bonds are

issued pursuant to this ordinance, the aggregate amount of notes hereby authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount of outstanding bonds and notes issued pursuant to this ordinance shall at any time exceed the sum first mentioned in this section, the moneys raised by the issuance of said bonds shall, to not less than the amount of such excess, be applied to the payment of such notes then outstanding.

Section 9. Each bond anticipation note issued pursuant to this ordinance shall be dated on or about the date of its issuance and shall be payable not more than one year from its date, shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law and may be renewed from time to time pursuant to and within limitations prescribed by the Local Bond Law. Each of said bond anticipation notes shall be signed by the Mayor and by a financial officer and shall be under the seal of said City and attested by the City Clerk or Deputy City Clerk. Said officers are hereby authorized to execute said notes in such form as they may adopt in conformity with law. The power to determine any matters with respect to said notes not determined by this ordinance and also the power to sell said notes, is hereby delegated to the Chief Financial Officer who is hereby authorized to sell said notes either at one time or from time to time in the manner provided by law.

Section 10. It is hereby determined and declared that the average period of usefulness of said purposes, according to their reasonable lives, taking into consideration the respective amounts of bonds or notes authorized for said purposes, is a period of 6.44 years computed from the date of said bonds.

Section 11. It is hereby determined and stated that the Supplemental Debt Statement required by the Local Bond Law has been duly made and filed in the office of the City Clerk of said City, and that such statement so filed shows that the gross debt of said City, as defined in Section 43 of the Local Bond Law, is increased by this ordinance by \$952,000 and that the issuance of the bonds and notes authorized by this ordinance will be within all debt limitations prescribed by said Local Bond Law.

Section 12. Any funds received from private parties, the County of Bergen, the State of New Jersey or any of their agencies or any funds received from the United States of America or any of its agencies in aid of such purposes, shall be applied to the payment of the cost of such purposes, or, if bond anticipation notes have been issued, to the payment of the bond

anticipation notes, and the amount of bonds authorized for such purposes shall be reduced accordingly.

Section 13. The City intends to issue the bonds or notes to finance the cost of the improvements described in Sections 1 and 4 of this bond ordinance. If the City incurs such costs prior to the issuance of the bonds or notes, the City hereby states its reasonable expectation to reimburse itself for such expenditures with the proceeds of such bonds or notes in the maximum principal amount of bonds or notes authorized by this bond ordinance.

Section 14. The full faith and credit of the City are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this ordinance. Said obligations shall be direct, unlimited and general obligations of the City, and the City shall levy ad valorem taxes upon all the taxable real property within the City for the payment of the principal of and interest on such bonds and notes, without limitation as to rate or amount.

Section 15. The capital budget is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency therewith and the resolutions promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director, Division of Local Government Services, is on file with the City Clerk and is available for public inspection.

Section 16. This ordinance shall take effect twenty days after the first publication thereof after final passage.

ATTEST: _____

Erin Delaney, MPA, RMC

City Manager/City Clerk

Introduced: March 22, 2022

Adopted:

APPROVED: _____

Richard Rigoglioso, Mayor

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-156-22**

RESOLUTION BY:

SECONDED BY:

**INTRODUCE ORDINANCE #2927
SECOND READING**

WHEREAS, a public notice has been given by the City Clerk that an ordinance entitled:

AN ORDINANCE TO AMEND PART II, GENERAL LEGISLATION, CHAPTER 100, CANNABIS, OF THE REVISED GENERAL ORDINANCES OF THE CITY OF GARFIELD

was introduced and passed at a meeting held on Tuesday, March 22, 2022 and that further consideration of this ordinance would be taken up at this meeting; and

WHEREAS, all persons interested in said ordinance were given an opportunity to be heard concerning the same;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the City of Garfield, that said ordinance pass on final reading.

APPROVED: April 12, 2022

Richard Rigoglioso, Mayor

ATTEST: _____

Erin Delaney, MPA, RMC
City Manager/City Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent
Maslag				
Herrera				
Banch				
Delaney				
Rigoglioso				

This resolution was approved by the Mayor and Council of the City of Garfield at the Regular Meeting held on the 12th day of April 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
ORDINANCE NO.: 2927**

AN ORDINANCE TO AMEND PART II, GENERAL LEGISLATION, CHAPTER 100, CANNABIS, OF THE REVISED GENERAL ORDINANCES OF THE CITY OF GARFIELD

WHEREAS, *N.J.S.A. 40:48I-1* permits a municipality to adopt an ordinance imposing a transfer tax on the sale of cannabis or cannabis items by a cannabis establishment that is located in the municipality.

WHEREAS, at the discretion of the municipality, the tax may be imposed on: receipts from the sale of cannabis by a cannabis cultivator to another cannabis cultivator; receipts from the sale of cannabis items from one cannabis establishment to another cannabis establishment; receipts from the retail sales of cannabis items by a cannabis retailer to retail consumers who are 21 years of age or older; or any combination thereof.

WHEREAS, each municipality shall set its own rate or rates, but in no case shall a rate exceed: two percent of the receipts from each sale by a cannabis cultivator; two percent of the receipts from each sale by a cannabis manufacturer; one percent of the receipts from each sale by a cannabis wholesaler; and two percent of the receipts from each sale by a cannabis retailer.

WHEREAS, A local tax ordinance adopted pursuant to *N.J.S.A. 40:48I-1* shall also include provisions for imposing a user tax, at the equivalent transfer tax rates, on any concurrent license holder, as permitted by section 33 of P.L.2021, c.16 (C.24:6I-46), operating more than one cannabis establishment.

WHEREAS, A transfer tax or user tax imposed pursuant to this section shall be in addition to any other tax imposed by law.

WHEREAS, every cannabis establishment required to collect a transfer tax or user tax imposed by ordinance pursuant to this section shall be personally liable for the transfer tax or user tax imposed, collected, or required to be collected under this section.

WHEREAS, all revenues collected from a transfer tax or user tax imposed by ordinance pursuant to this section shall be remitted to the chief financial officer of the municipality in a manner prescribed by the municipality.

WHEREAS, the municipality shall enforce the payment of delinquent taxes or transfer fees imposed by ordinance pursuant to this section in the same manner as provided for municipal real property taxes.

WHEREAS, in the event that the transfer tax or user tax imposed by ordinance pursuant to this section is not paid as and when due by a cannabis establishment, the unpaid balance, and any interest accruing thereon, shall be a lien on the parcel of real property comprising the cannabis establishment's premises in the same manner as all other unpaid municipal taxes, fees, or other charges.

WHEREAS, Section 31a of the "Act" also authorizes municipalities to adopt by ordinance regulations governing the local licensing endorsement, location, manner and times of operation of Medicinal Cannabis Dispensaries and establish civil penalties for the violation of any such regulations;

NOW, THEREFORE, BE IT ORDAINED, by the Governing Body of the City of Garfield, that Part II, General Legislation, is hereby amended as follows:

Section 1. The current text of City Ordinance, Part II, General Legislation, Chapter 100, Cannabis, is hereby repealed and replaced as follows:

- A. §100-1 Permitted and prohibited licenses, is repealed and replaced with, §100-1 Definitions;
- B. §100-1 Permitted and prohibited licenses, is repealed and replaced with, §100-2 Permitted and prohibited licenses;
- C. §100-2 Zoning, is repealed and replaced with, §100-3 Zoning;
- D. §100-3 Creation and imposition of a municipal tax, is repealed and replaced with, §100-4 Creation and imposition of a municipal tax;
- E. §100-4 Penalties, is repealed and replaced with, §100-5 Penalties;
- F. §100-5 Hours of Operation, is repealed and replaced with, §100-6 Hours of Operation;
- G. §100-6 Limitations on the number of licenses, is repealed and replaced with, §100-7 Limitations on the number of licenses;
- H. §100-7 On-site cannabis consumption, is repealed and replaced with, §100-8 On-site cannabis consumption;
- I. §100-8 Security, is repealed and replaced with, §100-9 Security; and
- J. §100-9 Water and energy consumption, is repealed and replaced with, §100-10 Water and energy consumption.

Section 2. The current text of City Ordinance, Part II, General Legislation, Chapter 100, Cannabis, Subsection 100-1 Permitted and prohibited licenses, is hereby repealed and replaced as follows:

§ 100-1 Definitions:

“Cannabis” means all parts of the plant *Cannabis sativa* L., whether growing or not, the seeds thereof, and every compound, manufacture, salt, derivative, mixture, or preparation of the plant or its seeds, except those containing resin extracted from the plant, which are cultivated and, when applicable, manufactured in accordance with P.L. 2016, c. 16 for use in cannabis products as set forth in this act, but shall not include the weight of any other ingredient combined with cannabis to prepare topical or oral administrations, food, drink, or other product. “Cannabis” does not include: medical cannabis dispensed to registered qualifying patients pursuant to the “Jake Honig Compassionate Use Medical Cannabis Act,” P.L.2009, c.307 (C.24:6I-1 et al.) and P.L.2015, c.158 (C.18A:40-12.22 et al.); marijuana as defined in N.J.S.2C:35-2 and applied to any offense set forth in chapters 35, 35A, and 36 of Title 2C of the New Jersey Statutes, or P.L.2001, c.114 (C.2C:35B-1 et seq.), or marihuana as defined in section 2 of P.L.1970, c.226 (C.24:21-2) and applied to any offense set forth in the “New Jersey Controlled Dangerous Substances Act,” P.L.1970, c.226 (C.24:21-1 et al.); or hemp or a hemp product cultivated, handled, processed, transported, or sold pursuant to the “New Jersey Hemp Farming Act,” P.L.2019, c.238 (C.4:28-6 et al.).

“Cannabis cultivator” means any licensed person or entity that grows, cultivates, or produces cannabis in this State, and sells, and may transport, this cannabis to other cannabis cultivators, or usable cannabis to cannabis manufacturers, cannabis wholesalers, or cannabis retailers, but not to consumers.

“Cannabis delivery service” means any licensed person or entity that provides courier services for consumer purchases of cannabis items and related supplies fulfilled by a cannabis retailer in order to make deliveries of the cannabis items and related supplies to that consumer, and which services include the ability of a consumer to purchase the cannabis items directly through the cannabis delivery service, which after presenting the purchase order to the cannabis retailer for fulfillment, is delivered to that consumer.

“Cannabis distributor” means any licensed person or entity that transports cannabis in bulk intrastate from one licensed cannabis cultivator to another licensed cannabis cultivator, or transports cannabis items in bulk intrastate from any one class of licensed cannabis establishment to another class of licensed cannabis establishment, and may engage in the temporary storage of cannabis or cannabis items as necessary to carry out transportation activities.

“Cannabis establishment” means a cannabis cultivator, a cannabis manufacturer, a cannabis wholesaler, or a cannabis retailer.

“Cannabis manufacturer” means any licensed person or entity that processes cannabis items in this State by purchasing or otherwise obtaining usable cannabis, manufacturing, preparing, and packaging cannabis items, and selling, and optionally transporting, these items to other cannabis manufacturers, cannabis wholesalers, or cannabis retailers, but not to consumers.

“Cannabis retailer” means any licensed person or entity that purchases or otherwise obtains usable cannabis from cannabis cultivators and cannabis items from cannabis manufacturers or cannabis wholesalers, and sells these to consumers from a retail store, and may use a cannabis delivery service or a certified cannabis handler for the off-premises delivery of cannabis items and related supplies to consumers. A cannabis retailer shall also accept consumer purchases to be fulfilled from its retail store that are presented by a cannabis delivery service which will be delivered by the cannabis delivery service to that consumer.

“Cannabis wholesaler” means any licensed person or entity that purchases or otherwise obtains, stores, sells or otherwise transfers, and may transport, cannabis items for the purpose of resale or other transfer to either another cannabis wholesaler or to a cannabis retailer, but not to consumers.

Section 3. The current text of City Ordinance, Part II, General Legislation, Chapter 100, Cannabis, Section 100-3, Zoning, Paragraph D (4) is hereby amended to read as follows: the following:

a. No structure housing a business with a Class 5 license shall be closer than 750 feet from a parcel housing a pre-existing public, non-public, or charter school identified in the New Jersey Department of Education's School Directory within Garfield. The distance of 750 feet shall be measured in a straight line from every edge of the parcel housing the pre-existing public, non-public, or charter school to the nearest point of the structure housing the business with a Class 5 license. Should any new school be constructed within this 750-foot distance after a business with a Class 5 license commences operation, the business shall be grandfathered in as a conditionally permitted use.

b. No structure housing a business with a Class 5 license shall be closer than 750 feet from a parcel housing a park or recreational facility including, but not limited to, those parks or recreation facilities identified in the Recreation Element of the City of Garfield's 2002 Master Plan. The distance of 750 feet shall be measured in a straight line from every edge of the parcel housing the park or recreation facility to the nearest point of the structure housing the business with a Class 5 license. Should any new park or recreation facility be constructed within this 750-foot distance after a business with a Class 5 license commences operation, the business shall be grandfathered in as a conditionally permitted use.

Section 4. The current text of City Ordinance, Part II, General Legislation, Chapter 100, Cannabis, Subsection 100-4, Creation and imposition of a municipal tax, is hereby repealed and replaced as follows:

§100-4 Creation and imposition of a municipal tax:

a. Transfer Tax and User Tax Imposed.

1. There is hereby imposed a transfer tax of two percent (2%) on receipts from the sale of all Cannabis from a Cannabis Cultivator, a Cannabis Manufacturer, and a Cannabis Retailer.
2. There is hereby imposed a transfer tax of one percent (1%) on receipts from the sale of Cannabis from a Cannabis Wholesaler.
3. There is hereby imposed a user tax equivalent to the transfer tax rate established in Section 100-4A.1 and 2, on any concurrent license holder, as permitted by section 33 of P.L.2021, c.16 (C.24:6I-46), operating more than one cannabis establishment. The user tax shall be imposed on the value of each transfer or use of cannabis or cannabis items not otherwise subject to the transfer tax, from the license holder's establishment that is located in the municipality to any of the other license holder's establishments, whether located in the municipality or another municipality.

4. Such transfer tax shall be collected or paid and remitted to the municipality by the Cannabis Establishment from the cannabis establishment purchasing or receiving the cannabis or cannabis item, or from the consumer at the point of sale, on behalf of the municipality by the cannabis retailer selling the cannabis item to that consumer.
5. The transfer tax shall be stated, charged, and shown separately on any sales slip, invoice, receipt, or other statement or memorandum of the price paid or payable, or equivalent value of the transfer, for the cannabis or cannabis item. No Cannabis Establishment required to collect a transfer tax imposed hereunder shall advertise or hold out to any person or to the public in general, in any manner, directly or indirectly, that the transfer tax or user tax will not be separately charged and stated to another cannabis establishment or the consumer, or that the transfer tax will be refunded to the Cannabis Establishment or the consumer.

b. Tax Liability.

Every Cannabis Establishment required to collect a transfer tax and user tax imposed herein shall be personally liable for the transfer tax or user tax imposed, collected, or required to be collected under this section. Any Cannabis Establishment shall have the same right with respect to collecting the transfer tax from another Cannabis Establishment or the consumer as if the transfer tax was a part of the sale and payable at the same time, or with respect to non-payment of the transfer tax or user tax by the Cannabis Establishment or consumer, as if the transfer tax was a part of the purchase price of the cannabis or cannabis item, or equivalent value of the transfer of the cannabis or cannabis item, and payable at the same time.

c. Collection of Taxes and Lien.

1. All revenues collected from a transfer tax and user tax imposed pursuant to this section shall be remitted to the City of Garfield Chief Financial Officer in the manner prescribed herein. The Chief Financial Officer shall collect and administer any transfer tax or user tax imposed.
2. The City of Garfield may enforce the payment of delinquent taxes or transfer fees imposed by ordinance pursuant to this section in the same manner as provided for municipal real property taxes.
 - a. In the event that the transfer tax imposed by ordinance pursuant to this section is not paid when due by a Cannabis Establishment the unpaid balance, and any interest accruing thereon, shall be a lien on the parcel of real property comprising the Cannabis Establishment's premises in the same manner as all other unpaid municipal taxes, fees, or other charges.
 - b. The lien shall be superior and paramount to the interest in the parcel of any owner, lessee, tenant, mortgagee, or other person, except the lien of municipal taxes, and shall be on a parity with and deemed equal to the municipal lien on the parcel for unpaid property taxes due and owing in the same year.
 - c. The City shall file in the office of its tax collector a statement showing the amount and due date of the unpaid balance and identifying the lot and block number of the parcel of real property that comprises the delinquent premises. The lien shall be enforced as a municipal lien in the same manner as all other municipal liens are enforced.

d. Administration of Transfer Tax and User Tax.

1. The City of Garfield Chief Financial Officer is charged with the administration and enforcement of the provisions of this chapter, and is empowered to prescribe, adopt, promulgate and enforce rules and regulations relating to any matter pertaining to the administration and enforcement of this chapter, including provisions for the

reexamination and corrections of declarations and returns, and of payments alleged or found to be incorrect, or as to which an overpayment is claimed or found to have occurred, and to prescribe forms necessary for the administration of this chapter.

2. Should a Cannabis Establishment fail or refuse to provide adequate information to the Chief Financial Officer to determine the amount of tax due, the Chief Financial Officer may use information provided to the Chief Financial Officer from other sources (i.e., the Commission or Department of Treasury) to determine the amount of tax liability.

- a. Every Medicinal Cannabis Dispensary is hereby directed and required to give to the Chief Financial Officer, or to any agent designated by him/her, the means, facilities and opportunity for such examinations and investigations, as are hereby authorized.

- b. The Chief Financial Officer is hereby authorized to examine the books, papers and records of the Cannabis Establishment to verify the accuracy of any declaration or return, or if no declaration or return was filed, to ascertain the tax due.

- c. It shall be the duty of the Chief Financial Officer to collect and receive the taxes, fines, and penalties imposed by this chapter. It shall also be the duty of the Chief Financial Officer to keep a record showing the date of such receipt. The Chief Financial Officer is authorized to enter into agreements with the State of New Jersey to obtain information to facilitate administration of the tax. The Chief Financial Officer is authorized to issue a ruling upon written request of a taxpayer or upon its own volition.

e. Recordkeeping.

1. A Cannabis Establishment liable for the transfer tax or user tax shall be required to keep such records as will enable the filing of true and accurate returns of the tax and such records shall be preserved for a period of not less than three (3) years from the filing date or due date, whichever is later, in order to enable the Chief Financial Officer or any agent designated to verify the correctness of the declarations or returns filed.

2. If records are not available in the municipality to support the returns which were filed or which should have been filed, the Cannabis Establishment will be required to make them available to the Chief Financial Officer either by producing them at a location in the municipality or by paying for the expenses incurred by the Chief Financial Officer or his agent in traveling to the place where the records are regularly kept.

f. Returns.

1. All Cannabis Establishments operating in the municipality are required to file a tax return with the Chief Financial Officer to report their sales during each calendar quarter and the amount of tax in accordance with the provisions of this chapter. Returns shall be filed and payments of tax imposed for the preceding calendar quarter shall be made on or before the last day of April, July, October, and January, respectively.

2. A Cannabis Establishment that has overpaid the transfer tax, or who believes it is not liable for the tax, may file a written request on an amended tax return with the Chief Financial Officer for a refund or a credit of the tax. For amounts paid as a result of a notice asserting or informing a taxpayer of an underpayment, a written request for a refund shall be filed with the Chief Financial Officer within two (2) years of the date of the payment.

g. Confidentiality.

The returns filed by the Cannabis Establishment, and the records and files of the Chief Financial Officer respecting the administration of the transfer tax, shall be considered confidential and privileged and neither the municipality nor any employee or agent engaged in the administration thereof or charged with the custody of any such records or files, nor any former officer or employee, nor any person who may have secured information therefrom, shall divulge, disclose, use for their own personal advantage, or examine for any reason other than a reason necessitated by the performance of official duties any information obtained from the said records or files or from any examination or inspection of the premises or property of any person. Neither the Chief Financial Officer nor any employee engaged in such administration or charged with the custody of any such records or files shall be required to produce any of them for the inspection of any person or for use in any action or proceeding except when the records or files or the facts shown thereby are directly involved in an action or proceeding under the provisions of the State Uniform Tax Procedure Law or of the tax law affected, or where the determination of the action or proceeding will affect the validity or amount of the claim of the municipality under the tax provisions of this chapter.

h. Audit and Assessment.

1. The City's Chief Financial Officer may initiate an audit by means of an audit notice to be served on any agent at the Cannabis Establishment's principal place of business. If, as a result of an examination conducted by the Chief Financial.
2. In the event a return a return is found to be incorrect and transfer or user taxes are owed, the Chief Financial Officer is authorized to assess and collect any tax due and owing. Deficiency assessments (i.e., where a Cannabis Establishment filed a return but is found to owe additional tax) shall include taxes for up to three (3) years to the date when the deficiency is assessed.
3. If no return has been filed and tax is found to be due, the tax actually due may be assessed and collected with or without the formality of obtaining a return from the taxpayer. Where no return was filed, there shall be no limit to the period of assessment.
4. All expenses incurred by the City associated with the audit and the collection of the outstanding taxes shall be paid by the delinquent Cannabis Establishment.
5. Upon proposing an assessment, the Chief Financial Officer shall send the Cannabis Establishment an interim notice by certified mail, return receipt requested, or by electronic means approved by the Cannabis Establishment, advising the taxpayer of additional taxes that are due. Should the taxpayer wish to dispute the assessment administratively by requesting a hearing with the Chief Financial Officer, it must do so within thirty (30) days of the date of such interim notice. If, after the Chief Financial Officer sends an interim notice, a taxpayer fails to timely request a hearing with the Chief Financial Officer or requests a hearing and after conducting a hearing, the Chief Financial Officer determines that the taxes are due, the Chief Financial Officer shall send the Cannabis Establishment by certified mail, return receipt requested, or by electronic means approved by the Cannabis Establishment, a final notice. Should the Cannabis Establishment wish to dispute the assessment set forth in the final notice, the Medicinal Cannabis Dispensary must initiate an appeal in the New Jersey Tax Court within ninety (90) days after the mailing of any final notice regarding a decision, order, finding, assessment, or action hereunder.

i. Time Limitations.

The following periods of limitations shall apply to suits for collection of taxes:

1. When a return has been filed but no tax paid, any suit brought to recover the tax due and unpaid shall be filed within two (2) years after the return was due or filed, whichever is later;

2. Where no return was filed or a fraudulent return was filed, there shall be no limits to file suit for the collection of taxes;
3. Where, before the expiration of the time prescribed in this section for the filing a lawsuit against the taxpayer, both the Chief Financial Officer and the taxpayer have consented in writing to its extension after such time, the suit may be filed at any time prior to the expiration of the period agreed upon; and
4. The period so agreed upon may be extended by subsequent agreements in writing made before the expiration of the period previously agreed upon.

j. Hearings.

Any person who receives an interim notice from the Chief Financial Officer may within thirty (30) days after the date of an interim notice, request a hearing with the Chief Financial Officer. Any person who fails to request a hearing in a timely manner waives the right to administratively contest any element of the assessment. The Chief Financial Officer shall accept payments of disputed tax amounts under protest pending appeals; however, any request for refund of such monies must be filed in accordance with this section.

k. Appeals.

A Cannabis Establishment may, within ninety (90) days after the mailing of any final notice regarding a decision, order, finding, assessment, or action hereunder, or publication of any rule, regulation or policy of the Chief Financial Officer, appeal to the Tax Court pursuant to the jurisdiction granted by N.J.S.A. 2B:13-2a(3) to review actions or regulations of municipal officials by filing a complaint in accordance with the New Jersey Court Rule 8:3-1. The appeal provided by this section shall be the exclusive remedy available to any taxpayer for review of a final decision of the Chief Financial Officer in respect to a determination of liability for the tax imposed by this chapter.

l. Definitions and Repealer.

Unless specifically defined otherwise herein, any term used herein shall be incorporate the definition of that term in the Act. Any article, section, paragraph, subsection, clause, or other provision of the City of Garfield Code inconsistent with the provisions of this ordinance is hereby repealed to the extent of such inconsistency.

m. Interpretation and Savings Provision.

No ordinance, regulation or interpretation thereof shall conflict with the Act. If any section, paragraph, subsection, clause, or provision of this ordinance shall be adjudged by a court of competent jurisdiction to conflict with the Act or otherwise be invalid, such adjudication shall apply only to the section, paragraph, subsection, clause, or provision so adjudged, and the remainder of this ordinance shall be deemed valid and effective.

n. Violations and penalties.

Any person or business who violates any provision of this chapter shall, upon conviction, be subject to the penalties provided by § 100-5 of this Code.

Section 5. The current text of City Ordinance, Part II, General Legislation, Chapter 100, Cannabis, is hereby amended to include the following:

§ 100-11 License required:

It shall be unlawful for any person or any corporate entity to operate a Cannabis Establishment without first having procured an annual license from the City Clerk's Office.

- A. License fees; renewal; late fees.

1. A Cannabis Establishment permitted to operate in the City shall pay to the City an annual License fee \$20,000.00
2. The licenses issued shall be effective for the calendar year, expiring on the 31st day of December of the year of issue, and may be renewable for succeeding calendar years thereafter. The fee for license renewals shall be due and payable on or before the first day of February in the year of renewal.
3. Late fees. A late fee of \$100 shall be charged for renewal licenses which are not paid on/or before February 1 of the license year. An additional \$75 shall be charged for each thirty-day period that the license fee is not paid after February 1 of the license year.

B. Application for license.

1. Any person or persons, corporation or corporations desiring to conduct, maintain or operate any of the aforementioned businesses within the City of Garfield shall complete the designated application form.
2. Applications shall be submitted to the City Clerk and will be deemed complete upon submittal of all documentation and information described in herein to the satisfaction of the Township Clerk;
3. Subject to the provisions set forth below, licensing for a Cannabis Establishment will be on a reserve basis based on the order a fully completed application form is received. A licensee's failure to submit a fully completed Cannabis Establishment Application after a period of ninety (30) days from the original date of submittal shall constitute a basis to deem the application expired and subject the licensee to a loss of the reserve space; and
4. No Applications will be reserved when occupancy permits have reached the maximum permitted by Ordinance.
5. The following documentation and information shall be provided in conjunction with the Cannabis Establishment Application:
 - a. A copy of the current State-approved license. If State license is pending, a affidavit setting forth the State license status with supporting documentation;
 - b. A site plan, including identifying any matters requiring variance or waiver relief;
 - c. The proposed days and hours of operation;
 - d. A proposed signage plan;
 - e. A plan describing the mitigation measures and ventilation system that will be used to prevent any odor of Cannabis off the premises;
 - f. The name(s) and location(s) of the offsite cultivation facilities associated with a dispensary; and
 - g. Such other information or documentation as determined to be necessary to assess compliance with the requirements set forth or referenced herein;

C. Inspection.

1. Every Cannabis Establishment licensed to operate in the City shall be subject inspection by City officials or agents, during reasonable hours, without prior notice. Failure or refusal on the part of the licensed Cannabis Establishment or

his agents or servants to permit such inspection, maybe subject to suspension or revocation of the license.

2. Should an inspection result in a documented violation in the form of a Complaint, the Cannabis Establishment must rectify the violation according to the Complaint or be subject to a suspension or revocation of the license.

D. Revocation, suspension or cancellation of licenses; hearing.

1. Any license issued under the terms and provisions of this chapter may be suspended or revoked by the Governing Body of this municipality for the violation by the licensee of any provision of this chapter or the City Code or upon proof that the business is being operated for a purpose foreign to that for which the license was issued.
2. A license issued under the terms and provisions of this chapter shall not be revoked, canceled or suspended until a hearing thereon shall have been had by the Mayor and Council. Written notice of the time and place of such hearing shall be served upon the Cannabis Establishment at least three days prior to the date set for such hearing. Such notice shall also contain a brief statement of the grounds to be relied upon for revoking, canceling or suspending such license. Notice may be given either by personal delivery thereof to the person to be notified or by Certified Mail, returned receipt to the business address appearing upon said license. Upon due consideration and deliberation, the complaint may be dismissed, or if the governing body concludes that the charges have been sustained and substantiated, it may revoke, cancel or suspend the license held;
3. If any such license shall have been revoked, neither the holder thereof nor any person acting for him/her, directly or indirectly, shall be entitled to another license to carry on the same business within the City, unless the application for such license shall be approved by the Governing Body.

Section 6. Any article, chapter, section, paragraph, subsection, clause, or other provision of the Code inconsistent with the provisions of this ordinance is hereby repealed to the extent of such inconsistency.

Section 7. In case, for any reason, any portion or provision of this Ordinance shall be held to be unconstitutional or invalid, the same shall not affect any other portion or provision of this Ordinance, except so far as the portion or provision so declared unconstitutional or invalid shall be severed from the remainder or any portion thereof.

ATTEST: _____

Erin Delaney, MPA, RMC

City Manager/City Clerk

Introduced: March 22, 2022

Adopted:

APPROVED: _____

Richard Rigoglioso, Mayor

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-157-22**

CONSENT AGENDA

RESOLUTION BY:

SECONDED BY:

**AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT WITH INTERSTATE
WASTE SERVICES OF NEW JERSEY, INC., FOR THE COLLECTION AND DISPOSAL OF
RECYCLABLES**

WHEREAS, the City of Garfield solicited bids for the collection and disposal of recyclables in accordance with the terms of the Bid Specifications and N.J.A.C. 7:26H-6 et. seq.; and

WHEREAS, the City of Garfield advertised the request for bids in The Record, the City's designated newspaper on December 28, 2021; and

WHEREAS, all bid proposals were publicly opened and read by the City Clerk at City Hall, 111 Outwater Lane, Garfield, New Jersey on Tuesday, March 15, 2022 at 10:00 a.m.; and

WHEREAS, Interstate Waste Services of New Jersey, Inc., with its principal place of business located at 300 Frank W. Burr Blvd., Suite 39, Teaneck, NJ 07666, submitted the sole bid for consideration; and

WHEREAS, the bid submitted from Interstate Waste Services of New Jersey, Inc., for the collection and disposal of recyclables for the City of Garfield represented the lowest responsible bidder; and

WHEREAS, the City of Garfield seeks to enter into a contract with Interstate Waste Services of New Jersey, Inc., for the collection and disposal of recyclables for a period of five (5) years, to commence on April 1, 2022 and ending on March 31, 2027;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Garfield hereby directs the City Manager to execute the contract with Interstate Waste Services of New Jersey, Inc., for the collection and disposal of recyclables in the City of Garfield for a period of for a period of five (5) years, to commence on April 1, 2022 and ending on March 31, 2027 to be paid out of account Solid Waste Collections 2-01-26-305-305-000.

I, Anders Hasseler, Chief Financial Officer for the City of Garfield do hereby confirm that there are sufficient funds available for this resolution.

Anders Hasseler, Chief Financial Officer

April 11, 2022
Dated

APPROVED: April 12, 2022

Richard Rigoglioso, Mayor

ATTEST: _____
Erin Delaney, MPA, RMC
City Manager/City Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent
Maslag				
Herrera				
Banch				
Delaney				
Rigoglioso				

This resolution was approved by the Mayor and Council of the City of Garfield at the Regular Meeting held on the 12th day of April 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-158-22**

CONSENT AGENDA

RESOLUTION BY:

SECONDED BY:

**AUTHORIZING THE EXECUTION OF A PROFESSIONAL SERVICES CONTRACT
WITH SCIROCCO FINANCIAL GROUP, AS RISK MANAGERS FOR THE CITY OF
GARFIELD**

WHEREAS, it is necessary for the City of Garfield to retain the services of a professional risk management consultant for those insurance matters (property & casualty, workers compensation, property, excess liability, public officials' liability, environmental liability) integral to the operation of the City for the calendar year of 2022, commencing on January 1, 2022 regardless of the date of execution; and

WHEREAS, such services are highly specialized in nature and exempt from a formal bidding pursuant to the New Jersey Public Contract Laws, N.J.S.A. 40A:11-5(1); and

WHEREAS, the Scirocco Financial Group was previously appointed and is presently the Municipal risk management agent; and

WHEREAS, the Mayor and Council wish to re-appoint the Scirocco Financial Group as the risk manager for the year 2022; and

WHEREAS, said contract, in aggregate, is above \$17,500 as certified by the City Chief Financial Officer and therefore, such award be in compliance with the requirement set forth by P.L. 2004, Chapter 19 (as amended by P.L. 2005,c. 51) N.J.S.A. 19:44A-20.5 et. seq.; and

WHEREAS, the contract amount for these services shall be no more than 6% of the City's annual JIF Assessment, payable by the Suburban Metro Joint Insurance Fund directly to Scirocco Financial Group;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the City of Garfield that Scirocco Financial Group is hereby re-appointed as Risk Management Consultant for the year of 2022 and that the City Manager is hereby authorized to execute the risk management consultant's agreement in accordance with the by-laws of the South Bergen Municipal Joint Insurance Fund for the period commencing on January 1, 2022 and ending December 31, 2022 to be paid out of account Other Insurance Premiums 2-01-23-210-210-000; and

BE IT FURTHER RESOLVED, that a notice of said contract award, stating the nature, duration and services provided, be published in accordance with N.J.S.A. 40A:11-5(1).

I, Anders Hasseler, Chief Financial Officer for the City of Garfield do hereby confirm that there are sufficient funds available for this resolution.

Anders Hasseler, Chief Financial Officer

April 11, 2022

Dated

APPROVED: April 12, 2022

Richard Rigoglioso, Mayor

ATTEST: _____
Erin Delaney, MPA, RMC
City Manager/City Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent
Maslag				
Herrera				
Banch				
Delaney				
Rigoglioso				

This resolution was approved by the Mayor and Council of the City of Garfield at the Regular Meeting held on the 12th day of April 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-159-22**

CONSENT AGENDA

RESOLUTION BY:

SECONDED BY:

APPROVING FIREWORKS DISPLAY AND EXECUTION OF CONTRACT

BE IT RESOLVED by the City Council of the City of Garfield, County of Bergen, State of New Jersey, that permission is hereby granted to Garden State Fireworks, Inc. for the public display of fireworks at 20th Century Field in the City of Garfield on Friday, September 2, 2022, (rain date - TBD) at approximately 8:30PM (or 15 minutes after dusk) with a rain date for Friday, September 9, 202; and

BE IT FURTHER RESOLVED that said display shall be prepared and operated by a competent operator or operators, whose credentials must be approved by the Chief of Police, Fire Department, and the Fire Official; and

BE IT FURTHER RESOLVED that such display shall be of such character and so located, discharged, or fixed in accordance with all of the requirements of the N.J. Department of Community Affairs for such activities, and the fireworks display company's compliance with such requirements shall be submitted to the Chief of Police and Fire Official along with all required supporting information so that the City may rely upon that the setting off of the display shall not be hazardous to property or endanger any persons; and

BE IT FURTHER RESOLVED that the within permission is conditioned upon approval of the following documents to be received no later than ten (10) days prior to the scheduled event to be submitted by Garden State Fireworks, Inc., including all necessary insurance liability documentation required by the JIF/MEL; and

BE IT FURTHER RESOLVED that City Manager Erin Nora Delaney is hereby authorized the execute said contract in the amount of \$18,000.00 to be paid out of account Celebration of Public Events 2-01-30-420-420-001; and

BE IT FURTHER RESOLVED that a certified copy of the within Resolution be forwarded to the Bureau of Explosives of the Department of Labor, in accordance with provisions of R.S. 21:3-1 et seq.

I, Anders Hasseler, Chief Financial Officer for the City of Garfield do hereby confirm that there are sufficient funds available for this resolution.

Anders Hasseler, Chief Financial Officer

April 11, 2022
Dated

APPROVED: April 12, 2022

Richard Rigoglioso, Mayor

ATTEST: _____

Erin Delaney, MPA, RMC

City Manager/City Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent
Maslag				
Herrera				
Banch				
Delaney				
Rigoglioso				

This resolution was approved by the Mayor and Council of the City of Garfield at the Regular Meeting held on the 12th day of April 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC

City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-160-22**

CONSENT AGENDA

RESOLUTION BY:

SECONDED BY:

RE-APPOINTMENT OF GARFIELD HOUSING AUTHORITY MEMBER

WHEREAS, Edward Dabal has previously served on the Garfield Housing Authority; and

WHEREAS, said term has since expired in 2020; and

WHEREAS, Mr. Dabal has continued to serve on the Authority;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the City of Garfield that the appointment of:

Edward Dabal

to the Garfield Housing Authority to continue for a term backdating to October 19, 2020 and ending October 18, 2025 be and is hereby confirmed.

APPROVED: April 12, 2022

Richard Rigoglioso, Mayor

ATTEST: _____

Erin Delaney, MPA, RMC

City Manager/City Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent
Maslag				
Herrera				
Banch				
Delaney				
Rigoglioso				

This resolution was approved by the Mayor and Council of the City of Garfield at the Regular Meeting held on the 12th day of April 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-161-22**

CONSENT AGENDA

RESOLUTION BY:
SECONDED BY:

APPOINTMENT OF GARFIELD HOUSING AUTHORITY MEMBER

BE IT RESOLVED, by the Mayor and Council of the City of Garfield that Richard Rigoglioso be and is hereby appointed to the Garfield Housing Authority, to succeed Mr. Edward Puzio's unexpired term, effective April 12, 2022 and expiring October 18, 2023.

APPROVED: April 12, 2022

Richard Rigoglioso, Mayor

ATTEST: _____
Erin Delaney, MPA, RMC
City Manager/City Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent
Maslag				
Herrera				
Banch				
Delaney				
Rigoglioso				

This resolution was approved by the Mayor and Council of the City of Garfield at the Regular Meeting held on the 12th day of April 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-162-22**

CONSENT AGENDA

**RESOLUTION BY:
SECONDED BY:**

RE-APPOINTMENT OF ZONING BOARD OF ADJUSTMENT MEMBER

WHEREAS, Katarzyna Rozmus has previously served on the Zoning Board of Adjustment; and

WHEREAS, said term has since expired in 2021; and

WHEREAS, Ms. Rozmus has continued to serve on the Board and has all necessary coursework completed;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the City of Garfield that the appointment of:

Katarzyna Rozmus

to the Zoning Board of Adjustment to continue for a term beginning January 1, 2022 and ending December 31, 2025 be and is hereby confirmed.

APPROVED: April 12, 2022

Richard Rigoglioso, Mayor

ATTEST: _____
Erin Delaney, MPA, RMC
City Manager/City Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent
Maslag				
Herrera				
Banch				
Delaney				
Rigoglioso				

This resolution was approved by the Mayor and Council of the City of Garfield at the Regular Meeting held on the 12th day of April 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-163-22**

CONSENT AGENDA

**RESOLUTION BY:
SECONDED BY:**

RE-APPOINTMENT OF ZONING BOARD OF ADJUSTMENT MEMBER

WHEREAS, Carmin Breonte has previously served on the Zoning Board of Adjustment; and

WHEREAS, said term has since expired in 2021; and

WHEREAS, Mr. Breonte has continued to serve on the Board and has all necessary coursework completed;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the City of Garfield that the appointment of:

Carmin Breonte

to the Zoning Board of Adjustment to continue for a term beginning January 1, 2022 and ending December 31, 2025 be and is hereby confirmed.

APPROVED: April 12, 2022

Richard Rigoglioso, Mayor

ATTEST: _____
Erin Delaney, MPA, RMC
City Manager/City Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent
Maslag				
Herrera				
Banch				
Delaney				
Rigoglioso				

This resolution was approved by the Mayor and Council of the City of Garfield at the Regular Meeting held on the 12th day of April 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-164-22**

CONSENT AGENDA

**RESOLUTION BY:
SECONDED BY:**

RE-APPOINTMENT OF ZONING BOARD OF ADJUSTMENT MEMBER

WHEREAS, John Easom has previously served on the Zoning Board of Adjustment; and

WHEREAS, said term has since expired in 2021; and

WHEREAS, Mr. Easom has continued to serve on the Board and has all necessary coursework completed;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the City of Garfield that the appointment of:

John Easom

to the Zoning Board of Adjustment to continue for a term beginning January 1, 2022 and ending December 31, 2025 be and is hereby confirmed.

APPROVED: April 12, 2022

Richard Rigoglioso, Mayor

ATTEST: _____
Erin Delaney, MPA, RMC
City Manager/City Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent
Maslag				
Herrera				
Banch				
Delaney				
Rigoglioso				

This resolution was approved by the Mayor and Council of the City of Garfield at the Regular Meeting held on the 12th day of April 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-165-22**

CONSENT AGENDA

**RESOLUTION BY:
SECONDED BY:**

**RE-APPOINTMENT OF ZONING BOARD OF ADJUSTMENT ALTERNATE
MEMBER**

WHEREAS, Francisco Sanchez has previously served on the Zoning Board of Adjustment as an alternate member; and

WHEREAS, said term has since expired in 2021; and

WHEREAS, Mr. Sanchez has continued to serve on the Board and has all necessary coursework completed;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the City of Garfield that the appointment of:

Francisco Sanchez

to the Zoning Board of Adjustment as Alternate #1 to continue for a term beginning January 1, 2022 and ending December 31, 2023 be and is hereby confirmed.

APPROVED: April 12, 2022

Richard Rigoglioso, Mayor

ATTEST: _____
Erin Delaney, MPA, RMC
City Manager/City Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent
Maslag				
Herrera				
Banch				
Delaney				
Rigoglioso				

This resolution was approved by the Mayor and Council of the City of Garfield at the Regular Meeting held on the 12th day of April 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-166-22**

CONSENT AGENDA

**RESOLUTION BY:
SECONDED BY:**

**RE-APPOINTMENT OF ZONING BOARD OF ADJUSTMENT ALTERNATE
MEMBER**

WHEREAS, Anthony Lio has previously served on the Zoning Board of Adjustment as an alternate member; and

WHEREAS, said term has since expired in 2021; and

WHEREAS, Mr. Lio has continued to serve on the Board and has all necessary coursework completed;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the City of Garfield that the appointment of:

Anthony Lio

to the Zoning Board of Adjustment as Alternate #2 to continue for a term beginning January 1, 2022 and ending December 31, 2023 be and is hereby confirmed.

APPROVED: April 12, 2022

Richard Rigoglioso, Mayor

ATTEST: _____
Erin Delaney, MPA, RMC
City Manager/City Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent
Maslag				
Herrera				
Banch				
Delaney				
Rigoglioso				

This resolution was approved by the Mayor and Council of the City of Garfield at the Regular Meeting held on the 12th day of April 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-167-22**

CONSENT AGENDA

**RESOLUTION BY:
SECONDED BY:**

APPOINTMENT OF ZONING BOARD OF ADJUSTMENT ALTERNATE MEMBER

BE IT RESOLVED, by the Mayor and Council of the City of Garfield that the appointment of:

Daniel Rigoglioso

to the Zoning Board of Adjustment as Alternate #4 to continue for an unexpired term beginning April 13, 2022 and ending December 31, 2022 be and is hereby confirmed.

APPROVED: April 12, 2022

Richard Rigoglioso, Mayor

ATTEST: _____
Erin Delaney, MPA, RMC
City Manager/City Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent
Maslag				
Herrera				
Banch				
Delaney				
Rigoglioso				

This resolution was approved by the Mayor and Council of the City of Garfield at the Regular Meeting held on the 12th day of April 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-168-22**

CONSENT AGENDA

RESOLUTION BY:
SECONDED BY:

APPOINTMENT OF LIBRARY BOARD OF TRUSTEES MEMBER

BE IT RESOLVED, by the Mayor and Council of the City of Garfield that the appointment of:

Lauren Surma

to the Library Board of Trustees effective April 13, 2022 to fill an unexpired term, extending until December 31, 2024 as per their newly adopted bylaws, be and is hereby confirmed; and

BE IT FURTHER RESOLVED that resolution R-117-22 be and is hereby rescinded.

APPROVED: April 12, 2022

Richard Rigoglioso, Mayor

ATTEST: _____
Erin Delaney, MPA, RMC
City Manager/City Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent
Maslag				
Herrera				
Banch				
Delaney				
Rigoglioso				

This resolution was approved by the Mayor and Council of the City of Garfield at the Regular Meeting held on the 12th day of April 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-169-22**

CONSENT AGENDA

RESOLUTION BY:
SECONDED BY:

APPROVAL OF TOWING LICENSE

WHEREAS, Resolution No. 21-25 was adopted granting a towing license to David’s Auto Body of 70 Lincoln Place, Garfield, NJ, pursuant to Chapter 229 of the Code of the City of Garfield; and

WHEREAS, the latest one-year term of the license has expired; and

WHEREAS, David’s Auto Body has filed for a license renewal and the City Council having determined the public convenience and necessity, allows and requires such license and that the applicant is fit and has the necessary equipment, including a storage area pursuant to Chapter 229; and

WHEREAS, a \$500.00 license fee has been received by the City Clerk in connection with this application pursuant to City Ordinance No. 2008;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Garfield, Bergen County, New Jersey that the City Clerk is authorized to notify David’s Auto Body of 70 Lincoln Place, Garfield, New Jersey that it has received a 2022 Towing License pursuant to the City Code; and

BE IT FURTHER RESOLVED that David’s Auto Body shall comply with all the pre-conditions and requirements of the towing license.

APPROVED: April 12, 2022

Richard Rigoglioso, Mayor

ATTEST: _____
Erin Delaney, MPA, RMC
City Manager/City Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent
Maslag				
Herrera				
Banch				
Delaney				
Rigoglioso				

This resolution was approved by the Mayor and Council of the City of Garfield at the Regular Meeting held on the 12th day of April 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-170-22**

CONSENT AGENDA

RESOLUTION BY:

SECONDED BY:

**ENDORISING RESOLUTION FOR BERGEN COUNTY COMMUNITY
DEVELOPMENT BLOCK GRANT (CDBG) PROJECT**

WHEREAS, a Bergen County Community Development Block Grant totaling \$49,600.00 has been proposed by the Board of Directors of the Garfield YMCA of Garfield for COVID-19 Prevention Improvements in the municipality of Garfield; and

WHEREAS, pursuant to the State Interlocal Services Act, Community Development funds may not be spent in a municipality without authorization by the Governing Body; and

WHEREAS, aforesaid project is in the best interest of the Board of Directors of the Garfield YMCA and the City of Garfield; and

WHEREAS, this resolution does not obligate the financial resources of the municipality and is intended solely to expedite expenditure of the aforesaid Community Development application;

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of Garfield hereby confirms endorsement of the aforesaid project; and

BE IT FURTHER RESOLVED, that a copy of this resolution shall be sent to the Director of the Bergen County Division of Community Development (Robert G. Esposito, Director; Bergen County Division of Community Development; One Bergen County Plaza, 4th Floor; Hackensack, NJ 07601) so that implementation of the aforesaid project may be expedited.

APPROVED: April 12, 2022

Richard Rigoglioso, Mayor

ATTEST: _____

Erin Delaney, MPA, RMC
City Manager/City Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent
Maslag				
Herrera				
Banch				
Delaney				
Rigoglioso				

This resolution was approved by the Mayor and Council of the City of Garfield at the Regular Meeting held on the 12th day of April 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-171-22**

CONSENT AGENDA

**RESOLUTION BY:
SECONDED BY:**

**REQUESTING PERMISSION FOR THE DEDICATION BY RIDER FOR
COMMUNITY POLICE DONATIONS REQUIRED BY DLGS**

WHEREAS, permission is required of the Director of the Division of Local Government Services for approval as a dedication by rider of revenues received by a municipality when the revenue is not subject to reasonably accurate estimates in advance; and

WHEREAS, the City of Garfield provides for receipt of Community Police Donations by the municipality to provide for the operating costs to administer this act; and

WHEREAS, NJS 40A:5-29 provides the dedicated revenues anticipated from Community Police Donations are hereby anticipated as revenue and are hereby appropriated for the purpose to which said revenue is dedicated by statute or other legal requirement:

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Garfield, County of Bergen, State of New Jersey as follows:

1. The Borough Council does hereby request permission of the Director of the Division of Local Government Services to pay expenditures of Community Police Donations.
2. This resolution shall take effect immediately.
3. The Clerk of the City of Garfield, County of Bergen is hereby directed to forward two certified copies of this resolution to the Director of New Jersey, Division of Local Government Services.

APPROVED: April 12, 2022

Richard Rigoglioso, Mayor

ATTEST: _____
Erin Delaney, MPA, RMC
City Manager/City Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent
Maslag				
Herrera				
Banch				
Delaney				
Rigoglioso				

This resolution was approved by the Mayor and Council of the City of Garfield at the Regular Meeting held on the 12th day of April 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-172-22**

CONSENT AGENDA

**RESOLUTION BY:
SECONDED BY:**

**REQUESTING PERMISSION FOR THE DEDICATION BY RIDER FOR
SELF-INSURANCE PROGRAM REQUIRED BY DLGS**

WHEREAS, permission is required of the Director of the Division of Local Government Services for approval as a dedication by rider of revenues received by a municipality when the revenue is not subject to reasonably accurate estimates in advance; and

WHEREAS, the City of Garfield provides for receipt of a Self-Insurance Disability Program by the municipality to provide for the operating costs to administer this act; and

WHEREAS, NJS 40A:10-1 provides the dedicated revenues anticipated from the Self-Insurance Disability Program are hereby anticipated as revenue and are hereby appropriated for the purpose to which said revenue is dedicated by statute or other legal requirement;

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of Garfield, County of Bergen, State of New Jersey as follows:

1. The City Council does hereby request permission of the Director of the Division of Local Government Services to pay expenditures of the Self-Insurance Disability Program.
2. This resolution shall take effect immediately.
3. The Clerk of the City of Garfield, County of Bergen is hereby directed to forward two certified copies of this resolution to the Director of New Jersey, Division of Local Government Services.

APPROVED: April 12, 2022

Richard Rigoglioso, Mayor

ATTEST: _____

Erin Delaney, MPA, RMC
City Manager/City Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent
Maslag				
Herrera				
Banch				
Delaney				
Rigoglioso				

This resolution was approved by the Mayor and Council of the City of Garfield at the Regular Meeting held on the 12th day of April 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-173-22**

CONSENT AGENDA

**RESOLUTION BY:
SECONDED BY:**

**SUPPORTING THE 2022 UDRIVE. U TEXT. U PAY. DISTRACTED DRIVING
CRACKDOWN**

WHEREAS, distracted driving is a serious, life-threatening practice that is preventable; and

WHEREAS, distracted driving can result in injuries and deaths to all road users (motorists, pedestrians and bicyclists); and

WHEREAS, distracted driving occurs when drivers divert their attention away from the task of driving to focus on another activity instead; and

WHEREAS, in 2019 alone distracted driving-related crashes resulted in 3,142 deaths and 400,000 injuries on our nation's roads; and

WHEREAS, in New Jersey distracted driving was listed as a contributing circumstance in 49-percent of all motor vehicle crashes in 2019; and

WHEREAS, the State of New Jersey will participate in the nationwide Distracted Driving 2022 Crackdown from April 1 - 30, 2022 in an effort to raise awareness and decrease driver distraction through a combination of enforcement and education; and

WHEREAS, the national slogan for the campaign is UDrive. UText. UPay; and

WHEREAS, a reduction in distracted driving in New Jersey will save lives on our roadways;

NOW, THEREFORE, BE IT RSOLVED that the Mayor and Council of the City of Garfield hereby declares it's support for the Distracted Driving 2022 Crackdown both locally and nationally from April 1 - 30, 2022 and pledges to increase awareness of the dangers of distracted driving.

APPROVED: April 12, 2022

Richard Rigoglioso, Mayor

ATTEST: _____
Erin Delaney, MPA, RMC
City Manager/City Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent
Maslag				
Herrera				
Banch				
Delaney				
Rigoglioso				

This resolution was approved by the Mayor and Council of the City of Garfield at the Regular Meeting held on the 12th day of April 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-174-22**

CONSENT AGENDA

RESOLUTION BY:
SECONDED BY:

APPROVING LAUNDROMAT LICENSE

WHEREAS, New NYC Linen, LLC, 18 Plauderville Avenue, filed an application for a laundromat license for the year 2022; and

WHEREAS, the local inspectors certify that they have conformed with provisions of Ordinance No. 1288;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Garfield that the City Clerk be and is hereby authorized to issue a license to NYC Linen LLC, 18 Plauderville Avenue, Garfield, New Jersey 07026 for the year 2022.

APPROVED: April 12, 2022

Richard Rigoglioso, Mayor

ATTEST: _____
Erin Delaney, MPA, RMC
City Manager/City Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent
Maslag				
Herrera				
Banch				
Delaney				
Rigoglioso				

This resolution was approved by the Mayor and Council of the City of Garfield at the Regular Meeting held on the 12th day of April 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-175-22**

CONSENT AGENDA

**RESOLUTION BY:
SECONDED BY:**

APPROVING HANDICAP PARKING SPACE

WHEREAS, Maria Patusco, 44 Spencer Place, who is the holder of a Disabled Person I.D. Card No. P2592406, has filed an application for a handicap parking sign to be placed at her address; and

WHEREAS, the Police Department has investigated and recommend approval of the application;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Garfield that one parking space be designated as reserved for “Handicap Parking”, located on the east curb line of Spencer Place commencing 142 feet south of the intersection of Spencer Place and Passaic Street and continue an additional 20 feet south from that point; and

BE IT FURTHER RESOLVED that the Traffic Safety Control Division is hereby authorized and directed to erect an appropriate sign at the above location.

APPROVED: April 12, 2022

Richard Rigoglioso, Mayor

ATTEST: _____
Erin Delaney, MPA, RMC
City Manager/City Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent
Maslag				
Herrera				
Banch				
Delaney				
Rigoglioso				

This resolution was approved by the Mayor and Council of the City of Garfield at the Regular Meeting held on the 12th day of April 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-176-22**

CONSENT AGENDA

RESOLUTION BY:
SECONDED BY:

APPROVING HANDICAP PARKING SPACE

WHEREAS, Asif Khawaja, 26 Pacific Avenue Unit A, who is the holder of a Disabled Person I.D. Card No. P2494693, has filed an application for a handicap parking sign to be placed at his address; and

WHEREAS, the Police Department has investigated and recommend approval of the application;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Garfield that one parking space be designated as reserved for “Handicap Parking”, located on the south curb line of Pacific Avenue commencing 324 feet east of the intersection of Pacific Avenue and River Drive and continue an additional 20 feet east from that point; and

BE IT FURTHER RESOLVED that the Traffic Safety Control Division is hereby authorized and directed to erect an appropriate sign at the above location.

APPROVED: April 12, 2022

Richard Rigoglioso, Mayor

ATTEST: _____
Erin Delaney, MPA, RMC
City Manager/City Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent
Maslag				
Herrera				
Banch				
Delaney				
Rigoglioso				

This resolution was approved by the Mayor and Council of the City of Garfield at the Regular Meeting held on the 12th day of April 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-177-22**

CONSENT AGENDA

RESOLUTION BY:

SECONDED BY:

**AUTHORIZING SPENCER SAVINGS BANK TO CHANGE A SIGNER/TRUSTEE ON
THE GARFIELD FIRST COMMUNITY DEVELOPMENT NON-PROFIT
ORGANIZATION CHECKING ACCOUNT**

WHEREAS, the Mayor and Council of the City of Garfield, desires to change a signer/trustee on the Garfield First Non-Profit bank account; and

WHEREAS, Roy Riggitano, trustee/signer, is no longer affiliated with this organization; and

WHEREAS, the Mayor and Council would like to replace Roy Riggitano with Anders Hasseler; and

WHEREAS, all (3) Trustees Erin N. Delaney, Anders Hasseler, and Denise Ingui will have signing capabilities on any checks/correspondence on behalf of the Garfield First Community Development Non-Profit Corporation;

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Garfield, Bergen County, New Jersey, that as of April 12, 2022, Spencer Savings Bank is hereby authorized to make the said change to the signers/trustees of the Garfield First Community Development Non-Profit Corporation.

APPROVED: April 12, 2022

Richard Rigoglioso, Mayor

ATTEST: _____

Erin Delaney, MPA, RMC
City Manager/City Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent
Maslag				
Herrera				
Banch				
Delaney				
Rigoglioso				

This resolution was approved by the Mayor and Council of the City of Garfield at the Regular Meeting held on the 12th day of April 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-178-22**

CONSENT AGENDA

RESOLUTION BY:
SECONDED BY:

RESOLUTION TO APPROVE THE CONSENT AGENDA

BE IT RESOLVED, by the Mayor and Council of the City of Garfield that the actions noted in the Consent Agenda, Resolutions R-157-22 through R-178-22 be and are hereby approved and the proper officers are directed to take necessary action on same.

APPROVED: April 12, 2022

Richard Rigoglioso, Mayor

ATTEST: _____
Erin Delaney, MPA, RMC
City Manager/City Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent
Maslag				
Herrera				
Banch				
Delaney				
Rigoglioso				

This resolution was approved by the Mayor and Council of the City of Garfield at the Regular Meeting held on the 12th day of April 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated