

A Work Session of the City Council was held on Tuesday, October 13, 2015 at 6:30 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, fax and email 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: Louis G. Aloia, Glenn A. Mati and Tana M. Raymond
Councilmembers Absent: Frank J. Calandriello and Joseph Delaney
Also Present: City Clerk/Deputy City Manager 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 Kevin J. Boswell and Interim Chief Financial Officer Roy Riggitano

WAWA STORE

The City Council and Cabinet met with Mr. Scott Kent, WaWa Regional Operations Manager and Ms. Shelia Raczkowski, Garfield WaWa Store Manager, regarding the WaWa Store on the corner of Columbus Avenue and Jewell Street.

Mr. Everett Garnto, 51 Jewell Street, said that since the opening of the WaWa, it has been nothing but a nightmare. He spoke on the quality of the air from the heavy apparatus that come in to be fueled up. He said that at least two or three times, the garbage truck has come at 2:30 in the morning. He said that tractor trailers pull in for deliveries and are idling and idling for hours. He said that there are people waxing cars and sitting in lawn chairs. He said that people are loitering. He said that there were people in four cars, waxing their cars at four in the morning with music playing. He said that garbage blows across Columbus Avenue. He said that there are cars that congregate at all times and car headlights shine into neighbor's yards setting off light sensors, making dogs bark. He said that the kids sit on top of electrical boxes at night and they fist fight. He said that from 11:00 PM to 4:00 AM, motorcycles and cars speed down Columbus Avenue and Jewell Street. He said that he requests that WaWa put up a six foot fence with landscaping to eliminate high beams and the amount of garbage that blows across Columbus Avenue and he highly recommends a 360 degree security camera be installed. He said that he wants to make sure that the WaWa are good neighbors and that property values do not go down.

ARRIVAL OF COUNCILMEMBER CALANDRIELLO

At 7:00 PM, Councilmember Frank J. Calandriello joined the Work Session and it was duly noted for the record.

BEST PRACTICES WORKSHEET

The City Council and Cabinet discussed the Best Practices Worksheet.

ARRIVAL OF COUNCILMEMBER DELANEY

At 7:15 PM, Councilmember Joseph Delaney joined the Work Session and it was duly noted for the record.

TWENTIETH CENTURY FIELD

The City Council and Cabinet discussed proposed improvements to Twentieth Century Field.

REPORTS OF OFFICERS

City Engineer Kevin J. Boswell reported on the following:

1. To allow for proper settlement, most of the PSE&G repaving of City streets will need to wait until the spring.

REPORTS OF OFFICERS

2. The reconstructed Recreation Center Stairway at 466 Midland Avenue did not meet the Building Code and had to be knocked down and a landing had to be put in at a cost of \$8,000.00. The builder should have known better and is crediting the City all of the money. They will need to rework the sidewalk since the stairs are 4' further out.

Deputy City Manager Andrew J. Pavlica reported on the following:

1. City Manager Thomas J. Duch has met with the administrators of the Bergen County Open Space Trust Program in an effort to continue pursuing grant funding to purchase the Hobart Place Playground. He has also spoken again with Robert DiVito of Urban Edge Properties who has advised that the City's request for the donation of the land is working its way through the corporation.
2. The City of Hackensack Fire Department has advised that the ladder truck that Garfield had loaned them, is in need of approximately \$10,000 in repairs. Hackensack is prepared to make these repairs as long as Garfield is prepared to grant them title to the vehicle. In exchange for the title, Garfield would be given immediate access to the truck in the event the Garfield ladder truck is disabled or out of service. Hackensack will not make the repairs unless the truck title is given to them. If the truck is returned, Garfield would need to make the repairs to make the truck marketable.
3. Last year, a number of Councilmembers expressed to City Manager Duch, their desire to have the health insurance consultant position advertised with prospective consultants responding to a Request for Qualifications. An "RFQ" is being prepared by Interim Chief Financial Officer Roy Riggitano and City Attorney Representative Robert Ferraro.

CLOSED SESSION

Resolution No. 15-416

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 7:40 P.M. on Tuesday, October 13, 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; (Family Health Insurance coverage vs. Husband/Wife health insurance coverage for retirees pursuant to the law and contract).
- * Pending or anticipated litigation or contract negotiations or matters falling within attorney-client privilege; (New Concepts for Living; proposed retirement of Police Chief Kevin Amos; proposed settlement of Police Officer Pedro Gongora vs. the City; proposed settlement of Police Officer Christopher Strabone vs. the City; Police Officer Marigiggi Lopez vs. the City).

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 5

(Sgd) Frank J. Calandriello
Louis G. Aloia

Work Session October 13, 2015, Continued

ADJOURNMENT

After the City Council came out of Closed Session at 8:00 PM, there being no further business, Councilmember Mati moved to adjourn the Work Session, Councilmember Aloia 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, October 13, 2015 at 8:10 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, fax and email 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 Clerk/Deputy City Manager Andrew J. Pavlica, City Attorney Representative Robert Ferraro of the Law Firm of Bruno and Ferraro (for City Attorney John J. Bruno) and City Engineer Kevin J. Boswell

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 Calandriello duly seconded the motion.

On call of roll, Ayes 5

PRESENTATION TO EPIC STUDENTS

Certificates of Appreciation were presented to EPIC students for their dedication to the community and for helping raise money to save and give medical care to animals by volunteering at the G.A.R.F. Car Wash on September 19, 2015.

RESOLUTIONS

Resolution No. 15-417

Resolution Designating October 2015 as “National Medicine Abuse Awareness Month”.

Whereas over-the-counter and prescription medicines approved by the Food and Drug Administration have been determined to be safe and effective when used properly;

Whereas the misuse or abuse of these medicines can be extremely dangerous and produce serious side effects;

Whereas the Office of National Drug Control Policy reports that medicine abuse is the fastest-growing drug problem in the United States, and the Centers for Disease Control and Prevention has classified medicine abuse as an epidemic;

Whereas the 2014 Monitoring the Future survey, funded by the National Institutes of Health; and the 2014 National Survey on Drug Use and Health, sponsored by the Substance Abuse and Mental Health Services Administration; both illustrate that, after marijuana, over-the-counter and prescription medicines account for the most frequently abused drugs among 12th graders;

Whereas the access teenagers often have to prescription medicines in home medicine cabinets and the lack of understanding by teenagers of the potential harms of these powerful medicines make it more critical than ever to raise public awareness about the dangers of medicine abuse;

Whereas National Medicine Abuse Awareness Month promotes the message that over-the-counter and prescription medicines are to be taken only as labeled or prescribed, and that using such medicines to get high or in large doses can cause serious or life-threatening consequences;

Whereas observance of National Medicine Abuse Awareness Month should be encouraged at the national, state, and local levels to increase awareness of the abuse of medicines;

Whereas community anti-drug coalitions throughout the country are undertaking activities to engage and educate parents, grandparents, teachers, law enforcement officials, retailers, doctors, and other healthcare professionals about the potential harms of prescription drug abuse and cough medicine abuse; and

Whereas educating the public about the dangers of medicine abuse, encouraging parents to talk about medicine abuse with their teenagers, mobilizing parents to safeguard their home medicine cabinets, and promoting abuse prevention are critical components of what must be a multipronged effort to curb over-the-counter and prescription medicine abuse:

RESOLUTIONS

Now, therefore, be it Resolved, that the Garfield City Council

- (1) Designates the month of October 2015 as “National Medicine Abuse Awareness Month”; and
- (2) Urges communities to carry out appropriate programs and activities to educate parents and youth of the potential dangers associated with medicine abuse.

On call of roll, Ayes 5

(Sgd) Glenn A. Mati
Tana M. Raymond

Resolution No. 15-418

WHEREAS, Fire Company No. 3 has advised that they have expelled Mariglen Oshafi of 16 Norwood Avenue, Lodi, New Jersey 07644 as an active member effective September 8, 2015, NOW THEREFORE BE IT RESOLVED by the City Council of the City of Garfield that the action taken by Fire Company No. 3 with respect to the above matter, is hereby accepted.

On call of roll, Ayes 5

(Sgd) Glenn A. Mati
Tana M. Raymond

Resolution No. 15-419

WHEREAS, Fire Company No. 3 has advised that they have accepted Krzysztof Magdziak of 164 River Drive, Garfield, New Jersey 07026 as a regular member, effective October 6, 2015, NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Garfield, Bergen County, New Jersey that the action taken by Fire Company No. 3 with respect to the above matter, is hereby approved.

On call of roll, Ayes 5

(Sgd) Glenn A. Mati
Tana M. Raymond

Resolution No. 15-420

WHEREAS, Tariq S. Issa, 47 Maple Street, who is the holder of a Disabled Person I.D. Card No. P1486103, 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 Maple Street commencing 183 feet east of the intersection of Maple Street and Palisade Avenue and run an additional 25 feet east 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) Glenn A. Mati
Tana M. Raymond

Resolution No. 15-421

WHEREAS, William J. Vaxmonsky, 225 Pierre Avenue, who is the holder of a Disabled Person I.D. Card No. P1421904, 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 Pierre Avenue commencing 257 feet north of the intersection of Pierre 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) Glenn A. Mati
Tana M. Raymond

RESOLUTIONS

Resolution No. 15-422

A RESOLUTION CONFIRMING ENDORSEMENT OF COMMUNITY DEVELOPMENT PROJECT

WHEREAS, a Bergen County Community Development grant of \$27,464.00 has been proposed by Children's Aid and Family Services for the Eldercare Expansion Project at the Americas Unidas Multicultural Senior Center and the Garfield Senior Center in the municipalities of Hackensack and Garfield, and

WHEREAS, pursuant to the State Interlocal Services Act, Community Development Block Grant funds may not be spent in a municipality without authorization by the Governing Body, and

WHEREAS, the aforesaid project is in the best interest of the people Hackensack and Garfield, and;

WHEREAS, this resolution does not obligate the financial resources of the municipality and is intended solely to expedite expenditures of the aforesaid Community Development Funds,

NOW, THEREFORE BE IT RESOLVED that the Governing Bodies of Hackensack and Garfield hereby confirm endorsement of the aforesaid project, and;

BE IT FURTHER RESOLVED that a copy of this resolution shall be sent to the Director of the Bergen County Community Development Program so that implementation of the aforesaid project may be expedited.

On call of roll, Ayes 5

(Sgd) Glenn A. Mati
Tana M. Raymond

Resolution No. 14-423

WHEREAS, the City of Garfield has an existing Shared Service Agreement with the Borough of Wallington with respect to sharing the services of a Municipal Court Administrator; and

WHEREAS, both the Borough of Wallington and the City of Garfield have determined that it is in the best interest of both municipalities to dissolve the said Shared Service Agreement and for the Borough of Wallington to hire its own permanent Municipal Court Administrator through an open recruitment process pursuant to the Rules of Court of the State of New Jersey; and

WHEREAS, it is the desire of the Mayor & Council of the Borough of Wallington to immediately start the process of posting the position as required by law and in hiring a qualified, full-time Municipal Court Administrator.

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

1. Garfield City Council Resolution No. 10-379, adopted December 21, 2010, and entitled "Shared Service Agreement Resolution" be and the same is hereby declared to be null and void and of no effect with the following exception.
2. Ms. Krystyna Moskal, the Court Administrator who is shared by both the Wallington Municipal Court and the Municipal Court of the City of Garfield, shall continue to serve part-time to the Borough of Wallington until a successor is qualified and appointed to operate the Wallington Municipal Court in accordance with the statutory requirements until such time as a candidate is hired by the Borough of Wallington to act as the full-time Wallington Municipal Court Administrator.

On call of roll, Ayes 5

(Sgd) Glenn A. Mati
Tana M. Raymond

Resolution No. 14-424

RESOLUTION AUTHORIZING THE ISSUANCE OF ONE OR MORE REQUEST FOR QUALIFICATIONS TO SERVE AS THE CITY'S BROKER OF RECORD FOR HEALTH BENEFITS INSURANCE

WHEREAS, the City of Garfield is seeking proposals for a Broker of Record to administer, manage, broker various Health Benefits Insurance Packages for all City Employees.

WHEREAS, the Governing Body has determined it would be in the best interest of the City to prepare and advertise such a Request for Qualifications "RFQ"; and

WHEREAS, the City of Garfield shall award the Broker of Record in January 2016; and

RESOLUTIONS

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the City of Garfield, that the Clerk is hereby authorized to prepare and advertise a Request for Qualifications for the purpose of obtaining a broker of record to administer, manger, broker various Health Benefits Insurance Packages for all City Employees.

On call of roll, Ayes 5

(Sgd) Glenn A. Mati
Tana M. Raymond

Resolution No. 15-425

RESOLUTION AUTHORIZING THE CONSTRUCTION OF AN OVERHEAD CANOPY AT 180 HARRISON AVENUE AND PERMITTING IT TO EXTEND OVER THE CITY OWNED WALKWAY

WHEREAS, Louis Aloia, is the owner of the property located at 180 Harrison Street, Garfield, New Jersey; and

WHEREAS, Louis Aloia has requested authorization to build an overhead canopy at said property and permission to have it extend over the adjacent City owned walkway; and

WHEREAS, the Mayor and Council believe that it would be in the best interests of the public to allow construction of the requested canopy at 180 Harrison Street; and

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

1. Louis Aloia is hereby granted permission to construct a canopy at 180 Harrison Street, Garfield, New Jersey.
2. The canopy may extend over the City owned walkway adjacent to the property.
3. The canopy shall be constructed consistent with the specifications of the International Building Code, New Jersey Edition.

PASSED, APPROVED, AND EFFECTIVE on this 13th day of October 2015.

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

(Sgd) Glenn A. Mati
Tana M. Raymond

BILLS AND CLAIMS

Resolution No. 15-426

RESOLVED by the City Council of the City of Garfield that the following bill No. 1848 to 1859 covering, Trust Other and Dog Trust Fund totaling \$107,965.87 and the Current Fund totaling \$2,950,666.03, and the Current Water Fund totaling \$143,874.41, and the General Capital Fund totaling \$139,597.00 and Water Capital Fund totaling \$2,400.00 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 twenty four (24) items prior to the meeting be ratified.

See

the

Following Pages Numbered _____
for Bills And Claims

ORDINANCES

Councilmember Mati introduced in writing the following ordinance entitled:

AN ORDINANCE TO AMEND AND REVISE CHAPTER 48-28 OF THE CITY CODE OF THE CITY OF GARFIELD, ENTITLED, "RATES OF COMPENSATION; ADMINISTRATIVE FEE; PAYMENT FOR SERVICES," TO CHANGE THE RATE OF COMPENSATION FOR OFF DUTY POLICE

City Clerk Pavlica read the ordinance by title.

Councilmember Mati moved that this ordinance entitled: "AN ORDINANCE TO AMEND AND REVISE CHAPTER 48-28 OF THE CITY CODE OF THE CITY OF GARFIELD, ENTITLED, "RATES OF COMPENSATION; ADMINISTRATIVE FEE; PAYMENT FOR SERVICES," TO CHANGE THE RATE OF COMPENSATION FOR OFF DUTY POLICE" 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 October 27, 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 Mati introduced in writing the following ordinance entitled:

AN ORDINANCE TO FIX THE SALARY, WAGES AND COMPENSATION OF CERTAIN OFFICERS AND EMPLOYEES OF THE CITY OF GARFIELD, BERGEN COUNTY, NEW JERSEY

City Clerk Pavlica read the ordinance by title.

Councilmember Mati moved that this ordinance entitled: "AN ORDINANCE TO FIX THE SALARY, WAGES AND COMPENSATION OF CERTAIN OFFICERS AND EMPLOYEES OF THE CITY OF GARFIELD, BERGEN COUNTY, NEW JERSEY" 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 October 27, 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 Mati introduced in writing the following ordinance entitled:

ORDINANCE AMENDING THE CITY CODE OF THE CITY OF GARFIELD TO CREATE A MUNICIPAL PARKING AUTHORITY

City Clerk Pavlica read the ordinance by title.

Councilmember Mati moved that this ordinance entitled: "ORDINANCE AMENDING THE CITY CODE OF THE CITY OF GARFIELD TO CREATE A MUNICIPAL PARKING AUTHORITY" 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 October 27, 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

EXIT OF COUNCILMEMBER DELANEY

At 8:45 PM, Councilmember Joseph Delaney left the Regular Meeting, it was duly noted for the record.

CITIZENS AND TAXPAYERS

Mr. Jerry Hill, 40 Beech Street, asked about the status of his request for a fence on his property line with the City Salt Shed Property. He claimed that a DPW employee drove a Hi-Lo onto his property and backed in and created a crack in his railing on his property. He spoke on an alleged issue with the sewer line in front of his building.

Mr. Robert Ribaud, 11 Columbus Avenue, spoke on the WaWa Store on Columbus Avenue and Jewell Street and the Planning Board Meeting scheduled to be held on October 22, 2015.

Ms. Wanda Lowny, 141 Banta Avenue, Chairwoman of the Event Planning and Recreation Advisory Committee, said that she would like additional individuals appointed to her committee.

Ms. Judy Fraser, 88 Prospect Street, said that she wanted to remind everyone about a Memorial Service at Friendship Baptist Church on Gaston Avenue, at noon, this Saturday, October 17, 2015, for the late Ciro Disclafani of 47 Orchard Street.

Mr. Richard Rigoglioso, 13 Summit Avenue, invited the Mayor and Council to the Garfield Middle School on December 1st from 6:00 PM to 8:00 PM to a Forum/Assembly entitled "Steered Straight" (not "Scared Straight").

Mr. Anthony Erekat, 30 Pacific Avenue, spoke about parking being a problem in town and spoke about handicapped parking spaces. He said that parking is out of control.

Ms. Alicia Thompson, 47 Summit Avenue, spoke on not knowing what is going on in town and said that everyone should try a little harder to publicize Council meetings. She spoke on an incident with her granddaughter on Palisade Avenue where a man tried to get her into his car.

COUNCILMEMBER COMMENTS

Councilmember Calandriello said that St. Stanislaus Kostka Church had another successful Polaski Day parade. He offered congratulations to the Garfield Jr. Boilermakers football organization who took four out of four from Lodi this past weekend. He said that Ciro Disclafani had come up to the microphone respectfully in his own way and he has made a difference. He said that he really respected the man.

Councilmember Aloia said that he is looking forward to the Memorial Service for Ciro Disclafani to be held this coming Saturday at Friendship Baptist Church.

Councilmember Mati said that when Ciro Disclafani first had cancer, he offered him help and he first had cancer during Superstorm Sandy back in 2012. He said that he kept bringing his wife to the hospital to see him, he brought him to the drug store and drove him elsewhere. He said that a lot of things the City did was for Ciro. He said issues were important to him. He said that he would call you out and speak his mind. He said he will be remembered in his thoughts and prayers. He spoke on a "Gang Task Force" that is planned to be created. He spoke about bad publicity concerning gang activity in town.

Mayor Raymond spoke on a community that needs to be made aware of what is going on. She spoke on an incident involving a fight. She said that she feels that an informed community will be a safer community. She said that a "Gang Task Force" is something that she discussed creating with City Manager Duch. She said that the Task Force will be put together, which will include all the Councilmembers who wish to be on it. She said that if there are problems in this town, she will not ignore the problems of this town.

Regular Meeting October 13, 2015, Continued

ADJOURNMENT

At 9:45 PM, there being no further business, Councilmember Calandriello moved to adjourn the meeting. Councilmember Mati duly seconded the motion.

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

Andrew J. Pavlica, CITY CLERK