

**REGULAR MEETING
OF THE
GARFIELD MAYOR AND COUNCIL
OCTOBER 25, 2022
6:00P.M.**

1. CALL TO ORDER:

2. ROLL CALL:

3. FLAG SALUTE

4. STATEMENT OF COMPLIANCE:

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 by the presiding officer.

Now, Therefore Be Advised, that the meeting requirements for this meeting have been met by publishing an annual meeting notice in The Record and Herald News 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. Said notice was posted on January 10, 2022 and published on January 13, 2022.

5. APPROVAL OF MINUTES:

August 16, 2022 – Work Session Meeting
August 16, 2022 – Executive Session

6. PROCLAMATION:

R-492-22 Proclamation Celebrating the 100th Birthday of Rita Vissa

7. PUBLIC HEARING – DAVID’S TOWING

8. ORDINANCES:

FIRST READING

R-493-22 Introduce Ord. #2962

**ADOPTING THE REDEVELOPMENT PLAN FOR 94-104
PASSAIC AVENUE AND 43-45 SPENCER PLACE (BLOCK
14.02, LOTS 1, 4.01, 4.02, 9 AND 10) WHICH HAVE BEEN
DESIGNATED AS A NON-CONDEMNATION
REDEVELOPMENT AREA PURSUANT TO N.J.S.A.
40A:12A-1ET SEQ.**

R-494-22 Introduce Ord. #2963

**AN ORDINANCE TO AMEND PART II, GENERAL
LEGISLATION, CHAPTER 329 VEHICLE SALES
BUSINESSES, OF THE REVISED GENERAL
ORDINANCES OF THE CITY OF GARFIELD**

R-495-22 Introduce Ord. #2964

**AN ORDINANCE AMENDING AND SUPPLEMENTING
CHAPTER 242 ENTITLED “PROPERTY MAINTENANCE”,
OF THE CODE OF THE CITY OF GARFIELD
REGARDING THE REQUIREMENT FOR INSPECTION OF**

LEAD-BASED PAINT IN RESIDENTIAL DWELLINGS

R-496-22 Introduce Ord. #2965

AN ORDINANCE TO AMEND PART II, GENERAL LEGISLATION, CHAPTER 109, CHRISTMAS TREE SALES, OF THE REVISED GENERAL ORDINANCES OF THE CITY OF GARFIELD

R-497-22 Introduce Ord. #2966

AN ORDINANCE TO AMEND CHAPTER 73 OF THE CITY CODE OF THE CITY OF GARFIELD, ENTITLED "ALCOHOLIC BEVERAGES" TO INCREASE LICENSE FEES

SECOND READING

R-498-22 Introduce Ord. #2952

AN ORDINANCE AMENDING PART II, GENERAL LEGISLATION, CHAPTER 265, SEWERS, ARTICLE I, SEWER USE, OF THE REVISED GENERAL ORDINANCES OF THE CITY OF GARFIELD

R-499-22 Introduce Ord. #2961

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

9. CONSENT AGENDA:

- R-500-22 Approval of Bills and Claims
- R-501-22 Authorizing Boswell Engineering to Perform Inspection Services in Connection with the River Drive Phase 2 Roadway and Park Improvement Project
- R-502-22 Authorizing Change Order #1 in Connection with Semel Avenue Road Improvements
- R-503-22 Approval of Tax Overpayment Refund
- R-504-22 Approval of Water Tap Fees Refund
- R-505-22 Approval of Refund of Street Opening
- R-506-22 Authorizing the City Manager to Enter into a Contract with Visual Computer Solutions, Inc. Under an Extraordinary Unspecifiable Service
- R-507-22 Authorizing the City Manager to Enter into a Contract with DMR Architects to Prepare a Redevelopment Plan for 22-26 Garfield Avenue Pursuant to the Local Redevelopment and Housing Law, N.J.S.A.40A:12A-1 et seq.
- R-508-22 Authorizing the City Manager to Enter into a Contract with DMR Architects to Prepare a Redevelopment Plan for 337-351 Midland Avenue Pursuant to the Local Redevelopment and Housing Law, N.J.S.A.40A:12A-1 et seq.
- R-509-22 Awarding Construction Contract & Authorizing Execution for the Hobart Park Playground Improvements Project

- R-510-22 Rejecting All Bids for a Project Known as “River Drive Improvements and Passaic River Bikeway (Phase 2)”
- R-511-22 Requesting Permission for the Dedication by Rider for Special Law Enforcement Fund Required by DLGS NJSA 2C:64-1
- R-512-22 Requesting Approval of Items of Revenue and Appropriation NJSA 40A:4-87
- R-513-22 Establishing A Curfew for the Halloween Holiday
- R-514-22 Approving Handicap Parking Space
- R-515-22 Authorizing Change Order #1 in Connection with Garfield Water System Improvements Well 8C and Packed Tower
- R-516-22 Authorizing Temporary Appointment of Acting Deputy Mayor
- R-517-22 Supporting Hera Solutions LLC as the Operator of a Class 2 Cannabis Manufacturing License to Be Located in the City of Garfield
- R-518-22 Approving Regular Active Member – Fire Department
- R-519-22 Declaring the Month of November as Family Court Awareness Month
- R-520-22 Approval to Submit a Grant Application and Execute a Grant Contract with the New Jersey Department of Transportation for the Midland Avenue Streetscape Improvement Project
- R-521-22 Approval to Submit a Joint Grant Application and Execute a Grant Contract with the New Jersey Department of Transportation and Borough of Lodi for Phase 1 of Roadway Improvements Along Harrison Avenue
- R-522-22 Authorizing Resolution to Accept Consent Agenda

10. PUBLIC HEARING:

11. MAYOR AND COUNCIL COMMENTS:

12. ADJOURNMENT:

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-492-22**

RESOLUTION BY:

SECONDED BY:

PROCLAMATION CELEBRATING THE 100TH BIRTHDAY OF RITA VISSA

WHEREAS, long-time Garfield resident Rita Vissa was born to Anna and Andrew Fallet on July 15, 1922 in Cokeburgh, Pennsylvania, and she is celebrating her 100th Birthday; and

WHEREAS, her parents were born in Czechoslovakia and moved to Garfield when she was five years old, she had one sister and two brothers who were both artists and Rita was in the Garfield High School Band during the Garfield Championship Football Game, and she worked at the Curtis Wright Defense Plant in the Propeller Division; and

WHEREAS, Rita married a local boy who worked in Samuel Herds Textile Mill named Hannibal Vissa, thy moved to Grennelle (Mac Arthur Avenue) also known as “Nanny Goat Hill” where she has lived for 71 years and still resides there today; and

WHEREAS, together they had two beautiful daughters, Pam Piro who is resident of Garfield who just retired from the Garfield Public Library and Carleen Levitz, who resides in Fort Lauderdale, Florida and she has one very handsome grandson Jordan Levitz who also resides in Florida; and

WHEREAS, Rita enjoys playing Bingo and the Garfield Senior Center and has been a member of the AARP for 30 years; and

WHEREAS, the City Council is desirous of joining the chorus of those extending birthday greetings to her and of those acknowledging this outstanding human achievement;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Garfield, Bergen County, New Jersey that Congratulations be extended upon the celebration of the 100th Birthday of Rita Vissa, and that they hereby honor her for her exemplary and inspiring long life and offer sincere best wishes for continued good health and happiness.

APPROVED: October 25, 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 25th day of October 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-493-22**

**RESOLUTION BY:
SECONDED BY:**

**INTRODUCE ORDINANCE #2962
FIRST READING**

BE IT RESOLVED, that an ordinance entitled:

ADOPTING THE REDEVELOPMENT PLAN FOR 94-104 PASSAIC AVENUE AND 43-45 SPENCER PLACE (BLOCK 14.02, LOTS 1, 4.01, 4.02, 9 AND 10) WHICH HAVE BEEN DESIGNATED AS A NON-CONDEMNATION REDEVELOPMENT AREA PURSUANT TO N.J.S.A. 40A:12A-1ET SEQ.

be passed and adopted on first reading; and

BE IT RESOLVED, that a final hearing on said ordinance will be heard at a meeting held on Tuesday, November 22, 2022 at 5:00PM or as soon thereafter as same can be heard, at which time any persons interested in said ordinance can be heard; and

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: October 25, 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 25th day of October 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
ORDINANCE NO.: 2962**

ADOPTING THE REDEVELOPMENT PLAN FOR 94-104 PASSAIC AVENUE AND 43-45 SPENCER PLACE (BLOCK 14.02, LOTS 1, 4.01, 4.02, 9 AND 10) WHICH HAVE 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 “Redevelopment Law”), the City of Garfield City Council (“City Council”), by a Resolution adopted on April 23, 2019, determined Block 14.02, Lot 4.01, also known as 95-109 Passaic Street, as shown on the City Tax Maps as an area in need of redevelopment, specifically as a non-condemnation redevelopment area.

SECTION II Pursuant to the Redevelopment Law, the City Council by Resolution adopted on December 21, 2021 determined Block 14.02, Lots 1, 4.01, 4.02, 9 & 10, also known as 94, 100 and 104 Passaic Street and 43 and 45 Spencer Place, as shown on the City Tax Maps as an area in need of redevelopment, specifically as a non-condemnation redevelopment area (the “Redevelopment Area”).

SECTION III In furtherance of redeveloping Redevelopment Area, the City Council directed the firm of DMR Architects to prepare a Redevelopment Plan for the Redevelopment Area, dated October 2022, 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 IV The Redevelopment Plan shall supersede and replace any prior redevelopment plan adopted by the City Council for the Redevelopment Area.

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

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

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

ATTEST: _____

Erin Delaney, MPA, RMC
City Manager/City Clerk

Introduced:

Adopted:

APPROVED: _____

Richard Rigoglioso, Mayor

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-494-22**

RESOLUTION BY:

SECONDED BY:

INTRODUCE ORDINANCE #2963

FIRST READING

BE IT RESOLVED, that an ordinance entitled:

**AN ORDINANCE TO AMEND PART II, GENERAL LEGISLATION, CHAPTER 329
VEHICLE SALES BUSINESSES, 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 at a meeting held on Tuesday, November 22, 2022 at 5:00PM or as soon thereafter as same can be heard, at which time any persons interested in said ordinance can be heard; and

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: October 25, 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 25th day of October 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
ORDINANCE NO.: 2963**

**AN ORDINANCE TO AMEND PART II, GENERAL LEGISLATION, CHAPTER 329
VEHICLE SALES BUSINESSES, OF THE REVISED GENERAL ORDINANCES OF
THE CITY OF GARFIELD**

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

Section 1. The current text of the City Ordinance, Part II, General Legislation, Chapter 329, Vehicle Sales Business, Subsection 12, Parking restrictions is hereby amended as follows:

§ 329-12 Parking restrictions.

- A. No motor vehicle for sale or exchange shall be exhibited, stored, parked or located on the licensed premises within 50 feet of any building occupied solely for residence purposes nor 200 feet of a school, church or other place of assembly.

- B. Motor vehicles for sale or exchange shall be parked in a designated display area.
 - i. The display area shall be separated from employee and customer parking by a clearly distinguishable physical barrier or open space.
 - ii. The display area shall consist of an asphalt surface or its equivalent. Gravel areas are prohibited.
 - iii. The inventory area shall be striped with parking spaces measuring a minimum of 9’x18’. Stacked parking shall be permitted for inventory parking only.
 - iv. Motor vehicle inventory not yet prepared for sale shall be adequately screened by a solid fence six feet in height from ground level or enclosed in permanent buildings.

Section 2. The remainder of Chapter 329 is ratified and remains in full force and affect.

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

APPROVED: _____

Richard Rigoglioso, Mayor

Introduced:

Adopted:

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-495-22**

**RESOLUTION BY:
SECONDED BY:**

**INTRODUCE ORDINANCE #2964
FIRST READING**

BE IT RESOLVED, that an ordinance entitled:

**AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 242 ENTITLED
“PROPERTY MAINTENANCE”, OF THE CODE OF THE CITY OF GARFIELD
REGARDING THE REQUIREMENT FOR INSPECTION OF LEAD-BASED PAINT IN
RESIDENTIAL DWELLINGS**

be passed and adopted on first reading; and

BE IT RESOLVED, that a final hearing on said ordinance will be heard at a meeting held on Tuesday, November 22, 2022 at 5:00PM or as soon thereafter as same can be heard, at which time any persons interested in said ordinance can be heard; and

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: October 25, 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 25th day of October 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
ORDINANCE NO.: 2964**

**AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 242 ENTITLED
“PROPERTY MAINTENANCE”, OF THE CODE OF THE CITY OF GARFIELD
REGARDING THE REQUIREMENT FOR INSPECTION OF LEAD-BASED PAINT IN
RESIDENTIAL DWELLINGS**

WHEREAS, the City of Garfield (the “City”) maintains Chapter 242 entitled “Property Maintenance” of the City Code, specifically the Property Maintenance Code; and

WHEREAS, pursuant to P.L. 2021, c.182, all municipalities are required to inspect every rental unit whether a single-family residential dwelling, a two-family residential dwelling, or a multiple residential unit dwelling located within the municipality on a recurring basis and at tenant turnover for lead-based paint hazards; and

WHEREAS, it is in the best interests of City residents to amend the City Code at this time to require inspections for lead-based paint in the aforementioned residential rental dwellings to conform with the State law;

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

Section 1. The current text of City Ordinance, Part II, General Legislation, Chapter 242, Property Maintenance, is hereby amended to include the following:

Article VI Lead-Based Paint

Section 2. City Ordinance, Part II, General Legislation, Chapter 242, Property Maintenance, Article VI Lead-Based Paint is hereby amended to include the following:

§242-13 - Lead-Based Paint Inspections.

1. Required Initial Inspection. The owner, landlord and/or agent of every single-family, two family, and multiple dwelling unit offered for rental shall be required to obtain an inspection of the unit for lead-based paint hazards within two years of the effective date of the law, July 22, 2022, or upon tenant turnover, whichever is earlier.
2. Required Recurring Inspection. After the initial inspection required by Section 312-21, the owner, landlord and/or agent of such dwelling unit offered for rental shall be required to obtain an inspection of the unit for lead-based paint hazards every three years, or at tenant turnover, whichever is earlier, except that an inspection upon tenant turnover shall not be required if the owner has a valid lead-safe certification.

3. Standards. Inspections for lead-based paint in rental dwelling units shall be governed by the standards set forth in N.J.S.A. 52:27D-437.1 et seq., and N.J.S.A. 55:13A-1 et seq.

§242-14 – Exceptions

Exceptions. A dwelling unit in a single-family, two-family or multiple rental dwelling shall not be subject to inspection and evaluation for the presence of lead-based paint hazards or for the fees for such inspection or evaluation, if the unit:

- a. has been certified to be free of lead-based paint;
- b. was constructed during or after 1978;
- c. is in a multiple dwelling that has been registered with the Department of Community Affairs as a multiple dwelling for at least 10 years either under the current or a previous owner, and has no outstanding lead violations from the most recent cyclical inspection performed on the multiple dwelling under the “Hotel and Multiple Dwelling Law”, N.J.S.A. 55:13A-1, et seq.;
- d. is a single-family or two-family seasonal rental dwelling which is rented for less than six months duration each year by tenants that do not have consecutive lease renewals; or
- e. has a valid lead-safe certification issued in accordance with N.J.S.A. 52:27D-437.16(d)(2).

§242-15- Fees

Fees. Notwithstanding any other fees due pursuant to this Chapter, the following fees shall be paid:

- a. Inspection Fee. A dwelling owner or landlord shall owe a fee in the amount of \$220.00 which shall be paid for each lead-based paint inspection conducted by the City . Said fee shall be dedicated to meeting the costs of implementing and enforcing this subsection and the required contribution to the New Jersey Lead Hazard Control Assistance Fund (N.J.S.A. 52:27D-437.16(h)) and shall not be used for any other purpose.
- b. Administrative Fee. Alternatively, a dwelling owner or landlord may directly hire a private lead evaluation contractor who is certified to provide lead paint inspection services by the Department of Community Affairs in which case a \$50 administrative fee shall be paid. Said fee shall be dedicated to the costs of monitoring compliance with this subsection.

Section 3. The remainder of Chapter 242 is ratified and remains in full force and effect.

Section 4. If any section or provision of this Ordinance shall be held invalid in any court of competent jurisdiction, the same shall not affect the other sections or provisions of this Ordinance, except so far as the section or provision so declared invalid shall be inseparable from the remainder of any portion thereof.

Section 5. All ordinances or parts of ordinance inconsistent with this Ordinance are hereby repealed to the extent of such inconsistency.

Section 6. This Ordinance shall take effect upon final adoption and publication in accordance with Law.

ATTEST: _____

Erin Delaney, MPA, RMC
City Manager/City Clerk

APPROVED: _____

Richard Rigoglioso, Mayor

Introduced:

Adopted:

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-496-22**

RESOLUTION BY:

SECONDED BY:

INTRODUCE ORDINANCE #2965

FIRST READING

BE IT RESOLVED, that an ordinance entitled:

AN ORDINANCE TO AMEND PART II, GENERAL LEGISLATION, CHAPTER 109, CHRISTMAS TREE SALES, 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 at a meeting held on Tuesday, November 22, 2022 at 5:00PM or as soon thereafter as same can be heard, at which time any persons interested in said ordinance can be heard; and

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: October 25, 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 25th day of October 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
ORDINANCE NO.: 2965**

AN ORDINANCE TO AMEND PART II, GENERAL LEGISLATION, CHAPTER 109, CHRISTMAS TREE SALES, OF THE REVISED GENERAL ORDINANCES OF THE CITY OF GARFIELD

WHEREAS, the Governing Body of Garfield believes it is in the best interest of the City of Garfield to Amend Part II General Legislation, Chapter 109, Christmas Tree Sales, of the Code of the City of Garfield;

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

Section 1. Part II General Legislation, Chapter 109, Christmas Tree Sales, Subsection 109-8, Fees, of the Code of the City of Garfield is hereby amended as follows:

§109-8 Fees.

Licensees shall pay the City an annual fee of \$100.00

Section 2. All other provisions of Chapter 109 is hereby ratified and remains in full force and effect;

Section 3. Any other chapter of the City Code that conflicts with this amendment is hereby repealed to the extent of the conflict;

Section 4. If any section, subsection, clause or phrase of this ordinance is for any reason held to be unconstitutional or invalid by any court or competent jurisdiction, such decision shall not affect the remaining portion of this ordinance.

ATTEST: _____

Erin Delaney, MPA, RMC

City Manager/City Clerk

Introduced:

Adopted:

APPROVED: _____

Richard Rigoglioso, Mayor

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-497-22**

RESOLUTION BY:

SECONDED BY:

INTRODUCE ORDINANCE #2966

FIRST READING

BE IT RESOLVED, that an ordinance entitled:

AN ORDINANCE TO AMEND CHAPTER 73 OF THE CITY CODE OF THE CITY OF GARFIELD, ENTITLED "ALCOHOLIC BEVERAGES" TO INCREASE LICENSE FEES

be passed and adopted on first reading; and

BE IT RESOLVED, that a final hearing on said ordinance will be heard at a meeting held on Tuesday, November 22, 2022 at 5:00PM or as soon thereafter as same can be heard, at which time any persons interested in said ordinance can be heard; and

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: October 25, 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 25th day of October 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
ORDINANCE NO.: 2966**

AN ORDINANCE TO AMEND CHAPTER 73 OF THE CITY CODE OF THE CITY OF GARFIELD, ENTITLED “ALCOHOLIC BEVERAGES” TO INCREASE LICENSE FEES

WHEREAS, the Governing Body of Garfield believes it is in the best interest of the City of Garfield to increase certain fees for liquor license applications for liquor licenses and renewals.

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

SECTION 1. Chapter 73 of the City Code of the City of Garfield, entitled ‘Alcoholic Beverages’ is hereby amended to read as follows:

§73-2 Fee for plenary retail consumption license.

The annual fee for a plenary retail consumption license shall be in the sum of \$1,296.00

§73-3 Fee for plenary retail distribution license.

The annual fee for a plenary retail distribution license shall be in the sum of \$1,296.00

SECTION 2. All ordinances of the City of Garfield, which are inconsistent with the provisions of this ordinance, are hereby repealed to the extent of such inconsistency.

SECTION 3. If any section, subsection, clause or phrase of this ordinance is for any reason held to be unconstitutional or invalid by any court or competent jurisdiction, such decision shall not affect the remaining portion of this ordinance.

SECTION 4. All other provisions of Chapter 73 of the Code of the City of Garfield are not further amended and remain in full force and effect.

The ordinance shall take effect immediately upon final passage.

ATTEST: _____

Erin Delaney, MPA, RMC
City Manager/City Clerk

Introduced:

Adopted:

APPROVED: _____

Richard Rigoglioso, Mayor

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-498-22**

**RESOLUTION BY:
SECONDED BY:**

**INTRODUCE ORDINANCE #2952
SECOND READING**

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

AN ORDINANCE AMENDING PART II, GENERAL LEGISLATION, CHAPTER 265, SEWERS, ARTICLE I, SEWER USE, OF THE REVISED GENERAL ORDINANCES OF THE CITY OF GARFIELD

was introduced and passed at a meeting held on Tuesday, October 11, 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: October 25, 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 25th day of October 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
ORDINANCE NO.: 2952**

AN ORDINANCE AMENDING PART II, GENERAL LEGISLATION, CHAPTER 265, SEWERS, ARTICLE I, SEWER USE, 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 265, Sewers, Article I, Sewer Use, Subsection 265-26(A), is hereby amended as follows:

Section 1. The current text of City Ordinance, Part II, General Legislation, Chapter 265, Sewers, Article I, Sewer Use, Subsection 265-26, is hereby amended as follows:

§265-24 Maintenance, installation, repair of sewer and sewer laterals; tampering

- A. Before any portion of the building drain outside of the building is connected to the building connection, the owner shall prove to the satisfaction of the City Plumbing Inspector that it is clean and conforms in every respect to the Uniform Construction Code, and before any portion of the building connection is connected to the building sewer lateral, the Plumbing Inspector shall be satisfied that the building connection is in good order and conforms in every respect to the Uniform Construction Code.
- B. Maintenance of the public sewer and sewer laterals between the main and the curb shall be performed by the City's Department of Public Works or by a contractor selected by the City as a result of open competitive bidding or under the supervision of such other person or department of the City as may hereafter be designated by the Mayor and Council. Said contractor shall be governed by the terms of the ordinances of the City relating to sewer installation and maintenance and shall comply with plans and specifications of the Sewer Department on file with the City Clerk.
- C. Where there are no existing lateral connections and the installation of a new sewer lateral connection is required, it shall be the sole responsibility of the property owner to install the sewer lateral connection, at the property owner's cost and at no expense to the City of Garfield. The newly installed lateral connection must run from the building to the main line connection in the roadway.
- D. Where an existing sewer lateral must be replaced due to the construction of a new building or the renovation, remodeling or addition to an existing structure that is greater than 50% of the building's assessed value, it shall be the responsibility of the property owner to install the sewer lateral connection, at the property owner's cost and at no expense to the City of Garfield. The newly installed lateral connection must run from the building to the main line connection in the roadway.
- E. Where connection is made between the building drain outside of the building and the building connection, a long radius bend shall be appropriately installed at this connection along with a clean-out as required by the Uniform Construction Code. If no clean-out exists, the property owner shall be responsible for the installation and all costs associated therewith. This connection shall be subject to the approval of the Plumbing Inspector who shall be given ample notice prior to such work.
- F. Each contractor or other person performing work may be required to post a bond or cash acceptable to the Mayor and Council or such other official or department of the City as may hereafter be designated by the Mayor and Council. All work shall be adequately guarded with barricades, lights and other measures for protection of the public from hazard. Streets, sidewalks, parkways, curbs and other public property disturbed in the course of the work shall be restored in a manner satisfactory to the Borough.
- G. The Plumbing Inspector may apply any appropriate test as defined in the Uniform Construction Code to the plumbing, and the plumber and contractor, at his own expense,

shall furnish all necessary tools, labor, materials and assistance for such tests and shall remove or repair any defective materials when so ordered by the Inspector.

H. Each contractor or other person performing work on private property for the purpose of connecting from the curb or street line onto private property shall be governed by the terms of the ordinances of the City, the Uniform Construction Code and of the Board of Health

I. Installation and backfilling.

(1) Where there is no building sewer lateral available, the property owner or developer of the property shall, prior to the issuance of a building permit, apply to the City Clerk for a sewer lateral permit and a street opening permit, if necessary. The charge for this sewer connection permit is \$100.

(2) When installing the building connection, the trenches shall be dug in a careful manner and properly sheathed where required. The excavated materials shall be piled in a compact heap, so placed as to cause the least possible inconvenience to the public. Proper barricades and lights must be maintained around the trench to guard against accidents. Extreme care shall be taken to prevent any dirt, stones or other undesirable material from entering the public sewer system through the building sewer lateral during these operations.

(3) In backfilling, the material for the two feet immediately over the pipe shall be selected so it contains no stones. All backfill material for the trench shall be placed by tamping in eight-inch layers so as to avoid any settlement. When the trench has been filled to the proper height, the surface material shall be replaced and heavily tamped and rolled.

(4) Where the trench is excavated in rock, the rock must be carefully excavated to a depth of six inches below the grade line of the sewer and the trench brought to the proper elevation with gravel or other material satisfactory to the Plumbing Inspector. The remainder of the trench must be backfilled with suitable material.

(5) Nothing in this subsection shall be construed as abrogating any of the existing requirements of the Borough relating to the excavation and backfilling of trenches, but the requirements herein contained shall be in addition thereto.

(6) Where subsoil conditions are bad, such special precaution must be taken to secure a watertight job as may be directed by the Plumbing Inspector.

J. Tampering; cost of repair.

(1) No person shall intentionally break, damage, destroy, uncover, deface or tamper with any structure appurtenance or equipment that is part of the wastewater facilities.

(2) The property owner is also responsible for maintenance and/or repairs of all blockages that exist within the property owner's home. In the event that the Department of Public Works or other City agency incurs costs or expenses, including overtime costs, checking, repairing or otherwise addressing blockages which are ultimately determined to be inside the property owner's residence or property, the cost for said expense, including overtime costs, may be charged to the property owner.

a. The determination to charge the cost pursuant to this subsection shall be within the sound discretion of the Superintendent of the Department of Public Works; and

b. The amount to be charged to the property owner shall be determined based upon the actual cost incurred by the City, and the Superintendent of the Department of Public Works shall be required to prepare a certification of this cost and submit the same to the property owner within 30 days from the date that the cost is incurred;

- c. The amount charged shall be paid by the property owner within 15 days of the date of receipt of the statement from the Superintendent of the Department of Public Works. If the charge remains unpaid for a period of 30 days, the Superintendent shall immediately transmit a copy of the same to the office of the Tax Collector who shall enter the Superintendent of Department of Public Works certification as a lien on the subject property.

Section 2. The remainder of Chapter 265, Article 1 are ratified and remain unchanged as a result of this Ordinance amendment.

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

Tabled: September 13, 2022

Introduced: October 11, 2022

Adopted:

APPROVED: _____

Richard Rigoglioso, Mayor

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-499-22**

RESOLUTION BY:

SECONDED BY:

**INTRODUCE ORDINANCE #2961
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 VI, RESIDENT PARKING PROGRAM, OF THE REVISED GENERAL ORDINANCES OF THE CITY OF GARFIELD

was introduced and passed at a meeting held on Tuesday, October 11, 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: October 25, 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 25th day of October 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
ORDINANCE NO.: 2961**

AN ORDINANCE TO AMEND PART II, GENERAL LEGISLATION, CHAPTER 226, PARKING, ARTICLE VI, RESIDENT PARKING PROGRAM, 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 VI, Resident Parking Program, Section 226-28, Resident parking program, is hereby amended as follows:

Section 1. The current text of City Ordinance, Part II, General Legislation, Chapter 226, Parking, Article VI, Resident Parking Program, Section 226-28, Resident parking program, Subsection B(2), Rules and regulations, is hereby amended as follows:

Proof of residency of the owner of a vehicle must be presented when applying for a permit. The following are required proof of residency:

- a. a copy of a valid New Jersey driver's license reflecting the vehicle owner's residency within the City of Garfield;
- b. a copy of a valid New Jersey motor vehicle registration for which the permit is sought showing the vehicle owner's address in the City of Garfield;
- c. a current car insurance statement showing the vehicle's owner's address in the City of Garfield; and
- d. one additional item reflecting the vehicle owner's residency, such as a utility bill or current bank statement. A post office box number will not be deemed proof of residency in order to receive a resident parking permit.
- e. In addition to the proof of residency described herein, all applicants for resident parking permits shall be required to produce a "dwelling certificate" in accordance with the provisions of City Ordinance No. 2213.¹¹ *[1]Editor's Note: See Ch. 128, Dwelling Certificates.*

Section 2. All other provisions of this Chapter, Article, and Section endure and shall remain in full force and effect;

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

Tabled: September 27, 2022

Introduced: October 11, 2022

Adopted:

APPROVED: _____

Richard Rigoglioso, Mayor

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-500-22**

CONSENT AGENDA

RESOLUTION BY:
SECONDED BY:

APPROVAL OF BILLS AND CLAIMS

BE IT RESOLVED by the City Council of the City of Garfield that the following Bills No. 2337 thru 2238 covering Escrow Developers Trust Account totaling \$6,759.00 and the Current Year Reserve Totaling \$6,333.18 and the Current Fund totaling \$2,245,115.47 and the Water Fund totaling \$36,202.47 and the General Capital Fund totaling \$568.023.10 and the Water Capital Fund totaling \$289.872.51 and the Current Year Revenue Line Item totaling \$50.00 and the Escrow Fund totaling \$1,113.75 and the Trust Account totaling \$4,159.25 and the State and Federal Grant Fund totaling \$328.00 per attached Computer Lists, dated October 21, 2022, be ordered paid and the proper officers are hereby authorized to issue checks for same provided there are funds in the respective appropriations; and

BE IT FURTHER RESOLVED that the action of the Mayor, City Clerk and City Treasurer in issuing checks in payment on the Ratification List, which includes forty (40) items prior to the meeting be ratified.

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

October 24, 2022

Dated

APPROVED: October 25, 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 25th day of October 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-501-22**

CONSENT AGENDA

RESOLUTION BY:

SECONDED BY:

**AUTHORIZING BOSWELL ENGINEERING TO PERFORM INSPECTION SERVICES
IN CONNECTION WITH THE RIVER DRIVE PHASE 2 ROADWAY AND PARK
IMPROVEMENT PROJECT**

WHEREAS, the City of Garfield engaged Boswell Engineering to perform design, permitting, grant coordination and LSRP services in connection with the above referenced project; and

WHEREAS, the project is in the process of receiving all authorizations, permits and approvals to allow this project to proceed to public bidding and construction; and

WHEREAS, the City is desirous of retaining Boswell Engineering to perform bid coordination, inspection and coordination of grant reimbursement for this project, which has an estimated construction cost of approximately \$8,100,000.00;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Garfield that Boswell Engineering be and is hereby authorized to perform the necessary inspection, bid coordination, and grant reimbursement coordination for a total fee not to exceed \$800,000.00 to be paid out of account C-04-55-222-958-002.

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

October 24, 2022
Dated

APPROVED: October 25, 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 25th day of October 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-502-22**

CONSENT AGENDA

**RESOLUTION BY:
SECONDED BY:**

**AUTHORIZING CHANGE ORDER #1 IN CONNECTION WITH SEMEL AVENUE
ROAD IMPROVEMENTS**

WHEREAS, the City of Garfield awarded a contract to DLS Contracting Inc. for Semel Avenue Road Improvements; and

WHEREAS, Change Order #1 is necessary in order to adjust Allowance for Police Traffic Director within the project limits;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Garfield that Change Order #1 increasing Allowance for Police Traffic director in the amount of \$65,533.14 be and is hereby approved to be paid out of account C-04-55-999-000-990.

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

October 24, 2022
Dated

APPROVED: October 25, 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 25th day of October 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-503-22**

CONSENT AGENDA

RESOLUTION BY:
SECONDED BY:

APPROVAL OF TAX OVERPAYMENT REFUND

WHEREAS, the Receiver of Tax Collections reports that she has received a request from the following property owner for a refund due to Disability Allowed for the year 2022;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Garfield, that the proper offices be and are hereby authorized to issue a check refunding this over payment and forward same to the Receiver of Tax Collections for the purpose of noting her records and for mailing to the property owner out of account 2-01-17-001-001.

BLOCK #	LOT#	OWNER	REASON	AMOUNT
151	21	Jarosz, Franciszck & Danuta	O/P	\$250.00

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

October 24, 2022
Dated

APPROVED: October 25, 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 25th day of October 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-504-22**

CONSENT AGENDA

**RESOLUTION BY:
SECONDED BY:**

APPROVAL OF WATER TAP FEES REFUND

WHEREAS, a deposit has been received from the owner of 393 Outwater Lane, in the amount of \$9,000.00, for said Water Tap Fees; and

WHEREAS, the Building Inspector has investigated this deposit and has determined that only \$6,000.00 is due to the City; and

WHEREAS, the City Manager and the Mayor and Council, have agreed that the City of Garfield should refund the owner of 393 Outwater Lane for an overpayment of water tap fees;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Garfield that \$3,000.00 be refunded to the above-named claimant to be paid out of account 2-01-08-105-609.

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

October 24, 2022
Dated

APPROVED: October 25, 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 25th day of October 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-505-22**

CONSENT AGENDA

RESOLUTION BY:
SECONDED BY:

APPROVAL OF STREET OPENING REFUND

WHEREAS, the rules of procedure of Ordinance No. 1856, adopted on 1/22/1985, as per the City Manager or her designee of the City of Garfield state that a Performance Guarantee shall be made, in an amount as determined by the City Engineer, to cover a Street Opening Bond for the period of one year; and

WHEREAS, a deposit has been received from Dimetri Kataroski for 176 Prospect Street, in the City of Garfield, Bergen County, New Jersey, in the amount of \$2,500.00 for said Street Opening Bond on September 3, 2021 and said funds are being held in the Trust Other Fund; and

WHEREAS, the Building Inspector has investigated this deposit and has determined that they are due to the above individual;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Garfield that these monies be refunded to the above-named claimant out of account T-03-56-286-286-004.

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

October 24, 2022
Dated

APPROVED: October 25, 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 25th day of October 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-506-22**

CONSENT AGENDA

RESOLUTION BY:

SECONDED BY:

**AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH
VISUAL COMPUTER SOLUTIONS, INC. UNDER AN EXTRAORDINARY
UNSPECIFIABLE SERVICE**

WHEREAS, the City of Garfield wishes to retain the services for a workforce management software to assist the municipality with its scheduling, time & attendance, and human resource & payroll needs; and

WHEREAS, the City Manager has obtained a quote for this unique service from Visual Computer Solutions, Inc. as they are qualified to render said services through a personalized software portal; and

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

WHEREAS, the agreement shall be for an amount not to exceed \$18,000.00 for the year 2023; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available to pay for said services out of account 2-01-20-100-100-029 – Admin OE; and

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

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

1. The City Manager is hereby authorized and directed to execute an agreement with the Visual Computer Solutions, Inc. consistent with this Resolution and the above “Whereas” clauses.
2. The agreement is awarded without competitive bidding as an “Extraordinary Unspecifiable Service” in accordance with the Local Public Contracts Law, *N.J.S.A. 40A:11-5(1)(a)(ii)*, for the reasons set forth in the “Whereas” clauses and in the Administrator’s Certification of Extraordinary Unspecifiable Service, which reasons are incorporated herein as if fully restated.
3. Visual Computer Solutions, Inc. shall be paid a fee by the City of Garfield up to an amount not to exceed \$18,000.00 and the contract shall be for a term of one year, from January 1, 2023 until December 31, 2023.
4. A copy of the Resolution, the Administrator’s Certification of Extraordinary Unspecifiable Service and the agreement shall be placed on file in the Office of the Clerk.
5. A notice of the action shall be published in the official newspaper as required by law.

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

Anders Hasseler, Chief Financial Officer

October 24, 2022
Dated

APPROVED: October 25, 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 25th day of October 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-507-22**

CONSENT AGENDA

RESOLUTION BY:

SECONDED BY:

**AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH DMR
ARCHITECTS TO PREPARE A REDEVELOPMENT PLAN FOR 22-26 GARFIELD
AVENUE PURSUANT TO THE LOCAL REDEVELOPMENT AND HOUSING LAW,
N.J.S.A.40A:12A-1 ET SEQ.**

WHEREAS, there exists for the City of Garfield (the “City”), a need for the services of a firm specializing in planning consulting services to prepare a redevelopment plan for 22-26 Garfield Avenue (Block 19.01 Lots 47 & 49) pursuant to the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq. (the “Redevelopment Law”); and

WHEREAS, DMR Architects has submitted a proposal, dated October 19, 2022, to prepare the redevelopment plan for said area, a copy of the proposal is on file in the office of the City Clerk; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1, et seq.) requires that resolutions authorizing the award of contracts for a professional service be publicly advertised;

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

1. The City Manager is hereby authorized and directed to execute for the City, subject to the availability of funds, a professional services contract with DMR Architects to provide services in accordance with its proposal, which shall remain on file in the Clerk’s office and available for public inspection.
2. That this contract shall be in an amount not to exceed a total of \$14,260.00, payable out of the redevelopment escrow account for said property, upon completion of the tasks as outlined in the proposal.
3. This agreement is awarded without competitive bidding as a “Professional Service” under the provisions of the Local Public Contracts Law (N.J.S.A. 40A:11-5) because it is a recognized profession, licensed and regulated by law, the performance of which services requires knowledge of an advanced type pursuant to N.J.S.A. 40A:11-2 (6).
4. A notice of this action shall be printed in the Legal Newspaper of the City as required by law within ten (10) days of its passage.

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

October 24, 2022

Dated

APPROVED: October 25, 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 25th day of October 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-508-22**

CONSENT AGENDA

RESOLUTION BY:

SECONDED BY:

AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH DMR ARCHITECTS TO PREPARE A REDEVELOPMENT PLAN FOR 337-351 MIDLAND AVENUE PURSUANT TO THE LOCAL REDEVELOPMENT AND HOUSING LAW, N.J.S.A.40A:12A-1 ET SEQ.

WHEREAS, there exists for the City of Garfield (the “City”), a need for the services of a firm specializing in planning consulting services to prepare a redevelopment plan for 337-351 Midland Avenue (Block 88.01, Lots 1 & 9) pursuant to the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq. (the “Redevelopment Law”); and

WHEREAS, DMR Architects has submitted a proposal, dated October 19, 2022, to prepare the redevelopment plan for said area, a copy of the proposal is on file in the office of the City Clerk; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1, et seq.) requires that resolutions authorizing the award of contracts for a professional service be publicly advertised;

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

1. The City Manager is hereby authorized and directed to execute for the City, subject to the availability of funds, a professional services contract with DMR Architects to provide services in accordance with its proposal, which shall remain on file in the Clerk’s office and available for public inspection.
2. That this contract shall be in an amount not to exceed a total of \$14,260.00, payable out of the redevelopment escrow account for said property, upon completion of the tasks as outlined in the proposal.
3. This agreement is awarded without competitive bidding as a “Professional Service” under the provisions of the Local Public Contracts Law (N.J.S.A. 40A:11-5) because it is a recognized profession, licensed and regulated by law, the performance of which services requires knowledge of an advanced type pursuant to N.J.S.A. 40A:11-2 (6).
4. A notice of this action shall be printed in the Legal Newspaper of the City as required by law within ten (10) days of its passage.

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

October 24, 2022

Dated

APPROVED: October 25, 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 25th day of October 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-509-22**

CONSENT AGENDA

RESOLUTION BY:

SECONDED BY:

**AWARDING CONSTRUCTION CONTRACT & AUTHORIZING EXECUTION
FOR THE HOBART PARK PLAYGROUND IMPROVEMENTS PROJECT**

WHEREAS, on Friday, October 21, 2022, at 10 AM, bids were opened in the presence of the City CFO/QPA and City Engineer; and

WHEREAS, there were three (3) bids received with the lowest bidder for the project being Whirl Corporation Inc., PO Box 110, 194 Main Street, Port Monmouth, NJ 07758 for a Base Bid in the amount of \$68,997.00; and

WHEREAS, the City Engineer and the other appropriate City Officials have reviewed the bids and recommend award of contract for the Base Bid; and

WHEREAS, the Chief Financial Officer reviewed the available funding for the improvements and has certified that sufficient funds are available within the current and/or previously adopted budget for said purpose by way of accounts G-02-41-722-000-428 and C-04-55-999-000-902; and

WHEREAS, this project is in the best interest of the health, safety and welfare of the general public in the City of Garfield;

NOW, THEREFORE, BE IT RESOLVED that the City of Garfield approves the authorization of the City Manager, Erin Delaney, to award and execute the contract for the Hobart Park Playground Improvements Project to Whirl Construction Inc., 194 Main Street, Port Monmouth, NJ 07758 for Base Bid in the amount of \$68,997.00.

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

October 24, 2022

Dated

APPROVED: October 25, 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 25th day of October 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-510-22**

CONSENT AGENDA

**RESOLUTION BY:
SECONDED BY:**

**REJECTING ALL BIDS FOR A PROJECT KNOWN AS “RIVER DRIVE
IMPROVEMENTS AND PASSAIC RIVER BIKEWAY (PHASE 2)”**

WHEREAS, the City of Garfield received bids for the above referenced project at 11:00 AM on October 14, 2022; and

WHEREAS, a total of 2 bids were received; and

WHEREAS, both bids exceeded the total available funding for this project, as well as the engineer’s estimate;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Garfield that all bids are hereby rejected and the City Clerk and Project Engineer are directed to make revisions to the project documents, consult with the various funding entities for the project, and re-advertise for new bids on an expedited basis.

APPROVED: October 25, 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 25th day of October 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-511-22**

CONSENT AGENDA

**RESOLUTION BY:
SECONDED BY:**

**REQUESTING PERMISSION FOR THE DEDICATION BY RIDER FOR SPECIAL
LAW ENFORCEMENT FUND REQUIRED BY DLGS NJSA 2C:64-1**

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 NJSA 2C:64-1 Special Law Enforcement Funds 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 NJSA 2C:64-1 Special Law Enforcement Funds are hereby anticipated as revenue and are hereby appropriated for the purpose to which said revenue is dedicated by statute or other legal requirement;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and 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 NJSA 2C:64-1 Special Law Enforcement Funds.
2. This resolution shall take effect immediately.
3. The Clerk of the City of Garfield, County of Bergen is hereby directed to forward two certified copies of this resolution to the Director of New Jersey, Division of Local Government Services.

APPROVED: October 25, 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 25th day of October 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-512-22**

CONSENT AGENDA

RESOLUTION BY:

SECONDED BY:

**REQUESTING APPROVAL OF ITEMS OF REVENUE AND APPROPRIATION NJSA
40A:4-87**

WHEREAS, NJSA 40A: 4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount was not determined at the time of the adoption of the budget; and

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

NOW, THEREFORE BE IT RESOLVED that the Mayor and Council of the City of Garfield in the County of Bergen, New Jersey, hereby requests the Director of the Division of Local Government Service to approve the insertion of an item of revenue in the budget of the year 2022 in the sum of \$82,780.00 which is now available from the U.S. Department of Justice; and

BE IT FURTHER RESOLVED, that the sum of \$82,780.00 is hereby appropriated under the caption U.S. Department of Justice; and

BE IT FURTHER RESOLVED, that the above is the result of funds from U.S. Department of Justice, in the amount of \$82,780.00.

APPROVED: October 25, 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 25th day of October 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-513-22**

CONSENT AGENDA

**RESOLUTION BY:
SECONDED BY:**

ESTABLISHING A CURFEW FOR THE HALLOWEEN HOLIDAY

BE IT RESOLVED by the City Council of the City of Garfield, Bergen County, New Jersey that a 9:00 P.M. curfew is hereby established for the nights of October 30, 2022 and October 31, 2022 for all individuals under eighteen years of age, unless they are escorted by an adult; and

BE IT FURTHER RESOLVED that the Police Department is hereby authorized to enforce this curfew; and

BE IT FURTHER RESOLVED that the City Clerk is hereby authorized and directed to immediately forward a certified and exact copy of this approved resolution to the Chief of the Police Department.

APPROVED: October 25, 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 25th day of October 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-514-22**

CONSENT AGENDA

RESOLUTION BY:
SECONDED BY:

APPROVING HANDICAP PARKING SPACE

WHEREAS, Stojanka Ivanovski, 85 Cedar Street, who is the holder of a Disabled Person I.D. Card No. P2634208, 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 Cedar Street commencing 315 feet north of the intersection of Cedar Street and Belmont Avenue 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: October 25, 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 25th day of October 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-515-22**

CONSENT AGENDA

**RESOLUTION BY:
SECONDED BY:**

**AUTHORIZING CHANGE ORDER #1 IN CONNECTION WITH GARFIELD WATER
SYSTEM IMPROVEMENTS WELL 8C AND PACKED TOWER**

WHEREAS, the City of Garfield awarded a contract to Fred Devens Construction; and

WHEREAS, Change Order #2 is necessary in order to adjust as-built quantities within the project limits in order to close out the project;

NOW, THEREFORE, BE IT RESOLVED Change Order #2 decreasing the contract amount \$8,000.00 is hereby approved.

APPROVED: October 25, 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 25th day of October 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-516-22**

CONSENT AGENDA

**RESOLUTION BY:
SECONDED BY:**

AUTHORIZING TEMPORARY APPOINTMENT OF ACTING DEPUTY MAYOR

WHEREAS, pursuant to Local Ordinance, Joseph P. Delaney III was appointed Deputy Mayor for the City of Garfield; and

WHEREAS, pursuant to the provisions of state and local law, the Deputy Mayor shall serve in the place of the Mayor and perform all functions of the Mayor in the Mayor's absence; and

WHEREAS, on Friday, November 18, 2022, it will be necessary and appropriate to temporarily appoint Romi Herrera as Deputy Mayor for the City of Garfield in order to perform the marriage ceremony of Nora Romero and Michael Aguiar;

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

1. Councilman Romi Herrera be and is hereby appointed Deputy Mayor for the City of Garfield to perform the marriage ceremony of Nora Romero and Michael Aguiar; and
2. This temporary appointment shall be solely for the purpose of performance of this marriage ceremony and for no other reason. Similarly, no additional authority is granted hereby other than to perform said ceremony and to execute any and all documents which may be necessary in order to effectuate the provision of this Resolution and to confirm the performance of the marriage ceremony as described above.

APPROVED: October 25, 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 25th day of October 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-517-22**

CONSENT AGENDA

RESOLUTION BY:

SECONDED BY:

**SUPPORTING HERA SOLUTIONS LLC AS THE OPERATOR OF A CLASS 2 CANNABIS
MANUFACTURING LICENSE TO BE LOCATED IN THE CITY OF GARFIELD**

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

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

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

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

WHEREAS, on July 20, 2021, the Governing Body of the City of Garfield passed Ordinance 2890, as was subsequently amended by Ordinance 2924 and Ordinance 2956, creating Part II, General Legislation, Chapter 100, authorizing the operation of four (4) Class 2 adult-use Cannabis Manufacturing facilities as a conditionally permitted use in the LM Zoning District; and

WHEREAS, the issuance of a Class 2 license to Hera Solutions LLC to operate in the City of Garfield would not exceed the limit imposed by Ordinance;

NOW, THEREFORE BE IT RESOLVED, by the Governing Body of the City of Garfield that Hera Solutions LLC be granted this Resolution of Local Support, which is to be viewed by the State of New Jersey as unequivocal support of their application to operate a Class 2 Cannabis Manufacturing License in the City of Garfield. This Resolution should be viewed as unequivocal local support of the Class 2 Manufacturing application for Hera Solutions; and

BE IT FURTHER RESOLVED that Resolution R-190-22 be and is hereby rescinded.

APPROVED: October 25, 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 25th day of October 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-518-22**

CONSENT AGENDA

**RESOLUTION BY:
SECONDED BY:**

APPROVING REGULAR ACTIVE MEMBER – FIRE DEPARTMENT

WHEREAS, Fire Company No. 3 has advised that they have accepted Liam D. Robertson of 345 Mac Arthur Avenue, Garfield, New Jersey 07026 as a regular active member, effective October 3, 2022;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Garfield, Bergen County, New Jersey that the action taken by Fire Company No. 3 with respect to the above matter, be and is hereby approved.

APPROVED: October 25, 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 25th day of October 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-519-22**

CONSENT AGENDA

RESOLUTION BY:

SECONDED BY:

**DECLARING THE MONTH OF NOVEMBER AS FAMILY COURT AWARENESS
MONTH**

WHEREAS, the mission of the Family Court Awareness Month Committee (FCAMC) is to increase awareness on the importance of a family court system that prioritizes child safety and acts in the best interest of children; and

WHEREAS, the mission at the FCAMC is fueled by the desire to create awareness and change in the family court system for the conservatively estimated, 58,000 children a year ordered into unsupervised contact with physically or sexually abusive parents, while honoring the hundreds of children who have been reported as murdered due to visitation with a knowingly dangerous parent, including 6- year-old Corey Micciolo in our state of New Jersey; and

WHEREAS, the mission of the FCAMC is to increase awareness on the importance of empirically-based education and training on domestic violence, child emotional and psychological abuse, childhood trauma, child sexual abuse, coercive control, post separation abuse for all professionals working on cases within the family court system; and

WHEREAS, the mission of the FCAMC is to increase awareness on the importance of using scientifically valid, evidence-based, treatment programs and services that are proven in terms of safety, effectiveness, and therapeutic value; and

WHEREAS, the mission at the FCAMC is to educate judges and other family court professionals on evidence-based, peer-reviewed research. Such research is a critical component to making decisions that are truly in the best interest of children. This research includes The Adverse Childhood Experiences (ACEs) Study (co-principal investigator: Vincent Felitti, Kaiser Permanente-CDC); Child Custody Evaluators' Beliefs About Domestic Abuse Allegations (principal investigator: Daniel Saunders, University of Michigan, sponsored by the National Institute of Justice); and Child Custody Outcomes in Cases Involving Parental Alienation and Abuse Allegations (principal investigator: Joan S. Meier, GW Law School, sponsored by the National Institute of Justice);

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Garfield, County of Bergen, State of New Jersey that the Month of November be and is hereby recognized as Family Court Awareness Month.

APPROVED: October 25, 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 25th day of October 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-520-22**

CONSENT AGENDA

RESOLUTION BY:

SECONDED BY:

**APPROVAL TO SUBMIT A GRANT APPLICATION AND EXECUTE A GRANT
CONTRACT WITH THE NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR
THE MIDLAND AVENUE STREETScape IMPROVEMENT PROJECT**

WHEREAS, the City of Garfield, County of Bergen, State of New Jersey desires to apply to the New Jersey Department of Transportation for grant funding under the Transportation Alternatives Set-aside Program; and

WHEREAS, the Midland Avenue Streetscape Improvement Project meets all the criteria necessary to receive funding under the Transportation Alternatives Program; and

WHEREAS, the Midland Avenue Streetscape Improvement Project will encourage alternative modes of transportation, enhance the travel experience, improve open space and smart growth, and improve the quality of life for the residents of the City of Garfield; and

WHEREAS, the City of Garfield agrees to assume a commitment of maintenance of the project after construction is completed; and

WHEREAS, responsibilities for administering the proposed project in accord with federal and state guidelines (to be known as the Responsible Charge) will be City Manager Erin Delaney, a full-time employee of the City of Garfield; and

WHEREAS, the City of Garfield fully supports the proposed Transportation Alternatives project;

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Clerk of the City of Garfield, State of New Jersey, authorizes the City Manager to submit an electronic grant application identified as “*TA-2023-Midland Avenue Streetscape Improveme-00100*” to the New Jersey Department of Transportation under the Transportation Alternatives Set-aside Program on behalf of the City of Garfield; and

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of the City of Garfield and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

APPROVED: October 25, 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 25th day of October 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-521-22**

CONSENT AGENDA

RESOLUTION BY:

SECONDED BY:

**APPROVAL TO SUBMIT A JOINT GRANT APPLICATION AND EXECUTE A
GRANT CONTRACT WITH THE NEW JERSEY DEPARTMENT OF
TRANSPORTATION AND BOROUGH OF LODI FOR PHASE 1 OF ROADWAY
IMPROVEMENTS ALONG HARRISON AVENUE**

NOW, THEREFORE, BE IT RESOLVED that the City Council of Garfield formally approves the grant application for the above stated project; and

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to submit an electronic grant application identified as *LTPF-2023-Harrison Ave. Improvement Project -00033* alongside the Borough of Lodi to the New Jersey Department of Transportation on behalf of the City of Garfield. The project will consist of roadway improvements along Harrison Avenue, which sits along the municipal border with the Borough of Lodi and will be completed by both municipalities; and

BE IT FURTHER RESOLVED that Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of the City of Garfield and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

APPROVED: October 25, 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 25th day of October 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-522-22**

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-500-22 through R-522-22 be and are hereby approved and the proper officers are directed to take necessary action on same.

APPROVED: October 25, 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 25th day of October 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated