

A Special Meeting of the City Council was held Tuesday, January 19, 2016 at 7:05 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, 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 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 J. Bruno), Labor Counsel John Lavin and Interim Chief Financial Officer Roy Riggitano

RESOLUTIONS

Resolution No. 16-23

RESOLUTION AUTHORIZING THE CITY MANAGER TO EXECUTE AGREEMENTS BETWEEN THE CITY OF GARFIELD AND CHIEF OF POLICE KEVIN AMOS

WHEREAS, the City of Garfield has duly employed Kevin Amos as Chief of Police, (hereafter referred to as “Chief Amos”); and

WHEREAS, pursuant to the contract of employment for Chief Amos, he is entitled to recognition of his prior earned compensatory time according to law and other benefits upon his separation from employment for the purposes of retirement; and

WHEREAS, in accordance with the discussion of the terms and conditions for the separation of Chief Amos from his employment with the City of Garfield, has made known to and approved by the Mayor and Council of the City of Garfield, and which has been recommended and approved by Thomas J. Duch, City Manager, as the appropriate authority, and reviewed by Counsel to the City, it is necessary to approve and execute an agreement to formalize the terms and conditions of Chief Amos separation;

NOW THEREFORE BE IT RESOLVED, that the recitals set forth above shall be incorporated into and become an integral part of this RESOLUTION, and be it further;

RESOLVED, that the City Manager, Thomas J. Duch, be and he is hereby authorized to execute any and all such agreements embodying the terms and conditions of Chief Amos separation from the City of Garfield for the purpose of retirement, as the same are reflected in the personnel and official records of the City, for the purpose of effecting such agreement on behalf of the City of Garfield, subject to the approval as to form by counsel to the City of Garfield.

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

(Sgd) Louis G. Aloia
Glenn A. Mati

ORDINANCES

Deputy Mayor Mati introduced in writing the following ordinance entitled:

AN ORDINANCE TO AMEND AND REVISE CHAPTER 181-1 OF THE CITY CODE OF THE CITY OF GARFIELD ENTITLED “DESIGNATION OF ENFORCEMENT OFFICER”

City Clerk Pavlica read the ordinance by title.

Councilmember Mati moved that this ordinance entitled: “AN ORDINANCE TO AMEND AND REVISE CHAPTER 181-1 OF THE CITY CODE OF THE CITY OF GARFIELD, ENTITLED “DESIGNATION OF ENFORCEMENT OFFICER” 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 February 9, 2016 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.

ORDINANCES

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 4, Absent 1 – Councilmember Delaney.

MOTION

Councilmember Aloia moved that after the vote on the Resolution and Ordinance that the meeting be open to the public, followed by a Closed Session with no further formal action to be taken after returning to open session at the end of this meeting.

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

CITIZENS AND TAXPAYERS

Mr. Dennis Serritella, 35 Garden Court North, asked if any other formal action will be taken tonight and asked questions about minutes. He spoke in opposition to the creation of a Police Director position and said that PBA Local No. 46 is opposed to the creation of the position. He said the Garfield Police Department does not need to be cleaned up and there is no need for the City to incur an additional salary. He said that the Garfield Police Department is one of about 200 Departments to be accredited out of over 500 in the State of New Jersey.

CLOSED SESSION

Resolution No. 16-24

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 7:20 P.M. on Tuesday, January 19, 2016 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; (White Collar and Blue Collar Collective bargaining negotiations).
- * Tactics or techniques utilized in protecting the safety and property of the public or any investigation of violations or possible violations of the law; (proposed creation of Police Director position or Hybrid of Police Chief/Police Director).
- * Pending or anticipated litigation or contract negotiations or matters falling within attorney-client privilege; (White Collar and Blue Collar Collective Bargaining Negotiations).
- * 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: (proposed rotation of Police Captains as Interim Police Chief).

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) Louis G. Aloia
Glenn A. Mati

Special Meeting January 19, 2016, Continued

ADJOURNMENT

After the City Council came out of Closed Session at 9:10 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