

A Work Session of the City Council was held on Tuesday, March 24, 2015 at 6:20 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 and City Engineer Kevin J. Boswell

ALCOHOLIC BEVERAGE CONTROL

The City Council and Cabinet discussed the Person to Person Transfer Application of Plenary Retail Consumption License No. 0221-33-062-011, held by Nuve-Quinche (Klever Urgiles, 418 Vance Avenue, Franklin Lakes, NJ 07417 – who owns 50% of the shares of the corporation and Claudio Urgiles, 104 Elm Avenue, Hackensack, NJ 07601 – who owns 50% of the shares of the corporation). After transfer, the shareholders will be Claudio Urgiles, 104 Elm Avenue, Hackensack, NJ 07601 – who will continue to hold 50% of the shares of the corporation and Maria Urgiles, 418 Vance Avenue, Franklin Lakes, NJ 07417 – who will own 50% of the shares of the corporation, for licensed premise located at 52 Chestnut Street, Garfield, NJ 07026, t/a Pazza Luna Pizzeria & Restaurant & Bar.

Attorney Steven Sammarro, Esq. with Law offices located at 262 Palisade Avenue, Garfield, was present on behalf of the applicant.

PBA LOCAL NO. 46 CIRCUS FUNDRAISER

The City Council and Cabinet met with PBA Local No. 46 Delegate Everett Garnto and PBA Treasurer Sean Delahanty regarding the 8th Annual Circus Fundraiser to be held May 28, 29, 30, 31, 2015 at the Garfield High School Stadium athletic fields located at the intersection of Palisade Avenue and Semel Avenue.

REPORTS OF OFFICERS

City Manager Thomas J. Duch reported on the following:

1. The Event Planning Committee will be holding a meeting on April 7, 2015 at Garfield City Hall regarding organizing this year's Memorial Day Parade.
2. The planting of additional trees in Dahnert's Lake County Park off of Midland Avenue.
3. Grant procurement services offered from Capital Alternatives Cooperation.
4. Proposed Ordinances for City Council consideration at tonight's Regular Meeting.
5. Angels Landscaping will perform the landscaping this year of the Riverfront Park along the Passaic River from the Outwater Lane Bridge north to the Dundee Dam.
6. The City will provide approximately \$2,000.00 worth of "bounce houses" through the Recreation Department for Movies Under the Stars, sponsored by the Garfield YMCA and Spencer Savings Bank. The event is scheduled for June 19, 2015.
7. Proposed amendments to the Soliciting Ordinance.
8. He has reached out to Congressman Bill Pascrell to request the cleanup of the Passaic River for the full 17 miles to the Dundee Dam, not just not just 8 miles north of Newark Bay.

Work Session March 24, 2015, Continued

REPORTS OF OFFICERS

City Engineer Kevin J. Boswell reported on the following:

1. The written Report of the City Engineer dated March 24, 2015.

RECYCLING CONTRACT

The City Council and Cabinet met with Bella Cleaning & Carting President Ben Raabe and Manager Tom Scialpa concerning their background and experience and the proposed transferring of the Recycling Contract from Future Sanitation, who have been allegedly experiencing financial hardships, to Bella Cleaning & Carting.

CLOSED SESSION

Resolution No. 15-122

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 7:15 P.M. on Tuesday, March 24, 2015 to discuss the following as outlined in N.J.S.A. 10:4-12:

- * Tactics or techniques utilized in protecting the safety and property of the public or any investigation of violations or possible violations of the law; (the likelihood of Future Sanitation going out of business and the proposed assignment of the contract for recycling services to Bella Cleaning and Carting, LLC; gun of retired Police Officer Gregory Drelich allegedly stolen or missing from the Police Station).
- * Pending or anticipated litigation or contract negotiations or matters falling within attorney-client privilege; (settlement of English Paving vs. the City).
- * 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; (request for differential pay by Superintendent Sam Garofalo if City Manager Thomas Duch and Deputy City Manager Andrew Pavlica are out on the same day; dismissal of grievance filed by Police Detective Everett Garnto).

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) Frank J. Calandriello
Louis G. Aloia

ARRIVAL OF INTERIM CHIEF FINANCIAL OFFICER RIGGITANO

At 7:30 PM, Interim Chief Financial Officer Roy Riggitano joined the Work Session during Closed Session. It was duly noted for the record.

Work Session March 24, 2015, Continued

ADJOURNMENT

After the City Council came out of Closed Session at 8:25 PM, there being no further business, Councilmember Calandriello moved to adjourn the Work Session. Councilmember Mati duly seconded the motion.

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

Andrew J. Pavlica, CITY CLERK

A Regular Meeting of the City Council was held Tuesday, March 24, 2015 at 8:40 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, Glenn A. Mati and Tana M. Raymond

Councilmember Present

(via Speaker Phone): 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 J. Bruno), City Engineer Kevin J. Boswell and Interim Chief Financial Officer Roy Riggitano

MINUTES

Councilmember Mati 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 |
| Special | Meeting | - | January | 06, | 2015 |
| Work | Session | - | January | 13, | 2015 |
| Regular | Meeting | - | January | 13, | 2015 |
| Work | Session | - | February | 10, | 2015 |
| Regular | Meeting | - | February | 10, | 2015 |
| Work | Session | - | February | 24, | 2015 |
| Regular | Meeting | - | February | 24, | 2015 |
| Work | Session | - | March | 10, | 2015 |
| Regular | Meeting | - | March | 10, | 2015 |

Councilmember Aloia duly seconded the motion.

On call of roll, Ayes 5

REPORTS OF OFFICERS

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

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

PUBLIC HEARING ON THE 2015 MUNICIPAL BUDGET

Mayor Raymond declared a public hearing on the 2015 Municipal Budget and asked if there were anyone present to speak for or against the introduced Budget or had any questions or comments regarding the same.

Mr. Ciro Disclafani, 47 Orchard Street, spoke and asked questions on the 2015 Municipal Budget.

There being no further discussion on the 2015 Municipal Budget, Mayor Raymond declared the public hearing closed.

Regular Meeting March 24, 2015, Continued

ADOPTION OF THE 2015 MUNICIPAL BUDGET

Resolution No. 15-123

See

the

following pages numbered _____

for

the

Adoption of 2015 Municipal Budget

RESOLUTIONS

Resolution No. 15-124

WHEREAS, after forty three years of dedication, hard work, and memories, it has come time to celebrate the retirement of longtime teacher and principal Peter DeFranco with a dinner at the Venetian Restaurant in Garfield on Thursday, April 16, 2015, and
WHEREAS, Pete grew up in Garfield and graduated from Garfield High School, went to Jersey City State College and received a Master's Degree from William Paterson University, and
WHEREAS, he has served the Garfield School District since 1973, as a teacher, coach and administrator, having been the Principal of Thomas Jefferson School No. 9 for fifteen years and Principal of Christopher Columbus School No. 8 for twenty four years, and
WHEREAS, he was chairperson of "Mandated Programs" in 1986 when the State instituted "County Monitoring", which turned into NJQSAC, and
WHEREAS, he is a member of the Bergen County Gifted Child Association, has been a member of the New Jersey State Interscholastic Athletic Association for decades and has officiated varsity football, basketball, baseball and volleyball and has served as President of the Association of Basketball Officials and on the Executive Board of the Bergen County Baseball Umpires Association and the North Chapter of the New Jersey Football Officials Association, and
WHEREAS, Pete currently resides in Wayne with his wife, Sharon, and he has two adult children, Kristi and Russell,
NOW THEREFORE, BE IT RESOLVED, by the City Council of the City of Garfield, Bergen County, New Jersey, that PETER DE FRANCO is hereby CONGRATULATED upon the occasion of his retirement from a distinguished forty three year tenure of service to the Garfield School District, during which he has fostered respect and devotion among his colleagues, promoted excellence in achievement, and shaped the development of thousands of children.

On call of roll, Ayes 5

(Sgd) All Five Councilmembers

Resolution No. 15-125

WHEREAS, an application has been filed for a Person to Person Transfer Application of Plenary Retail Consumption License No. 0221-33-062-011, held by Nuve-Quinche (Klever Urgiles, 418 Vance Avenue, Franklin Lakes, NJ 07417 - who owns 50% of the shares of the corporation and Claudio Urgiles, 104 Elm Avenue, Hackensack, NJ 07601 - who owns 50% of the shares of the corporation). After transfer, the shareholders will be: Claudio Urgiles, 104 Elm Avenue, Hackensack, NJ 07601, - who will continue to hold 50% of the shares of the corporation and Maria Urgiles, 418 Vance Avenue, Franklin Lakes, New Jersey 07417 - who will own 50% of the shares of the corporation for licensed premise located at 52 Chestnut Street, Garfield, NJ 07026, t/a Pazza Luna Pizzeria & Restaurant & Bar.
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, the applicant has disclosed and the issuing authority reviewed the source of all funds used in the purchase of the license and the licensed business and all additional financing obtained in connection with the licensed business, and
WHEREAS, the Police Department has conducted a background investigation and the applicant and premises are suitable for licensing, and
NOW THEREFORE, BE IT RESOLVED that the City Council of the City of Garfield, Bergen County, New Jersey, does hereby approve, effective March 25, 2015, the transfer of the aforesaid Plenary Retail Consumption License, 0221-33-062-011, to Nuve-Quinche (Claudio Urgiles, 104 Elm Avenue, Hackensack, New Jersey 07601 - who will continue to hold 50% of the shares of the corporation and Maria Urgiles, 418 Vance Avenue, Franklin lakes, New Jersey 07417- who will own 50% of the shares of the corporation) for licensed premise located at 52 Chestnut Street, Garfield, NJ 07026, t/a Pazza Luna Pizzeria & Restaurant & Bar 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 Nuve-Quinche, effective March 25, 2015",
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 \$200.00 was collected for the State of New Jersey in connection with the person to person license transfer, and a fee of \$90.00 was collected for the City of Garfield in connection with the place to place license transfer).

On call of roll, Ayes 5

(Sgd) Joseph Delaney
Louis G. Aloia

RESOLUTIONS

Resolution No. 15-126

WHEREAS, Fire Chief Michael Semancik has requested an assigned parking space to be placed in front of his residence, located at 255 Malcolm Avenue,
NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Garfield that one parking space be designated as reserved for “Fire Department Vehicle”, located on the west curb line of Malcolm Avenue commencing 57 feet north of the intersection of Malcolm Avenue and Leonard Street and run for an additional 22 feet north from that point,
FURTHER RESOLVED that this space shall be marked “PARKING FOR FIRE CHIEF ONLY” and shall be used primarily for the marked City of Garfield vehicle assigned to him,
BE IT FURTHER RESOLVED that the provisions set forth in City Ordinance No. 1413 shall regulate this space, which governs authorized parking for City Property and vehicles.

On call of roll, Ayes 5

(Sgd) Joseph Delaney
Louis G. Aloia

Resolution No. 15-127

WHEREAS, Frank Campos, 249 Passaic Street, who is the holder of a Disabled Person I.D. Card No. P1404639, 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 north curb line of Passaic Street commencing 397 feet west of the intersection of Passaic Street & Clark Street, and run an additional 22 feet west 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 5

(Sgd) Joseph Delaney
Louis G. Aloia

Resolution No. 15-128

WHEREAS, Siris Ciuentes, 110 Marsellus Place, who is the holder of a Disabled Person I.D. Card No. P1404657, 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 Marsellus Place commencing 177 feet south of the intersection of Marsellus Place and Harrison Avenue and run an additional 25 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 5

(Sgd) Joseph Delaney
Louis G. Aloia

Resolution No. 15-129

WHEREAS, Cathy Darra, 98 Wessington Avenue, who is the holder of a Disabled Person I.D. Card No. P1150364, 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 Wessington Avenue commencing 403 feet north of the intersection of Wessington Avenue and Belmont Avenue and run an additional 25 feet north 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 5

(Sgd) Joseph Delaney
Louis G. Aloia

RESOLUTIONS

Resolution No. 15-130

WHEREAS, Griselda Delgado, 15 Main Street, who is the holder of a Disabled Person I.D. Card No. P1411931, 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 west curb line of Main Street commencing 169 feet north of the intersection of Main Street and Outwater Lane and run an additional 25 feet north 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 5

(Sgd) Joseph Delaney
Louis G. Aloia

Resolution No. 15-131

WHEREAS, John Lazrovich Jr, 104 Harrison Avenue, who is the holder of a Disabled Person I.D. Card No. P1163780, 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 east curb line of Harrison Avenue commencing 136 feet north of the intersection of Harrison Avenue and Naples Place and run an additional 21 feet north 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 5

(Sgd) Joseph Delaney
Louis G. Aloia

Resolution No. 15-132

WHEREAS, the City of Garfield Police Department desires to provide Police Services on May 28, 29, 30, 31, 2015 for the Cole Brothers Circus, and

WHEREAS, the Police contingent on the above dates will use compensated time,

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Garfield, Bergen County, New Jersey that it acknowledges the use of compensation time, and therefore working on duty for the above event.

On call of roll, Ayes 5

(Sgd) Joseph Delaney
Louis G. Aloia

Resolution No. 15-133

WHEREAS, Time to Wash, 69 River Drive, 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 Time to Wash for the year 2015.

On call of roll, Ayes 5

(Sgd) Joseph Delaney
Louis G. Aloia

Resolution No. 15-134

WHEREAS, Suds-N-Spin, 85 Outwater Lane, filed an application for a laundromat license for the year 2015, and

RESOLUTIONS

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 Suds-N-Spin, for the year 2015.

On call of roll, Ayes 5

(Sgd) Joseph Delaney
Louis G. Aloia

Resolution No. 15-135

WHEREAS, the Mayor and Council of the City of Garfield strives to save tax dollars, assure clean air and water, improve working and living environments to build a community that is sustainable economically, environmentally and socially; a community which would thrive well into the new century; and

WHEREAS the Mayor and Council of the City of Garfield wishes to build a model of government which benefits our residents now and far into the future with green community initiatives which are easy to replicate and affordable to implement; and

WHEREAS, in an attempt to focus attention on “Green” issues, the Mayor and Council wishes to establish a Green Team Advisory Committee (GTA); and

WHEREAS, the Mayor and Council of the City of Garfield wants to begin the process of focusing on “Green” issues by starting with audits of municipality facilities and operations first.

WHEREAS, the Mayor and Council of the City of Garfield has appropriated “seed money” in their 2015 budget to begin the process of making its operations greener, and more environmentally friendly beginning with energy audits of the Township’s facilities to pinpoint the most effective ways to reduce energy consumption; and

WHEREAS, solar power, changes to fleet purchasing and maintenance, water quality improvements, and operational changes will all be considered as the Township moves to do their share to lessen the environmental impact of its operations.

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the City of Garfield that we do hereby establish a Green Team Advisory Committee consisting of eleven members who shall be residents or employees of the City of Garfield, appointed annually, but whose initial term of appointment shall be through December 31, 2015.

NOW THEREFORE BE IT FURTHER RESOLVED, by the Mayor and Council of the City of Garfield that the Mission, Goals and Objectives for the GTA through December 31, 2015 are established as follows:

Mission

The City of Garfield Green Team Advisory Committee will advise the Mayor and Council on ways to improve municipal operations with “Green” initiatives which are economically and environmentally sound through research and evaluation.

Goals

Submit a report and recommendations to the Mayor and Council by October 1, 2015 to include:

1. An audit of municipal facilities
2. An evaluation of municipal fleet vehicles
3. A report of suggested best practices for “greener” municipal operations

Objectives

1. Collaborate with City employees, service providers and other governmental agencies to share resource information and ideas consistent with the Mission of the GTA.
2. Encourage participation of all employees to solicit ideas on green initiatives.
3. Research and analyze green initiatives which make practical environmental and financial sense.
4. Develop strategies for sustainable green initiatives in municipal operations.

NOW THEREFORE BE IT FINALLY RESOLVED, by the Mayor and Council of the City of Garfield that the following persons are hereby appointed to the GTA for the remainder of 2015 and are eligible to serve until replaced though an updated resolution or ordinance:

RESOLUTIONS

FIRST NAME LAST NAME AND ADDRESS

| | |
|--------------------|---|
| Kevin Boswell | 330 Phillips Avenue, South Hackensack, NU 07070 |
| David Burch | 500 Palisade Avenue, Garfield, NJ 07026 |
| Christine D'Angelo | 93 Hartmann Avenue, Garfield, NJ 07026 |
| Yvette Delaney | 15 Garden Court North, Garfield, NJ 07026 |
| Joseph Delaney | 15 Garden Court North, Garfield, NJ 07026 |
| Thomas Duch | 111 Outwater Lane, Garfield, NJ 07026 |
| Joseph Fedor | 40 Willard Street, Garfield, NJ 07026 |
| Anthony Furfaro | 413 Midland Avenue, Garfield, NJ 07026 |
| Sam Garofalo | 413 Midland Avenue, Garfield, NJ 07026 |
| Denise Monesteri | 607 Midland Avenue, Garfield, NJ 07026 |
| Joyce Uram | 413 Midland Avenue, Garfield, NJ 07026 |

On call of roll, Ayes 5

(Sgd) Louis G. Aloia
Glenn A. Mati

Resolution No. 15-136

A Resolution Authorizing Change Order No. 1 in Connection With The 2013 Road Improvement Program, City of Garfield.

WHEREAS, the City of Garfield awarded a contract to Smith Soudy Asphalt Construction Co. Inc, and;

WHEREAS, Change Order No. 1 is necessary in order to construct a Commuter Parking Lot within the former NYS&W Right-of-Way.

NOW THEREFORE BE IT RESOLVED, Change Order No. 1 to increase the contract amount of \$103,000 is hereby approved.

On call of roll, Ayes 5

(Sgd) Joseph Delaney
Tana M. Raymond

Resolution No. 15-137

BE IT RESOLVED by the Mayor and Council of the City of Garfield that application is made to the Commissioner of Transportation for aid under the New Jersey Trust Fund Authority Act, Railroad Safety program for Railroad Safety Gates at:

Garwood Court East & Ray Street

WHEREAS, the Council has determined that such application(s) should be prepared by Capital Alternatives Corporation, the grants specialists engaged by the City for assistance in such matters.

RESOLVED, that Capital Alternatives Corporation is authorized to prepare, assemble, and submit the necessary documentation on behalf of the City of Garfield for the stated project(s).

On call of roll, Ayes 5

(Sgd) Joseph Delaney
Louis G. Aloia

Resolution No. 15-138

BE IT RESOLVED by the Mayor and Council of the City of Garfield that application is made to the Commissioner of Transportation for aid under the New Jersey Trust Fund Authority Act, Local Aid Infrastructure Trust program for:

RESOLUTIONS

Pierre Avenue Rehabilitation

WHEREAS, the Council has determined that such application(s) should be prepared by Capital Alternatives Corporation, the grants specialists engaged by the City for assistance in such matters. RESOLVED, that Capital Alternatives Corporation is authorized to prepare, assemble, and submit the necessary documentation on behalf of the City of Garfield for the stated project(s).

On call of roll, Ayes 5

(Sgd) Joseph Delaney
Louis G. Aloia

Resolution No. 15-139

Resolution Re: Requesting Permission for the Dedication by Rider for Self Insurance Funds Required by NJSA 40A:4-39

WHEREAS, permission is required of the Director of the Division of Local Government Services for approval as a dedication by rider of revenues received by a municipality when the revenue is not subject to reasonable accurate estimates in advance, and

WHEREAS, NJSA 40A:10.1 et. seq. provides for receipt of Insurance Funds by the municipality to provide for the costs to administer this act; and,

WHEREAS, NJSA 40A:4-39 provides the dedicated revenues anticipated from Self Insurance Funds are hereby anticipated as revenue and are hereby appropriated for the purpose to which said revenue is dedicated by statute or other legal requirement;

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

1. The Governing Body does hereby request permission of the Director of the Division of Local Government Services to pay expenditures for Self Insurance Program Funds as per NJSA 40A:4-39.
2. The Clerk of the City of Garfield is hereby directed to forward two certified copies of this Resolution to the Director of the Division of Local Government Services.

On call of roll, Ayes 5

(Sgd) Joseph Delaney
Louis G. Aloia

Resolution No. 15-140

Resolution Re: Requesting Permission for the Dedication by Rider for Outside Employment of Off Duty Municipal Officers Required by NJSA 40A:4-39

WHEREAS, permission is required of the Director of the Division of Local Government Services for approval as a dedication by rider of revenues received by a municipality when the revenue is not subject to reasonable accurate estimates in advance, and

WHEREAS, NJSA 40A:4-39 provides for receipt of Outside Employment of Off Duty Municipal Officers by the municipality to provide for the costs to administer this act; and,

WHEREAS, NJSA 40A:4-39 provides the dedicated revenues anticipated from Outside Employment of Off Duty Municipal Officers are hereby anticipated as revenue and are hereby appropriated for the purpose to which said revenue is dedicated by statute or other legal requirement;

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

1. The Governing Body does hereby request permission of the Director of the Division of Local Government Services to pay expenditures Outside Employment of Off Duty Municipal Officers as per NJSA 40A:4-39.
2. The Clerk of the City of Garfield is hereby directed to forward two certified copies of this Resolution to the Director of the Division of Local Government Services.

On call of roll, Ayes 5

(Sgd) Joseph Delaney
Louis G. Aloia

Resolution No. 15-141

Resolution Re: Requesting Permission for the Dedication by Rider for Disposal of Forfeited Property – Police Ice Trust Required by NJSA 40A:4-39

RESOLUTIONS

WHEREAS, permission is required of the Director of the Division of Local Government Services for approval as a dedication by rider of revenues received by a municipality when the revenue is not subject to reasonable accurate estimates in advance, and

WHEREAS, NJS 2C:64-6 provides for receipt of Disposal of Forfeited Property by the municipality to provide for the costs to administer this act; and,

WHEREAS, NJSA 40A:4-39 provides the dedicated revenues anticipated from Disposal of Forfeited Property – Police Ice are hereby anticipated as revenue and are hereby appropriated for the purpose to which said revenue is dedicated by statute or other legal requirement;

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

1. The Governing Body does hereby request permission of the Director of the Division of Local Government Services to pay expenditures for Disposal of Forfeited Property – Police Ice as per NJSA 40A:4-39.
2. The Clerk of the City of Garfield is hereby directed to forward two certified copies of this Resolution to the Director of the Division of Local Government Services.

On call of roll, Ayes 5

(Sgd) Joseph Delaney
Louis G. Aloia

Resolution No. 15-142

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 |
|-------|------|--|--------|-------------|
| 14.02 | 4.01 | 'Michael I. Schneck, Trustee for GARFIELD LLC' | TCJ | \$ 3,243.29 |

On call of roll, Ayes 5

(Sgd) Joseph Delaney
Louis G. Aloia

Resolution No. 15-143

WHEREAS the Receiver of Sewer reports that she has received a request from the following property owners for a refund due to overpaid sewer charged on fire line for the year 2010-2014.

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 Sewer for the purpose of noting her records and for mailing to the property owner.

| SEWER ACCT # | OWNER | REASON | AMOUNT |
|--------------|-------------|-----------|------------|
| 3-11-87 | Andryal LLC | O/P SEWER | \$1,237.50 |

On call of roll, Ayes 5

(Sgd) Joseph Delaney
Louis G. Aloia

Resolution No. 15-144

RESOLUTION APPOINTING BRENDA PATRICIA MENHART TO THE POSITION OF ANIMAL COORDINATOR

Whereas, Article V Chapter 80 of the City Code of the City of Garfield provides for the Mayor and Council to appoint a person to the position of Animal Coordinator;

Whereas, the Mayor and Council of the City of Garfield appoints Brenda Patricia Menhart to serve as Animal Coordinator;

Whereas, the appointment shall be effective immediately and shall terminate upon further Resolution of the Mayor and Council;

RESOLUTIONS

Whereas, the Animal Coordinator shall have the following duties:

1. Maintain records of feral cats.
2. To recommend caregivers.
3. Sterilize (spay/neuter) all adult cats that can be captured.
4. Vaccinate, as required by law, all cats that can be captured:
 - a) Against rabies, preferably with a three-year vaccine; and
 - b) Any other infectious disease as mandated by law.
5. Make every attempt to remove kittens from the colony before eight weeks of age for domestication and placement.
6. Make every attempt to remove sick or injured cats from the colony for immediate veterinarian care or humane euthanasia.
7. Assure responsibility and arrangements for feeding the cat colony regularly throughout the year, including weekends, holidays.
8. Make every attempt to "ear tip" all cats with a single cut preferably on the left ear and arrange for the implantation of an identification microchip for each cat in the colony. If this is not practicable under the circumstances, photographic documentation adequate to identify the cat shall be obtained.
9. Maintain proof of sterilization, vaccination, ear tipping and implantation of microchip and medical records for all cats.
10. Register the feral cat colony with the City of Garfield.
11. Execute all documents required by the City, which may be established by this article or by resolution of the City Council.

Now, Therefore, Be It Resolved, by the City Council of the City of Garfield, Bergen County, New Jersey, hereby authorize the appointment of Brenda Patricia Menhart to the position of Animal Coordinator as set forth herein.

On call of roll, Ayes 5

(Sgd) Glenn A. Mati
Joseph Delaney

BILLS AND CLAIMS

Resolution No. 15-145

RESOLVED by the City Council of the City of Garfield that the following bills No. 1778 to 1781 covering, Community Policing Trust Fund, Dog Trust Fund and Trust Other totaling \$4,448.42 the Current Fund Reserve totaling \$16,069.90 and the Current Fund totaling \$281,826.57, and the Current Water Fund Reserve totaling \$114,825.14, and the General Capital Fund totaling \$74,637.00 and the Water Capital Fund totaling \$35,400.00 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 eight (8) items prior to the meeting be ratified.

See

The

Following Pages Numbered _____

for

Bills

And

Claims

ORDINANCES

Councilmember Delaney introduced in writing the following ordinance entitled:

AN ORDINANCE AMENDING CHAPTER 259 OF THE CODE OF THE CITY OF GARFIELD TO PROHIBIT THE SALE OF TOBACCO AND NICOTINE DELIVERY PRODUCTS TO PERSONS UNDER THE AGE OF TWENTY-ONE (21)

City Clerk Pavlica read the ordinance by title.

Councilmember Delaney moved that this ordinance entitled: “AN ORDINANCE AMENDING CHAPTER 259 OF THE CODE OF THE CITY OF GARFIELD TO PROHIBIT THE SALE OF TOBACCO AND NICOTINE DELIVERY PRODUCTS TO PERSONS UNDER THE AGE OF TWENTY-ONE (21)” do now pass on first reading and remain on file with the City Clerk for public inspection until public hearing thereon and further consideration thereof which shall be held April 14, 2015 at 8:00 PM in the City Hall in Garfield and that the City Clerk be directed to publish said ordinance in full together with the notice of such hearing in The Record, at least seven days prior to the hearing.

The motion, duly seconded by Councilmember Aloia was on roll call adopted by the following vote and the motion was declared adopted and said ordinance passed on first reading: Ayes 5

Councilmember Aloia introduced in writing the following ordinance entitled:

AN ORDINANCE TO REPEAL CHAPTER 119 OF THE CITY CODE OF THE CITY OF GARFIELD, ENTITLED CURFEW

City Clerk Pavlica read the ordinance by title.

Councilmember Aloia moved that this ordinance entitled: “AN ORDINANCE TO REPEAL CHAPTER 119 OF THE CITY CODE OF THE CITY OF GARFIELD, ENTITLED CURFEW” do now pass on first reading and remain on file with the City Clerk for public inspection until public hearing thereon and further consideration thereof which shall be held April 14, 2015 at 8:00 PM in the City Hall in Garfield and that the City Clerk be directed to publish said ordinance in full together with the notice of such hearing in The Record, at least seven days prior to the hearing.

The motion, duly seconded by Councilmember Mati was on roll call adopted by the following vote and the motion was declared adopted and said ordinance passed on first reading: Ayes 5

Councilmember Aloia introduced in writing the following ordinance entitled:

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.

Councilmember Aloia moved that this ordinance entitled: “AN ORDINANCE TO AMEND AND REVISE CHAPTER 310 OF THE CITY CODE OF THE CITY OF GARFIELD, ENTITLED TOW TRUCKS” do now pass on first reading and remain on file with the City Clerk for public inspection until public hearing thereon and further consideration thereof which shall be held April 14, 2015 at 8:00 PM in the City Hall in Garfield and that the City Clerk be directed to publish said ordinance in full together with the notice of such hearing in The Record, at least seven days prior to the hearing.

The motion, duly seconded by Councilmember Mati was on roll call adopted by the following vote and the motion was declared adopted and said ordinance passed on first reading: Ayes 4, Abstain 1 – Councilmember Calandriello.

Regular Meeting March 24, 2015, Continued

EXIT OF COUNCILMEMBER DELANEY

At 9:15 PM, Councilmember Joseph Delaney ended speaker phone communications and it was duly noted for the record.

CITIZENS AND TAXPAYERS

Mr. Jonathan Rodriguez, 7 Cambridge Avenue, spoke in favor of the Ordinance that was introduced this evening to prohibit the sale of tobacco products to anyone under the age of 21 years.

Mr. Ciro Disclafani, 47 Orchard Street, spoke on pedestrian safety. He spoke on a recent flyer concerning the Recycling Program. He spoke in favor of making Orchard Street a one-way street for its entire length. He spoke on the need for better pedestrian access to the Walmart Redevelopment off Passaic Street.

Mr. James Erwin, 40 Jefferson Street, Hackensack, spoke in favor of the Ordinance that was introduced this evening to prohibit the sale of tobacco products to anyone under the age of 21 years.

Mr. John Eason, 103 Gaston Avenue, asked questions concerning a proposed ordinance to regulate fire pits.

Ms. Karen Blumenthal, the Executive Director of Global Advisors on Smokefree Policy (GASP), commended the Council's effort to reduce tobacco use by young people. She provided statistics concerning the health benefits if the age of sale of tobacco products was raised to 21 years and how this will save lives and enhance health.

COUNCILMEMBER COMMENTS

Councilmember Calandriello spoke on alcohol being served legally to 18 year olds when he was coming of age. He spoke in favor of the ordinance that was introduced to prohibit the sale of tobacco products to those under the age of 21 years. He complimented the individuals who go town to town and he said they show a lot of passion. He spoke on the passing of David Brigati, who was a City Tower who donated vehicles to City parades, donated his time, his trucks and he donated to a lot of different organizations. He said he is going to miss Dave and that he had a good heart.

Councilmember Aloia spoke on the ordinance introduced tonight to prohibit tobacco sales to those under age 21. He spoke on people going underneath a gate at a train crossing. He spoke on the Curfew Ordinance. He said that he would like to turn the footprint of the Amvets Building which was knocked down at 326 Outwater Lane into a Community Garden. He said that he would like to put together a program for the next Council meeting.

Councilmember Mati spoke on the proposed ordinance prohibiting the purchase of Tobacco Products for persons under 21 years of age. He spoke on the proposed Fire Pit Ordinance. He spoke on Dave Brigati and he said that his friendship transcended all people. He said that Dave was a good guy, was a lot of fun and was a long time City Tower. He said that his passing should be noted. He wished everyone a Happy Easter.

Mayor Raymond spoke in favor of televising Council meetings. She spoke on the tobacco ordinance and she spoke about kids smoking marijuana. She wished everyone a Happy Easter.

ADJOURNMENT

At 9:40 PM, there being no further business, Councilmember Mati 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