

**WORK SESSION MEETING
OF THE
CITY OF GARFIELD MAYOR AND COUNCIL
May 10, 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. The Smiling Bud, LLC.
 3. 2022 Budget Discussion
 4. Reports of the Cabinet and City Council
 5. Report of the City Manager/City Clerk
 - a. Discussion Items
 - b. Resolutions
 - c. Ordinances
 - d. Departmental Reports/Correspondence
 6. Executive Session (Closed to the Public)
- c: City Manager/City Clerk
Mayor and Council
City Attorney Daniel Lagana
Special Counsel John J. Lavin
City Engineer, Carl O'Brien/Kevin Boyer
Special Engineer, Kevin Boswell
Frank Catania, Esq., The Smiling Bud, LLC.
Department Heads

**WORK SESSION MEETING
OF THE
GARFIELD MAYOR AND COUNCIL
ACTION ITEMS
MAY 10, 2022
6:00P.M.**

1. PROCLAMATION:

R-202-22 Induction of Caesar P. Bacarella to City Championship Monument

2. ORDINANCES: FIRST READING

R-203-22 Introduce Ord. #2935

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

R-204-22 Introduce Ord. #2936

**AN ORDINANCE TO AMEND PART I, ADMINISTRATIVE
LEGISLATION, CHAPTER 1, GENERAL PROVISIONS,
ARTICLE II, GENERAL PENALTY, SUBSECTION 1-16,
VIOLATIONS AND GENERAL PENALTY OF THE
REVISED ORDINANCES OF THE CITY OF GARFIELD**

SECOND READING

R-205-22 Introduce Ord. #2932

**AN ORDINANCE TO AMEND PART II, GENERAL
LEGISLATION, CHAPTER 226, PARKING, ARTICLE 1,
PARKING ON PRIVATE PROPERTY, OF THE REVISED
GENERAL ORDINANCES OF THE CITY OF GARFIELD**

R-206-22 Introduce Ord. #2933

**AN ORDINANCE TO AMEND PART II, GENERAL
LEGISLATION, CHAPTER 195, LICENSES AND
PERMITS, OF THE REVISED GENERAL ORDINANCES
OF THE CITY OF GARFIELD**

3. CONSENT AGENDA:

R-207-22 Authorizing Modern Electric Co. to Make Improvements to Lighting Infrastructure at 20th Century Park Under an Extraordinary Unspecifiable Service

R-208-22 Approving Change Order No. #1 and Final in Connection with Neighborhood Revitalization, Streetscape, and Pedestrian Safety Improvements – Phase I

R-209-22 Authorizing the City Manager to Enter into a Contract with Policeapp.Com

R-210-22 Authorizing the City Manager to Enter into a Contract with DMR Architects for an Investigative Study for 22-26 Garfield Avenue to Determine if It Meets the Statutory Criteria for an Area in Need of Redevelopment, Without Condemnation

R-211-22 Authorizing the City Manager to Enter into a Contract with DMR Architects for an Investigative Study for 337-351 Midland Avenue to Determine if It Meets the Statutory Criteria for an Area in Need of Redevelopment, Without Condemnation

- R-212-22 Authorizing the City Manager to Enter into a Contract with DMR Architects for an Investigative Study for 41-41 Hepworth Place to Determine if It Meets the Statutory Criteria for an Area in Need of Redevelopment, Without Condemnation
- R-213-22 Authorizing the Payment of Outstanding Rental Fees for the Model 10 Single Vessel Granular Activated Filter System at Well 8C
- R-214-22 Authorizing Change Order #1 for the Purchase of a Granular Activated Carbon Treatment System for the Elmwood Park Wellfield
- R-215-22 Authorizing Payment to John Garcia Construction for an Emergency Water Main Repair in Garfield
- R-216-22 Authorizing the Award of a Contract to National Metering Services, Inc. for the Water Meter Replacement Program (Phase 2)
- R-217-22 Authorizing the City Manager to Enter into a Contract with Gregory Associates, LLC.
- R-218-22 Authorizing the City Manager to Execute the TWA Application Approval on Behalf of the Governing Body for the Construction of a Sanitary Sewer Extension at 848-858 River Drive (CR-507) Garfield, NJ
- R-219-22 Authorizing Spencer Savings Bank to Change a Signer/Trustee on the Wall of Mayor's Fund Checking Account
- R-220-22 Authorizing and Directing the Planning Board of the City of Garfield, County of Bergen, State of New Jersey to Examine Whether the Properties Located at 337, 342, 350 and 351 Midland Avenue, Also Known as Block 88.01, Lots 1 and 9, and Block 89, Lots 17 and 19, as Shown on the Official Tax Map of the City of Garfield Should Be Determined to Be an Area in Need of Redevelopment, Specifically a Non-Condemnation Redevelopment Area, Pursuant to the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq.
- R-221-22 Authorizing and Directing the Planning Board of the City of Garfield, County of Bergen, State of New Jersey to Examine Whether the Properties Located at 22 and 26 Garfield Avenue, Also Known as Block 19.01, Lots 47 and 49, as Shown on the Official Tax Map of the City of Garfield Should Be Determined to Be an Area in Need of Redevelopment, Specifically a Non-Condemnation Redevelopment Area, Pursuant to The Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq.
- R-222-22 Authorizing and Directing the Planning Board of the City of Garfield, County of Bergen, State of New Jersey to Examine Whether the Properties Located at 41-42 Hepworth Place, Also Known as Block 34.01, Lot 10 and Block 31.01, Lot 9.01, as Shown on the Official Tax Map of the City of Garfield Should Be Determined to Be an Area in Need of Redevelopment, Specifically a Non-Condemnation Redevelopment Area, Pursuant to the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq.
- R-223-22 Requesting Permission for the Dedication by Rider for Accumulated Absence Required by DLGS
- R-224-22 Approving Resignation of Active Member – Fire Department
- R-225-22 Supporting Culture Cannabis as the Operator of a Class 5 Retail Cannabis Dispensary to Be Located in the City of Garfield
- R-226-22 Authorizing Kearny Bank to Change Signers/Trustees on the Garfield Certificate of Deposit

R-227-22	Recognizing May as Mental Health Awareness Month
R-228-22	Authorizing the City Manager to Enter into a Contract with Blue Star/Campy's Amusements/Garden State Amusements
R-229-22	Establishing a City Scholarship for Students of Military Families
R-230-22	Authorizing the Submission of a Bergen County Community Development Block Grant Application
R-231-22	Authorizing the City Manager to Execute a Contract with the Bergen County Sheriff's Department for the Sale of an EMS Vehicle and a Shared Service Agreement for Its Use by the City
R-232-22	Approving Handicap Parking Space
R-233-22	Approving Handicap Parking Space
R-234-22	Resolution to Accept Consent Agenda

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-202-22**

RESOLUTION BY:

SECONDED BY:

INDUCTION OF CAESAR P. BACARELLA TO CITY CHAMPIONSHIP MONUMENT

WHEREAS, Caesar P. Bacarella is a first-generation Italian American born in Garfield, residing on Malcolm Avenue. He attended Garfield School No. 7 and Garfield High School. Caesar played football as a Boilermaker and served as Captain for the Junior Varsity team and received his Varsity letter in his Sophomore year. In 1997 Caesar and his family moved from Garfield to Parkland, South Florida where he currently resides and has 12-year-old twin girls, Gia and Gianna; and

WHEREAS, Caesar started and built Everlast Drywall into what is now a \$60M dollar construction company. Due to a deep interest in racing cars, Caesar was committed to working his way into professional racing and quickly made his mark on the sport winning the GT3 Class Championship in the Pirelli World Challenge in 2018 along with his teammate Martin Fuentes. Caesar and Martin won another prestigious championship in 2019 driving the Ferrari GT3 No. 7 car in the Blancpain World Challenge for Squadra Corse Garage Italia; and

WHEREAS, Caesar and Martin have teamed up again this year to go after another championship as teammates and driving for TR3 Racing in the Lamborghini No. 45 car. As a part-time driver within a small team, Caesar finished 12th at Daytona International Speedway, his best finish to date. This year, Caesar and Tommy Joe Martin began their partnership debuting their new brand Alpha Prime Racing and continue to compete in the Nascar Xfinity Series; and

WHEREAS, Caesar has built several more successful businesses; Alpha Prime Sports, Alpha Prime Apparel and AP Regimen. Since the launch in May of 2018, he has maintained a focus on premium sports apparel. His team only offers quality products with sustainability and durability. Building upon the sports apparel, the company added high-end fitness apparel and premium supplements. Providing this wide range of products stems from his desire to reach all types of people with products that enhance their lifestyles and push them to look and feel better in everything they do. The company's purpose is to provide brands that are authentic and top rate but at a reasonable price and offer the best for every individual regardless of where they are in their fitness journey; and

WHEREAS, through Caesar's many pursuits, he has always maintained a deep commitment and respect for the men and women that protect our country and our neighborhoods. He contributes his time, energy, and resources to help these entities in any way he can. Caesar is a true American success story, who has never forgotten his Garfield roots and is a worthy recipient of this honor of being added to the Champion Monument from this great city;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Garfield, Bergen County, New Jersey, that Caesar P. Bacarella is hereby congratulated on being inducted into the championship monument in the City of Garfield.

APPROVED: May 10, 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 10th day of May 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-203-22**

**RESOLUTION BY:
SECONDED BY:**

**INTRODUCE ORDINANCE #2935
FIRST READING**

BE IT RESOLVED, that an ordinance entitled:

AN ORDINANCE AMENDNING PART II, GENERAL LEGISLATION, CHAPTER 100, CANNABIS 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, June 14, 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: May 10, 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 10th day of May 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
ORDINANCE NO.: 2935**

AN ORDINANCE AMENDNING PART II, GENERAL LEGISLATION, CHAPTER 100, CANNABIS 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 100, Cannabis, is hereby amended as follows:

SECTION 1. The current text of City Ordinance, Part II, General Legislation, Chapter 100, Cannabis, Section 100-1, Definitions, is hereby amended to including the following:

Alternative Treatment Center" or ATC means an organization issued a permit pursuant to the "Jake Honig Compassionate Use Medical Cannabis Act," P.L.2009, c.307 (C.24:6I-1 et al.) to operate as a medical cannabis cultivator, medical cannabis manufacturer, medical cannabis dispensary, or clinical registrant, as well as any alternative treatment center deemed pursuant to section 7 of that act (C.24:6I-7) to concurrently hold a medical cannabis cultivator permit, a medical cannabis manufacturer permit, and a medical cannabis dispensary permit.

Microbusiness- A person or entity licensed under P.L.2021, c. 16 (C.24:6I-31 et al.) as a cannabis cultivator, cannabis manufacturer, cannabis wholesaler, cannabis distributor, cannabis retailer, or cannabis delivery service that may only, with respect to its business operations, and capacity and quantity of product: (1) employ no more than 10 employees; (2) operate a cannabis establishment occupying an area of no more than 2,500 square feet, and in the case of a cannabis cultivator, grow cannabis on an area no more than 2,500 square feet measured on a horizontal plane and grow above that plane not higher than 24 feet; (3) possess no more than 1,000 cannabis plants each month, except that a cannabis distributor's possession of cannabis plants for transportation shall not be subject to this limit; (4) acquire each month, in the case of a cannabis manufacturer, no more than 1,000 pounds of usable cannabis; (5) acquire for resale each month, in the case of a cannabis wholesaler, no more than 1,000 pounds of usable cannabis, or the equivalent amount in any form of manufactured cannabis product or cannabis resin, or any combination thereof; and (6) acquire for retail sale each month, in the case of a cannabis retailer, no more than 1,000 pounds of usable cannabis, or the equivalent amount in any form of manufactured cannabis product or cannabis resin, or any combination thereof.

SECTION 2. The current text of City Ordinance, Part II, General Legislation, Chapter 100, Cannabis, Section 100-2, Permitted and Prohibited Licenses, is hereby amended as follows:

§100-2 PERMITTED AND PROHIBITED LICENSES

- A. **PERMITTED LICENSES:** Those businesses possessing a license to operate an Alternative Treatment Center and a Class 1, Class 2, Class 3, Class 4, or Class 5 adult-use license pursuant to Section 31b of the New Jersey Cannabis Regulatory, Enforcement Assistance, and Marketplace Modernization Act (P.L. 2021, c. 16), may operate within the City of Garfield, subject to all of the provisions of this ordinance and all applicable State standards and regulations.
- B. **PROHIBITED LICENSES:** Class 6 licenses are prohibited in the City of Garfield, except for the purpose of delivering cannabis items and related supplies by a Class 6 license holder located outside of the City of Garfield.

SECTION 3. The current text of City Ordinance, Part II, General Legislation, Chapter 100, Cannabis, Section 100-3, Zoning, Subsection B, is hereby amended as follows:

- B. In order to qualify for conditional use approval to operate a business with a Class 1, Class 2, Class 3, or Class 4 license within the LM District, the licensee must meet the following conditions:
- (1) Possess the appropriate state license.
 - (2) The applicant will implement an odor mitigation infrastructure so that odors emanating from the facility are not detectable by a person on adjacent properties, rights-of way, or other units with a building on the same lot.
 - (3) Outdoor generators and other mechanical equipment shall be enclosed and have noise reduction systems to mitigate noise pollution. All facilities must operate within applicable State sound limitations. Sound mitigation equipment shall be screened from view from adjacent properties.
 - (4) All activities associated with the production of cannabis, including cultivation, manufacturing, and processing, shall occur within an enclosed building.
 - (5) Landscape buffers at least three feet high at the time of installation, or other equivalent method of buffering, shall be installed adjacent to any property line shared with a residential property.
 - (6) Cannabis or cannabis related products must not be visible from the adjacent sidewalk, right of way, or street.
 - (7) Compliance with the signage standards of the LM District, except that:
 - (a) No sign shall be placed on the roof of a building nor placed on its walls so as to exceed in height the roof of a building.
 - (b) No illuminated signs shall be permitted.
 - (c) No freestanding signs shall be permitted.
 - (d) There shall only be one sign.
 - (e) The content of signage shall be restricted to text on a solid background. The logo of the business may be included provided the logo does not include a cannabis plant leaf or image of other cannabis paraphernalia or products.

SECTION 4. The current text of City Ordinance, Part II, General Legislation, Chapter 100, Cannabis, Section 100-3, Zoning, Subsection C, is hereby amended as follows:

- C. A business with a license to operate an Alternative Treatment Center or a Class 5 adult-use license may operate within the B-2 District as a conditional use. Bulk standards associated with “other permitted uses” in B-2 Districts as identified in Section 341 Attachment 2 shall apply. Parking and loading requirements associated with “Retail Store” uses shall apply.

SECTION 5. The current text of City Ordinance, Part II, General Legislation, Chapter 100, Cannabis, Section 100-3, Zoning, Subsection 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. Distances shall be measured in a straight line from the center of the entrance of the Cannabis Establishment to the closest point of the property line of the parcel housing a pre-existing public, non-public, or charter school identified in the New Jersey Department of Education's School Directory within Garfield. Emergency/fire exits, maintenance

access, and doors to gain access to non-public areas are not used in the measurement. If the entrance is set back from the sidewalk by a walkway or doorway, the measurement is taken from the center of the line where the walkway/doorway meets the sidewalk. For an establishment in a multi-story building, the building entrance at street level is to be used.

- 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. Distances shall be measured in a straight line from the center of the entrance of the Cannabis Establishment to the closest point of the property line of the parcel housing a park or recreational facility. Emergency/fire exits, maintenance access, and doors to gain access to non-public areas are not used in the measurement. If the entrance is set back from the sidewalk by a walkway or doorway, the measurement is taken from the center of the line where the walkway/doorway meets the sidewalk. For an establishment in a multi-story building, the building entrance at street level is to be used.

SECTION 6. The current text of City Ordinance, Part II, General Legislation, Chapter 100, Cannabis, Section 100-6, Limitations on the number of licenses, is hereby amended as follows:

§ 100-6 Limitations on the number of licenses.

The City of Garfield expressly permits eight (8) total cannabis licenses to operate within the City limits as follows:

- a. One (1) Alternative Treatment Center;
- b. One (1) Class 5 adult-use retail license;
- c. Two (2) Class 1 adult-use cultivation license;
- d. Two (2) Class 2 adult-use manufacturing license;
- e. Two (2) Class 3 adult-use wholesaler license;
- f. Two (2) Class 4 adult-use distributor license.

SECTION 7. INCONSISTENT ORDINANCES REPEALED: Any article, section, paragraph, subsection, clause, or other provision of the City of Garfield inconsistent with the provisions of this ordinance is hereby repealed to the extent of such inconsistency.

SECTION 8. SEVERABILITY: If any section, paragraph, subsection, clause, or provision of this ordinance shall be adjudged by a court of competent jurisdiction to 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.

This ordinance shall take effect upon its passage.

ATTEST: _____

Erin Delaney, MPA, RMC

City Manager/City Clerk

Introduced:

Adopted:

APPROVED: _____

Richard Rigoglioso, Mayor

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-204-22**

**RESOLUTION BY:
SECONDED BY:**

**INTRODUCE ORDINANCE #2936
FIRST READING**

BE IT RESOLVED, that an ordinance entitled:

AN ORDINANCE TO AMEND PART I, ADMINISTRATIVE LEGISLATION, CHAPTER 1, GENERAL PROVISIONS, ARTICLE II, GENERAL PENALTY, SUBSECTION 1-16, VIOLATIONS AND GENERAL PENALTY OF THE REVISED 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, May 24, 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: May 10, 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 10th day of May 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
ORDINANCE NO.: 2936**

AN ORDINANCE TO AMEND PART I, ADMINISTRATIVE LEGISLATION, CHAPTER 1, GENERAL PROVISIONS, ARTICLE II, GENERAL PENALTY, SUBSECTION 1-16, VIOLATIONS AND GENERAL PENALTY OF THE REVISED ORDINANCES OF THE CITY OF GARFIELD

BE IT ORDAINED, by the Governing Body of the City of Garfield, that Part I, Administrative Legislation, Chapter 1, General Provisions, Article II, General Penalty, Subsection 1-16, Violations and General Penalty, hereby amended as follows:

Section 1. The current text of City Ordinance, Part I, Administrative Legislation, Chapter 1, General Provisions, Article II, General Penalty, Subsection 1-16, Violations and General Penalty, is hereby amended as follows:

§ 1-16 Violations and general penalty.

- a. For violation of any of the provisions of this chapter, any other chapter of this Code or any other ordinances of the City of Garfield, where no specific penalties are otherwise provided regarding the section violated, the maximum penalty, upon conviction, shall be a fine not to exceed \$2,000 or imprisonment for a term not exceeding 90 days or by a period of community service not exceeding 90 days. All individual penalty provisions set forth in the Code of the City of Garfield are deemed amended accordingly.
- b. The municipality imposes a service charge to be added to any account owing to the municipality, if payment tendered on the account was returned for insufficient funds.
 - i. The service charge for insufficient funds shall be \$20 per check, electronic transfer, or any other written instrument that resulted in the notice of insufficient funds;
 - ii. Whenever an account owing to a municipality is for a tax or special assessment, the service charge authorized by this section shall be included on whatever list of delinquent accounts is prepared for the enforcement of a lien; and
 - iii. For repeat offenders, the governing body may require future payments to be tendered in cash or by certified or cashier's check.

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-205-22**

RESOLUTION BY:

SECONDED BY:

INTRODUCE ORDINANCE #2932

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 226, PARKING, ARTICLE 1, PARKING ON PRIVATE PROPERTY, OF THE REVISED GENERAL ORDINANCES OF THE CITY OF GARFIELD

was introduced and passed at a meeting held on Tuesday, April 26, 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: May 10, 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 10th day of May 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
ORDINANCE NO.: 2932**

AN ORDINANCE TO AMEND PART II, GENERAL LEGISLATION, CHAPTER 226, PARKING, ARTICLE 1, PARKING ON PRIVATE PROPERTY, 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, Article 1, Parking of Private Property, is hereby amended as follows:

Section 1. The current text of City Ordinance, Part II, General Legislation, Chapter 226, Parking, Article I, Parking on Private Property, Subsection 1, Prohibited parking on certain lands; River Front Park, is hereby amended as follows:

§ 226-1 Parking Prohibited

A. Prohibited parking on certain lands; River Front Park.

1. It shall be unlawful for any person to operate a vehicle upon, or to park or leave standing any vehicle on, lands owned by or under the control of another, whether such lands are public or private, except as may be specifically permitted by the person owning or controlling said lands, after notice has been posted by the owner or other person in control of such lands, prohibiting such parking upon or other operation of a motor vehicle on said lands. Nothing herein contained shall apply to any lands lying within the bounds of any public street or highway.
2. There shall be a two-hour parking limit for any vehicle parked in the River Front Park, south side parking lot, spanning from Outwater Lane to the border of the City of Garfield and Elmwood Park. The City Manager shall have the authority to issue a revocable permit to park beyond this two-hour limit upon application to the City Manager for good cause. The issuance of such a permit and the revocation thereof shall be at the sole discretion of the City Manager.

B. Parking Prohibited in Front Yard.

1. Parking of any motor vehicles in the Front Yard, as defined in Section 341-2, except on a designated paved driveway, is strictly prohibited in all R Districts and in the B District, where residential dwelling units are located, including multi-family dwellings and garden apartments.
2. In all zoning districts, motor vehicles parked in the front yard shall not be permitted nearer than five feet to the right-of-way line of the street.

Section 2. The current text of City Ordinance, Part II, General Legislation, Chapter 226, Parking, Article I, Parking on Private Property, Subsection 3, Violations and penalties, is hereby amended as follows:

1. Any person who violates Subsection A of the provisions of this section of the Code shall be punished by a fine in the amount of \$55. A separate offense shall be deemed committed on each day the vehicle remains parked in violation of this article.
2. Each individual property owner or vehicle owner who violates Subsection B of the provisions of this section of the Code shall be punished as follows:
 - A. First offense A \$150.00 fine, payable by mail or in person or online. Court appearance is not required.

- | | |
|--|---|
| B. Second offense within 12-month period | A \$250.00 fine, payable by mail or in person or a a online.
Court appearance is not required. |
| C. Third offense within a 12-month period | A \$500.00 fine, with mandatory Court appearance
The City Municipal Judge shall have the authority to sentence the offending party to not less than 8 hours and no more than 30 hours of community service. |
| D. Fourth offense and each offense thereafter within a 12-month period | A \$2,000.00 maximum fine and a mandatory Court appearance.
The City Municipal Judge shall have the authority to sentence the offending party to not less than 50 hours and no more than 100 hours of community service. |

Section 3. 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 4. 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: April 26, 2022

Adopted:

APPROVED: _____

Richard Rigoglioso, Mayor

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-206-22**

RESOLUTION BY:

SECONDED BY:

**INTRODUCE ORDINANCE #2933
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 195, LICENSES AND PERMITS, OF THE REVISED GENERAL ORDINANCES OF THE CITY OF GARFIELD

was introduced and passed at a meeting held on Tuesday, April 26, 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: May 10, 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 10th day of May 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
ORDINANCE NO.: 2933**

AN ORDINANCE TO AMEND PART II, GENERAL LEGISLATION, CHAPTER 195, LICENSES AND PERMITS, 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 195, Licenses and Permits, is hereby amended to include the following:

Section 1. The current text of City Ordinance, Part II, General Legislation, Chapter 195, Licenses and Permits, is hereby amended to include the following:

Article II: License Expiration; Late Fees, Established.

Section 2. The current text of City Ordinance, Part II, General Legislation, Chapter 195, Licenses and Permits, Article II, Late Fees, is hereby amended to include the following:

§196-1 License Expiration.

- A. All Licenses issued by the City of Garfield, unless specified to the contrary, expire on December 31st of each calendar year.
- B. All Licenses must be renewed on an annual basis on or before February 15th or be subject to late fees.

§ 196-2 Late Fees, Established.

- A. Licenses not renewed by February 15th are subject to late fees, which are to be calculated in addition to the license fee, in the amount of \$75.00 for each 30-day period after February 15th.
- B. Licenses renewals shall be considered received when date stamped by the City Clerk's Office, or other corresponding department.

Section 3. 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 4. 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: April 26, 2022

Adopted:

APPROVED: _____

Richard Rigoglioso, Mayor

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-207-22**

CONSENT AGENDA

RESOLUTION BY:

SECONDED BY:

**AUTHORIZING MODERN ELECTRIC CO. TO MAKE IMPROVEMENTS TO
LIGHTING INFRASTRUCTURE AT 20TH CENTURY PARK UNDER AN
EXTRAORDINARY UNSPECIFIABLE SERVICE**

WHEREAS, the City of Garfield wishes to retain the services of a qualified organization to perform upgrades and repairs to underground lighting infrastructure at Fields 5 and 6 in 20TH Century Park, located 75 Elizabeth St, Garfield, NJ; and

WHEREAS, the accurate extent of the damage to the infrastructure and extent of the repairs can only be ascertained as repair work progresses; and

WHEREAS, numerous variables in the extent of the work and ultimate cost exist and conventionally quoting or bidding the project is not feasible; and

WHEREAS, Modern Electric Co., a licensed electrician in the State of New Jersey, possesses the knowledge and ability to perform the desired upgrades and repairs and is qualified to render same; and

WHEREAS, Modern Electric Co. had previously diagnosed the preliminary issue with the lighting infrastructure in August 2021;

WHEREAS, the City of Garfield has a need to acquire these services without a “fair and open process” as defined by P.L. 2004, c.19, the “Local Unit Pay-to-Play Law” and in connection therewith, Modern Electric Co. has completed and filed with the City of Garfield the required Campaign Contributions Affidavit pursuant to N.J.S.A. 19:44A-20.8, Certification Regarding Political Contributions pursuant to N.J.S.A. 19:44A-20.26; and

WHEREAS, the agreement shall be for an amount not to exceed \$35,000.00 to be paid out of General Cap Ord#2926D C-04-55-222-926-004; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available to pay for said services; and

WHEREAS, the Local Public Contracts Law, N.J.S.A. 40A:11-5(1)(a)(ii) et seq., authorizes the City of Garfield to award this agreement as an extraordinary unspecifiable service agreement, without public bidding;

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

1. The Mayor and Clerk are hereby authorized and directed to execute an agreement with Modern Electric Co., consistent with this Resolution and the above “Whereas” clauses.
2. The agreement is awarded without competitive bidding as an “Extraordinary Unspecifiable Service” in accordance with the Local Public Contracts Law, N.J.S.A. 40A:11-5(1)(a)(ii) et seq., for the reasons set forth in the “Whereas” clauses and in the Administrator’s Certification of Extraordinary Unspecifiable Service, which reasons are incorporated herein as if fully restated.

3. A copy of the Resolution, the Administrator’s Certification of Extraordinary Unspecifiable Service and the agreement shall be placed on file in the Office of the Clerk.
4. A notice of the action shall be published in the official newspaper as required by law.

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

May 9, 2022
Dated

APPROVED: May 10, 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 10th day of May 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-208-22**

CONSENT AGENDA

RESOLUTION BY:

SECONDED BY:

**APPROVING CHANGE ORDER NO. #1 AND FINAL IN CONNECTION WITH
NEIGHBORHOOD REVITALIZATION, STREETScape, AND PEDESTRIAN SAFETY
IMPROVEMENTS-PHASE I**

WHEREAS, the City of Garfield awarded an original contract to Zuccaro in the amount of \$964,149.50 per Resolution #20-166; and

WHEREAS, Zuccaro along with Gannett Fleming Engineering are requesting an increase of \$31,668.89 to the contract amount. This change is necessary due to COVID-19 delays, field adjustments, and as-built quantities;

NOW, THEREFORE, BE IT RESOLVED, Change Order #1 and final is hereby approved to increase the contract amount by \$31,668.89 bringing the total contract amount to \$995,818.39 to be paid out of General Capital Ord#2738 C-04-55-999-000-933.

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

May 9, 2022

Dated

APPROVED: May 10, 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 10th day of May 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC

City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-209-22**

CONSENT AGENDA

**RESOLUTION BY:
SECONDED BY:**

**AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH
POLICEAPP.COM**

WHEREAS, the Garfield Police Department believes it will be in the best interest of the City to enter into a contract with Policeapp.com to fill vacancies for dispatchers; and

WHEREAS, the City of Garfield wishes to engage the services of Policeapp.com to provide said service; and

NOW, THEREFORE, BE IT RESOLVED that the City Manager be and is hereby authorized to enter into an agreement with Policeapp.com, in accordance with the submitted agreement, in order to fill dispatcher vacancies for a period of six months of the effective date listed in the agreement to be paid out of account 2-01-25-240-240-063, if necessary.

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

May 9, 2022
Dated

APPROVED: May 10, 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 10th day of May 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-210-22**

CONSENT AGENDA

RESOLUTION BY:

SECONDED BY:

AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH DMR ARCHITECTS FOR AN INVESTIGATIVE STUDY FOR 22-26 GARFIELD AVENUE TO DETERMINE IF IT MEETS THE STATUTORY CRITERIA FOR AN AREA IN NEED OF REDEVELOPMENT, WITHOUT CONDEMNATION

WHEREAS, the Mayor and Council of the City of Garfield believe that the property known as 22-26 Garfield Avenue, Block 19.01 Lots 47 & 49, may be an area in need of redevelopment, without condemnation; and

WHEREAS, the City of Garfield wishes to engage the services of a planning consultant to undertake an Investigative Study to make a determination for this purpose; and

WHEREAS, the City has received and reviewed a proposal for the said Investigative Study from DMR Architects in the amount of \$12,800.00, of which the City deems reasonable to initially be paid out of account 2-01-20-165-165-020, which will be reimbursed to the City via an established escrow account;

NOW, THEREFORE, BE IT RESOLVED that the City Manager be and is hereby authorized to enter into an agreement with DMR Architects, in accordance with the submitted proposal, in order to obtain the said investigative study.

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

May 9, 2022

Dated

APPROVED: May 10, 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 10th day of May 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-211-22**

CONSENT AGENDA

RESOLUTION BY:

SECONDED BY:

AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH DMR ARCHITECTS FOR AN INVESTIGATIVE STUDY FOR 337-351 MIDLAND AVENUE TO DETERMINE IF IT MEETS THE STATUTORY CRITERIA FOR AN AREA IN NEED OF REDEVELOPMENT, WITHOUT CONDEMNATION

WHEREAS, the Mayor and Council of the City of Garfield believe that the property known as 337-351 Midland Avenue, Block 88.01 Lot 9 & Block 88.01 Lot 1, may be an area in need of redevelopment, without condemnation; and

WHEREAS, the City of Garfield wishes to engage the services of a planning consultant to undertake an Investigative Study to make a determination for this purpose; and

WHEREAS, the City has received and reviewed a proposal for the said Investigative Study from DMR Architects in the amount of \$12,800.00, of which the City deems reasonable to initially be paid out of account 2-01-21-180-180-020, which will be reimbursed to the City via an established escrow account;

NOW, THEREFORE, BE IT RESOLVED that the City Manager be and is hereby authorized to enter into an agreement with DMR Architects, in accordance with the submitted proposal, in order to obtain the said investigative study.

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

May 9, 2022

Dated

APPROVED: May 10, 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 10th day of May 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-212-22**

CONSENT AGENDA

RESOLUTION BY:

SECONDED BY:

AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH DMR ARCHITECTS FOR AN INVESTIGATIVE STUDY FOR 41-42 HEPWORTH PLACE TO DETERMINE IF IT MEETS THE STATUTORY CRITERIA FOR AN AREA IN NEED OF REDEVELOPMENT, WITHOUT CONDEMNATION

WHEREAS, the Mayor and Council of the City of Garfield believe that the property known as 41-42 Hepworth Place, Block 34.01 Lot 10 & Block 31.01 Lot 9.01, may be an area in need of redevelopment, without condemnation; and

WHEREAS, the City of Garfield wishes to engage the services of a planning consultant to undertake an Investigative Study to make a determination for this purpose; and

WHEREAS, the City has received and reviewed a proposal for the said Investigative Study from DMR Architects in the amount of \$12,800.00, of which the City deems reasonable to initially be paid out of account C-04-55-999-000-952, which will be reimbursed to the City via an established escrow account;

NOW, THEREFORE, BE IT RESOLVED that the City Manager be and is hereby authorized to enter into an agreement with DMR Architects, in accordance with the submitted proposal, in order to obtain the said investigative study.

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

May 9, 2022

Dated

APPROVED: May 10, 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 10th day of May 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-213-22**

CONSENT AGENDA

**RESOLUTION BY:
SECONDED BY:**

**AUTHORIZING THE PAYMENT OF OUTSTANDING RENTAL FEES FOR THE
MODEL 10 SINGLE VESSEL GRANULAR ACTIVATED FILTER SYSTEM AT WELL
8C**

WHEREAS, the City of Garfield has outstanding rental fees for the Model 10 single vessel GAC system at Well 8C; and

WHEREAS, the outstanding fees total \$33,800 pursuant to the terms of the Lease Contract between the City and Calgon Carbon corporation;

NOW, THEREFORE, BE IT RESOLVED the City of Garfield hereby authorizes the payment for outstanding rental fees in the amount of \$33,800.00 to Calgon Carbon Corporation of which \$16,800.00 will be paid through account 1-05-55-502-502-029 and another \$16,800 will be paid through account 2-05-55-502-502-029.

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

May 9, 2022
Dated

APPROVED: May 10, 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 10th day of May 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-214-22**

CONSENT AGENDA

**RESOLUTION BY:
SECONDED BY:**

**AUTHORIZING CHANGE ORDER #1 FOR THE PURCHASE OF A GRANULAR
ACTIVATED CARBON TREATMENT SYSTEM FOR THE
ELMWOOD PARK WELLFIELD**

WHEREAS, the City of Garfield is required to install a water treatment system at the Elmwood Park Wellfield in order to meet recently enacted drinking water regulations; and

WHEREAS, the City has previously authorized the issuance of a Purchase Order to Calgon Carbon Corporation for the GAC filter unites in the amount of \$1,365,885.00; and

WHEREAS, the City is desirous of making a change to incorporate stainless steel septas within the proposed GAC vessels;

NOW, THEREFORE, BE IT RESOLVED the City of Garfield hereby authorizes Change Order #1 for the additional payment of \$32,761.00 to be paid out of account G-01-41-799-000-327 to Calgon Carbon Corporation for the Septa PO#21-02469.

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

May 9, 2022

Dated

APPROVED: May 10, 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 10th day of May 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-215-22**

CONSENT AGENDA

RESOLUTION BY:

SECONDED BY:

**AUTHORIZING PAYMENT TO JOHN GARCIA CONSTRUCTION FOR AN
EMERGENCY WATER MAIN REPAIR IN GARFIELD**

WHEREAS, emergency services were required to repair a water main break at Faber Pl. and River Dr. on 12/17/21; and

WHEREAS, John Garcia Construction provided emergency repair services at Faber Pl. and River Dr. for a fee of \$10,581.88; and

WHEREAS, emergency services were successfully completed;

NOW, THEREFORE, BE IT RESOLVED payment is hereby authorized to John Garcia Construction for \$10,581.88 to be paid out of account 1-05-55-502-502-063.

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

May 9, 2022

Dated

APPROVED: May 10, 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 10th day of May 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-216-22**

CONSENT AGENDA

RESOLUTION BY:

SECONDED BY:

AUTHORIZING THE AWARD OF A CONTRACT TO NATIONAL METERING SERVICES, INC. FOR THE WATER METER REPLACEMENT PROGRAM (PHASE 2)

WHEREAS, the City of Garfield advertised for bids for the above referenced project; and

WHEREAS, a single bid was received from National Metering Services, Inc. in the amount of \$1,586,542.75; and

WHEREAS, National Metering Services, Inc. is currently performing another contract (Water Meter Replacement Program-Phase 1) and is performing in an acceptable manner; and

WHEREAS, the bid is consistent with prior estimates submitted by Boswell Engineering, Water and Sewer Engineer for the City; and

WHEREAS, Boswell Engineering has reviewed the bid and recommends the award of this contract;

NOW, THEREFORE, BE IT RESOLVED the City of Garfield hereby authorizes the award of a contract to National Metering Services, Inc. for the Water Meter Replacement Program (Phase 2) in the amount of \$1,586,542.75.

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

May 9, 2022

Dated

APPROVED: May 10, 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 10th day of May 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-217-22**

CONSENT AGENDA

**RESOLUTION BY:
SECONDED BY:**

**AUTHORIZING THE CITY MANAGER TO ENTER INTO A
CONTRACT WITH GREGORY ASSOCIATES, LLC**

WHEREAS, the City of Garfield (the “City”) believes it is in the best interest of the City to enter into a contract with Gregory Associates, LLC for the preparation of a redevelopment plan for properties located at 67-69 Passaic Street, known as Lot: 5.01 Block: 24.01; 73 Passaic Street, known as Lot: 8 Block: 24.01; and 77 Passaic Street, known as Lot: 10 Block: 24.01, which were designated as an area in need of redevelopment by the City; and

WHEREAS, the City wishes to engage the services of Gregory Associates, LLC to provide said service in accordance with a May 9, 2022, proposal;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Garfield, in the County of Bergen and State of New Jersey that the City Manager be and is hereby authorized to enter into a contract with Gregory Associates, LLC for the services in accordance with the May 9, 2022, proposal in an amount not to exceed \$11,000.00 to be paid out of the redevelopment agency escrow account established between the City and M2 Real Estate, LLC.

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

May 9, 2022
Dated

APPROVED: May 10, 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 10th day of May 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-218-22**

CONSENT AGENDA

**RESOLUTION BY:
SECONDED BY:**

**AUTHORIZING THE CITY MANAGER TO EXECUTE THE TWA APPLICATION
APPROVAL ON BEHALF OF THE GOVERNING BODY FOR THE CONSTRUCTION
OF A SANITARY SEWER EXTENSION AT 848-858 RIVER DRIVE (CR-507)
GARFIELD, NJ**

WHEREAS, the Developer of the property (Meridia 848 Garfield, LLC) known as Block 200, Lots 16, 18 & 21, proposes a sanitary sewer connection from the above referenced property at 848-858 River Drive to an existing sanitary sewer main located in River Drive; and

WHEREAS, the Developer must apply to the State of New Jersey Department of Environmental Protection for a Sanitary Sewer Extension Permit (TWA-1); and

WHEREAS, the Boswell Engineering has reviewed the plans and has determined the project is in conformance with the requirements of all City ordinances;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and the Council of the City of Garfield that the City Manager is hereby authorized and directed to execute the Statement of Consent Form (WQM-003) on behalf of the Governing Body for the construction of a sanitary sewer connection to a 10-inch clay sewer within the River Drive right-of-way.

APPROVED: May 10, 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 10th day of May 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-219-22**

CONSENT AGENDA

**RESOLUTION BY:
SECONDED BY:**

**AUTHORIZING SPENCER SAVINGS BANK TO CHANGE A SIGNER/TRUSTEE ON
THE WALL OF MAYOR'S FUND CHECKING ACCOUNT**

WHEREAS, the Mayor and Council of the City of Garfield, desires to change a signer/trustee on the Wall of Mayor's Fund 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 Rich Rigoglioso will have signing capabilities on any checks/correspondence on behalf of the City of 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 May 10, 2022, Spencer Savings Bank is hereby authorized to make the said change to the signers/trustees of the Wall of Mayor's Fund.

APPROVED: May 10, 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 10th day of May 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-220-22**

CONSENT AGENDA

RESOLUTION BY:

SECONDED BY:

AUTHORIZING AND DIRECTING THE PLANNING BOARD OF THE CITY OF GARFIELD, COUNTY OF BERGEN, STATE OF NEW JERSEY TO EXAMINE WHETHER THE PROPERTIES LOCATED AT 337, 342, 350 AND 351 MIDLAND AVENUE, ALSO KNOWN AS BLOCK 88.01, LOTS 1 AND 9, AND BLOCK 89, LOTS 17 AND 19, AS SHOWN ON THE OFFICIAL TAX MAP OF THE CITY OF GARFIELD SHOULD BE DETERMINED TO BE AN AREA IN NEED OF REDEVELOPMENT, SPECIFICALLY A NON-CONDEMNATION REDEVELOPMENT AREA, PURSUANT TO THE LOCAL REDEVELOPMENT AND HOUSING LAW, N.J.S.A. 40A:12A-1 ET SEQ.

WHEREAS, the City Council of the City of Garfield (the “City”) has identified certain properties, located at 337, 342, 350 and 351 Midland Avenue and also known as Block 88.01, Lots 1 and 9, and Block 89, Lots 17 and 19, as delineated on the tax map attached hereto and made part of this resolution (the “Properties”), to be considered for designation as an area “in need of redevelopment”, pursuant to the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq.; and

WHEREAS, before an area may be declared in need of redevelopment, it is legally necessary for the adoption of a resolution authorizing the Planning Board of a given municipality to undertake a preliminary study to determine whether the Properties meet the criteria for designation as a redevelopment area pursuant to N.J.S.A. 40A:12A-6; and

WHEREAS, the City desires that the Planning Board undertake an examination as to whether the Properties, may be deemed “an area in need of redevelopment”; and

WHEREAS, the City hereby states that any redevelopment area determination shall authorize the municipality to use all those powers provided by the Local Redevelopment and Housing Law for use in a redevelopment area, except the use of eminent domain (hereinafter referred to as a "Non-Condemnation Redevelopment Area"); and

WHEREAS, the notice of any hearing to be conducted by the Planning Board with regards to this Resolution shall specifically state that a Non-Condemnation Redevelopment Area determination shall not authorize the municipality to exercise the power of eminent domain to acquire the Properties;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Garfield being the governing body thereof, that the City Planning Board is hereby directed and authorized to examine whether the properties located 337,342, 350 and 351 Midland Avenue and also known as Block 88.01, Lots 1 and 9, and Block 89, Lots 17 and 19, as shown on the official tax map of the City of Garfield, should be determined “an area in need of redevelopment” pursuant to N.J.S.A. 40A:12A-5 and 6.

BE IT FURTHER RESOLVED THAT the City hereby states that any Non-Condemnation Redevelopment Area determination shall not authorize the municipality to use all those powers provided by the Local Redevelopment and Housing Law for use in a redevelopment area, except the use of eminent domain.

BE IT FURTHER RESOLVED THAT the notice of any hearing to be conducted by the Planning Board with regards to this Resolution shall specifically state that a Non-Condemnation Redevelopment Area determination shall not authorize the municipality to exercise the power of eminent domain to acquire any property in the delineated area.

BE IT FURTHER RESOLVED that this resolution shall take effect immediately.

APPROVED: May 10, 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 10th day of May 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-221-22**

CONSENT AGENDA

RESOLUTION BY:

SECONDED BY:

AUTHORIZING AND DIRECTING THE PLANNING BOARD OF THE CITY OF GARFIELD, COUNTY OF BERGEN, STATE OF NEW JERSEY TO EXAMINE WHETHER THE PROPERTIES LOCATED AT 41-42 HEPWORTH PLACE, ALSO KNOWN AS BLOCK 34.01, LOT 10 AND BLOCK 31.01, LOT 9.01, AS SHOWN ON THE OFFICIAL TAX MAP OF THE CITY OF GARFIELD SHOULD BE DETERMINED TO BE AN AREA IN NEED OF REDEVELOPMENT, SPECIFICALLY A NON-CONDEMNATION REDEVELOPMENT AREA, PURSUANT TO THE LOCAL REDEVELOPMENT AND HOUSING LAW, N.J.S.A. 40A:12A-1 ET SEQ.

WHEREAS, the City Council of the City of Garfield (the “City”) has identified certain properties, located at 41-42 Hepworth Place and also known as Block 34.01, Lot 10 and Block 31.01, Lot 9.01 as delineated on the tax map attached hereto and made part of this resolution (the “Properties”), to be considered for designation as an area “in need of redevelopment”, pursuant to the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq.; and

WHEREAS, before an area may be declared in need of redevelopment, it is legally necessary for the adoption of a resolution authorizing the Planning Board of a given municipality to undertake a preliminary study to determine whether the Properties meet the criteria for designation as a redevelopment area pursuant to N.J.S.A. 40A:12A-6; and

WHEREAS, the City desires that the Planning Board undertake an examination as to whether the Properties, may be deemed “an area in need of redevelopment”; and

WHEREAS, the City hereby states that any redevelopment area determination shall authorize the municipality to use all those powers provided by the Local Redevelopment and Housing Law for use in a redevelopment area, except the use of eminent domain (hereinafter referred to as a "Non-Condemnation Redevelopment Area"); and

WHEREAS, the notice of any hearing to be conducted by the Planning Board with regards to this Resolution shall specifically state that a Non-Condemnation Redevelopment Area determination shall not authorize the municipality to exercise the power of eminent domain to acquire the Properties;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Garfield being the governing body thereof, that the City Planning Board is hereby directed and authorized to examine whether the properties located 41-42 Hepworth Place and also known as Block 34.01, Lot 10 and Block 31.01, Lot 9.01, as shown on the official tax map of the City of Garfield, should be determined “an area in need of redevelopment” pursuant to N.J.S.A. 40A:12A-5 and 6; and

BE IT FURTHER RESOLVED THAT the City hereby states that any Non-Condemnation Redevelopment Area determination shall not authorize the municipality to use all those powers provided by the Local Redevelopment and Housing Law for use in a redevelopment area, except the use of eminent domain; and

BE IT FURTHER RESOLVED THAT the notice of any hearing to be conducted by the Planning Board with regards to this Resolution shall specifically state that a Non-Condemnation Redevelopment Area determination shall not authorize the municipality to exercise the power of eminent domain to acquire any property in the delineated area; and

BE IT FURTHER RESOLVED that this resolution shall take effect immediately.

APPROVED: May 10, 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 10th day of May 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-222-22**

CONSENT AGENDA

RESOLUTION BY:

SECONDED BY:

AUTHORIZING AND DIRECTING THE PLANNING BOARD OF THE CITY OF GARFIELD, COUNTY OF BERGEN, STATE OF NEW JERSEY TO EXAMINE WHETHER THE PROPERTIES LOCATED AT 22 AND 26 GARFIELD AVENUE, ALSO KNOWN AS BLOCK 19.01, LOTS 47 AND 49, AS SHOWN ON THE OFFICIAL TAX MAP OF THE CITY OF GARFIELD SHOULD BE DETERMINED TO BE AN AREA IN NEED OF REDEVELOPMENT, SPECIFICALLY A NON-CONDEMNATION REDEVELOPMENT AREA, PURSUANT TO THE LOCAL REDEVELOPMENT AND HOUSING LAW, N.J.S.A. 40A:12A-1 ET SEQ.

WHEREAS, the City Council of the City of Garfield (the “City”) has identified certain properties, located at 22 & 26 Garfield Avenue and also known as Block 19.01, Lots 47 and 49, as delineated on the tax map attached hereto and made part of this resolution (the “Properties”), to be considered for designation as an area “in need of redevelopment”, pursuant to the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq.; and

WHEREAS, before an area may be declared in need of redevelopment, it is legally necessary for the adoption of a resolution authorizing the Planning Board of a given municipality to undertake a preliminary study to determine whether the Properties meet the criteria for designation as a redevelopment area pursuant to N.J.S.A. 40A:12A-6; and

WHEREAS, the City desires that the Planning Board undertake an examination as to whether the Properties, may be deemed “an area in need of redevelopment”; and

WHEREAS, the City hereby states that any redevelopment area determination shall authorize the municipality to use all those powers provided by the Local Redevelopment and Housing Law for use in a redevelopment area, except the use of eminent domain (hereinafter referred to as a "Non-Condemnation Redevelopment Area"); and

WHEREAS, the notice of any hearing to be conducted by the Planning Board with regards to this Resolution shall specifically state that a Non-Condemnation Redevelopment Area determination shall not authorize the municipality to exercise the power of eminent domain to acquire the Properties.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Garfield being the governing body thereof, that the City Planning Board is hereby directed and authorized to examine whether the properties located 22 & 26 Garfield Avenue and also known as Block 19.01, Lots 47 and 49, as shown on the official tax map of the City of Garfield, should be determined “an area in need of redevelopment” pursuant to N.J.S.A. 40A:12A-5 and 6; and

BE IT FURTHER RESOLVED THAT the City hereby states that any Non-Condemnation Redevelopment Area determination shall not authorize the municipality to use all those powers provided by the Local Redevelopment and Housing Law for use in a redevelopment area, except the use of eminent domain; and

BE IT FURTHER RESOLVED THAT the notice of any hearing to be conducted by the Planning Board with regards to this Resolution shall specifically state that a Non-Condemnation Redevelopment Area determination shall not authorize the municipality to exercise the power of eminent domain to acquire any property in the delineated area; and

BE IT FURTHER RESOLVED that this resolution shall take effect immediately.

APPROVED: May 10, 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 10th day of May 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-223-22**

CONSENT AGENDA

**RESOLUTION BY:
SECONDED BY:**

**REQUESTING PERMISSION FOR THE DEDICATION BY RIDER FOR
ACCUMULATED ABSENCE 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 Accumulated Absence Funds by the municipality to provide for the operating costs to administer this act; and

WHEREAS, NJSA 5:30-15 provides the dedicated revenues anticipated from Accumulated Absence Funds 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 Accumulated Absence Funds.
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: May 10, 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 10th day of May 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-224-22**

CONSENT AGENDA

**RESOLUTION BY:
SECONDED BY:**

APPROVING RESIGNATION OF ACTIVE MEMBER – FIRE DEPARTMENT

WHEREAS, Fire Company No. 1 has advised that they have accepted the resignation of Mario Fernandes of 162 Palisade Avenue, Garfield, New Jersey as an active member, effective April 27, 2022;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Garfield that the action taken by Fire Company No. 1 with respect to the above matter, is hereby approved.

APPROVED: May 10, 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 10th day of May 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-225-22**

CONSENT AGENDA

RESOLUTION BY:

SECONDED BY:

**SUPPORTING CULTURE CANNABIS AS THE OPERATOR OF A CLASS 5 RETAIL
CANNABIS DISPENSARY TO BE LOCATED IN THE CITY OF GARFIELD**

WHEREAS, on November 3, 2020, the citizens of the State of New Jersey voted to approve Public Question No. 1, amending and supplementing Section VII of Article IV of the New Jersey Constitution to authorize the growth, cultivation, processing, manufacturing, preparing, packaging, transferring, and retail purchasing and consumption of cannabis, or products created from or which include cannabis for persons twenty-one (21) years older in the State of New Jersey; and

WHEREAS, in response to the aforementioned vote of the citizens of the State of New Jersey, the State passed enabling legislation entitled, “The New Jersey Cannabis Regulatory, Enforcement Assistance, and Marketplace Modernization Act (“Act) (P.L.2021, c.16, approved February 22, 2021), which legalized personal use cannabis for certain adults, subject to State regulations, decriminalization small amount marijuana and hashish possession, and removes marijuana as Schedule I drug; and

WHEREAS, pursuant to N.J.A.C. 17:30-7.1, N.J.A.C. 17:30-7.8, and N.J.A.C. 17:30-7.10 Alternative Treatment Centers (“ATCs”) and applicants for cannabis business licenses (“license-applicants”) need to submit proof of local support in the form of municipal approval as part of either their certification (ATCs) or application (cannabis business license applicants); and

WHEREAS, if the municipality has a governing body, a resolution by that governing body that includes: a. The license applicant’s legal name under which they are registered to do business in the State of New Jersey; b. A determination that the municipality has authorized the type of cannabis business license being sought by the license-applicant to operate within its jurisdiction; and c. A confirmation that if the municipality has imposed a limit on the number of licensed cannabis businesses, the issuance of a license to the license applicant by the Commission would not exceed that limit; and

WHEREAS, on July 20, 2021, the governing body of the City of Garfield passed Ordinance 2890, as was subsequently amended by Ordinance 2924, creating Part II, General Legislation, Chapter 100, authorizing the operation of one (1) Class 5 Retail Cannabis Dispensary as a conditionally permitted use in the B-2 Zoning District; and

WHEREAS, the issuance of a Class 5 license to Culture Cannabis to operate in the City of Garfield would not exceed the limit imposed by Ordinance;

NOW, THEREFORE, BE IT RESOLVED, by the governing body of the City of Garfield that Culture Cannabis be granted this Resolution of Local Support, which is to be viewed by the State of New Jersey as unequivocal support of their application to operate a Class 5 Retail Cannabis License in the City of Garfield.

APPROVED: May 10, 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 10th day of May 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-226-22**

CONSENT AGENDA

**RESOLUTION BY:
SECONDED BY:**

**AUTHORIZING KEARNY BANK TO CHANGE SIGNERS/TRUSTEES ON THE
GARFIELD CERTIFICATE OF DEPOSIT**

WHEREAS, the Mayor and Council of the City of Garfield, desires to change a signer/trustee on the Garfield Kearny Bank account; and

WHEREAS, Roy Riggitano, Rosemarie Cokinos, Thomas Duch, and Andrew Pavlica trustees/signers, are no longer affiliated with the City of Garfield; and

WHEREAS, the Mayor and Council would like to replace them with Anders Hasseler and Erin N. Delaney; and

WHEREAS, all three (3) Trustees, Erin N. Delaney, Anders Hasseler, and Richard Rigoglioso will have signing capabilities on any checks/correspondence on behalf of the City of Garfield;

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Garfield, Bergen County, New Jersey, that as of May 10, 2022, Kearny Bank is hereby authorized to make the said change to the signers/trustees of the Garfield Certificate of Deposit.

APPROVED: May 10, 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 10th day of May 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-227-22**

CONSENT AGENDA

RESOLUTION BY:

SECONDED BY:

RECOGNIZING MAY AS MENTAL HEALTH AWARENESS MONTH

WHEREAS, mental health is essential to overall health and well-being, and all people experience times of difficulty and stress in their lives and should feel comfortable in seeking help and support to manage these times; and

WHEREAS, like physical illness, mental illness is a medical condition that can be treated effectively through prevention, early identification, and early intervention, and with effective treatment, all individuals with mental illness can make progress toward recovery and lead full, productive lives; and

WHEREAS, May is annually recognized throughout the nation as Mental Health Month, and the National Alliance on Mental Illness (NAMI) has declared “Together for Mental Health” as the 2022 Mental Health Month theme, recognizing the importance of working together to advocate for mental health and access to care; and

WHEREAS, the COVID-19 pandemic has created a multitude of mental health challenges for our community members of all ages, and connecting people to care is more important than ever; and

WHEREAS, compassion, empathy, and understanding are the antidote to stigma associated with mental illness and mental health treatment and, since 2015, the County of Bergen has worked to reduce and eliminate harmful stereotypes regarding mental illness through the Stigma-Free campaign, which has been expanded to each of the county’s 70 municipalities; and

WHEREAS, the County of Bergen and the City of Garfield maintains and fosters an extensive array of community partnerships to sustain a comprehensive community mental health system that is responsive to community and residents’ needs and directly offers compassionate and expert guidance to residents who require assistance in navigating the complex mental health system;

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Garfield pledges continue to lead the way in promoting understanding and supportive communities and working to support those living with mental illness throughout the City and hereby recognizes May as Mental Health Awareness Month.

APPROVED: May 10, 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 10th day of May 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-228-22**

CONSENT AGENDA

**RESOLUTION BY:
SECONDED BY:**

**AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH
BLUE STAR/CAMPY'S AMUSEMENTS/GARDEN STATE AMUSEMENTS**

WHEREAS, for the benefit of its citizens, the City of Garfield seeks to host a carnival for a period of twelve (12) days, starting May 12, 2022 and ending May 22, 2022; and

WHEREAS, the City of Garfield seeks licensed experienced operators to conduct the carnival in a safe manner in accordance with State and Local laws; and

WHEREAS, the City of Garfield seeks to enter into a contract with Blue Star Amusements/Campy's Amusements/Garden State Amusements for the presentation of rides, games of change, and concessions in the City of Garfield;

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 Blue Star Amusements/Campy's Amusements/Garden State Amusements for the presentation of rides, games of change, and concessions in the City of Garfield for a period of twelve (10) days, starting May 12, 2022 and ending May 22, 2022 in accordance with the terms and conditions contained therein, at no cost to the City.

APPROVED: May 10, 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 10th day of May 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-229-22**

CONSENT AGENDA

**RESOLUTION BY:
SECONDED BY:**

**ESTABLISHING A CITY SCHOLARSHIP FOR STUDENTS OF MILITARY
FAMILIES**

WHEREAS, the City of Garfield wishes to establish a scholarship to be awarded to a Garfield High School student of a military family to further its goals of supporting military families residing in the City of Garfield;

NOW, THEREFORE, BE IT RESOLVED that the City Manager be and is hereby authorized to establish said scholarship in the amount of \$250.00 to be awarded to a student of her choice following the application and rubric submitted to the school district for the 2021-2022 school year.

APPROVED: May 10, 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 10th day of May 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-230-22**

CONSENT AGENDA

RESOLUTION BY:
SECONDED BY:

**AUTHORIZING THE SUBMISSION OF A BERGEN COUNTY COMMUNITY
DEVELOPMENT BLOCK GRANT APPLICATION**

WHEREAS, a Bergen County Community Development Block Grant totaling \$183,000 has been proposed by the City of Garfield to complete repairs to the Senior Center's pink room and pool room in the municipality of the City 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 people of 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 the City 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: May 10, 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 10th day of May 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-231-22**

CONSENT AGENDA

RESOLUTION BY:

SECONDED BY:

**AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT WITH THE
BERGEN COUNTY SHERIFF'S DEPARTMENT FOR THE SALE OF AN EMS
VEHICLE AND A SHARED SERVICE AGREEMENT FOR ITS USE BY THE CITY**

WHEREAS, the BCSD has need for the purchase of a vehicle owned by the City which the City no longer requires exclusive use of and which serves the BCSD's needs; and

WHEREAS, the City has agreed to sell the subject vehicle to the BCSD for an agreed upon price; and

WHEREAS, the Local Public Contracts Law, N.J.S.A. 40A:11-1, et seq., under N.J.S.A. 40A:11-36(2), authorizes local units to sell goods or equipment, no longer needed by the local contracting unit, without public advertising to any subdivision of the United States or the State of New Jersey; and

WHEREAS, the Parties have agreed that subsequent to the purchase of the vehicle by the BCSD, the City will be permitted to use the vehicle from time to time as needed; and

WHEREAS, the Uniformed Shared Services and Consolidation Act, N.J.S.A. 40A:65-1 et seq., permits and provides for a mechanism for contracting between local units by entry into a Shared Services Agreement; and

WHEREAS, the Parties are "local units" under N.J.S.A. 40:65-4(a)(1); and

WHEREAS, the Parties desire to memorialize the terms and conditions relating to the sale of the vehicle;

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 The Bergen County Sheriff's Department for sale of an EMS vehicle, subject to the terms and conditions contained therein.

APPROVED: May 10, 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 10th day of May 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-232-22**

CONSENT AGENDA

RESOLUTION BY:
SECONDED BY:

APPROVING HANDICAP PARKING SPACE

WHEREAS, Marlene R. Garcia, 305 Harrison Avenue, who is the holder of a Disabled Person I.D. Card No. P2375433, 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 west curb line of Harrison Avenue commencing 292 feet south of the intersection of Harrison Avenue and Elizabeth 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: May 10, 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 10th day of May 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-233-22**

CONSENT AGENDA

RESOLUTION BY:
SECONDED BY:

APPROVING HANDICAP PARKING SPACE

WHEREAS, Jeciel Cruz Vazquez, 178 Cambridge Avenue, who is the holder of a Disabled Person I.D. Card No. P2110653, 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 east curb line of Cambridge Avenue commencing 35 feet north of the intersection of Cambridge Avenue and Willard Street and continue an additional 20 feet north 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: May 10, 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 10th day of May 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-234-22**

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-207-22 through R-234-22 be and are hereby approved and the proper officers are directed to take necessary action on same.

APPROVED: May 10, 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				
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This resolution was approved by the Mayor and Council of the City of Garfield at the Regular Meeting held on the 10th day of May 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated