

**REGULAR MEETING
OF THE
GARFIELD MAYOR AND COUNCIL
APRIL 26, 2022
6:00P.M.**

1. CALL TO ORDER:

The Regular Meeting of the Mayor and Council of the City of Garfield was called to order on Tuesday, April 26, 2022 at 6:20PM in the Council Chambers of the Municipal Building, 111 Outwater Lane, Garfield, New Jersey. On Roll Call present members were: Councilmembers Maslag, Herrera, & Banch, Deputy Mayor Delaney and Mayor Rigoglioso. Also present were City Manager/City Clerk Delaney, City Engineer Carl O'Brien, and City Attorney Daniel Lagana.

2. ROLL CALL:

3. FLAG SALUTE

4. STATEMENT OF COMPLIANCE:

Whereas, Chapter 231 of the Public Laws of the State of New Jersey requires at the commencement of every meeting a Statement of Compliance be read by the presiding officer.

Now, Therefore Be Advised, that the meeting requirements for this meeting have been met by publishing an annual meeting notice in The Record and Herald News and by posting such notice in the office of the City Clerk as well as in a public place within the Municipal Building, and by notifying interested citizens. Said notice was posted on January 10, 2022 and published on January 13, 2022.

5. APPROVAL OF MINUTES:

A motion was made by Councilwoman Banch and seconded by Councilman Herrera to approve the March 8, 2022 Work Session & Executive Session, March 16, 2022 Special Joint Meeting, and March 22, 2022 Regular Meeting minutes. The motions carried unanimously.

6. ORDINANCES:

FIRST READING

R-180-22

Introduce Ord. #2931

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GARFIELD ADOPTING A REDEVELOPMENT PLAN FOR THE PROPERTY KNOWN 933-975 RIVER DRIVE, ALSO KNOWN AS BLOCK 140, LOTS 91.01 AND 100.02 PURSUANT TO N.J.S.A. 40A:12A-1 ET SEQ.

R-181-22

Introduce Ord. #2932

AN ORDINANCE TO AMEND PART II, GENERAL LEGISLATION, CHAPTER 226, PARKING, ARTICLE 1, PARKING ON PRIVATE PROPERTY, OF THE REVISED GENERAL ORDINANCES OF THE CITY OF GARFIELD

R-182-22

Introduce Ord. #2933

AN ORDINANCE TO AMEND PART II, GENERAL LEGISLATION, CHAPTER 195, LICENSES AND PERMITS, OF THE REVISED GENERAL ORDINANCES OF THE CITY OF GARFIELD

R-183-22 Introduce Ord. #2934
AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GARFIELD ADOPTING THE 297-301 PASSAIC STREET 2022 PASSAIC STREET REDEVELOPMENT PLAN FOR BLOCK 41, LOTS 9 AND 11, ALSO KNOWN AS 297-301 PASSAIC STREET WHICH HAS BEEN DESIGNATED AS A NON-CONDEMNATION REDEVELOPMENT AREA PURSUANT TO N.J.S.A. 40A:12A-1ET SEQ.

SECOND READING

R-184-22 Introduce Ord. #2928
AN ORDINANCE TO AMEND PART II, GENERAL LEGISLATION, CHAPTER 226, PARKING, OF THE REVISED GENERAL ORDINANCES OF THE CITY OF GARFIELD

R-185-22 Introduce Ord. #2929
AMENDING ORDINANCE 2920, AN ORDINANCE TO FIX THE SALARY, WAGES, AND COMPENSATION OF CERTAIN OFFICERS AND EMPLOYEES OF THE CITY OF GARFIELD, BERGEN COUNTY, NEW JERSEY

R-186-22 Introduce Ord. #2930
AN ORDINANCE TO AMEND PART I, ADMINISTRATIVE LEGISLATION, CHAPTER 23, FIRE DEPARTMENT, ARTICLE I, ORGANIZATION AND REGULATION, OF THE REVISED GENERAL ORDINANCES OF THE CITY OF GARFIELD

7. CONSENT AGENDA:

R-187-22 Approval of Bills and Claims
R-188-22 Cancellation of an Emergency Authorization – Improvements to City Buildings and Acquisition of Vehicles and Equipment
R-189-22 Authorizing the Award of a Contract to D.L.S. Contracting, Inc. for a Project Entitled “Semel Avenue Roadway Improvements”
R-190-22 Supporting New Earth Company, LLC as the Operator of a Class 2 Manufacturing Cannabis Dispensary to Be Located in the City of Garfield
R-191-22 Supporting Culture Cannabis as the Operator of a Class 5 Retail Cannabis Dispensary to Be Located in the City of Garfield
R-192-22 Appointing Fire Department Chaplain
R-193-22 Approving Handicap Parking Space
R-194-22 Approving Laundromat License
R-195-22 Re-appointment of Planning Board Members
R-196-22 Urging the Swift Passage of S-330/A3804, Which Shall Restore the Energy Tax Receipts to Municipalities
R-197-22 Calling for Review and Reform of OPRA
R-198-22 Authorizing the Submission of a Bergen County Community Development Block Grant Application
R-199-22 Resolution to Accept Consent Agenda

8. BUDGET INTRODUCTION

R-200-22 Introduce Ord. #2935
CALENDAR YEAR 2022 ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14)

9. PUBLIC HEARING:

10. MAYOR AND COUNCIL COMMENTS:

11. EXECUTIVE SESSION:

12. ADJOURNMENT:

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-180-22**

**RESOLUTION BY: DEPUTY MAYOR DELANEY
SECONDED BY: COUNCILMAN HERRERA**

**RE-INTRODUCE ORDINANCE #2931
FIRST READING**

BE IT RESOLVED, that an ordinance entitled:

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GARFIELD
ADOPTING A REDEVELOPMENT PLAN FOR THE PROPERTY KNOWN 933-975
RIVER DRIVE, ALSO KNOWN AS BLOCK 140, LOTS 91.01 AND 100.02 PURSUANT
TO N.J.S.A. 40A:12A-1 ET SEQ.**

be passed and adopted on first reading; and

BE IT RESOLVED, that a final hearing on said ordinance will be heard in City Hall on Tuesday, June 14, 2022 at 6:00PM or as soon thereafter as same can be heard, at which time any persons interested in said ordinance can be heard;

BE IT FURTHER RESOLVED, that the City Clerk be and she is hereby authorized to advertise in a legal newspaper a notice of introduction and final hearing as required by law as well as forward a copy of this resolution and ordinance to the Planning Board.

APPROVED: April 26, 2022

Richard Rigoglioso, Mayor

ATTEST: _____
Erin Delaney, MPA, RMC
City Manager/City Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent
Maslag	X			
Herrera	X			
Banch	X			
Delaney	X			
Rigoglioso	X			

This resolution was approved by the Mayor and Council of the City of Garfield at the Regular Meeting held on the 26th day of April 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
ORDINANCE NO.: 2931**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GARFIELD
ADOPTING A REDEVELOPMENT PLAN FOR THE PROPERTY KNOWN 933-975
RIVER DRIVE, ALSO KNOWN AS BLOCK 140, LOTS 91.01 AND 100.02 PURSUANT
TO N.J.S.A. 40A:12A-1 ET SEQ.**

BE IT ORDAINED by the City Council of the City of Garfield, in the County of Bergen and State of New Jersey, as follows:

- SECTION I** Pursuant to the “Local Redevelopment and Housing Law,” N.J.S.A. 40A:12A-1 et seq. (the “Redevelopment Law”), the Garfield City Council (“City Council”), by Resolution No. 21-140 adopted on April 27, 2021, determined that properties whose address is 933-975 River Drive, also known as Block 140, Lots 91.01 and 100.02, as shown on the City Tax Maps as an area in need of redevelopment, non-condemnation, pursuant to the Redevelopment Law (the “Redevelopment Area”).
- SECTION II** A Redevelopment Plan for the Redevelopment Area has been prepared by Francis Reiner, LLA, PP of DMR Architects, entitled “933-975 River Drive Redevelopment Plan”, dated May 2022, which is attached hereto and made part of this Ordinance (the “Redevelopment Plan”).
- SECTION III** Prior to the adoption of this Ordinance and the Redevelopment Plan, the City Council shall refer the Redevelopment Plan to the Planning Board pursuant to the Redevelopment Law.
- SECTION IV** The Planning Board shall, within 45 days after referral by the City Council, transmit to the City Council, a report containing its recommendation concerning the Redevelopment Plan pursuant to the Redevelopment Law.
- SECTION V** Upon receipt of the Planning Board’s recommendation or if the Planning Board fails to transmit a recommendation within 45 days after referral, the City Council shall act upon this Ordinance adopting the Redevelopment Plan pursuant to the Redevelopment Law.
- SECTION VI** The City Council hereby adopts the Redevelopment Plan for Redevelopment Area.
- SECTION VII** Upon adoption of this Ordinance, the Redevelopment Plan shall include the date of adoption of this Ordinance.
- SECTION VIII** This Ordinance shall take effect in accordance with applicable law.

ATTEST: _____

Erin Delaney, MPA, RMC
City Manager/City Clerk

Introduced: July 20, 2021

Re-introduced: April 26, 2022

Adopted:

APPROVED: _____

Richard Rigoglioso, Mayor

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-181-22**

**RESOLUTION BY: DEPUTY MAYOR DELANEY
SECONDED BY: COUNCILMAN HERRERA**

**INTRODUCE ORDINANCE #2932
FIRST READING**

BE IT RESOLVED, that an ordinance entitled:

**AN ORDINANCE TO AMEND PART II, GENERAL LEGISLATION, CHAPTER 226,
PARKING, ARTICLE 1, PARKING ON PRIVATE PROPERTY, OF THE REVISED
GENERAL ORDINANCES OF THE CITY OF GARFIELD**

be passed and adopted on first reading; and

BE IT RESOLVED, that a final hearing on said ordinance will be heard in City Hall on Tuesday, May 10, 2022 at 6:00PM or as soon thereafter as same can be heard, at which time any persons interested in said ordinance can be heard;

BE IT FURTHER RESOLVED, that the City Clerk be and she is hereby authorized to advertise in a legal newspaper a notice of introduction and final hearing as required by law.

APPROVED: April 26, 2022

Richard Rigoglioso, Mayor

ATTEST: _____
Erin Delaney, MPA, RMC
City Manager/City Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent
Maslag	X			
Herrera	X			
Banch	X			
Delaney	X			
Rigoglioso	X			

This resolution was approved by the Mayor and Council of the City of Garfield at the Regular Meeting held on the 26th day of April 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
ORDINANCE NO.: 2932**

AN ORDINANCE TO AMEND PART II, GENERAL LEGISLATION, CHAPTER 226, PARKING, ARTICLE 1, PARKING ON PRIVATE PROPERTY, OF THE REVISED GENERAL ORDINANCES OF THE CITY OF GARFIELD

BE IT ORDAINED, by the Governing Body of the City of Garfield, that Part II, General Legislation, Chapter 226, Parking, Article 1, Parking of Private Property, is hereby amended as follows:

Section 1. The current text of City Ordinance, Part II, General Legislation, Chapter 226, Parking, Article I, Parking on Private Property, Subsection 1, Prohibited parking on certain lands; River Front Park, is hereby amended as follows:

§ 226-1 Parking Prohibited

A. Prohibited parking on certain lands; River Front Park.

1. It shall be unlawful for any person to operate a vehicle upon, or to park or leave standing any vehicle on, lands owned by or under the control of another, whether such lands are public or private, except as may be specifically permitted by the person owning or controlling said lands, after notice has been posted by the owner or other person in control of such lands, prohibiting such parking upon or other operation of a motor vehicle on said lands. Nothing herein contained shall apply to any lands lying within the bounds of any public street or highway.
2. There shall be a two-hour parking limit for any vehicle parked in the River Front Park, south side parking lot, spanning from Outwater Lane to the border of the City of Garfield and Elmwood Park. The City Manager shall have the authority to issue a revocable permit to park beyond this two-hour limit upon application to the City Manager for good cause. The issuance of such a permit and the revocation thereof shall be at the sole discretion of the City Manager.

B. Parking Prohibited in Front Yard.

1. Parking of any motor vehicles in the Front Yard, as defined in Section 341-2, except on a designated paved driveway, is strictly prohibited in all R Districts and in the B District, where residential dwelling units are located, including multi-family dwellings and garden apartments.
2. In all zoning districts, motor vehicles parked in the front yard shall not be permitted nearer than five feet to the right-of-way line of the street.

Section 2. The current text of City Ordinance, Part II, General Legislation, Chapter 226, Parking, Article I, Parking on Private Property, Subsection 3, Violations and penalties, is hereby amended as follows:

1. Any person who violates Subsection A of the provisions of this section of the Code shall be punished by a fine in the amount of \$55. A separate offense shall be deemed committed on each day the vehicle remains parked in violation of this article.
2. Each individual property owner or vehicle owner who violates Subsection B of the provisions of this section of the Code shall be punished as follows:
 - A. First offense A \$150.00 fine, payable by mail or in person or online. Court appearance is not required.

- | | |
|--|---|
| B. Second offense within 12-month period | A \$250.00 fine, payable by mail or in person or a a online.
Court appearance is not required. |
| C. Third offense within a 12-month period | A \$500.00 fine, with mandatory Court appearance
The City Municipal Judge shall have the authority to sentence the offending party to not less than 8 hours and no more than 30 hours of community service. |
| D. Fourth offense and each offense thereafter within a 12-month period | A \$2,000.00 maximum fine and a mandatory Court appearance.
The City Municipal Judge shall have the authority to sentence the offending party to not less than 50 hours and no more than 100 hours of community service. |

Section 3. Any article, chapter, section, paragraph, subsection, clause, or other provision of the Code inconsistent with the provisions of this ordinance is hereby repealed to the extent of such inconsistency.

Section 4. In case, for any reason, any portion or provision of this Ordinance shall be held to be unconstitutional or invalid, the same shall not affect any other portion or provision of this Ordinance, except so far as the portion or provision so declared unconstitutional or invalid shall be severed from the remainder or any portion thereof.

ATTEST: _____

Erin Delaney, MPA, RMC

City Manager/City Clerk

Introduced: April 26, 2022

Adopted:

APPROVED: _____

Richard Rigoglioso, Mayor

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-182-22**

**RESOLUTION BY: COUNCILWOMAN BANCH
SECONDED BY: COUNCILMAN MASLAG**

**INTRODUCE ORDINANCE #2933
FIRST READING**

BE IT RESOLVED, that an ordinance entitled:

**AN ORDINANCE TO AMEND PART II, GENERAL LEGISLATION, CHAPTER 195,
LICENSES AND PERMITS, OF THE REVISED GENERAL ORDINANCES OF THE
CITY OF GARFIELD**

be passed and adopted on first reading; and

BE IT RESOLVED, that a final hearing on said ordinance will be heard in City Hall on Tuesday, May 10, 2022 at 6:00PM or as soon thereafter as same can be heard, at which time any persons interested in said ordinance can be heard;

BE IT FURTHER RESOLVED, that the City Clerk be and she is hereby authorized to advertise in a legal newspaper a notice of introduction and final hearing as required by law.

APPROVED: April 26, 2022

Richard Rigoglioso, Mayor

ATTEST: _____
Erin Delaney, MPA, RMC
City Manager/City Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent
Maslag	X			
Herrera	X			
Banch	X			
Delaney	X			
Rigoglioso	X			

This resolution was approved by the Mayor and Council of the City of Garfield at the Regular Meeting held on the 26th day of April 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
ORDINANCE NO.: 2933**

AN ORDINANCE TO AMEND PART II, GENERAL LEGISLATION, CHAPTER 195, LICENSES AND PERMITS, OF THE REVISED GENERAL ORDINANCES OF THE CITY OF GARFIELD

BE IT ORDAINED, by the Governing Body of the City of Garfield that Part II, General Legislation, Chapter 195, Licenses and Permits, is hereby amended to include the following:

Section 1. The current text of City Ordinance, Part II, General Legislation, Chapter 195, Licenses and Permits, is hereby amended to include the following:

Article II: License Expiration; Late Fees, Established.

Section 2. The current text of City Ordinance, Part II, General Legislation, Chapter 195, Licenses and Permits, Article II, Late Fees, is hereby amended to include the following:

§196-1 License Expiration.

- A. All Licenses issued by the City of Garfield, unless specified to the contrary, expire on December 31st of each calendar year.
- B. All Licenses must be renewed on an annual basis on or before February 15th or be subject to late fees.

§ 196-2 Late Fees, Established.

- A. Licenses not renewed by February 15th are subject to late fees, which are to be calculated in addition to the license fee, in the amount of \$75.00 for each 30-day period after February 15th.
- B. Licenses renewals shall be considered received when date stamped by the City Clerk's Office, or other corresponding department.

Section 3. Any article, chapter, section, paragraph, subsection, clause, or other provision of the Code inconsistent with the provisions of this ordinance is hereby repealed to the extent of such inconsistency.

Section 4. In case, for any reason, any portion or provision of this Ordinance shall be held to be unconstitutional or invalid, the same shall not affect any other portion or provision of this Ordinance, except so far as the portion or provision so declared unconstitutional or invalid shall be severed from the remainder or any portion thereof.

ATTEST: _____

Erin Delaney, MPA, RMC
City Manager/City Clerk

Introduced: April 26, 2022

Adopted:

APPROVED: _____

Richard Rigoglioso, Mayor

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-183-22**

**TABLED BY: MAYOR RIGOGLIOSO
SECONDED BY: COUNCILMAN MASLAG**

**INTRODUCE ORDINANCE #2934
FIRST READING**

BE IT RESOLVED, that an ordinance entitled:

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GARFIELD
ADOPTING THE 297-301 PASSAIC STREET 2022 PASSAIC STREET
REDEVELOPMENT PLAN FOR BLOCK 41, LOTS 9 AND 11, ALSO KNOWN AS 297-
301 PASSAIC STREET WHICH HAS BEEN DESIGNATED AS A NON-
CONDEMNATION REDEVELOPMENT AREA PURSUANT TO N.J.S.A. 40A:12A-1ET
SEQ.**

be passed and adopted on first reading; and

BE IT RESOLVED, that a final hearing on said ordinance will be heard in City Hall on Tuesday, June 14, 2022 at 6:00PM or as soon thereafter as same can be heard, at which time any persons interested in said ordinance can be heard;

BE IT FURTHER RESOLVED, that the City Clerk be and she is hereby authorized to advertise in a legal newspaper a notice of introduction and final hearing as required by law as well as forward a copy of this resolution and ordinance to the Planning Board.

APPROVED: April 26, 2022

Richard Rigoglioso, Mayor

ATTEST: _____
Erin Delaney, MPA, RMC
City Manager/City Clerk

Record of Council Vote to Table

	AYE	NAY	Abstain	Absent
Maslag	X			
Herrera	X			
Banch	X			
Delaney	X			
Rigoglioso	X			

This resolution was tabled by the Mayor and Council of the City of Garfield at the Regular Meeting held on the 26th day of April 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
ORDINANCE NO.: 2934**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GARFIELD
ADOPTING THE 297-301 PASSAIC STREET 2022 PASSAIC STREET
REDEVELOPMENT PLAN FOR BLOCK 41, LOTS 9 AND 11, ALSO KNOWN AS 297-
301 PASSAIC STREET WHICH HAS BEEN DESIGNATED AS A NON-
CONDEMNATION REDEVELOPMENT AREA PURSUANT TO N.J.S.A. 40A:12A-1ET
SEQ.**

BE IT ORDAINED by the City Council of the City of Garfield, in the County of Bergen and State of New Jersey, as follows:

SECTION I Pursuant to the “Local Redevelopment and Housing Law,” P.L.1992, c.79 (C.40A:12A-1 et seq.), the Garfield City Council (“City Council”), by a Resolution adopted on February 11, 2020, determined Block 41, Lots 9 and 11, also known as Passaic Street as shown on the City Tax Maps as an area in need of redevelopment pursuant to N.J.S.A. 40A:12A-1, et seq. and as a non-condemnation redevelopment area (the “Redevelopment Area”).

SECTION II In furtherance of redeveloping Redevelopment Area, the City Council directed the firm of Benecke Economics to prepare a Redevelopment Plan for the Redevelopment Area, which is entitled 297-301 Passaic Street 2022 Passaic Street Redevelopment Plan, dated February 14, 2022 – April 19, 2022 (Revised), attached hereto and made part of this Ordinance (the “Redevelopment Plan”) and which shall be referred to the Garfield Planning Board (the “Planning Board”) for its review and consideration pursuant to N.J.S.A. 40A:12A-7.e.

SECTION III Prior to the adoption of the Redevelopment Plan, the Planning Board shall, within 45 days after referral by the City Council, transmit to the City Council, a report containing its recommendation concerning the Redevelopment Plan pursuant to N.J.S.A. 40A:12A-7.e.

SECTION IV Upon receipt of the Planning Board’s recommendation or if the Planning Board fails to transmit a recommendation within 45 days after referral, the City Council shall act upon this Ordinance adopting the Redevelopment Plan pursuant to N.J.S.A. 40A:12A-7.e.

SECTION V The City Council hereby adopts the Redevelopment Plan for Redevelopment Area.

SECTION VI Upon adoption of this Ordinance, the Redevelopment Plan shall include the date of adoption of this Ordinance.

SECTION VII This Ordinance shall take effect in accordance with applicable law.

ATTEST: _____

Erin Delaney, MPA, RMC
City Manager/City Clerk

Tabled: April 26, 2022

Introduced:

Adopted:

APPROVED: _____

Richard Rigoglioso, Mayor

Mayor Rigoglioso opened the floor for a public hearing. No one wished to be heard.

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-184-22**

**RESOLUTION BY: COUNCILWOMAN BANCH
SECONDED BY: COUNCILMAN HERRERA**

**INTRODUCE ORDINANCE #2928
SECOND READING**

WHEREAS, a public notice has been given by the City Clerk that an ordinance entitled:

**AN ORDINANCE TO AMEND PART II, GENERAL LEGISLATION, CHAPTER 226,
PARKING, OF THE REVISED GENERAL ORDINANCES OF THE CITY OF
GARFIELD**

was introduced and passed at a meeting held on Tuesday, April 12, 2022 and that further consideration of this ordinance would be taken up at this meeting; and

WHEREAS, all persons interested in said ordinance were given an opportunity to be heard concerning the same;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the City of Garfield, that said ordinance pass on final reading.

APPROVED: April 26, 2022

Richard Rigoglioso, Mayor

ATTEST: _____
Erin Delaney, MPA, RMC
City Manager/City Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent
Maslag	X			
Herrera	X			
Banch	X			
Delaney	X			
Rigoglioso	X			

This resolution was approved by the Mayor and Council of the City of Garfield at the Regular Meeting held on the 26th day of April 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
ORDINANCE NO.: 2928**

AN ORDINANCE TO AMEND PART II, GENERAL LEGISLATION, CHAPTER 226, PARKING, OF THE REVISED GENERAL ORDINANCES OF THE CITY OF GARFIELD

BE IT ORDAINED, by the Governing Body of the City of Garfield, that Part II, General Legislation, Chapter 226, Parking, is hereby amended as follows:

Section 1. The current text of City Ordinance, Part II, General Legislation, Chapter 226, Parking, Article III, Fire Zones at Pathmark Supermarket, is hereby amended as follows:

Article III: Fires Zones

Section 2. The current text of City Ordinance, Part II, General Legislation, Chapter 226, Parking, Article III, Fire Zones, Subsection 226-16, Designation of area, is hereby amended as follows:

- A. The Fire Official shall designate fire zones on both private and public property in the City of Garfield as deemed necessary for public safety.
- B. The Fire Official shall notify, in writing, the owner of said property, specifically describing the designated area(s).
- C. The marking of fire zones shall be the responsibility of and at the expense of the property owner and shall be accomplished within 30 days of the receipt of the notification. The property owner shall thereafter properly maintain the fire zones so as not to reduce their effectiveness.
- D. Suitable signs and/or markings bearing the words "No Parking — Fire Zone" shall be posted and marked and striped in accordance with standards established by the Manual on Uniform Traffic Control Devices for Streets and Highways, as periodically updated by the U.S. Department of Transportation.

Section 3. The current text of City Ordinance, Part II, General Legislation, Chapter 226, Parking, Article III, Fire Zones, is hereby amended to include the following

§226-18 **Enforcement.**

This chapter shall be enforced by the Police Department and the Fire Prevention Bureau of the City of Garfield

Section 4. Any article, chapter, section, paragraph, subsection, clause, or other provision of the Code inconsistent with the provisions of this ordinance is hereby repealed to the extent of such inconsistency.

Section 5. In case, for any reason, any portion or provision of this Ordinance shall be held to be unconstitutional or invalid, the same shall not affect any other portion or provision of this Ordinance, except so far as the portion or provision so declared unconstitutional or invalid shall be severed from the remainder or any portion thereof.

ATTEST: _____

Erin Delaney, MPA, RMC
City Manager/City Clerk

Introduced: April 12, 2022

Adopted: April 26, 2022

APPROVED: _____

Richard Rigoglioso, Mayor

Mayor Rigoglioso opened the floor for a public hearing. No one wished to be heard.

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-185-22**

**RESOLUTION BY: COUNCILMAN MASLAG
SECONDED BY: COUNCILMAN HERRERA**

**INTRODUCE ORDINANCE #2929
SECOND READING**

WHEREAS, a public notice has been given by the City Clerk that an ordinance entitled:

**AMENDING ORDINANCE 2920, AN ORDINANCE TO FIX THE SALARY, WAGES,
AND COMPENSATION OF CERTAIN OFFICERS AND EMPLOYEES OF THE CITY
OF GARFIELD, BERGEN COUNTY, NEW JERSEY**

was introduced and passed at a meeting held on Tuesday, April 12, 2022 and that further consideration of this ordinance would be taken up at this meeting; and

WHEREAS, all persons interested in said ordinance were given an opportunity to be heard concerning the same;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the City of Garfield, that said ordinance pass on final reading.

APPROVED: April 26, 2022

Richard Rigoglioso, Mayor

ATTEST: _____
Erin Delaney, MPA, RMC
City Manager/City Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent
Maslag	X			
Herrera	X			
Banch	X			
Delaney	X			
Rigoglioso	X			

This resolution was approved by the Mayor and Council of the City of Garfield at the Regular Meeting held on the 26th day of April 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
ORDINANCE NO.: 2929**

AMENDING ORDINANCE 2920, AN ORDINANCE TO FIX THE SALARY, WAGES, AND COMPENSATION OF CERTAIN OFFICERS AND EMPLOYEES OF THE CITY OF GARFIELD, BERGEN COUNTY, NEW JERSEY

WHEREAS, pursuant to N.J.S.A. 40A:9-1 65, the City must set salaries and state all compensation and benefits for non-contractual officers and employees, statutory employees and elected officials not directly subject to duly adopted collective bargaining agreements by separate ordinance; and

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

SECTION 1. The salary, wages, and compensation to be paid the following officers and employees of the City of Garfield, be and the same are hereby established as set forth as Exhibit A attached hereto.

SECTION 2. Longevity.

A. In addition to the foregoing compensation, all full-time officers and employees of the City of Garfield identified in this Ordinance, except for the Chief of Police, Sewer Water Facilities Manager, Assist. Water Supervisor, Assist. Water Superintendent, Superintendent/ Streets and Public Works, Supervisor of Streets and Public Works, Recreation Director, Assist. Municipal Parks Superintendent, hired on or before July 1, 1999 shall be entitled to longevity and compensation in the amount of:

- 4% of base salary for employment of not less than five (5) years through the end of the ninth (9th) year;
- 5% of base salary for employment beginning on the tenth (10th) year through the end of the fifteenth (15th) year;
- 6% of base salary for employment beginning with the sixteenth (16th) year through the end of the nineteenth (19th) year;
- 7% base salary for employment beginning with the twentieth (20th) year and annually thereafter.

Employees identified in this Ordinance hired on or after July 1, 1999 shall not be eligible for longevity compensation.

SECTION 3. Fringe and Healthcare Benefits.

All full-time officers and employees of the City of Garfield identified in this Ordinance, except for the Chief of Police, Sewer Water Facilities Manager, Assist. Water Supervisor, Assist. Water Superintendent, Superintendent/Streets and Public Works, Supervisor of Streets and Public Works, Recreation Director, Assist. Municipal Parks Superintendent shall be entitled to the same fringe benefits as set forth in the then-in-effect Collective Bargaining Agreement by and between The City of Garfield and United Public Service Employees Union, including but not limited to the accrual of vacation and sick time.

The same health benefits shall also be provided subject to the contribution requirements set forth in the then-in-effect Collective Bargaining Agreement by and between The City of Garfield and United Public Service Employees Union.

SECTION 4. Chief of Police Fringe Benefits.

Any person appointed and serving under the title of Chief of Police shall be entitled to and receive the same fringe benefits as set forth in the Collective Bargaining Agreement between Policemen's Benevolent Association, Local No. 46 and the City of Garfield effective January 1, 2018 through December 31, 2022, including but not limited to the accrual of

vacation and sick time but shall have no entitlement to overtime or compensatory time as Chief of Police; however, the Chief of Police shall retain any compensation of overtime he/she may have accrued as a police officer prior to their appointment as the Chief of Police. The same health benefits shall also be provided subject to the contribution requirements set forth in the Collective Bargaining Agreement between Policemen's Benevolent Association, Local No. 46 and the City of Garfield effective January 1, 2018 through December 31, 2022.

SECTION 5. Sewer Water Facilities Manager, Assist. Water Supervisor, Assist. Water Superintendent, Superintendent/ Streets and Public Works, Supervisor of Streets and Public Works, Recreation Director, Assist. Municipal Parks Superintendent Fringe Benefits.

Any person employed and serving as Facilities Manager, Assist, Water Supervisor, Assist. Water Superintendent, Superintendent/Street and Public Works, Recreation Director, Assist. Municipal Parks Superintendent shall be entitled to the same fringe benefits as set forth in the then-in-effect Collective Bargaining Agreement by and between The City of Garfield Bergen County, N.J. and Teamsters Local Union No. 469, an Affiliate of the International Brotherhood of Teamsters, including but not limited to the accrual of vacation and sick time; excluding clothing allowance and any additional pay for endorsements, including but not limited to CDL and tanker endorsements. The same health benefits shall also be provided subject to the contribution requirements set forth in the then-in-effect Collective Bargaining Agreement by and between The City of Garfield Bergen County, N.J. and Teamsters Local Union No. 469.

SECTION 6. Repealer.

All ordinances and parts of Ordinance in conflict with or inconsistent with this ordinance be and the same are hereby repealed but to the extent of such conflict or inconsistency.

SECTION 7. Effective Date

This Ordinance shall take effect twenty (20) days after the final passage, provided notice of same has been duly published as required by law. This Ordinance shall have a retroactive effect to January 1, 2022 to the extent necessary upon approval of the City Manager.

ATTEST: _____

Erin Delaney, MPA, RMC

City Manager/City Clerk

Introduced: April 12, 2022

Adopted: April 26, 2022

APPROVED: _____

Richard Rigoglioso, Mayor

	2021		2022		2023	
	Min	Max	Min	Max	Min	Max
Statutory						
Municipal Clerk	\$100,000	\$132,019	\$100,000	\$134,659	\$100,000	\$137,353
Chief Finance Officer* (*Chief Finance Officer/QPA/ Treasurer effective 2/28/22)	\$49,000	\$64,073	\$49,000	\$65,355 (*\$130,000 effective 2/28/2022)	\$49,000	\$133,900
Chief Assessor	\$40,000	\$45,000	\$40,000	\$45,900	\$40,000	\$46,818
Municipal Tax Collector	\$65,000	\$91,134	\$65,000	\$85,000	\$65,000	\$86,700
Governing Body						
Council Member	\$7,531	\$8,152	\$7,531	\$8,315	\$7,531	\$8,481
Mayor	\$7,531	\$13,152	\$7,531	\$13,415	\$7,531	\$13,683
City Manager's Office						
City Manager	\$92,000	\$221,804	\$92,000	\$226,240	\$92,000	\$230,765
Assistant City Manager	\$5,000	\$20,000	N/A	N/A	N/A	N/A
Assistant Affirmative Action EOO	\$1,200	\$1,463	\$1,200	\$1,492	\$1,200	\$1,522
Flood Plan Manager	\$3,000	\$7,000	N/A	N/A	N/A	N/A
Executive Secretary (Exec/ Confidential)	\$33,000	\$67,437	\$33,000	\$68,786	\$33,000	\$70,162
Others						
Attorney - BD of Adjustment	\$5,490	\$5,943	\$5,490	\$6,061	\$5,490	\$6,183
Secretary/Clerk - BD of Adjustment (effective 10/4/21)	\$6,000	\$8,019	\$6,000	\$8,180	\$6,000	\$8,343
Secretary – BD of Adjustment (effective until 10/1/21)	\$7,862	\$8,019	N/A	N/A	N/A	N/A
Clerk – BD of Adjustment (effective until 10/1/21)	\$2,336	\$2,383	N/A	N/A	N/A	N/A
City Engineer	\$29,374	\$155,00	\$29,374	\$158,100	\$29,374	\$161,262
City Attorney	\$71,000	\$76,853	\$71,000	\$78,390	\$71,000	\$79,958
Special Counsel - Labor	\$91,600	\$97,207	\$91,600	\$99,151	\$91,600	\$101,134
Attorney -Planning Board	\$6,774	\$7,913	\$6,774	\$8,071	\$6,774	\$8,223
Secretary/Clerk - Planning Board (effective 10/4/21)	\$6,000	\$6,000	\$6,000	\$6,120	\$6,000	\$6,242
Secretary – Planning Board (effective until 10/1/21)	\$2,721	\$2,776	N/A	N/A	N/A	N/A
Clerk – Planning Board (effective until 10/1/21)	\$7,189	\$7,333	N/A	N/A	N/A	N/A
Veterans Officer	\$3,821	\$4,136	\$3,821	\$4,219	\$3,821	\$4,303
Emergency Management Coordinator	\$5,000	\$5,000	\$5,000	\$5,100	\$5,000	\$5,202
Deputy Emergency Management Coordinator(s)	\$1,000	\$1,000	\$1,000	\$1,020	\$1,000	\$1,040
P/T Fire Inspectors	\$29.10	\$31.50	\$29.10	\$32.13	\$29.10	\$32.77
P/T Recreation Counselors	\$12.00	\$12.00	\$14.00	\$14.50	\$15.00	\$15.50
P/T Lunch Program Monitor	\$15.00	\$15.00	\$15.00	\$15.00	\$15.00	\$15.00
P/T Recreation Teachers	\$22.53	\$23.00	\$22.53	\$23.46	\$21.23	\$23.93

Summer Teacher /Supervisor	\$22.53	\$22.53	\$25.00	\$25.00	\$25.00	\$25.50
Information Tech. Specialist	\$30,000	\$80,000	\$30,000	\$80,000	\$30,000	\$80,000
Finance Department						
Municipal Treasurer	\$14,159	\$17,491	\$7,000 (through 2/27/22)	\$17,841 (through 2/27/22)	N/A	N/A
QPA	\$10,000	\$11,951	\$10,000 (through 2/27/22)	\$12,190 (through 2/27/22)	N/A	N/A
Accounting Assistant	\$33,000	\$65,000	\$33,000	\$65,000	\$33,000	\$65,000
Confidential Finance Assistant	\$33,000	\$65,000	\$33,000	\$65,000	\$33,000	\$65,000
Building Department						
Bldg. Inspector/Code Enforcement Official	\$20,000	\$28,717	\$25,000	\$29,291	\$25,000	\$29,877
Bldg. Inspector / Zoning Officer – Garfield Code 341-59	\$15,000	\$17,230	\$15,000	\$17,574	\$15,000	\$17,926
F/T Construction Official/Plumbing Sub-code Official/Flood Plain Manager/Multi-Dwelling Inspector	N/A	N/A	\$50,000	\$78,000	\$50,000	\$79,560
P/T Construction Official	\$39.41	\$42.66	N/A	\$ N/A	\$N/A	\$ N/A
Building Sub-Code Official	\$15,000	\$17,230	\$15,000	\$17,574	\$15,000	\$17,926
P/T Plumbing Sub-Code Official	\$6,000	\$6,000	N/A	N/A	N/A	N/A
Plumbing Inspector	\$12,000	\$12,000	\$12,000	\$12,240	\$12,000	\$12,485
Elect. Sub-Code Official	\$15,000	\$17,230	\$15,000	\$17,574	\$15,000	\$17,926
Fire Protection Sub-Code Official	\$13,114	\$14,195	\$10,000	\$14,479	\$10,000	\$14,769
Fire Safety Official – Garfield Code 39-78-39-81 (Part-time effective 1/1/2022)	\$65,000	\$81,826	\$39,000	\$39,000	\$42,000	\$42,000
Municipal Court						
Municipal Magistrate	\$57,239	\$70,617	\$57,239	\$72,029	\$57,239	\$73,470
Muni. Court Administrator	\$65,000	\$105,221	\$65,000	\$107,326	\$65,000	\$109,472
Municipal Prosecutor	\$32,000	\$40,326	\$32,000	\$41,132	\$32,000	\$41,955
Public Defender	\$4,176	\$5,603	\$4,176	\$5,715	\$4,176	\$5,829
Alternate Municipal Prosecutor	\$425 per diem	\$425 per diem	\$425 per diem	\$425 per diem	\$425 per diem	\$425 per diem
Assistant Prosecutor	\$15,000	\$15,918	N/A	N/A	N/A	N/A
P/T Constable	\$27.06	\$31.98	\$27.06	\$32.62	\$27.06	\$33.27
Alternate Public Defender	\$50 per diem	\$50 per diem	\$60 per diem	\$60 per diem	\$65 per diem	\$65 per diem
Shared Service Court Administrator	\$10,000	\$10,000	\$10,000	\$10,000	\$10,000	\$10,000
Department of Health						
Health Physician	\$10,000	\$20,000	\$10,000	\$20,400	\$10,000	\$20,808
Registrar	\$40,000	\$71,214	\$40,000	\$50,000	\$40,000	\$50,000
Social Worker	N/A	N/A	\$43,000	\$48,000	\$43,000	\$48,960

Police Personnel						
Crossing Guards	\$20.11	\$21.77	\$20.11	\$22.21	\$20.11	\$22.65
Police Chief	\$170,357	\$197,500	\$170,357	\$201,450	\$170,357	\$205,479
Water Dept.						
Sewer/Water Facilities Manager	\$100,000	\$120,000	\$100,000	\$122,400	\$100,000	\$124,848
Assist Water Supervisor	\$65,000	\$81,001	\$65,000	\$65,000	\$65,000	\$65,000
Assist Water Superintendent	\$70,000	\$91,754	\$70,000	\$93,589	\$70,000	\$95,461
Water Collector	\$9,000	\$9,805	\$3,000	\$5,000	\$3,000	\$5,100
DPW						
Superintendent/ Streets and Public Works	\$90,000	\$130,000	\$90,000	\$133,938	\$90,000	\$136,617
Supervisor of Streets and Public Works	\$70,000	\$70,000	\$70,000	\$70,000	\$70,000	\$71,400
Recreation						
Recreation Director	\$66,500	\$73,962	\$66,500	\$92,500	\$66,500	\$92,500
Assist Municipal Parks Superintendent	\$75,000	\$85,000	\$75,000	\$85,000	\$75,000	\$86,700
Unclassified						
Tax Assessing Aide	\$33,000	\$69,378	\$33,000	\$70,765	\$33,000	\$72,181
Part-time Employees	\$12.00	\$60.00	\$14.00	\$60.00	\$15.00	\$60.00
Deputy Clerk	\$70,000	\$70,000	N/A	N/A	N/A	N/A

Mayor Rigoglioso opened the floor for a public hearing. No one wished to be heard.

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-186-22**

**RESOLUTION BY: COUNCILWOMAN BANCH
SECONDED BY: COUNCILMAN HERRERA**

**INTRODUCE ORDINANCE #2930
SECOND READING**

WHEREAS, a public notice has been given by the City Clerk that an ordinance entitled:

AN ORDINANCE TO AMEND PART I, ADMINISTRATIVE LEGISLATION, CHAPTER 23, FIRE DEPARTMENT, ARTICLE I, ORGANIZATION AND REGULATION, OF THE REVISED GENERAL ORDINANCES OF THE CITY OF GARFIELD

was introduced and passed at a meeting held on Tuesday, April 12, 2022 and that further consideration of this ordinance would be taken up at this meeting; and

WHEREAS, all persons interested in said ordinance were given an opportunity to be heard concerning the same;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the City of Garfield, that said ordinance pass on final reading.

APPROVED: April 26, 2022

Richard Rigoglioso, Mayor

ATTEST: _____
Erin Delaney, MPA, RMC
City Manager/City Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent
Maslag	X			
Herrera	X			
Banch	X			
Delaney	X			
Rigoglioso	X			

This resolution was approved by the Mayor and Council of the City of Garfield at the Regular Meeting held on the 26th day of April 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
ORDINANCE NO.: 2930**

AN ORDINANCE TO AMEND PART I, ADMINISTRATIVE LEGISLATION, CHAPTER 23, FIRE DEPARTMENT, ARTICLE I, ORGANIZATION AND REGULATION, OF THE REVISED GENERAL ORDINANCES OF THE CITY OF GARFIELD

WHEREAS, statutory authority provides that the Mayor and Council for the City of Garfield by Ordinance may create the appointment of a Chaplain to the City Fire Department; and

WHEREAS, Fire Chaplains serve an integral role in providing comfort to members of the Fire Department as well as to the citizens of the City of Garfield;

WHEREAS, the Mayor and Council finds it is in the best interest of the City to create the position of Fire Chaplain.

NOW, THEREFORE, BE IT ORDAINED, by the Governing Body of the City of Garfield, that Part I, Administrative Legislation, Chapter 23, Fire Department, Article I, Organization and Regulation, is hereby amended as follows:

Section 1. The current text of City Ordinance, Part I, Administrative Legislation, Chapter 23, Fire Department, Article I, Organization and Regulation, is hereby amended to include the following:

§ 23-1.1: Fire Chaplain.

- A. Position created. The position of Fire Chaplain for the City of Garfield Fire Department is hereby created in accordance with statutory authority. The position will be a volunteer position under the supervision of the Fire Chief.
- B. Qualifications. Any person appointed as Chaplain shall be an ordained clergyman in good standing in the religious body from which he/she is selected.
- C. Duties of Fire Chaplain. The Duties of Fire Chaplain shall include, but not be limited to, assisting the City of Garfield in death notifications, station house adjustments, and any other duties that may be assigned by the Fire Chief;
- D. Rank and salary. Any person appointed as Chaplain shall have earned the rank of Battalion Chief with the salary fixed by the Mayor and Council and payable in the same manner as in the case of the other members of the City Fire Department.
- E. Term of office. A person appointed as Fire Chaplain shall serve for a period of one year from the date of appointment. The Mayor shall appoint Chaplains in accordance with this section with the advice and consent of the City Council.

Section 2. Any article, chapter, section, paragraph, subsection, clause, or other provision of the Code inconsistent with the provisions of this ordinance is hereby repealed to the extent of such inconsistency.

Section 3. In case, for any reason, any portion or provision of this Ordinance shall be held to be unconstitutional or invalid, the same shall not affect any other portion or provision of this Ordinance, except so far as the portion or provision so declared unconstitutional or invalid shall be severed from the remainder or any portion thereof.

ATTEST: _____

Erin Delaney, MPA, RMC

City Manager/City Clerk

Introduced: April 12, 2022

Adopted: April 26, 2022

APPROVED: _____

Richard Rigoglioso, Mayor

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-187-22**

CONSENT AGENDA

**RESOLUTION BY: DEPUTY MAYOR DELANEY
SECONDED BY: COUNCILMAN HERRERA**

APPROVAL OF BILLS AND CLAIMS

BE IT RESOLVED by the City Council of the City of Garfield that the following Bills No. 2323 to 2324 covering Dog Trust and Trust Other totaling \$1,594.35 and the Current Fund Reserve totaling \$22,559.15 and the Current Fund totaling \$2,952,833.63 and the Water Fund totaling \$35,685.56 and the General Capital Fund totaling \$157,774.38 and the Water Capital Fund totaling \$450,023.10 per attached Computer Lists, dated April 22, 2022, 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 eighty (80) items prior to the meeting be ratified.

I, Anders Hasseler, Chief Financial Officer for the City of Garfield do hereby confirm that there are sufficient funds available for this resolution.

Anders Hasseler, Chief Financial Officer

April 25, 2022
Dated

APPROVED: April 26, 2022

Richard Rigoglioso, Mayor

ATTEST: _____
Erin Delaney, MPA, RMC
City Manager/City Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent
Maslag	X			
Herrera	X			
Banch	X			
Delaney	X			
Rigoglioso	X			

This resolution was approved by the Mayor and Council of the City of Garfield at the Regular Meeting held on the 26th day of April 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-188-22**

CONSENT AGENDA

**RESOLUTION BY: DEPUTY MAYOR DELANEY
SECONDED BY: COUNCILMAN HERRERA**

**CANCELLATION OF AN EMERGENCY AUTHORIZATION – IMPROVEMENTS TO
CITY BUILDINGS AND ACQUISITION OF VEHICLES AND EQUIPMENT**

WHEREAS, the City Council approved Resolution No. R-21-295 on September 14, 2021 authorizing an Emergency for improvements to City buildings and the acquisition of vehicles and equipment as a result of damages caused by Hurricane Ida; and

WHEREAS, the Emergency Appropriation approved was in the amount of \$1,500,000; and

WHEREAS, the City has determined that the actual costs expended for this purpose is approximately \$500,000 and that a portion of the balance be canceled;

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Garfield that the following balance of the Emergency for Improvements to City Buildings and Acquisition of Vehicles and Equipment be hereby canceled of record and that the Appropriation – Hurricane Ida be cancelled and credited to the Deferred Charge - Emergency Authorizations:

	<u>Cancelled:</u>	<u>Cancelled to:</u>
Hurricane Ida – Budget Appropriation	<u>\$1,000,000</u>	
Deferred Charges -Emergency Authorizations		<u>\$1,000,000</u>

I, Anders Hasseler, Chief Financial Officer for the City of Garfield do hereby confirm that there are sufficient funds available for this resolution.

Anders Hasseler, Chief Financial Officer

April 25, 2022
Dated

APPROVED: April 26, 2022

Richard Rigoglioso, Mayor

ATTEST: _____
Erin Delaney, MPA, RMC
City Manager/City Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent
Maslag	X			
Herrera	X			
Banch	X			
Delaney	X			
Rigoglioso	X			

This resolution was approved by the Mayor and Council of the City of Garfield at the Regular Meeting held on the 26th day of April 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-189-22**

CONSENT AGENDA

**RESOLUTION BY: DEPUTY MAYOR DELANEY
SECONDED BY: COUNCILMAN HERRERA**

**AUTHORIZING THE AWARD OF A CONTRACT TO D.L.S. CONTRACTING, INC.
FOR A PROJECT ENTITLED "SEMEL AVENUE ROADWAY IMPROVEMENTS"**

WHEREAS, the City of Garfield advertised and received bids on April 12, 2022 for the above-referenced project; and

WHEREAS, ten (10) bids were received; and

WHEREAS, the low bid for both the Base Bid, as well as the combination of the Base Bid plus an Alternate Bid, was received from D.L.S. Contracting, Inc., with the Base Bid amount being \$455,503.95 and the Alternate Bid amount being \$24,375.00; and

WHEREAS, the City has ample monies encumbered to award both the Base Bid, as well as the Alternate Bid, for a total contract amount of \$479,878.95;

NOW, THEREFORE, BE IT RESOLVED the City of Garfield hereby awards a Contract to D.L.S. Contracting, Inc. for both the Base Bid and the Alternate Bid for a total contract amount of \$479,878.95

I, Anders Hasseler, Chief Financial Officer for the City of Garfield do hereby confirm that there are sufficient funds available for this resolution.

Anders Hasseler, Chief Financial Officer

April 25, 2022
Dated

APPROVED: April 26, 2022

Richard Rigoglioso, Mayor

ATTEST: _____
Erin Delaney, MPA, RMC
City Manager/City Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent
Maslag	X			
Herrera	X			
Banch	X			
Delaney	X			
Rigoglioso	X			

This resolution was approved by the Mayor and Council of the City of Garfield at the Regular Meeting held on the 26th day of April 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-190-22**

CONSENT AGENDA

**RESOLUTION BY: DEPUTY MAYOR DELANEY
SECONDED BY: COUNCILMAN HERRERA**

**SUPPORTING NEW EARTH COMPANY, LLC AS THE OPERATOR OF A CLASS 2
CANNABIS MANUFACTURING LICENSE TO BE LOCATED IN THE CITY OF GARFIELD**

WHEREAS, on November 3, 2020, the citizens of the State of New Jersey voted to approve Public Question No. 1, amending and supplementing Section VII of Article IV of the New Jersey Constitution to authorize the growth, cultivation, processing, manufacturing, preparing, packaging, transferring, and retail purchasing and consumption of cannabis, or products created from or which include cannabis for persons twenty-one (21) years older in the State of New Jersey; and

WHEREAS, in response to the aforementioned vote of the citizens of the State of New Jersey, the State passed enabling legislation entitled, “The New Jersey Cannabis Regulatory, Enforcement Assistance, and Marketplace Modernization Act (“Act) (P.L.2021, c.16, approved February 22, 2021), which legalized personal use cannabis for certain adults, subject to State regulations, decriminalization small amount marijuana and hashish possession, and removes marijuana as Schedule I drug; and

WHEREAS, pursuant to N.J.A.C. 17:30-7.1, N.J.A.C. 17:30-7.8, and N.J.A.C. 17:30-7.10 Alternative Treatment Centers (“ATCs”) and applicants for cannabis business licenses (“license-applicants”) need to submit proof of local support in the form of municipal approval as part of either their certification (ATCs) or application (cannabis business license applicants); and

WHEREAS, if the municipality has a governing body, a resolution by that governing body that includes: a. The license applicant’s legal name under which they are registered to do business in the State of New Jersey; b. A determination that the municipality has authorized the type of cannabis business license being sought by the license-applicant to operate within its jurisdiction; and c. A confirmation that if the municipality has imposed a limit on the number of licensed cannabis businesses, the issuance of a license to the license applicant by the Commission would not exceed that limit; and

WHEREAS, on July 20, 2021, the governing body of the City of Garfield passed Ordinance 2890, as was subsequently amended by Ordinance 2924, creating Part II, General Legislation, Chapter 100, authorizing the operation of two (2) Class 2 adult-use Cannabis Manufacturing facilities as a conditionally permitted use in the LM Zoning District; and

WHEREAS, the issuance of a Class 2 license to New Earth Company, LLC to operate in the City of Garfield would not exceed the limit imposed by Ordinance;

NOW, THEREFORE BE IT RESOLVED, by the governing body of the City of Garfield that New Earth Company, L.L.C., be granted this Resolution of Local Support, which is to be viewed by the State of New Jersey as unequivocal support of their application to operate a Class 2 Cannabis Manufacturing License in the City of Garfield. This Resolution should be viewed as unequivocal local support of the Class 5 Retail application for of Culture Cannabis.

APPROVED: April 26, 2022

Richard Rigoglioso, Mayor

ATTEST: _____
Erin Delaney, MPA, RMC
City Manager/City Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent
Maslag		X		
Herrera	X			
Banch	X			
Delaney	X			
Rigoglioso	X			

This resolution was approved by the Mayor and Council of the City of Garfield at the Regular Meeting held on the 26th day of April 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-191-22**

TABLED BY: MAYOR RIGOGLIOSO

SECONDED BY: DEPUTY MAYOR DELANEY

**SUPPORTING CULTURE CANNABIS AS THE OPERATOR OF A CLASS 5 RETAIL
CANNABIS DISPENSARY TO BE LOCATED IN THE CITY OF GARFIELD**

WHEREAS, on November 3, 2020, the citizens of the State of New Jersey voted to approve Public Question No. 1, amending and supplementing Section VII of Article IV of the New Jersey Constitution to authorize the growth, cultivation, processing, manufacturing, preparing, packaging, transferring, and retail purchasing and consumption of cannabis, or products created from or which include cannabis for persons twenty-one (21) years older in the State of New Jersey; and

WHEREAS, in response to the aforementioned vote of the citizens of the State of New Jersey, the State passed enabling legislation entitled, “The New Jersey Cannabis Regulatory, Enforcement Assistance, and Marketplace Modernization Act (“Act) (P.L.2021, c.16, approved February 22, 2021), which legalized personal use cannabis for certain adults, subject to State regulations, decriminalization small amount marijuana and hashish possession, and removes marijuana as Schedule I drug; and

WHEREAS, pursuant to N.J.A.C. 17:30-7.1, N.J.A.C. 17:30-7.8, and N.J.A.C. 17:30-7.10 Alternative Treatment Centers (“ATCs”) and applicants for cannabis business licenses (“license-applicants”) need to submit proof of local support in the form of municipal approval as part of either their certification (ATCs) or application (cannabis business license applicants); and

WHEREAS, if the municipality has a governing body, a resolution by that governing body that includes: a. The license applicant’s legal name under which they are registered to do business in the State of New Jersey; b. A determination that the municipality has authorized the type of cannabis business license being sought by the license-applicant to operate within its jurisdiction; and c. A confirmation that if the municipality has imposed a limit on the number of licensed cannabis businesses, the issuance of a license to the license applicant by the Commission would not exceed that limit; and

WHEREAS, on July 20, 2021, the governing body of the City of Garfield passed Ordinance 2890, as was subsequently amended by Ordinance 2924, creating Part II, General Legislation, Chapter 100, authorizing the operation of one (1) Class 5 Retail Cannabis Dispensary as a conditionally permitted use in the B-2 Zoning District; and

WHEREAS, the issuance of a Class 5 license to Culture Cannabis to operate in the City of Garfield would not exceed the limit imposed by Ordinance;

NOW, THEREFORE, BE IT RESOLVED, by the governing body of the City of Garfield that Culture Cannabis be granted this Resolution of Local Support, which is to be viewed by the State of New Jersey as unequivocal support of their application to operate a Class 5 Retail Cannabis License in the City of Garfield.

APPROVED: April 26, 2022

Richard Rigoglioso, Mayor

ATTEST: _____

Erin Delaney, MPA, RMC

City Manager/City Clerk

Record of Council Vote to Table

	AYE	NAY	Abstain	Absent
Maslag	X			
Herrera	X			
Banch	X			
Delaney	X			
Rigoglioso	X			

This resolution was tabled by the Mayor and Council of the City of Garfield at the Regular Meeting held on the 26th day of April 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

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**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-192-22**

CONSENT AGENDA

**RESOLUTION BY: DEPUTY MAYOR DELANEY
SECONDED BY: COUNCILMAN HERRERA**

APPOINTING FIRE DEPARTMENT CHAPLAIN

WHEREAS, statutory authority provides that the Mayor and Council for the City of Garfield by Ordinance may create the appointment of a Chaplain to the City Fire Department; and

WHEREAS, in accordance with Ordinance 2930 which amended Chapter 23, Article 1 of the City Code, the position of Fire Chaplain was created; and

WHEREAS, in accordance with the aforesaid City Code, the position of Fire Chaplain is a volunteer position and shall be subject to the control of the Fire Chief; and

WHEREAS, in accordance with the aforesaid City Code, the Chief of Police has recommended one (1) individual who meets the qualifications in order to serve in the position of Fire Chaplain; and

WHEREAS, the Fire Chief has recommended that Pastor John Czubkowski, Praise Church, 145 Main Street, Garfield, NJ 07026 be appointed to serve in the position of Fire Chaplain;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the City of Garfield that Pastor John Czubkowski be and is hereby appointed to serve in the position of Fire Chaplain in accordance with Ordinance 2930 and applicable state statutes.

APPROVED: April 26, 2022

Richard Rigoglioso, Mayor

ATTEST: _____
Erin Delaney, MPA, RMC
City Manager/City Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent
Maslag	X			
Herrera	X			
Banch	X			
Delaney	X			
Rigoglioso	X			

This resolution was approved by the Mayor and Council of the City of Garfield at the Regular Meeting held on the 26th day of April 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-193-22**

CONSENT AGENDA

**RESOLUTION BY: DEPUTY MAYOR DELANEY
SECONDED BY: COUNCILMAN HERRERA**

APPROVING HANDICAP PARKING SPACE

WHEREAS, Antonino Ardizzone, 105 Farnham Avenue, who is the holder of a Disabled Person I.D. Card No. P2110648, has filed an application for a handicap 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 “Handicap Parking”, located on the west curb line of Farnham Avenue commencing 65 feet south of the intersection of Farnham Avenue and Clark Street and continue an additional 20 feet south from that point; and

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

APPROVED: April 26, 2022

Richard Rigoglioso, Mayor

ATTEST: _____
Erin Delaney, MPA, RMC
City Manager/City Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent
Maslag	X			
Herrera	X			
Banch	X			
Delaney	X			
Rigoglioso	X			

This resolution was approved by the Mayor and Council of the City of Garfield at the Regular Meeting held on the 26th day of April 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-194-22**

CONSENT AGENDA

**RESOLUTION BY: DEPUTY MAYOR DELANEY
SECONDED BY: COUNCILMAN HERRERA**

APPROVING LAUNDROMAT LICENSE

WHEREAS, Elohim Laundromat LLC, 62 Belmont Avenue, filed an application for a laundromat license for the year 2022; and

WHEREAS, the local inspectors certify that they have conformed with provisions of Ordinance No. 1288;

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of Garfield that the City Clerk be and is hereby authorized to issue a license to Elohim Laundromat LLC, 62 Belmont Avenue, Garfield, New Jersey 07026 for the year 2022.

APPROVED: April 26, 2022

Richard Rigoglioso, Mayor

ATTEST: _____
Erin Delaney, MPA, RMC
City Manager/City Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent
Maslag	X			
Herrera	X			
Banch	X			
Delaney	X			
Rigoglioso	X			

This resolution was approved by the Mayor and Council of the City of Garfield at the Regular Meeting held on the 26th day of April 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-195-22**

CONSENT AGENDA

**RESOLUTION BY: DEPUTY MAYOR DELANEY
SECONDED BY: COUNCILMAN HERRERA**

RE-APPOINTMENT OF PLANNING BOARD MEMBERS

WHEREAS, the below mentioned members have previously served on the Planning Board; and

WHEREAS, their terms have since expired; and

WHEREAS, said members have continued to serve on the Board and have all necessary coursework completed;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the City of Garfield that the appointments as follows

<u>Name</u>	<u>Term Ending</u>
James Clark	December 31, 2022
Michael Wisnovsky	December 31, 2022
Lou Ann Visotcky	December 31, 2024
Gracie Williams	December 31, 2024
Michael Garcia	December 31, 2025
Peter Santacroce Alternate #1	December 31, 2023
Constantino Conte Alternate #2	December 31, 2023

to the Planning Board with terms ending as noted above be and are hereby confirmed.

APPROVED: April 26, 2022

Richard Rigoglioso, Mayor

ATTEST: _____
Erin Delaney, MPA, RMC
City Manager/City Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent
Maslag	X			
Herrera	X			
Banch	X			
Delaney	X			
Rigoglioso	X			

This resolution was approved by the Mayor and Council of the City of Garfield at the Regular Meeting held on the 26th day of April 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-196-22**

CONSENT AGENDA

**RESOLUTION BY: DEPUTY MAYOR DELANEY
SECONDED BY: COUNCILMAN HERRERA**

**URGING THE SWIFT PASSAGE OF S-330/A3804, WHICH SHALL RESTORE THE
ENERGY TAX RECEIPTS TO MUNICIPALITIES**

WHEREAS, taxes on gas and electric utilities were originally collected by the host municipalities to be used for local purposes and to compensate the public for the use of their rights of way; and

WHEREAS, when the State made itself the collection agent for these taxes, it promised to dedicate the proceeds to municipal property tax relief; since, just as municipalities collect property taxes for the benefit of school districts, counties, and other entities, the State is supposed to collect Energy Taxes for the benefit of municipal governments; and

WHEREAS, for years, though, State budget makers have diverted funding from Energy Taxes to fund State programs; and instead of being spent on local programs and services and used to offset property taxes, the money has been spent as successive Legislatures and Administrations have seen fit; and

WHEREAS, the diversion of dedicated energy tax receipts to the State's General Fund further jeopardizes this critical property tax relief funding in future years; and

WHEREAS, by reducing Consolidated Municipal Property Tax Relief Act (CMPTRA), which is also comprised of revenues that should be returned to municipalities, State Budget makers have been able to continue collecting Energy Taxes, while keeping additional revenue that should have been returned to provide property tax relief; and

WHEREAS, the cumulative impact of years of underfunding has left many municipalities with serious needs and burdensome property taxes; and

WHEREAS, local elected officials are in the best position to decide the best use of these resources, which were always intended to fund local programs and services; and

WHEREAS, Senator Singleton and Senate President Scutari have introduced legislation (S-330) that will restore, over a five-year period, Energy Tax Receipts to municipalities;

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Garfield in the County of Bergen urges the Legislature to swiftly pass this legislation and Governor Murphy sign the legislation prior to passage of the FY2023 State budget; and

BE IT FURTHER RESOLVED that a copy of this Resolution be forwarded to Senate President Scutari, Assembly Speaker Coughlin, Governor Murphy, and the League of Municipalities.

APPROVED: April 26, 2022

Richard Rigoglioso, Mayor

ATTEST: _____
Erin Delaney, MPA, RMC
City Manager/City Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent
Maslag	X			
Herrera	X			
Banch	X			
Delaney	X			
Rigoglioso	X			

This resolution was approved by the Mayor and Council of the City of Garfield at the Regular Meeting held on the 26th day of April 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-197-22**

CONSENT AGENDA

RESOLUTION BY: DEPUTY MAYOR DELANEY

SECONDED BY: COUNCILMAN HERRERA

CALLING FOR REVIEW AND REFORM OF OPRA

WHEREAS, the New Jersey Open Public Records Act (OPRA), N.J.S.A. 47:1A-1 et seq., enacted in 2002, has been in effect long enough to review the impact on Municipalities; and

WHEREAS, it is the position of the Bergen County League of Municipalities (BCLOM), which represents all 70 municipalities in Bergen County, that OPRA can and must be improved upon to make it less onerous on municipalities and protect the safety and welfare of the public; and

WHEREAS, municipal staff and budgets are increasingly utilized to accommodate the requestors and commercial entities who bombard municipalities with public records requests to the extent that in some instances, additional personnel are hired primarily to handle such requests; and

WHEREAS, municipalities are already required by state law to post and provide certain information and documentation on their municipal websites, including but not limited to, annual budgets, annual financial statements, annual audits, public meeting notices and meeting minutes; and

WHEREAS, under existing law, OPRA fees are woefully inadequate for the amount of time and effort needed to search for documents; it takes valuable time away from staff — not only in the Clerk's office — but also among other departments that may be involved in the same request; and

WHEREAS, OPRA has become broadly construed in favor of access and the requestor and, a requestor who prevails in any proceeding in appealing a denial of access is permitted to collect exorbitant attorney's fees; conversely, however, the resources and guidance available to record custodians and municipal counsel tasked with responding to such requests has narrowed drastically in the ever-changing OPRA arena, muddled by subsequent, voluminous and often-conflicting court decisions that contradict the original intent of the law and will continue to do so in the absence of necessary legislative reform; and

WHEREAS, OPRA law allows outside businesses, and activist groups to utilize municipal time and services for marketing leads or private commercial gain, and for litigants to use OPRA as a method of discovery; and

WHEREAS, a clear distinction needs to be made between individual and commercial and discovery requests; and

WHEREAS, serious concerns about breaches or misuse of personal information exist along with the potential for OPRA to be exploited and abused by requestors, as a threat, harassment, or retaliatory measure to bury local governments in hundreds of requests, not necessarily because the requested records are of any particular interest, but merely because they can and have been emboldened by the courts to do so, to the significant detriment of all other municipal business; and

WHEREAS, most importantly, OPRA must be reformed to enable municipalities, their respective record custodians and legal counsels to protect the safety and welfare of the general public;

WHEREAS, over the years, court decisions have chipped away at the reasonable expectation of privacy provision of the law, thus allowing the law to be molded and wielded as a tool that severs any sensible balance of transparency, and instead, now perpetuates rampant and dangerous degrees of for-profit data-mining, unsolicited marketing and uncontrolled publications of records on internet search engines specifically designed to circumvent and bypass what few protective measures currently exist under OPRA, and all while allowing the requestor to remain cloaked in anonymity, should they choose to exercise that option; and

WHEREAS, the pandemic has resulted in a startling and exponential rise in fraud and identity theft, crimes that were already notoriously difficult to investigate, track and prosecute; OPRA, left unchecked and unreformed, continues to add fuel to this already dangerous fire; and

WHEREAS, in a most reprehensible instance in the midst of the pandemic, the unthinkable happened when the young son of a U.S. District Court Judge was senselessly killed by an individual who had managed to compile a dossier of personal information about the Judge including a home address, ushering in the passage of Daniel's Law; and

WHEREAS, while this law as intentioned provides for necessary strides and long overdue amendments to OPRA, the scope of protection provided is critically deficient, the implementation creates challenges for custodians and municipal officials that remain unaddressed by law, with limited channels for guidance, while the vast remainder of the Open Public Records Act continues to be left recklessly unreformed, potentially leaving any officials not covered under Daniel's Law or even, the general public at-large exposed to the whim of any nefarious OPRA requestor lurking in the shadows of those demanding transparency at any cost;

WHEREAS, Assembly Bill No. 4894, introduced January 17, 2019, calling for the creation of a study commission to review OPRA, to-date, has been left negligently stagnant and, to-date the legislative approach to addressing the dangers of OPRA have been fragmented, haphazard and contradictory at best, leading to a dire need for streamlined overhaul and reform, which, at a minimum should include the following:

- Immediate creation of a study commission on OPRA.
- Uniformity under the law: municipalities shall not be subject to any provision under OPRA that the legislature or other state agencies are, by contrast, exempt from.
- Provide a universal platform for clear and concise guidance for records custodians. Such guidance should be in place prior to any laws that impact OPRA going into effect.
- Require that official OPRA Request forms be used in order to be considered valid, including certifications by the requestor of (1) non-conviction of an indictable offense and (2) that information obtained will not be used for profit, solicitation, marketing or commercial gain, or published as part of a separate internet database or search engine.
- Prohibit OPRA requestors from remaining anonymous.
- Require that requestors provide a State of New Jersey address in order to be valid (OPRA should not apply to out-of-state requests).
- Prohibit requests for commercial purposes.
- Exempt email addresses (also serves as a deterrent to spoofing, phishing and other cyber scams and crimes).
- Exempt information maintained for emergency notification purposes.
- Exempt any information related to minor individuals, disabled persons and senior citizens as well as classes of citizens who are vulnerable to exploitation of their information.
- Exempt personal identifying information from Motor Vehicle Accident Reports, including driver's license numbers, dates of birth (DOBs), home addresses, VINs and registration/plate numbers, unless the requestor is a subject of the record, or their designated legal or insurance representative.
- Exempt pet license information to a need-to-know basis only (health department, police department, veterinarian of record, hospital, bite victim) to deter rising pet thefts and potential for targeted thefts of non-large-breed dog owners.
- Reaffirm exemption of unlisted telephone numbers, including personal cell phones.
- Exempt property owner names, CAMA Data and reaffirm the exemption of property record cards.
- Protections afforded under Daniel's Law should be afforded to all government officials, employees, volunteers and members of the general public as the threats from the disclosure of personal information is not unique to those rightfully protected under Daniel's Law.
- Provide a carve out for fee-shifting where a municipality in good faith and without clear guidance through Statute or case law denies a request or redacts information which could reasonably be interpreted as not subject to disclosure;

NOW, THEREFORE BE IT RESOLVED, that the Mayor and Council of the City of Garfield finds it imperative that the New Jersey Senate and Assembly review and reform the New Jersey Open Public Records Act; and

BE IT FURTHER RESOLVED, that copies of this resolution are sent to all New Jersey State Legislators, the New Jersey State League of Municipalities, the New Jersey Municipal Clerks' Association, the Bergen County Municipal Clerks' Association, the New Jersey State Association of Chiefs of Police and the Bergen County Police Chiefs' Association.

APPROVED: April 26, 2022

Richard Rigoglioso, Mayor

ATTEST: _____
Erin Delaney, MPA, RMC
City Manager/City Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent
Maslag	X			
Herrera	X			
Banch	X			
Delaney	X			
Rigoglioso	X			

This resolution was approved by the Mayor and Council of the City of Garfield at the Regular Meeting held on the 26th day of April 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-198-22**

CONSENT AGENDA

**RESOLUTION BY: DEPUTY MAYOR DELANEY
SECONDED BY: COUNCILMAN HERRERA**

**AUTHORIZING THE SUBMISSION OF A BERGEN COUNTY COMMUNITY
DEVELOPMENT BLOCK GRANT APPLICATION**

WHEREAS, a Bergen County Community Development Block Grant totaling \$101,708 has been proposed by the City of Garfield to complete repairs to the Senior Center’s Kitchen in the municipality of the City 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 aforesaid project is in the best interest of the people of the City 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 Community Development application;

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the City 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 Division of Community Development (Robert G. Esposito, Director; Bergen County Division of Community Development; One Bergen County Plaza, 4th Floor; Hackensack, NJ 07601) so that implementation of the aforesaid project may be expedited.

APPROVED: April 26, 2022

Richard Rigoglioso, Mayor

ATTEST: _____
Erin Delaney, MPA, RMC
City Manager/City Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent
Maslag	X			
Herrera	X			
Banch	X			
Delaney	X			
Rigoglioso	X			

This resolution was approved by the Mayor and Council of the City of Garfield at the Regular Meeting held on the 26th day of April 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-199-22**

CONSENT AGENDA

**RESOLUTION BY: DEPUTY MAYOR DELANEY
SECONDED BY: COUNCILMAN HERRERA**

RESOLUTION TO APPROVE THE CONSENT AGENDA

BE IT RESOLVED, by the Mayor and Council of the City of Garfield that the actions noted in the Consent Agenda, Resolutions R-187-22 through R-199-22 be and are hereby approved and the proper officers are directed to take necessary action on same.

APPROVED: April 26, 2022

Richard Rigoglioso, Mayor

ATTEST: _____
Erin Delaney, MPA, RMC
City Manager/City Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent
Maslag	X			
Herrera	X			
Banch	X			
Delaney	X			
Rigoglioso	X			

This resolution was approved by the Mayor and Council of the City of Garfield at the Regular Meeting held on the 26th day of April 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-200-22**

**RESOLUTION BY: MAYOR RIGOGLIOSO
SECONDED BY: COUNCILMAN HERRERA**

**INTRODUCE ORDINANCE #2935
FIRST READING**

BE IT RESOLVED, that an ordinance entitled:

**CALENDAR YEAR 2022 ORDINANCE TO EXCEED THE MUNICIPAL BUDGET
APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14)**

be passed and adopted on first reading; and

BE IT RESOLVED, that a final hearing on said ordinance will be heard in City Hall on Tuesday, May 24, 2022 at 6:00PM or as soon thereafter as same can be heard, at which time any persons interested in said ordinance can be heard;

BE IT FURTHER RESOLVED, that the City Clerk be and she is hereby authorized to advertise in a legal newspaper a notice of introduction and final hearing as required by law.

APPROVED: April 26, 2022

Richard Rigoglioso, Mayor

ATTEST: _____
Erin Delaney, MPA, RMC
City Manager/City Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent
Maslag	X			
Herrera	X			
Banch	X			
Delaney	X			
Rigoglioso	X			

This resolution was approved by the Mayor and Council of the City of Garfield at the Regular Meeting held on the 26th day of April 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
ORDINANCE NO.: 2935**

**CALENDAR YEAR 2022 ORDINANCE TO EXCEED THE MUNICIPAL BUDGET
APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14)**

WHEREAS, the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget up to 2.5% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and

WHEREAS, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and

WHEREAS, the Governing Body of the City of Garfield in the County of Bergen finds it advisable and necessary to increase its CY 2022 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and

WHEREAS, the Governing Body hereby determines that a 1.0% increase in the budget for said year, amounting to \$315,507 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and

WHEREAS, the Governing Body hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years;

NOW, THEREFORE, BE IT ORDAINED, by the Governing Body of the City of Garfield in the County of Bergen, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2022 budget year, the final appropriations of the City of Garfield shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by up to 3.5 %, amounting to \$1,104,274, and that the CY 2022 municipal budget for the City of Garfield be approved and adopted in accordance with this ordinance; and

BE IT FURTHER ORDAINED, that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

ATTEST: _____

Erin Delaney, MPA, RMC
City Manager/City Clerk

Introduced:

Adopted:

APPROVED: _____

Richard Rigoglioso, Mayor

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-201-22**

**RESOLUTION BY: DEPUTY MAYOR DELANEY
SECONDED BY: COUNCILMAN MASLAG**

INTRODUCTION OF 2022 MUNICIPAL BUDGET

MUNICIPAL BUDGET NOTICE

Section 1.

Municipal Budget of the _____ CITY _____ of _____ GARFIELD _____ BERGEN _____ for the Fiscal Year 2022

Be it Resolved, that the following statements of revenues and appropriations shall constitute the Municipal Budget for the year 2022;

Be it Further Resolved, that said Budget be published in the _____ The Record _____

in the issue of _____ May 3 _____, 2022

The Governing Body of the _____ CITY _____ of _____ GARFIELD _____ does hereby approve the following as the Budget for the year 2022:

Ayes	Nays	Abstained
Ayes	Nays	Absent

RECORDED VOTE
(insert Last Name)

Notice is hereby given that the Budget and Tax Resolution was approved by the _____ COUNCIL MEMBERS _____ of the _____ CITY _____

of _____ GARFIELD _____, County of _____ BERGEN _____, on _____ April _____ 26 _____, 2022.

A Hearing on the Budget and Tax Resolution will be held at _____ City Hall _____, on _____ May _____ 24 _____, 2022 at

_____ 6 _____ o'clock _____ P.M. _____ at which time and place objections to said Budget and Tax Resolution for the year 2022 may be presented by taxpayers or other interested persons.

APPROVED: April 26, 2022

Richard Rigoglioso, Mayor

ATTEST: _____
Erin Delaney, MPA, RMC
City Manager/City Clerk

Record of Council Vote on Passage

	AYE	NAY	Abstain	Absent
Maslag	X			
Herrera	X			
Banch	X			
Delaney	X			
Rigoglioso	X			

This resolution was approved by the Mayor and Council of the City of Garfield at the Regular Meeting held on the 26th day of April 2022. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

PUBLIC COMMENT

Mayor Rigoglioso opened the floor for public comment. No one wished to be heard.

MAYOR & COUNCIL COMMENTS

Councilman Maslag stated that all cannabis businesses should incorporate a social equity component in their business structure.

Deputy Mayor Delaney thanked the professionals involved in the preparation of the 2022 municipal budget.

Mayor Rigoglioso echoed Deputy Mayor Delaney's sentiments and shared that the professionals did a great job.

EXECUTIVE SESSION

A motion was made by Mayor Rigoglioso and seconded by Councilman Herrera to enter into Executive Session. Motion carried by the members present.

WHEREAS, the Open Public Meetings Act, P.L. 1975, Chapter 231 permits the exclusion of the public from a meeting in certain circumstances; and

WHEREAS, this public body is of the opinion that such circumstances presently exist; and

WHEREAS, the Governing Body wishes to discuss:

Personnel
Litigation/Legal Reports

Minutes will be kept and once the matter involving the confidentiality of the above no longer requires that confidentiality, then the minutes can be made public;

NOW, THEREFORE, BE IT RESOLVED that the public be excluded from this meeting.

A motion was made by Councilman Maslag and seconded by Deputy Mayor Delaney to return to the public portion. Motion carried by the members present.

ADJOURNMENT

A motion was made by Councilman Maslag and seconded by Councilman Herrera to adjourn. The motions carried unanimously.

Respectfully submitted,

Erin Delaney, MPA, RMC
City Manager/City Clerk

These meeting minutes were approved at the May 24, 2022 Regular meeting of the Mayor & Council.