

A Work Session of the City Council was held on Tuesday, March 28, 2017 at 6:10 PM in the Conference Room in City Hall, 111 Outwater Lane, Garfield, NJ 07026.

Mayor Richard Rigoglioso 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: Erin N. Delaney, Joseph Delaney and Richard Rigoglioso  
Councilmembers Absent: Louis G. Aloia and Frank J. Calandriello  
Also Present: City Manager Thomas J. Duch, City Clerk Andrew J. Pavlica, City Attorney Christos J. Ditzkas, City Engineer Representative Bernard Mirandi (for City Engineer Kevin J. Boswell), Fire Official Gerald Walis and Interim Chief Financial Officer Roy Riggitano

#### LA FESTIVA ITALIANA

The City Council and Cabinet met with Frank DiGirolamo concerning La Festiva Italiana scheduled to be held Thursday, August 17, 2017 through Sunday, August 20, 2016, on streets surrounding the property of Our Lady of Mount Virgin Roman Catholic Church, located near the intersection of Frederick Street and Mac Arthur Avenue.

#### ARRIVAL OF COUNCILMEMBERS ALOIA AND CALANDRIELLO

At 6:15 PM, Councilmembers Louis G. Aloia and Councilmember Frank J. Calandriello joined the Work Session and it was duly noted for the record.

#### CAPITAL ALTERNATIVES CORPORATION

The City Council and Cabinet met with Vice President Leonard Carney and President Marlene Casey of the Capital Alternatives Corporation concerning grant acquisition services.

#### ARRIVAL OF LABOR COUNSEL LAVIN

At 6:30 PM, Labor Counsel John Lavin joined the Work Session and it was duly noted for the record.

#### REPORTS OF OFFICERS

City Manager Thomas J. Duch reported on the following:

1. The City of Garfield was presented a JIF Safety Award of \$1,000.00.
2. The proposed resolution appointing Richard Boland as a certified Flood Plain Manager for the City of Garfield.
3. New Legislation enacted regarding security in the School System.
4. The \$1,700,000 grant application for the River Drive Phase II Riverwalk Project.
5. The environmental study at 165 Palisade Avenue that cost \$4,500.00 to see if the property is environmentally clean.
6. The three contractors that were called in for eight hours; (Colinelli Construction, Montana Construction, DS Meyer), for emergency snow removal on Tuesday, March 21, 2017.
7. The Centennial Parade scheduled to be held on Sunday April 30, 2017 beginning at 1:30 PM.
8. A recent Water Committee Meeting.

REPORTS OF OFFICERS

9. A recent Trash Committee Meeting.
10. The recent meeting he had with School Business Administrator Dr. Edward Izbicki and Superintendent of Schools Nicholas Perrapato regarding the 2017-2018 School Budget.
11. Proposed amendments to the Parking Sticker Program in regard to Overnight Parking Passes and Temporary Stickers.
12. The study of costs concerning Solid Waste Trash Collection that a Councilmember had requested.

CLOSED SESSION

Resolution No. 17-113

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 7:55 P.M. on Tuesday, March 28, 2017 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; (Garfield Free Public Library Employee union contract negotiations).
- \* Pending or anticipated litigation or contract negotiations or matters falling within attorney-client privilege; (Blue Collar Collective Bargaining unit grievance that health benefit deductions were made to their retroactive pay checks; New Jersey Supreme Court ruling re: tax appeal settlement payment fees of \$250.00 going back to 2014 needing to be refunded).
- \* 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; (PBA Local No. 46 contract which states that after one year on Workers Compensation the employee must use sick days; councilmembers utilization of a room on the first floor of City Hall).

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

ADJOURNMENT

After the City Council came out of Closed Session at 8:15 PM, there being no further business, Councilmember Calandriello moved to adjourn the Work Session. Councilmember Erin Delaney duly seconded the motion.

On call of roll, Ayes 5

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Andrew J. Pavlica, CITY CLERK

A Regular Meeting of the City Council was held Tuesday, March 28, 2017 at 8:20 PM in the Council Chamber in City Hall, 111 Outwater Lane, Garfield, NJ 07026.

Mayor Richard Rigoglioso 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: Louis G. Aloia, Frank J. Calandriello, Erin N. Delaney, Joseph Delaney and Richard Rigoglioso

Also Present: City Manager Thomas J. Duch, City Clerk Andrew J. Pavlica, City Attorney Christos Ditzkas and City Engineer Representative Bernard Mirandi (for City Engineer Kevin J. Boswell)

#### 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 Calandriello duly seconded the motion.

On call of roll, Ayes 5

#### RESOLUTIONS

Resolution No. 17-114

WHEREAS, a Retirement Party for Garfield Recreation Director Anthony W. Furfaro is scheduled to be held Thursday, March 30, 2017 at the Venetian Restaurant located at 546 River Drive in Garfield, and

WHEREAS, "Tony" Furfaro is a "Gentle Giant", was a legendary lineman for the Garfield High School football team, went to college on a football scholarship and honorably served his country in the US Army during wartime in Vietnam, and

WHEREAS, "Tony" Furfaro was hired as Recreation Director for the City of Garfield on August 1, 1993, and

WHEREAS, "Tony" worked collaboratively with just about every organization in town whether it was the Garfield YMCA, Boys and Girls Club, City Health Department, Golden Agers, the School System, the Little League, the Junior Boilermakers, just to name a few, and "Tony" was seen at just about every City function in town and was a very visible and accessible City Official, and

WHEREAS, "Tony" started the City of Garfield Golf Outing fundraiser to subsidize families in need of assistance for their children for Summer Camp, Recreational Programs, and other activities, and

WHEREAS, "Tony" worked with the New York Football Giants to provide exercise stations in the park and fitness equipment for the Recreation Center, worked on the Safe Routes to Schools Program, worked on Robert Wood Johnson Foundation grants, Garden State Urban Farms, Amerigroup Real Solutions in Health Care Foundation, Rutgers University Cooperative Extension Master Gardeners Program, Bergen County 4H, Ramapo College of New Jersey to bring RAMS Camp to Garfield's youth, the New York University School of Environmental Medicine, Meals with a Mission, Sustainable Jersey grants, Shade Tree grants, The Center for Alcohol and Drug Resources, Garfield Prevention Coalition, the Henry and Marilyn Taub Foundation, and worked with many other countless organizations to better the youth and people of Garfield, and

WHEREAS, "Tony" was the unofficial City Photographer at just about every City event in town, and was the Unofficial Webmaster of the City of Garfield, New Jersey website, and

WHEREAS, "Tony" has a wife, Louise, and three children, Anthony, Marisa, and Matthew, and a grandson, Damian, who is the reason the sun rises and sets,

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Garfield, Bergen County, New Jersey that ANTHONY W. FURFARO is hereby CONGRATULATED on his retirement as Garfield Recreation Director on February 1, 2017, and thanked for his outstanding tenure of municipal service during which he has demonstrated an exemplary measure of public-spiritedness and for which he has earned the deepest respect and admiration of many.

On call of roll, Ayes 5

(Sgd) All Five Councilmembers

RESOLUTIONS

Resolution No.17-115

WHEREAS, the Garfield Benevolent Protective Order of Elks Lodge No. 2267 will be conducting their Annual Installation of Officers on Friday, March 31, 2017, and  
WHEREAS, at this event, Garfield Police Lieutenant Ronald Bohannon is being recognized as their “CITIZEN OF THE YEAR”, and  
WHEREAS, the Mayor and Council is desirous of publically recognizing this honor bestowed upon Police Lieutenant Ronald Bohannon,  
NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Garfield, Bergen County, New Jersey that Garfield Police Lieutenant Ronald Bohannon is hereby CONGRATULATED on being named “CITIZEN OF THE YEAR” by the Garfield Benevolent Protective Order of Elks.

On call of roll, Ayes 5

(Sgd) All Five Councilmembers

Resolution No. 17-116

WHEREAS, City Manager Thomas J. Duch has recommended the appointment of Richard Bolan, CFM of 360 Concord Drive, Maywood, NJ 07607 as Flood Plain Manager of the City of Garfield to serve at the pleasure of the City Manager at a fee not to exceed \$10,000 per annum,  
NOW THEREFORE BE IT RESOLVED, by the City Council of the City of Garfield, County of Bergen, New Jersey that the appointment of Richard Bolan, CFM as Flood Plain Manager for the City of Garfield is hereby approved under the terms and conditions detailed above.

On call of roll, Ayes 5

(Sgd) Erin Delaney  
Joseph Delaney

Resolution No. 17-117

RESOLVED by the City Council of the City of Garfield, Bergen County, New Jersey that the Work Session and Regular Meeting of the Garfield City Council scheduled for Tuesday, April 25, 2017 will be moved to Tuesday, April 18, 2017 due to the School Board Election which was moved to April 25, 2017.

On call of roll, Ayes 5

(Sgd) Erin Delaney  
Joseph Delaney

Resolution No. 17-118

WHEREAS, Fire Company No. 3 has advised that they have accepted the resignation of Joseph Petta of 8 Garwood Court North, Garfield, New Jersey 07026 as an active member, effective March 7, 2017.

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 approved.

On call of roll, Ayes 5

(Sgd) Erin Delaney  
Joseph Delaney

Resolution No. 17-119

WHEREAS, Angel R Tomas-Carrion, owner of Angel Shoe Repair, 56 Belmont Avenue, has filed an application for a fifteen (15) minute parking space to be placed at his business, 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 “Fifteen (15) Minute Parking”, located on the south curb line of Belmont Avenue commencing 87 feet west of the intersection of Belmont Avenue and Palisade Avenue and run an additional 25 feet west from that point.

BE IT FURTHER RESOLVED that a fifteen (15) minute parking zone is hereby authorized to be in effect from 9:00am to 6:00pm, Monday through Saturday.

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

RESOLUTIONS

On call of roll, Ayes 5

(Sgd) Erin Delaney  
Joseph Delaney

Resolution No. 17-120

WHEREAS, Michael F. Giancola, 106 Chestnut Street, who is the holder of a Disabled Person I.D. Card No. P1626487, has filed an 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 Chestnut Street commencing 85 feet south of the intersection of Chestnut Street and Botany Street 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) Erin Delaney  
Joseph Delaney

Resolution No. 17-121

WHEREAS, Joanne M. Schielzo, 207 Cambridge Avenue, who is the holder of a Disabled Person I.D. Card No. P1751196, has filed an 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 Cambridge Avenue commencing 164 feet south of the intersection of Cambridge Avenue and Van Winkle Avenue and run an additional 25 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) Erin Delaney  
Joseph Delaney

Resolution No. 17-122

WHEREAS, Jacqueline Ramirez, 45 Belmont Avenue, who is the holder of a Disabled Person I.D. Card No. P1784312, 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 77 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) Erin Delaney  
Joseph Delaney

Resolution No. 17-123

WHEREAS, Magda Diaz, on behalf of her daughter, Anny Perez, 194 Harrison Avenue, who is the holder of a Disabled Person I.D. Card No. P1607491, 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

RESOLUTIONS

Harrison Avenue commencing 60 feet south of the intersection of Harrison Avenue and Frederick 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 5

(Sgd) Erin Delaney  
Joseph Delaney

Resolution No. 17-124

RESOLVED by the City Council of the City of Garfield that Andrew J. Pavlica, City Clerk, is hereby authorized to issue the following Distributors Licenses for the year 2017 described in application, duly filed:

Millenium Amusements, LLC	\$ 350.00
44 East Railway Avenue	
Paterson, NJ 07503	
	<hr/>
	\$ 350.00

On call of roll, Ayes 5

(Sgd) Erin Delaney  
Joseph Delaney

Resolution No. 17-125

**AUTHORIZATION FOR THE CITY STAFF TO PROCESS AN INVOLUNTARY DISABILITY RETIREMENT APPLICATION**

WHEREAS, the City of Garfield has employed a Lieutenant at its Garfield Police Department; and

WHEREAS, the Lieutenant is an active member of the PFRS; and

WHEREAS, the Lieutenant has 22 years and 3 months of PFRS Service Credit, meeting the minimum service credit requirement of at least 20 years for PFRS member; and

WHEREAS, the City staff is of the opinion that the Lieutenant is totally and permanently disabled and no longer can perform his or her assigned duties based on the documentation supplied by professionals retained by the City; and

WHEREAS, the City of Garfield is unable to provide an alternative to the PFRS covered position with duties capable of being performed by said Lieutenant; and

WHEREAS, the City Manager of the City of Garfield has consented to the processing of the Involuntary Disability Retirement application;

NOW THEREFORE BE IT RESOLVED by the Governing Body of this location that the administrator of the City of Garfield process an Involuntary Disability Retirement application for the Lieutenant at its Garfield Police Department.

BE IT FURTHER RESOLVED that certified copies of the Resolution shall be forwarded to all parties involved in the administration of this action.

On call of roll, Ayes 5

(Sgd) Erin Delaney  
Joseph Delaney

Resolution No. 17-126

RESOLVED, by the City Council of the City of Garfield, Bergen County, New Jersey, that the City Clerk is hereby authorized and directed to advertise for receipt of bids for the Summer Food Service Program on Wednesday, May 3, 2017 at 10:00 AM in the Conference Room in City Hall.

On call of roll, Ayes 5

(Sgd) Erin Delaney  
Joseph Delaney

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Resolution No. 17-127

RESOLUTION AUTHORIZING THE CITY OF GARFIELD TO ENTER INTO AN INTERLOCAL AGREEMENT WITH THE BOROUGH OF EAST RUTHERFORD TO PROVIDE AND SHARE HEALTH SERVICES TWICE A MONTH FOR A CHILD HEALTH CONFERENCE TO BE HELD IN THE CITY OF GARFIELD

WHEREAS, Mayor and Council of Garfield believe it is in the best interest of the City of Garfield to enter into an inter-local agreement with the Borough of East Rutherford to provide health services of a technical and professional nature twice a month to certain residents of the City of East Rutherford; and

WHEREAS, the health services will take place at the Garfield Health Department, 60 Elizabeth Street, Garfield, NJ 07026; and

WHEREAS, the Legislature of New Jersey has sought to encourage its municipal subdivisions to interact and share services; and

WHEREAS, State law authorizes local units to enter into contracts with other local units of government for the provision of services and goods; and

WHEREAS, the Borough of East Rutherford will pay the City of Garfield an annual fee of \$2,500.00; and

WHEREAS, the Mayor and Council of the City of Garfield has reviewed the proposed contract for said purpose;

NOW THEREFORE BE IT RESOLVED that on the 14<sup>th</sup> day March 2017, the Mayor and Council of the City of Garfield authorizes Mayor Rigoglioso, to enter into an agreement with the Borough of East Rutherford for said inter-local services.

On call of roll, Ayes 5

(Sgd) Erin Delaney  
Joseph Delaney

Resolution No. 17-128

A Resolution Awarding A Contract To Granada Construction Corp. In Connection With The Lincoln Place Improvement Project, City of Garfield.

WHEREAS, the City of Garfield received a NJDOT Local Aid Grant in the amount of \$169,838.00 to offset a significant portion of the cost of this improvement, and;

WHEREAS, the NJDOT Grant was affected by the New Jersey Governor's 2016 Executive Order resulting in a postponement of the bid until this year, and;

WHEREAS, fourteen (14) bids were received on March 7, 2017, with the low bid being received from Granada Construction Corp., in the amount of \$284,441.75, and;

WHEREAS, the City Engineer has successfully worked with Granada Construction Corp. on many projects and the Chief Financial Officer has certified adequate funds exist in the appropriate accounts to award this contract.

NOW THEREFORE BE IT RESOLVED, the City of Garfield hereby awards a construction contract to Granada Construction Corp. in the low bid amount of \$284,441.75 for the Lincoln Place Improvement Project.

On call of roll, Ayes 5

(Sgd) Erin Delaney  
Joseph Delaney

Resolution No. 17-129

A Resolution Authorizing the City Engineer to Perform a Site Investigation at 783 River Drive, Block 140, Lot 45 in the City of Garfield

WHEREAS, the City of Garfield is required to address Outstanding Areas of Concern (AOC's) in order to be eligible for additional grant monies, and;

WHEREAS the City Engineer submitted a proposal, dated March 9, 2017, addressing the AOC's at the above referenced parcel.

NOW THEREFORE BE IT RESOLVED the City Engineer is hereby authorized to perform the site investigation at 783 River Drive in accordance with a proposal dated March 9, 2017, for a fee not to exceed \$12,700.00.

On call of roll, Ayes 5

(Sgd) Erin Delaney  
Joseph Delaney

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Resolution No. 17-130

A Resolution Authorizing the City Engineer to Provide Additional Engineering Services in Connection With the Construction of a New Police Station, City of Garfield.

WHEREAS, The City of Garfield has entered into a Redevelopment Agreement with HP Garfield LLC which includes the construction of a new Police Station subject to the terms outlined with the Redevelopment Agreement, and;

WHEREAS, the City of Garfield has determined the previously designed Police Station requires revisions which will be the subject of an amended Redevelopment Agreement, and;

WHEREAS, the City Engineer was authorized to perform professional services pursuant to Resolution No. 14-412, and;

WHEREAS, additional services were required in connection with the temporary police station, environmental remediation and UST removal.

NOW THEREFORE BE IT RESOLVED, the City Engineer is hereby authorized to provide additional engineering services in an amount not to exceed \$25,000.00.

On call of roll, Ayes 5

(Sgd) Erin Delaney  
Joseph Delaney

Resolution No. 17-131

A RESOLUTION AUTHORIZING PAYMENT TO VARIOUS VENDORS TO UNDERTAKE EMERGENCY SNOW REMOVAL SERVICES IN THE CITY OF GARFIELD

WHEREAS, the City of Garfield required emergency snow removal services on March 14, 2017.

NOW THEREFORE BE IT RESOLVED the following vendors are approved for payment in the amounts stated:

D.S. Meyers Enterprises, LLC	\$4,600.00
Montana Construction	\$9,200.00
Colonnelli Construction Group	\$4,400.00

On call of roll, Ayes 5

(Sgd) Erin Delaney  
Joseph Delaney

Resolution No. 17-132

WHEREAS, the FY16 Emergency Management Performance Grant program provides resources to assist State and local governments to sustain and enhance all-hazards emergency management capabilities. States have the opportunity to use EMPG funds to further strengthen their ability to support emergency management activities while simultaneously addressing issues of national concern as identified in the National Priorities of the National Preparedness Guidelines; and

WHEREAS, the FEMA Grant subaward #FY16-EMPG-EMAA-0221 will accept funds for Federal funding in the amount of \$9,400.00; and

WHEREAS, the FEMA Grant agreement would require a City match of \$10,587.37; and

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the City of Garfield, County of Bergen, State of New Jersey that it hereby authorizes the appropriate City Officials including Emergency Management Coordinator Michael Marsh, to submit FEMA Grant Application to provide for funding of the Office of Emergency Management Coordinator's salary. This resolution rescinds Resolution No. 17-056.

On call of roll, Ayes 5

(Sgd) Erin Delaney  
Joseph Delaney

Resolution No. 17-133

WHEREAS, Maria Pankowski is the owner of real property known on the Tax Map of the City of Garfield as Block 36 , Lot 35 , commonly known as 138 Midland Avenue , in the City of Garfield, County of Bergen and State of New Jersey, has filed real property tax appeal for the year(s) 2013, bearing Docket No. 18597 – 2013; 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, Lavin & Associates, P.C., have recommended that the appeal be settled; and

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

Block 36, Lot 35 (Street Address- 138 Midland Avenue):

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Year	Land	Improvements	Total
2013 Original Assessment	\$126,300.00	\$373,800.00	\$500,100.00

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:  
Block 36, Lot 35 (Street Address- 138 Midland Avenue):

Year	Land	Improvements	Total
2013 Settlement	\$126,300.00	\$253,700.00	\$380,000.00

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 Special Litigation Counsel is hereby authorized to sign a Stipulation of Settlement consistent with the terms of this Resolution.

On call of roll, Ayes 5

(Sgd) Erin Delaney  
Joseph Delaney

Resolution No. 17-134

WHEREAS the Receiver of Taxes reports that she has received a request from the following property owner for a 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
185	18	“Spiotti & Esposito, P.C.-Attorney Trust Account”	TCJ	\$ 4,838.33

On call of roll, Ayes 5

(Sgd) Erin Delaney  
Joseph Delaney

Resolution No. 17-135

WHEREAS the Receiver of Taxes reports that she has received a request from the following property owner for a 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
185	18	“Spiotti & Esposito, P.C.-Attorney Trust Account”	TCJ	\$ 4,958.25
213.01	41	“Spiotti & Esposito, P.C.-Attorney Trust Account”	TCJ	\$ 232.02

On call of roll, Ayes 5

(Sgd) Erin Delaney  
Joseph Delaney

Resolution No. 17-136

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

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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
185	18	"Spiotti & Esposito, P.C.-Attorney Trust Account"	TCJ	\$ 5,054.59
213.01	41	"Spiotti & Esposito, P.C.-Attorney Trust Account"	TCJ	\$ 236.53

On call of roll, Ayes 5

(Sgd) Erin Delaney  
Joseph Delaney

Resolution No. 17-137

WHEREAS the Receiver of Taxes reports that she has received a request from the following property owner for a Tax Court Judgment 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 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
185	18	"Spiotti & Esposito, P.C.-Attorney Trust Account"	TCJ	\$ 5,192.21

On call of roll, Ayes 5

(Sgd) Erin Delaney  
Joseph Delaney

Resolution No. 17-138

WHEREAS the Receiver of Taxes reports that she has received a request from the following property owner for a Tax Court Judgment 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 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
88.01	1	Nashel & Nashel Trust Account	TCJ	\$ 2,329.36
82	9	Bergen Avenue Realty LLC	TCJ	1,457.83

On call of roll, Ayes 5

(Sgd) Erin Delaney  
Joseph Delaney

Resolution No. 17-139

WHEREAS the Receiver of Taxes reports that she has received a request from the following property owner for a Tax Court Judgment for the year 2016.

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
88.01	1	Nashel & Nashel Trust Account	TCJ	\$ 6,315.06
82	9	Bergen Avenue Realty LLC	TCJ	1,494.82

On call of roll, Ayes 5

(Sgd) Erin Delaney  
Joseph Delaney

RESOLUTIONS

Resolution No. 17-140

WHEREAS the Receiver of Sewer reports that she has received a request from the following property owner for a refund due to building code change for the year 2016.

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

SEWER ACCT #	OWNER	REASON	AMOUNT
5-16-44.07	Riverview Mall	O/P SEWER	\$200.00
5-16-44.01	Riverview Mall	O/P SEWER	\$600.00

On call of roll, Ayes 5

(Sgd) Erin Delaney  
Joseph Delaney

Resolution No. 17-141

RESOLUTION AUTHORIZING TEMPORARY APPOINTMENT OF ACTING DEPUTY MAYOR

WHEREAS, pursuant to Local Ordinance, Joseph Delaney 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, May 11, 2017, it will be necessary and appropriate to temporarily appoint Frank J. Calandriello as Deputy Mayor for the City of Garfield in order to perform the marriage ceremony of Adrian Diaz and Danielle Raey Simone, 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 Frank J. Calandriello be and is hereby appointed Deputy Mayor for the City of Garfield to perform the marriage ceremony of Adrian Diaz and Danielle Raey Simone, and
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 Frank J. Calandriello.

On call of roll, Ayes 5

(Sgd) Erin Delaney  
Joseph Delaney

Resolution No. 17-142

RESOLUTION AUTHORIZING TEMPORARY APPOINTMENT OF ACTING DEPUTY MAYOR

WHEREAS, pursuant to Local Ordinance, Joseph Delaney 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 Saturday, April 15, 2017, it will be necessary and appropriate to temporarily appoint Louis G. Aloia as Deputy Mayor for the City of Garfield in order to perform the marriage ceremony of Victor Joseph Dai and Karen Ann Hall, and

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

RESOLUTIONS

1. Councilman Louis G. Aloia be and is hereby appointed Deputy Mayor for the City of Garfield to perform the marriage ceremony of Victor Joseph Dai and Karen Ann Hall, and
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 Louis G.Aloia.

On call of roll, Ayes 5

(Sgd) Erin Delaney  
Joseph Delaney

Resolution No. 17-143

See

the

following

pages numbered \_\_\_\_\_

for

Temporary

Capital

Budget

BILLS AND CLAIMS

Resolution No. 17-144

RESOLVED by the City Council of the City of Garfield that the following bill No. 2030 to 2033 covering Dog Trust Fund and Community Policing Trust Fund, totaling \$3,225.00 and the Current Fund Reserve totaling \$55,041.25 and the Current Fund totaling \$5,568,421.91 and the Water Fund Reserve totaling \$324.10 and the Water Fund totaling \$85,063.93 and the General Capital Fund totaling \$171,268.26 and the Water Capital totaling \$1,950.00 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 eight (28) items prior to the meeting be ratified.

See

The

following pages numbered \_\_\_\_\_

For

Bills

and

Claims

ORDINANCES

Ordinance No. 2761

The following entitled ordinance was introduced at a Regular Meeting held Tuesday, February 28, 2017; 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:

**ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK**

City Clerk Pavlica read the ordinance by title.

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

There being none, Mayor Rigoglioso 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 Calandriello duly seconded the motion.

On call of roll, Ayes 5

Councilmember Erin Delaney introduced in writing the following ordinance entitled:

**AN ORDINANCE AMENDING CHAPTER 236 OF THE CODE OF THE CITY OF GARFIELD ENTITLED "VEHICLES AND TRAFFIC" AND ESTABLISHING A FOUR WAY STOP AT THE INTERSECTION CHESTNUT STREET AND BELMONT AVENUE**

City Clerk Pavlica read the ordinance by title.

Councilmember Erin Delaney moved that this ordinance entitled: "AN ORDINANCE AMENDING CHAPTER 236 OF THE CODE OF THE CITY OF GARFIELD ENTITLED "VEHICLES AND TRAFFIC" AND ESTABLISHING A FOUR WAY STOP AT THE INTERSECTION CHESTNUT STREET AND BELMONT AVENUE" 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 11, 2017 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 Joseph Delaney, 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 Erin Delaney introduced in writing the following ordinance entitled:

**BOND ORDINANCE TO AUTHORIZE THE DESIGN, PERMITTING AND PROPERTY ACQUISITION PHASES OF THE RIVER DRIVE ROADWAY AND PARK IMPROVEMENT PROJECT (PHASE 2) IN, BY AND FOR THE CITY OF GARFIELD, IN THE COUNTY OF BERGEN, NEW JERSEY, TO APPROPRIATE THE SUM OF \$1,200,000 TO PAY THE COST THEREOF, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS**

City Clerk Pavlica read the ordinance by title.

ORDINANCES

Councilmember Erin Delaney moved that this ordinance entitled: “BOND ORDINANCE TO AUTHORIZE THE DESIGN, PERMITTING AND PROPERTY ACQUISITION PHASES OF THE RIVER DRIVE ROADWAY AND PARK IMPROVEMENT PROJECT (PHASE 2) IN, BY AND FOR THE CITY OF GARFIELD, IN THE COUNTY OF BERGEN, NEW JERSEY, TO APPROPRIATE THE SUM OF \$1,200,000 TO PAY THE COST THEREOF, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS” 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 11, 2017 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 Joseph Delaney, was on roll call adopted by the following vote and the motion was declared adopted and said ordinance passed on first reading: Ayes 5.

CITIZENS AND TAXPAYERS

Mr. Richard Derrig, 71 Herman Street, questioned if the City Council is going to move forward with the Garfield High School stadium Green Acres grant proposal. He said that the new turf field at Twentieth Century Field looks great. He questioned if the artificial turf field in Belmont Oval is highly toxic. He spoke on the “bloated” Board of Education Budget.

Mr. Miguel Reyes, 89 Passaic Street, said that contamination is a major concern. He said that a better relationship between the Mayor and Council and the Board of Education would be very helpful. He spoke on Passaic Street and on how the commercial district should be one of the first streets plowed when it snows. He complimented City employees who cleaned up the litter under the train trestle at the intersection of Passaic Street and Midland Avenue. He spoke on the Emergency Board of Education meeting that was called to vote on the School System layoff plan.

Ms. Carol Koshig, 23 Spencer Place, said that, on her street, there is garbage out everywhere and she complained about the condition of her street. She complained about tractor trailer trucks coming down her street. She complained about Walmart carriages being left at the train tracks. She said that she would like more garbage pails around town. She said that garbage was not picked up until the afternoon.

Mr. John Easom, 103 Gaston Avenue, spoke on residents needing to hide their garbage cans, in the back yard, after the pickup of garbage. He said that sometimes the trash hauler does not return the pails in front of the house that they took the can from. He spoke on the proposed four way stop at the intersection of Chestnut Street and Belmont Avenue. He said that there are speeders driving down on Gaston Avenue. He asked for blinking lights throughout town. He proposed NIXLE advertising of Council Meetings. He spoke on a company named Home Sewer scaring homeowners in town concerning the replacement of lateral sewer lines to the main sewer line.

Mr. Salvatore Zuccarro, 88 Gaston Avenue, spoke on the trash hauler leaving his garbage behind. He complained about the Arabica Coffee Company located at 79 Gaston Avenue.

Mr. Miguel Reyes, 88 Passaic Street, spoke on nepotism. He spoke on the beautification of the town. He complained about the condition of the train trestle over Passaic Street. He asked questions concerning the City Redevelopment.

COUNCILMEMBER COMMENTS

Councilmember Aloia spoke on how to instill self-pride in people and said that it is an on-going saga. He said that the biggest issue is that over sixty percent of the homes in Garfield are not owner-occupied. He spoke on the speeding on Gaston Avenue and he suggested putting up signs. He told Sal Zuccarro that he is correct about the Arabica Coffee Company. He asked to have a resolution prepared to send to New Jersey Transit Railroad to clean-up the train trestle. He said that to say that the Belmont Oval turf field is toxic without conferring with the City Engineer is irresponsible and the City Engineer is investigating the matter. He said that in regard to the stadium project, he will rescind his vote on that if the City Council does not have a contract from the Board of Education paying back \$100,000.00 a year to the City.

Councilmember Calandriello spoke on the Feast of Our Lady of Mount Virgin scheduled to be held August 17-20, 2017. He agreed with having a resolution requesting New Jersey Transit Railroad to clean up the train trestle. He said that if the City Council gets a report that the Belmont Oval Turf Field is contaminated, no one would be allowed on that field. He said that the School Budget imposes a 15 percent tax increase on the taxpayers which is more than they can handle. He said that there is a referendum on the school budget on April 25<sup>th</sup>. He said that if the School Budget is defeated, the City Council cannot touch personnel and he said that this really does disturb him. He said that the City Budget starts the first day of the year. He said that the City Council is fiscally conservative and the Board of Education needs to get their house in order and not pass the buck. He said that he has been hearing a lot about Vote by Mail and he said that there are restrictions to that. He said that you cannot be a bearer for more than three voters. He advised everyone to not give open blank ballots to anyone.

Councilmember Erin Delaney said that she is totally disappointed with the Board of Education. She said that she can only make recommendations. She said that regarding the alleged field turf contamination, she is looking for clarification from the City Engineer. She spoke on snow storm clearance on Passaic Street. She spoke about the condition of the Passaic Street train trestle. She spoke on garbage collection. She said speeding is always an issue.

Councilmember Joseph Delaney said that no Councilmember will ever send children on a toxic field. He said that he is in favor full blast for the Garfield High School Stadium Project. He said that speeding is a problem throughout the entire City. He said that the best enforcement is police enforcement. He said that City Officials did have a meeting before the snow storm regarding the cleanliness of the City. He said that he never remembers the City recyclables and trash being collected late in the day. He said that a bunch of kids were picking up garbage today with the Clean Communities Coordinator. He said that he is totally disgusted with the Board of Education and for the Board of Education to not be aware of a \$7 million deficit is totally absurd. He said that he would never support a tax increase in regard to what they passed. He encouraged everybody to go out and vote in the Board of Education Election on April 25<sup>th</sup>. He spoke on the recent passing of former City Clerk Lorraine Werner on Sunday, March 5<sup>th</sup>.

Mayor Rigoglioso spoke on the cleanliness of the City. He spoke about the Centennial Parade scheduled to be held on April 30<sup>th</sup>. He spoke about the Arabica Coffee business. He spoke about NIXLE. He said that no one wants to hurt teachers or students. He spoke on the Board of Education budget. He said that the Governor years ago froze everything and that there is no way our citizens can absorb a \$600 tax increase. He said that 890 people voted in the last School Board Election.

ADJOURNMENT

At 9:25 PM, there being no further business, Councilmember Calandriello moved to adjourn the meeting. Councilmember Erin Delaney duly seconded the motion.

On call of roll, Ayes 5