REGULAR MEETING
OF THE
GARFIELD MAYOR AND COUNCIL
NOVEMBER 10, 2026
5:00P.M.

1. **CALL TO ORDER:**

2. **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 2, 2026 and published on January 7, 2026. This notice can also be found on our website at: www.garfieldnj.org/pages/legal-ads

3. **ROLL CALL:**

4. **FLAG SALUTE & PRAYER:**

5. **APPROVAL OF MINUTES:**
   September 22, 2026 – Regular Meeting
   October 15, 2026 – Work Session Meeting
   October 15, 2026 – Executive Session
   October 27, 2026 – Special Meeting
   October 27, 2026 – Regular Meeting

6. **PUBLIC HEARING ON COLUMBUS PARK NJDEP GREEN ACRES EXEMPTION REQUEST:**

7. **PROCLAMATION:**
   R-540-26 Recognizing and Celebrating the 125th Anniversary of Garfield Fire Company No. 2

8. **RESOLUTION:**
   R-541-26 Approving Liquor License Transfer – Place to Place #0221-44-033-007

9. **ORDINANCES:** **FIRST READING**
   R-542-26 Introduce Ord. #3170
   AN ORDINANCE, AMENDING CHAPTER 220, ENTITLED "NOISE", OF THE CODE OF THE CITY OF GARFIELD
   R-543-26 Introduce Ord. #3171
   AN ORDINANCE AMENDING CHAPTER 16 OF THE CODE OF THE CITY OF GARFIELD, ENTITLED "DEFENSE AND INDEMNIFICATION," TO AUTHORIZE AND ADOPT AN OFFICIAL FORM OF NOTICE OF TORT CLAIM PURSUANT TO THE NEW JERSEY TORT CLAIMS ACT

SECOND READING

R-544-26 Introduce Ord. #3169
AN ORDINANCE PROHIBITING THE UNAUTHORIZED RESETTING, SILENCING, DISABLING, DEACTIVATION OR TAMPERING WITH ACTIVATED FIRE ALARM AND FIRE PROTECTION SYSTEMS WITHIN THE CITY OF GARFIELD

10. CONSENT AGENDA:

R-545-26 Approval of Bills List
R-546-26 Authorizing Transfers Between 2026 Municipal Budget Appropriations
R-547-26 Authorizing the Transfer of $65,122.50 Within the Water Capital Fund Reserves
R-548-26 Authorizing First and Final Payment to MRC, Inc., for Jakes Law Playground Equipment Provided in Connection with the Garden Court East Project
R-549-26 Approving Sewer Payment Refund
R-550-26 Requesting Approval of Items of Revenue and Appropriation NJSA 40A:4-87
R-551-26 Requesting Approval of Items of Revenue and Appropriation NJSA 40A:4-87
R-552-26 Requesting Approval of Items of Revenue and Appropriation NJSA 40A:4-87
R-553-26 Authorizing Participation in the FY27 Sustainable Jersey PSE&G Energy Efficiency Partnership Program
R-554-26 Approving Handicap Parking Space
R-555-26 Approving Handicap Parking Space
R-556-26 Approving Handicap Parking Space
R-557-26 Resolution to Approve the Consent Agenda

11. PUBLIC HEARING:

12. MAYOR & COUNCIL REPORTS:

13. ADJOURNMENT:

CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-540-26

RESOLUTION BY:
SECONDED BY:

RECOGNIZING AND CELEBRATING THE 125TH ANNIVERSARY OF GARFIELD FIRE COMPANY NO. 2

WHEREAS, in December 1900, a group of dedicated men gathered in a blacksmith shop located on River Road with the shared vision of establishing a second fire company to serve and protect the residents of Garfield; and

WHEREAS, in June 1901, these men rented a lot near the intersection of Belmont and Summit Avenue and officially established Garfield Fire Company No. 2 laying the foundation for more than a century of dedicated fire service to the community; and

WHEREAS, throughout its 125 years of service, Garfield Fire Company No. 2 has demonstrated an unwavering commitment to protecting the lives and property of Garfield residents, responding to emergencies and serving as an essential part of the City's public safety community; and

WHEREAS, the members, past and present, have exemplified the values of courage, dedication, selflessness, and community service, continuing a proud tradition of volunteerism and sacrifice;

WHEREAS, the Mayor and Council of the City of Garfield recognizes and deeply appreciates the contributions of Garfield Fire Company No. 2 and its members;

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the City of Garfield do hereby extend their best wishes to Garfield Fire Company No. 2 for a memorable anniversary celebration and continued success in serving and protecting our community for many years to come.

APPROVED: NOVEMBER 10, 2026

_____
Everett E. Garnto Jr., Mayor

ATTEST: _____
Erin Delaney, MPA, RMC, CMC
City Manager/City Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent
Rigoglioso				
Delaney				
Kane				
Raymond				
Garnto				

This resolution was approved by the Mayor and Council of the City of Garfield at a Regular Meeting held on the 10th day of November 2026. Signed and sealed before me.

_____ _____
Erin Delaney, MPA, RMC, CMC — Dated
City Manager/City Clerk

CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-541-26

RESOLUTION BY:
SECONDED BY:

APPROVING LIQUOR LICENSE TRANSFER – PLACE TO PLACE
#0221-44-033-007

WHEREAS, an application has been filed for a Place to Place Transfer Application of Plenary Retail Distribution License No. 0221-44-003-007, held by AARP Wine & Spirit, LLC, (Ranjan P. Patel, 42-44 Summit Avenue, Garfield, New Jersey 07026, who owns 100% of the shares of the corporation), t/a Belmont Liquors to 252 Midland Avenue, Store 2; and

WHEREAS, the submitted application form is complete in all respects, the transfer fees have been paid, and the license has been properly renewed for the current license term; and

WHEREAS, the applicant is qualified to be licensed according to all standards established by Title 33 of the New Jersey Statutes, regulations promulgated thereunder, as well as pertinent local ordinances and conditions consistent with Title 33; and

WHEREAS, a "Tax Clearance - Transfer Certificate" has been issued and has been received as required pursuant to regulations promulgated by the State of New Jersey Division of Taxation;

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Garfield, Bergen County, New Jersey, does hereby approve, effective November 10, 2026, the transfer of the aforesaid Plenary Retail Distribution License, held by AARP Wine & Spirit, LLC, (Ranjan P. Patel, 42-44 Summit Avenue, Garfield, New Jersey 07026, who owns 100% of the shares of the corporation), t/a Belmont Liquors to 252 Midland Avenue, Store 2 and does hereby direct the City Clerk to endorse the license certificate to the new ownership as follows: "This license, subject to all its terms and conditions, is hereby transferred to 252 Midland Avenue, Store 2, effective November 10, 2026"; and

BE IT FURTHER RESOLVED that this license is transferred on the condition that no Go-Go, live entertainment or discotheque be used in connection with this license; (A fee of $223.90 was collected for the City of Garfield and $200.00 was collected for the State of New Jersey in connection with the license transfer).

APPROVED: NOVEMBER 10, 2026

_____
Everett E. Garnto Jr., Mayor

ATTEST: _____
Erin Delaney, MPA, RMC, CMC
City Manager/City Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent
Rigoglioso				
Delaney				
Kane				
Raymond				
Garnto				

This resolution was approved by the Mayor and Council of the City of Garfield at a Regular Meeting held on the 10th day of November 2026. Signed and sealed before me.

_____ _____

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

CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-542-26

RESOLUTION BY:
SECONDED BY:

INTRODUCE ORDINANCE #3170
FIRST READING

BE IT RESOLVED, that an ordinance entitled:

AN ORDINANCE, AMENDING CHAPTER 220, ENTITLED "NOISE", OF THE CODE 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, December 8, 2026 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 on the City's website a notice of introduction and final hearing as required by law.

APPROVED: NOVEMBER 10, 2026

_____
Everett E. Garnto Jr., Mayor

ATTEST: _____
Erin Delaney, MPA, RMC, CMC
City Manager/City Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent
Rigoglioso				
Delaney				
Kane				
Raymond				
Garnto				

This resolution was approved by the Mayor and Council of the City of Garfield at a Regular Meeting held on the 10th day of November 2026. Signed and sealed before me.

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

CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
ORDINANCE NO.: 3170

AN ORDINANCE, AMENDING CHAPTER 220, ENTITLED "NOISE", OF THE CODE OF THE CITY OF GARFIELD

220-1 Declaration of Findings and Policy

WHERERAS, excessive sound is a serious hazard to the public health, welfare, safety, and the quality of life; and

WHEREAS, a substantial body of science and technology exists by which excessive sound may be substantially abated; and, whereas the people have a right to, and should be ensured of, an environment free from excessive sound, now therefore, it is the policy of the City of Garfield to prevent excessive sound that may jeopardize the health, welfare, or safety of the citizens or degrade the quality of life.

This chapter shall apply to the control of sound originating from sources within the City of Garfield.

220-2 Definitions

The following words and terms, when used in this chapter, shall have the following meanings, unless the context clearly indicates otherwise. Terms not defined in this chapter have the same meaning as those defined in N.J.A.C. 7:29.

CONSTRUCTION – Any site preparation, assembly, erection, repair, alteration or similar action of buildings or structures.

dBC – The sound level as measured using the "C" weighting network with a sound level meter meeting the standards set forth in ANSI S1.4-1983, IEC 61672, or its successors. The unit of reporting is dB(C). The "C" weighting network is more sensitive to low frequencies than is the "A" weighting network.

DEMOLITION – Any dismantling, destruction or removal of buildings, structures, or roadways.

DEPARTMENT – The New Jersey Department of Environmental Protection.

EMERGENCY — An unexpected occurrence or situation resulting from natural or unnatural causes that endangers or has the potential to endanger a public or private facility or the health, safety or resources of citizens, and as such, necessitates prompt action and response at the site of the emergency.

EMERGENCY WORK – Any work or action necessary at the site of an emergency to restore or deliver essential services including, but not limited to, repairing water, gas, electricity, telephone, sewer, or public transportation facilities, removing fallen trees on public rights-of-way, dredging navigational waterways, or abating life-threatening conditions or a state of emergency declared by a governing agency.

IMPULSIVE SOUND – Either a single pressure peak or a single burst (multiple pressure peaks) having a duration of less than one second.

MINOR VIOLATION — A violation that is not the result of the purposeful, knowing, reckless, or criminally negligent conduct of the alleged violator; and/or the activity or condition constituting the violation has not been the subject of an enforcement action by any authorized local, county or state enforcement agency against the violator within the immediately preceding 12 months for the same or substantially similar violation.

MOTOR VEHICLE – Any vehicle that is propelled other than by human or animal power on land.

MUFFLER – A properly functioning sound dissipative device or system for abating the sound on engines or equipment where such device is part of the normal configuration of the equipment.

MULTI-DWELLING-UNIT BUILDING – Any building comprising two or more dwelling units, including, but not limited to, apartments, condominiums, co-ops, multiple family houses, townhouses, and attached residences.

MULTI-USE PROPERTY – Any distinct parcel of land that is used for more than one category of activity. Examples include, but are not limited to:

A. A commercial, residential, industrial or public service property having boilers, incinerators, elevators, automatic garage doors, air conditioners, laundry rooms, utility provisions, or health and recreational facilities, or other similar devices or areas, either in the interior or on the exterior of the building, which may be a source of elevated sound levels at another category on the same parcel of land; or

B. A building, which is both commercial (usually on the ground floor) and residential property, located above, below or otherwise adjacent to.

NOISE CONTROL INVESTIGATOR – An employee of a municipality, county or regional health commission that has a Department-approved model noise control ordinance and the employee has not received noise enforcement training as specified by the Department in N.J.A.C. 7:29. However, they are knowledgeable about their model noise ordinance and enforcement procedures. A noise control investigator may only enforce sections of the ordinance that do not require the use of a sound level meter. The employee must be acting within his or her designated jurisdiction and must be authorized to issue a summons.

NOISE CONTROL OFFICER – An employee of a local, county or regional health agency which is certified pursuant to the County Environmental Health Act (N.J.S.A. 26:3A2-21 et seq.) to perform noise enforcement activities or an employee of a municipality with a Department-approved model noise control ordinance. All NCOs must receive noise enforcement training as specified by the Department in N.J.A.C. 7:29 and be currently certified in noise enforcement. The employee must be acting within his or her designated jurisdiction and must be authorized to issue a summons.

PLAINLY AUDIBLE – Any sound that can be detected by an NCO or an NCI using his or her unaided hearing faculties of normal acuity. As an example, if the sound source under investigation is a portable or vehicular sound amplification or reproduction device, the detection of the rhythmic bass component of the music is sufficient to verify plainly audible sound. The NCO or NCI need not determine the title, specific words, or the artist performing the song.

PUBLIC RIGHT-OF-WAY — Any street, avenue, boulevard, road, highway, sidewalk alley or easement that is owned, leased, or controlled by a governmental entity.

PUBLIC SPACE — Any real property or structures thereon that are leased. or controlled by a governmental entity.

REAL PROPERTY LINE —

A. Either:

(1) The vertical boundary that separates one parcel of property (i.e., lot and block) from another residential or non-residential property,

(2) The vertical and horizontal boundaries of a dwelling unit that is part of a mufti-dwelling-unit building; or

(3) On a multi-use property as defined herein, the vertical or horizontal boundaries between the two portions of the property on which different categories of activity are being performed (e.g., if the multi-use property is a building which is residential upstairs and commercial downstairs, then the real property line would be the interface between the residential area and the commercial area, or if there is an outdoor sound source such as an HVAC unit on the same parcel of property, the boundary line is the exterior wall of the receiving unit).

B. Note: This definition shall not apply to a commercial source and a commercial receptor which are both located on the same parcel of property (e.g, a strip mall).

SOUND PRODUCTION DEVICE — Any device whose primary function is the production of sound, including but not limited to any musical instrument, loudspeaker, radio, digital or analog music player, public address system or sound-amplifying equipment.

SOUND REDUCTION DEVICE — Any device, such as a muffler, baffle, shroud, jacket, enclosure, isolator, or dampener provided by the manufacturer with the equipment, or that is otherwise required, that mitigates the sound emissions of the equipment.

WEEKDAY — Any day that is not a federal holiday, and beginning on Monday at 7:00AM and ending on the following Friday at 6:00PM.

WEEKENDS — Beginning on Friday at 6:00PM and ending on the following Monday at 7:00AM.

220-3. Applicability

A. This chapter applies to sound from the following property categories:
Industrial facilities;
Commercial facilities;
Community service facilities;
Residential properties;
Multi-use properties;
Public rights-of-way;
Public spaces; and,
Multi-dwelling unit buildings.

B. This chapter applies to sound received at the following property categories:
Commercial facilities;
Community service facilities (i.e., nonprofits and/or religious facilities);
Residential properties;
Multi-use properties; and
Multi-dwelling unit buildings.

C. Sound from stationary emergency signaling devices shall be regulated in accordance with N.J.A.C. 7:29-1.4, except that the testing of the electromechanical functioning of a stationary emergency signaling device shall not meet or exceed 10 seconds.

220-4. Exemptions.

A. Except as provided in 220-9 and 220-10 below, the provisions of this chapter shall not apply to the exceptions listed at N.J.A.C. 7:29-1.5.

B. Sound production devices required or sanctioned under the Americans with Disabilities Act (ADA), FEMA or other government agencies to the extent that they comply with the noise requirement of the enabling legislation or regulation. Devices which are exempted under N.J.A.C. 7:29-1.5 shall continue to be exempted.

C. Construction and demolition activities are exempt from the sound level standards set forth herein, except as provided for in 220-9 below.

D. Assisted mobility devices, when used for the intended purpose within a dwelling, including but not limited to wheelchairs, walkers, canes and crutches, provided that the equipment is properly maintained and feet or tips are rubberized where available.

220-5. Enforcement Officers

A. Noise control officers shall have the authority within their designated jurisdiction to

investigate suspected violations of any section of this chapter and pursue enforcement activities.

B. Noise control investigators shall have the authority within their designated jurisdiction to investigate suspected violations of any section of this chapter that do not require the use of a sound level meter (i.e., plainly audible, times of day and/or distance determinations) and pursue enforcement activities.

C. Noise control officers and investigators may cooperate with NCOs and NCIs of an adjacent municipality in enforcing one another's municipal noise ordinances.

220-6. Measurement Protocols

Sound measurements made by an NCI shall conform to the procedures set forth at N.J.A.C. 7:29-2, except that interior sound level measurements shall also conform with the procedures set forth in subsection B of this section and with the definition of "real property line" as contained herein.

B. When conducting indoor sound level measurements across a real property line the measurements shall be taken at least three feet from any wall, floor or ceiling and all exterior doors and windows may, at the discretion of the investigator, be closed. The neighborhood residual sound level shall be measured in accordance with N.J.A.C. 7:29-2.9(b)2. When measuring total sound level, the configuration of the windows and doors shall be the same and all sound sources within the dwelling unit must be shut off (e.g., television, stereo). Measurements shall not be taken in areas which receive only casual use such as hallways, closets and bathrooms.

220-7. Sound Level Standards

No person shall cause, suffer, allow, or permit the operation of any source of continuous airborne sound on any source property listed in 220-3A above in such a manner as to create a sound level that equals or exceeds the sound level standards set forth in Tables I, II or III when measured at or within the real property line of any of the receiving properties listed in Tables I, II or III except as specified in 220-6B.

B. Impulsive Sound
Outdoors:

Impulsive sound shall not equal or exceed 80 dBA. This applies to all receptors and at all times, except as provided in Subsection B(1)(b)

Between 10:00 p.m. and 7:00 a.m., for residential receptors, impulsive sound that repeats four or more times in any hour shall not equal or exceed 50 dBA.

Indoors:

Impulsive sound that repeats less than ten times per hour shall not equal or exceed 70 dBA. Impulsive sound that repeats ten or more times in any hour shall not equal or exceed 60 dBA. This applies to all receptors and at all times, except as provided in Subsection B(2)(b).

Between 10:00PM and 7:00AM, for residential receptors, impulsive sound that repeats four or more times in any hour shall not equal or exceed 40 dBA.

This subsection shall only apply when the source and the receptor are separated by a real property line and they also share a common or abutting wall, floor or ceiling, or are on the same parcel of property. This section shall not apply to noise associated with footfalls between dwelling units.

TABLE I

OUTDOOR MEASUREMENTS

A-WEIGHTED SOUND LEVEL SHALL NOT EQUAL OR EXCEED THESE STANDARDS

RECEIVING PROPERTY CATEGORY	Residential property, or residential portion of a multi-use property		Commercial, community service facility, or non-residential portion of a multi-use property
TIME	7AM to 10PM	10PM.to 7AM	24 hours
Sound level dBA	65	50	65

TABLE II

INDOOR MEASUREMENTS

A-WEIGHTED SOUND LEVEL SHALL NOT EQUAL OR EXCEED THESE STANDARDS

RECEIVING PROPERTY CATEGORY	Residential property, or residential portion of a multi-use property		Commercial, community service facility, or non-residential portion of a multi-use property
TIME	7 a.m.- 10 p.m.	10 p.m.- 7 a.m.	24 Hours
Sound level dBA	55	40	55

Note: Table II shall only apply when the source and the receptor are separated by a real property line and they also share a common or abutting wall, floor or ceiling, or are on the same parcel of property.

TABLE III

OCTAVE BAND SOUND PRESSURE LEVELS SHALL NOT EQUAL OR EXCEED THESE STANDARDS

Receiving Property Category	Residential property, or residential portion of a multi-use property OUTDOORS		Residential property, or residential portion of a multi-use property INDOORS		Commercial, community service facility, or non-residential portion of a multi-use property OUTDOORS	Commercial, community service facility, or non-residential portion of a multi-use property INDOORS
Octave Band Center Frequency, Hz.	Octave Band Sound Pressure Level, dB		Octave Band Sound Pressure Level, dB		Octave Band Sound Pressure Level, dB	Octave Band Sound Pressure Level, dB
Time	7 a.m.-10 p.m.	10 p.m.-7 a.m.	7 a.m.-10 p.m.	10 p.m.-7 a.m.	24 hours	24 hours
31.5	96	86	86	76	96	86
63	82	71	72	61	82	72
125	74	61	64	51	74	64
250	67	53	57	43	67	57
500	63	48	53	38	63	53
1,000	60	45	50	35	60	50
2,000	57	42	47	32	57	47
4,000	55	40	45	30	55	45
8,000	53	38	43	28	53	43

Note: When octave band measurements are made, the sound from the source must be constant in level and character. If octave band sound pressure level variations exceed plus or minus 2 dB in the bands containing the principal source frequencies, discontinue the measurement.

220-8. Sound production devices

A. Outdoor Measurements

No person shall cause, suffer, allow, or permit the operation of any sound production device operated on any source property listed in 220-3(A) in such a manner as to create a sound level that equals or exceeds the applicable sound level standards set forth in Tables I or III when measured at or within the real property line of any of the receiving properties listed in Tables I or III.

B. Indoor Measurements

No person shall cause, suffer, allow, or permit the operation of any sound production device operated on any source property listed in 220-3(A) in such a manner that the sound crosses a real property line and exceeds the sound level standards in Table II or raises the total sound levels above the neighborhood residual sound level by more than the maximum permissible sound level standards set forth in Table IV when measured within the residence of a complainant according to the measurement protocol in 220-6(B) of this chapter.

The sound level measurements shall be conducted with the sound level meter set for "A" weighting, "slow" response for measurements pursuant to Table II and "C" weighting, "fast" response for measurements pursuant to Table IV.

TABLE IV

SOUND PRODUCTION DEVICES

MAXIMUM PERMISSIBLE INCREASE IN TOTAL SOUND LEVELS WITHIN A RESIDENTIAL PROPERTY

Weekday nights 10:00PM. - 7:00AM. Weekend nights 11:00PM. and 9:00AM.	All other times
3 dBC	6 dBC

C. Minor Violations

A violation of this section shall be considered minor, as defined herein, pursuant to the Grace Period Law (N.J.S.A 13:1D-125 et. seq.), except for sound emissions from the following property categories:

1. Residential
2. Commercial where the use of a sound production device is a non-essential function of business, such as background music at a bar or restaurant.

220-9. Restricted uses and activities

Violations of each paragraph of this section shall be considered purposeful and therefore non-minor violations that require immediate compliance.

The following standards shall apply to the activities or sources of sound set forth below:

A. Residential Power Tools and Maintenance Equipment.

Power tools, home maintenance tools, landscaping and/or yard maintenance equipment, excluding emergency work, shall not be operated on a residential property between the hours of 8:00 p.m. and 8:00 a.m., unless such activities can meet the applicable standards set forth herein.

At all other times, the standards set forth herein do not apply.

All motorized equipment used in these activities shall be operated with an original, properly functioning, manufacturer-installed muffler and/or sound reduction device or an original equipment manufacturer acoustically equivalent muffler and/or sound reduction device.

B. Nonresidential Power Tools and Maintenance Equipment.
Power tools, landscaping and/or yard maintenance equipment, excluding when used for emergency work, shall not be operated on a commercial facility, community service facility, industrial facility, or public space unless such activities can meet the applicable standards set forth herein.
All motorized equipment used in these activities shall be operated with an original, properly functioning, manufacturer-installed muffler and/or sound reduction device or an original equipment manufacturer acoustically equivalent muffler and/or sound reduction device.

C. Construction and Demolition.
Construction and demolition activity, excluding emergency work, shall not be performed between the hours of 6:00 p.m. and 7:00 a.m. on weekdays, or between the hours of 6:00 p.m. and 9:00 a.m. on weekends and federal holidays, unless such activities can meet the applicable standards set forth herein. At all other times, the standards set forth herein do not apply. All motorized equipment used in construction and demolition activity shall be operated with an original, properly functioning, manufacturer-installed muffler and/or sound reduction device or an original equipment manufacturer acoustically equivalent muffler and/or sound reduction device.

D. Motorized Snow Removal Equipment.
Motorized snow removal equipment shall be operated with an original, properly functioning, manufacturer-install ed muffler or an original equipment manufacturer acoustically equivalent muffler and/or a sound reduction device when being used for snow removal. The standards set forth herein do not apply.

E. All interior and exterior burglar alarms of a building or motor vehicle must be activated in such a manner that the burglar alarm terminates its operation within five (5) minutes for continuous airborne sound and fifteen (15) minutes for intermittent sound after it has been activated. At all other times the standards set forth herein do not apply.

F. Self-contained, portable, non-vehicular music or sound production devices shall not be operated on a public space or public right-of-way in such a manner as to be plainly audible at a distance of 50 feet or more in any direction from the operator between the hours of 8:00 a.m. and 10:00 p.m. Between the hours of 10:00 p.m. and 8:00 a.m., sound, operated on a public space or public right-of-way, from such equipment shall not be plainly audible at a distance of 25 feet or more in any direction from the operator.

G. Animals

(1) It shall be unlawful for any property owner or tenant to allow any domesticated or caged animal to create a sound across a real property line which unreasonably disturbs or interferes with the peace, comfort, and repose of any resident, or to refuse or intentionally fail to cease the unreasonable noise when ordered to do so by an NCO or NCI. Prima facie evidence of a violation of this section shall include but not be limited to:

(a)Vocalizing (howling, yelping, barking, squawking etc.) for five (5) minutes without interruption, defined as an average of four or more vocalizations per minute in that period; or,

(b)Vocalizing for twenty (20) minutes intermittently, defined as an average of two vocalizations or more per minute in that period.

(2) It is an affirmative defense under this subsection that the dog or other animal was intentionally provoked to bark or make any other noise.

220-10. Motor Vehicles

Violations of each paragraph of this section shall be considered purposeful and therefore non-minor violations that require immediate compliance.

A. No person shall remove or render inoperative, or cause to be removed or rendered inoperative or less effective than originally equipped, other than for the purposes of maintenance, repair, or replacement, any device or element of design incorporated in any

motor vehicle for the purpose of noise control. NO person Shall operate a motor vehicle or motorcycle which has been so modified, as determined by an NCO or NCI to be causing excessive or unusual noise pursuant to N.J.S.A. 39:3-70. A vehicle not meeting these requirements shall be deemed in violation of this provision if it is operated stationary or in motion in any public space or public right-of-way.

B. No motorcycle shall be operated stationary or in motion unless it has a muffler that complies with and is labeled in accordance with the Federal Noise Regulations under 40 CFR Part 205.

C. Personal or commercial vehicular music amplification or reproduction equipment shall not be operated in such a manner that it is plainly audible at distance of 25 feet or more in any direction from the operator between the hours of 10:00 p.m. and 8:00 a.m.

D. Personal or commercial vehicular music amplification or reproduction equipment shall not be operated in such a manner that is plainly audible at a distance of 50 feet or more in any direction from the operator between the hours of 8:00 a.m. and 10:00 p.m.

220-11. Enforcement; violations and penalties.

A. Violation of any provision of this chapter shall be cause for a Notice of Violation ("NOV") or a Notice of Penalty Assessment ("NOPA") document to be issued to the violator by the Noise Control Officer or Noise Control Investigator.

B. Any person who violates any provision of this chapter shall be subject to a civil penalty for each offense of not more than the maximum penalty authorized pursuant to N.J.S.A. 40:49-5. If the violation is of a continuing nature, each day during which it occurs shall constitute an additional, separate and distinct offense.

C. Upon identification of a violation of this chapter, the NCO or NCI shall issue an enforcement document to the violator. enforcement document shall identify the condition or activity that constitutes the violation and the specific provision of this chapter that has been violated. It shall also indicate whether the violator has a period of time to correct the violation before a penalty is sought-

D. If the violation is deemed by the NCO or NCI to be a minor violation, as defined in S 220-2, an NOV shall be issued to the violator.

(1) The document shall indicate that the purpose of the NOV is intended to serve as a notice to warn the responsible party/violator of the violation conditions in order to provide the violator with an opportunity to voluntarily investigate the matter and voluntarily take corrective action to address the identified violation.

(2) The NOV shall identify a time period (minimum of 30 days; maximum 90 days), pursuant to the Grace Period Law, N.J.S.A. 13:1D-125 et seq., where the responsible party's/violator's voluntary action can prevent a formal enforcement action with penalties issued, by the NCO/NCI appointed by the City of Garfield. It shall be noted that the NOV does not constitute a formal enforcement action, a final agency action or a final legal determination that a violation has occurred. Therefore, the NOV may not be appealed or contested.

E. If the violation is deemed by the NCO or NCI to be a non-minor violation, the violator shall be notified that if the violation is not immediately corrected, a NOPA with a civil penalty of not more than the maximum penalty authorized pursuant to N.J.S.A. 40:49-5, which is $2,000.00 as of December 2014, will be issued.

If a non-minor violation is immediately corrected, an NOV without a civil penalty shall still be issued to document the violation.

If the violation occurs again within 12 months of the initial violation, a NOPA shall be issued regardless of whether the violation is immediately corrected or not.

If an NOV, i.e., a warning without penalty, is issued, a NOPA may be issued the same day if a subsequent violation is documented.

F. The violator may request from the NCO or NCI an extension of the compliance deadline in the enforcement action.

The Noise Control Officer or Noise Control Investigator shall have the option to approve any reasonable request for an extension, not to exceed 180 days, if the violator can demonstrate that a good-faith effort has been made to achieve compliance.

If an extension is not granted and the violation continues to exist after the grace period ends, a NOPA shall be issued.

G. The recipient of a NOPA shall be entitled to a hearing in a municipal court having jurisdiction to contest such action.

H. The Noise Control Officer or Noise Control Investigator may seek injunctive relief if the responsible party does not remediate the violation within the period of time specified in the NOPA issued.

I. Any claim for a civil penalty may be compromised and settled based on the following factors:

1. Mitigating or any other extenuating circumstances;
2. The timely implementation by the violator of measures which lead to compliance;
3. The conduct of the violator; and
4. The compliance history of the violator.

220-12. Consistency, Severability and Repealer

A. If any provision or portion of a provision of this chapter is held to be unconstitutional, preempted by Federal or State law, or otherwise invalid by any court of competent jurisdiction, the remaining provisions of the chapter shall not be invalidated.

B. All ordinances or parts of ordinances, which are inconsistent with any provisions of this chapter, are hereby repealed as to the extent of such inconsistencies.

C. No provision of this chapter shall be construed to impair any common law or statutory cause of action, or legal remedy there from, of any person for injury or damage arising from any violation of this chapter or from other law.

ATTEST: _____ APPROVED: _____

Erin Delaney, MPA, RMC, CMC Everett E. Garnto Jr., Mayor

City Manager/City Clerk

Introduced:

Adopted:

CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-543-26

RESOLUTION BY:
SECONDED BY:

INTRODUCE ORDINANCE #3171
FIRST READING

BE IT RESOLVED, that an ordinance entitled:

AN ORDINANCE AMENDING CHAPTER 16 OF THE CODE OF THE CITY OF GARFIELD, ENTITLED "DEFENSE AND INDEMNIFICATION," TO AUTHORIZE AND ADOPT AN OFFICIAL FORM OF NOTICE OF TORT CLAIM PURSUANT TO THE NEW JERSEY TORT CLAIMS ACT

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, December 8, 2026 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 on the City's website a notice of introduction and final hearing as required by law.

APPROVED: NOVEMBER 10, 2026

_____
Everett E. Garnto Jr., Mayor

ATTEST: _____
Erin Delaney, MPA, RMC, CMC
City Manager/City Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent
Rigoglioso				
Delaney				
Kane				
Raymond				
Garnto				

This resolution was approved by the Mayor and Council of the City of Garfield at a Regular Meeting held on the 10th day of November 2026. Signed and sealed before me.

_____ _____
Erin Delaney, MPA, RMC, CMC — Dated
City Manager/City Clerk

CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
ORDINANCE NO.: 3171

AN ORDINANCE AMENDING CHAPTER 16 OF THE CODE OF THE CITY OF GARFIELD, ENTITLED "DEFENSE AND INDEMNIFICATION," TO AUTHORIZE AND ADOPT AN OFFICIAL FORM OF NOTICE OF TORT CLAIM PURSUANT TO THE NEW JERSEY TORT CLAIMS ACT

WHEREAS, the New Jersey Tort Claims Act, N.J.S.A. 59:8-1 et seq., establishes procedures and requirements for the presentation of claims against public entities and public employees; and

WHEREAS, N.J.S.A. 59:8-6 authorizes a public entity, by rule or regulation, to adopt its own standardized forms specifying information to be contained in claims filed against the public entity or its employees, provided that such forms include the requirements of N.J.S.A. 59:8-4 and may request additional information or supporting documentation; and

WHEREAS, the City of Garfield desires to establish a standardized Notice of Tort Claim Form to ensure that claims presented against the City and its employees contain the information necessary for the City to investigate, evaluate, and appropriately respond to such claims; and

WHEREAS, the Mayor and Council of the City of Garfield deem it appropriate and in the best interests of the City to adopt an official Notice of Tort Claim Form pursuant to N.J.S.A. 59:8-6 and to make such form available to members of the public.

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. Amendment to Chapter 16.

Chapter 16 of the Code of the City of Garfield, entitled "Defense and Indemnification," is hereby amended by adding a new §16-10, which shall read as follows:

§16-10. Authorized Form of Notice of Tort Claim.

A. Adoption of Official Form.

Pursuant to N.J.S.A. 59:8-6, the City of Garfield hereby adopts the Notice of Tort Claim Form, attached hereto as Exhibit A and incorporated herein by reference, as the City's official standardized form for the presentation of claims against the City of Garfield and its employees pursuant to the New Jersey Tort Claims Act, N.J.S.A. 59:8-1 et seq.

B. Required Information.

All persons presenting claims against the City of Garfield or its employees pursuant to the New Jersey Tort Claims Act shall be requested to utilize the City's official Notice of Tort Claim Form and provide the information and supporting documentation requested therein.

The adopted form shall include the information required under N.J.S.A. 59:8-4 and may request additional information and supporting documentation as authorized by N.J.S.A. 59:8-6.

C. Supplemental Information.

The City reserves the right to request additional information, documentation, medical records, itemized bills, supporting evidence, or other information reasonably related to the investigation and evaluation of a claim, as authorized by N.J.S.A. 59:8-6.

Nothing herein shall be construed to alter the statutory time limitations for filing a Notice of Claim or to preclude a claimant from establishing substantial compliance with N.J.S.A. 59:8-4 in accordance with applicable New Jersey law. Any additional information requested through the City's adopted form shall be provided within a reasonable time as required by applicable law.

D. Filing and Submission.

The completed Notice of Tort Claim Form shall be submitted to:

City Clerk
City of Garfield
111 Outwater Lane
Garfield, New Jersey 07026

Submission shall be made in accordance with the applicable service and delivery requirements of the New Jersey Tort Claims Act.

SECTION 2. Availability of Form.

The City Clerk is hereby directed to ensure that the City's official Notice of Tort Claim Form is made available on the City's official website and that copies are maintained in the City Clerk's Office for distribution upon request.

SECTION 3. No Other Amendments.

All other provisions of Chapter 16 of the Code of the City of Garfield shall remain unchanged and in full force and effect.

SECTION 4. Repealer.

All ordinances or parts of ordinances inconsistent or in conflict with this Ordinance are hereby repealed to the extent of such inconsistency or conflict.

SECTION 5. Severability.

If any section, subsection, sentence, clause or phrase of this Ordinance is held to be invalid or unconstitutional by a court of competent jurisdiction, such decision shall not affect the remaining portions of this Ordinance, which shall remain in full force and effect.

SECTION 6. Codification.

This Ordinance shall be a part of the Code of the City of Garfield as though codified and fully set forth therein. The City Clerk is hereby authorized and directed to incorporate this Ordinance into the official Code of the City of Garfield.

SECTION 7. Effective Date.

This Ordinance shall take effect upon final passage, adoption and publication as required by law.

ATTEST: _____

Erin Delaney, MPA, RMC, CMC

City Manager/City Clerk

Introduced:

Adopte

APPROVED: _____

Everett E. Garnto Jr., Mayor

CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-544-26

RESOLUTION BY:
SECONDED BY:

INTRODUCE ORDINANCE #3169
SECOND READING

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

AN ORDINANCE PROHIBITING THE UNAUTHORIZED RESETTING, SILENCING, DISABLING, DEACTIVATION OR TAMPERING WITH ACTIVATED FIRE ALARM AND FIRE PROTECTION SYSTEMS WITHIN THE CITY OF GARFIELD

was introduced and passed at a meeting held on October 27, 2026 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: NOVEMBER 10, 2026

_____
Everett E. Garnto Jr., Mayor

ATTEST: _____
Erin Delaney, MPA, RMC, CMC
City Manager/City Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent
Rigoglioso				
Delaney				
Kane				
Raymond				
Garnto				

This resolution was approved by the Mayor and Council of the City of Garfield at a Regular Meeting held on the 10th day of November 2026. Signed and sealed before me.

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

CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
ORDINANCE NO.: 3169

AN ORDINANCE PROHIBITING THE UNAUTHORIZED RESETTING, SILENCING, DISABLING, DEACTIVATION OR TAMPERING WITH ACTIVATED FIRE ALARM AND FIRE PROTECTION SYSTEMS WITHIN THE CITY OF GARFIELD

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

Section 1. Purpose

The purpose of this Ordinance is to protect the health, safety and welfare of the public and responding emergency personnel by ensuring that activated fire alarm and fire protection systems remain operational and undisturbed until the Garfield Fire Department, Fire Chief, Fire Prevention Bureau, Fire Official, or their authorized designee has arrived, investigated the activation and determined that the system may be reset, silenced, restored or otherwise returned to normal operation.

Section 2. Unauthorized Resetting, Disabling, or Tampering Prohibited

No owner, occupant, employee, property manager, alarm company representative, maintenance employee, contractor, service technician, or other person shall reset, silence, disable, disconnect, deactivate, alter, interfere with, or otherwise tamper with an activated fire alarm system or fire protection system prior to the arrival of the Garfield Fire Department or its authorized designee.

Once a fire alarm or fire protection system has activated and notification has been transmitted or otherwise made to an emergency communications center, alarm monitoring company, fire department, police department, or other emergency service, the system shall remain undisturbed until responding fire department personnel have investigated and determined the cause of the activation.

No person shall reset, silence, restore, or otherwise alter the condition of an activated system until authorization has been given by the Garfield Fire Department, Fire Chief, Fire Prevention Bureau, Fire Official, or their authorized designee.

The owner, occupant, responsible party, employee, contractor, or other representative shall provide responding fire department personnel with all available information concerning the alarm activation, system condition, maintenance activity, testing, repairs, or other circumstances that may have caused the activation.

Section 3. Exceptions, Testing, Repairs, Maintenance, and Fire Watch Requirements

Nothing in this Ordinance shall prohibit actions immediately necessary to protect human life or prevent an imminent threat of serious bodily injury.

Authorized inspection, testing, maintenance, repair, alteration, servicing, or impairment of a fire alarm system or fire protection system may be performed when conducted in accordance with the New Jersey Uniform Fire Code and other applicable laws and regulations.

Prior to beginning any inspection, testing, maintenance, repair, alteration, servicing, construction activity, or other work involving or affecting a fire alarm system or fire protection system that may cause an alarm activation or transmit a false or unnecessary alarm, the responsible party, property owner, property manager, contractor, service technician, or their authorized designee shall place the affected alarm system on test with the appropriate alarm monitoring company, communications center, or other entity responsible for receiving alarm signals.

The alarm system shall be placed on test before any such work begins and shall remain on test for the duration of the work.

The responsible party shall ensure that all persons performing work affecting the fire alarm or fire protection system are aware that the system has been placed on test.

During any period in which a fire alarm system or fire protection system is placed on test, disabled, impaired, disconnected, or otherwise not fully operational, the owner, occupant, responsible party, property manager, contractor, or their authorized designee shall be responsible for establishing and maintaining an appropriate fire watch for the affected premises.

The fire watch shall be maintained in accordance with the New Jersey Uniform Fire Code and any requirements or directions established by the Garfield Fire Official, or their authorized designee.

Persons assigned to a fire watch shall:

1. Monitor the affected building, structure, premises, or area for evidence of fire, smoke, or other emergency conditions;
2. Maintain an effective means of immediately contacting emergency services;
3. Remain available and attentive to conditions within the affected premises;
4. Immediately notify emergency services upon discovery of fire, smoke, or another emergency condition; and
5. Continue the fire watch until the affected fire alarm or fire protection system has been fully restored to normal operating condition or until otherwise authorized by the Garfield Fire Official or their authorized designee.

Upon completion of all inspection, testing, maintenance, repairs, alterations, servicing, or other work, the responsible party shall ensure that the fire alarm and fire protection systems are properly restored, returned to normal operating condition, and removed from test status with the applicable alarm monitoring company or communications center.

Failure to place a fire alarm or fire protection system on test prior to work that results in a false or unnecessary alarm transmission, or failure to establish and maintain a required fire watch while a system is impaired or on test, shall constitute a violation of this Ordinance.

Section 4. Fire Alarm or Fire Protection System Impairment

Whenever a required fire alarm system or fire protection system is out of service, disabled, impaired, or otherwise incapable of performing its intended function, the owner, occupant, or responsible party shall comply with all applicable notification, impairment, fire watch, and restoration requirements established by the New Jersey Uniform Fire Code.

The Garfield Fire Official or their authorized designee may establish additional reasonable fire safety measures when necessary to protect occupants, firefighters, property, or the general public during the impairment.

Section 5. Violations and Penalties

Any person, firm, corporation, business entity, property owner, occupant, contractor, alarm company, service provider, or other responsible party who violates any provision of this Ordinance shall be subject to enforcement and penalties permitted by the New Jersey Uniform Fire Code, including N.J.A.C. 5:70-3.2, Section 901.8, concerning the removal of or tampering with fire protection equipment, and N.J.A.C. 5:70-2.12, as amended or supplemented from time to time.

Where a violation results in the disabling of, interference with, or decrease in the effectiveness of a fire alarm or fire suppression system, penalties may be assessed in accordance with the applicable provisions of N.J.A.C. 5:70-2.12.

Failure to comply may result in penalties being issued to the property owner. First occurrence may be subject to a penalty of $125. Second occurrence may be subject to a penalty of $250. Each subsequent occurrence will result in a penalty of $500 being issued to the property owner.

Each day that an unlawful impairment or violation continues may constitute a separate offense where permitted by applicable law.

Nothing contained herein shall prevent the assessment of any additional penalties, dedicated penalties, compensatory penalties, costs, or other remedies authorized under the New Jersey Uniform Fire Code or other applicable law.

Section 6. Enforcement

This Ordinance may be enforced by the Garfield Fire Official, authorized members of the Garfield Fire Prevention Bureau, Garfield Fire Department, Garfield Police Department, or any other municipal official or agency authorized by law.

Nothing in this Ordinance shall limit the authority of the Garfield Fire Official or other authorized enforcing agency under the New Jersey Uniform Fire Safety Act, New Jersey Uniform Fire Code, or any other applicable law or regulation.

Section 7. Responsibility of Property Owners and Responsible Parties

The property owner and responsible party shall be responsible for ensuring compliance with the provisions of this Ordinance.

The use of an alarm company, maintenance company, contractor, service technician, property manager, tenant, or other third party shall not relieve the property owner or responsible party from ensuring that the fire alarm and fire protection systems are properly maintained, placed on test when necessary, restored to service, and protected by an appropriate fire watch when required.

Section 8. Severability

If any section, subsection, paragraph, sentence, clause, phrase, or provision of this Ordinance is determined by a court of competent jurisdiction to be invalid or unenforceable, such determination shall not affect the validity of the remaining provisions, which shall remain in full force and effect.

Section 9. Repealer

All ordinances or portions of ordinances inconsistent with the provisions of this Ordinance are hereby repealed to the extent of such inconsistency.

Section 10. Effective Date

This Ordinance shall take effect upon final passage, approval, and publication as required by law.

ATTEST: _____

Erin Delaney, MPA, RMC, CMC

City Manager/City Clerk

APPROVED: _____

Everett E. Garnto Jr., Mayor

Introduced: October 27, 2026

Adopted:

CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-545-26

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 $15,214.00 and the Current Fund totaling $1,090,723.40 and the Water Reserves totaling $66.40 and the Water Fund totaling $5,599.50 and the Grants totaling $6,509.17 and the General Capital Fund totaling $23,892.56 and the Water Capital Fund totaling $0.00 and the Trust Accounts totaling $17,196.09 and the Developer's Escrow totaling $0.00 per attached Computer Lists, dated November 10, 2026 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 $1,874,133.16 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.

_____ November 9, 2026
Nicholas Prochilo, Chief Financial Officer Dated

APPROVED: NOVEMBER 10, 2026

_____
Everett E. Garnto Jr., Mayor

ATTEST: _____
Erin Delaney, MPA, RMC, CMC
City Manager/City Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent
Rigoglioso				
Delaney				
Kane				
Raymond				
Garnto				

This resolution was approved by the Mayor and Council of the City of Garfield at a Regular Meeting held on the 10th day of November 2026. Signed and sealed before me.

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

CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-546-26

CONSENT AGENDA

RESOLUTION BY:
SECONDED BY:

AUTHORIZING TRANSFERS BETWEEN 2026 MUNICIPAL BUDGET APPROPRIATIONS

WHEREAS, N.J.S.A. 40A:4-58 permits the transfer of funds between budget appropriations during the last two months of the fiscal year by resolution adopted by not less than a two-thirds vote of the full membership of the Governing Body; and

WHEREAS, the Chief Financial Officer has determined that certain appropriations in the 2026 Municipal Budget have sufficient balances available for transfer to other appropriations requiring additional funding; and

WHEREAS, the following transfer is necessary to provide adequate funding for municipal operations;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Garfield, County of Bergen, State of New Jersey, that transfers between 2026 budget appropriations be made as follows:

Description	OE/SW	FCOA	Account Number	To	From
CITY MANAGER	SW	20-100	6-01-20-100-100-010	$30,000.00	
CITY CLERK	OE	20-120	6-01-20-120-120-020	$10,000.00	
FINANCE ADMINISTRATION	OE	20-130	6-01-20-130-130-020		$5,000.00
TAX COLLECTOR	OE	20-145	6-01-20-145-145-020		$10,000.00
ENGINEERING SERVICES	OE	20-165	6-01-20-165-165-020	$12,000.00	
PLANNING BOARD	OE	21-180	6-01-21-180-180-020	$7,000.00	
ZONING BOARD	OE	21-185	6-01-21-185-185-020	$2,000.00	
UCC ENFORCEMENT/BUILDING DEPT.	OE	22-195	6-01-22-195-195-020		$50,000.00
OTHER INSURANCE PREMIUMS	OE	23-210	6-01-23-210-210-020		$35,000.00
DISABILITY	OE	23-215	6-01-23-215-215-025		$13,000.00
HEALTH BENEFIT WAIVER	OE	23-221	6-01-23-221-221-020		$40,000.00
EMPLOYEES GROUP INSURANCE	OE	23-225	6-01-23-225-225-000	$135,000.00	
POLICE DEPARTMENT	OE	25-240	6-01-25-240-240-020	$10,000.00	
VOLUNTEER FIRE COMPANY	OE	25-255	6-01-25-255-255-020		$14,848.29
SOLID WASTE COLLECTION	OE	26-305	6-01-26-305-305-020		$100,000.00

PUBLIC HEALTH SERVICES	OE	27-330	6-01-27-330-330-020	$25,000.00	
RECREATION DEPARTMENT	OE	28-370	6-01-28-370-370-020	$15,000.00	
PASSAIC VALLEY SEWER COMMISSION	OE	31-455	6-01-31-455-455-000	$1.00	
GASOLINE	OE	31-460	6-01-31-460-460-207	$70,000.00	
PERS	OE	36-471	6-01-36-471-471-000		$36,327.42
PFRS	OE	36-475	6-01-36-475-475-000		$16,825.29
PUBLIC HEALTH OFF. - CH329 CONT	OE	42-331	6-01-42-331-331-020	$5,000.00	
			TOTAL	**$321,001.00**	**$321,001.00**

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

_____ November 9, 2026

Nicholas Prochilo, Chief Financial Officer Dated

APPROVED: NOVEMBER 10, 2026

_____

Everett E. Garnto Jr., Mayor

ATTEST: _____

Erin Delaney, MPA, RMC, CMC

City Manager/City Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent
Rigoglioso				
Delaney				
Kane				
Raymond				
Garnto				

This resolution was approved by the Mayor and Council of the City of Garfield at a Regular Meeting held on the 10th day of November 2026. Signed and sealed before me.

_____ _____

Erin Delaney, MPA, RMC, CMC Dated

City Manager/City Clerk

CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-547-26

CONSENT AGENDA

RESOLUTION BY:
SECONDED BY:

AUTHORIZING THE TRANSFER OF $65,122.50 WITHIN THE WATER CAPITAL FUND RESERVES

WHEREAS, the City of Garfield, County of Bergen, State of New Jersey, maintains capital fund reserves for in the General Capital Fund; and

WHEREAS, the City has determined that it is necessary and appropriate to transfer funds from the various water capital reserves; and

WHEREAS, the transfer will reallocate existing capital fund reserves in the amount of $65,122.50 for the City's Water Capital needs;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Garfield, County of Bergen, State of New Jersey, that the following transfer within the Water Capital Fund Reserves is hereby authorized:

Transfers Out:		
Account	**Description**	**Amount**
C-06-55-240-000-000	Reserve for Wells	$ 3,000.00
C-06-55-241-000-000	Reserve for Water Lines	$ 7,000.00
C-06-55-236-000-000	Reserve for Lead Line Replacement	$ 55,122.50
	Total transfers out	**$ 65,122.50**
Transfers In:		
Account	**Description**	**Amount**
C-06-55-239-000-000	Reserve for Water Improvements	$ 65,122.50
	Total transfers in	**$ 65,122.50**

; and

BE IT FURTHER RESOLVED that the Chief Financial Officer is hereby authorized and directed to make the necessary accounting entries to reflect this transfer in the City's financial records.

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

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

_____ November 9, 2026

Nicholas Prochilo, Chief Financial Officer Dated

APPROVED: NOVEMBER 10, 2026

_____
Everett E. Garnto Jr., Mayor

ATTEST: _____
Erin Delaney, MPA, RMC, CMC
City Manager/City Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent
Rigoglioso				
Delaney				
Kane				
Raymond				
Garnto				

This resolution was approved by the Mayor and Council of the City of Garfield at a Regular Meeting held on the 10th day of November 2026. Signed and sealed before me.

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

CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-548-26

CONSENT AGENDA

RESOLUTION BY:
SECONDED BY:

AUTHORIZING FIRST AND FINAL PAYMENT TO MRC, INC. FOR JAKE'S LAW PLAYGROUND EQUIPMENT PROVIDED IN CONNECTION WITH THE GARDEN COURT EAST PROJECT

WHEREAS, the City of Garfield awarded a contract to MRC, Inc.; and

WHEREAS, MRC, Inc, has provided services for this project and submitted invoice 114478 in the amount of $171,814.11; and

WHEREAS, the City's Engineer recommends the payment said invoice in the amount of $171,814.11 to MRC, Inc.;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Garfield that the City hereby authorizes the payment of $171,814.11 to MRC, Inc., for playground equipment provided in connection with the Garden Court East project from C-04-55-253-097-300 and PO# 26-00873**.**

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

_____ November 9, 2026
Nicholas Prochilo, Chief Financial Officer Dated

APPROVED: NOVEMBER 10, 2026

_____
Everett E. Garnto Jr., Mayor

ATTEST: _____
Erin Delaney, MPA, RMC, CMC
City Manager/City Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent
Rigoglioso				
Delaney				
Kane				
Raymond				
Garnto				

This resolution was approved by the Mayor and Council of the City of Garfield at a Regular Meeting held on the 10th day of November 2026. Signed and sealed before me.

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

CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-549-26

CONSENT AGENDA

RESOLUTION BY:
SECONDED BY:

APPROVING SEWER PAYMENT REFUND

WHEREAS the Receiver of Sewer Collections reports that she has received a request from property owner for a refund, due to erroneous billing for the year 2023-2026;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Garfield, that the proper offices are hereby authorized to issue a check refunding this payment and forward same to the Receiver of Sewer Collections for the purpose of noting her records and for mailing to the property owner, to be paid out of account 6-01-08-166-601.

ACCOUNT #	OWNER	REASON	AMOUNT
3683-0	Tkach, Levgan & Sposob, Edyta Ewelyna	O/P Refund	$410.00

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

November 9, 2026
Dated

APPROVED: NOVEMBER 10, 2026

_____
Everett E. Garnto Jr., Mayor

ATTEST: _____
Erin Delaney, MPA, RMC, CMC
City Manager/City Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent
Rigoglioso				
Delaney				
Kane				
Raymond				
Garnto				

This resolution was approved by the Mayor and Council of the City of Garfield at a Regular Meeting held on the 10th day of November 2026. Signed and sealed before me.

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

_____
Dated

CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-550-26

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 2026 in the sum of $4,379.37 which is now available as part of the National Opioid Settlement Fund, consisting of the following payments:

- Walmart - $274.10
- Manufacturers - $4,105.27

; and

BE IT FURTHER RESOLVED, that the sum of $4,379.37 is hereby appropriated under the caption the National Opioid Settlement Fund; and

BE IT FURTHER RESOLVED, that the above is the result of funds from the National Opioid Settlement Fund – Janssen grant, in the amount of $4,379.37; and

BE IT FURTHER RESOLVED that a copy of this Resolution is to be filed with the Director of the Division of Local Government Services, New Jersey Department of Community Affairs, online via the NJ FAST system for approval.

APPROVED: NOVEMBER 10, 2026

_____
Everett E. Garnto Jr., Mayor

ATTEST: _____
Erin Delaney, MPA, RMC, CMC
City Manager/City Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent
Rigoglioso				
Delaney				
Kane				
Raymond				
Garnto				

This resolution was approved by the Mayor and Council of the City of Garfield at a Regular Meeting held on the 10th day of November 2026. Signed and sealed before me.

_____ _____

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

Dated

CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-551-26

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 2026 in the sum of $5,000.00 which is now available as part of the NJUCF Green Communities grant; from NJ DEP; and

BE IT FURTHER RESOLVED that the sum of $5,000.00 is hereby appropriated under the caption NJUCF Green Communities; and

BE IT FURTHER RESOLVED that the above is the result of funds from the NJUCF Green Communities grant; in the amount of $5,000.00; and

BE IT FURTHER RESOLVED that a copy of this Resolution is to be filed with the Director of the Division of Local Government Services, New Jersey Department of Community Affairs, online via the NJ FAST system for approval.

APPROVED: NOVEMBER 10, 2026

_____
Everett E. Garnto Jr., Mayor

ATTEST: _____
Erin Delaney, MPA, RMC, CMC
City Manager/City Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent
Rigoglioso				
Delaney				
Kane				
Raymond				
Garnto				

This resolution was approved by the Mayor and Council of the City of Garfield at a Regular Meeting held on the 10th day of November 2026. Signed and sealed before me.

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

CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-552-26

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 2026 in the sum of $5,910.87 which is now available as part of the Spotted Lantern Fly grant; from State of New Jersey; and

BE IT FURTHER RESOLVED that the sum of $5,910.87 is hereby appropriated under the caption Spotted Lantern Fly; and

BE IT FURTHER RESOLVED that the above is the result of funds from the Spotted Lantern Fly grant; in the amount of $5,910.87; and

BE IT FURTHER RESOLVED that a copy of this Resolution is to be filed with the Director of the Division of Local Government Services, New Jersey Department of Community Affairs, online via the NJ FAST system for approval.

APPROVED: NOVEMBER 10, 2026

_____
Everett E. Garnto Jr., Mayor

ATTEST: _____
Erin Delaney, MPA, RMC, CMC
City Manager/City Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent
Rigoglioso				
Delaney				
Kane				
Raymond				
Garnto				

This resolution was approved by the Mayor and Council of the City of Garfield at a Regular Meeting held on the 10th day of November 2026. Signed and sealed before me.

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

CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-553-26

CONSENT AGENDA

RESOLUTION BY:
SECONDED BY:

AUTHORIZING PARTICIPATION IN THE FY27 SUSTAINABLE JERSEY PSE&G ENERGY EFFICIENCY PARTERSHIP PROGRAM

WHEREAS, the City of Garfield seeks to optimize quality of life for its residents by ensuring that its environmental, economic, and social objectives are balanced and mutually supportive; and

WHEREAS, the City of Garfield strives to save tax dollars, assure clean land, air, and water, and improve working and living environments; and

WHEREAS, one of the purposes of Sustainable Jersey is to provide resources to municipalities to make progress on sustainability issues, and they have created the Sustainable Jersey-PSE&G Energy Efficiency Partnership Program to help increase energy efficiency for residents and business owners, and in municipal facilities. This Program includes a Sustainable Jersey Start-up Grant funded by PSE&G in the amount of $2,500 for participants in each track they implement;

NOW, THEREFORE, BE IT RESOLVED the City Manager and City Council has determined that the City of Garfield should apply for the aforementioned Sustainable Jersey-PSE&G Energy Efficiency Partnership Program and $2,500 Start-up Grant for technical assistance through the Energy Efficiency in Municipal Facilities track; and

BE IT FURTHER RESOLVED the City of Garfield, applying for the Sustainable Jersey-PSE&G Energy Efficiency Partnership Program, will provide staff support for all activities related to the Sustainable Jersey-PSE&G Energy Efficiency Partnership Program, and will:

- Identify one or more staff to serve as primary contacts for Sustainable Jersey for the selected project (energy efficiency in municipal facilities)
- Provide support from relevant finance, facility, and other staff as needed for project implementation
- Provide access to utility bills and other energy records as needed for the project

BE IT FURTHER RESOLVED that the City Clerk and City Council of the City of Garfield, State of New Jersey, authorizes submission of the aforementioned application to the Sustainable Jersey-PSE&G Energy Efficiency Partnership Program.

APPROVED: NOVEMBER 10, 2026

_____
Everett E. Garnto Jr., Mayor

ATTEST: _____
Erin Delaney, MPA, RMC, CMC
City Manager/City Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent
Rigoglioso				
Delaney				
Kane				
Raymond				
Garnto				

This resolution was approved by the Mayor and Council of the City of Garfield at a Regular Meeting held on the 10th day of November 2026. Signed and sealed before me.

_____ _____

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

Dated

CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-554-26

CONSENT AGENDA

RESOLUTION BY:
SECONDED BY:

APPROVING HANDICAP PARKING SPACE

WHEREAS, Maya Almonte, of 79 Division Avenue, who is the holder of a Disabled Person I.D. Card No. P3237486, 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 north curb line of Division Avenue commencing 314 feet east of the intersection of Division Avenue and Banta Avenue and continue an additional 20 feet east from that point; and

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

APPROVED: NOVEMBER 10, 2026

_____
Everett E. Garnto Jr., Mayor

ATTEST: _____
Erin Delaney, MPA, RMC, CMC
City Manager/City Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent
Rigoglioso				
Delaney				
Kane				
Raymond				
Garnto				

This resolution was approved by the Mayor and Council of the City of Garfield at a Regular Meeting held on the 10th day of November 2026. Signed and sealed before me.

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

CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-555-26

CONSENT AGENDA

RESOLUTION BY:
SECONDED BY:

APPROVING HANDICAP PARKING SPACE

WHEREAS, Kristian Buna, of 123 Banta Avenue Fl. 2, who is the holder of a Disabled Person I.D. Card No. P3172275, has filed an application for a handicap parking sign to be placed at his address; and

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

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Garfield that one parking space be designated as reserved for "Handicap Parking", located on the north curb line of Banta Avenue commencing 159 feet east of the intersection of Banta Avenue and Jewell Street and continue an additional 20 feet east from that point; and

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

APPROVED: NOVEMBER 10, 2026

_____
Everett E. Garnto Jr., Mayor

ATTEST: _____
Erin Delaney, MPA, RMC, CMC
City Manager/City Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent
Rigoglioso				
Delaney				
Kane				
Raymond				
Garnto				

This resolution was approved by the Mayor and Council of the City of Garfield at a Regular Meeting held on the 10th day of November 2026. Signed and sealed before me.

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

CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-556-26

CONSENT AGENDA

RESOLUTION BY:
SECONDED BY:

APPROVING HANDICAP PARKING SPACE

WHEREAS, Anna Zachwieja, of 10 Alaska Street, who is the holder of a Disabled Person I.D. Card No. P3094612, 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 Alaska Street commencing 145 feet north of the intersection of Alaska Street and Outwater Lane 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: NOVEMBER 10, 2026

_____
Everett E. Garnto Jr., Mayor

ATTEST: _____
Erin Delaney, MPA, RMC, CMC
City Manager/City Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent
Rigoglioso				
Delaney				
Kane				
Raymond				
Garnto				

This resolution was approved by the Mayor and Council of the City of Garfield at a Regular Meeting held on the 10th day of November 2026. Signed and sealed before me.

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

CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-557-26

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-545-26 through R-557-26 be and are hereby approved and the proper officers are directed to take necessary action on same.

APPROVED: NOVEMBER 10, 2026

_____
Everett E. Garnto Jr., Mayor

ATTEST: _____
Erin Delaney, MPA, RMC, CMC
City Manager/City Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent
Rigoglioso				
Delaney				
Kane				
Raymond				
Garnto				

This resolution was approved by the Mayor and Council of the City of Garfield at a Regular Meeting held on the 10th day of November 2026. Signed and sealed before me.

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

WORK SESSION MEETING
OF THE
CITY OF GARFIELD MAYOR AND COUNCIL
November 10, 2026
5:30P.M.

Whereas, Chapter 231 of the Public Laws of the State of New Jersey requires at the commencement of every meeting a Statement of Compliance be read 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 2, 2026 and published on January 7, 2026. This notice can also be found on our website at: www.garfieldnj.org/pages/legal-ads

Work Meeting Agenda Items:

1. Reports of the Cabinet and City Council
2. Report of the City Manager/City Clerk
3. Water Utility
4. Executive Session (Closed to the Public)

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