

A Work Session of the City Council was held on Tuesday, January 13, 2015 at 6:15 PM in the Conference Room in City Hall, 111 Outwater Lane, Garfield, NJ 07026.

Mayor Tana M. Raymond presided. City Clerk Andrew J. Pavlica announced that the Work Session was being held in accordance with provisions of the Open Public Meetings Act and that adequate notice was provided by mail and fax to the official City newspapers and to other interested parties and by posting the meeting notice on the bulletin boards in City Hall.

Councilmembers Present: Frank J. Calandriello, Louis G. Aloia, Glenn A. Mati and Tana M. Raymond

Councilmembers Absent: Joseph Delaney

Also Present: City Manager Thomas J. Duch, City Clerk Andrew J. Pavlica, City Attorney Representative Robert Ferraro of the Law Firm of Bruno and Ferraro (for City Attorney John Bruno), Labor Counsel John Lavin, City Engineer Representative Bernard Mirandi (for City Engineer Kevin J. Boswell), Interim Chief Financial Officer Roy Riggitano and Superintendent of Public Works Sam Garofalo

REPORTS OF OFFICERS

City Manager Thomas J. Duch reported on the following:

1. The funds that are still available for the City for the Community Development Grant Awards for the Fleishers Brook Cleanup and for the Pierre Avenue Improvement.
2. The Lien Filing Process in connection with Property Maintenance Violations.
3. The recent meeting that he and City Engineer Boswell had with representatives of Maridia Capodaglia Property for the Redevelopment of the Sketchley Services/Eastern Overall Property at the south end of Walnut Street.
4. Today's meeting that he and City Engineer Representative Bernard Mirandi had with representatives of PSE&G regarding improvements to the transformer site on River Drive near the intersection of Lizette Street.
5. The 4% water rate increase by the Passaic Valley Water Commission.
6. The re-examination of the Master Plan which is being reviewed by the Planning Board.
7. Employee Health Benefits which will be on the agenda for the next Council meeting.
8. The Police Officer Promotions Ceremony to be held at the beginning of tonight's Council meeting at 8:00 PM.
9. The additional \$156,224.00 in Pension contributions that the State is requiring the City to pay.
10. The hiring of three new police officers.
11. The recent grant procurement meeting he and other City Officials had with former Rutherford Mayor and former Bergen County Freeholder Bernadette McPherson of Millennium Strategies.
12. The NW Financial Group Refinancing Plan of City debt going back 5-6 years at an interest rate of 4%-5%. Interest rates are lower now to refinance and save the City about \$200,000.00 over 20 years.
13. The 2014 Report of Activities of the City Building Department and Illegal Housing.
14. The Redevelopment Project at the intersection of River Drive and Outwater Lane and the proposed ground breaking ceremony for the final building at the site to be held in about a month or so from now.

REPORTS OF OFFICERS

15. Coremark, the Developer at River Drive and Outwater Lane, would like the brick sign for “Mill Shoppers of Garfield” to be 20’ to 25’ high, since they will have more tenants than expected.
16. The DMR Architects Press Release concerning the progress regarding the new Police Station.

City Engineer Representative Bernard Mirandi reported on the following:

1. The written Report of the City Engineer dated January 13, 2015.

Councilmember Frank J. Calandriello reported on the following:

1. The resolution regarding the Borough of Paramus and DPW Vehicle Repair.

Councilmember Glenn A. Mati reported on the following:

1. The heating unit of Fire House No. One located at 97 Midland Avenue.

CLOSED SESSION

Resolution No. 15-5

WHEREAS, N.J.S.A. 10:4-12 allows for a public body to exclude the public from a meeting in certain circumstances, and

WHEREAS, the City Council is of the opinion that such circumstances now exist,

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Garfield, Bergen County, New Jersey, that a “Closed Session” is hereby called at 7:00 P.M. on Tuesday, January 13, 2015, to discuss the following as outlined in N.J.S.A. 10:4-12:

- * Collective bargaining agreements including the negotiation of the terms and thereof with employees or representatives of employees of the public body; (the power point presentation proposal presented to representatives of PBA Local No. 46 and their Attorney Richard Lockke during Collective Bargaining Negotiations which is available at the offices of Dieter Lerch, the City Auditor).
- * Pending or anticipated litigation or contract negotiations or matters falling within attorney-client privilege; (the financial difficulties that City Recycling contractor Future Sanitation is experiencing and the proposed assignment of the contract to Bella Carting and Contracting; proposed retirement negotiations with Police Chief Kevin Amos; Kipp Avenue Pumping Station litigation).
- * Matters involving the employment, appointment, termination of employment, terms and conditions of employment, evaluation of the performance of, promotion or disciplinary action of personnel unless the individual in the right request a public meeting in writing; (alleged abuse of sick time by members of the Department of Public Works and the one day suspension that was handed out to several employees).

BE IT FURTHER RESOLVED that the matters so discussed will be disclosed to the public as soon as and to the extent that such disclosure can be made without adversely affecting the public interest or without violation of the confidentiality of personnel.

On call of roll, Ayes 4,
Absent 1 – Councilmember Delaney

(Sgd) Glenn A. Mati
Louis G. Aloia

Work Session January 13, 2015, Continued

ARRIVAL OF COUNCILMEMBER DELANEY

At 7:40 PM, Councilmember Joseph Delaney joined the Work Session during Closed Session and it was duly noted for the record.

ADJOURNMENT

After the City Council came out of Closed Session at 7:50 PM, there being no further business, Councilmember Aloia moved to adjourn the Work Session. Councilmember Delaney duly seconded the motion.

On call of roll, Ayes 5

Andrew J. Pavlica, CITY CLERK

A Regular Meeting of the City Council was held Tuesday, January 13, 2015 at 8:05 PM in the Council Chamber in City Hall, 111 Outwater Lane, Garfield, NJ 07026.

Mayor Tana M. Raymond presided. City Clerk Andrew J. Pavlica announced that the meeting was being held in accordance with provisions of the Open Public Meetings Act and that adequate notice was provided by mail and fax to the official City newspapers and to other interested parties and by posting the meeting notice on the bulletin boards in City Hall.

Councilmembers Present: Frank J. Calandriello, Louis G. Aloia, Joseph Delaney, Glenn A. Mati and Tana M. Raymond

Also Present: City Manager Thomas J. Duch, City Clerk Andrew J. Pavlica, City Attorney Representative Robert Ferraro of the Law Firm of Bruno and Ferraro (for City Attorney John J. Bruno), Labor Counsel John Lavin and City Engineer Representative Bernard Mirandi (for City Engineer Kevin J. Boswell)

SWEARING-IN CEREMONY OF POLICE CAPTAINS, LIEUTENANTS,
SERGEANTS AND DETECTIVES

City Manager Thomas J. Duch acted as Master of Ceremonies and introduced Police Chief Kevin Amos who led the members of the Garfield Police Department into the Council Chamber.

City Manager Duch read his letter promoting Martin Gray to Police Captain and then read his biography.

Mayor Tana M. Raymond administered the official oath of Police Captain to Martin Gray.

City Manager Duch read his letter promoting Ronald Polonkay to Police Captain and then read his biography.

Councilmember Frank J. Calandriello administered the official oath of Police Captain to Ronald Polonkay.

City Manager Duch read his letter promoting Jeffrey Camiscioli to Police Lieutenant and then read his biography.

Deputy Mayor Glenn A. Mati administered the official oath of Police Lieutenant to Jeffrey Camiscioli.

City Manager Duch read his letter promoting John Keating to Police Lieutenant and then read his biography.

Councilmember Louis G. Aloia administered the official oath of Police Lieutenant to John Keating.

City Manager Duch read his letter appointing Nicolas Santillo to Sergeant and then read his biography.

City Clerk Andrew J. Pavlica called upon Deputy City Clerk Diane Rosolen to administer the official oath to Police Sergeant Nicolas Santillo.

City Manager Duch read his letter promoting Gerald Wich to Police Sergeant and then read his biography.

Councilmember Joseph Delaney administered the official oath of Police Sergeant to Gerald Wich.

City Manager Duch read biographies for Police Officers Marc Amos, Bernard Montelbano, Dominick Carrafiello and James Zangara who were assigned as Detectives in the Detective Bureau.

City Clerk Andrew J. Pavlica administered the official oath of Detective to Marc Amos and Detective Bernard Montelbano.

SHORT RECESS, EXIT OF COUNCILMEMBER DELANEY AND
LABOR COUNSEL LAVIN AND RETURN TO ORDER

A short recess was called at 9:10 PM. At 9:30 PM, Mayor Raymond again called the meeting to order and City Officials were all present as before the recess except Councilmember Joseph Delaney and Labor Counsel John Lavin. It was duly noted for the record.

MINUTES

Councilmember Aloia moved to approve the Minutes of the following meetings:

Work	Session	-	December	02,	2014
Regular	Meeting	-	December	02,	2014
Work	Session	-	December	16,	2014
Regular	Meeting	-	December	16,	2014
Special	Meeting	-	January	02,	2015

Councilmember Mati duly seconded the motion.

On call of roll, Ayes 4,
Absent 1 – Councilmember Delaney

REPORTS OF OFFICERS

Councilmember Aloia moved to approve the Reports of the Cabinet as presented orally and in writing during the Work Session held earlier this evening. Councilmember Mati duly seconded the motion.

On call of roll, Ayes 4,
Absent 1 – Councilmember Delaney

COMMUNICATIONS/APPOINTMENTS

City Clerk Andrew J. Pavlica reported that in a letter to him from City Manager Thomas J. Duch dated January 13, 2015, the City Manager made the following appointments to Community Development:

- Mr. Joseph Delaney, 15 Garden Court North, Garfield, New Jersey, as the City Manager’s appointment to Community Development, to succeed himself, for a term to expire June 30, 2015.

RESOLUTIONS

Resolution No. 15-6

WHEREAS, Community Development requires the City of Garfield to have two representatives to Bergen County Community Development, and

WHEREAS, one representative is to be appointed by the City Manager and the other representative is to be appointed by the City Council,

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Garfield, Bergen County, New Jersey that City Manager Thomas J. Duch is hereby appointed as a Representative of the City of Garfield to Bergen County Community Development, effective immediately, for a term to expire June 30, 2015.

On call of roll, Ayes 4,
Absent 1 – Councilmember Delaney

(Sgd) Glenn A. Mati
Louis G. Aloia

RESOLUTIONS

Resolution No. 15-7

WHEREAS, the Saint Ciro Society of Garfield will be holding their Annual Dinner-Dance on Saturday, January 31, 2015 at the Venetian Restaurant located at 546 River Drive in Garfield, and

WHEREAS, the Saint Ciro Society has proven to be a worthwhile proponent of Italian Culture and devotion to Saint Ciro, and

WHEREAS, Ciro “Charlie” Cutrona, will be honored this year by the Saint Ciro Society for Outstanding Accomplishments in the name of Italian Heritage and the City Council is desirous of publicly recognizing this outstanding organization within the “City of Champions”,

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Garfield, Bergen County, New Jersey that Ciro “Charlie” Cutrona, is hereby CONGRATULATED for being honored as “Man of the Year”, and

BE IT FURTHER RESOLVED that the Saint Ciro Society is also hereby publicly recognized and praised for its outstanding dedication to God and community.

On call of roll, Ayes 4,
Absent 1 – Councilmember Delaney

(Sgd) Tana M. Raymond
Glenn A. Mati

Resolution No. 15-8

WHEREAS, the City of Garfield is a member of the Suburban Essex Joint Insurance Fund; and
WHEREAS, as a member in this fund, the City of Garfield must appoint a Fund Commissioner and an Alternate to represent the City on all matters before the Fund; and

NOW THEREFORE BE IT RSOLVED, by the City Council of the City of Garfield, County of Bergen and State of New Jersey that City Manager Thomas J. Duch is hereby appointed as J.I.F. Fund Commissioner and Andrew J. Pavlica, City Clerk be and is hereby appointed as Alternate J.I.F. Fund Commissioner for the City of Garfield of the Suburban Essex Joint Insurance Fund for the year 2015,

BE IT FURTHER RESOLVED, that the City Clerk be and he is hereby authorized and directed to forward a copy of this approved Resolution to the Suburban Essex Joint Insurance Fund, Risk Management Consultant and to the Office of the City Manager.

On call of roll, Ayes 4,
Absent 1 – Councilmember Delaney

(Sgd) Glenn A. Mati
Louis G. Aloia

Resolution No. 15-9

WHEREAS, Fire Company No. 1 has advised that they have accepted the resignation of Ana R. Castillo, of 150 Meade Avenue, Passaic, New Jersey 07055, as an active member, effective March 26, 2014,

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Garfield that the action taken by Fire Company No. 1 with respect to the above matter, is hereby approved.

On call of roll, Ayes 4,
Absent 1 – Councilmember Delaney

(Sgd) Louis G. Aloia
Tana M. Raymond

Resolution No. 15-10

WHEREAS, Yousra Abdelqader, 186 Cambridge Avenue, who is the holder of a Disabled Person I.D. Card No. P1364759, has filed application for a handicapped parking sign to be placed at her address, and

WHEREAS, the Police Department has conducted an investigation 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 “Handicapped Parking”, located on the east curb line of Cambridge Avenue commencing 111 feet south of the intersection of Cambridge Avenue and Maple Street, and run an additional 25 feet south from that point.

RESOLUTIONS

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

On call of roll, Ayes 4,
Absent 1 – Councilmember Delaney

(Sgd) Glenn A. Mati
Louis G. Aloia

Resolution No. 15-11

WHEREAS, Teresa Alvarez on behalf of her mother, Eloisa Perez, 126 MacArthur Avenue, who is the holder of a Disabled Person I.D. Card No. P1390067, has filed application for a handicapped parking sign to be placed at her address, and

WHEREAS, the Police Department has conducted an investigation 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 “Handicapped Parking”, located on the east curb line of MacArthur Avenue commencing 36 feet south of the intersection of MacArthur Avenue and Clark Street, and run an additional 22 feet south from that point.

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

On call of roll, Ayes 4,
Absent 1 – Councilmember Delaney

(Sgd) Glenn A. Mati
Louis G. Aloia

Resolution No. 15-12

WHEREAS, John Moran, 117 Orchard Street, who is the holder of a Disabled Person I.D. Card No. P1404758, has filed application for a handicapped parking sign to be placed at his address, and

WHEREAS, the Police Department has conducted an investigation 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 “Handicapped Parking”, located on the west curb line of Orchard Street commencing 88 feet south of the intersection of Orchard Street and Botany Street, and run an additional 24 feet south from that point.

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

On call of roll, Ayes 4,
Absent 1 – Councilmember Delaney

(Sgd) Glenn A. Mati
Louis G. Aloia

Resolution No. 15-13

WHEREAS, Elohim Laundromat, 62 Belmont Avenue, filed an application for a laundromat license for the year 2015, and

WHEREAS, the local inspectors CERTIFY that they have conformed with provisions of Ordinance No. 1288,

NOW THEREFORE BE IT RESOLVED by the Council of the City of Garfield that the City Clerk be and is hereby authorized to issue a license to for the year 2015.

On call of roll, Ayes 4,
Absent 1 – Councilmember Delaney

(Sgd) Glenn A. Mati
Louis G. Aloia

Resolution No. 15-14

RESOLUTION AUTHORIZING THE EXECUTION OF AN INTERLOCAL AGREEMENT FOR THE MAINTENANCE AND REPAIR OF DPW VEHICLES BY AND BETWEEN THE BOROUGH OF PARAMUS AND THE CITY OF GARFIELD

WHEREAS, the City of Garfield and the Borough of Paramus seek to enter into an Interlocal Agreement wherein the City of Garfield will provide labor and maintenance services on vehicles owned by the Borough of Paramus; and

WHEREAS, both of the parties to such an Agreement are authorized by law to enter into an agreement with one another to provide jointly for any lawful service to and for the residents of the

RESOLUTIONS

respective municipalities pursuant to the provisions of the "Interlocal Services Act" N.J.S.A. 40:8A-1 et seq.; and

WHEREAS, the governing bodies of the City of Garfield and the Borough of Paramus recognize that the implementation of an Interlocal Agreement to provide labor and maintenance services is in the best interest of the taxpayers of the respective municipalities.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Garfield hereby authorizes the execution of a Interlocal Services Agreement with the Borough of Paramus for a period of there (3) years.

BE IT FURTHER RESOLVED, that the Agreement shall commence on January 1, 2015 and end on December 31, 2018.

BE IT FURTHER RESOLVED, that the cost of same shall be as set forth in the agreement, which is attached hereto.

BE IT FURTHER RESOLVED, that the Mayor and Council of the City of Garfield hereby authorize the execution of an Interlocal Services Agreement with the Borough of Paramus, subject to the approval of the City of Garfield Attorney.

BE IT FURTHER RESOLVED, that the Agreement shall take effect upon the execution of same and adoption of Resolutions by both parties as provided by law.

BE IT FURTHER RESOLVED, that the copy of the Agreement be maintained on file and open to public inspection at the office of the City Clerk.

On call of roll, Ayes 4,
Absent 1 – Councilmember Delaney

(Sgd) Glenn A. Mati
Louis G. Aloia

Resolution No. 15-15

A Resolution Authorizing The Vertex Companies, Inc. (VERTEX) to Install and Sample Temporary Well Points in the City's Right-of-Way Within The City of Garfield, Bergen County, New Jersey.

WHEREAS, VERTEX is conducting an environmental investigation on behalf of Onyx Equities, as the receiver of the property located at 141 Lanza Avenue and 72-180 Kipp Avenue, (the "Property"), in accordance with the NJDEP Technical Requirements for Site Remediation and the Administrative Requirements for the Remediation of Contaminated Sites. The investigation is being completed with the oversight of a Licensed Site Remediation Professional (LSRP) and; WHEREAS, in September 2013, Envirotactics was granted a Resolution from the City of Garfield to investigate ground water conditions to the south of the Property utilizing temporary ground water collection points installed within the City right-of-ways to the south of the Property. The 2013 investigation detected contaminants in ground water. To further determine the extent of said contaminates in ground water, VERTEX is requesting to install 8 additional temporary well points within the City of Garfield sidewalks/right-of-ways (grass area between sidewalk and street) / street. One or more of the proposed temporary well point locations will likely be converted to permanent wells in the future.

WHEREAS, VERTEX is desirous to install eight (8) additional temporary well points within the City of Garfield right-of-way (City property); and,

WHEREAS, the proposed locations of the eight (8) additional temporary well points are as indicated on VERTEX plan dated December 2014:

- Ann Street between Banta Avenue and Market Street
- Banta Avenue between River Drive and Ann Street
- John Street near intersection with Market Street
- Banta Avenue between Jewell Street and Ray Street
- Madonna Place near Market Street
- Banta Avenue near Jewell Street
- Ray Street near Garwood Court North.
- Ray Street near Garwood Court South

RESOLUTIONS

WHEREAS, Well point locations will be biased toward the grass areas between the sidewalk and the street and will only be installed in the sidewalk or street if the presence of subsurface and / or overhead utilities prevents access to the grass right-of-ways. Prior to any drilling activities, the drilling subcontractor will alert NJ One Call and obtain a utility markout. In addition, the boring locations will be cleared by a private utility location subcontractor. The work will consist of advancing a two-inch diameter borehole using a small track-mounted direct-push drill rig in the specified location to a depth of 30 feet. A temporary well, consisting of one inch diameter slotted PVC screen would be inserted into the borehole immediately after the drilling. The temporary well point will be sampled within 48 hours of installation. After the groundwater samples are collected, the well points will be removed and the ground surface would be returned to, or as close as possible to, its pre-existing condition; and,

NOW THEREFORE BE IT RESOLVED, that The Vertex Companies, Inc. and its installing contractor is hereby authorized to install the above referenced eight (8) temporary well points within the City’s property subject to the following conditions:

1. VERTEX shall hold the City harmless from any actions concerning their operation and all appropriate permits are secured.
2. Copies of all test results shall be forwarded to the City Clerk at the time this information is also transmitted to the NJDEP.
3. At the conclusion of this operation and upon approval of the NJDEP to close this well, all appropriate closure operations shall occur.
4. VERTEX shall be responsible for the maintenance of these well points and monitoring wells until they are properly sealed and abandoned pursuant to NJDEP criteria.

On call of roll, Ayes 4,
Absent 1 – Councilmember Delaney

(Sgd) Glenn A. Mati
Louis G. Aloia

Resolution No. 15-16

WHEREAS the Receiver of Taxes reports that she has received a request from the following property owner for a refund due to Tax Court Judgment for the year 2012.

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 overpayment and forward same to the Receiver of Taxes for the purpose of noting her records and for mailing to the property owner.

BLOCK	LOT	OWNER	REASON	AMOUNT
7.01	27	Beattie Padovano, LLC Trust Account For K & K Real Estate Holdings	TCJ	\$1853.13

On call of roll, Ayes 4,
Absent 1 – Councilmember Delaney

(Sgd) Glenn A. Mati
Louis G. Aloia

Resolution No. 15-17

WHEREAS the Receiver of Taxes reports that she has received a request from the following property owner for a refund due to Tax Court Judgment for the year 2013.

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 overpayment and forward same to the Receiver of Taxes for the purpose of noting her records and for mailing to the property owner.

BLOCK	LOT	OWNER	REASON	AMOUNT
7.01	27	Beattie Padovano, LLC Trust Account For K & K Real Estate Holdings	TCJ	\$1,899.07

On call of roll, Ayes 4,
Absent 1 – Councilmember Delaney

(Sgd) Glenn A. Mati
Louis G. Aloia

RESOLUTIONS

Resolution No. 15-18

WHEREAS the Receiver of Taxes reports that she has received a request from the following property owner for a refund due to Tax Court Judgment for the year 2014.

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 overpayment and forward same to the Receiver of Taxes for the purpose of noting her records and for mailing to the property owner.

BLOCK	LOT	OWNER	REASON	AMOUNT
199	5	Janata, Lacap & Associates, PC as Attorney for Riverview Mall c/o Royal Properties	TJ	\$ 11,294.41

On call of roll, Ayes 4,
Absent 1 – Councilmember Delaney

(Sgd) Glenn A. Mati
Louis G. Aloia

Resolution No. 15-19

WHEREAS the Receiver of Taxes reports that she has received a request from the following property owner for a refund due to Tax Court Judgment for the year 2014.

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 overpayment and forward same to the Receiver of Taxes for the purpose of noting her records and for mailing to the property owner.

BLOCK	LOT	OWNER	REASON	AMOUNT
7.01	27	Beattie Padovano, LLC Trust Account For K & K Real Estate Holdings	TCJ	\$ 1,935.96
34.02	41	“Rogers Mc Carron & Habas, PC as attorneys For Garofalo Bros & Garofalo Recycling”	TCJ	20,580.86
48.02	16.01	“Rogers Mc Carron & Habas, PC as attorneys For Garofalo Bros & Garofalo Recycling”	TCJ	1,316.35

On call of roll, Ayes 4,
Absent 1 – Councilmember Delaney

(Sgd) Glenn A. Mati
Louis G. Aloia

Resolution No. 15-20

WHEREAS the Receiver of Taxes reports that she has received a request from the following property owners for a refund due to over paid taxes for the year 2015.

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 over payment and forward same to the Receiver of Taxes for the purpose of noting her records and for mailing to the property owner.

BLOCK	LOT	OWNER	REASON	AMOUNT
76.01	52	LERETA, LLC	O/P	\$8,760.26

On call of roll, Ayes 4,
Absent 1 – Councilmember Delaney

(Sgd) Glenn A. Mati
Louis G. Aloia

Resolution No. 15-21

WHEREAS, GARFIELD LLC is the owner of real property known on the Tax Map of the City of Garfield as Block 14.02, Lot 4.01, commonly known as 100 PASSAIC STREET, in the City of Garfield, County of Bergen and State of New Jersey, has filed real property tax appeal for the years 2012, 2013, 2014, bearing Docket Nos, 018093-2012, 017891-2013, 013308-2014; and

RESOLUTIONS

WHEREAS, Robert McNerney, the appraisal expert retained by the City of Garfield, and/or James Tighe, the Tax Assessor and the City Special Litigation Counsel, Blount & Lavin, have recommended that the appeal be settled; and

WHEREAS, said property was assessed for the year(s) 2012, 2013, 2014 as follows:

Year	Land	Improvements	Total
2012 Original Assessment	220,900	457,700	678,600
2013 Original Assessment	220,900	457,700	678,600
2014 Original Assessment	220,900	457,700	678,600
2015 Original Assessment	220,900	457,700	678,600

NOW, THEREFORE, BE IT RESOLVED, BY THE City Council of the City of Garfield, Bergen County, New Jersey, that the Special Litigation Counsel is hereby authorized to enter into a settlement of the real property tax by reducing the assessments as follows:

Year	Land	Improvements	Total
2012 Settlement	220,900	329,100	550,000
2013 Settlement	220,900	329,100	550,000
2014 Settlement	220,900	329,100	550,000
2015 Settlement	220,900	254,100	475,000

BE IT FURTHER RESOLVED, that no interest be paid on any refund or credit due the taxpayer provided it is paid within the statutory time period; and

BE IT FURTHER RESOLVED, that the City Attorney is hereby authorized to sign a Stipulation of Settlement consistent with the terms of this Resolution.

On call of roll, Ayes 4,
Absent 1 – Councilmember Delaney

(Sgd) Glenn A. Mati
Louis G. Aloia

Resolution No. 15-22

WHEREAS, EPCO INVESTMENT CORP, is the owner of real property known on the Tax Map of the City of Garfield as Block 20.02, Lot 26, commonly known as 177 Passaic Street, in the City of Garfield, County of Bergen and State of New Jersey, has filed real property tax appeal for the years 2012, 2013, 2014 bearing Docket Nos, 017736-2012, 018598-2013, 012619-2014; and

WHEREAS, Robert McNerney, the appraisal expert retained by the City of Garfield, and/or James Tighe, the Tax Assessor and the City Special Litigation Counsel, Blount & Lavin, have recommended that the appeal be settled; and

WHEREAS, said property was assessed for the year(s) 2012, 2013, 2014 as follows:

Year	Land	Improvements	Total
2012 Original Assessment	225,000	527,700	752,700
2013 Original Assessment	225,000	527,700	752,700
2014 Original Assessment	225,000	527,700	752,700

RESOLUTIONS

NOW, THEREFORE, BE IT RESOLVED, BY THE City Council of the City of Garfield, Bergen County, New Jersey, that the Special Litigation Counsel is hereby authorized to enter into a settlement of the real property tax by reducing the assessments as follows:

Year	Land	Improvements	Total
2012 Settlement	225,000	475,000	700,000
2013 Settlement	225,000	475,000	700,000
2014 Settlement	225,000	450,000	675,000

BE IT FURTHER RESOLVED, that no interest be paid on any refund or credit due the taxpayer provided it is paid within the statutory time period; and
 BE IT FURTHER RESOLVED, that the City Attorney is hereby authorized to sign a Stipulation of Settlement consistent with the terms of this Resolution.

On call of roll, Ayes 4,
 Absent 1 – Councilmember Delaney

(Sgd) Glenn A. Mati
 Louis G. Aloia

Resolution No. 15-23

RESOLUTION REQUESTING APPROVAL OF ITEMS OF REVENUE AND APPROPRIATION
 NJS 40A:4-87

WHEREAS, NJS 40A4-87 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 2014 in the sum of \$43,654.02, which is now available from the State of New Jersey Recycling Tonnage Grant and;

BE IT FURTHER RESOLVED, that the sum of \$43,654.02 is hereby appropriated under the caption Recycling Tonnage Grant; and

BE IT FURTHER RESOLVED, that the above is the result of funds from the State of New Jersey, Recycling Tonnage Grant, in the amount of \$43,654.02

On call of roll, Ayes 4,
 Absent 1 – Councilmember Delaney

(Sgd) Glenn A. Mati
 Louis G. Aloia

Resolution No. 15-24

RESOLUTION REQUESTING APPROVAL OF ITEMS OF REVENUE AND APPROPRIATION
 NJS 40A:4-87

WHEREAS, NJS 40A4-87 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 2014 in the sum of \$5,392.38, which is now available from the Body Armor Replacement Grant and;

BE IT FURTHER RESOLVED, that the sum of \$5,392.38 is hereby appropriated under the caption Body Armor Replacement Grant; and

RESOLUTIONS

BE IT FURTHER RESOLVED, that the above is the result of funds from the Body Armor Replacement Grant, in the amount of \$5,392.38.

On call of roll, Ayes 4,
Absent 1 – Councilmember Delaney

(Sgd) Glenn A. Mati
Louis G. Aloia

Resolution No. 15-25

RESOLUTION AUTHORIZING APPOINTMENT OF UNDERWRITER FOR THE CITY'S UPCOMING REFUNDING BONDS

WHEREAS, the City of Garfield is in need of a qualified investment banking firm to serve as underwriter in connection with the City of Garfield's upcoming issuance of General Obligation Refunding Bonds; and

WHEREAS, such investment banking firms are part of a highly regulated financial industry, licensed by various regulatory authorities; as such, those services are professional services, excluded from the requirements of public bidding pursuant to the Local Public Contracts Law, more specifically, N.J.S.A. 40A:11-5(1)(a)(i),(h); and

WHEREAS, the City of Garfield wishes to appoint NW Capital Markets Inc. as underwriter in connection with the City of Garfield's upcoming issuance of General Obligation Refunding Bonds; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et. seq.) requires that notice of the award of contracts for "Professional Services" without competitive bidding must be published in a local newspaper; and

WHEREAS, this contract is for an amount over \$17,500 and is being awarded pursuant to a "non-fair and open process" pursuant to N.J.S.A. 19:44A-20.5; and

NOW, THEREFORE, BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE CITY OF GARFIELD, NEW JERSEY, THAT:

1. The Mayor and/or his designee the Chief Financial Officer are hereby authorized and directed on behalf of the City of Garfield to execute a bond purchase contract with NW Capital Markets Inc., 2 Hudson Place, Hoboken, New Jersey 07030, and to appoint NW Capital Markets Inc. as underwriter in connection with the City of Garfield's upcoming issuance of General Obligation Refunding Bonds.
2. Funds to be utilized for this contract will be from bond proceeds.
3. This appointment was awarded without competitive bidding as a "Professional Service" in accordance with N.J.S.A. 40A:11-5(a)(i),(h) of the Local Public Contracts Law because the performance of the service required must be performed by someone who is a registered broker-dealer with the Municipal Securities Rulemaking Board.
4. This appointment was awarded pursuant to the non-fair and open procedures of the State Pay-to-Play Law (N.J.S.A. 19:44A-20.5) and pursuant to the provisions of the Local Public Contracts Law (N.J.S.A. 40A:11-5(1)(a)(i),(h)).
5. A notice of this action shall be published in the newspaper authorized by law to publish a legal advertisement and as required by law within ten (10) days of the adoption of this Resolution.

STATEMENT

This Resolution ratifies and authorizes the Mayor and/or his designee the Chief Financial Officer to enter into a bond purchase⁴ contract with and to appoint NW Capital Markets Inc., 2 Hudson Place, Hoboken, New Jersey 07030 as underwriter in connection with the City of Garfield's upcoming issuance of General Obligation Refunding Bonds.

On call of roll, Ayes 4,
Absent 1 – Councilmember Delaney

(Sgd) Glenn A. Mati
Louis G. Aloia

RESOLUTIONS

Resolution No. 15-26

RESOLUTION AUTHORIZING TEMPORARY APPOINTMENT OF ACTING DEPUTY MAYOR

WHEREAS, pursuant to Local Ordinance, Glenn A. Mati was appointed Deputy Mayor for the City of Garfield; and

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

WHEREAS, on Thursday, January 15, 2015, it will be necessary and appropriate to temporarily appoint Joseph Delaney as Deputy Mayor for the City of Garfield in order to perform the marriage ceremony of Igor Gligoroski and Verka Ristova, and

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

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

BE IT FURTHER RESOLVED that the City Clerk be and he is hereby authorized and directed to forward certified copies of the within Resolution to Councilman Joseph Delaney.

On call of roll, Ayes 3,
Nays 1 - Councilmember Calandriello,
Absent 1 – Councilmember Delaney

(Sgd) Glenn A. Mati
Louis G. Aloia

Resolution No. 15-27

RESOLUTION AUTHORIZING TEMPORARY APPOINTMENT OF ACTING DEPUTY MAYOR

WHEREAS, pursuant to Local Ordinance, Glenn A. Mati was appointed Deputy Mayor for the City of Garfield; and

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

WHEREAS, on Thursday, January 15, 2015, it will be necessary and appropriate to temporarily appoint Joseph Delaney as Deputy Mayor for the City of Garfield in order to perform the marriage ceremony of Agustin Zuniga and Lorenca Sosa, and

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

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

BE IT FURTHER RESOLVED that the City Clerk be and he is hereby authorized and directed to forward certified copies of the within Resolution to Councilman Joseph Delaney.

RESOLUTIONS

On call of roll, Ayes 3,
Nays 1 - Councilmember Calandriello,
Absent 1 – Councilmember Delaney

(Sgd) Glenn A. Mati
Louis G. Aloia

BILLS AND CLAIMS

Resolution No. 15-28

RESOLVED by the City Council of the City of Garfield that the following bills No. 1748 to 1751 covering, Dog Trust Fund, Trust Other, totaling \$400,210.33, the Current Fund Reserve totaling \$575,846.91 and the Current Fund totaling \$2,635,963.94, and the Current Water Fund Reserve totaling \$14,119.45 and the Current Water Fund totaling \$72,585.61, and the General Capital Fund totaling \$121,343.85 and the Water Capital Fund totaling \$1,128.00 per attached Computer Lists, be ordered paid and the proper officers are hereby authorized to issue checks for same provided there are funds in the respective appropriations, and

BE IT FURTHER RESOLVED that the action of the Mayor, City Clerk and City Treasurer in issuing checks in payment on the Ratification List, which includes twenty five (25) items prior to the meeting be ratified.

See

the

Following Pages _____

For

Bills

And

Claims

Regular Meeting January 13, 2015, Continued

ORDINANCES

Ordinance No. 2703

The following entitled ordinance was introduced at a Regular Meeting held Tuesday, December 16, 2014; it was duly published; a copy was posted on the bulletin board in City Hall; copies were made available to the general public and having complied with the law, this ordinance was not read in full and the City Council can now proceed with the public hearing and final passage:

AN ORDINANCE TO AMEND AND REVISE CHAPTER 310 OF THE CITY CODE, OF THE CITY OF GARFIELD, ENTITLED "TOW TRUCKS"

City Clerk Pavlica read the ordinance by title.

Mayor Raymond declared a public hearing on same and asked if there were any objections.

There being none, Mayor Raymond declared the public hearing closed.

Councilmember Aloia moved that said ordinance do now pass on final passage and that the City Clerk be directed to publish said ordinance in full together with the statement or notice required by law. Councilmember Mati duly seconded the motion.

On call of roll, Ayes 4,
Absent 1 – Councilmember Delaney

CITIZENS AND TAXPAYERS

Ms. Judy Fraser, 88 Prospect Street, spoke on the Police Department handling a domestic violence call involving a Veteran. She spoke on Veterans returning home from military service overseas and having issues upon their return home and having Police Officers trained to handle veterans with issues. She spoke on the Rehabilitation for Veterans Bill that had been introduced in the US Senate.

COUNCILMEMBER COMMENTS

Councilmember Calandriello spoke on Veterans finding jobs upon release from service and how the City should give strong consideration to Veterans when hiring employees.

Councilmember Mati said that he was glad everyone made it through the Holidays safely and he said he is looking forward to a great year working with his fellow Councilmembers.

Mayor Raymond said it was a wonderful meeting this evening and that all good men were promoted. She said that City Manager Thomas Duch is a terrific Master of Ceremonies.

ADJOURNMENT

At 9:50 PM, there being no further business, Councilmember Calandriello moved to adjourn the meeting. Councilmember Aloia duly seconded the motion.

On call of roll, Ayes 4,
Absent 1 – Councilmember Delaney

Andrew J. Pavlica, CITY CLERK

City Clerk's Note: The Work Session and Regular Meeting of the City Council scheduled for Tuesday, January 27, 2015 were not held due to a snowstorm.