

A Regular Meeting of the City Council was held Tuesday, September 22, 2020 at 7:05 PM in the Emergency Operations Center in Police Headquarters located at 411 Midland Avenue, Garfield, NJ 07026.

Mayor Richard Rigolioso presided. City Clerk Andrew J. Pavlica announced that the meeting was being held in accordance with provisions of the Open Public Meetings Act and under guidelines set forth by the New Jersey Division of Local Government Services in an email dated March 12, 2020 for the conduct of Council Meetings under a Health Emergency. City Clerk Pavlica announced 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 and on the City Website. City Clerk Pavlica also announced that, although not required, a special public notice was also published in the September 19, 2020 edition of the Bergen Record newspaper advising of this meeting being held remotely, and the public was also directed to the City Website for guidance in order to listen and watch and participate. City Clerk Pavlica advised that these actions have been taken to protect the health, safety and welfare of the people of Garfield due to the Coronavirus Pandemic.

Councilmembers Present: Richard Rigoglioso

Councilmembers Present Telephonically: Louis G. Aloia, Frank J. Calandriello, Erin Delaney and Joseph Delaney

Also Present: City Clerk Andrew J. Pavlica

Also Present Telephonically: City Attorney Robert Ferraro, Labor Counsel John Lavin and Interim Chief Financial Officer Roy Riggiano

CORONAVIRUS COVID-19 UPDATE

Mayor Richard Rigoglioso reported on a rise in the number of Coronavirus cases in Garfield. He said that there were 66 new cases in August 2020, and Garfield is averaging one or two new cases a day during September. He said that the City has not experienced any new deaths since the last Council Meeting. He said that there has been a slight rise in the number of new cases in Bergen County due to increased testing.

REPORTS OF OFFICERS

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

1. Building Inspector Robert Schultz advised that the second floor property for the “Cube Smart” Improvement at 75 River Drive has been properly engineered, checked and approved.
2. City Manager Thomas J. Duch recommends the adoption of the proposed Resolution for the Community Development application filed by the Garfield YMCA.
3. The Recreation Department has received a grant in the amount of \$45,099.33 for the Summer Food Program.

Councilmember Frank J. Calandriello reported on the following:

1. The flooding and roof concerns with the Bocci Courts in Twentieth Century Field off Gaston Avenue near the intersection of Leonard Street.

Councilmember Erin N. Delaney reported on the following:

1. Proposed Term Limits for members of the Garfield City Council.

COUNCIL CANDIDATES APPEARING ON SCREEN

A discussion ensued on whether it was proper for Council Candidates to appear on screen behind Councilmember Louis G. Aloia, potentially providing them with free campaign exposure.

RESOLUTIONS

Resolution No. 20-202

RESOLUTION FOR MUNICIPALITIES TO CONFIRM ENDORSEMENT OF COMMUNITY DEVELOPMENT PROJECTS

WHEREAS, a Bergen County Community Development grant of \$226,530.00 has been proposed by the YMCA of Garfield for COVID-19 PPE Supplies at their buildings located at 33 Outwater Lane and 490 Midland Avenue in the municipality of Garfield, and

WHEREAS, pursuant to the State Interlocal Services Act, Community Development 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 of Garfield, and

WHEREAS, this resolution does not obligate the financial resources of the municipality and is intended solely to expedite expenditure of the aforesaid CD funds.

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of Garfield hereby confirms 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) Erin N. Delaney
Joseph Delaney

Resolution No. 20-203

WHEREAS, Resolution No. 18-115 was adopted by the City Council at a Regular Meeting held March 27, 2018, making various appointments to the Garfield Event Planning and Recreation Advisory Committee, and

WHEREAS, the term of Martin Gray has expired,

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

Mariggi Lopez Houck is hereby appointed to the Garfield Event Planning and Recreation Advisory Committee to succeed Martin Gray for a term to expire April 30, 2022.

On call of roll, Ayes 5

(Sgd) Erin N. Delaney
Joseph Delaney

Resolution No. 20-204

WHEREAS, pursuant to Resolution No. 17-196, Anna Sciacca was appointed to the Garfield Redevelopment Agency and has since moved out of the City of Garfield, creating a vacancy,

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Garfield, Bergen County, New Jersey that pursuant to Ordinance No. 2338 codified as Chapter 56 of the Code of the City of Garfield that:

Susan Scudillo of 216 Division Avenue, is hereby appointed to the Garfield Redevelopment Agency, to fill the unexpired term of Anna Sciacca, said term to expire May 13, 2022.

On call of roll, Ayes 5

(Sgd) Erin N. Delaney
Joseph Delaney

Resolution No. 20-205

RESOLUTION AUTHORIZING APPOINTMENT OF MUNICIPAL REPRESENTATIVES TO THE BERGEN COUNTY COMMUNITY DEVELOPMENT REGIONAL COMMITTEE

WHEREAS, the City of Garfield has entered into a three year Cooperative Agreement with the County of Bergen as provided under the Interlocal Services Act N.J.S.A. 40A:8a-1 et seq. and Title 1 of the Housing and Community Development Act of 1974; and

WHEREAS, said Agreement requires that the City Council appoint a representative and alternate and that the City Manager appoint a representative and alternate for the FY2019-2020 term starting July 1, 2020 and ending on June 30, 2021.

NOW THEREFORE BE IT RESOLVED that the City of Council of the City of Garfield, Bergen County, New Jersey hereby appoints City Manager Thomas J. Duch as its representative and Mayor Richard Rigoglioso as its alternate and that the City Manager hereby appoints Deputy Mayor Joseph Delaney as his representative and Councilmember Louis G. Aloia as his alternate to serve on the Community Development Regional Committee for FY 2020-2021; and

RESOLUTIONS

BE IT FURTHER RESOLVED that an original copy of this resolution be forwarded to the Bergen County Division of Community Development, One Bergen County Plaza, Fourth Floor, Hackensack, New Jersey 07601.

On call of roll, Ayes 5

(Sgd) Erin N. Delaney
Joseph Delaney

Resolution No. 20-206

WHEREAS, Fire Company No. 3 advises that Robert Fanslau of 133 Pierre Avenue, has served as an active member of the Garfield Fire Department for at least twenty-one years and that he is entitled to a twenty-one year badge, and

WHEREAS, the records in the Office of the City Clerk indicate that he has served for a period of twenty-one years,

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Garfield, Bergen County, New Jersey that the recommendation of Fire Company No. 3 is hereby approved and that the proper officers are hereby authorized to issue a twenty-one year badge to the above named individual.

On call of roll, Ayes 5

(Sgd) Erin N. Delaney
Joseph Delaney

Resolution No. 20-207

WHEREAS, Fire Company No. 3 advises that Craig Yarmula, Jr. of 125 Jewell Street, Garfield, New Jersey has served as an active member of the Garfield Fire Department for a period of seven years and recommend that he be granted an exemption, and

WHEREAS, the records in the City Clerk's Office indicate that he has served for a period of seven years,

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Garfield, Bergen County, New Jersey that the recommendation of Fire Company No. 3 is hereby approved and that the proper officers are hereby authorized to issue an Exempt Firemen's Certificate to the above named individual.

On call of roll, Ayes 5

(Sgd) Erin N. Delaney
Joseph Delaney

Resolution No. 20-208

WHEREAS Fire Company No. 3 has advised that they have accepted Matthew Leon of 145 Farnham Avenue, Garfield, New Jersey 07026, as a regular active member, effective August 3, 2020,

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) Erin N. Delaney
Joseph Delaney

Resolution No. 20-209

WHEREAS Fire Company No. 4 has advised that they have accepted Honor Rae Jennings of 404 Madeline Avenue, Garfield, New Jersey 07026, as a regular active member, effective September 11, 2020,

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. 4 with respect to the above matter, is hereby approved.

On call of roll, Ayes 5

(Sgd) Erin N. Delaney
Joseph Delaney

Resolution No. 20-210

WHEREAS, Zenaida Jackson, 141 Palisade Avenue, who is the holder of a Disabled Person I.D. Card No. P2301437, has filed application for a handicapped parking sign to be placed at her address, and

RESOLUTIONS

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 Palisade Avenue commencing 33 feet north of the intersection of Palisade Avenue and Commerce Street and run an additional 20 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 N. Delaney
Richard Rigoglioso

Resolution No. 20-211

WHEREAS, Skarlet K. Germosen, owner of KG Nail Lounge, 171 Outwater Lane, has filed an application for a one hour parking zone to be placed at her 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 “One Hour Parking Zone”, located on the north curb line of Outwater Lane commencing 84 feet west of the intersection of Outwater Lane and Prospect Street and run an additional 25 feet west from that point.

BE IT FURTHER RESOLVED that a one hour parking zone is hereby authorized to be in effect Monday thru Friday 9:30am-7:00pm and Saturday 9:00am – 6:00pm.

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 N. Delaney
Richard Rigoglioso

Resolution No. 20-212

RESOLVED by the City Council of the City of Garfield that the City Clerk is hereby authorized to issue the following licenses for the fiscal year beginning July 1, 2020 (extended due to Covid 19 to October 1, 2020) and ending June 30, 2021:

PLENARY RETAIL CONSUMPTION LICENSES

License No.	0221-33-007-006	Tina Liquors, Inc. t/a MVP's 402 River Drive
	0221-33-008-009	LaSicilia, Inc. t/a LaSicilia 149 Van Winkle Avenue
	0221-33-021-001	Garfield Elks Lodge No. 2267 t/a Garfield Elks Lodge No. 2267 68 Lanza Avenue
	0221-33-031-009	La Fortaleza Inc. t/a La Fortaleza, Inc. 361 Midland Avenue
	0221-33-033-011	Firehouse Grill t/a The Firehouse 42 Plauderville Avenue

RESOLUTIONS

- | | |
|-----------------|---|
| 0221-33-036-010 | Meyer Avenue Management
t/a Hearth Tavern
791 Midland Avenue |
| 0221-33-048-007 | La Cambusa, LLC
t/a La Cambusa
517 River Drive, Suite 1 |
| 0221-33-052-016 | 279 Passaic Street LLC
t/a Blackjack Mulligans
279 Passaic Street |
| 0221-33-060-003 | Sportsman Tavern Inc.
t/a Sportsman Tavern
245 Outwater Lane |
| 0221-33-066-009 | G.F. Mazzola, Inc.
t/a Jack's Kicks Sports Bar and Filippo's
250-252 Midland Avenue |
| 0221-33-068-006 | Veterans of Foreign War
t/a VFW Benda-Roerich Post #2867
340 Outwater Lane |
| 0221-33-069-015 | Bergen Heritage Management, LLC
t/a The Bar BQ Grill
517 River Drive |

PLENARY RETAIL DISTRIBUTION LICENSES

- | | |
|-----------------|--|
| 0221-44-003-006 | Viki Siddhi and Vicky, LLC
t/a Belmont Liquors
79 Belmont Avenue |
| 0221-44-020-009 | Lilly's House Corporation
t/a All Nations Liquor
80 Passaic Street |

BE IT FURTHER RESOLVED that the foregoing renewals are granted on the condition that said renewal shall not constitute approval of anything at variance with the records of the City Council or any person-to-person transfer, place-to-place transfer or change of corporate structure approved prior to the passage of this resolution.

On call of roll, Ayes 5

(Sgd) Erin N. Delaney
Richard Rigoglioso

Resolution No. 20-213

A RESOLUTION AUTHORIZING A CONTRACT TO LAFORZA CONSTRUCTION, LLC FOR THE INSTALLATION OF A SANITARY SEWER CONNECTION FOR WELL 1A BACKWASH

WHEREAS, the granular activated carbon (GAC) treatment system at Well 1A requires periodic backwashing to service the filter system, and;

WHEREAS, the NJDEP requires the backwash be directed into a sanitary sewer system, and;

WHEREAS, the most efficient method to meet this requirement is to install a sanitary lateral and manhole for these intermittent flushing periods, and;

RESOLUTIONS

WHEREAS, three (3) quotes were secured by the City Engineer to install the required improvements to meet the NJDEP requirement noted and are summarized as follows:

1. La Forza Construction, LLC \$14,600
2. D.S. Meyer Enterprises, LLC. \$21,500
3. John n Garcia Construction Company, Inc. \$16,380

NOW THEREFORE BE IT RESOLVED a contract is hereby awarded to La Forza Construction, Inc. in the amount of \$14,600.

On call of roll, Ayes 5

(Sgd) Erin N. Delaney
Richard Rigoglioso

Resolution No. 20-214

A RESOLUTION AUTHORIZING THE CITY ENGINEER TO PROVIDE DESIGN AND INSPECTION SERVICES IN CONNECTION WITH ADA PLAYGROUND IMPROVEMENTS AT CENTURY FIELD

WHEREAS, the City of Garfield received a 75% grant and 25% low interest loan award totaling \$160,000 for an ADA special needs playground at 20th Century Field from the State of New Jersey, Office of Green Acres "Green Acres", and;

WHEREAS, Green Acres requires the submission of certain documents and procurement procedures in order to be eligible for these grant/loan monies, and;

WHEREAS, the City expects to procure the improvements via state contract for both the materials and labor, and;

WHEREAS, Green Acres requires the submission of detailed plans, an Environmental Assessment Report and other submissions for the state contract procurement process, and;

WHEREAS, the City has directed the City Engineer to oversee the necessary submissions and installation of this improvement and file the requisite Certificate of Completion at the end of the project to be eligible for reimbursement,

NOW THEREFORE BE IT RESOLVED, the City Engineer is hereby authorized to prepare the requisite design documents, an Environmental Assessment Report, submit the necessary documents and provide inspection services for ADA playground improvements at Century Field for a total fee not to exceed \$6,000.

On call of roll, Ayes 5

(Sgd) Erin N. Delaney
Richard Rigoglioso

Resolution No. 20-215

WHEREAS, the City of Garfield is in need of Animal Control and Feral Cat Services, and

WHEREAS, the Mayor and Council believe that it is in the best interest of the City to enter into a Shared Services Agreement with the County of Bergen whereby the County would provide Animal Control and Feral Cat Services, and

WHEREAS, term of the agreement would run from January 1, 2021 to December 31, 2021, with a 120 day termination clause, and

WHEREAS, the cost of the agreement would be \$45,425.63, for the year 2021,

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Garfield, Bergen County, New Jersey that the City Manager, Thomas J. Duch, and any other appropriate City Officials, are hereby authorized to execute and enter into a Shared Services Agreement with the County of Bergen for Animal Control Feral Cat Services as outlined above.

On call of roll, Ayes 5

(Sgd) Erin N. Delaney
Richard Rigoglioso

Resolution No. 20-216

WHEREAS the Receiver of Sewer reports that she has received a request from the following property owner for a refund due to sewer over payment for the year 2020.

RESOLUTIONS

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
5-16-62	Trento, Marc	O/P SEWER	\$541.94

On call of roll, Ayes 5

(Sgd) Erin N. Delaney
Richard Rigoglioso

Resolution No. 20-217

WHEREAS, 222 Outwater Lane LLC is the owner of real property known on the Tax Map of the City of Garfield as Block 128, Lot 38, commonly known as 222 Outwater Lane, in the City of Garfield, County of Bergen and State of New Jersey, has filed real property tax appeal for the year(s) 2018, 2019, and 2020, bearing Docket No. 1571-2018, 667-2019, 315-2020; 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 properties were assessed for the year(s) as follows:

Block 128, Lot 38 (Street Address- 222 Outwater Lane):

Year	Land	Improvements	Total
2018 Original Assessment	\$167,200.00	\$932,800.00	\$1,100,000.00
2019 Original Assessment	\$167,200.00	\$932,800.00	\$1,100,000.00
2020 Original Assessment	\$167,200.00	\$932,800.00	\$1,100,000.00

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 appeal by reducing the assessments as follows:

Block 128, Lot 38 (Street Address- 222 Outwater Lane):

Year	Land	Improvements	Total
2018 Settlement	\$167,200.00	\$782,800.00	\$950,000.00
2019 Settlement	\$167,200.00	\$732,800.00	\$900,000.00
2020 Settlement	\$167,200.00	\$732,800.00	\$900,000.00

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 N. Delaney
Richard Rigoglioso

RESOLUTIONS

Resolution No. 20-218

WHEREAS, N.J.S.A. 40A:5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions, and

WHEREAS, The Annual Report of Audit for the year 2019 has been filed by a Registered Municipal Accountant with the Municipal Clerk as per the requirements of N.J.S.A. 40A:5-6, and a copy has been received by each member of the governing body, and

WHEREAS, the Local Finance Board of the State of New Jersey is authorized to prescribe reports pertaining to the local fiscal affairs, as per R.S. 52:27BB-34, and

WHEREAS, the Local Finance Board has promulgated a regulation requiring that the governing body of each municipality shall by resolution certify to the Local Finance Board of the State of New Jersey that all the members of the governing body have reviewed, as a minimum, the sections of the annual audit entitled:

General Comments
Recommendations

and,

WHEREAS, the members of the governing body have personally reviewed as a minimum the Annual Report of Audit, and specifically the sections of the Annual Audit entitled:

General Comments
Recommendations

as evidenced by the group affidavit form of the governing body, and

WHEREAS, Such resolution of certification shall be adopted by the Governing Body no later than forty-five days after the receipt of the annual audit, as per the regulations of the Local Finance Board, and

WHEREAS, All members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board, and

WHEREAS, Failure to comply with the promulgations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S. 52:27BB-52 – to wit:

R.S. 52:27BB-52 – “A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office.”

NOW, THEREFORE BE IT RESOLVED, That the governing body of the City of Garfield, hereby states that it has complied with the promulgation of the Local Finance Board of the State of New Jersey dated July 30, 1968 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

On call of roll, Ayes 5

(Sgd) Erin N. Delaney
Richard Rigoglioso

Resolution No. 20-219

See

the

following

pages numbered _____ for Capital Budget Amendment

RESOLUTIONS

Resolution No. 20-220

A RESOLUTION AUTHORIZING AND DIRECTING THE PLANNING BOARD OF THE CITY OF GARFIELD, COUNTY OF BERGEN, STATE OF NEW JERSEY TO EXAMINE WHETHER THE PROPERTY LOCATED AT 933 RIVER DRIVE, ALSO KNOWN AS BLOCK 140, LOTS 91.01 AND 100.01 AS SHOWN ON THE OFFICIAL TAX MAP OF THE CITY OF GARFIELD SHOULD BE DETERMINED TO BE AN AREA IN NEED OF REDEVELOPMENT, SPECIFICALLY A NON-CONDEMNATION REDEVELOPMENT AREA, PURSUANT TO THE LOCAL REDEVELOPMENT AND HOUSING LAW, N.J.S.A. 40A:12A-1 ET SEQ.

WHEREAS, the City Council of the City of Garfield (the "City") has identified certain properties, located at 933 River Drive, also known as Block 140, Lots 91.01 and 100.01 as delineated on the tax map attached hereto and made part of this resolution (the "Property"), to be considered for designation as an area "in need of redevelopment", pursuant to the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq.; and

WHEREAS, before an area may be declared in need of redevelopment, it is legally necessary for the adoption of a resolution authorizing the Planning Board of a given municipality to undertake a preliminary study to determine whether the Property meets the criteria for designation as a redevelopment area pursuant to N.J.S.A. 40A:12A-6; and

WHEREAS, the City desires that the Planning Board undertake an examination as to whether the Property, may be deemed "an area in need of redevelopment"; and

WHEREAS, the City hereby states that any redevelopment area determination shall authorize the municipality to use all those powers provided by the Local Redevelopment and Housing Law for use in a redevelopment area, except the use of eminent domain (hereinafter referred to as a "Non-Condensation Redevelopment Area"); and

WHEREAS, the notice of any hearing to be conducted by the Planning Board with regards to this Resolution shall specifically state that a Non-Condensation Redevelopment Area determination shall not authorize the municipality to exercise the power of eminent domain to acquire the Property.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Garfield being the governing body thereof, that the City Planning Board is hereby directed and authorized to examine whether the properties located at 933 River Drive, also known as Block 140, Lots 91.01 and 100.01, as shown on the official tax map of the City of Garfield, should be determined "an area in need of redevelopment" pursuant to N.J.S.A. 40A:12A-5 and 6.

BE IT FURTHER RESOLVED THAT the City hereby states that any Non-Condensation Redevelopment Area determination shall not authorize the municipality to use all those powers provided by the Local Redevelopment and Housing Law for use in a redevelopment area, except the use of eminent domain.

BE IT FURTHER RESOLVED THAT the notice of any hearing to be conducted by the Planning Board with regards to this Resolution shall specifically state that a Non-Condensation Redevelopment Area determination shall not authorize the municipality to exercise the power of eminent domain to acquire any property in the delineated area.

BE IT FURTHER RESOLVED, that this resolution shall take effect immediately.

On call of roll, Ayes 3, Nays 2-
Councilmembers Aloia and Calandriello

(Sgd) Erin N. Delaney
Richard Rigoglioso

Resolution No. 20-221

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

WHEREAS, NJS 40A4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount was not determined at the time of the adoption of the budget; and

WHEREAS, the Director may also approve the insertion of an item of appropriation for equal amount,

NOW, THEREFORE BE IT RESOLVED, that the Mayor and Council of the City of Garfield in the County of Bergen, New Jersey, hereby requests the Director of the Division of Local Government Service to approve the insertion of an item of revenue in the budget of the year 2020 in the sum of \$3,020.04 which is now available from County of Bergen Municipal Alliance Grant and;

RESOLUTIONS

BE IT FURTHER RESOLVED, that the sum of \$3,020.04 is hereby appropriated under the caption County of Bergen Municipal Alliance Grant; and

BE IT FURTHER RESOLVED, that the above is the result of funds from County of Bergen Municipal Alliance Grant, in the amount of \$3,020.04.

On call of roll, Ayes 5

(Sgd) Richard Rigoglioso
Joseph Delaney

Resolution No. 20-222

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

WHEREAS, NJS 40A4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount was not determined at the time of the adoption of the budget; and

WHEREAS, the Director may also approve the insertion of an item of appropriation for equal amount,

NOW, THEREFORE BE IT RESOLVED, that the Mayor and Council of the City of Garfield in the County of Bergen, New Jersey, hereby requests the Director of the Division of Local Government Service to approve the insertion of an item of revenue in the budget of the year 2020 in the sum of \$1,641.45 which is now available from US Department of Justice Federal Body Armor Grant and;

BE IT FURTHER RESOLVED, that the sum of \$1,641.45 is hereby appropriated under the caption US Department of Justice Federal Body Armor Grant; and

BE IT FURTHER RESOLVED, that the above is the result of funds from US Department of Justice Federal Body Armor Grant, in the amount of \$1,641.45.

On call of roll, Ayes 5

(Sgd) Richard Rigoglioso
Joseph Delaney

Resolution 20-223

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

WHEREAS, NJS 40A4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount was not determined at the time of the adoption of the budget; and

WHEREAS, the Director may also approve the insertion of an item of appropriation for equal amount,

NOW, THEREFORE BE IT RESOLVED, that the Mayor and Council of the City of Garfield in the County of Bergen, New Jersey, hereby requests the Director of the Division of Local Government Service to approve the insertion of an item of revenue in the budget of the year 2020 in the sum of \$5,787.87 which is now available from State of New Jersey Body Armor Grant and;

BE IT FURTHER RESOLVED, that the sum of \$5,787.87 is hereby appropriated under the caption State of New Jersey Body Armor Grant; and

BE IT FURTHER RESOLVED, that the above is the result of funds from State of New Jersey Body Armor Grant, in the amount of \$5,787.87.

On call of roll, Ayes 5

(Sgd) Richard Rigoglioso
Joseph Delaney

Resolution No. 20-224

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

WHEREAS, NJS 40A4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount was not determined at the time of the adoption of the budget; and

RESOLUTIONS

WHEREAS, the Director may also approve the insertion of an item of appropriation for equal amount,

NOW, THEREFORE BE IT RESOLVED, that the Mayor and Council of the City of Garfield in the County of Bergen, New Jersey, hereby requests the Director of the Division of Local Government Service to approve the insertion of an item of revenue in the budget of the year 2020 in the sum of \$10,000.00 which is now available from The Russell Berrie Foundation Grant and;

BE IT FURTHER RESOLVED, that the sum of \$10,000.00 is hereby appropriated under the caption The Russell Berrie Foundation Grant; and

BE IT FURTHER RESOLVED, that the above is the result of funds from The Russell Berrie Foundation Grant, in the amount of \$10,000.00.

On call of roll, Ayes 5

(Sgd) Richard Rigoglioso
Joseph Delaney

Resolution No. 20-225

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

WHEREAS, NJS 40A4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount was not determined at the time of the adoption of the budget; and

WHEREAS, the Director may also approve the insertion of an item of appropriation for equal amount,

NOW, THEREFORE BE IT RESOLVED, that the Mayor and Council of the City of Garfield in the County of Bergen, New Jersey, hereby requests the Director of the Division of Local Government Service to approve the insertion of an item of revenue in the budget of the year 2020 in the sum of \$3,750.92 which is now available from The State of New Jersey Alcohol Ed and Rehab Grant and;

BE IT FURTHER RESOLVED, that the sum of \$3,750.92 is hereby appropriated under the caption The State of New Jersey Alcohol Ed and Rehab Grant; and

BE IT FURTHER RESOLVED, that the above is the result of funds from The State of New Jersey Alcohol Ed and Rehab Grant, in the amount of \$3,750.92.

On call of roll, Ayes 5

(Sgd) Richard Rigoglioso
Joseph Delaney

Resolution No. 20-226

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

WHEREAS, NJS 40A4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount was not determined at the time of the adoption of the budget; and

WHEREAS, the Director may also approve the insertion of an item of appropriation for equal amount,

NOW, THEREFORE BE IT RESOLVED, that the Mayor and Council of the City of Garfield in the County of Bergen, New Jersey, hereby requests the Director of the Division of Local Government Service to approve the insertion of an item of revenue in the budget of the year 2020 in the sum of \$135,000.00 which is now available from The State of New Jersey DEP Forestry Grant and;

BE IT FURTHER RESOLVED, that the sum of \$135,000.00 is hereby appropriated under the caption The State of New Jersey DEP Forestry Grant; and

BE IT FURTHER RESOLVED, that the above is the result of funds from The State of New Jersey DEP Forestry Grant, in the amount of \$135,000.00.

On call of roll, Ayes 5

(Sgd) Richard Rigoglioso
Joseph Delaney

RESOLUTIONS

Resolution No. 20-227

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

WHEREAS, NJS 40A4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount was not determined at the time of the adoption of the budget; and

WHEREAS, the Director may also approve the insertion of an item of appropriation for equal amount,

NOW, THEREFORE BE IT RESOLVED, that the Mayor and Council of the City of Garfield in the County of Bergen, New Jersey, hereby requests the Director of the Division of Local Government Service to approve the insertion of an item of revenue in the budget of the year 2020 in the sum of \$45,396.24 which is now available from The State of New Jersey Clean Communities Grant and;

BE IT FURTHER RESOLVED, that the sum of \$45,396.24 is hereby appropriated under the caption The State of New Jersey Clean Communities Grant; and

BE IT FURTHER RESOLVED, that the above is the result of funds from The State of New Jersey Clean Communities Grant, in the amount of \$45,396.24.

On call of roll, Ayes 5

(Sgd) Richard Rigoglioso
Joseph Delaney

Resolution No. 20-228

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

WHEREAS, NJS 40A4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount was not determined at the time of the adoption of the budget; and

WHEREAS, the Director may also approve the insertion of an item of appropriation for equal amount,

NOW, THEREFORE BE IT RESOLVED, that the Mayor and Council of the City of Garfield in the County of Bergen, New Jersey, hereby requests the Director of the Division of Local Government Service to approve the insertion of an item of revenue in the budget of the year 2020 in the sum of \$5,033.07 which is now available from The State of New Jersey Neighborhood Preservation Program Grant and;

BE IT FURTHER RESOLVED, that the sum of \$5,033.07 is hereby appropriated under the caption The State of New Jersey Neighborhood Preservation Program Grant; and

BE IT FURTHER RESOLVED, that the above is the result of funds from The State of New Jersey Neighborhood Preservation Program Grant, in the amount of \$5,033.07.

On call of roll, Ayes 5

(Sgd) Richard Rigoglioso
Joseph Delaney

BILLS AND CLAIMS

Resolution No. 20-229

RESOLVED by the City Council of the City of Garfield that the following Bills No. 2247 to 2253 covering Dog Trust Fund, Dedicated Penalty Trust Fire Department, Trust Other Fund and Police Ice Trust Account totaling \$105,029.46 and the Current Fund totaling \$249,127.17 and the Water Fund Current Fund totaling \$63,973.91 and the General Capital Fund totaling \$4,681.00 and the Water Capital Fund totaling \$5,600.00 per attached Computer Lists, dated September 18, 2020, 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 thirty one (31) items prior to the meeting be ratified.

BILLS AND CLAIMS

See

the

following pages numbered _____

for

Bills

and

Claims

ORDINANCES

Ordinance No.

The following entitled ordinance was introduced at a Regular Meeting held Tuesday, July 14, 2020; it was duly published; a copy was posted on the bulletin board in City Hall; copies were made available to the general public and having complied with the law, this ordinance was not read in full, and the City Council can now proceed with the public hearing and final passage:

AN ORDINANCE TO PROVIDE FOR THE AMENDMENT OF CHAPTER 341 ZONING OF THE REVISED GENERAL ORDINANCES OF THE CITY OF GARFIELD WITH THE ADDITION OF A NEW SECTION ENTITLED "RIGHTS-OF-WAY FOR 5G TELECOMMUNICATIONS"

City Clerk Pavlica read the ordinance by title and explained that this ordinance should be defeated because there is a new revised ordinance addressing this issue.

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 Joseph Delaney 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 Erin N. Delaney duly seconded the motion.

On call of roll, Nays 5

Ordinance No. 2843

The following entitled ordinance was introduced at a Regular Meeting held Tuesday, July 14, 2020; 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:

AMEND CHAPTER 161 OF THE CITY COE OF THE CITY OF GARFIELD, ENTITLED "GARAGE SALES" TO ADD CHAPTER 161-10 ENTITLED "CITY WIDE GARAGE SALES"

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 Erin N. Delaney 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 Richard Rigoglioso duly seconded the motion.

On call of roll, Ayes 5

Ordinance No. 2844

The following entitled ordinance was introduced at a Special Meeting held Tuesday, September 1, 2020; 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:

BOND ORDINANCE TO AUTHORIZE THE UNDERTAKING OF VARIOUS IMPROVEMENTS TO PUBLIC BUILDINGS AND FACILITIES IN, BY AND FOR THE CITY OF GARFIELD, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$1,000,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, 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

ORDINANCES

City Clerk Pavlica read the ordinance by title and explained that this ordinance should be defeated because there is a new revised ordinance addressing this issue.

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 Erin N. Delaney 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 Joseph Delaney duly seconded the motion.

On call of roll, Ayes 5

Ordinance No. 2845

The following entitled ordinance was introduced at a Special Meeting held Tuesday, September 1, 2020; 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:

BOND ORDINANCE TO AUTHORIZE THE UNDERTAKING OF VARIOUS IMPROVEMENTS TO PUBLIC BUILDINGS AND FACILITIES IN, BY AND FOR THE CITY OF GARFIELD, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$1,000,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, 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.

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 Erin N. Delaney 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 Joseph Delaney duly seconded the motion.

On call of roll, Ayes 5

Ordinance No. 2846

The following entitled ordinance was introduced at a Special Meeting held Tuesday, September 1, 2020; 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:

BOND ORDINANCE TO AUTHORIZE THE INSTALLATION OF A SPECIAL NEEDS PLAYGROUND AREA TO 20TH CENTURY FIELD IN, BY AND FOR THE CITY OF GARFIELD, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$180,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, 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

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 Erin N. Delaney 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 Joseph Delaney duly seconded the motion.

On call of roll, Ayes 5

Ordinance No. 2847

The following entitled ordinance was introduced at a Special Meeting held Tuesday, September 1, 2020; 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:

BOND ORDINANCE TO AUTHORIZE THE UNDERTAKING OF NEIGHBORHOOD PRESERVATION PROGRAM IMPROVEMENTS ALONG THE PASSAIC STREET CORRIDOR IN, BY AND FOR THE CITY OF GARFIELD, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$160,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHROIZE 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.

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 Erin N. Delaney 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 Joseph Delaney duly seconded the motion.

On call of roll, Ayes 5

Councilmember Erin Delaney introduced in writing the following ordinance entitled:

AN ORDINANCE TO AMEND AND REVISE CHAPTER 128-7 OF THE CITY CODE OF THE CITY OF GARFIELD, ENTITLED "VIOLATIONS AND PENALTIES" TO PERMIT FINES OF UP TO \$2,000.00 FOR FAILURE TO OBTAIN DWELLING CERTIFICATES

City Clerk Pavlica read the ordinance by title.

Councilmember Erin Delaney moved that this ordinance entitled: "AN ORDINANCE TO AMEND AND REVISE CHAPTER 128-7 OF THE CITY CODE OF THE CITY OF GARFIELD, ENTITLED "VIOLATIONS AND PENALTIES" TO PERMIT FINES OF UP TO \$2,000.00 FOR FAILURE TO OBTAIN DWELLING CERTIFICATES" 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, 2020 at 7:00 PM in the new Police Station 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

ORDINANCES

Councilmember Erin N. Delaney introduced in writing the following ordinance entitled:

AN ORDINANCE TO PROVIDE FOR THE AMENDMENT OF CHAPTER 341 ZONING OF THE REVISED GENERAL ORDINANCES OF THE CITY OF GARFIELD WITH THE ADDITION OF A NEW SECTION ENTITLED "RIGHTS-OF-WAY FOR 5G TELECOMMUNICATIONS"

City Clerk Pavlica read the ordinance by title.

Councilmember Erin N. Delaney moved that this ordinance entitled: "AN ORDINANCE TO PROVIDE FOR THE AMENDMENT OF CHAPTER 341 ZONING OF THE REVISED GENERAL ORDINANCES OF THE CITY OF GARFIELD WITH THE ADDITION OF A NEW SECTION ENTITLED "RIGHTS-OF-WAY FOR 5G TELECOMMUNICATIONS" 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, 2020 at 7:00 PM in the new Police Station 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 N. Delaney introduced in writing the following ordinance entitled:

BOND ORDINANCE TO APPROPRIATE AN ADDITIONAL SUM OF \$450,000 FOR THE UNDERTAKING OF THE NEIGHBORHOOD REVITALIZATION STREETScape AND PEDESTRIAN SAFETY PROJECT (PHASE I) IN, BY AND FOR THE CITY OF GARFIELD, IN THE COUNTY OF BERGEN, NEW JERSEY, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH ADDITIONAL 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.

Councilmember Erin N. Delaney moved that this ordinance entitled: "BOND ORDINANCE TO APPROPRIATE AN ADDITIONAL SUM OF \$450,000 FOR THE UNDERTAKING OF THE NEIGHBORHOOD REVITALIZATION STREETScape AND PEDESTRIAN SAFETY PROJECT (PHASE I) IN, BY AND FOR THE CITY OF GARFIELD, IN THE COUNTY OF BERGEN, NEW JERSEY, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH ADDITIONAL 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 October 27, 2020 at 7:00 PM in the new Police Station 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 N. Delaney introduced in writing the following ordinance entitled:

BOND ORDINANCE TO APPROPRIATE AN ADDITIONAL SUM OF \$225,000 FOR THE DEMOLITION OF THE EXISTING POLICE STATION AND THE CONSTRUCTION ON SUCH SITE OF A NEW POLICE STATION IN, BY AND FOR THE CITY OF GARFIELD, IN THE COUNTY OF BERGEN, NEW JERSEY, TO MAKE A DOWN PAYMENT, TO

ORDINANCES

AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH ADDITIONAL 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.

Councilmember Erin N. Delaney moved that this ordinance entitled: “BOND ORDINANCE TO APPROPRIATE AN ADDITIONAL SUM OF \$225,000 FOR THE DEMOLITION OF THE EXISTING POLICE STATION AND THE CONSTRUCTION ON SUCH SITE OF A NEW POLICE STATION IN, BY AND FOR THE CITY OF GARFIELD, IN THE COUNTY OF BERGEN, NEW JERSEY, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH ADDITIONAL 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 October 27, 2020 at 7:00 PM in the new Police Station 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 4, Nays 1 – Councilmember Erin N. Delaney

ARRIVAL OF CITY MANAGER DUCH AND CITY ENGINEER BOSWELL

At 7:40 PM, City Manager Thomas J. Duch and City Engineer Kevin J. Boswell joined the meeting telephonically and it was duly noted for the record.

ORDINANCES

Councilmember Erin N. Delaney introduced in writing the following ordinance entitled:

BOND ORDINANCE TO APPROPRIATE AN ADDITIONAL SUM OF \$65,000 FOR THE UNDERTAKING OF THE 2019 ROAD IMPROVEMENT PROGRAM AND BARRIER-FREE (ADA) IMPROVEMENTS TO CITY HALL IN, BY AND FOR THE CITY OF GARFIELD, IN THE COUNTY OF BERGEN, NEW JERSEY, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH ADDITIONAL 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.

Councilmember Erin N. Delaney moved that this ordinance entitled: “BOND ORDINANCE TO APPROPRIATE AN ADDITIONAL SUM OF \$65,000 FOR THE UNDERTAKING OF THE 2019 ROAD IMPROVEMENT PROGRAM AND BARRIER-FREE (ADA) IMPROVEMENTS TO CITY HALL IN, BY AND FOR THE CITY OF GARFIELD, IN THE COUNTY OF BERGEN, NEW JERSEY, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH ADDITIONAL 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 October 27, 2020 at 7:00 PM in the new Police Station 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 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

City Clerk Pavlica read the following statements and questions which were received via email:

Hello, my name is M. Vedat Elci. I am sixteen years old, and I attend Bergen Arts & Science Charter High School, located in Hackensack. I composed this letter to reach out to the Garfield City Council to share my recycling project that will hopefully be of mutual benefit for everyone in multiple aspects. I have been a resident in the States, within the City of Garfield, for two years. As a fellow immigrant, major third world countries do not undertake the act of recycling, and thus, their residents are not educated enough about recycling in school or anywhere else. Hence, since New Jersey is composed of various immigrants unfamiliar with recycling, I believe we can start a program to educate these immigrants on the importance of recycling and how to do it properly. It does not need to be anything complicated. And it will also hopefully keep our streets clean too. I have come to realize that littering is a concerning problem of the Garfield parks and streets. With this program, our City will also save money that it can use somewhere else, we will decrease the amount of pollution in the world and leave our children a better place, and increase the overall mood of every resident since they will all feel like they are making a change.

To start off, me and my friends are thinking of sending small poster cards to people's mailboxes with recycling facts to motivate them to recycle and if they already do, teaching them how to sort properly since our facility doesn't accept all plastic types for example. I also want to include pieces of texts to local newspapers so we can have a broader audience. For motivation, we can award the top 5 most recycling residents with a gift and promote them. (Note: in a later time, we can).

To continue, we can create a website that states more detailed facts, organize more community cleanups to clean our city even further, create recycling spots where residents can throw the plastics that our facility cannot recycle and take them to a facility that does give volunteer and students community service hours, revamp drained parks by planting trees, and lastly, clean the lakes.

The reason I created this project and want it to succeed is because: somebody has to do something. We can not continue to live life like this because we might not have one later. We need to make the best out of it and I am doing just that. It will also help my peers in their future careers and help them get in better colleges so we can make the world a better place.

From: Tana Raymond, 93 Spring Street:

1. Can I have a copy of the environmental clearance from the DEP FOR THE Kalama site. Deputy Joe Delaney said it could have been built on before now. I would like to see when the environmental clearance for that property was issued. What year? To my knowledge that parcel has been contaminated for years until recently therefore making it condemned for any type of redevelopment.
2. Is the council majority planning another pilot for the 80 apts on River Rd if it were to pass after the election? I know it was voted down presently but I'm concerned about after the election. I would like it on record.
3. Why are our council meetings still virtual? There is NO reason they can't be held in city hall, library or senior center with a limited capacity and masks with social distancing.
4. Mr Duch was not on line when I asked last meeting if he planned to replace John Lord's job With a council member's family member. If it's not true let's put that to sleep.
- 5 A thank you to all taxpayers who helped our most needy citizens thru this Pandemic by the city providing food for the seniors and citizens who needed food for their families. Much was purchased with taxpayers money and other sources . Also thank you to the volunteers who helped distribute all the food.

CITIZENS AND TAXPAYERS

6. Lastly, we are collecting in the school district for the families of the recent devastating fire. Hopefully we can give each family some cash to help them to get their lives back together. The school nurses are each in charge of collections for their respective buildings. I would sincerely like to thank them for their continued cooperation whenever our community is in need.

Please answer my questions. Thank you.

From: Evelyn Scott, 74 Herman Street, Garfield, NJ 07026:

My question is directed at the City Attorney. Months ago an ordinance was passed in where 3 properties were awarded PILOT Programs, and the stipulation in the PILOT is that the developer would not pay school taxes for a number of years. Even though the Mayor voted for the PILOT program, shouldn't he have abstained from the decision due to the fact that he is also an employee of the Board of Education? He abstained from the decision of how the School Budget would be negotiated, and that involved tax revenue to the schools. The PILOT program involved whether or not tax revenue would go to the schools so it seems there is a conflict of interest in casting a vote, no matter what that vote is. What is your legal opinion, attorney?

From: Joan Banez, 20 Hepworth Place, Garfield, NJ 07026:

1. I asked this at the last meeting and my question was not answered, so I will try once again. I am very interested in the future of Passaic Street and the 1st ward. Have any businesses on Passaic Street applied for the Façade improvement program to date?

2. I have learned that County funding has been offered and is available for municipalities to promote the census. We also see that political candidates have been promoting the census. Is their campaign funding independent of County funding to promote the census? What EXACTLY has the City of Garfield done to promote the census, independent of what the political candidates have done and have any of those promotions been funded by the County?

City Clerk Pavlica read the following statements and questions which were sent in electronically during the conduct of this meeting:

From: Ed Devine, 159 Market Street:

Question: How come the BOE can have meetings that can be attended by the public but the city council can't figure out a way to make this happen?

Question: Why have the questions using this format been limited to 100 characters since last meeting?

Question: Question for Mr Duch - answer would be appreciated. When is the Fleischers Brook crossing at Market St going to be repaired?

You stated in the past that the city had accepted responsibility for this project.

Boswell actually stated materials were going to be staged at school 4 shortly. Nothing has happened.

Question, Question for Mr Duch - answer would be appreciated. You stated the correct stone would be placed under the

General Pulaski statue in the fall complete with the names of the donors. When is this happening?

Question: Why have the questions using this format been limited to 100 characters since last meeting?

COUNCILMEMBER COMMENTS

Councilmember Aloia thanked the Garfield Police and Fire Departments for doing a wonderful job responding to the Van Winkle Avenue Fire on Saturday, September 19, 2020. He spoke on two homes being lost and a third one being damaged. He spoke on the efforts being made by many people to help those families. He said that it is a great thing when a whole community comes

COUNCILMEMBER COMMENTS

together for an unfortunate turn of events. He said that one of the homes was a Garfield Police Officer's Home and it was a total loss, and our prayers and thoughts and support go out to all of those families. He spoke on the 9-11 Memorial Service and Lighting Program for the public that he hosted at the Aloia Funeral Home on Harrison Avenue this past September 11th. He thanked everybody who participated. He spoke on the Bergen Record newspaper offering to host a debate with the Garfield City Council Candidates up for election on November 3, 2020. He spoke on the City Council conducting virtual Council Meetings during the Covid-19 Coronavirus Pandemic and he said that the City Council and Cabinet should meet at City Hall in one room even if the meeting continues to be conducted virtually. He spoke on Council Candidates being behind him on screen because he did not want to be accused of hiding the fact that they were virtually present with him at this Council Meeting. He said that Council Candidate Evelyn Scott offered up a great question and he said that he was curious what the official answer is. He said that in regard to a question offered by Council Candidate Tana Raymond regarding the old Kalama Chemical Property bounded by River Drive, Monroe Street, Cambridge Avenue and Hudson Street, he would like to know when the property owners received New Jersey Department of Environmental Protection approvals. He said that that property has a high level of contamination and a great job has been done cleaning the site. He commended the student who sent in the email concerning his proposed Recycling Program. He said that that student should be put in touch with Superintendent of Public Works/Recycling Coordinator Sam Garofalo who does an outstanding job with the City's Recycling Program. He spoke on the Resolution regarding the declaration of as an Area in Need of Redevelopment on River Drive near the intersection of Lanza Avenue. He spoke on encouraging Redevelopers to not build apartments. He spoke on rumors that the City had plans to close the Recreation Department and he said that he has heard no plans to that effect. He spoke on the format that Councilmembers only speak during the "Councilmember Comments" portion of the meeting.

Councilmember Calandriello congratulated Mariggi Lopez Houck, Susan Scudillo, Craig Yarmula, Jr.; Robert Fanslau, Matthew Leon, and Honor Rae Jennings, on their appointments and awards, pursuant to City Council Resolutions adopted tonight. He spoke on the Resolution regarding handicapped accessible playground equipment for Twentieth Century Field and he said that he is very excited for this to be installed in such a great spot. He spoke on the proposal that 933 River Drive be declared an Area in Need of Redevelopment for a building that is maybe only ten years old. He spoke on the need to discuss this proposal before it is presented to the Mayor and Council. He spoke on the old Kalama Chemical plant site, and he questioned if the City Engineer made representation that the site has not yet been declared "environmentally clean". He said that he would like a legal opinion from the City Attorney regarding the conflict of interest question from Evelyn Scott. He said that he would like an answer to the question from Joan Banez regarding loans and grants for façade improvements on Passaic Street. He spoke on the legal opinion regarding if the majority of the City Council, or the Mayor, has the authority and controls how Council Meetings are run, including whether the Council Meetings are conducted remotely, or if Councilmembers and City Officials can meet physically in one room for Council Meetings that are conducted remotely, without the public being physically present. He said that this format of remote Council Meetings suppresses the rights of the public and Councilmembers. He spoke on the presiding officer of Council Meetings prohibiting Councilmembers from commenting while voting at meetings, and being directed to explain their vote under the "Councilmember Comments" portion of the meeting. He spoke on the Deputy Mayor explaining his vote during the roll call on a Resolution at the last Council Meeting, while saying that Councilmembers cannot explain their vote, while the roll call is taken. He spoke on the conduct of Councilmembers at Council Meetings. He spoke on the reasons that it took so long for the new Police Station to be built. He spoke on the discussions regarding the proposed locations for the new Police Station, and that a contamination needed to be addressed at the current site. He spoke on Eminent Domain issues regarding Redevelopment. He spoke on how long people have served on the City Council and their accomplishments. He spoke on the City having redeveloped 43 acres and being friendly with the neighborhoods and partnering with Developers over the years, and how the Developers have paid their fair share of School taxes, and have made a major contribution to the Municipality for improvements. He spoke on proposals to develop Columbus Park. He spoke on improvements made in Twentieth Century Field, the Malcolm Avenue Playground and the Passaic River

COUNCILMEMBER COMMENTS

Walkway. He said that he likes to give his opinion when he votes. He said that in his 24 years on the City Council, he is proud to have been part of the Redevelopment of 43 acres of land in the City in conjunction with Smart Growth, and with the help of New Jersey Senator Paul Sarlo. He questioned the details of Developer's Agreements. He spoke on the Ordinance prohibiting plastic bags and plastic straws in Garfield. He spoke on the need for the City Council to meet more frequently. He spoke on the issues regarding the shed by the Bocci Courts in Twentieth Century Field. He told everyone to stay safe and stay well.

Councilmember Erin Delaney spoke on the proposal regarding Recycling presented by a student tonight. She spoke on Payment in Lieu of Taxes in connection with Redevelopment Projects. She spoke on the City getting money from the PILOT Program that it normally would not get. She spoke on allegations that a majority of the City Council wanted to construct condominiums in Columbus Park. She said that that land is on the Green Acres Inventory and if the City took parkland away from Green Acres properties, the City would be obligated to replace that parkland at a four to one ratio. She spoke on the conduct of Councilmembers at Council Meetings. She gave the Mayor "Kudos" for the format of tonight's Council Meeting. She spoke on the proposed Area in Need of Redevelopment designation on a property that is sitting vacant at 933 River Drive. She spoke on the legality of proposed term limits for the Garfield City Council. She said that she will not support 80 apartments at a proposed Redevelopment site on River Drive. She said that she would prefer a promotion from within regarding the Superintendent of Parks position previously held by John Lord, who has just recently retired. She spoke on grant money that the City Council received from the County to promote the 2020 Federal Census count. She spoke on Fleischer's Brook needing immediate attention at Lanza Avenue, and she spoke on the Market Street culvert over Fleischer's Brook. She explained her vote on the Bond Ordinance regarding the Police Station. She said that she did not hear that the Recreation Center was being closed down. She spoke on the handicapped accessible playground in Twentieth Century Field, the 2020 Road Improvement Program, and the PSE & G Paving Project in the City of Garfield. She gave "Kudos" to the young man who has reached out to City Officials regarding his Recycling proposals, and to the Aloia Family for organizing a 9-11 Memorial Service. She spoke on the huge success of the City-wide Garage Sale held the weekend of September 12-13, 2020. She spoke on how Garfield City Council Meetings are being conducted during a Covid-19 Coronavirus Pandemic where there has been an uptick in the number of cases. She spoke on a survey of 29 Municipalities in Bergen County and how 21 of those Municipalities do not have the public physically present at the meetings due to the Pandemic. She spoke on a proposed Municipal Court Debt Collection Service. She said that in Elmwood Park, which uses a Municipal Court Debt Collection Service, there are 34 open violations for a total of money owed in the amount of \$12,752.50. She said that in Garfield, there are 875 open violations and upwards of \$358,000 owed directly to the City of Garfield. She encouraged everyone to participate in the Fundraiser Raffle being conducted by the Garfield YMCA. She spoke on the devastating fire that occurred on Van Winkle Avenue on September 19th. She spoke on thinking of every single affected family and to donate as much to help as possible. She commended the Garfield Volunteer Fire Department and the fourteen Mutual Aid Fire Departments from the surrounding Municipalities who responded. She spoke on PBA Local No. 46 bringing the City together after such a major tragedy and for taking care of the affected families. She spoke on how she thought that it was not appropriate for City Council Candidates to be sitting on screen behind certain Councilmembers during the broadcast of this meeting. She said that the Candidates should not be making gestures while current Councilmembers are speaking.

Deputy Mayor Joseph Delaney asked City Engineer Boswell to explain how the Developer of the Redevelopment Project at the south end of Walnut Street had to clean up the contamination at the site before construction could begin, and how this will be a similar process at the old Kalama Chemical site. It was explained that many times a Development is part of the cleanup. He spoke on the proposed upgrading of Columbus Park to make it better. He spoke on the need to fix the Garfield High School Athletic Fields behind City Hall. He spoke on the amount of time it took to construct a new Police Station. He spoke on the PILOT Program and how it would get so much more money into the City Treasury. He said that all anyone has to do is compare how much money

COUNCILMEMBER COMMENTS

the City is receiving before Redevelopment, and how much money the City is receiving after Redevelopment. He thanked City Manager Duch for all the grant money that he gets for the City. He said that he likes the format of this Council Meeting. He spoke favorably for the Bergen Record newspaper attempting to arrange a debate of City Council Candidates. He said that he has never heard that the City Recreation Department is closing. He spoke on the 2020 Federal Census. He spoke on the Recycling proposal of the young man presented at this meeting tonight. He spoke on a City-wide Cleanup and the need to work together as a team. He said that it is now Autumn and the Summer Banners need to be taken down over the River Drive roadway. He spoke on Steve's Burgers off Route 46 donating 50% of today's proceeds to the families of Saturday's Devastating Fire. He said "Hats Off" to the Policemen and Firefighters and First Responders who were there at Saturday's Fire. He spoke on Erin Delaney being named one of the Top One Hundred Millennials in the State of New Jersey by Insider New Jersey and how it is a great recognition for her and for the City of Garfield. He spoke on her accomplishments. He extended his heart and prayers to the families affected by the incident of this past Saturday Night. He expressed a great thank you to the First Responders of the City of Garfield and the surrounding Municipalities. He spoke on the Aloia Family arranging for a well-done 9-11 Memorial Service, and he thanked them for doing that.

Mayor Rigoglioso congratulated Matthew Leon and Honor Rae Jennings for becoming members of the Garfield Volunteer Fire Department. He congratulated Robert Fanslau on receiving a 21 year badge and Craig Yarmula, Jr. for becoming an Exempt Fireman. He spoke on the grants that the City received from Body Armor, the Russell Berrie Foundation, the State of New Jersey Alcohol Ed and Rehab, the State of New Jersey DEP Forestry Program, the State of New Jersey Clean Communities Program, and State of New Jersey Neighborhood Preservation Program. He said that the Aloia Family did a great job with the 9-11 Memorial Service. He spoke on the interest of a TV Show called the "Balancing Act" hosted by Montel Williams that is on the Lifetime Network about doing a segment in Garfield on "Finding Happiness in Your City". He spoke on working with City Manager Duch and the County of Bergen to address flooding issues in the City of Garfield. He spoke on Garfield hosting a Covid-19 Testing Site at the back parking lot of the Recreation Center at 466 Midland Avenue. He spoke on a magazine called "Business View" wanting to do a story on Garfield and other Municipalities with a series of interviews with Municipal Officials. He spoke on when, about four years ago, he and the City Manager met with residents of the First Ward regarding eminent domain issues with a Powerpoint Presentation at City Hall. He spoke on the need to Redevelop Passaic Street and how the City needs to move forward. He spoke on proposed improvements to Columbus Park. He spoke on the 2020 Federal Census. He spoke on the authority and responsibilities of the City Manager vs. that of the City Council. He spoke on a recent City-wide Cleanup. He praised the student who presented his suggestions regarding Recycling. He congratulated Erin Delaney on being recognized as one of the Top One Hundred Millennials in the State of New Jersey. He spoke on the upcoming Halloween Home Decorating Contest. He spoke on the weather starting to change, and how Flu Season will be here, especially in November and December. He told everybody to take care of themselves and to stay safe.

City Manager Duch spoke on the House Fire that occurred on September 19, 2020 on Van Winkle Avenue. He advised that the City is waiting for guidance from the County and the Governor's Office and the State Department of Health in regard to reopening Garfield City Hall to the public. He spoke on Cub Scout Pack No. 250 hosting a Drive-By Canister Fundraiser. He spoke on the Recycling Proposals presented by the Student this evening. He spoke on the old Kalama Chemical site and he said that the Federal Environmental Protection Agency is not involved with the Kalama site and it is not a Super Fund site under the EPA. He said that the Kalama site is under authority of the New Jersey Department of Environmental Protection. He said that the Developer of the Walnut Street site, the Schley Crossing project done by Meridia, a George Capodagli Property Management Company, came in and cleaned up the site to residential standards. He said that the Kalama site will not be cleaned up to residential standards, it will be cleaned up to allow commercial development. He spoke on the proposed filling of the position of Superintendent of Parks, previously held by John Lord who just recently retired, and how the projected Deficit in the City's Budget is \$850,000, and how there are about \$450,000 in cuts, and how various positions are not being filled at this time, including the Recreation Director position. He said that there has not been any contemplation at all about closing the Recreation Center. He said that once the City gets through the Coronavirus

COUNCILMEMBER COMMENTS

Pandemic, the City will have a fully functioning Recreation Department as the City has had in the past. He said that the City has taken the Garfield YMCA model and the Boys and Girls Club model as a guide for caring for the City's children during the Pandemic. He spoke on the Façade Improvement Program and how the first Façade Grant was given to a business owned by Gary Zalarick and a second Façade Improvement Grant was approved a week ago to Prince Romney. He spoke on the Federal Census Grant that the City has been awarded. He spoke on the Fleischer's Brook Improvement by the Middle School on Lanza Avenue. He spoke on the Fleischer's Brook Culverts being a County responsibility and how the County does not share that opinion. He said that he recently suggested that the City go back to the County and take a different approach and do one or two culverts a year, and the City could fund part, and the County could fund part of those improvements. He spoke on the Casimir Pulaski Statue in the Riverfront Park near Market Street and the plaque to be affixed to the base of the statue. He spoke on Covid-19 Testing to be conducted on Thursday, October 1st behind the Recreation Center, and the fliers to be sent out tomorrow. He spoke on the George Capodagli Grant to assist the families affected by the Van Winkle Fire. He spoke on his attempts to reopen City Hall and how on July 8th, the City attempted to reopen the Municipal Court, and how on July 9th, the City received an order to shut the Municipal Court down. He spoke on waiting to receive guidance from higher levels of government. He spoke on the City Tax Collection rate being 98.02% for the second quarter and being 96.73% for the third quarter. He spoke on an upcoming Financial Meeting he will be holding with City Finance Officials to cut another \$400,000 to keep the City operating.

ADJOURNMENT

At 9:20 PM, there being no further business, Councilmember Joseph Delaney moved to adjourn the meeting. Councilmember Erin Delaney duly seconded the motion.

On call of roll, Ayes 5

Andrew J. Pavlica, CITY CLERK