

**WORK SESSION MEETING  
OF THE  
CITY OF GARFIELD MAYOR AND COUNCIL  
June 13, 2023  
6:00P.M.**

Whereas, Chapter 231 of the Public Laws of the State of New Jersey requires at the commencement of every meeting a Statement of Compliance be read 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 9, 2023 and published on January 12, 2023.

**Work Meeting Agenda Items:**

1. Action Items
2. Cavalry Baptist Church
3. 28 Walnut Street – Redevelopment Plan – Robert Benecke
4. Matthew Watkins – Munisite
5. Lucky Leaf Presentation
6. Reports of the Cabinet and City Council
7. Report of the City Manager/City Clerk
  - a. Discussion Items
  - b. Ordinances
  - c. Resolutions
  - d. Departmental Reports
8. Executive Session (Closed to the Public)

c: City Manager/City Clerk  
Mayor and Council  
City Attorneys Daniel Lagana/John Tuntevski  
Special Counsel John J. Lavin  
City Engineer, Kevin Boswell  
Special Engineers, Carl O'Brien/Kevin Boyer  
Cavalry Baptist Church, Ruth Springer  
Robert Benecke, Benecke Economics  
Matthew Watkins, Munisite  
Christopher Viscana, Lucky Leaf  
Department Heads

**WORK SESSION MEETING  
OF THE  
GARFIELD MAYOR AND COUNCIL  
ACTION ITEMS  
JUNE 13, 2023  
6:00P.M.**

**1. ORDINANCES:**

**FIRST READING**

- R-246-23 Introduce Ord. #2996  
**AN ORDINANCE TO AMEND PART I, ADMINISTRATIVE LEGISLATION, CHAPTER 48, POLICE DEPARTMENT, ARTICLE III, DOCUMENTS AND PICTURES, OF THE REVISED GENERAL ORDINANCES OF THE CITY OF GARFIELD**
- R-247-23 Introduce Ord. #2997  
**AN ORDINANCE TO AMEND PART II, GENERAL LEGISLATION, CHAPTER 226, PARKING, OF THE REVISED GENERAL ORDINANCES OF THE CITY OF GARFIELD**
- R-248-23 Introduce Ord. #2998  
**AN ORDINANCE TO REPEAL AND REPLACE PART I, ADMINISTRATIVE LEGISLATION, CHAPTER 23, FIRE DEPARTMENT, ARTICLE III, CLOTHING ALLOWANCE, OF THE REVISED GENERAL ORDINANCES OF THE CITY OF GARFIELD**
- R-249-23 Introduce Ord. #2999  
**AN ORDINANCE TO AMEND PART I, ADMINISTRATIVE LEGISLATION, CHAPTER 23, FIRE DEPARTMENT, ARTICLE II, ALLOWANCES FOR EXEMPT FIREMEN, OF THE REVISED GENERAL ORDINANCES OF THE CITY OF GARFIELD**

**SECOND READING**

- R-250-23 Introduce Ord. #2995  
**AN ORDINANCE AMENDING PART II, GENERAL LEGISLATION, CHAPTER 100, CANNABIS, OF THE REVISED GENERAL ORDINANCES OF THE CITY OF GARFIELD**

**2. CONSENT AGENDA:**

- R-251-23 Approval of Bills and Claims
- R-252-23 Approval of Liquor License Renewals
- R-253-23 Approval to Submit a Grant Application and Execute a Grant Contract with the New Jersey Department of Transportation for the Banta Avenue Drainage Improvement Project
- R-254-23 Appointing Chief Uram and Sergeant Follari to the County Public Safety Communications Advisory Board
- R-255-23 Authorizing the Tax Collector to Prepare and Mail Estimated Tax Bills in Accordance with P.L. 1994, C72
- R-256-23 Resolution to Accept Consent Agenda

**3. 2023 MUNICIPAL BUDGET PUBLIC HEARING:**  
R-257-23                      Adoption of 2023 Municipal Budget

**CITY OF GARFIELD  
BERGEN COUNTY, NEW JERSEY  
RESOLUTION R-246-23**

**RESOLUTION BY:  
SECONDED BY:**

**INTRODUCE ORDINANCE #2996  
FIRST READING**

**BE IT RESOLVED**, that an ordinance entitled:

**AN ORDINANCE TO AMEND PART I, ADMINISTRATIVE LEGISLATION, CHAPTER 48, POLICE DEPARTMENT, ARTICLE III, DOCUMENTS AND PICTURES, 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, June 27, 2023 at 6:00PM 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: June 13, 2023

\_\_\_\_\_  
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 Work Session Meeting held on the 13th day of June 2023. Signed and sealed before me.

\_\_\_\_\_  
Erin Delaney, MPA, RMC  
City Manager/City Clerk

\_\_\_\_\_  
Dated

**CITY OF GARFIELD  
BERGEN COUNTY, NEW JERSEY  
ORDINANCE NO.: 2996**

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

**WHEREAS**, the Police Department has provided No Parking signs for residents and contractors; and

**WHEREAS**, the City of Garfield has incurred costs for providing signs and would benefit from gathering information as to the use of signs for projects by residents and contractors; and

**WHEREAS**, the Mayor and Council finds it is in the best interest of the City of Garfield for the Police Department to charge a fee for residents and contractors who request such signage.

**NOW, THEREFORE, BE IT ORDAINED** by the Governing Body of the City of Garfield, that Part I, Administrative Legislation, Chapter 48, Police Department, Article III, Documents and Pictures, is hereby amended as follows:

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

**§ 48-9: Fees.**

The following fees are hereby established for certain services extended and material distributed by the Police Department of the City of Garfield:

- A. Fingerprints: \$25 per print.
- B. Photographs: \$10 per photograph.
- C. Accident reports: in accordance with the provisions of state law.
- D. Good conduct letters: \$15 per letter.
- E. Firearms fees: \$50 per background check which includes one permit, plus \$10 for each additional permit.
- F. "No Parking" signs: \$1 per sign.

Section 2. All other provisions of Chapter 48 are hereby ratified and remain in full force and effect;

Section 3. Any other chapter of the City Code that conflicts with this ordinance 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-247-23**

**RESOLUTION BY:  
SECONDED BY:**

**INTRODUCE ORDINANCE #2997  
FIRST READING**

**BE IT RESOLVED**, that an ordinance entitled:

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

be passed and adopted on first reading; and

**BE IT RESOLVED**, that a final hearing on said ordinance will be heard at a meeting held on Tuesday, June 27, 2023 at 6:00PM 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: June 13, 2023

\_\_\_\_\_  
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 Work Session Meeting held on the 13th day of June 2023. Signed and sealed before me.

\_\_\_\_\_  
Erin Delaney, MPA, RMC  
City Manager/City Clerk

\_\_\_\_\_  
Dated

**CITY OF GARFIELD  
BERGEN COUNTY, NEW JERSEY  
ORDINANCE NO.: 2997**

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

**WHEREAS**, to protect the health, safety, and welfare of the residents of the City of Garfield, the Governing Body seeks to limit the parking of certain designated areas for certain municipal vehicles and employees;

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

Section 1. The current text of City Ordinance, Part II, General Legislation, Chapter 226, Parking, is hereby amended to include Article XII, Parking Areas for Certain Vehicles and Employees, as follows:

**Article XII Parking Areas for Certain Vehicles and Employees**

**§ 226-52 Parking areas designated for City-owned vehicles and City employees.**

**A.** The following described premises owned by the City are hereby established as municipal parking areas for the parking of motor vehicles owned by the City and its duly authorized officers and employees:

- (1) City Hall parking area. All that parking lot immediately adjacent to the rear of the Municipal City Hall whereby the designated parking spaces are enumerated \_\_\_\_ to \_\_\_\_, or otherwise marked for use by duly authorized vehicles, officers and employees.

**§ 226-53 Parking prohibited except for certain vehicles.**

**A.** No vehicles, except those owned by the City and by employees and officers of the City duly authorized by permits issued by the City Clerk, and except vehicles of elected officials of the City properly identified, shall enter upon or park on the aforementioned-described land and premises.

**B.** Said permits shall match the designated parking area for police, fire and civilian, and any such vehicle without the appropriate matching parking permit shall be subject to the penalties below.

**§ 226-54 Parking prohibited except for certain persons.**

All persons, except the drivers of municipally owned vehicles and of the vehicles of duly authorized officers, officials and employees as hereinbefore provided, are hereby prohibited from parking vehicles upon the aforesaid premises.

**§ 226-55 Applicability of state law.**

The aforesaid parking areas being established on land owned and maintained by the City and being provided for the parking of vehicles under N.J.S.A. 39:4-197, and the provisions of Title 39 (Motor Vehicles and Traffic Regulations of the Revised Statutes of New Jersey) shall be applicable to such parking areas.

**§ 226-56 Violation and penalties.**

**A.** Unless another penalty is expressly provided by state statute, any person whose vehicle is located in an employee parking lot and/or parking space not authorized to that vehicle or permit holder, the vehicle will be subject to ticketing and towing in order to allow authorized vehicles to park appropriately.

**B.** Unless another penalty is expressly provided by state statute, any person who violates this article shall be subject to the penalties in § 226-3B.

Section 2. The remainder of Chapter 226 is hereby ratified and remains 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

Introduced:

Adopted:

APPROVED: \_\_\_\_\_

Richard Rigoglioso, Mayor

**CITY OF GARFIELD  
BERGEN COUNTY, NEW JERSEY  
RESOLUTION R-248-23**

**RESOLUTION BY:  
SECONDED BY:**

**INTRODUCE ORDINANCE #2998  
FIRST READING**

**BE IT RESOLVED**, that an ordinance entitled:

**AN ORDINANCE TO REPEAL AND REPLACE PART I, ADMINISTRATIVE LEGISLATION, CHAPTER 23, FIRE DEPARTMENT, ARTICLE III, CLOTHING ALLOWANCE, 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, June 27, 2023 at 6:00PM 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: June 13, 2023

\_\_\_\_\_  
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 Work Session Meeting held on the 13th day of June 2023. Signed and sealed before me.

\_\_\_\_\_  
Erin Delaney, MPA, RMC  
City Manager/City Clerk

\_\_\_\_\_  
Dated

**CITY OF GARFIELD  
BERGEN COUNTY, NEW JERSEY  
ORDINANCE NO.: 2998**

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**AN ORDINANCE TO REPEAL AND REPLACE PART I, ADMINISTRATIVE LEGISLATION, CHAPTER 23, FIRE DEPARTMENT, ARTICLE III, CLOTHING ALLOWANCE, OF THE REVISED GENERAL ORDINANCES OF THE CITY OF GARFIELD**

**WHEREAS**, statutory authority provides that the Mayor and Council for the City of Garfield by Ordinance may provide contribution to the City Fire Department; and

**WHEREAS**, the annual clothing allowance serves an integral role in providing comfort and safety to members of the Fire Department as well as to the citizens of the City of Garfield;

**WHEREAS**, the Mayor and Council finds it is in the best interest of the City to increase the contribution to the clothing allowance for current members.

**NOW, THEREFORE, BE IT ORDAINED** by the Governing Body of the City of Garfield, that Part I, Administrative Legislation, Chapter 23, Fire Department, Article III, Clothing Allowance, is hereby repealed and replaced as follows:

Section 1. The current text of City Ordinance, Part I, Administrative Legislation, Chapter 23, Fire Department, Article III, Clothing Allowance, is hereby repealed and replaced as follows:

**§ 23-21: Determination of allowance.**

- A.** On or before May 1 of each year, the Captain of each fire company shall submit a bona fide list of all members of his respective company who were active during the twelve-month period ending December 31 of the preceding year. Such list shall include the number of months of service for each fireman. For these purposes, any part of the month shall be considered service for the entire month.
- B.** Each member named on the Captain's list shall be paid an annual clothing allowance on or before June 30, as follows:

<b>Title</b>	<b>Amount</b>
Chief	\$1,700
First Assistant Chief	\$1,600
Second Assistant Chief	\$1,525
Third Assistant Chief	\$1,450
Fourth Assistant Chief	\$1,375
Captain	\$700
Lieutenant	\$675
Engineer	\$650
Fireman	\$600

- C.** For members serving less than 12 months, a prorated amount shall be paid based upon their months in service.

Section 2. All other provisions of Chapter 23 are hereby ratified and remains in full force and effect;

Section 3. Any other chapter of the City Code that conflicts with this ordinance 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-249-23**

**RESOLUTION BY:  
SECONDED BY:**

**INTRODUCE ORDINANCE #2999  
FIRST READING**

**BE IT RESOLVED**, that an ordinance entitled:

**AN ORDINANCE TO AMEND PART I, ADMINISTRATIVE LEGISLATION, CHAPTER 23, FIRE DEPARTMENT, ARTICLE II, ALLOWANCES FOR EXEMPT FIREMEN, 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, June 27, 2023 at 6:00PM 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: June 13, 2023

\_\_\_\_\_  
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 Work Session Meeting held on the 13th day of June 2023. Signed and sealed before me.

\_\_\_\_\_  
Erin Delaney, MPA, RMC  
City Manager/City Clerk

\_\_\_\_\_  
Dated

**CITY OF GARFIELD  
BERGEN COUNTY, NEW JERSEY  
ORDINANCE NO.: 2999**

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**AN ORDINANCE TO AMEND PART I, ADMINISTRATIVE LEGISLATION, CHAPTER 23, FIRE DEPARTMENT, ARTICLE II, ALLOWANCES FOR EXEMPT FIREMEN, OF THE REVISED GENERAL ORDINANCES OF THE CITY OF GARFIELD**

**WHEREAS**, statutory authority provides that the Mayor and Council for the City of Garfield by Ordinance may provide contribution to the City Fire Department; and

**WHEREAS**, the annual clothing allowance serves an integral role in providing comfort and safety to members of the Fire Department as well as to the citizens of the City of Garfield;

**WHEREAS**, the Mayor and Council finds it is in the best interest of the City to increase the contribution to the clothing allowance for current members;

**NOW, THEREFORE, BE IT ORDAINED** by the Governing Body of the City of Garfield, that Part I, Administrative Legislation, Chapter 23, Fire Department, Article II, Allowances for Exempt Firemen, is hereby amended as follows:

Section 1. The current text of City Ordinance, Part I, Administrative Legislation, Chapter 23, Fire Department, Article II, Allowances for Exempt Firemen, is hereby amended to include the following:

**§ 23-16: Firemen serving 21 or more years.**

Each member of the several fire companies in the City of Garfield who shall have become exempt from further duty subsequent to January 1, 1971, and who shall have served as an active volunteer fireman doing public fire duty with a minimum attendance to such duty of not less than 60% and who shall have continuously performed such services for not less than 21 years, shall, upon the faithful completion of such period of service, thereafter be entitled to receive the annual clothing allowance equal to that of an active fireman that was established upon their retirement and/or exemption and not be subject to the increases, if any, established thereafter.

**§ 23-17: Firemen serving at least 14 years.**

Each member of the several fire companies in the City of Garfield who shall have become exempt from further duty subsequent to January 1, 1971, and who shall have served as an active volunteer fireman doing public fire duty with a minimum attendance to such duty of not less than 60% and who shall have continuously performed such services for not less than 14 years but not more than 21 years shall, upon the faithful completion of such period of service, thereafter be entitled to receive 30% of the annual clothing allowance that was established upon their retirement and/or exemption and not be subject to the increases, if any, established thereafter.

**§ 23-18: Firemen serving at least 7 years.**

Each member of the several fire companies in the City of Garfield who shall have become exempt from further duty subsequent to January 1, 1971, and who shall have served as an active volunteer fireman doing public fire duty with a minimum attendance to such duty of not less than 60% and who shall have continuously performed such services for not less than seven (7) years but not more than 14 years shall, upon the faithful completion of such period of service, thereafter be entitled to receive 15% of the

annual clothing allowance that was established upon their retirement and/or exemption and not be subject to the increases, if any, established thereafter.

ATTEST: \_\_\_\_\_

Erin Delaney, MPA, RMC

City Manager/City Clerk

Introduced:

Adopted:

APPROVED: \_\_\_\_\_

Richard Rigoglioso, Mayor

**CITY OF GARFIELD  
BERGEN COUNTY, NEW JERSEY  
RESOLUTION R-250-23**

**RESOLUTION BY:  
SECONDED BY:**

**INTRODUCE ORDINANCE #2995  
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 100, CANNABIS, OF THE REVISED GENERAL ORDINANCES OF THE CITY OF GARFIELD**

was introduced and passed at a meeting held on Tuesday, May 23, 2023 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 13, 2023

\_\_\_\_\_  
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 Work Session Meeting held on the 13th day of June 2023. Signed and sealed before me.

\_\_\_\_\_  
Erin Delaney, MPA, RMC  
City Manager/City Clerk

\_\_\_\_\_  
Dated

**CITY OF GARFIELD  
BERGEN COUNTY, NEW JERSEY  
ORDINANCE NO.: 2995**

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**AN ORDINANCE AMENDING 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 Governing Body of the City of Garfield hereby amends Part II, General Legislation, Chapter 100, Cannabis, Section 100-3, Limitations of number of licenses, as follows:

**§100-3. Limitations of number of licenses**

The City of Garfield expressly permits 18 total cannabis licenses to operate within the City limits as follows:

- A.** Four Class One Cultivation licenses;
- B.** Four Class Two Manufacturing licenses;
- C.** Four Class Three Wholesaler licenses;
- D.** Four Class Four Distributor licenses;
- E.** One Class Five Adult-Use Retail license.
- F.** One Alternative Treatment Center License

Section 2. The Governing Body of the City of Garfield hereby amends Part II, General Legislation, Chapter 100, Cannabis, Section 100-5, Zoning, as follows:

- B.** A Cannabis Establishment seeking to operate under a Class 5 retail license or as an Alternative Treatment Center may operate within the B-2 District as a conditional use.

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: May 23, 2023

Adopted:

APPROVED: \_\_\_\_\_

Richard Rigoglioso, Mayor

**CITY OF GARFIELD  
BERGEN COUNTY, NEW JERSEY  
RESOLUTION R-251-23**

**RESOLUTION BY:**

**SECONDED BY:**

**APPROVAL OF BILLS AND CLAIMS**

**BE IT RESOLVED** by the City Council of the City of Garfield that the Current Year Reserve Totaling \$8,858.75 and the Current Fund totaling \$3,117,444.48 and the Water Reserve totaling \$20,310.00 and the Water Fund totaling \$7,134.24 and the General Capital Fund totaling \$573.44 and the Trust Account totaling \$8,304.37 per attached Computer Lists, dated June 13, 2023, 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, totaling \$3,450,057.08 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

June 12, 2023  
Dated

APPROVED: June 13, 2023

\_\_\_\_\_  
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 Work Session Meeting held on the 13th day of June 2023. Signed and sealed before me.

\_\_\_\_\_  
Erin Delaney, MPA, RMC  
City Manager/City Clerk

\_\_\_\_\_  
Dated

**CITY OF GARFIELD  
BERGEN COUNTY, NEW JERSEY  
RESOLUTION R-252-23**

**CONSENT AGENDA**

**RESOLUTION BY:**

**SECONDED BY:**

**APPROVAL OF LIQUOR LICENSE RENEWALS**

**BE IT RESOLVED** by the City Council of the City of Garfield that the City Clerk is hereby authorized to issue the following licenses for the fiscal year beginning July 1, 2023 and ending June 30, 2024:

**PLENARY RETAIL CONSUMPTION LICENSES**

License No.	0221-33-002-005	Apple Food Service of Garfield LLC t/a Applebee's Neighborhood Grill & Bar 186 Passaic Street
	0221-33-004-003	Charlie Blood's Inc. t/a Charlie Blood's 147 Frederick Street
	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
	0221-33-017-008	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
	0221-33-031-009	La Fortaleza t/a La Fortaleza 361 Midland 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
0221-33-040-004	Ray Liquor Corporation t/a Ray's Liquors 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 t/a Garfield Bar & Liquors 46 Wood Street
0221-33-048-010	Tres Agres t/a Tres Agres 517 River Drive
0221-33-051-007	Tabakera t/a Tabakera 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
0221-33-059-009	Net WRC, LLC t/a The Hive 142 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

0221-33-070-002 Wisla  
t/a Wisla  
73 Main Street

0221-33-078-006 Shreeji Enterprise, LLC  
t/a River Drive Bar & Liquors  
85 River Drive

PLENARY RETAIL DISTRIBUTION LICENSES

0221-44-020-009 Lilly’s House Corporation  
t/a All Nations Liquor  
80 Passaic Street

0221-44-034-008 Worldwide Liquors, LLC  
t/a Worldwide Liquors  
68 Van Winkle Avenue

0221-44-063-004 Pelikan  
t/a Hy Spirits Wine & Liquor  
76 Jewell Street

0221-44-064-004 Mahant, Inc.  
t/a Joe’s Liquors  
114 Outwater Lane

**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 13, 2023

\_\_\_\_\_  
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 Work Session Meeting held on the 13th day of June 2023. Signed and sealed before me.

\_\_\_\_\_  
Erin Delaney, MPA, RMC  
City Manager/City Clerk

\_\_\_\_\_  
Dated

**CITY OF GARFIELD  
BERGEN COUNTY, NEW JERSEY  
RESOLUTION R-253-23**

**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 BANTA AVENUE DRAINAGE IMPROVEMENT PROJECT**

**WHEREAS**, the City of Garfield Mayor and Council are desirous of making roadway improvements to Banta Avenue between Shaw Street and Midland Avenue;

**NOW, THEREFORE, BE IT RESOLVED** that Council of the City 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 *MA-2024-Banta Avenue Drainage Improvement Pr-00073* to the New Jersey Department of Transportation on behalf of the City of Garfield for making roadway improvements to Banta Avenue between Shaw Street and Midland Avenue; 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: June 13, 2023

\_\_\_\_\_  
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 Work Session Meeting held on the 13th day of June 2023. Signed and sealed before me.

\_\_\_\_\_  
Erin Delaney, MPA, RMC  
City Manager/City Clerk

\_\_\_\_\_  
Dated

**CITY OF GARFIELD  
BERGEN COUNTY, NEW JERSEY  
RESOLUTION R-254-23**

**CONSENT AGENDA**

**RESOLUTION BY:  
SECONDED BY:**

**APPOINTING CHIEF URAM AND SERGEANT FOLLARI TO THE COUNTY PUBLIC  
SAFETY COMMUNICATIONS ADVISORY BOARD**

**WHEREAS**, the County of Bergen has previously established a Public Safety Communications Advisory Board in an effort to improve communications between the County’s Division of Communications and municipalities; and

**WHEREAS**, the committee requires that municipalities utilizing County dispatch services recommend an employee, and an alternate, who are well versed in public safety communications for appointment to the Advisory Board;

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the City of Garfield that Chief Richard Uram is hereby recommended to the Office of the County Executive, James Tedesco, for appointment to the County’s Public Safety Advisory Board for a 3-year term ending December 31, 2026; and

**BE IT FURTHER RESOLVED** that Sergeant Claire Follari is hereby recommended as his alternate; and

**BE IT FURTHER RESOLVED** that the City Clerk shall forward a copy of this resolution to the County Executive and to the City Chief of Police.

APPROVED: June 13, 2023

\_\_\_\_\_  
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 Work Session Meeting held on the 13th day of June 2023. Signed and sealed before me.

\_\_\_\_\_  
Erin Delaney, MPA, RMC  
City Manager/City Clerk

\_\_\_\_\_  
Dated

**CITY OF GARFIELD  
BERGEN COUNTY, NEW JERSEY  
RESOLUTION R-255-23**

**CONSENT AGENDA**

**RESOLUTION BY:**

**SECONDED BY:**

**AUTHORIZING THE TAX COLLECTOR TO PREPARE AND MAIL ESTIMATED  
TAX BILLS IN ACCORDANCE WITH P.L. 1994, C 72**

**WHEREAS**, due to the late adoption of the State of New Jersey's budget the County Board of Taxation is unable to certify the tax rate at this time and the Tax Collector will be unable to mail the tax bills on a timely basis; and

**WHEREAS**, the Tax Collector and the Chief Financial Officer has determined that an estimated 3<sup>rd</sup> quarter tax bill is economically feasible and prudent to the fiscal stability of the City using an estimated tax rate of 3.27 which constitutes a 1.05% increase from the certified tax 2022 levy; and

**WHEREAS**, the Tax Collector of the City of Garfield has determined that the mailing of the 3<sup>rd</sup> quarter City of Garfield tax bills will be ready for mailing on or before June 14, 2023; and

**WHEREAS**, once the City of Garfield receives from the County Board of Taxation, a certified tax rate for the calendar year 2023, the Tax Collector shall forthwith reconcile and prepare the 4<sup>th</sup> quarter reconciled tax bill and estimated 1 and 2 quarter 2024 taxes due;

**NOW, THEREFORE, BE IT RESOLVED** by the Governing Body of the City of Garfield, in the County of Bergen and that State of New Jersey as follows:

1. The Tax Collector is hereby authorized and directed to prepare and issue estimated tax bills for the municipality for the third installment of 2023 taxes. The Tax Collector shall proceed and take such actions as permitted and required by P.L. 1994, C72 (N.J.S.A. 54:4-66.2 and 54:4-66.3).
2. The estimated tax levy for 2023 is hereby set at \$70,736,449.00
3. In Accordance with law the third installment of 2023 taxes shall not be subject to interest until the later of; the grace period or the twenty-fifth calendar day after the estimated tax bills were mailed. The estimated tax bills shall contain a notice specifying the date which interest may begin to accrue.

APPROVED: June 13, 2023

\_\_\_\_\_  
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 Work Session Meeting held on the 13th day of June 2023. Signed and sealed before me.

\_\_\_\_\_  
Erin Delaney, MPA, RMC  
City Manager/City Clerk

\_\_\_\_\_  
Dated

**CITY OF GARFIELD  
BERGEN COUNTY, NEW JERSEY  
RESOLUTION R-256-23**

**CONSENT AGENDA**

**RESOLUTION BY:  
SECONDED BY:**

**RESOLUTION TO APPROVE THE CONSENT AGENDA**

**BE IT RESOLVED**, by the Mayor and Council of the City of Garfield that the actions noted in the Consent Agenda, Resolutions R-251-23 through R-256-23 be and are hereby approved and the proper officers are directed to take necessary action on same.

APPROVED: June 13, 2023

\_\_\_\_\_  
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 Work Session Meeting held on the 13th day of June 2023. Signed and sealed before me.

\_\_\_\_\_  
Erin Delaney, MPA, RMC  
City Manager/City Clerk

\_\_\_\_\_  
Dated

**CITY OF GARFIELD  
BERGEN COUNTY, NEW JERSEY  
RESOLUTION R-257-23**

**RESOLUTION BY:  
SECONDED BY:**

**ADOPTION OF THE 2023 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 2023 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 \$44,666,749.00 for municipal purposes:



**SUMMARY OF APPROPRIATIONS**

<b>5. GENERAL APPROPRIATIONS:</b>			
<u>Within "CAPS"</u>			
(a & b) Operations Including Contingent	XXXXXX	XXXXXX	XXXXXX
(e) Deferred Charges and Statutory Expenditures - Municipal	XXXXXX	XXXXXX	XXXXXX
(g) Cash Deficit	34-201	\$	29,795,665.00
	34-209	\$	4,200,298.00
	46-885	\$	-
<u>Excluded from "CAPS"</u>		XXXXXX	XXXXXX
(a) Operations - Total Operations Excluded from "CAPS"	34-305	\$	4,108,102.00
(c) Capital Improvements	44-989	\$	500,000.00
(d) Municipal Debt Service	45-999	\$	4,337,684.00
(e) Deferred Charges - Municipal	46-999	\$	125,000.00
(f) Judgments	37-480	\$	-
(n) Transferred to Board of Education for Use of Local Schools (N.J.S.A. 40:48-17.1 & 17.3)	29-405	\$	-
(g) Cash Deficit	46-885	\$	-
(k) For Local District School Purposes	29-410	\$	-
(m) Reserve for Uncollected Taxes	50-899	\$	1,600,000.00
<b>6. SCHOOL APPROPRIATIONS - TYPE I SCHOOL DISTRICT ONLY (N.J.S.A. 40A:4-13)</b>	07-195	\$	
<b>Total Appropriations</b>	34-499	\$	44,666,749.00

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 \_\_\_\_\_, 2023. 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 2023 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 \_\_\_\_\_, 2023, \_\_\_\_\_, 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 12, 2023  
 Dated

APPROVED: June 13, 2023

\_\_\_\_\_  
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 Work Session Meeting held on the 13th day of June 2023. Signed and sealed before me.

\_\_\_\_\_  
Erin Delaney, MPA, RMC  
City Manager/City Clerk

\_\_\_\_\_  
Dated