

A Regular Meeting of the City Council was held on Tuesday, August 17, 2021 at 8:30 PM in the Conference Room in City Hall, 111 Outwater Lane, Garfield, NJ 07026.

Mayor Richard Rigoglioso presided. Deputy City Clerk Diane Rosolen 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 City website, the bulletin boards in City Hall, and on the front and back doors of City Hall.

Councilmembers Present: Pawel Maslag, Romi Herrera, Alejandrina Banch, Joseph Delaney and Richard Rigoglioso

Also Present: City Manager Erin N. Delaney, Deputy City Clerk Diane Rosolen, City Attorney Robert Ferraro Labor Counsel John Lavin, City Engineer Carl O'Brien, Interim Financial Officer Roy Riggitano

### MINUTES

Councilmember Herrera moved to approve the Minutes of the following meetings:

Work	Session	-	July	20,	2021
Regular	Meeting	-	July	20,	2021

Councilmember Banch duly seconded the motion.

On call of roll, Ayes 5

### RESOLUTIONS

Resolution No. 21-251

WHEREAS, an application has been filed for a Person to Person Transfer Application of Plenary Retail Distribution License No. 0221-44-003-005, Viki Siddhi and Vicky LLC t/a Belmont Liquors (William Patel, 53 Central Avenue #2, Jersey City, New Jersey 07306 who owns 33 1/3% shares of the corporation, Bharti Patel, 95 Sandgord Place #1, Jersey City, NJ 07306 who owns 33 1/3% shares of the corporation and Patel Sarsati, 53 Central Avenue, Jersey City, New Jersey who owns 33 1/3% of the shares of the Corporation), to AARP Wine & Spirit, LLC, t/a Belmont Liquors (Ranjan P. Patel, 42-44 Summit Avenue who will own 100% of the shares of the Corporation), located at 79 Belmont Avenue, Garfield, New Jersey 07026.

WHEREAS, the submitted application form is complete in all respects, the transfer fees have been paid, and the license has been properly renewed for the current license term, and

WHEREAS, the applicant is qualified to be licensed according to all standards established by Title 33 of the New Jersey Statutes, regulations promulgated thereunder, as well as pertinent local ordinances and conditions consistent with Title 33, and

WHEREAS, the applicant has disclosed and the issuing authority reviewed the source of all funds used in the purchase of the license and the licensed business and all additional financing obtained in connection with the licensed business, and

WHEREAS, the Police Department has conducted a background investigation and the applicant and premises are suitable for licensing, and

WHEREAS, a "Tax Clearance - Transfer Certificate" has been issued and has been received as required pursuant to regulations promulgated by the State of New Jersey Division of Taxation,

NOW THEREFORE, BE IT RESOLVED that the City Council of the City of Garfield, Bergen County, New Jersey, does hereby approve, effective August 18, 2021, the transfer of the aforesaid Plenary Retail Consumption License No. 0221-44-003-005, to AARP Wine & Spirit, LLC, (Ranjan P. Patel, 42-44 Summit Avenue who will own 100% of the shares of the Corporation), located at 79 Belmont Avenue, Garfield, New Jersey 07026, t/a as Belmont Liquors and does hereby direct the City Clerk to endorse the license certificate to the new ownership as follows: "This license, subject to all its terms and conditions, is hereby transferred to AARP Wine and Spirit LLC located at 79 Belmont Avenue, Garfield, NJ 07026, effective August 18, 2021".

BE IT FURTHER RESOLVED that this license is transferred on the condition that no Go-Go, live entertainment or discotheque be used in connection with this license; (A fee of \$200.00 was collected for the State of New Jersey in connection with the person to person license transfer, and a fee of \$90.00 was collected for the City of Garfield in connection with the place to place license transfer).

RESOLUTIONS

On call of roll, Ayes 5

(Sgd) Romi Herrera  
Joseph Delaney

Resolution No. 21-252

RESOLVED by the City Council of the City of Garfield, Bergen County, New Jersey that Daniel Golabek is hereby appointed Assistant City Manager of the City of Garfield, effective September 1, 2021, term ending December 31, 2021, to be revisited on an annual basis.

On call of roll, Ayes 5

(Sgd) Romi Herrera  
Joseph Delaney

Resolution No. 21-253

WHEREAS, Fire Company No. 3 has advised that they have accepted Liam Robertson, 345 Mac Arthur Avenue, Garfield, New Jersey 07026, as a Junior Member, effective July 5, 2021, 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) Romi Herrera  
Joseph Delaney

Resolution No. 21-254

WHEREAS, Fire Company No. 2 has advised that they have accepted Nathalia Falette of 9 Onyx Ct., Passaic, New Jersey, as a regular active member, effective July 1, 2021, 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. 2 with respect to the above matter, is hereby approved.

On call of roll, Ayes 5

(Sgd) Romi Herrera  
Joseph Delaney

Resolution No. 21-255

WHEREAS, Fire Company No. 2 has advised that they have accepted the resignation of Jozalina Martinez of 263 Lafayette Avenue, Passaic, New Jersey as an active member, effective July 1, 2021, NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Garfield that the action taken by Fire Company No. 2 with respect to the above matter, is hereby approved.

On call of roll, Ayes 5

(Sgd) Romi Herrera  
Joseph Delaney

Resolution No. 21-256

WHEREAS, Maria Nasello, 6 Farnham Avenue, who is the holder of a Disabled Person I.D. Card No. P2596440, has filed application for a handicapped parking sign to be placed at her address, and WHEREAS, the Police Department has investigated 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 south curb line of Farnham Avenue commencing 78 feet east of the intersection of Farnham Avenue and MacArthur Avenue and continue an additional 20 feet east from that point. FURTHER RESOLVED that the Traffic Safety Control Division is hereby authorized and directed to erect an appropriate sign at the above location.

On call of roll, Ayes 5

(Sgd) Romi Herrera  
Joseph Delaney

RESOLUTIONS

Resolution No. 21-257

WHEREAS, Adriana Lesnicki, 51 Krakow Street, who is the holder of a Disabled Person I.D. Card No. P2042402, has filed application for a handicapped parking sign to be placed at her address, and WHEREAS, the Police Department has investigated and recommend approval of the application, NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Garfield that one parking space be designated as reserved for “Handicapped Parking”, located on the north curb line of Krakow Street commencing 560 feet west of the intersection of Krakow Street and Gaston Avenue and continue an additional 20 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) Romi Herrera  
Joseph Delaney

Resolution No. 21-258

WHEREAS, Kundalini Haylett, 17 Orchard Street, who is the holder of a Disabled Person I.D. Card No. P2375422, has filed application for a handicapped parking sign to be placed at her address, and WHEREAS, the Police Department has investigated 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 Orchard Street commencing 202 feet north of the intersection of Orchard Street and VanWinkle Avenue and continue 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) Romi Herrera  
Joseph Delaney

Resolution No. 21-259

WHEREAS, Leonard Fariello, 45 Summit Avenue, who is the holder of a Disabled Person I.D. Card No. P2227807, has filed application for a handicapped parking sign to be placed at his address, and WHEREAS, the Police Department has investigated 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 Summit Avenue commencing 219 feet south of the intersection of Summit Avenue and VanWinkle Avenue and continue an additional 20 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) Romi Herrera  
Joseph Delaney

Resolution No. 21-260

RESOLUTION FOR RENEWAL OF MEMBERSHIP IN THE SUBURBAN METRO JOINT INSURANCE FUND  
WHEREAS, the City of Garfield is a member of the Suburban Metro Joint Insurance Fund; and WHEREAS, said renewed membership terminates as of December 31, 2021 unless earlier renewed by agreement between the Governing Body and the Fund; and WHEREAS, the board desires to renew said membership; NOW THEREFORE, be it resolved as follows:

1. The City of Garfield agrees to renew its membership in the Suburban Metro Joint Insurance Fund and to be subject to the Bylaws, Rules and Regulations, coverages, and operating procedures thereof as presently existing or as modified from time to time by lawful act of the Fund.

RESOLUTIONS

2. The Governing Body shall be and hereby are authorized to execute the agreement to renew membership annexed hereto and made a part hereof and to deliver same to the Suburban Metro Joint Insurance Fund evidencing the board's intention to renew its membership.

On call of roll, Ayes 5

(Sgd) Romi Herrera  
Joseph Delaney

Resolution No. 21-261

RESOLUTION APPROVING SETTLEMENT WITH BT BELMONT LLC

WHEREAS, BT Belmont LLC (hereinafter "Belmont") has made a claim against the City of Garfield in excess of \$111,690.00 relating to the lease that the City had with Belmont for the City's temporary police headquarters; and

WHEREAS, subsequent to review of the claim with Belmont, Belmont has agreed to accept the sum of \$1,811.24 as full and final settlement of all claims that Belmont has against the City; and

WHEREAS, the settlement of \$1,811.24 represents a reasonable sum for any remaining obligations of the City;

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the City of Garfield, County of Bergen, State of New Jersey, that the City approves the settlement with Belmont in the sum of \$1,811.24 and authorizes payment of said settlement.

NOW, THEREFORE, BE IT FURTHER RESOLVED, by the Mayor and Council of the City of Garfield, County of Bergen, and State of New Jersey that the City Clerk be and he is hereby directed to forward certified copies of this approved resolution to the Chief Financial Officer, the City Manager and the City Attorney.

On call of roll, Ayes 5

(Sgd) Romi Herrera  
Joseph Delaney

Resolution No. 21-262

RESOLUTION RATIFYING CONTRACT TO PURCHASE REAL ESTATE LOCATED AT 213-225 RIVER DRIVE, GARFIELD, NEW JERSEY

WHEREAS, The City of Garfield desires to purchase the property commonly known as 213-225 River Drive, Garfield, New Jersey; and

WHEREAS, the City Manager has executed a contract to purchase said property for the sum of \$350,000.00 from Poehlmann Realty LLC, subject to ratification of the Mayor and City Council; and

WHEREAS, the purchase of the subject property will enable the City to continue the riverfront park;

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

1. The contract between the City of Garfield and Poehlmann Realty, LLC for the purchase of 213-225 River Drive, Garfield, New Jersey for the sales price of \$350,000.00 is hereby ratified.
2. The City Manager is hereby authorized to proceed with the purchase of the said property pursuant to the terms of the Contract.
3. BE IT FURTHER RESOLVED, by the Mayor and Council of the City of Garfield, County of Bergen, and State of New Jersey that the City Clerk be and he is hereby directed to forward certified copies of this approved resolution to the City Manager and the City Attorney.

On call of roll, Ayes 5

(Sgd) Romi Herrera  
Joseph Delaney

RESOLUTIONS

Resolution No. 21-263

RESOLUTION RATIFYING CONTRACT TO PURCHASE REAL ESTATE LOCATED AT 263 RIVER DRIVE, GARFIELD, NEW JERSEY

WHEREAS, The City of Garfield desires to purchase the property commonly known as 263 River Drive, Garfield, New Jersey; and

WHEREAS, the City Manager has executed a contract to purchase said property for the sum of \$460,000.00 subject to ratification of the Mayor and City Council; and

WHEREAS, the purchase of the subject property will enable the City to continue the riverfront park;

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

1. The contract between the City of Garfield and Teresa Jaworska for the purchase of 263 River Drive, Garfield, New Jersey for the sales price of \$460,000.00 is hereby ratified.
2. The City Manager is hereby authorized to proceed with the purchase of the said property pursuant to the terms of the Contract.
3. BE IT FURTHER RESOLVED, by the Mayor and Council of the City of Garfield, County of Bergen, and State of New Jersey that the City Clerk be and he is hereby directed to forward certified copies of this approved resolution to the City Manager and the City Attorney.

On call of roll, Ayes 5

(Sgd) Romi Herrera  
Joseph Delaney

Resolution No. 21-264

RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A PROFESSIONAL SERVICES AGREEMENT WITH ARCARI AND IOVINO ARCHITECTS P.C. TO PROVIDE ARCHITECTURAL SERVICES FOR THE GARFIELD PUBLIC LIBRARY INTERIOR RENOVATIONS

WHEREAS it is in the best interest of the City of Garfield to enter into an agreement with ARCARI AND IOVINO ARCHITECTS P.C. to provide architectural services for the Garfield public library interior renovations; and

WHEREAS the terms of the agreement are outlined in proposal documents submitted by ARCARI AND IOVINO ARCHITECTS P.C attached hereto as Exhibit A; and

WHEREAS the agreement is for professional services and as a result is exempt from the public bidding process; and

WHEREAS the Mayor and Council of City of Garfield authorize the City Manager, Thomas J. Duch, to enter into an agreement with ARCARI AND IOVINO ARCHITECTS P.C. to provide architectural services for the Garfield public library interior renovations as outlined in Exhibit A; and

NOW, THEREFORE, BE IT RESOLVED that on the 17<sup>th</sup> day of August 2021, the City of Garfield approves the authorization of the City Manager, Erin Delaney, to enter into an agreement with ARCARI AND IOVINO ARCHITECTS P.C. to provide architectural services for the Garfield public library interior renovations as outlined in Exhibit A.

On call of roll, Ayes 5

(Sgd) Romi Herrera  
Joseph Delaney

Resolution No. 21-265

RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A PROFESSIONAL SERVICES AGREEMENT WITH COLLIERS ENGINEERING & DESIGN (D/B/A MASER CONSULTING) TO PROVIDE ENGINEERING SERVICES FOR THE COLUMBUS PARK IMPROVEMENTS

WHEREAS it is in the best interest of the City of Garfield to enter into an agreement with COLLIERS ENGINEERING & DESIGN to provide engineering services for the Columbus Park Improvements; and

RESOLUTIONS

WHEREAS the terms of the agreement are outlined in proposal documents submitted by COLLIERS ENGINEERING & DESIGN attached hereto as Exhibit A; and  
WHEREAS the agreement is for professional services and as a result is exempt from the public bidding process; and  
WHEREAS the Mayor and Council of City of Garfield authorize the City Manager, Thomas J. Duch, to enter into an agreement with COLLIERS ENGINEERING & DESIGN to provide engineering services for the Columbus Park Improvements as outlined in Exhibit A; and  
NOW, THEREFORE, BE IT RESOLVED that on the 17<sup>th</sup> day of August 2021, the City of Garfield approves the authorization of the City Manager, Erin Delaney, to enter into an agreement with COLLIERS ENGINEERING & DESIGN to provide engineering services for the Columbus Park Improvements as outlined in Exhibit A.

On call of roll, Ayes 5

(Sgd) Romi Herrera  
Joseph Delaney

Resolution No. 21-266

RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A PROFESSIONAL SERVICES AGREEMENT WITH COLLIERS ENGINEERING & DESIGN (D/B/A MASER CONSULTING) TO PROVIDE ENGINEERING SERVICES FOR THE MUNICIPAL MS4 – TIER A PERMITTING

WHEREAS it is in the best interest of the City of Garfield to enter into an agreement with COLLIERS ENGINEERING & DESIGN to provide engineering services for the Municipal MS4 – Tier A Permitting; and

WHEREAS the terms of the agreement are outlined in proposal documents submitted by COLLIERS ENGINEERING & DESIGN attached hereto as Exhibit A; and

WHEREAS the agreement is for professional services and as a result is exempt from the public bidding process; and

WHEREAS the Mayor and Council of City of Garfield authorize the City Manager, Thomas J. Duch, to enter into an agreement with COLLIERS ENGINEERING & DESIGN to provide engineering services for the Municipal MS4 – Tier A Permitting as outlined in Exhibit A; and

NOW, THEREFORE, BE IT RESOLVED that on the        day of August 2021, the City of Garfield approves the authorization of the City Manager, Erin Delaney, to enter into an agreement with COLLIERS ENGINEERING & DESIGN to provide engineering services for the Municipal MS4 – Tier A Permitting as outlined in Exhibit A.

On call of roll, Ayes 5

(Sgd) Romi Herrera  
Joseph Delaney

Resolution No. 21-267

RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A PROFESSIONAL SERVICES AGREEMENT WITH COLLIERS ENGINEERING & DESIGN (D/B/A MASER CONSULTING) TO PROVIDE ENGINEERING SERVICES FOR THE FIREHOUSE BASKETBALL COURT IMPROVEMENTS

WHEREAS it is in the best interest of the City of Garfield to enter into an agreement with COLLIERS ENGINEERING & DESIGN to provide engineering services for the Firehouse Basketball Court Improvements; and

WHEREAS the terms of the agreement are outlined in proposal documents submitted by COLLIERS ENGINEERING & DESIGN attached hereto as Exhibit A; and

WHEREAS the agreement is for professional services and as a result is exempt from the public bidding process; and

WHEREAS the Mayor and Council of City of Garfield authorize the City Manager, Thomas J. Duch, to enter into an agreement with COLLIERS ENGINEERING & DESIGN to provide engineering services for the Firehouse Basketball Court Improvements as outlined in Exhibit A; and

NOW, THEREFORE, BE IT RESOLVED that on the        day of August 2021, the City of Garfield approves the authorization of the City Manager, Erin Delaney, to enter into an agreement with COLLIERS ENGINEERING & DESIGN to provide engineering services for the Firehouse Basketball Court Improvements as outlined in Exhibit A.

RESOLUTIONS

On call of roll, Ayes 5

(Sgd) Romi Herrera  
Joseph Delaney

Resolution No. 21-268

RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A PROFESSIONAL SERVICES AGREEMENT WITH COLLIERS ENGINEERING & DESIGN (D/B/A MASER CONSULTING) TO PROVIDE ENGINEERING SERVICES FOR THE JEWELL STREET PLAYGROUND UPGRADES

WHEREAS it is in the best interest of the City of Garfield to enter into an agreement with COLLIERS ENGINEERING & DESIGN to provide engineering services for the Jewell Street Playground Upgrades; and

WHEREAS the terms of the agreement are outlined in proposal documents submitted by COLLIERS ENGINEERING & DESIGN attached hereto as Exhibit A; and

WHEREAS the agreement is for professional services and as a result is exempt from the public bidding process; and

WHEREAS the Mayor and Council of City of Garfield authorize the City Manager, Thomas J. Duch, to enter into an agreement with COLLIERS ENGINEERING & DESIGN to provide engineering services for the Jewell Street Playground Upgrades as outlined in Exhibit A; and

NOW, THEREFORE, BE IT RESOLVED that on the 17th day of August 2021, the City of Garfield approves the authorization of the City Manager, Erin Delaney, to enter into an agreement with COLLIERS ENGINEERING & DESIGN to provide engineering services for the Jewell Street Playground Upgrades as outlined in Exhibit A.

On call of roll, Ayes 5

(Sgd) Romi Herrera  
Joseph Delaney

Resolution No. 21-269

RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A PROFESSIONAL SERVICES AGREEMENT WITH COLLIERS ENGINEERING & DESIGN (D/B/A MASER CONSULTING) TO PROVIDE ENGINEERING SERVICES FOR THE 2021 ROAD PROGRAM

WHEREAS it is in the best interest of the City of Garfield to enter into an agreement with COLLIERS ENGINEERING & DESIGN to provide engineering services for the 2021 Road Program; and

WHEREAS the terms of the agreement are outlined in proposal documents submitted by COLLIERS ENGINEERING & DESIGN attached hereto as Exhibit A; and

WHEREAS the agreement is for professional services and as a result is exempt from the public bidding process; and

WHEREAS the Mayor and Council of City of Garfield authorize the City Manager, Thomas J. Duch, to enter into an agreement with COLLIERS ENGINEERING & DESIGN to provide engineering services for the 2021 Road Program as outlined in Exhibit A; and

NOW, THEREFORE, BE IT RESOLVED that on the        day of August 2021, the City of Garfield approves the authorization of the City Manager, Erin Delaney, to enter into an agreement with COLLIERS ENGINEERING & DESIGN to provide engineering services for the 2021 Road Program as outlined in Exhibit A.

On call of roll, Ayes 5

(Sgd) Romi Herrera  
Joseph Delaney

Resolution No. 21-270

A RESOLUTION AUTHORIZING AN AGREEMENT WITH PSE&G TO REMOVE AND REPLACE 82 LIGHTING FIXTURES ALONG PASSAIC STREET

WHEREAS, the City of Garfield (City) has 82 light fixtures along Passaic Street which were installed under a prior agreement between PSE&G and the City, and;

WHEREAS, the City is currently improving this roadway with the benefit of a NJDOT Transportation Alternatives Program (TAP) grant, and;

RESOLUTIONS

WHEREAS, the City would like to replace the existing fixtures with new LED lighting to improve the aesthetics along this roadway, and;

WHEREAS, PSE&G provided a proposal to undertake the necessary work on August 9, 2021

NOW THEREFORE BE IT RESOLVED the City hereby approves the execution of an agreement with PSE&G to remove 82 existing fixtures and install 82 new fixtures pursuant to the terms of a proposal dated August 9, 2021

On call of roll, Ayes 5

(Sgd) Romi Herrera  
Joseph Delaney

Resolution No. 21-271

A RESOLUTION AUTHORIZING AGREEMENT MODIFICATION #1 TO THE GARFIELD SAFE ROUTES TO SCHOOLS (SRTS) AGREEMENT (AGREEMENT NO 2018-DT-DLA-502) WITH THE NJDOT

WHEREAS, the City of Garfield executed an agreement with the New Jersey Department of Transportation for a project known as the Safe Routes to Schools (SRTS) Contract, and;

WHEREAS, the original agreement, dated 7/9/18 (Agreement No. 2018-DT-DLA-502), authorized funding for preliminary design work, and;

WHEREAS, additional Final Design funding is approved, pursuant to contract modification No. 1 to revise previously authorized funding from \$34,708.62 to \$61,053.53

NOW THEREFORE BE IT RESOLVED, Contract Modification No. 1 is hereby approved and either Thomas J. Duch, Former City Manager, or Erin Nora Delaney, current City Manager, are hereby authorized to execute all necessary documents with the NJDOT to process this contract modification.

On call of roll, Ayes 5

(Sgd) Romi Herrera  
Joseph Delaney

Resolution No. 21-272

A RESOLUTION AUTHORIZING BOSWELL ENGINEERING TO PERFORM SERVICES TO COMPLETE REMEDIAL INVESTIGATION (RI) AND REMEDIAL ACTION (RA) AT SEVEN (7) PROPERTIES IN THE CITY OF GARFIELD

WHEREAS, the City of Garfield is in the process of obtaining funding for River Drive Riverwalk Phase II, and;

WHEREAS, environmental work is required for seven properties along River Drive, as follows:

201, 213-225, 239-247, 259, 263, Block 50.02/Lot 21 & 323 River Drive, and;

WHEREAS, Boswell Engineering submitted a proposal to perform services to complete the RI and RA on June 16, 2021, revised August 12, 2021

NOW THEREFORE BE IT RESOLVED, Boswell Engineering is hereby authorized to proceed with the work summarized in their proposal for a total fee not to exceed \$101,800

On call of roll, Ayes 5

(Sgd) Romi Herrera  
Joseph Delaney

Resolution No. 21-273

A RESOLUTION AUTHORIZING PAYMENT TO BOSWELL ENGINEERING FOR SERVICES RENDERED IN CONNECTION WITH THE DESIGN OF A JOINT PROJECT FOR IMPROVEMENTS TO THE GARFIELD HIGH SCHOOL

WHEREAS, the City of Garfield directed Boswell Engineering to prepare certain documents to determine the scope, funding requirements and environmental permitting needs for a joint project to be undertaken by both the City of Garfield and the Garfield Board of Education, and;

WHEREAS, the work was performed but the project did not proceed

NOW THEREFORE BE IT RESOLVED the City of Garfield hereby authorizes the payment of \$34,188.21 to Boswell Engineering for services rendered in connection with this project

RESOLUTIONS

On call of roll, Ayes 5

(Sgd) Romi Herrera  
Joseph Delaney

Resolution No. 21-274

A RESOLUTION AUTHORIZING PAYMENT TO MONTANA CONSTRUCTION FOR EMERGENCY SEWER WORK AT GRAND STREET AND CAMBRIDGE AVENUE IN GARFIELD

WHEREAS, emergency services were required to repair a sewer line at Grand Street and Cambridge Avenue, and;

WHEREAS, Montana Construction provided emergency repair services at Grand Street and Cambridge Avenue for a fee of \$15,413.26 and;

WHEREAS, emergency services were successfully completed.

NOW THEREFORE BE IT RESOLVED payment is hereby authorized to Montana Construction for \$15,413.26.

On call of roll, Ayes 5

(Sgd) Romi Herrera  
Joseph Delaney

Resolution No. 21-275

RESOLUTION AUTHORIZING PAYMENT TO PLEASANT RUN STRUCTURES WORK IN 20<sup>TH</sup> CENTURY FIELD FOR NEW SHED

WHEREAS, Pleasant Run Structures has performed work on a shed located at 20<sup>th</sup> Century Field:

WHEREAS, the former City Manager Thomas J. Duch approved the work on the shed at the time of this agreement; and

WHEREAS, the City Manager Thomas J. Duch is desirous of satisfying the outstanding invoice; and he requests City Council approval; before authorizing payment;

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Garfield, Bergen County, New Jersey, that the City is hereby authorized to issue payment in the amount of \$14,994.00 to Pleasant Run Structures in satisfaction of the invoice due and payable.

On call of roll, Ayes 5

(Sgd) Romi Herrera  
Joseph Delaney

Resolution No. 21-276

A RESOLUTION AUTHORIZING CHANGE ORDER NO. 1 IN CONNECTION WITH THE IMPROVEMENTS TO MIDLAND AVENUE AND MONROE STREET, CITY OF GARFIELD

WHEREAS, the City of Garfield awarded a contract to Smith-Sondy Asphalt Construction for Monroe Street Improvements & Midland Avenue Curb and Sidewalk Improvements, and;

WHEREAS, it was necessary to install guide rail at the southeast corner of Krakow and Midland Avenue necessitating Change Order No. 1

NOW THEREFORE BE IT RESOLVED, Change Order No. 1 in the net amount \$36,273.95 is hereby approved.

On call of roll, Ayes 5

(Sgd) Romi Herrera  
Joseph Delaney

Resolution No. 21-277

RESOLUTION TO USE PALKATALK FOR CAMERAS AS A SOLE PROPRIETY

WHEREAS, The City of Garfield, located at 111 Outwater Lane, Garfield New Jersey has been purchasing camera and other equipment including a proprietary software system since 2000; and

WHEREAS, the Mayor and Council and Police Department desire to continue to use the proprietary system using Packatalk software and hardware , so that the integrated system run properly,

NOW, THEREFORE BE IT RESOLVED, that the Mayor and Council of the City of Garfield in the County of Bergen, New Jersey, would like to continue and;

BE IT FURTHER RESOLVED, that the Mayor and Council of the City of Garfield is authorized to make this determination.

RESOLUTIONS

On call of roll, Ayes 5

(Sgd) Romi Herrera  
Joseph Delaney

Resolution No. 21-278

**RESOLUTION FOR SFY21 BODY WORN CAMERA GRANT AWARD**

WHEREAS, The City of Garfield, located at 111 Outwater Lane, Garfield New Jersey has been selected by the New Jersey Department of Law and Public Safety Office of the Attorney General to participate in the SFY21 Body-Worn Camera Grant Program; and

WHEREAS, the Mayor and Council feel that it is in the best interest for the City of Garfield to participate in this program (Award Number 21-BWC-161) in the amount of 52,988.00, which is a non matching award for the City of Garfield,

NOW, THEREFORE BE IT RESOLVED, that the Mayor and Council of the City of Garfield in the County of Bergen, New Jersey, hereby accepts the Grant Award for SFY21 Body Worn Camera Grant Program, Awarded July 22, 2021 to be used for the period of January 1, 2021 through December 31, 2025 and;

BE IT FURTHER RESOLVED, that the Mayor and Council of the City of Garfield is authorized to accept and does accept this Award on behalf of the City of Garfield.

On call of roll, Ayes 5

(Sgd) Romi Herrera  
Joseph Delaney

Resolution No. 21-279

**A RESOLUTION REQUESTING AN EXTENSION OF TIME TO AWARD AND COMMENCE CONSTRUCTION ON A PROJECT KNOWN AS RIVER DRIVE-PHASE 2 WHICH INCLUDES NJDOT 2019 BIKEWAY GRANT FUNDING**

WHEREAS, the NJDOT awarded a grant with 2019 funding known as the “Garfield 2019 Bikeway Grant” in the amount of \$500,000, and;

WHEREAS, the project scope requires the acquisition of multiple properties from private parties and delays were encountered in taking title to these properties, and;

WHEREAS, the City has been advised there is currently a deadline on October 1, 2021 to award this contract, and;

WHEREAS, the delays encountered in securing title will necessitate a request to extend the deadline from October 1, 2021 to March 18, 2022

NOW THERE FORE BE IT RESOLVED the City requests approval to extend the deadline to award this contract until March 18, 2022

On call of roll, Ayes 5

(Sgd) Romi Herrera  
Joseph Delaney

Resolution No. 21-280

WHEREAS, the City Treasurer of the City of Garfield has identified the following checks to be stale, and

WHEREAS, the City Treasurer has been deemed to cancel of record the following checks which are dated prior to December 2020.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Garfield, Bergen County, New Jersey that the stale check on City of Garfield Current Account shall be treated as MRNA

Account #	Check #	Dollar Amount
Current Account #800741811	37897	\$ 100.00
	38086	100.00
	38723	25.00
	40113	100.00
	40311	100.00

RESOLUTIONS

42905	100.00
43382	100.00
43918	100.00

On call of roll, Ayes 5

(Sgd) Romi Herrera  
Joseph Delaney

Resolution No. 21-281

WHEREAS, the governing body of the City of Garfield, County of Bergen, State of New Jersey, Desires to collect all taxes, assessments, and other Municipal charges that are now delinquent; and WHEREAS, the Tax Collector is directed to sell all municipal delinquencies through December 31, 2020 in a manner prescribed by N.J.S.A. 54-5-19, and as amended by Chapter 99, Public Laws of 1997:

NOW, THEREFORE, BE IT RESOLVED by the governing body of the City of Garfield, that the Tax Collector is hereby authorized and directed to sell all Municipal liens in accordance with New Jersey law, and as stated above on October 7, 2021 at 9:00 AM.

On call of roll, Ayes 5

(Sgd) Romi Herrera  
Joseph Delaney

Resolution No. 21-282

WHEREAS, the rules of procedure of Ordinance No. 1856, adopted on 1/22/1985, as per the City Manager and his designee of the City of Garfield state that a Performance Guaranty shall be made, in an amount as determined by the City Engineer, to cover a Street Opening Bond for the period of one year and,

WHEREAS, a deposit has been received from Stanley J. Wdowiak and Michelle R Rotella, for 29 Davison, Block 175 Lot 24 in the City of Garfield, Bergen County, New Jersey, in the amount of \$2,500.00 for said Street Opening Bond on July 15, 2020 said funds are being held in the Trust Other Fund, and

WHEREAS, the Building Inspector has investigated this deposit and had determined that they are due to the above individual;

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Garfield that these monies be refunded to the above-named claimant.

On call of roll, Ayes 5

(Sgd) Romi Herrera  
Joseph Delaney

Resolution No. 21-283

WHEREAS the Receiver of Sewer reports that she has received a request from the following property owner for a Refund due to sewer overpayment for the year 2021.

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
2-5-7	Newhouse Donald & Terri	O/P Sewer	\$162.50

On call of roll, Ayes 5

(Sgd) Romi Herrera  
Joseph Delaney

Resolution No. 21-284

WHEREAS the Receiver of Taxes reports that she has received a request from the following property owner for a Refund due to overpayment for the year 2021.

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

BLOCK	LOT	Q	OWNER	REASON	AMOUNT
85	44		Gaba, Kujtim & Halime	O/P	\$2,570.00

On call of roll, Ayes 5

(Sgd) Romi Herrera  
Joseph Delaney

Resolution No. 21-285

A RESOLUTION AUTHORIZING AN AGREEMENT WITH PSE&G TO REMOVE AND REPLACE 80 LIGHTING FIXTURES ALONG RIVER DRIVE-PHASE 1

WHEREAS, the City would like to replace the existing fixtures with new LED lighting to improve aesthetics along this roadway so that it is succinct with other lighting within the City; and

WHEREAS, PSE&G provided a proposal to undertake the necessary work on August 3, 2021

NOW THEREFORE BE IT RESOLVED that the City hereby approves the execution of an agreement with PSE&G to remove 80 existing fixtures and install 80 new fixtures pursuant to the terms of a proposal dated August 3, 2021.

On call of roll, Ayes 5

(Sgd) Romi Herrera  
Joseph Delaney

Resolution No. 21-286

RESOLUTION AUTHORIZING PAYMENT OF \$319,501.00 TO ZUCCARO & SONS

WHEREAS Zuccaro & Sons Inc. is performing work for the City of Garfield in connection with the Garfield Neighborhood Revitalization Streetscape and Pedestrian Safety Improvement Project (Phase 1); and

WHEREAS the sum of \$319,501.17 is now due Zuccaro as per the attached Estimate Certificate of Gannett Fleming Inc.

NOW THEREFORE BE IT RESOLVED that on the 17<sup>th</sup> day of August 2021, the City of Garfield approves the payment of \$319,501.17 to Zuccaro & Sons.

On call of roll, Ayes 5

(Sgd) Romi Herrera  
Joseph Delaney

BILLS AND CLAIMS

Resolution No. 21-287

RESOLVED by the City Council of the City of Garfield that the following Bills No. 2284 and 2288 covering Trust Other and Community Policing Trust Fund totaling \$72,515.25 and the Current Fund Reserve totaling \$227.66 and Current Fund totaling \$358,384.90 and Water Fund totaling \$10,883.50 and the General Capital Fund totaling \$688,715.46 and the Water Capital Fund totaling \$447.02 and Trust Other totaling \$66,336.55 per attached Computer Lists, dated August 13, 2021, 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 seventy four (74) items prior to the meeting be ratified.

See

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

for Bills and Claims

ORDINANCES

Ordinance No. 2891

The following entitled ordinance was introduced at a Regular Meeting held Tuesday, July 20, 2021; it was duly published; a copy was posted on the bulletin board in City Hall, and the front and back doors of 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 AMEND AND REVISE ORDINANCE NUMBER 1268 OF THE CITY CODE OF THE CITY OF GARFIELD, ENTITLED "AN ORDINANCE TO REGULATE TRAFFIC AND PARKING," MORE PARTICULARLY THE SECTION DESIGNATING STOP SIGN INTERSECTIONS

Deputy City Clerk Rosolen 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.

Mayor Rigoglioso moved that said ordinance do now pass on final passage and that the Deputy City Clerk be directed to publish said ordinance in full together with the statement or notice required by law. Councilmember Herrera duly seconded the motion.

On call of roll, Ayes 5

Ordinance No. 2892

The following entitled ordinance was introduced at a Regular Meeting held Tuesday, July 20, 2021; it was duly published; a copy was posted on the bulletin board in City Hall, and the front and back doors of 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 AMEND ARTICLE VII CHAPTER 39 OF THE CITY CODE OF THE CITY OF GARFIELD, ENTITLED "RECEIVER OF TAXES" SPECIFICALLY CHAPTER 39-46 THEREIN, ENTITLED "OFFICE HOURS"

Deputy City Clerk Rosolen 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.

Mayor Rigoglioso moved that said ordinance do now pass on final passage and that the Deputy City Clerk be directed to publish said ordinance in full together with the statement or notice required by law. Councilmember Herrera duly seconded the motion.

On call of roll, Ayes 5

Councilmember Herrera introduced in writing the following ordinance entitled:

CHAPTER 284  
STORMWATER CONTROL

Deputy City Clerk Rosolen read the ordinance by title.

Councilmember Herrera moved that this ordinance entitled: "CHAPTER 284 STORMWATER CONTROL" 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

ORDINANCES

September 28, 2021 at 6:00 PM in 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 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 Herrera introduced in writing the following ordinance entitled:

AN ORDINANCE TO AMEND AND REVISE CHAPTER 310 OF THE CITY CODE OF THE CITY OF GARFIELD, ENTITLED "TOW TRUCKS"

Deputy City Clerk Rosolen read the ordinance by title.

Councilmember Herrera moved that this ordinance entitled: "AN ORDINANCE TO AMEND AND REVISE CHAPTER 310 OF THE CITY CODE OF THE CITY OF GARFIELD, ENTITLED "TOW TRUCKS" do now pass on first reading and remain on file with the City Clerk for public inspection until public hearing thereon and further consideration thereof which shall be held September 28, 2021 at 6:00 PM in 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 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 COMMENTS

The entire City Council congratulated Deputy City Clerk Diane Rosolen on her retirement.

EXIT OF CITY ENGINEER CARL O'BRIEN

At 8:58 PM, City Engineer Carl O' Brien left the Regular Meeting and it was duly noted for the record.

CLOSED SESSION

Resolution No. 21-288

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 8:58 P.M. on Tuesday, August 17, 2021, 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;
- \* Matters involving the purchase, lease or acquisition of real property with public funds, the setting of banking rates or investment of public funds;
- \* Tactics or techniques utilized in protecting the safety and property of the public or any investigation of violations or possible violations of the law; discussion on repairs that need to be done at the DPW due to recent flooding; discussion on a new DPW Building;

CLOSED SESSION

- \* Pending or anticipated litigation or contract negotiations or matters falling within attorney-client privilege; discussion on the possibility of a referendum on various issues to be voted this November, but deadline too soon.
- \* Matters involving the employment, appointment, termination of employment, terms and conditions of employment, evaluation of the performance of, promotion or disciplinary action of personnel unless the individual in the right request a public meeting in writing; (Proposed Special Assignment for an IT Specialist; Proposed P/T Clean Communities Co-Ordinator; Proposed Public Relations Co-Ordinator; Retirement of various Department Heads; hours for the Fire Prevention Department; discussion on the City Manager and the Redevelopment Agency; discussion on the Library personnel.

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) Romi Herrera  
Pawel Maslag

ADJOURNMENT

After the City Council came out of Closed Session at 10:20 PM, there being no further business, Councilmember Maslag moved to adjourn the Meeting. Councilmember Herrera duly seconded the motion.

On call of roll, Ayes 5

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Diane Rosolen, DEPUTY CITY CLERK