

**WORK SESSION MEETING
OF THE
CITY OF GARFIELD MAYOR AND COUNCIL
June 11, 2024
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 8, 2024 and published on January 11, 2024.

Work Meeting Agenda Items:

1. Action Items
2. Protek 365 – Class 4 Cannabis Distribution
3. Reports of the Cabinet and City Council
4. Report of the City Manager/City Clerk
5. Executive Session (Closed to the Public)

c: City Manager/City Clerk
Mayor and Council
City Attorney, John Tuntevski
City Engineer, Kevin Boswell
Department Heads

**WORK SESSION MEETING
OF THE
GARFIELD MAYOR AND COUNCIL
ACTION ITEMS
JUNE 11, 2024
6:00P.M.**

1. APPROVAL OF MINUTES:

May 21, 2024 – Work Session

May 21, 2024 – Regular Meeting

2. CONSENT AGENDA:

- R-271-24 Approval of Bills List
- R-272-24 Adjustment of the Construction Contract Amount for the NJDOT FY2022 Midland Avenue Sidewalk Improvements Project Via Change Order No. 1
- R-273-24 Approving an Order of Provisional Authorization and Designation of an Acting Municipal Court Administrator Between the Municipality of Garfield and the Municipality of Little Ferry
- R-274-24 Authorizing Change Order #1 for Reiner Group, Inc. in Connection with the Recreation Building HVAC Upgrades (RTU Replacements) Project
- R-275-24 Authorizing Change Order #1 for Reiner Group, Inc. in Connection with the Fire Company #4 HVAC Upgrades (RTU Replacements) Project
- R-276-24 Adjustment of the Construction Contract Amount for the Columbus Park Improvements Project Via Change Order No. 1
- R-277-24 Adjustment of the Construction Contract Amount for the Columbus Park Improvements Project Via Change Order No. 2
- R-278-24 Authorizing Payment of Payment Requisition No. 4 to DLS Contracting Inc. for Services Rendered in Connection with the 2022 Road Program
- R-279-24 Authorizing Change Order No. 1 For DLS Contracting, Inc., In Connection with the 2022 Road Program
- R-280-24 Approving Release of Contract Retainage and Performance Bond for the 2022 Road Program Project
- R-281-24 Approving Refund of Deposit Fees for Building Usage
- R-282-24 Endorsement in Support of the State of New Jersey Department of Transportation Rt. 46 Bridge Over Erie-Lackawanna Railroad' Improvements
- R-283-24 Requesting Approval of Items of Revenue and Appropriation N.J.S.A. 40A:4-87
- R-284-24 Rescinding Resolution R-230-24
- R-285-24 Approving Handicap Parking Space
- R-286-24 Approving Handicap Parking Space
- R-287-24 Determining That the Property Generally Known as 408, 410 and 416 River Drive, Also Known as Block 81 Lots 45, 46 and 48 as Shown on the Official Tax Map of the City of Garfield Qualify and Is Determined as an Area in Need of Redevelopment, Specifically a Non-Condemnation Redevelopment Area, Pursuant to THE Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq.
- R-288-24 Appointment of Garfield Housing Authority Member
- R-289-24 Approval of Liquor License Renewals

R-290-24

Authorizing Resolution to Accept Consent Agenda

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-271-24**

CONSENT AGENDA

RESOLUTION BY:
SECONDED BY:

APPROVAL OF BILLS LIST

BE IT RESOLVED by the City Council of the City of Garfield that the Current Year Reserve Totaling \$ 0.00 and the Current Fund totaling \$2,914,887.49 and the Water Reserves totaling \$0.00 and the Water Fund totaling \$22,192.79 and the Grants totaling \$3,640.24 and the General Capital Fund totaling \$4,471.47 and the Water Capital Fund totaling \$0.00 and the Trust Accounts totaling \$265.60 and the Developer’s Escrow totaling \$0.00 per attached Computer Lists, dated June 11, 2024 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 \$4,837,016.73 prior to the meeting be ratified.

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

Nicholas Prochilo, Chief Financial Officer

June 10, 2024
Dated

APPROVED: JUNE 11, 2024

Richard Rigoglioso, Mayor

ATTEST: _____
Erin Delaney, MPA, RMC, CMC
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 11th day of June 2024. Signed and sealed before me.

Erin Delaney, MPA, RMC, CMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-272-24**

CONSENT AGENDA

RESOLUTION BY:

SECONDED BY:

**ADJUSTMENT OF THE CONSTRUCTION CONTRACT AMOUNT FOR THE
NJDOT FY2022 MIDLAND AVENUE SIDEWALK IMPROVEMENTS PROJECT VIA
CHANGE ORDER NO. 1**

WHEREAS, Resolution R-452-23, approved on October 17, 2023, of the Mayor and Council of the City of Garfield awarded the contract for the NJDOT FY2022 Midland Avenue Sidewalk Improvements Project to Marini Bros. Construction Co. Inc., in the amount of \$348,868.00 for Base Bid only; and

WHEREAS, the total amount to complete this project is \$354,868.00 for the additional planting of five trees for the NJDOT FY 2022 Midland Avenue Sidewalk Improvements Project per the City's request;

WHEREAS, this resolution will serve to increase the adjusted contract amount to \$354,868.00 by Change Order No. 1, in the amount of \$6,000.00; and

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

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Garfield Does hereby approve adjusting the contract amount of the NJDOT FY2022 Midland Avenue Sidewalk Improvements Project to \$354,868.00 by Change Order No. 1 in the amount of \$6,000.00 to be paid out of accounts G-02-41-723-000-281, G-02-41-724-000-266, G-01-41-796-000-301, 4-01-20-100-100-063, and 4-0-26-290-290-063.

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

Nicholas Prochilo, Chief Financial Officer

June 10, 2024

Dated

APPROVED: JUNE 11, 2024

Richard Rigoglioso, Mayor

ATTEST: _____

Erin Delaney, MPA, RMC, CMC
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 11th day of June 2024. Signed and sealed before me.

Erin Delaney, MPA, RMC, CMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-273-24**

CONSENT AGENDA

RESOLUTION BY:

SECONDED BY:

**APPROVING AN ORDER OF PROVISIONAL AUTHORIZATION AND
DESIGNATION OF AN ACTING MUNICIPAL COURT ADMINISTRATOR BETWEEN
THE MUNICIPALITY OF GARFIELD AND THE MUNICIPALITY OF LITTLE
FERRY**

WHEREAS, pursuant to N.J.S.A. 2B:12-10 the Municipality of Garfield and the Municipality of Little Ferry are required to provide for a Municipal Court Administrator; and

WHEREAS, pursuant to N.J.S.A 40A:65-1 et. seq., any municipality of the State of New Jersey may contract with any other municipality or municipalities to share services that any party to the agreement is empowered to provide within its own jurisdiction; and

WHEREAS, in accordance with N.J.S.A. 2B:12-1(c) the Municipality of Garfield and the Municipality of Little Ferry consent and agree to share the professional services of the Municipal Court Administrator on a provisional basis to undertake the duties of the absent Municipal Court Administrator during scheduled and/or unscheduled leaves, within the two respective municipalities; and

WHEREAS, should the need arise, and be approved by the City Manager, said pay rate would be \$25.00 per hour;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Garfield that they hereby approve of the Municipality of Garfield and the Municipality of Little Ferry entering into the above agreement.

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

Nicholas Prochilo, Chief Financial Officer

June 10, 2024

Dated

APPROVED: JUNE 11, 2024

Richard Rigoglioso, Mayor

ATTEST: _____

Erin Delaney, MPA, RMC, CMC
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 11th day of June 2024. Signed and sealed before me.

Erin Delaney, MPA, RMC, CMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-274-24**

CONSENT AGENDA

RESOLUTION BY:

SECONDED BY:

**AUTHORIZING CHANGE ORDER #1 FOR REINER GROUP, INC. IN CONNECTION
WITH THE RECREATION BUILDING HVAC UPGRADES (RTU REPLACEMENTS)
PROJECT**

WHEREAS, the City of Garfield awarded a contract to Reiner Group, Inc., in the amount of \$414,710.00 for both the Recreation Building and Fire Company #4 HVAC upgrades; and

WHEREAS, Change Order #1, related to the Recreation Building, is necessary to adjust as-built quantities within the project limits for the project closeout; and

WHEREAS, Change Order #1 is for a decrease in the amount of (\$16,000.00). This decrease brings the adjusted contract amount to \$398,710.00;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Garfield that the City hereby approves Change Order #1 decreasing the amount of this project by (\$16,000) is hereby approved through account G-02-41-723-000-320 and G-02-41-723-000-321; and

BE IT FURTHER RESOLVED that ResolutionS R-174-24 & R-207-24 be and are hereby rescinded.

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

Nicholas Prochilo, Chief Financial Officer

June 10, 2024

Dated

APPROVED: JUNE 11, 2024

Richard Rigoglioso, Mayor

ATTEST: _____

Erin Delaney, MPA, RMC, CMC

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 11th day of June 2024. Signed and sealed before me.

Erin Delaney, MPA, RMC, CMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-275-24**

CONSENT AGENDA

RESOLUTION BY:
SECONDED BY:

**AUTHORIZING CHANGE ORDER #1 FOR REINER GROUP, INC. IN CONNECTION
WITH THE FIRE COMPANY #4 HVAC UPGRADES (RTU REPLACEMENTS)
PROJECT**

WHEREAS, the City of Garfield awarded a contract to Reiner Group, Inc., in the amount of \$414,710.00 for both the Recreation Building and Fire Company #4 HVAC upgrades; and

WHEREAS, Change Order #1, related to Fire Company #4, is necessary to adjust as-built quantities within the project limits for the project closeout; and

WHEREAS, Change Order #2 is for a decrease in the amount of (\$8,000.00). This decrease brings the adjusted contract amount to \$390,710.00;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Garfield that the City hereby approves Change Order #1 decreasing the amount of this project by (\$8,000) is hereby approved through account G-02-41-723-000-320 and G-02-41-723-000-321; and

BE IT FURTHER RESOLVED that Resolutions R-175-24 & R-208-24 be and are hereby rescinded.

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

Nicholas Prochilo, Chief Financial Officer

June 10, 2024
Dated

APPROVED: JUNE 11, 2024

Richard Rigoglioso, Mayor

ATTEST: _____
Erin Delaney, MPA, RMC, CMC
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 11th day of June 2024. Signed and sealed before me.

Erin Delaney, MPA, RMC, CMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-276-24**

CONSENT AGENDA

RESOLUTION BY:

SECONDED BY:

**ADJUSTMENT OF THE CONSTRUCTION CONTRACT AMOUNT FOR THE
COLUMBUS PARK IMPROVEMENTS PROJECT VIA CHANGE ORDER NO. 1**

WHEREAS, Resolution R-539-23, approved on December 19, 2023, by the Mayor and Council of the City of Garfield awarded the contract for the Columbus Park Improvements Project to Let It Grow, Inc., 52 Ackerson Street, River Edge, NJ 07661 in the amount of \$5,137,783.00 for Base Bid plus Alternate Bids 'B', 'C'; and 'D'; and

WHEREAS, the total amount to complete this project was \$5,137,783.00 and additional funds were needed for extra work due to an unmarked manhole, camera work, tank relocation to the Garfield VFW, and transportation of material as per the City's request; and

WHEREAS, this resolution will serve to increase the adjusted contract amount to \$5,157,022.62 by Change Order No. 1, in the amount of \$19,239.62; and

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

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Garfield Does hereby approve adjusting the contract amount of the Columbus Park Improvements Project to \$5,157,022.62 by Change Order No. 1 in the amount of \$19,239.62 to be paid out of account C-04-55-999-000-988.

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

Nicholas Prochilo, Chief Financial Officer

June 10, 2024
Dated

APPROVED: JUNE 11, 2024

Richard Rigoglioso, Mayor

ATTEST: _____
Erin Delaney, MPA, RMC, CMC
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 11th day of June 2024. Signed and sealed before me.

Erin Delaney, MPA, RMC, CMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-277-24**

CONSENT AGENDA

RESOLUTION BY:

SECONDED BY:

**ADJUSTMENT OF THE CONSTRUCTION CONTRACT AMOUNT FOR THE
COLUMBUS PARK IMPROVEMENTS PROJECT VIA CHANGE ORDER NO. 2**

WHEREAS, Resolution R-539-23, approved on December 19, 2023, by the Mayor and Council of the City of Garfield awarded the contract for the Columbus Park Improvements Project to Let It Grow, Inc., 52 Ackerson Street, River Edge, NJ 07661 in the amount of \$5,137,783.00 for Base Bid plus Alternate Bids ‘B’, ‘C’; and ‘D’; and

WHEREAS, Change Order No. 1 in the amount of \$19,239.62 for an adjusted contract amount of \$5,157,022.62 was previously approved;

WHEREAS, this resolution will serve to increase the adjusted contract amount to \$5,502,452.24 by Change Order No. 2, in the amount of \$345,429.62 (6.7% in total contract amount) as additional funds are needed to furnish and install water and electric utility lines for future re-installation of Well House per the City’s request and State guidelines; and

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

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Garfield Does hereby approve adjusting the contract amount of the Columbus Park Improvements Project to \$5,502,452.24 by Change Order No. 2 in the amount of \$345,429.62 to be paid out of accounts C-06-55-598-000-906, C-06-55-598-000-909, C-06-55-598-000-903, and C-06-55-598-000-904.

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

Nicholas Prochilo, Chief Financial Officer

June 10, 2024
Dated

APPROVED: JUNE 11, 2024

Richard Rigoglioso, Mayor

ATTEST: _____
Erin Delaney, MPA, RMC, CMC
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 11th day of June 2024. Signed and sealed before me.

Erin Delaney, MPA, RMC, CMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-278-24**

CONSENT AGENDA

RESOLUTION BY:

SECONDED BY:

**AUTHORIZING PAYMENT OF PAYMENT REQUISITION NO. 4 TO DLS
CONTRACTING INC. FOR SERVICES RENDERED IN CONNECTION WITH THE
2022 ROAD PROGRAM**

WHEREAS, the City of Garfield awarded a contract to DLS Contracting Inc. of 36 Montesano Road, Fairfield, NJ 07004; and

WHEREAS, DLS Contracting Inc. has provided services for this project and submitted a payment request for work completed in the amounts\ of \$38,636.73; and

WHEREAS, Colliers Engineering has indicated that DLS Contracting Inc. has completed the construction items included in this payment for the 2022 Road Program; and

WHEREAS, Colliers Engineering recommends the release of Payment No. 4 in the amount of \$38,636.73 to DLS Contracting Inc. for the 2022 Road Program;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Garfield that the City hereby authorizes the payment of \$38,636.73 to DLS Contracting Inc. for services rendered in connection with this project to be paid out of account C-06-55-222-925-001; and

BE IT FURTHER RESOLVED that R-180-24 is hereby rescinded.

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

Nicholas Prochilo, Chief Financial Officer

June 10, 2024

Dated

APPROVED: JUNE 11, 2024

Richard Rigoglioso, Mayor

ATTEST: _____
Erin Delaney, MPA, RMC, CMC
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 11th day of June 2024. Signed and sealed before me.

Erin Delaney, MPA, RMC, CMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-279-24**

CONSENT AGENDA

**RESOLUTION BY:
SECONDED BY:**

**AUTHORIZING CHANGE ORDER NO. 1 FOR DLS CONTRACTING, INC., IN
CONNECTION WITH THE 2022 ROAD PROGRAM**

WHEREAS, the City of Garfield awarded a contract for the 2022 Road Program Project to DLS Contracting, in the amount of \$898,478.54; and

WHEREAS, Change Order No. 1 is necessary to continue the project; and

WHEREAS, Change Order No. 1 is for an increase in the amount of \$507.14. This increase brings the adjusted amount to \$898,985.68; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Garfield that the City hereby approves Change Order No. 1 increasing the amount of this project by \$507.14 is hereby approved through account # C-04-55-000-242-000.

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

Nicholas Prochilo, Chief Financial Officer

June 10, 2024
Dated

APPROVED: JUNE 11, 2024

Richard Rigoglioso, Mayor

ATTEST: _____
Erin Delaney, MPA, RMC, CMC
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 11th day of June 2024. Signed and sealed before me.

Erin Delaney, MPA, RMC, CMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-280-24**

CONSENT AGENDA

**RESOLUTION BY:
SECONDED BY:**

**APPROVING RELEASE OF CONTRACT RETAINAGE AND PERFORMANCE
BOND FOR THE 2022 ROAD PROGRAM PROJECT**

WHEREAS, the Contractor, DLS Contracting Inc, 36 Montesano Road, Fairfield, NJ 07004 has submitted Maintenance Bond No. 2327084-MB in the amount of \$133,872.85 to the City of Garfield in connection with the 2022 Road Program; and

WHEREAS, the City’s Consulting Engineering Department has indicated that DLS Contracting Inc. has completed the project and has met all requirements for final payment and is recommending the return of the Performance Bond No. 2327084 in the amount of \$898,478.54 currently on file with the City Clerk of the City of Garfield; and

WHEREAS, the City’s Consulting Engineering Department recommends the release of contract retainage and final payment in the amount of \$6,500.00 to DLS Contracting Inc. for the 2022 Road Program;

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Garfield does hereby approve the authorization to release the Performance Bond and the release of contract retainage to DLS Contracting, Inc., in connection with the 2022 Road Program to be paid out of C-04-55-222-925-001 and C-04-55-000-242-000.

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

Nicholas Prochilo, Chief Financial Officer

June 10, 2024
Dated

APPROVED: JUNE 11, 2024

Richard Rigoglioso, Mayor

ATTEST: _____
Erin Delaney, MPA, RMC, CMC
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 11th day of June 2024. Signed and sealed before me.

Erin Delaney, MPA, RMC, CMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-281-24**

CONSENT AGENDA

RESOLUTION BY:
SECONDED BY:

APPROVING REFUND OF DEPOSIT FEES FOR BUILDING USAGE

WHEREAS, the City Manager and the Mayor and Council have agreed that the City of Garfield should refund Garfield United for deposit fees from building usage; and

WHEREAS, payments were received from Garfield United, in the amount of \$500.00 for a deposit for building usage; and

WHEREAS, the total costs incurred for said building usage were under the \$500.00 required deposit;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Garfield that these monies be refunded to Garfield United in the amount of \$203.35 from account 4-01-26-290-290-014.

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

Nicholas Prochilo, Chief Financial Officer

June 10, 2024
Dated

APPROVED: JUNE 11, 2024

Richard Rigoglioso, Mayor

ATTEST: _____
Erin Delaney, MPA, RMC, CMC
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 11th day of June 2024. Signed and sealed before me.

Erin Delaney, MPA, RMC, CMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-282-24**

CONSENT AGENDA

RESOLUTION BY:
SECONDED BY:

**ENDORSEMENT IN SUPPORT OF THE STATE OF NEW JERSEY DEPARTMENT
OF TRANSPORTATION RT. 46 BRIDGE OVER ERIE-LACKAWANNA RAILROAD'
IMPROVEMENTS**

WHEREAS, a meeting was held on December 20, 2023 between the NJDOT and representatives of the City of Garfield concerning the Rt. 46 Bridge over Erie-Lackawanna Railroad' project; and

WHEREAS, representatives of the City of Garfield were in agreement with the Rt. 46 Bridge over Erie-Lackawanna Railroad' project improvements as shown on the plans as presented at the meeting held on December 20, 2023 and sent via e-mail on April 11, 2024; and

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

1. The City Council authorizes and directs the City Clerk to forward a letter to the NJDOT indicating support for the proposed improvements to the Rt. 46 Bridge over Erie-Lackawanna Railroad' project.
2. The City Clerk is further directed to forward such a letter to be attached to this Resolution expressing its support for this project.

APPROVED: JUNE 11, 2024

Richard Rigoglioso, Mayor

ATTEST: _____
Erin Delaney, MPA, RMC, CMC
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 11th day of June 2024. Signed and sealed before me.

Erin Delaney, MPA, RMC, CMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-283-24**

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 2024 in the sum of \$63,538.54 which is now available as part of the Clean Communities grant from the State of NJ; and

BE IT FURTHER RESOLVED, that the sum of \$63,538.54 is hereby appropriated under the caption the Clean Communities grant; and

BE IT FURTHER RESOLVED, that the above is the result of funds from the Clean Communities grant, in the amount of \$63,538.54.

APPROVED: JUNE 11, 2024

Richard Rigoglioso, Mayor

ATTEST: _____
Erin Delaney, MPA, RMC, CMC
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 11th day of June 2024. Signed and sealed before me.

Erin Delaney, MPA, RMC, CMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-284-24**

CONSENT AGENDA

RESOLUTION BY:
SECONDED BY:

RESCINDING RESOLUTION R-230-24

BE IT RESOLVED that the Mayor and Council of the City of Garfield hereby rescinds Resolution R-230-24 titled “Authorizing the City Manager to Execute a Shared Service Contract with Bergen County Utilities Authority for the BCUA Solid Waste Cooperative Marketing Program”.

APPROVED: JUNE 11, 2024

Richard Rigoglioso, Mayor

ATTEST: _____
Erin Delaney, MPA, RMC, CMC
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 11th day of June 2024. Signed and sealed before me.

Erin Delaney, MPA, RMC, CMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-285-24**

CONSENT AGENDA

RESOLUTION BY:
SECONDED BY:

APPROVING HANDICAP PARKING SPACE

WHEREAS, Janna Vittoria, of 259 Gaston Avenue Floor 2, who is the holder of a Disabled Person I.D. Card No. P2513602, has filed an application for a handicap parking sign to be placed at her address; and

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

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Garfield that one parking space be designated as reserved for “Handicap Parking”, located on the south curb line of Arnot Street commencing 136 feet west of the intersection of Gaston Avenue and Arnot Street and continue an additional 20 feet west from that point; and

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

APPROVED: JUNE 11, 2024

Richard Rigoglioso, Mayor

ATTEST: _____
Erin Delaney, MPA, RMC, CMC
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 11th day of June 2024. Signed and sealed before me.

Erin Delaney, MPA, RMC, CMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-286-24**

CONSENT AGENDA

RESOLUTION BY:
SECONDED BY:

APPROVING HANDICAP PARKING SPACE

WHEREAS, Madline Yousef, of 48 Scudder Street Floor 1, who is the holder of a Disabled Person I.D. Card No. P2753265, has filed an application for a handicap parking sign to be placed at her address; and

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

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Garfield that one parking space be designated as reserved for “Handicap Parking”, located on the east curb line of Scudder Street commencing 115 feet north of the intersection of Scudder Street and Banta 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: JUNE 11, 2024

Richard Rigoglioso, Mayor

ATTEST: _____
Erin Delaney, MPA, RMC, CMC
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 11th day of June 2024. Signed and sealed before me.

Erin Delaney, MPA, RMC, CMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-287-24**

CONSENT AGENDA

RESOLUTION BY:

SECONDED BY:

DETERMINING THAT THE PROPERTY GENERALLY KNOWN AS 408, 410 AND 416 RIVER DRIVE, ALSO KNOWN AS BLOCK 81 LOTS 45, 46 AND 48 AS SHOWN ON THE OFFICIAL TAX MAP OF THE CITY OF GARFIELD QUALIFY AND IS DETERMINED AS AN AREA IN NEED OF REDEVELOPMENT, SPECIFICALLY A NON-CONDEMNATION REDEVELOPMENT AREA, PURSUANT TO THE LOCAL REDEVELOPMENT AND HOUSING LAW, N.J.S.A. 40A:12A-1 ET SEQ.

WHEREAS, the City Council of the City of Garfield (the “City”) has identified certain Property, located at 408, 410 and 416 River Drive, also known as Block 81 Lots 45, 46 and 48 as delineated on the tax map attached hereto and made part of this resolution (the “Property”), to be considered for designation as an area “in need of redevelopment”, pursuant to the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq.; and

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

WHEREAS, on April 30, 2024, the City adopted a Resolution No. R-223-24, authorizing and directing the City Planning Board (the “Board”) to examine whether the Property can be determined to be an area in need of redevelopment (specifically a non-condemnation redevelopment area) and that the City will not have the right to exercise the use of eminent domain; and

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

WHEREAS, the Board conducted a public hearing on May 23, 2024 to determine whether or not the Property may be designated as a Non-Condensation Redevelopment, pursuant to the criteria set forth in the Redevelopment Law and the public was provided the opportunity to appear and provide testimony and comments; and

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

WHEREAS, a map showing the boundaries and the location of the Property, as well as the Preliminary Investigation for Determination of an Area in Need of Redevelopment prepared by Francis Reiner, LA - PP, DMR Architects, dated May 16, 2024, (the “Reiner Report”) was considered by the Board at the hearing and the Reiner Report and findings therein were incorporated into the record; and

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

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Garfield accepts the findings and recommendations of the Board as made at a public hearing held on May 23, 2024 as supported by the Reiner Report of the Property and the testimony of Francis Reiner, LA - PP, a licensed professional planner and all are incorporated herein by reference and determines that the Property located at 408, 410 and 416 River Drive, also known as Block 81 Lots 45, 46 and 48, referred to herein as the Property, meets the criteria and qualifies as an “area in need of redevelopment” and which shall be a Non-Condensation Redevelopment Area pursuant to the Redevelopment Law; and

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

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

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

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

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

APPROVED: JUNE 11, 2024

Richard Rigoglioso, Mayor

ATTEST: _____
Erin Delaney, MPA, RMC, CMC
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 11th day of June 2024. Signed and sealed before me.

Erin Delaney, MPA, RMC, CMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-288-24**

CONSENT AGENDA

**RESOLUTION BY:
SECONDED BY:**

APPOINTMENT OF GARFIELD HOUSING AUTHORITY MEMBER

WHEREAS, the City has recently been advised of a vacancy to the Garfield Housing Authority due to the passing of one of its members; and

WHEREAS, said unexpired term runs through October 19, 2024 and it is necessary to appoint a replacement;

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

Claire Follari

to the Garfield Housing Authority to fulfill an unexpired term ending October 19, 2024 be and is hereby confirmed.

APPROVED: JUNE 11, 2024

Richard Rigoglioso, Mayor

ATTEST: _____
Erin Delaney, MPA, RMC, CMC
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 11th day of June 2024. Signed and sealed before me.

Erin Delaney, MPA, RMC, CMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-289-24**

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, 2024 and ending June 30, 2025:

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
	0221-33-006-005	La Bella Pizzeria, LLC t/a La Bella Pizzeria 300 Lanza Avenue
	0221-33-010-006	Goodfella's Restaurant, Inc. t/a Goodfellas Restaurant, Inc. 661 Midland Avenue
	0221-33-012-008	Déjà vu Restaurant LLC t/a Déjà vu 50 River Drive
	0221-33-013-006	Copper Grill t/a Food Mart 800 River Drive Suite 7
	0221-33-016-005	G&B, LLC t/a The Royal Manor 454 Midland Avenue
	0221-33-017-008	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
	0221-33-030-005	Jay's Liquormart LLC t/a Jay's Liquormart 142 Division Avenue
	0221-33-031-009	La Fortaleza t/a La Fortaleza 361 Midland 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
0221-33-053-004	Venetian Corp t/a The Venetian 546 River Drive
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
0221-33-068-006	Veterans of Foreign War Benda-Roerich Post 2867 t/a Veterans of Foreign War Benda-Roerich Post 340 Outwater Lane
0221-33-078-006	Shreeji Enterprise, LLC t/a River Drive Bar & Liquors 85 River Drive

PLENARY RETAIL DISTRIBUTION LICENSES

0221-44-020-009	Lilly's House Corporation t/a All Nations Liquor 80 Passaic Street
0221-44-034-008	Worldwide Liquors, LLC t/a Worldwide Liquors Van Winkle Avenue

0221-44-063-004

Ronald 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 11, 2024

Richard Rigoglioso, Mayor

ATTEST: _____
Erin Delaney, MPA, RMC, CMC
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 11th day of June 2024. Signed and sealed before me.

Erin Delaney, MPA, RMC, CMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-290-24**

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-271-24 through R-290-24 be and are hereby approved and the proper officers are directed to take necessary action on same.

APPROVED: JUNE 11, 2024

Richard Rigoglioso, Mayor

ATTEST: _____
Erin Delaney, MPA, RMC, CMC
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 11th day of June 2024. Signed and sealed before me.

Erin Delaney, MPA, RMC, CMC
City Manager/City Clerk

Dated