

**WORK SESSION MEETING
OF THE
CITY OF GARFIELD MAYOR AND COUNCIL
June 14, 2022
5:30P.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. M2 Real Estate – Passaic Street Redevelopment Plan
 3. 2021 Audit Discussion
 4. Reports of the Cabinet and City Council
 5. Blue Fox Brands White Label Presentation
 6. Report of the City Manager/City Clerk
 - a. Discussion Items
 - b. Resolutions
 - c. Departmental Reports/Correspondence
 7. 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
Blue Fox Brands White Label
City Auditor Dieter Lerch
M2 Real Estate & Kathryn Gregory
Department Heads

**WORK SESSION MEETING
OF THE
GARFIELD MAYOR AND COUNCIL
ACTION ITEMS
JUNE 14, 2022
5:30P.M.**

1. APPROVAL OF MINUTES:

May 24, 2022 – Regular Meeting

2. PROCLAMATION:

R-273-22 Honoring Jaylen King as Chief for a Day

3. ORDINANCES:

FIRST READING

R-274-22 Introduce Ord. #2941

**AN ORDINANCE TO AMEND PART I, ADMINISTRATIVE
LEGISLATION, CHAPTER 48, POLICE DEPARTMENT,
OF THE REVISED GENERAL ORDINANCES OF THE
CITY OF GARFIELD**

R-275-22 Introduce Ord. #2942

**AN ORDINANCE TO AMEND PART II, GENERAL
LEGISLATION, CHAPTER 105, CERTIFICATES OF
CONTINUED OCCUPANCY, OF THE REVISED GENERAL
ORDINANCES OF THE CITY OF GARFIELD**

SECOND READING

R-276-22 Re-Introduce Ord. #2931

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY
OF GARFIELD ADOPTING A REDEVELOPMENT PLAN
FOR THE PROPERTY KNOWN 933-975 RIVER DRIVE,
ALSO KNOWN AS BLOCK 140, LOTS 91.01 AND 100.02
PURSUANT TO N.J.S.A. 40A:12A-1 ET SEQ.**

R-277-22 Introduce Ord. #2934

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY
OF GARFIELD ADOPTING THE 297-301 PASSAIC
STREET 2022 PASSAIC STREET REDEVELOPMENT
PLAN FOR BLOCK 41, LOTS 9 AND 11, ALSO KNOWN AS
297-301 PASSAIC STREET WHICH HAS BEEN
DESIGNATED AS A NON-CONDEMNATION
REDEVELOPMENT AREA PURSUANT TO N.J.S.A.
40A:12A-1ET SEQ.**

R-278-22 Introduce Ord. #2937

**AN ORDINANCE TO AMEND PART II, GENERAL
LEGISLATION, CHAPTER 341, ZONING, ARTICLE XI,
PARKING SPACES AND LOADING BERTHS, OF THE
REVISED GENERAL ORDINANCES OF THE CITY OF
GARFIELD**

R-279-22 Introduce Ord. #2938

AN ORDINANCE TO AMEND PART II, GENERAL LEGISLATION, CHAPTER 287, STREETS AND SIDEWALKS, ARTICLE IV, EXCAVATIONS IN STREETS, OF THE REVISED GENERAL ORDINANCES OF THE CITY OF GARFIELD

R-280-22 Introduce Ord. #2939

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-281-22 Introduce Ord. #2940

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

4. CONSENT AGENDA:

- R-282-22 Authorizing the City Manager to Enter into a Professional Services Agreement with Colliers Engineering & Design (D/B/A Maser Consulting) to Provide Engineering Services for the Columbus Park Concept Project
- R-283-22 Refund of Raffle License
- R-284-22 Authorizing Dan Dressel Architect to Provide Professional Services in Connection with Garfield Senior Center Interior Renovations and Repairs
- R-285-22 Authorizing the City Manager to Execute a Contract with D.L.S. Contracting, Inc., for Semel Avenue Road Improvements
- R-286-22 Appointing Special Counsel
- R-287-22 Approving Change Order No. #1 and Final in Connection with Neighborhood Revitalization, Streetscape, and Pedestrian Safety Improvements – Phase I
- R-288-22 Determining That the Properties Generally Known As 67-69, 73 & 77 Passaic Street, Also Known as Block 24.01, Lots 5.01, 8 & 10 as Shown on the Official Tax Map of the City of Garfield Qualify and Is Determined as 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-289-22 Amending Terms for Event Planning and Recreation Advisory Committee Members
- R-290-22 Re-appointment of Event Planning and Recreation Advisory Committee Members
- R-291-22 Approval of Liquor License Renewals
- R-292-22 Approving Handicap Parking Space
- R-293-22 Approving Handicap Parking Space
- R-294-22 Approving Handicap Parking Space
- R-295-22 Approving Handicap Parking Space
- R-296-22 Requesting Permission for The Dedication by Rider for Unemployment Compensation Insurance Required by DLGS
- R-297-22 Resolution to Accept Consent Agenda

5. 2022 MUNICIPAL BUDGET PUBLIC HEARING:
R-298-22 Adoption of 2022 Municipal Budget

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-273-22**

RESOLUTION BY:

SECONDED BY:

HONORING JAYLEN KING AS CHIEF FOR A DAY

WHEREAS, on June 24, 2022, the Garfield Police Department is participating in the Bergen County “Chief for a Day” initiative; and

WHEREAS, the members of the Garfield Police Department play an integral role in safeguarding the rights and freedoms of the citizens of the City of Garfield; and

WHEREAS, it is important that all citizens know and understand the duties and responsibilities of law enforcement in their community; and

WHEREAS, as an honorary “Chief for a Day” Jaylen King will learn about the inner-workings of law enforcement and explore the important work that Garfield Police Officers face on a daily basis; and

WHEREAS, it is fitting and proper that the City of Garfield along with our community observe June 24, 2022 as Jaylen King Appreciation Day to honor his interest in law enforcement;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Garfield, Bergen County, New Jersey, on behalf of its citizens, do hereby proclaim June 24, 2022 as: Jaylen King Appreciation Day.

APPROVED: June 14, 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 14th day of June 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC

City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-274-22**

**RESOLUTION BY:
SECONDED BY:**

**INTRODUCE ORDINANCE #2941
FIRST READING**

BE IT RESOLVED, that an ordinance entitled:

**AN ORDINANCE TO AMEND PART I, ADMINISTRATIVE LEGISLATION,
CHAPTER 48, POLICE DEPARTMENT, 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 28, 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: June 14, 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 14th day of June 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
ORDINANCE NO.: 2941**

**AN ORDINANCE TO AMEND PART I, ADMINISTRATIVE LEGISLATION,
CHAPTER 48, POLICE DEPARTMENT, OF THE REVISED GENERAL ORDINANCES
OF THE CITY OF GARFIELD**

BE IT ORDAINED, by the Governing Body of the City of Garfield, that Part I, Administrative Legislation, Chapter 48, Police Department, is hereby amended as follows:

Section 1. The current text of City Ordinance, Part I, Administrative Legislation, Chapter 48 Police Department, is hereby amended to include the following:

Article VIII: Alternate Police Testing and Hiring.

Section 48-29: Purpose, policy established.

- A. The Alternate Route Program is a discretionary program that allows the Mayor and Council to hire individuals who have successfully completed the Basic Course for Police Officers (BCPO) as set forth by the Police Training Commission under the direction of the New Jersey Division of Criminal Justice. Individuals who are enrolled in or who have successfully completed the academy portion of the Alternate Route Program will be eligible to apply for a regular fulltime position under this provision of the Garfield City Code. This enables the City of Garfield to consider candidates already trained without incurring the significant financial and time commitment to train officers to supplement the City of Garfield Police Department Ranks.
- B. This process will allow the Chief of Police and the Mayor and Counsel to target and recommend to hire individuals who will contribute to overall Police Department excellence and have an immediate impact on the manpower and/or diversity of the department. The Alternate Route Program is purposely flexible so as to allow for consideration of many varied candidates and allows this premises on the need to diversify the City of Garfield Police Department and maintain an appropriate number of officers on the street;

Section 48-30: Qualifications and eligibility.

- A. All appointees must meet the following standards at the time of hire to be eligible under this section:
 - i. A Citizen of the United States who is 18 years of age or older;
 - ii. Be of sound in body and of good health sufficient to satisfy the Board of Trustees of the Police and Firemen's Retirement system of N.J. as to eligibility for membership in the retirement system;
 - iii. Be able to read, write and speak the English language well and intelligently;
 - iv. Is of good moral character and has not been convicted of any criminal offense involving moral turpitude;
 - v. Minimum of 60 academic credits or individuals who have served in the military and have not earned 60 credits, but can substitute two years of full-time, active-duty military service, or combination of college credits and full-time active-duty military service to satisfy the education requirements. ALL EDUCATIONAL AND OR MILITARY REQUIREMENTS MUST BE MET; and
 - vi. Pass a rigorous selection process, including a written examination, a physical fitness test, oral interview, psychological evaluation, medical exam, and a full background check prior to attending.

- B. All candidates hired under the Alternate Route Program must receive the Police Training Commission BCPO certificate from the school director within the probationary period as so designated by the Chief of Police or the employment will be terminated on or before the one-year anniversary;
- C. Candidates who are currently SLEO II certified and eligible for a BCPO waiver from the Police Training Commission (PTC) shall also be considered under the Borough's Alternate Police Testing/Hiring Program;
- D. Candidates who currently possess the BCPO Certification from the Police Training Commission (PTC) shall also be considered under the City's Alternate Police Testing/Hiring Program;

Section 48-31: Interview Process

- A. With the permission of the Mayor and Council, the Chief of Police shall advertise for the hiring of qualified police candidates and provide the appropriate application form.
- B. Alternate hiring candidates upon submission of an application and invitation from the Chief of Police will participate in the oral interview process with the Chief of Police and his/her two designees.
- C. Upon completion of said interviews the Chief of Police will recommend up to ten (10) candidates to the Mayor and Council for interviews.
- D. Upon completion of the Mayor and Council interviews the candidates will be ranked 1 up to 10.
- E. Upon completion and ranking of candidates by the Mayor & Council and before being offered a position each candidate must pass a background investigation including a physical examination a medical examination, and a psychological examination.
- F. Any alternate hiring applicant failing any phase of the hiring process as outlined above will cease to be a candidate for the position of Police Officer in the City of Garfield Police Department.
- G. The Alternate Route Program was established pursuant to N.J.S.A. 52:17B-69.2, which allows a person who completes a training course pursuant to Section 2 of P.L. 1998, c. 146 (N.J.S.A. 52:17b-69-1) shall only be eligible for appointment as a permanent full-time member of a department or force.
- H. Notwithstanding the eligibility hiring list process, the Council, upon written recommendation from the Chief of Police, may make appointments to fill vacancies in accordance with the provisions of N.J.S.A. 52:17B-69.1 and N.J.S.A. 52:17B-69.2.

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

APPROVED: _____

Richard Rigoglioso, Mayor

Introduced:

Adopted:

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-275-22**

**RESOLUTION BY:
SECONDED BY:**

**INTRODUCE ORDINANCE #2942
FIRST READING**

BE IT RESOLVED, that an ordinance entitled:

**AN ORDINANCE TO AMEND PART II, GENERAL LEGISLATION, CHAPTER 105,
CERTIFICATES OF CONTINUED OCCUPANCY, 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 28, 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: June 14, 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 14th day of June 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
ORDINANCE NO.: 2942**

AN ORDINANCE TO AMEND PART II, GENERAL LEGISLATION, CHAPTER 105, CERTIFICATES OF CONTINUED OCCUPANCY, OF THE REVISED GENERAL ORDINANCES OF THE CITY OF GARFIELD

WHEREAS, Chapter 105 of the Code of the City of Garfield is entitled “Certificates of Continued Occupancy”; and

WHEREAS, the Governing Body of the City of Garfield deems it in the best interests of the City to amend Chapter 105 of Code of the City of Garfield; and

BE IT ORDAINED, by the Governing Body of the City of Garfield, that Part II, General Legislation, Chapter 105, Certificates of Continued Occupancy, is hereby amended as follows:

Section 1. The current text of City Ordinance, Part II, General Legislation, Part II, General Legislation, Chapter 105, Certificates of Continued Occupancy, Section 2, is hereby amended to read as follows (additions in ‘**bold**’, deletions indicated by ‘~~striketrough~~’):

§105-2 Certificate of continuing occupancy required.

No person shall occupy or use any portion of a commercial, industrial or residential building after such building or portion thereof has been vacated or sold or when there has been a change in use or occupancy **or when there has been a change in ownership** of such building or any portion thereof until the owner or landlord thereof shall have applied for and secured a certificate of continuing occupancy subject to the requirements of §105-3 herein. Such certificate shall be issued upon a general inspection of the visible parts of the building and the portion thereof that has been vacated or sold or in which there has been a change in use and occupancy, that there are no imminent hazards and that the premises in question are in compliance with applicable building, health, safety and fire codes, regulations, ordinances and statutes of the City of Garfield and the State of New Jersey.

Section 2. The current text of City Ordinance, Part II, General Legislation, Part II, General Legislation, Chapter 105, Certificates of Continued Occupancy, Section 9, is hereby amended to read as follows:

§ 105-9 Fees.

The following fees shall be applicable for the inspection and issuance of a certificate of continuing occupancy:

Type of Unit	Fee
For one-family homes and individual condominiums, cooperative units and apartment units	\$35 \$50
For two-family dwellings	\$50 \$100
For multiple-family dwellings for the first two units	\$50 \$100
For each additional unit	\$25
For commercial or industrial property	
Less than 3,000 square feet of gross floor area	\$50 \$150
Between 3,000 and 10,000 square feet of gross floor area	\$250 \$500
More than 10,000 square feet of gross floor area	\$250 \$500 , plus \$25 \$30 for each 1,000 square feet

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:

Adopted:

APPROVED: _____

Richard Rigoglioso, Mayor

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-276-22**

**RESOLUTION BY:
SECONDED BY:**

**RE-INTRODUCE ORDINANCE #2931
SECOND READING**

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

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GARFIELD
ADOPTING A REDEVELOPMENT PLAN FOR THE PROPERTY KNOWN 933-975
RIVER DRIVE, ALSO KNOWN AS BLOCK 140, LOTS 91.01 AND 100.02 PURSUANT
TO N.J.S.A. 40A:12A-1 ET SEQ.**

was introduced and passed at a meeting held on Tuesday, May 24, 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: June 14, 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 14th day of June 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
ORDINANCE NO.: 2931**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GARFIELD
ADOPTING A REDEVELOPMENT PLAN FOR THE PROPERTY KNOWN 933-975
RIVER DRIVE, ALSO KNOWN AS BLOCK 140, LOTS 91.01 AND 100.02 PURSUANT
TO N.J.S.A. 40A:12A-1 ET SEQ.**

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

- SECTION I** Pursuant to the “Local Redevelopment and Housing Law,” N.J.S.A. 40A:12A-1 et seq. (the “Redevelopment Law”), the Garfield City Council (“City Council”), by Resolution No. 21-140 adopted on April 27, 2021, determined that properties whose address is 933-975 River Drive, also known as Block 140, Lots 91.01 and 100.02, as shown on the City Tax Maps as an area in need of redevelopment, non-condemnation, pursuant to the Redevelopment Law (the “Redevelopment Area”).
- SECTION II** A Redevelopment Plan for the Redevelopment Area has been prepared by Francis Reiner, LLA, PP of DMR Architects, entitled “933-975 River Drive Redevelopment Plan”, dated May 2022, which is attached hereto and made part of this Ordinance (the “Redevelopment Plan”).
- SECTION III** Prior to the adoption of this Ordinance and the Redevelopment Plan, the City Council shall refer the Redevelopment Plan to the Planning Board pursuant to the Redevelopment Law.
- SECTION IV** The Planning Board shall, within 45 days after referral by the City Council, transmit to the City Council, a report containing its recommendation concerning the Redevelopment Plan pursuant to the Redevelopment Law.
- SECTION V** Upon receipt of the Planning Board’s recommendation or if the Planning Board fails to transmit a recommendation within 45 days after referral, the City Council shall act upon this Ordinance adopting the Redevelopment Plan pursuant to the Redevelopment Law.
- SECTION VI** The City Council hereby adopts the Redevelopment Plan for Redevelopment Area.
- SECTION VII** Upon adoption of this Ordinance, the Redevelopment Plan shall include the date of adoption of this Ordinance.
- SECTION VIII** This Ordinance shall take effect in accordance with applicable law.

ATTEST: _____

Erin Delaney, MPA, RMC
City Manager/City Clerk

Introduced: July 20, 2021

Re-introduced: April 26, 2022

Re-introduced: May 24, 2022

Adopted:

APPROVED: _____

Richard Rigoglioso, Mayor

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-277-22**

**RESOLUTION BY:
SECONDED BY:**

**RE-INTRODUCE ORDINANCE #2934
SECOND READING**

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

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GARFIELD
ADOPTING THE 297-301 PASSAIC STREET 2022 PASSAIC STREET
REDEVELOPMENT PLAN FOR BLOCK 41, LOTS 9 AND 11, ALSO KNOWN AS 297-
301 PASSAIC STREET WHICH HAS BEEN DESIGNATED AS A NON-
CONDEMNATION REDEVELOPMENT AREA PURSUANT TO N.J.S.A. 40A:12A-1ET
SEQ.**

was introduced and passed at a meeting held on Tuesday, May 24, 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: June 14, 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 14th day of June 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
ORDINANCE NO.: 2934**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GARFIELD
ADOPTING THE 297-301 PASSAIC STREET 2022 PASSAIC STREET
REDEVELOPMENT PLAN FOR BLOCK 41, LOTS 9 AND 11, ALSO KNOWN AS 297-
301 PASSAIC STREET WHICH HAS BEEN DESIGNATED AS A NON-
CONDEMNATION REDEVELOPMENT AREA PURSUANT TO N.J.S.A. 40A:12A-1ET
SEQ.**

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

SECTION I Pursuant to the “Local Redevelopment and Housing Law,” P.L.1992, c.79 (C.40A:12A-1 et seq.), the Garfield City Council (“City Council”), by a Resolution adopted on February 11, 2020, determined Block 41, Lots 9 and 11, also known as Passaic Street as shown on the City Tax Maps as an area in need of redevelopment pursuant to N.J.S.A. 40A:12A-1, et seq. and as a non-condemnation redevelopment area (the “Redevelopment Area”).

SECTION II In furtherance of redeveloping Redevelopment Area, the City Council directed the firm of Benecke Economics to prepare a Redevelopment Plan for the Redevelopment Area, which is entitled 297-301 Passaic Street 2022 Passaic Street Redevelopment Plan, dated February 14, 2022 – April 19, 2022 (Revised), attached hereto and made part of this Ordinance (the “Redevelopment Plan”) and which shall be referred to the Garfield Planning Board (the “Planning Board”) for its review and consideration pursuant to N.J.S.A. 40A:12A-7.e.

SECTION III Prior to the adoption of the Redevelopment Plan, the Planning Board shall, within 45 days after referral by the City Council, transmit to the City Council, a report containing its recommendation concerning the Redevelopment Plan pursuant to N.J.S.A. 40A:12A-7.e.

SECTION IV Upon receipt of the Planning Board’s recommendation or if the Planning Board fails to transmit a recommendation within 45 days after referral, the City Council shall act upon this Ordinance adopting the Redevelopment Plan pursuant to N.J.S.A. 40A:12A-7.e.

SECTION V The City Council hereby adopts the Redevelopment Plan for Redevelopment Area.

SECTION VI Upon adoption of this Ordinance, the Redevelopment Plan shall include the date of adoption of this Ordinance.

SECTION VII This Ordinance shall take effect in accordance with applicable law.

ATTEST: _____

Erin Delaney, MPA, RMC
City Manager/City Clerk

Introduced: May 24, 2022

Adopted:

APPROVED: _____

Richard Rigoglioso, Mayor

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-278-22**

**RESOLUTION BY:
SECONDED BY:**

**INTRODUCE ORDINANCE #2937
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 341,
ZONING, ARTICLE XI, PARKING SPACES AND LOADING BERTHS, OF THE
REVISED GENERAL ORDINANCES OF THE CITY OF GARFIELD**

was introduced and passed at a meeting held on Tuesday, May 24, 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: June 14, 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 14th day of June 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
ORDINANCE NO.: 2937**

AN ORDINANCE TO AMEND PART II, GENERAL LEGISLATION, CHAPTER 341, ZONING, ARTICLE XI, PARKING SPACES AND LOADING BERTHS, 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 341, Zoning, Article XI, Parking Spaces and Loading Berths, is hereby amended as follows:

Section 1. The current text of City Ordinance, Part II, General Legislation, Chapter 341, Zoning, Article XI, Parking Spaces and Loading Berths, is hereby amended as follows:

Article XI: Parking Spaces, Loading Berths, and Electric Vehicle Charging Stations

Section 2. The current text of City Ordinance, Part II, General Legislation, Chapter 341, Zoning, Article XI, Parking Spaces and Loading Berths, Section 341-41, Parking Spaces, Subsection 341-41A., Parking requirements, is hereby amended as follows:

§ 341-41 Parking spaces.

A. Parking requirements. No building shall be built or erected nor shall any building be altered so as to expand its usable floor area, nor shall any use listed below be instituted, unless there is provided parking spaces upon the same premises on which the use or structure is located or upon such nearby premises as provided for herein or otherwise within the zoning regulations, in accordance with the following schedule:

Type of use	Minimum Parking Spaces
Single & Two-Family Dwellings:	
2 bedrooms	1.5 spaces
3 bedrooms	2 spaces
4 bedrooms	2.5 spaces
5 bedrooms	3.0 spaces
Garden and low-rise apartments:	
1 bedroom	1.8 spaces
2 bedrooms	2.0 spaces
3 bedrooms	2.1 spaces
Highrise apartments:	
1 bedroom	0.8 spaces
2 bedrooms	1.3 spaces
3 bedrooms	1.9 spaces
Townhouses:	
1 bedroom	1.8 spaces
2 bedrooms	2.3 spaces
3 bedrooms	2.4 spaces
Retail store	1 for each 200 square feet
Service establishment exceeding 1,000 square feet of floor area	1 for each 400 square feet
Bank	1 for each 300 square feet
Office:	
Professional office	1 for each 250 square feet

Type of use	Minimum Parking Spaces
Medical office	1 space per 200 SF of floor area plus 1 space per employee
General/Business office	1 space per 300 SF of floor area
Restaurants with a seating capacity	1 for each 3 seats
Bars & Taverns	1 space per 2 seats
Bowling alleys	3 per alley
Printing and publishing establishment	1 for each 2 employees
Automobile sales agency	1 per 300 square feet of office and showroom
Auto Repair	1 space per 200 square feet of floor area or 2 spaces per bay, whichever is greater
Laundromats	1 space per 2 washing machines
Barber Shops/Beauty Parlors	1 space per chair plus 1 space per employee
Child Care Center	1 space employee
Funeral Parlors	1 space per 75 square feet of viewing area
Research & Development	
Rooming house or tourist house	1 space per 100 square feet of floor area 1 per bedroom in excess of 2
Houses of worship	1 space per 3 seats plus 1 space per 75 square feet of assemblance area. One seat shall be considered 30 inches in calculating the capacity of pews and/or benches. Houses of worship without benches or pews shall provide parking at a rate of 1 parking stall for each 75 square feet of floor space utilized for prayer and/or assembly
Places of public assembly, and/or auditoriums, excluding houses of worship	1 for each 4 seats existing, planned or potential, whichever is greater. For this purpose, the number of seats shall be whichever is the greater of the following: the number of actual seats in existence; or the total number of seats existing and planned; or 1 parking stall for each 50 square feet of floor space in the place of assembly or auditorium. If benches are provided, 1 seat shall be considered 24 inches in calculating the capacity of persons
Shops, mills and factories	1 for each 4 employees, but not less than 1 space for each 1,000 square feet of floor area
Warehouse and storage houses	1 space per 1000 square feet of floor area plus 1 space per 2 employees

Section 3. The current text of City Ordinance, Part II, General Legislation, Chapter 341, Zoning, Article XI, Parking Spaces, Loading Berths, and Electric Vehicle Charging Stations, hereby amended as follows:

§341-44 Electric Vehicle Charging Stations:

A. Purpose.

The purpose of this ordinance is to promote and encourage the use of electric vehicles by requiring the safe and efficient installation of EVSE and Make-Ready parking spaces through municipal parking regulations and other standards. EVSE and Make-Ready parking spaces will support the State's transition to an electric transportation sector, reducing automobile air pollution, greenhouse gas emissions, and storm water runoff contaminants. The goals are to:

1. Provide adequate and convenient EVSE and Make-Ready parking spaces to serve the needs of the traveling public.
2. Provide opportunities for residents to have safe and efficient personal EVSE located at or near their place of residence.
3. Provide the opportunity for non-residential uses to supply EVSE to their customers and employees.
4. Create standard criteria to encourage and promote safe, efficient, and cost-effective electric vehicle charging opportunities in all zones and settings for convenience of service to those that use electric vehicles.

B. Definitions.

Certificate of occupancy: The certificate provided for in N.J.A.C. 5:23-2, indicating that the construction authorized by the construction permit has been completed in accordance with the construction permit, the act and the regulations. See "State Uniform Construction Code Act," P.L.1975, c.217 (C.52:27D-119 et seq.) and regulations adopted pursuant thereto.

Charging Level: The amount of voltage provided to charge an electric vehicle varies depending on the type of EVSE as follows:

1. Level 1 operates on a fifteen (15) to twenty (20) amp breaker on a one hundred twenty (120) volt AC circuit.
2. Level 2 operates on a forty (40) to one hundred (100) amp breaker on a two hundred eight (208) or two hundred forty (240) volt AC circuit.
3. Direct-current fast charger (DCFC) operates on a sixty (60) amp or higher breaker on a four hundred eighty (480) volt or higher three phase circuit with special grounding equipment. DCFC stations can also be referred to as rapid charging stations that are typically characterized by industrial grade electrical outlets that allow for faster recharging of electric vehicles.

Electric vehicle: Any vehicle that is licensed and registered for operation on public and private highways, roads, and streets; and operates either partially or exclusively using an electric motor powered by an externally charged on-board battery.

Electric Vehicle Supply/Service Equipment or (EVSE): The equipment, including the cables, cords, conductors, connectors, couplers, enclosures, attachment plugs, power outlets, power electronics, transformer, switchgear, switches and controls, network interfaces, point of sale equipment, and associated apparatus designed and used for the purpose of transferring energy from the electric supply system to a plug-in electric vehicle. "EVSE" may deliver either alternating current or, consistent with fast charging equipment standards, direct current electricity. "EVSE" is synonymous with "electric vehicle charging station."

Make-Ready Parking Space: means the pre-wiring of electrical infrastructure at a parking space, or set of parking spaces, to facilitate easy and cost-efficient future installation of Electric Vehicle Supply Equipment or Electric Vehicle Service Equipment, including, but not limited to, Level Two EVSE and direct current fast chargers. Make Ready includes expenses related to service panels, junction boxes, conduit, wiring, and other components necessary to make a particular location able to accommodate Electric Vehicle Supply Equipment or Electric Vehicle Service Equipment on a "plug and play" basis. "Make-Ready" is synonymous with the term "charger ready," as used in P.L.2019, c.362 (C.48:25-1 et al.).

Private EVSE: EVSE that has restricted access to specific users (e.g., single and two-family homes, executive parking fleet parking with no access to the general public).

Publicly-accessible EVSE: EVSE that is publicly available (e.g., park & ride, public parking lots and garages, on-street parking, shopping center parking, non-reserved parking in multi-family parking lots, etc.).

C. Approvals and Permits.

1. An application for development submitted solely for the installation of EVSE or Make-Ready parking spaces shall be considered a permitted accessory use and permitted accessory structure in all zoning or use districts and shall not require a variance pursuant to C.40:55D-70.
2. EVSE and Make-Ready Parking Spaces installed pursuant to Section D. below in development applications that are subject to site plan approval are considered a permitted accessory use as described in 1. above.
3. All EVSE and Make-Ready parking spaces shall be subject to applicable local and/or Department of Community Affairs permit and inspection requirements.
4. The administrative official, zoning officer, or municipal engineer shall enforce all signage and installation requirements described in this ordinance. Failure to meet the requirements in this ordinance shall be subject to the same enforcement and penalty provisions as other violations of the City of Garfield's land use regulations.
5. An application for development for the installation of EVSE or Make-Ready spaces at an existing gasoline service station, an existing retail establishment, or any other existing building shall not be subject to site plan or other land use board review, shall not require variance relief pursuant to C.40:55D-1 et seq. or any other law, rule, or regulation, and shall be approved through the issuance of a zoning permit by the administrative officer, provided the application meets the following requirements:
 - a. the proposed installation does not violate bulk requirements applicable to the property or the conditions of the original final approval of the site plan or subsequent approvals for the existing gasoline service station, retail establishment, or other existing building;
 - b. all other conditions of prior approvals for the gasoline service station, the existing retail establishment, or any other existing building continue to be met; and
 - c. the proposed installation complies with the construction codes adopted in or promulgated pursuant to the "State Uniform Construction Code Act," P.L.1975, c.217 (C.52:27D-119 et seq.), any safety standards concerning the installation, and any State rule or regulation concerning electric vehicle charging stations.
6. An application pursuant to Section 5. above shall be deemed complete if:
 - a. the application, including the permit fee and all necessary documentation, is determined to be complete,
 - b. a notice of incompleteness is not provided within 20 days after the filing of the application, or
 - c. a one-time written correction notice is not issued by the administrative official or zoning officer within 20 days after filing of the application detailing all deficiencies in the application and identifying any additional information explicitly necessary to complete a review of the permit application.

7. EVSE and Make-Ready parking spaces installed at a gasoline service station, an existing retail establishment, or any other existing building shall be subject to applicable local and/or Department of Community Affairs inspection requirements.
8. A permitting application solely for the installation of electric vehicle supply equipment permitted as an accessory use shall not be subject to review based on parking requirements.

D. Requirements for New Installation of EVSE and Make-Ready Parking Spaces.

1. As a condition of preliminary site plan approval, for each application involving a multiple dwelling with five or more units of dwelling space, which shall include a multiple dwelling that is held under a condominium or cooperative form of ownership, a mutual housing corporation, or a mixed-use development, the developer or owner, as applicable, shall:
 - a. prepare as Make-Ready parking spaces at least 15 percent of the required off-street parking spaces, and install EVSE in at least one-third of the 15 percent of Make-Ready parking spaces;
 - b. within three years following the date of the issuance of the certificate of occupancy, install EVSE in an additional one-third of the original 15 percent of Make-Ready parking spaces; and
 - c. within six years following the date of the issuance of the certificate of occupancy, install EVSE in the final one-third of the original 15 percent of Make-Ready parking spaces.
 - d. Throughout the installation of EVSE in the Make-Ready parking spaces, at least five percent of the electric vehicle supply equipment shall be accessible for people with disabilities.
 - e. Nothing in this subsection shall be construed to restrict the ability to install electric vehicle supply equipment or Make-Ready parking spaces at a faster or more expansive rate than as required above.
2. As a condition of preliminary site plan approval, each application involving a parking lot or garage not covered in 1. above shall:
 - a. Install at least one Make-Ready parking space if there will be 50 or fewer off-street parking spaces.
 - b. Install at least two Make-Ready parking spaces if there will be 51 to 75 off-street parking spaces.
 - c. Install at least three Make-Ready parking spaces if there will be 76 to 100 off-street parking spaces.
 - d. Install at least four Make-Ready parking spaces, at least one of which shall be accessible for people with disabilities, if there will be 101 to 150 off-street parking spaces.
 - e. Install at least four percent of the total parking spaces as Make-Ready parking spaces, at least five percent of which shall be accessible for people with disabilities, if there will be more than 150 off-street parking spaces.
 - f. In lieu of installing Make-Ready parking spaces, a parking lot or garage may install EVSE to satisfy the requirements of this subsection.
 - g. Nothing in this subsection shall be construed to restrict the ability to install electric vehicle supply equipment or Make-Ready parking spaces at a faster or more expansive rate than as required above.

- h. Notwithstanding the provisions of this Section, a retailer that provides 25 or fewer off-street parking spaces or the developer or owner of a single-family home shall not be required to provide or install any electric vehicle supply equipment or Make-Ready parking spaces.

E. Minimum Parking Requirements.

1. All parking spaces with EVSE and Make-Ready equipment shall be included in the calculation of minimum required parking spaces, pursuant to Section 341-41.
2. A parking space prepared with EVSE or Make-Ready equipment shall count as at least two parking spaces for the purpose of complying with a minimum parking space requirement. This shall result in a reduction of no more than 10 percent of the total required parking.
3. All parking space calculations for EVSE and Make-Ready equipment shall be rounded up to the next full parking space.
4. Additional installation of EVSE and Make-Ready parking spaces above what is required in Section D. above may be encouraged, but shall not be required in development projects.

F. Reasonable Standards for All New EVSE and Make-Ready Parking Spaces.

1. Location and layout of EVSE and Make-Ready parking spaces is expected to vary based on the design and use of the primary parking area. It is expected flexibility will be required to provide the most convenient and functional service to users. Standards and criteria should be considered guidelines and flexibility should be allowed when alternatives can better achieve objectives for provision of this service.
2. Installation:
 - a. Installation of EVSE and Make-Ready parking spaces shall meet the electrical subcode of the Uniform Construction Code, *N.J.A.C. 5:23-3.16*.
 - b. Each EVSE or Make-Ready parking space that is not accessible for people with disabilities shall be not less than 9 feet wide or 18 feet in length. Exceptions may be made for existing parking spaces or parking spaces that were part of an application that received prior site plan approval.
 - c. To the extent practical, the location of accessible parking spaces for people with disabilities with EVSE and Make Ready equipment shall comply with the general accessibility requirements of the Uniform Construction Code, *N.J.A.C. 5:23*, and other applicable accessibility standards.
 - d. Each EVSE or Make-Ready parking space that is accessible for people with disabilities shall comply with the sizing of accessible parking space requirements in the Uniform Construction Code, *N.J.A.C. 5:23*, and other applicable accessibility standards.
3. EVSE Parking:
 - a. Publicly-accessible EVSE shall be reserved for parking and charging electric vehicles only. Electric vehicles shall be connected to the EVSE.
 - b. Electric vehicles parked in a publicly-accessible EVSE stall shall be permitted for a maximum of two hours.

- c. Electric vehicles may be parked in any parking space designated for parking, subject to the restrictions that would apply to any other vehicle that would park in that space.
- d. Public Parking. Pursuant to *N.J.S.A. 40:48-2*, publicly-accessible EVSE parking spaces shall be monitored by the municipality's police department and enforced in the same manner as any other parking. It shall be a violation of this Section to park or stand a non-electric vehicle in such a space, or to park an electric vehicle in such a space when it is not connected to the EVSE. Any non-electric vehicle parked or standing in a EVSE parking space or any electric vehicle parked and not connected to the EVSE shall be subject to fine and/or impoundment of the offending vehicle as follows:
 - i. First-time offense: \$75.
 - ii. Second-time offense: \$125.
 - iii. Additional offenses: \$150 per offense.
- e. Private Parking. The use of EVSE shall be monitored by the property owner or designee

4. Safety.

- a. Each publicly-accessible EVSE shall be located at a parking space that is designated for electric vehicles only and identified by green painted pavement and/or curb markings, a green painted charging pictograph symbol, and appropriate signage pursuant to Section 5. below.
- b. Where EVSE is installed, adequate site lighting and landscaping shall be provided in accordance with City of Garfield's ordinances and regulations.
- c. Adequate EVSE protection such as concrete-filled steel bollards shall be used for publicly-accessible EVSE. Non-mountable curbing may be used in lieu of bollards if the EVSE is setback a minimum of 24 inches from the face of the curb. Any stand-alone EVSE bollards should be 3 to 4-feet high with concrete footings placed to protect the EVSE from accidental impact and to prevent damage from equipment used for snow removal.
- d. EVSE outlets and connector devices shall be no less than 36 inches and no higher than 48 inches from the ground or pavement surface where mounted, and shall contain a cord management system as described in e. below. Equipment mounted on pedestals, lighting posts, bollards, or other devices shall be designated and located as to not impede pedestrian travel, create trip hazards on sidewalks, or impede snow removal.
- e. Each EVSE shall incorporate a cord management system or method to minimize the potential for cable entanglement, user injury, or connector damage. Cords shall be retractable or have a place to hang the connector and cord a safe and sufficient distance above the ground or pavement surface. Any cords connecting the charger to a vehicle shall be configured so that they do not cross a driveway, sidewalk, or passenger unloading area.
- f. Where EVSE is provided within a pedestrian circulation area, such as a sidewalk or other accessible route to a building entrance, the EVSE shall be located so as not to interfere with accessibility requirements of the Uniform Construction Code, N.J.A.C. 5:23, and other applicable accessibility standards.
- g. Publicly-accessible EVSEs shall be maintained in all respects, including the functioning of the equipment. A 24-hour on-call contact shall be provided on the equipment for reporting problems with the equipment

or access to it. To allow for maintenance and notification, the City of Garfield shall require the owners/designee of publicly-accessible EVSE to provide information on the EVSE's geographic location, date of installation, equipment type and model, and owner contact information.

5. Signs.

- a. Publicly-accessible EVSE shall have posted regulatory signs, as identified in this section, allowing only charging electric vehicles to park in such spaces. For purposes of this section, "charging" means that an electric vehicle is parked at an EVSE and is connected to the EVSE. If time limits or vehicle removal provisions are to be enforced, regulatory signs including parking restrictions shall be installed immediately adjacent to, and visible from the EVSE. For private EVSE, installation of signs and sign text is at the discretion of the owner.
- b. All regulatory signs shall comply with visibility, legibility, size, shape, color, and reflectivity requirements contained within the Federal Manual on Uniform Traffic Control Devices as published by the Federal Highway Administration.
- c. Wayfinding or directional signs, if necessary, shall be permitted at appropriate decision points to effectively guide motorists to the EVSE parking space(s). Wayfinding or directional signage shall be placed in a manner that shall not interfere with any parking space, drive lane, or exit and shall comply with b. above.
- d. In addition to the signage described above, the following information shall be available on the EVSE or posted at or adjacent to all publicly-accessible EVSE parking spaces:
 - i. Hour of operations and/or time limits if time limits or tow-away provisions are to be enforced by the municipality or owner/designee;
 - ii. Usage fees and parking fees, if applicable; and
 - iii. Contact information (telephone number) for reporting when the equipment is not operating or other problems.

6. Usage Fees.

- a. For publicly-accessible municipal EVSE, in addition to any parking metered fees, the fee to use parking spaces within the municipality identified as EVSE spaces shall be:
 - i. \$1.00 per hour for vehicles parked in the designated EV parking spaces up to a maximum of two hours.
 - ii. \$3.00 per hour, or any part thereof, for vehicles parked in the designated EV parking spaces beyond the two-hour charging period.
- b. This fee may be amended by a resolution adopted by the governing body.
- c. Private EVSE: Nothing in this ordinance shall be deemed to preclude a private owner/designee of an EVSE from collecting a fee for the use of the EVSE, in accordance with applicable State and Federal regulations. Fees shall be available on the EVSE or posted at or adjacent to the EVSE parking space.

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: May 24, 2022

Adopted:

APPROVED: _____

Richard Rigoglioso, Mayor

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-279-22**

**RESOLUTION BY:
SECONDED BY:**

**INTRODUCE ORDINANCE #2938
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 287,
STREETS AND SIDEWALKS, ARTICLE IV, EXCAVATIONS IN STREETS, OF THE
REVISED GENERAL ORDINANCES OF THE CITY OF GARFIELD**

was introduced and passed at a meeting held on Tuesday, May 24, 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: June 14, 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 14th day of June 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
ORDINANCE NO.: 2938**

AN ORDINANCE TO AMEND PART II, GENERAL LEGISLATION, CHAPTER 287, STREETS AND SIDEWALKS, ARTICLE IV, EXCAVATIONS IN STREETS, OF THE REVISED GENERAL ORDINANCES OF THE CITY OF GARFIELD

WHEREAS, Chapter 287, Streets and Sidewalks, Article IV, Excavations in Streets, makes it unlawful for any person to make any excavation, opening or tunnel in, on or under any of the streets, roads or highways of the City without having first obtained a permit; and

WHEREAS, the City of Garfield desires to modify the requirements for the issuance of a permit issued by the City for Excavations of Streets;

NOW, THEREFORE, BE IT ORDAINED, by the Governing Body of the City of Garfield, that Part II, General Legislation, Chapter 287, Streets and Sidewalks, Article IV, Excavations in Street, is hereby amended as follows:

Section 1. The current text of City Ordinance, Part II, General Legislation, Chapter 287, Streets and Sidewalks, Article IV, Excavations in Streets, Subsection 18, Permit Fees, is hereby repealed and replaced as follows:

§287-18 Fees, escrows and countersignature.

A. Fees, escrows, and deposits for permits shall be as follows:

- (1) The fee for a road opening permit shall be \$300.
- (2) The fee for road opening inspections shall be \$350, which shall cover up to a maximum of four site inspections. Additional inspections shall require a fee of \$75 per inspection.

B. All permits shall be countersigned by the City Manager and the City Engineer. A preconstruction meeting may be required by the City Manager and/or the City Engineer. A preconstruction meeting shall be required for all excavations involving more than 100 linear feet.

Section 2. The current text of City Ordinance, Part II, General Legislation, Chapter 287, Streets and Sidewalks, Article IV, Excavations in Streets, Subsection 19, Performance guaranty, is hereby repealed and replaced as follows:

§ 287-19 Performance guaranty.

- A. No permit shall be issued unless and until the applicant therefor has filed with the City Manager or his designee a performance guaranty, in an amount of \$5,000.00 to ensure that the surface of the portion of the public way to be excavated, opened or tunneled shall be restored to its original condition within the time set forth in the application for the permit.
- B. As shall be determined by the DPW Superintendent or his/her designee, the performance guaranty may be in the form of a cash bond accompanied by a certified check payable to the City of Garfield or in the form of a surety bond issued by a bonding or surety company authorized to do business in the State of New Jersey, and shall be in an amount equal to the Engineer's estimate. The bond shall remain in full force and effect until released, which release shall be given upon satisfactory completion of the restoration of the surface in accordance with the terms and conditions as set forth in the permit.
- C. In the event of failure of performance under a cash bond, the City may use the proceeds of the cash bond to pay the cost of restoration, and any amount in excess of the cost shall be returned to applicant. In the event of failure of performance under a surety bond, the City Manager shall notify City Council, which shall authorize the commencement of appropriate proceedings to compel performance in accordance with the terms of the bond.

Section 3. The current text of City Ordinance, Part II, General Legislation, Part II, General Legislation, Chapter 287, Streets and Sidewalks, Article IV, Excavations in Streets, Subsection 24, Inspections, Enforcement, is hereby amended to read as follows:

§ 287-24 Inspections; Completion of Work; Maintenance

- A. The City Manager or his designee shall from time to time inspect or cause to be inspected all excavations, openings or tunnels being made in, on or under any street, road or highway in the City to see to the enforcement of the provisions of this article. Notice shall be given to him at least 10 hours before the work of refilling any tunnel or excavation commences.
- B. Upon completion of the work involved in such street opening, a request for inspection shall be made to the Superintendent of the Department of Public Works. If the inspection discloses that the street has been properly restored, he shall issue a certificate of proper restoration and cause the same to be filed with the City Clerk.
- C. The person receiving the permit shall be responsible for the proper maintenance of that portion of the street over which the permit has been issued, including continued backfilling to compensate for settlement, for a period of one year from the date of the certification of the proper restoration of the street by the Superintendent of the Department of Public Works. The permittee shall assume all liability for damages resulting therefrom or in any way connected therewith.

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: May 24, 2022

Adopted:

APPROVED: _____

Richard Rigoglioso, Mayor

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-280-22**

**RESOLUTION BY:
SECONDED BY:**

**INTRODUCE ORDINANCE #2939
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, May 24, 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: June 14, 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 14th day of June 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
ORDINANCE NO.: 2939**

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.B., Parking Prohibited in Front Yard, 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; Residential Properties

1. Parking of all motor vehicles on lots containing residential dwellings including multi-family dwellings and garden apartments shall be on designated paved surfaces. Parking in a Yard, as defined in Section 341-2, is strictly prohibited.
2. Motor vehicles parked in the Front Yard as defined in Section 341-2 shall not be permitted nearer than five feet to the right-of-way line of the street.

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: May 24, 2022

Adopted:

APPROVED: _____

Richard Rigoglioso, Mayor

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-281-22**

**RESOLUTION BY:
SECONDED BY:**

**INTRODUCE ORDINANCE #2940
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, May 10, 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: June 14, 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 14th day of June 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
ORDINANCE NO.: 2940**

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: May 10, 2022

Adopted:

APPROVED: _____

Richard Rigoglioso, Mayor

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-282-22**

**RESOLUTION BY:
SECONDED BY:**

AUTHORIZING THE CITY MANAGER TO ENTER INTO A PROFESSIONAL SERVICES AGREEMENT WITH COLLIERS ENGINEERING & DESIGN (D/B/A MASER CONSULTING) TO PROVIDE ENGINEERING SERVICES FOR THE COLUMBUS PARK CONCEPT PROJECT

WHEREAS, it is in the best interest of the City of Garfield to enter into an agreement with Colliers Engineering & Design to provide engineering services for the Columbus Park Concept Project; and

WHEREAS, the terms of the agreement are outlined in proposal documents submitted by Colliers Engineering & Design as on file in the office of the City Manager/City Clerk; and

WHEREAS, the agreement is for professional services and as a result is exempt from the public bidding process; and

WHEREAS, the Mayor and Council of City of Garfield authorize the City Manager, Erin Nora Delaney, to enter into an agreement with Colliers Engineering & Design to provide engineering services for the Columbus Park Concept Project as outlined in their proposal;

NOW, THEREFORE, BE IT RESOLVED that the City of Garfield Mayor and Council approves the authorization of the City Manager, Erin Delaney, to enter into an agreement with Colliers Engineering & Design to provide engineering services for the Columbus Park Concept Project as outlined in their proposal, in the amount of \$288,500.00 to be paid out of ORD#2915 -C-04-55-999-000-987.

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

June 13, 2022
Dated

APPROVED: June 14, 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 14th day of June 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-283-22**

**RESOLUTION BY:
SECONDED BY:**

REFUND OF RAFFLE LICENSE

WHEREAS, the City Manager and the Mayor and Council have agreed that the City of Garfield should refund the YMCA for a Raffle License that was rejected by the State; and

WHEREAS, a deposit has been received from the YMCA, in the amount of \$200.00, for said Raffle License;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Garfield that these monies be refunded to the above-named claimant.

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

June 13, 2022

Dated

APPROVED: June 14, 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 14th day of June 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-284-22**

**RESOLUTION BY:
SECONDED BY:**

**AUTHORIZING DAN DRESSEL ARCHITECT TO PROVIDE PROFESSIONAL
SERVICES IN CONNECTION WITH GARFIELD SENIOR CENTER INTERIOR
RENOVATIONS AND REPAIRS**

WHEREAS, the City of Garfield is in need to make interior improvements to the Garfield Senior Center in connection with a CDBG grant award in the amount of \$138,000.00; and

WHEREAS, Dan Dressel, submitted a proposal dated June 6, 2022 to perform the required design and inspection services to publicly bid and oversee the construction of this renovation;

NOW, THEREFORE, BE IT RESOLVED the City of Garfield hereby authorizes Dan Dressel, Architect to perform the required design, bidding, and inspection services for this project in accordance with the terms of their proposal dated June 6, 2022 under a non-fair and open contract for a fee not to exceed \$18,000.00 to be paid out of ORD#2844-C-04-55-999-000-974; and

BE IT FURTHER RESOLVED that City Manager Erin Nora Delaney be and is hereby authorized to execute said proposal.

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

June 13, 2022

Dated

APPROVED: June 14, 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 14th day of June 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-285-22**

**RESOLUTION BY:
SECONDED BY:**

**AUTHORIZING THE CITY MANAGER TO EXECUTE A CONTRACT WITH D.L.S.
CONTRACTING, INC., FOR SEMEL AVENUE ROAD IMPROVEMENTS**

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 advertised and received bids on April 12, 2022 for certain improvements outlined in the bid project entitled “Semel Avenue Roadway Improvements”; and

WHEREAS, the Contractor submitted the lowest bid for both the Base Bid plus the Alternate Bid, with the Base Bid amount being \$455,503.95 and the Alternate Bid amount being \$24,375.00, to be paid out of ORD#2915 C-04-55-999-000-987; and

WHEREAS, the City unanimously authorized the award of the Bid to the Contractor on April 26, 2022 by way of Resolution R-189-22;

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 D.L.S. Contracting, Inc., for Semel Avenue Road Improvements, subject to the terms and conditions set forth in the Contract Documents.

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

June 13, 2022
Dated

APPROVED: June 14, 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 14th day of June 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-286-22**

**RESOLUTION BY:
SECONDED BY:**

APPOINTING SPECIAL COUNSEL

WHEREAS, the Court Administrator has advised of a conflict in the matter of State v. (Nasarenko & Nasarenko et al.); and

WHEREAS, there is now a need to appoint special counsel to oversee said case due to the conflict; and

WHEREAS, the City of Garfield would like to appoint Marc Ramundo as special counsel;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Garfield that Marc Ramundo is hereby appointed as special counsel for the above-mentioned case, to be paid at the per diem rate listed on the City's salary ordinance, in an amount not to exceed \$3,000.00 to be paid out of 2-01-20-155-155-020.

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

June 13, 2022

Dated

APPROVED: June 14, 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 14th day of June 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-287-22**

**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 Gannett Fleming in the amount of \$210,000.00 per Resolution #19-238; and

WHEREAS, Gannett Fleming Engineering has completed their services for this project; and

WHEREAS, Gannett Fleming billed and was paid for a total of \$174,866.30, which is under the original contract amount; and

WHEREAS, a deduction to the original contract in the amount of \$35,133.70 is necessary;

NOW, THEREFORE, BE IT RESOLVED that Change Order #1 and final is hereby approved to decrease the contract amount by \$35,133.70 and the new total contract amount will be \$174,866.30.

APPROVED: June 14, 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 14th day of June 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-288-22**

**RESOLUTION BY:
SECONDED BY:**

DETERMINING THAT THE PROPERTIES GENERALLY KNOWN AS 67-69, 73 & 77 PASSAIC STREET, ALSO KNOWN AS BLOCK 24.01, LOTS 5.01, 8 & 10 AS SHOWN ON THE OFFICIAL TAX MAP OF THE CITY OF GARFIELD QUALIFY AND IS DETERMINED AS 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 67-69, 73 & 77 Passaic Street and also known as Block 24.01, Lots 5.01, 8 & 10 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 meets the criteria for determining as a redevelopment area pursuant to N.J.S.A. 40A:12A-6; and

WHEREAS, on November 23, 2021, the City adopted a Resolution No. 21-431, authorizing and directing the City Planning Board (the “Board”) to examine whether the Properties can be determined to be an area in need of redevelopment (specifically a non-condemnation redevelopment area) and that the City will not have the right to exercise the use of eminent domain; and

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

WHEREAS, the Board conducted a public hearing on February 24, 2022 to determine whether or not the Properties may be designated as a Non-Condensation Redevelopment, pursuant to the criteria set forth in the Redevelopment Law and the public was provided the opportunity to appear and provide testimony and comments; and

WHEREAS, in advance of the public hearings held by the Board, the Board met the requirements of Redevelopment Law, by providing notice to all persons interested or who would be affected by a determination that the Properties is a Non-Condensation Redevelopment Area, which notice specifically stated that a redevelopment area determination shall not authorize the municipality to exercise the power of eminent domain; and

WHEREAS, a map showing the boundaries and the location of the Properties, as well as the Preliminary Investigation for Determination of an Area in Need of Redevelopment for the Properties prepared by Gregory Associates, LLC, dated January 2022, (the “Gregory Report”) was considered by the Board at the hearing and the Gregory Report and findings therein were incorporated into the record; and

WHEREAS, the Board recommended that the Properties be determined as a Non-Condensation Redevelopment Area pursuant to the Redevelopment Law, based on its preliminary investigation and the factual findings made by the Board, including the Gregory Report and the testimony presented at the hearing by Thomas Davis, PP, AICP, a licensed professional planner, who signed and prepared the Gregory Report;

NOW, THEREFORE BE IT RESOLVED, that the City Council of the City of Garfield accepts the findings and recommendations of the Board as made at a public hearing held on February 24, 2022 as supported by the Gregory Report of the Properties and the testimony of

Thomas Davis PP, AICP, a licensed professional planner and as further set forth in the Planning Board resolution PB-03-2022, adopted on May 26, 2022 and all are incorporated herein by reference and determines that the Properties located at 67-69, 73 & 77 Passaic Street and also known as Block 24.01, Lots 5.01, 8 & 10, referred to herein as the Properties, meets the criteria and qualifies as an “area in need of redevelopment” and which shall be a Non-Condensation Redevelopment Area pursuant to the Redevelopment Law; and

BE IT FURTHER RESOLVED THAT the City hereby states that any Non-Condensation Redevelopment Area designation shall authorize the municipality to use all those powers provided by the Redevelopment Law for use in a redevelopment area, except the use of eminent domain; and

BE IT FURTHER RESOLVED that the City Council hereby advises that any Properties owner wishing to challenge the designation of the Properties as a Non-Condensation Redevelopment Area must file a complaint in the Superior Court within 45 days of the adoption of that resolution; and

BE IT FURTHER RESOLVED that within ten (10) days of the adoption of this Resolution, the City Clerk shall serve a notice of the determination, including a copy of this Resolution, upon the last owner of each of the Properties according to the assessment records of the City, which notice shall be in accordance with the requirements set forth in the Redevelopment Law; and

BE IT FURTHER RESOLVED that upon adoption of this resolution, the City Clerk shall transmit a copy of this resolution to the Commissioner of Community Affairs for the State of New Jersey for review pursuant to N.J.S.A. 40A:12A-6.b.(5); and

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

APPROVED: June 14, 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 14th day of June 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-289-22**

CONSENT AGENDA

RESOLUTION BY:
SECONDED BY:

**AMENDING TERMS FOR EVENT PLANNING AND RECREATION ADVISORY
COMMITTEE MEMBERS**

WHEREAS, terms previously expired on April 30th of the respective year for event planning and recreation advisory committee members; and

WHEREAS, it is the recommendation of the City Manager/City Clerk to change said terms to run from January 1 through December 31 of the respective year to be consistent with all other board and committee terms of the City;

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the City of Garfield do hereby approve of the newly established term for event planning and recreation advisory committee members.

APPROVED: June 14, 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 14th day of June 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-290-22**

CONSENT AGENDA

**RESOLUTION BY:
SECONDED BY:**

**RE-APPOINTMENT OF EVENT PLANNING AND RECREATION ADVISORY
COMMITTEE MEMBERS**

WHEREAS, the below mentioned members have previously served on the event planning and recreation advisory committee; and

WHEREAS, their terms have since expired; and

WHEREAS, said members have continued to serve on the committee;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the City of Garfield that the appointments as follows

<u>Name</u>	<u>Term Ending</u>
James Clark	December 31, 2022
Michael Garcia	December 31, 2022
Marie Marx	December 31, 2022
Daniel Golabek	December 31, 2023
Patricia Gallagher	December 31, 2023
Alejandina Banch	December 31, 2023
Mariggi Lopez-Houck	December 31, 2023
Tara Campistrous	December 31, 2024
Richard Rigoglioso	December 31, 2024
Kathi Viola	December 31, 2024
Berti Skenderasi	December 31, 2024

to the event planning and recreation advisory committee with terms ending as noted above be and are hereby confirmed.

APPROVED: June 14, 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 14th day of June 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-291-22**

**RESOLUTION BY:
SECONDED BY:**

APPROVAL OF LIQUOR LICENSE RENEWALS

BE IT RESOLVED that the Mayor and Council of the City of Garfield do hereby authorize the City Clerk to issue the following liquor licenses for the fiscal year beginning July 1, 2022 and ending June 30, 2023:

PLENARY RETAIL CONSUMPTION LICENSES

License No.	0221-33-001-005	Monumental Liquor, LLC t/a Monumental Liquor 62 Passaic Street
	0221-33-002-005	Apple Food Service of Garfield LLC t/a Applebee's Neighborhood Grill & Bar 186 Passaic Street
	0221-33-006-005	La Bella Pizzeria, LLC t/a La Bella Pizzeria 300 Lanza Avenue
	0221-33-008-010	MD Group LLC t/a Donia Mediterranean Restaurant 149 Van Winkle Avenue
	0221-33-010-006	Goodfella's Restaurant, Inc. t/a Goodfellas Restaurant, Inc. 661 Midland Avenue
	0221-33-012-007	Garfield Restaurant Corp t/a Déjà vu 50 River Drive
	0221-33-013-006	Copper Grill t/a Food Mart 800 River Drive Suite 7
	0221-33-016-005	G&B, LLC t/a The Royal Manor 454 Midland Avenue
	0221-33-017-007	Be Ready Merchants, LLC t/a DP's Pub and Seafood Grill 732 River Drive
	0221-33-025-001	Frank Barcelona's Restaurant & Bar Inc. t/a Barcelona's Restaurant 38 Harrison Avenue
	0221-33-028-016	JoJo's Bar & Grill, LLC t/a JoJo's Bar & Grill 133 Monroe Street
	0221-33-030-004	Yogiji Enterprises, Inc. t/a Boggy's Bar & Liquors 142 Division Avenue

0221-33-033-011	Firehouse Grill t/a Firehouse 42 Plauderville Avenue
0221-33-037-005	Smoke House LLC t/a Piast Meats & Provisions 1 Passaic Street
0221-33-040-003	Sai Dhristy, LLC t/a BJ's Polonia 126 Ray Street
0221-33-043-004	Michele's Catering Inc. t/a Michele's 32 Passaic Street
0221-33-047-006	Garfield Bar & Liquor Inc. t/a Garfield Bar & Liquors 46 Wood Street
0221-33-051-006	C.P. Sunrise, LLC. t/a The Midnight Sun 323 Semel Avenue
0221-33-052-016	279 Passaic Street, LLC t/a Blackjack Mulligan's 279 Passaic Street
0221-33-053-004	Venetian Corp t/a The Venetian 546-552 River Drive
0221-33-057-004	Detour, Inc. t/a Detour 437 Lanza Avenue
0221-33-058-001	Russian Orthodox Greek Catholic Church t/a Russian Orthodox Greek Catholic Church 464 Outwater Lane
0221-33-060-003	Sportsman Tavern t/a Sportsman Tavern 245 Outwater Lane
0221-33-062-012	Nuve-Quinche Corporation t/a Pazza Luna Pizzeria, Restaurant & Bar 52 Chestnut Street
0221-33-066-010	G.F. Mazzola t/a Jack's Kicks 250-252 Midland Avenue
0221-33-068-006	Veterans of Foreign War Benda-Roerich Post 2867 t/a Veterans of Foreign War Benda-Roerich Post 340 Outwater Lane
0221-33-078-006	Shreeji Enterprise, LLC t/a River Drive Bar & Liquors 85 River Drive

PLENARY RETAIL DISTRIBUTION LICENSES

0221-44-003-006	AARP Wine & Spirit, LLC t/a Belmont Liquors 79 Belmont Avenue
0221-44-020-009	Lilly's House Corporation t/a All Nations Liquor 80 Passaic Street
0221-44-029-007	Ranpar, LLC t/a Whooppee Liquor 194 Van Winkle Avenue
0221-44-034-008	Worldwide Liquors, LLC t/a Worldwide Liquors Van Winkle Avenue
0221-44-064-004	Mahant, Inc. t/a Joe's Liquors 114 Outwater Lane

; and

BE IT FURTHER RESOLVED that the foregoing renewals are granted on the condition that said renewal shall not constitute approval of anything at variance with the records of the City Council or any person-to-person transfer, place-to-place transfer or change of corporate structure approved prior to the passage of this resolution.

APPROVED: June 14, 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 14th day of June 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-292-22**

**RESOLUTION BY:
SECONDED BY:**

APPROVING HANDICAP PARKING SPACE

WHEREAS, Giuseppa Giammanco, , who is the holder of a Disabled Person I.D. Card No. P2224355, 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; and

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 Division Avenue commencing 90 feet west of the intersection of Division Avenue and Ann Street and continue an additional 18 feet west 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: June 14, 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 14th day of June 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-293-22**

**RESOLUTION BY:
SECONDED BY:**

APPROVING HANDICAP PARKING SPACE

WHEREAS, Vanessa Vessels, 287 MacArthur Avenue, who is the holder of a Disabled Person I.D. Card No. P2415091, 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 MacArthur Avenue commencing 212 feet south of the intersection of MacArthur 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: June 14, 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 14th day of June 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-294-22**

**RESOLUTION BY:
SECONDED BY:**

APPROVING HANDICAP PARKING SPACE

WHEREAS, Grecia Rivera Fis, 166 Palisade Avenue Apt. 7, who is the holder of a Disabled Person I.D. Card No. P2592507, 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 south curb line of Monroe Street commencing 50 feet east of the intersection of Monroe Street and Palisade Avenue 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: June 14, 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 14th day of June 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-295-22**

**RESOLUTION BY:
SECONDED BY:**

APPROVING HANDICAP PARKING SPACE

WHEREAS, Giuseppe Bologna, 27 Spencer Place, who is the holder of a Disabled Person I.D. Card No. P2580484, 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 west curb line of Spencer Place commencing 330’ feet north of the intersection of Spencer Place and Hobart Place 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: June 14, 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 14th day of June 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-296-22**

**RESOLUTION BY:
SECONDED BY:**

**REQUESTING PERMISSION FOR THE DEDICATION BY RIDER FOR
UNEMPLOYMENT COMPENSATION INSURANCE 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 Unemployment Compensation Insurance by the municipality to provide for the operating costs to administer this act; and

WHEREAS, NJSA 40A:4-39 provides the dedicated revenues anticipated from Unemployment Compensation Insurance 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 Unemployment Compensation Insurance.
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: June 14, 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 14th day of June 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-297-22**

CONSENT AGENDA

RESOLUTION BY:
SECONDED BY:

RESOLUTION TO ACCEPT 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-282-22 through R-297-22 be and are hereby approved and the proper officers are directed to take necessary action on same.

APPROVED: June 14, 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 14th day of June 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-298-22**

**RESOLUTION BY:
SECONDED BY:**

ADOPTION OF THE 2022 MUNICIPAL BUDGET

BE IT RESOLVED, that the Mayor and Council of the City of Garfield, in the County of Bergen, State of New Jersey hereby adopt the 2022 Municipal Budget set forth herein and shall constitute an appropriation for the purposes stated of the sums therein set forth as appropriations, and authorization in the amount of \$41,132,835.00 for municipal purposes:

SECTION 2 - UPON ADOPTION FOR YEAR 2022

RESOLUTION

Be it Resolved by the GARFIELD County of BERGEN CITY that the budget hereinbefore set forth is hereby adopted and shall constitute an appropriation for the purposes stated of the sums therein set forth as appropriations, and authorization of the amount of:

- (a) \$ 26,653,338.00 (Item 2 below) for municipal purposes, and
- (b) \$ - (Item 3 below) for school purposes in Type I School Districts only (N.J.S.A. 18A:9-2) to be raised by taxation and,
- (c) \$ - (Item 4 below) to be added to the certificate of amount to be raised by taxation for local school purposes in Type II School Districts only (N.J.S.A. 18A:9-3) and certification to the County Board of Taxation of the following summary of general revenues and appropriations.
- (d) \$ - (Sheet 43) Open Space, Recreation, Farmland and Historic Preservation Trust Fund Levy
- (e) \$ - (Sheet 44) Arts and Culture Trust Fund Levy
- (f) \$ 965,699.00 (Item 5 Below) Minimum Library Tax

RECORDED VOTE
(Insert last name)

Ayes	Nays	Abstained
Absent		

SUMMARY OF REVENUES		
1. General Revenues		
Surplus Anticipated	08-100	\$ 3,964,000.00
Miscellaneous Revenues Anticipated	13-099	\$ 8,689,798.00
Receipts from Delinquent Taxes	15-499	\$ 860,000.00
2. AMOUNT TO BE RAISED BY TAXATION FOR MUNICIPAL PURPOSES (Item 6(a), Sheet 11)	07-190	\$ 26,653,338.00
3. AMOUNT TO BE RAISED BY TAXATION FOR SCHOOLS IN TYPE I SCHOOL DISTRICTS ONLY:		
Item 6, Sheet 42	07-195	\$ -
Item 6(b), Sheet 11 (N.J.S.A. 40A:4-14)	07-191	\$ -
TOTAL AMOUNT TO BE RAISED BY TAXATION FOR SCHOOLS IN TYPE I SCHOOL DISTRICTS ONLY		\$ -
4. To Be Added TO THE CERTIFICATE FOR THE AMOUNT TO BE RAISED BY TAXATION FOR SCHOOLS IN TYPE II SCHOOL DISTRICTS ONLY:		
Item 6(b), Sheet 11 (N.J.S.A. 40A:4-14)	07-191	\$ 965,699.00
5. AMOUNT TO BE RAISED BY TAXATION MINIMUM LIBRARY TAX	07-192	\$ 965,699.00
Total Revenues	13-299	\$ 41,132,835.00

SUMMARY OF APPROPRIATIONS

5. GENERAL APPROPRIATIONS:		
<u>Within "CAPS"</u>		XXXXXXXXXXXXXXXXXX
(a & b) Operations Including Contingent		XXXXXXXXXXXXXXXXXX
(e) Deferred Charges and Statutory Expenditures - Municipal	34-201	\$ 27,929,753.00
(g) Cash Deficit	34-209	\$ 3,802,152.00
<u>Excluded from "CAPS"</u>	46-885	\$ -
(a) Operations - Total Operations Excluded from "CAPS"	XXXXXX	XXXXXXXXXXXXXXXXXX
(c) Capital Improvements	34-305	\$ 2,902,519.00
(d) Municipal Debt Service	44-999	\$ 200,000.00
(e) Deferred Charges - Municipal	46-999	\$ 3,673,411.00
(f) Judgments	46-999	\$ 625,000.00
(n) Transferred to Board of Education for Use of Local Schools (N.J.S.A. 40:48-17.1 & 17.3)	37-480	\$ -
(g) Cash Deficit	29-405	\$ -
(k) For Local District School Purposes	46-885	\$ -
(m) Reserve for Uncollected Taxes	29-410	\$ -
6. SCHOOL APPROPRIATIONS - TYPE I SCHOOL DISTRICT ONLY (N.J.S.A. 40A:4-13)	50-899	\$ 2,000,000.00
Total Appropriations	07-195	
	34-499	\$ 41,132,835.00

It is hereby certified that the within budget is a true copy of the budget finally adopted by resolution of the Governing Body on the _____ day of _____, 2022.
 It is further certified that each item of revenue and appropriation is set forth in the same amount and by the same title as appeared in the 2022 approved budget and all amendments thereto, if any, which have been previously approved by the Director of Local Government Services.

Certified by me this _____ day of _____, 2022, _____, Clerk
 _____ Signature

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

June 13, 2022
 Dated

APPROVED: June 14, 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 14th day of June 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated