

**REGULAR MEETING
OF THE
GARFIELD MAYOR AND COUNCIL
FEBRUARY 21, 2023
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, February 21, 2023 at 6:08PM 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 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 9, 2023 and published on January 12, 2023.

5. POLICE SWEARING-IN CEREMONY:

Swearing in ceremonies were held for new officers Doud, Galbo, Gjorgiev, and Kolano. Following the ceremonies, the Mayor and Council shared their congratulatory remarks and well wishes.

A brief recess was held following the ceremony.

6. PUBLIC HEARING – BERGEN COUNTY OPEN SPACE REPURPOSE APPLICATION – LITTLE LEAGUE TURF FIELD:

Mayor Rigoglioso opened the floor for public comment for the City's repurpose application for their 2022 BCOS grant to turf the Little League Field, of which 20th Century Field was initially the subject. No one wished to be heard.

7. ORDINANCES: FIRST READING

R-80-23 Introduce Ord. #2984

AN ORDINANCE OF THE CITY OF GARFIELD, COUNTY OF BERGEN, NEW JERSEY, APPROVING THE PILOT APPLICATION AND AUTHORIZING THE MAYOR AND CITY CLERK, PURSUANT TO N.J.S.A. 40A:20-1 ET SEQ., TO EXECUTE A FINANCIAL AGREEMENT BY AND BETWEEN THE CITY OF GARFIELD AND MERIDIA GARFIELD 933, URBAN RENEWAL, LLC FOR PROPERTY LOCATED ON BLOCK 140, LOT 91.01, ALSO KNOWN AS 933-945 RIVER DRIVE AS SHOWN ON THE OFFICIAL TAX MAP OF THE CITY OF GARFIELD AND LOCATED IN A REDEVELOPMENT AREA

R-81-23

Introduce Ord. #2985

AN ORDINANCE OF THE CITY OF GARFIELD, COUNTY OF BERGEN, NEW JERSEY, APPROVING THE PILOT APPLICATION AND AUTHORIZING THE MAYOR AND CITY CLERK, PURSUANT TO N.J.S.A. 40A:20-1 ET SEQ., TO EXECUTE A FINANCIAL AGREEMENT BY AND BETWEEN THE CITY OF GARFIELD AND MERIDIA GARFIELD 69, URBAN RENEWAL, LLC FOR PROPERTY LOCATED ON BLOCK 34.02, LOT 28, ALSO KNOWN AS 69 HEPWORTH PLACE AS SHOWN ON THE OFFICIAL TAX MAP OF THE CITY OF GARFIELD AND LOCATED IN A REDEVELOPMENT AREA

R-82-23

Introduce Ord. #2986

AN ORDINANCE OF THE CITY OF GARFIELD, COUNTY OF BERGEN, NEW JERSEY, APPROVING THE PILOT APPLICATION AND AUTHORIZING THE MAYOR AND CITY CLERK, PURSUANT TO N.J.S.A. 40A:20-1 ET SEQ., TO EXECUTE A FINANCIAL AGREEMENT BY AND BETWEEN THE CITY OF GARFIELD AND 293 PASSAIC STREET URBAN RENEWAL LLC FOR PROPERTY LOCATED ON BLOCK 41, LOT 1.03, ALSO KNOWN AS 281-293 PASSAIC STREET AS SHOWN ON THE OFFICIAL TAX MAP OF THE CITY OF GARFIELD AND LOCATED IN A REDEVELOPMENT AREA

R-83-23

Introduce Ord. #2987

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GARFIELD ADOPTING A REDEVELOPMENT PLAN FOR THE PROPERTY KNOWN 337 AND 351 MIDLAND AVENUE, ALSO KNOWN AS BLOCK 88.01, LOTS 1 AND 9 PURSUANT TO N.J.S.A. 40A:12A-1 ET SEQ.

8. CONSENT AGENDA:

R-84-23

Approval of Bills and Claims

R-85-23

Authorizing the City Manager to Enter into a Professional Services Agreement with Colliers Engineering & Design (D/B/A Maser Consulting) to Provide Additional Engineering Services for the 2022 Road Program

R-86-23

Authorizing the City Manager to Enter into a Professional Services Agreement with Colliers Engineering & Design (D/B/A Maser Consulting) to Provide Additional Engineering Services for the Semel Avenue Drainage Improvements Project

R-87-23

Appointing Certain Professionals Pursuant to the New Jersey Local Unit Pay to Play Law

R-88-23

Approving Fireworks Display and Execution of Contract

R-89-23

Authorizing the City Manager to Enter into a Contract with DMR Architects for an Investigative Study for 19, 21, 25, 31, 32 & 46 Passaic Street, 12, 16, & 20 Bloomingdale Avenue and 45 Cambridge Avenue to Determine if It Meets the Statutory Criteria for an Area in Need of Redevelopment, Without Condemnation

R-90-23

Approving Sewer Overpayment Credit/Refund

R-91-23

Approving Sewer Overpayment Credit/Refund

R-92-23

Approving Sewer Overpayment Credit/Refund

R-93-23

Approving Sewer Overpayment Credit/Refund

R-94-23	Approving Tax Overpayment Refund
R-95-23	Approving Sewer Overpayment Credit/Refund
R-96-23	Affirming the Approval of the Agreement with The Policemen's Benevolent Association Local No. 46 of the City of Garfield
R-97-23	Authorizing the Sustainable Jersey® Grant Funded by PSEG for \$2,000
R-98-23	Authorizing the Sustainable Jersey® Grant Funded by PSEG for \$10,000
R-99-23	Approving Regular Active Member – Fire Department
R-100-23	Approval of Laundromat Business License
R-101-23	Approval of Laundromat Business License
R-102-23	Authorizing the Submission of a Bergen County Community Development Block Grant Application
R-103-23	Authorizing the Submission of a Bergen County Community Development Block Grant Application
R-104-23	Authorizing the Submission of a Bergen County Community Development Block Grant Application
R-105-23	Authorizing the Submission of a Bergen County Community Development Block Grant Application
R-106-23	Approval of Vehicle Sale Business License – 2023
R-107-23	Appointment of Library Board of Trustees Member
R-108-23	Trust Fund Application Municipal Endorsing Resolution – 20 th Century Field to Garfield Little League
R-109-23	Enabling Resolution for Supplemental Funding Request
R-110-23	Resolution to Accept Consent Agenda

9. PUBLIC HEARING:

10. MAYOR & COUNCIL REPORTS:

11. EXECUTIVE SESSION – POLICE PERSONNEL

12. ADJOURNMENT:

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-80-23**

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

**INTRODUCE ORDINANCE #2984
FIRST READING**

BE IT RESOLVED, that an ordinance entitled:

AN ORDINANCE OF THE CITY OF GARFIELD, COUNTY OF BERGEN, NEW JERSEY, APPROVING THE PILOT APPLICATION AND AUTHORIZING THE MAYOR AND CITY CLERK, PURSUANT TO N.J.S.A. 40A:20-1 ET SEQ., TO EXECUTE A FINANCIAL AGREEMENT BY AND BETWEEN THE CITY OF GARFIELD AND MERIDIA GARFIELD 933, URBAN RENEWAL, LLC FOR PROPERTY LOCATED ON BLOCK 140, LOTS 91.01, ALSO KNOWN AS 933-945 RIVER DRIVE AS SHOWN ON THE OFFICIAL TAX MAP OF THE CITY OF GARFIELD AND LOCATED IN A REDEVELOPMENT AREA

be passed and adopted on first reading; and

BE IT RESOLVED, that a final hearing on said ordinance will be heard at a meeting held on Tuesday, March 14, 2023 at 6:00PM or as soon thereafter as same can be heard, at which time any persons interested in said ordinance can be heard; and

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: February 21, 2023

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 21st day of February 2023. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
ORDINANCE NO.: 2984**

AN ORDINANCE OF THE CITY OF GARFIELD, COUNTY OF BERGEN, NEW JERSEY, APPROVING THE PILOT APPLICATION AND AUTHORIZING THE MAYOR AND CITY CLERK, PURSUANT TO N.J.S.A. 40A:20-1 ET SEQ., TO EXECUTE A FINANCIAL AGREEMENT BY AND BETWEEN THE CITY OF GARFIELD AND MERIDIA GARFIELD 933, URBAN RENEWAL, LLC FOR PROPERTY LOCATED ON BLOCK 140, LOTS 91.01, ALSO KNOWN AS 933-945 RIVER DRIVE AS SHOWN ON THE OFFICIAL TAX MAP OF THE CITY OF GARFIELD AND LOCATED IN A REDEVELOPMENT AREA

WHEREAS, 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 April 27, 2021, determined that 933-945 River Drive, also known as Block 140, Lots 91.01 as shown on the City Tax Maps (the "Property"), as a non-condemnation redevelopment area (the "Redevelopment Area"); and

WHEREAS, in furtherance of redeveloping the Redevelopment Area, in October of 2021, the City Council adopted an ordinance approving a redevelopment plan for the Redevelopment Area entitled, 933-975 River Drive Redevelopment Plan (the "Redevelopment Plan"), dated July 2022 prepared by DMR Architects; and

WHEREAS, the Garfield Redevelopment Agency (the "Agency") was established as an instrumentality of the City pursuant to the Redevelopment Law for the purpose of implementing redevelopment plans and carrying out redevelopment projects within the City; and

WHEREAS, Meridia Garfield 933, Urban Renewal, LLC ("Meridia" or the "Entity") is the owner of the Property; and

WHEREAS, Meridia has been designated as the exclusive redeveloper of the Property by the Garfield Redevelopment Agency (the "Agency") and the Agency and Meridia have negotiated the terms and conditions of a redevelopment agreement for the Property; and

WHEREAS, the Entity proposes the construction of a market rate residential rental development consisting of a total of seventy-one (71) dwelling units and one hundred seven (107) parking spaces on the Property, which current design is proposed to include the construction of one (1) building of five (5) stories comprised of four (4) studios, thirty-five (35) one-bedrooms, and thirty-two (32) two-bedrooms (the "Project"), which Project has received site plan approval from the City Planning Board; and

WHEREAS, the Entity was created for the purposes of acquiring, owning, holding, developing, maintaining, financing, mortgaging, improving, operating, leasing, managing, using, refinancing, selling, subdividing, or otherwise dealing with the Property and the Project; and

WHEREAS, pursuant to and in accordance with the provisions of the Long-Term Tax Exemption Law, constituting Chapter 431 of the Pamphlet Laws of 1991 of the State, and the acts amendatory thereof and supplement thereto (the "Long Term Tax Exemption Law", as codified in N.J.S.A. 40A:20-1 et seq.), the City is authorized to provide for payment in lieu of taxes within a redevelopment area; and

WHEREAS, the Entity submitted an application for the approval of a Project, as such term is used in the Long-Term Tax Exemption Law, all in accordance with N.J.S.A. 40A:20-8 (the "Exemption Application", a copy of which is on file in the Office of the City Manager/City Clerk as Exhibit B); and

WHEREAS, the Exemption Application requested a 15-year term for a financial agreement and an annual service charge based on 10% of annual gross revenues for entire 15-year term; and

WHEREAS, the City proposes and agrees to a 20-year term for a financial agreement and an annual service charge based on 10% of annual gross revenues for years 1 through 10, increasing to 11% of annual gross revenues for years 11 through 20; and

WHEREAS, pursuant to the Long-Term Tax Exemption Law, the City is authorized to enter into a financial agreement with a redeveloper for payment of an annual service charge for municipal services in lieu of taxes for market rate housing and commercial projects; and

WHEREAS, the Entity has requested that the City enter into a financial agreement for payment of an annual service charge for municipal services in lieu of taxes (the “Financial Agreement”) for the Project; and

WHEREAS, the City acknowledges that the Entity, by effectuating the redevelopment of the Project, will significantly limit its profits due to the extraordinary costs to be borne by the Entity, which will provide significant and long-term benefits to the City; and

WHEREAS, the City and the Entity have reached agreement with respect to, among other things, the terms and conditions relating to the Annual Service Charges and desire to execute a Financial Agreement;

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

Section 1. The City acknowledges that by effectuating the redevelopment of the Project, Meridia Garfield 933, Urban Renewal, LLC will significantly limit its profits due to the extraordinary costs to be borne by the Entity, which will provide significant and long-term benefits to the City.

Section 2. The City makes the following findings:

A. Relative benefits of the Project when compared to the costs:

1. The Property currently generates approximately \$34,535.00 in real estate tax revenue to the City. The projected Annual Service Charge over the 20-year term will generate an average annual revenue to the City of approximately \$250,000.00.

2. It is estimated that the Project will create jobs during construction and permanent jobs;

3. The Project should stabilize and contribute to the economic growth of existing local business and to the creation of new business, which will serve the residents and attract additional people to the City;

4. The Project will further the redevelopment objectives of the Redevelopment Plan for Redevelopment Area 1; and

5. The redevelopment of the Property will greatly improve the neighborhood.

6. The City has determined that the benefits of the Project significantly outweigh the costs to the City.

B. Assessment of the importance of the tax exemption defined in obtaining development of the Project and influencing the locational decisions of probable occupants:

1. The relative stability and predictability of the Annual Service Charge will make the Project more attractive to investors and lenders needed to finance the Project; and

2. The relative stability and predictability of the Annual Service Charge will allow stabilization of the Project operating budget, allowing a high level of urban design and aesthetics as well as the use of high-quality materials which will maintain the appearance of the building over the life of the Project, which will insure the likelihood of the success of the Project and insure that it will have a positive impact on the surrounding area.

C. Based upon the above determinations by the City and the provisions of N.J.S.A. 40A:20-12, this Agreement contains appropriate tax exemption provisions and an appropriate Annual Service Charge schedule.

Section 3. The Exemption Application is hereby accepted and approved.

Section 4. The Financial Agreement shall be for a twenty (20) year term with an annual service charge at ten percent (10%) of annual gross revenues for years 1-10 and increasing to 11% of annual gross revenues for years 11-20 from the Project, all in accordance with the Long-Term Tax Exemption Law.

Section 5. The Financial Agreement is hereby authorized to be executed and delivered on behalf of the City by the Mayor in substantially the form attached hereto as Exhibit B. The City Clerk is hereby authorized and directed to attest to the execution of the Financial Agreement by the Mayor and to affix the corporate seal of the City to the Financial Agreement.

Section 6. This ordinance shall take effect upon final passage and publication as required by law.

ATTEST: _____

Erin Delaney, MPA, RMC

City Manager/City Clerk

Introduced: February 21, 2023

Adopted:

APPROVED: _____

Richard Rigoglioso, Mayor

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-81-23**

**RESOLUTION BY: DEPUTY MAYOR DELANEY
SECONDED BY: COUNCILWOMAN BANCH**

**INTRODUCE ORDINANCE #2985
FIRST READING**

BE IT RESOLVED, that an ordinance entitled:

AN ORDINANCE OF THE CITY OF GARFIELD, COUNTY OF BERGEN, NEW JERSEY, APPROVING THE PILOT APPLICATION AND AUTHORIZING THE MAYOR AND CITY CLERK, PURSUANT TO N.J.S.A. 40A:20-1 ET SEQ., TO EXECUTE A FINANCIAL AGREEMENT BY AND BETWEEN THE CITY OF GARFIELD AND MERIDIA GARFIELD 69, URBAN RENEWAL, LLC FOR PROPERTY LOCATED ON BLOCK 34.02, LOT 28, ALSO KNOWN AS 69 HEPWORTH PLACE AS SHOWN ON THE OFFICIAL TAX MAP OF THE CITY OF GARFIELD AND LOCATED IN A REDEVELOPMENT AREA

be passed and adopted on first reading; and

BE IT RESOLVED, that a final hearing on said ordinance will be heard at a meeting held on Tuesday, March 14, 2023 at 6:00PM or as soon thereafter as same can be heard, at which time any persons interested in said ordinance can be heard; and

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: February 21, 2023

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 21st day of February 2023. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
ORDINANCE NO.: 2985**

AN ORDINANCE OF THE CITY OF GARFIELD, COUNTY OF BERGEN, NEW JERSEY, APPROVING THE PILOT APPLICATION AND AUTHORIZING THE MAYOR AND CITY CLERK, PURSUANT TO N.J.S.A. 40A:20-1 ET SEQ., TO EXECUTE A FINANCIAL AGREEMENT BY AND BETWEEN THE CITY OF GARFIELD AND MERIDIA GARFIELD 69, URBAN RENEWAL, LLC FOR PROPERTY LOCATED ON BLOCK 34.02, LOT 28, ALSO KNOWN AS 69 HEPWORTH PLACE AS SHOWN ON THE OFFICIAL TAX MAP OF THE CITY OF GARFIELD AND LOCATED IN A REDEVELOPMENT AREA

WHEREAS, 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 December 21, 2021, determined 69 Hepworth Place, also known as Block 34.02, Lot 28 as shown on the City Tax Maps (the "Property") as a non-condemnation redevelopment area (the "Redevelopment Area"); and

WHEREAS, in furtherance of redeveloping the Redevelopment Area, on August 16, 2022, the City Council adopted an ordinance approving a redevelopment plan for the Redevelopment Area entitled, 69 Hepworth Place Redevelopment Plan (the "Redevelopment Plan"), dated July 18, 2022, prepared by DMR Architects; and

WHEREAS, the Garfield Redevelopment Agency (the "Agency") was established as an instrumentality of the City pursuant to the Redevelopment Law for the purpose of implementing redevelopment plans and carrying out redevelopment projects within the City; and

WHEREAS, Meridia Garfield 69, Urban Renewal, LLC ("Meridia" or the "Entity") is the owner of the Property; and

WHEREAS, Meridia has been designated as the exclusive redeveloper of the Property by the Garfield Redevelopment Agency (the "Agency") and the Agency and Meridia have negotiated the terms and conditions of a redevelopment agreement for the Property; and

WHEREAS, the Entity proposes the construction of a market rate residential rental development consisting of a total of ninety-three (93) dwelling units and one hundred and forty-one (141) parking spaces on the Property, which current design is proposed to include the construction of one (1) building of seven (7) stories and consisting of one (70%) and two-bedroom units (30%) (the "Project"), which Project has received site plan approval from the City Planning Board; and

WHEREAS, the Entity was created for the purposes of acquiring, owning, holding, developing, maintaining, financing, mortgaging, improving, operating, leasing, managing, using, refinancing, selling, subdividing, or otherwise dealing with the Property and the Project; and

WHEREAS, pursuant to and in accordance with the provisions of the Long-Term Tax Exemption Law, constituting Chapter 431 of the Pamphlet Laws of 1991 of the State, and the acts amendatory thereof and supplement thereto (the "Long Term Tax Exemption Law", as codified in N.J.S.A. 40A:20-1 et seq.), the City is authorized to provide for payment in lieu of taxes within a redevelopment area; and

WHEREAS, the Entity submitted an application for the approval of a Project, as such term is used in the Long-Term Tax Exemption Law, all in accordance with N.J.S.A. 40A:20-8 (the "Exemption Application", a copy of which is on file in the Office of the City Manager/City Clerk as Exhibit B); and

WHEREAS, the Exemption Application requested a 15-year term for a financial agreement and an annual service charge based on 10% of annual gross revenues for entire 15-year term; and

WHEREAS, the City proposes and agrees to a 20-year term for a financial agreement and an annual service charge based on 10% of annual gross revenues for years 1 through 10, increasing to 11% of annual gross revenues for years 11 through 20; and

WHEREAS, pursuant to the Long-Term Tax Exemption Law, the City is authorized to enter into a financial agreement with a redeveloper for payment of an annual service charge for municipal services in lieu of taxes for market rate housing and commercial projects; and

WHEREAS, the Entity has requested that the City enter into a financial agreement for payment of an annual service charge for municipal services in lieu of taxes (the “Financial Agreement”) for the Project; and

WHEREAS, the City acknowledges that the Entity, by effectuating the redevelopment of the Project, will significantly limit its profits due to the extraordinary costs to be borne by the Entity, which will provide significant and long-term benefits to the City; and

WHEREAS, the City and the Entity have reached agreement with respect to, among other things, the terms and conditions relating to the Annual Service Charges and desire to execute a Financial Agreement;

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

Section 1. The City acknowledges that by effectuating the redevelopment of the Project, Meridia Garfield 69, Urban Renewal, LLC will significantly limit its profits due to the extraordinary costs to be borne by the Entity, which will provide significant and long-term benefits to the City.

Section 2. The City makes the following findings:

A. Relative benefits of the Project when compared to the costs:

1. The Property currently generates approximately \$25,154.00 in real estate tax revenue to the City. The projected Annual Service Charge over the 20-year term will generate an average annual revenue to the City of approximately \$305,000.00.

2. It is estimated that the Project will create jobs during construction and permanent jobs;

3. The Project should stabilize and contribute to the economic growth of existing local business and to the creation of new business, which will serve the residents and attract additional people to the City;

4. The Project will further the redevelopment objectives of the Redevelopment Plan for Redevelopment Area 1; and

5. The redevelopment of the Property will greatly improve the neighborhood.

6. The City has determined that the benefits of the Project significantly outweigh the costs to the City.

B. Assessment of the importance of the tax exemption defined in obtaining development of the Project and influencing the locational decisions of probable occupants:

1. The relative stability and predictability of the Annual Service Charge will make the Project more attractive to investors and lenders needed to finance the Project; and

2. The relative stability and predictability of the Annual Service Charge will allow stabilization of the Project operating budget, allowing a high level of urban design and aesthetics as well as the use of high-quality materials which will maintain the appearance of the building over the life of the Project, which will insure the likelihood of the success of the Project and insure that it will have a positive impact on the surrounding area.

C. Based upon the above determinations by the City and the provisions of N.J.S.A. 40A:20-12, this Agreement contains appropriate tax exemption provisions and an appropriate Annual Service Charge schedule.

Section 3. The Exemption Application is hereby accepted and approved.

Section 4. The Financial Agreement shall be for a twenty (20) year term with an annual service charge at ten percent (10%) of annual gross revenues for years 1-10 and increasing to 11% of annual gross revenues for years 11-20 from the Project, all in accordance with the Long-Term Tax Exemption Law.

Section 5. The Financial Agreement is hereby authorized to be executed and delivered on behalf of the City by the Mayor in substantially the form attached hereto as Exhibit B. The City Clerk is hereby authorized and directed to attest to the execution of the Financial Agreement by the Mayor and to affix the corporate seal of the City to the Financial Agreement.

Section 6. This ordinance shall take effect upon final passage and publication as required by law.

ATTEST: _____

Erin Delaney, MPA, RMC

City Manager/City Clerk

Introduced: February 21, 2023

Adopted:

APPROVED: _____

Richard Rigoglioso, Mayor

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-82-23**

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

**INTRODUCE ORDINANCE #2986
FIRST READING**

BE IT RESOLVED, that an ordinance entitled:

AN ORDINANCE OF THE CITY OF GARFIELD, COUNTY OF BERGEN, NEW JERSEY, APPROVING THE PILOT APPLICATION AND AUTHORIZING THE MAYOR AND CITY CLERK, PURSUANT TO N.J.S.A. 40A:20-1 ET SEQ., TO EXECUTE A FINANCIAL AGREEMENT BY AND BETWEEN THE CITY OF GARFIELD AND 293 PASSAIC STREET URBAN RENEWAL LLC FOR PROPERTY LOCATED ON BLOCK 41, LOT 1.03, ALSO KNOWN AS 281-293 PASSAIC STREET AS SHOWN ON THE OFFICIAL TAX MAP OF THE CITY OF GARFIELD AND LOCATED IN A REDEVELOPMENT AREA

be passed and adopted on first reading; and

BE IT RESOLVED, that a final hearing on said ordinance will be heard at a meeting held on Tuesday, March 14, 2023 at 6:00PM or as soon thereafter as same can be heard, at which time any persons interested in said ordinance can be heard; and

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: February 21, 2023

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 21st day of February 2023. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
ORDINANCE NO.: 2986**

AN ORDINANCE OF THE CITY OF GARFIELD, COUNTY OF BERGEN, NEW JERSEY, APPROVING THE PILOT APPLICATION AND AUTHORIZING THE MAYOR AND CITY CLERK, PURSUANT TO N.J.S.A. 40A:20-1 ET SEQ., TO EXECUTE A FINANCIAL AGREEMENT BY AND BETWEEN THE CITY OF GARFIELD AND 293 PASSAIC STREET URBAN RENEWAL LLC FOR PROPERTY LOCATED ON BLOCK 41, LOT 1.03, ALSO KNOWN AS 281-293 PASSAIC STREET AS SHOWN ON THE OFFICIAL TAX MAP OF THE CITY OF GARFIELD AND LOCATED IN A REDEVELOPMENT AREA

WHEREAS, 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 that 281-293 Passaic Street & 8 Clark Street, also known as Block 41, Lot 1.03 as shown on the City Tax Maps (the “Property”) as a non-condemnation redevelopment area (the “Redevelopment Area”); and

WHEREAS, in furtherance of redeveloping the Redevelopment Area, on July 14, 2020, the City Council adopted a redevelopment plan for the Redevelopment Area prepared by Benecke Economic, dated February 20, 2020 (the “Redevelopment Plan”); and

WHEREAS, the Garfield Redevelopment Agency (the “Agency”) was established as an instrumentality of the City pursuant to the Redevelopment Law for the purpose of implementing redevelopment plans and carrying out redevelopment projects within the City; and

WHEREAS, 293 Passaic Street Urban Renewal LLC (the “Entity”) is the owner of the Property; and

WHEREAS, the Entity has been designated as the exclusive redeveloper of the Property by the Garfield Redevelopment Agency (the “Agency”) and the Agency and the Entity have negotiated the terms and conditions of a redevelopment agreement for the Property; and

WHEREAS, the Entity proposes the construction of a mixed-use project with three (3) commercial units and seventeen (17) residential units, forty-one (41) parking spaces and residential amenities in a three (3) story building (the “Project”), which Project has received site plan approval from the City Planning Board; and

WHEREAS, the Entity was created for the purposes of acquiring, owning, holding, developing, maintaining, financing, mortgaging, improving, operating, leasing, managing, using, refinancing, selling, subdividing, or otherwise dealing with the Property and the Project; and

WHEREAS, pursuant to and in accordance with the provisions of the Long-Term Tax Exemption Law, constituting Chapter 431 of the Pamphlet Laws of 1991 of the State, and the acts amendatory thereof and supplement thereto (the “Long Term Tax Exemption Law”, as codified in N.J.S.A. 40A:20-1 et seq.), the City is authorized to provide for payment in lieu of taxes within a redevelopment area; and

WHEREAS, the Entity submitted an application for the approval of a Project, as such term is used in the Long-Term Tax Exemption Law, all in accordance with N.J.S.A. 40A:20-8 (the “Exemption Application”, a copy of which is on file in the Office of the City Manager/City Clerk as Exhibit B); and

WHEREAS, the Exemption Application requested a 30-year term for a financial agreement and an annual service charge based on 10% of annual gross revenues for years 1 through 7 and increasing to 11% of annual gross revenues for years 8 through 30; and

WHEREAS, the City proposes and agrees to a 30-year term for a financial agreement and an annual service charge based on 10% of annual gross revenues for years 1 through 7, increasing to 11% of annual gross revenues for years 8 through 30; and

WHEREAS, pursuant to the Long-Term Tax Exemption Law, the City is authorized to enter into a financial agreement with a redeveloper for payment of an annual service charge for municipal services in lieu of taxes for market rate housing and commercial projects; and

WHEREAS, the Entity has requested that the City enter into a financial agreement for payment of an annual service charge for municipal services in lieu of taxes (the “Financial Agreement”) for the Project; and

WHEREAS, the City acknowledges that the Entity, by effectuating the redevelopment of the Project, will significantly limit its profits due to the extraordinary costs to be borne by the Entity, which will provide significant and long-term benefits to the City; and

WHEREAS, the City and the Entity have reached agreement with respect to, among other things, the terms and conditions relating to the Annual Service Charges and desire to execute a Financial Agreement;

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

Section 1. The City acknowledges that by effectuating the redevelopment of the Project, 293 Passaic Street Urban Renewal LLC will significantly limit its profits due to the extraordinary costs to be borne by the Entity, which will provide significant and long-term benefits to the City.

Section 2. The City makes the following findings:

A. Relative benefits of the Project when compared to the costs:

1. The Property currently generates approximately \$45,378.00 in real estate tax revenue to the City. The projected Annual Service Charge over the 30-year term will generate an average annual revenue to the City of approximately \$77,021.00.

2. It is estimated that the Project will create jobs during construction and permanent jobs;

3. The Project should stabilize and contribute to the economic growth of existing local business and to the creation of new business, which will serve the residents and attract additional people to the City;

4. The Project will further the redevelopment objectives of the Redevelopment Plan for Redevelopment Area 1; and

5. The redevelopment of the Property will greatly improve the neighborhood.

6. The City has determined that the benefits of the Project significantly outweigh the costs to the City.

B. Assessment of the importance of the tax exemption defined in obtaining development of the Project and influencing the locational decisions of probable occupants:

1. The relative stability and predictability of the Annual Service Charge will make the Project more attractive to investors and lenders needed to finance the Project; and

2. The relative stability and predictability of the Annual Service Charge will allow stabilization of the Project operating budget, allowing a high level of urban design and aesthetics as well as the use of high-quality materials which will maintain the appearance of the building over the life of the Project, which will insure the likelihood of the success of the Project and insure that it will have a positive impact on the surrounding area.

C. Based upon the above determinations by the City and the provisions of N.J.S.A. 40A:20-12, this Agreement contains appropriate tax exemption provisions and an appropriate Annual Service Charge schedule.

Section 3. The Exemption Application is hereby accepted and approved.

Section 4. The Financial Agreement shall be for a thirty (30) year term with an annual service charge at ten percent (10%) of annual gross revenues for years 1-7 and increasing to 11% of annual gross revenues for years 8-30 from the Project, all in accordance with the Long-Term Tax Exemption Law.

Section 5. The Financial Agreement is hereby authorized to be executed and delivered on behalf of the City by the Mayor in substantially the form attached hereto as Exhibit B. The City Clerk is hereby authorized and directed to attest to the execution of the Financial Agreement by the Mayor and to affix the corporate seal of the City to the Financial Agreement.

Section 6. This ordinance shall take effect upon final passage and publication as required by law.

ATTEST: _____

Erin Delaney, MPA, RMC

City Manager/City Clerk

Introduced: February 21, 2023

Adopted:

APPROVED: _____

Richard Rigoglioso, Mayor

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-83-23**

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

**INTRODUCE ORDINANCE #2987
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 337 AND
351 MIDLAND AVENUE, ALSO KNOWN AS BLOCK 88.01, LOTS 1 AND 9
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 at a meeting held on Tuesday, March 14, 2023 at 6:00PM or as soon thereafter as same can be heard, at which time any persons interested in said ordinance can be heard; and

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: February 21, 2023

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 21st day of February 2023. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
ORDINANCE NO.: 2987**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF GARFIELD
ADOPTING A REDEVELOPMENT PLAN FOR THE PROPERTY KNOWN 337 AND
351 MIDLAND AVENUE, ALSO KNOWN AS BLOCK 88.01, LOTS 1 AND 9
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. 211-22 adopted on May 9, 2022, determined that properties whose address is 337 and 351 Midland Avenue, also known as Block 88.01, Lots 1 and 9, 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 “337 and 351 Midland Avenue Redevelopment Plan”, dated February 2023, 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: February 21, 2023

Adopted:

APPROVED: _____

Richard Rigoglioso, Mayor

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-84-23**

CONSENT AGENDA

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

APPROVAL OF BILLS AND CLAIMS

BE IT RESOLVED by the City Council of the City of Garfield that the Current Year Reserve Totaling \$30,863.39 and the Current Fund totaling \$643,722.90 and the Water Fund totaling \$10,865.25 and the General Capital Fund totaling \$376,912.74 and the Trust Account totaling \$4,802.26 and the Grants totaling \$9,790.75 per attached Computer Lists, dated February 17, 2023, 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, totaling \$7,955,400.37 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

February 20, 2023
Dated

APPROVED: February 21, 2023

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 21st day of February 2023. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-85-23**

CONSENT AGENDA

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

**AUTHORIZING THE CITY MANAGER TO ENTER INTO A PROFESSIONAL
SERVICES AGREEMENT WITH COLLIERS ENGINEERING & DESIGN
(D/B/A MASER CONSULTING) TO PROVIDE ADDITIONAL ENGINEERING
SERVICES FOR THE 2022 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 additional engineering services for the 2022 Road Program; and

WHEREAS, the terms of the agreement are outlined in proposal documents submitted by Colliers Engineering & Design as on file in the Office of the City Manager/City Clerk; 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, Erin Delaney, to enter into an agreement with Colliers Engineering & Design to provide additional engineering services for the 2022 Road Program as outlined in their proposal;

NOW, THEREFORE, BE IT RESOLVED that the City Council hereby approves the authorization of the City Manager, Erin Delaney, to enter into an agreement with Colliers Engineering & Design to provide additional engineering services for the 2022 Road Program in an amount of \$18,000.00 to be paid out of C-04-55-232-974-002 and C-04-55-999-000-985.

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

February 20, 2023
Dated

APPROVED: February 21, 2023

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 21st day of February 2023. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-86-23**

CONSENT AGENDA

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

**AUTHORIZING THE CITY MANAGER TO ENTER INTO A PROFESSIONAL
SERVICES AGREEMENT WITH COLLIERS ENGINEERING & DESIGN
(D/B/A MASER CONSULTING) TO PROVIDE ADDITIONAL ENGINEERING
SERVICES FOR THE SEMEL AVENUE DRAINAGE IMPROVEMENTS
PROJECT**

WHEREAS, it is in the best interest of the City of Garfield to enter into an agreement with Colliers Engineering & Design to provide additional engineering services and construction administration services for the Semel Avenue Drainage Improvements Project; and

WHEREAS, the terms of the agreement are outlined in proposal documents submitted by Colliers Engineering & Design as on file in the Office of the City Manager/City Clerk; 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, Erin Delaney, to enter into an agreement with Colliers Engineering & Design to provide additional engineering services for the Semel Avenue Drainage Improvements Project as outlined in their proposal;

NOW, THEREFORE, BE IT RESOLVED that the City Council hereby approves the authorization of the City Manager, Erin Delaney, to enter into an agreement with Colliers Engineering & Design to provide additional engineering services for the Semel Avenue Drainage Improvements Project in an amount of \$205,000.00 to be paid out of C-04-55-232-974-002.

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

February 20, 2023

Dated

APPROVED: February 21, 2023

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 21st day of February 2023. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-87-23**

CONSENT AGENDA

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

**APPOINTING CERTAIN PROFESSIONALS PURSUANT TO THE NEW JERSEY
LOCAL UNIT PAY TO PLAY LAW**

WHEREAS, pursuant to a previously adopted resolution, the qualified evaluation committee has determined that it would be in the best interests of the City to make certain professional appointments pursuant to a “Fair and Open Process” pursuant to the provisions of the new Jersey Local Pay to Play Law; and

WHEREAS, a legal notice and statement of criteria for submission of qualifications were prepared and issued by the City which solicited submissions by the various professionals no later than February 9, 2023; and

WHEREAS, pursuant to the aforesaid notice statements of professional qualifications were, in fact submitted; and

WHEREAS, contracts with these professional may be entered into by the City of Garfield without the necessity of competitive bidding since these contracts are professional services which are exempt from competitive bidding pursuant to N.J.S.A. 40A-11-5(1);

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

1. John Lavin of the firm Lavin & Associates PC is hereby appointed as City Special Legal Counsel for the City of Garfield in the amount not to exceed \$100,000.00 to be paid from Account 3-01-20-155-155-020.

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

February 20, 2023

Dated

APPROVED: February 21, 2023

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 21st day of February 2023. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-88-23**

CONSENT AGENDA

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

APPROVING FIREWORKS DISPLAY AND EXECUTION OF CONTRACT

BE IT RESOLVED by the City Council of the City of Garfield, County of Bergen, State of New Jersey, that permission is hereby granted to Starfire Corporation for the public display of fireworks at 20th Century Field in the City of Garfield on Friday, September 8, 2023 at approximately 9:00PM (or 15 minutes after dusk) with a rain date for Friday, September 15, 2023; and

BE IT FURTHER RESOLVED that said display shall be prepared and operated by a competent operator or operators, whose credentials must be approved by the Chief of Police, Fire Department, and the Fire Official; and

BE IT FURTHER RESOLVED that such display shall be of such character and so located, discharged, or fixed in accordance with all of the requirements of the N.J. Department of Community Affairs for such activities, and the fireworks display company's compliance with such requirements shall be submitted to the Chief of Police and Fire Official along with all required supporting information so that the City may rely upon that the setting off of the display shall not be hazardous to property or endanger any persons; and

BE IT FURTHER RESOLVED that the within permission is conditioned upon approval of the following documents to be received no later than ten (10) days prior to the scheduled event to be submitted by Starfire Corporation, including all necessary insurance liability documentation required by the JIF/MEL; and

BE IT FURTHER RESOLVED that City Manager Erin Nora Delaney is hereby authorized the execute said contract in the amount of \$15,000.00 to be paid out of account Celebration of Public Events 3-01-30-420-420-001; and

BE IT FURTHER RESOLVED that a certified copy of the within Resolution be forwarded to the Bureau of Explosives of the Department of Labor, in accordance with provisions of R.S. 21:3-1 et seq.

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

February 20, 2023
Dated

APPROVED: February 21, 2023

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 21st day of February 2023. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-89-23**

CONSENT AGENDA

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

AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH DMR ARCHITECTS FOR AN INVESTIGATIVE STUDY FOR 19, 21, 25, 31, 32 & 46 PASSAIC STREET, 12, 16, 20 BLOOMINGDALE AVENUE AND 45 CAMBRIDGE AVENUE TO DETERMINE IF IT MEETS THE STATUTORY CRITERIA FOR AN AREA IN NEED OF REDEVELOPMENT, WITHOUT CONDEMNATION

WHEREAS, the Mayor and Council of the City of Garfield believe that the property known as 19, 21, 25, 31, 32 & 46 Passaic Street, 12, 16, & 20 Bloomingdale Avenue and 45 Cambridge Avenue (Block 10, Lots 1 & 3 and Block 26, Lots 1, 3, 5, 6, 8, 9, 12, &14), may be an area in need of redevelopment, without condemnation; and

WHEREAS, the City of Garfield wishes to engage the services of a planning consultant to undertake an Investigative Study to make a determination for this purpose; and

WHEREAS, the City has received and reviewed a proposal for the said Investigative Study from DMR Architects in the amount of \$16,980.00, of which the City deems reasonable to initially be paid out of account 3-01-20-165-165-029, which will be reimbursed to the City via an established escrow account;

NOW, THEREFORE, BE IT RESOLVED that the City Manager be and is hereby authorized to enter into an agreement with DMR Architects, in accordance with the submitted proposal, in order to obtain the said investigative study.

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

February 20, 2023
Dated

APPROVED: February 21, 2023

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 21st day of February 2023. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-90-23**

CONSENT AGENDA

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

APPROVING SEWER OVERPAYMENT CREDIT/REFUND

WHEREAS the Receiver of Sewer Collections reports that she has received a request from the following property owner for a Refund due to overpayment for the year 2022;

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 Collections for the purpose of noting her records and for mailing to the property owner to be paid out of account T-07-56-286-000-801.

ACCOUNT #	OWNER	REASON	AMOUNT
2-6-142	3 Hillside Ter.	O/P	\$160.37

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

February 20, 2023
Dated

APPROVED: February 21, 2023

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 21st day of February 2023. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-91-23**

CONSENT AGENDA

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

APPROVING SEWER OVERPAYMENT CREDIT/REFUND

WHEREAS, the Receiver of Sewer Collections reports that she has received a request from the following property owner for an ACH refund due to house sold for the year 2023;

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 payment and forward same to the Receiver of Sewer Collections for the purpose of noting her records and for mailing to the property owner to be paid out of account T-07-56-286-000-801.

ACCOUNT #	OWNER	REASON	AMOUNT
3-11-102	Majowicz, Grzegorz	O/P	\$40

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

February 20, 2023
Dated

APPROVED: February 21, 2023

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 21st day of February 2023. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-92-23**

CONSENT AGENDA

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

APPROVING SEWER OVERPAYMENT CREDIT/REFUND

WHEREAS, the Receiver of Sewer Collections reports that she has received a request from the following property owner for an ACH refund due to house sold for the year 2022.

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 payment and forward same to the Receiver of Sewer Collections for the purpose of noting her records and for mailing to the property owner to be paid out of account T-07-56-286-000-801.

ACCOUNT #	OWNER	REASON	AMOUNT
3-11-102	Majowicz, Grzegorz	O/P	\$40

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

February 20, 2023
Dated

APPROVED: February 21, 2023

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 21st day of February 2023. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-93-23**

CONSENT AGENDA

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

APPROVING SEWER OVERPAYMENT CREDIT/REFUND

WHEREAS, the Receiver of Sewer Collections reports that she has received a request from the following property owner for an ACH refund due to house sold for the year 2023;

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 payment and forward same to the Receiver of Sewer Collections for the purpose of noting her records and for mailing to the property owner to be paid out of account T-07-56-286-000-801.

ACCOUNT #	OWNER	REASON	AMOUNT
1-4-145	Ingui, Salvatore	ACH Refund	\$40.00

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

February 20, 2023
Dated

APPROVED: February 21, 2023

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 21st day of February 2023. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-94-23**

CONSENT AGENDA

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

APPROVING TAX OVERPAYMENT REFUND

WHEREAS, the Receiver of Taxes reports that she has received a request from the following property owner for an ACH refund due to house sold for the year 2023;

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 to be paid out of account 3-01-17-001-001.

BLOCK	LOT	OWNER	REASON	AMOUNT
13	24	George, Nicholas	O/P	\$4,728.00

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

February 20, 2023
Dated

APPROVED: February 21, 2023

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 21st day of February 2023. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-95-23**

CONSENT AGENDA

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

APPROVING SEWER OVERPAYMENT CREDIT/REFUND

WHEREAS the Receiver of Sewer Collections reports that she has received a request from the following property owner for a Refund due to overpayment for the year 2022.

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 Collections for the purpose of noting her records and for mailing to the property owner to be paid out of account T-07-56-286-000-801.

ACCOUNT #	OWNER	REASON	AMOUNT
2-6-142	Paulter, Louis & Sharon	O/P	\$160.37

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

February 20, 2023
Dated

APPROVED: February 21, 2023

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 21st day of February 2023. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-96-23**

CONSENT AGENDA

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

**AFFIRMING THE APPROVAL OF THE AGREEMENT WITH THE POLICEMEN'S
BENEVOLENT ASSOCIATION LOCAL NO. 46 OF THE CITY OF GARFIELD**

WHEREAS, the City of Garfield (hereafter the "City") and The Policemen's Benevolent Association Local No. 46 (hereafter the "PBA") have entered into collective negotiations pursuant to the requirements of the Public Employers and Employees Act, *N.J.S.A. 34:13A-1*, as required pursuant to the terms of the expiring collective bargaining agreement between the parties; and

WHEREAS, the PBA and the City have completed negotiations on economic issues and have set forth the terms of their agreement in an Agreement, a true copy of which is on file in the Office of the City Manager; and

WHEREAS, the Agreement has been approved by the PBA and was presented to the City for its formal approval at a meeting held on January 10, 2023, in which a verbal motion was taken and approved authorizing the City Manager to execute said contract; and

WHEREAS, the Agreement reflects the terms and conditions negotiated between the City and the PBA;

NOW, THEREFORE, BE IT RESOLVED, that the City of Garfield affirms the verbal motion accepting the form of the Agreement between the City of Garfield and The Policemen's Benevolent Association Local No. 46 concerning the terms and conditions of employment of the persons covered under the Agreement for the period of time beginning January 1, 2023 and ending December 31, 2027 as on file in the Office of the City Manager; and

BE IT FURTHER RESOLVED, that the Mayor and Council affirms the verbal motion authorizing the City Manager and City CFO to sign and to attest such form of Collective Bargaining Agreement; and

BE IT FURTHER RESOLVED, that the Agreement shall be countersigned by The Policemen's Benevolent Association Local No. 46 and the seal of the City affixed thereto as evidence of the City's approval.

APPROVED: February 21, 2023

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 21st day of February 2023. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-97-23**

CONSENT AGENDA

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

**AUTHORIZING THE SUSTAINABLE JERSEY® GRANT FUNDED BY PSEG FOR
\$2,000**

WHEREAS, a sustainable community seeks to optimize quality of life for its residents by ensuring that its environmental, economic and social objectives are balanced and mutually supportive; and

WHEREAS, the City of Garfield strives to save tax dollars, assure clean land, air and water, improve working and living environments; and

WHEREAS, the City of Garfield is participating in the Sustainable Jersey Program; and

WHEREAS, one of the purposes of the Sustainable Jersey Program is to provide resources to municipalities to make progress on sustainability issues, and they have created a grant program called the Sustainable Jersey Small Grants funded by PSEG;

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Garfield has determined that the City of Garfield should apply for the aforementioned Grant for funding to support the creation of a composting program; and

BE IT FURTHER RESOLVED that the City Council of the City of Garfield, State of New Jersey, authorize the submission of the aforementioned Sustainable Jersey Grant funded by PSEG.

APPROVED: February 21, 2023

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 21st day of February 2023. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-98-23**

CONSENT AGENDA

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

**AUTHORIZING THE SUSTAINABLE JERSEY® GRANT FUNDED BY PSEG FOR
\$10,000**

WHEREAS, a sustainable community seeks to optimize quality of life for its residents by ensuring that its environmental, economic and social objectives are balanced and mutually supportive; and

WHEREAS, the City of Garfield strives to save tax dollars, assure clean land, air and water, improve working and living environments; and

WHEREAS, the City of Garfield is participating in the Sustainable Jersey Program; and

WHEREAS, one of the purposes of the Sustainable Jersey Program is to provide resources to municipalities to make progress on sustainability issues, and they have created a grant program called the Sustainable Jersey Small Grants funded by PSEG;

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Garfield has determined that the City of Garfield should apply for the aforementioned Grant for funding to support the creation of a composting program; and

BE IT FURTHER RESOLVED that the Council of the City of Garfield, State of New Jersey, authorize the submission of the aforementioned Sustainable Jersey Grant funded by PSEG.

APPROVED: February 21, 2023

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 21st day of February 2023. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-99-23**

CONSENT AGENDA

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

APPROVING REGULAR ACTIVE MEMBER – FIRE DEPARTMENT

WHEREAS, Fire Company No. 1 has advised that they have accepted Louis Valdez, 146 Rowland Avenue, Clifton, New Jersey 07012, as a regular active member, effective January 25, 2023;

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

APPROVED: February 21, 2023

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 21st day of February 2023. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-100-23**

CONSENT AGENDA

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

APPROVAL OF LAUNDROMAT BUSINESS LICENSE

WHEREAS, New EZ Laundromat, LLC., 251 Midland Avenue, filed an application for a laundromat license for the year 2023; 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 New EZ Laundromat, LLC, 251 Midland Avenue, Garfield, New Jersey 07026 for the year 2023.

APPROVED: February 21, 2023

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 21st day of February 2023. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-101-23**

CONSENT AGENDA

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

APPROVAL OF LAUNDROMAT BUSINESS LICENSE

WHEREAS, Jupiter North, LLC t/a Time to Wash, 69 River Drive, filed an application for a laundromat license for the year 2023; 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 Jupiter North, LLC t/a Time to Wash 69 River Drive, Garfield, New Jersey 07026 for the year 2023.

APPROVED: February 21, 2023

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 21st day of February 2023. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-102-23**

CONSENT AGENDA

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

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

WHEREAS, a Bergen County Community Development Block Grant totaling \$204,000.00 was initially been proposed by the City of Garfield for the replacement of the HVAC unit at the Garfield Center to better mitigate the spread of COVID-19; and

WHEREAS, it has been deemed by the City Architect that an additional \$271,000.00 is needed as a result of a misquote, for a new total of \$475,000.00; 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: February 21, 2023

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 21st day of February 2023. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-103-23**

CONSENT AGENDA

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

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

WHEREAS, a Bergen County Community Development Block Grant totaling \$292,000 has been proposed by the City of Garfield to support the replacement of HVAC units at the Fire Company 5 building to better mitigate the spread of COVID-19, 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: February 21, 2023

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 21st day of February 2023. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-104-23**

CONSENT AGENDA

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

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

WHEREAS, a Bergen County Community Development Block Grant totaling \$232,000 has been proposed by the City of Garfield to support the replacement of HVAC units at the Fire Company 4 building to better mitigate the spread of COVID-19, 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: February 21, 2023

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 21st day of February 2023. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-105-23**

CONSENT AGENDA

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

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

WHEREAS, a Bergen County Community Development Block Grant totaling \$162,000 has been proposed by the City of Garfield to support the replacement of HVAC units at the Fire Company 2 building to better mitigate the spread of COVID-19; 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: February 21, 2023

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 21st day of February 2023. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-106-23**

CONSENT AGENDA

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

APPROVAL OF VEHICLE SALE BUSINESS LICENSES – 2023

BE IT RESOLVED by the City Council of the City of Garfield that Erin N. Delaney, City Manager/ City Clerk, is hereby authorized to issue the following licenses for Vehicle Sales Business for the year 2023 described in application, duly filed:

A&C Auto Inc. 740 River Drive Garfield, NJ 07026	\$ 365.00
--	-----------

APPROVED: February 21, 2023

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 21st day of February 2023. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-107-23**

CONSENT AGENDA

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

APPOINTMENT OF LIBRARY BOARD OF TRUSTEES MEMBER

BE IT RESOLVED, by the Mayor and Council of the City of Garfield that the appointment of:

Thomas Derr

to the Library Board of Trustees, effective, February 22, 2023, to fill an unexpired term expiring December 31, 2025, be and is hereby confirmed.

APPROVED: February 21, 2023

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 21st day of February 2023. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-108-23**

CONSENT AGENDA

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

**TRUST FUND APPLICATION MUNICIPAL ENDORSING RESOLUTION
20TH CENTURY FIELD TO GARFIELD LITTLE LEAGUE**

WHEREAS, the Bergen County Open Space, Recreation, Floodplain Protection, Farmland & Historic Preservation Trust Fund (the “County Trust Fund”), provides matching grants to municipal governments for assistance in the development or redevelopment of municipal recreation facilities; and

WHEREAS, the City of Garfield (the “City”) had received a 2022 Trust Fund matching grant award of \$147,447.00 which was approved via County of Bergen Board of Chosen Freeholders Resolution No. 1202-22, dated December 14, 2022, for its “20th Century Field: Replace Baseball Fields with Multi-purpose Turf Field” project (Project Contract No. 2200358); and

WHEREAS, the aforementioned was to include the replacement of existing baseball fields with a large multi-purpose field; and

WHEREAS, the City of Garfield desires to transfer its 2022 Trust Fund Municipal Program grant award to the 2022 Little League Field Improvement project; and

WHEREAS, the governing body has reviewed the County Trust Fund Program Statement, and the Trust Fund Municipal Program Park Improvement application and instructions and desires to make such a request for use of its grant and provide application information and furnish such documents as may be required; and

WHEREAS, as part of such request, the governing body received public comments on the proposed transfer and use of its 2022 Trust Fund Municipal program grant award on February 21st, 2023; and

WHEREAS, the County of Bergen shall determine whether the proposed request and use of the 2022 Trust Fund grant award are complete and in conformance with the scope and intent of the County Trust Fund; and

WHEREAS, the City is willing to use the County Trust Fund grant in accordance with such rules, regulations and applicable statutes, and is willing to enter into an agreement with the County of Bergen for the approved project and ensure its completion on or about the specified project contract expiration date.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council:

1. That it is hereby authorized to withdraw its 2022 20th Century Field: Replace Baseball Fields with Multi-purpose Turf Field project application to the County.
2. That is will submit a certified copy of this resolution along with its written request to the County Trust Fund to withdraw its 20th Century Field: Replace Baseball Fields with Multi-purpose Turf Field Project and to apply its 2022 Trust Fund grant award towards the 2022 Little League Field Improvement Project.
3. That it has, or will secure, the balance of funding necessary to complete the 2022 Little League Field Improvement Project, or modify the project as necessary.
4. That it is committed to providing a dollar for dollar cash match for the 2022 Little League Field Improvement Project.

5. That only those park improvements identified and approved in its 2022 Little League Field Improvement Project application, its Trust Fund contract, or other documentation will be considered eligible for reimbursement.
6. That it agrees to comply with all applicable federal, state, and local laws, rules, and regulations in its performance of the project.
7. That this resolution shall take effect immediately.

APPROVED: February 21, 2023

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 21st day of February 2023. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-109-23**

CONSENT AGENDA

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

ENABLING RESOLUTION FOR SUPPLEMENTAL FUNDING REQUEST

WHEREAS, the New Jersey Department of Environmental Protection, Green Acres Program (“State”), provides loans and/or grants to municipal and county governments and grants to nonprofit organizations for assistance in the acquisition and development of lands for outdoor recreation and conservation purposes; and

WHEREAS, the City of Garfield has previously obtained a Green Acres loan of \$0 and/or a Green Acres grant of \$1,200,000.00 from the State [and an Urban Parks grant of \$0 from the State] to fund the following project(s):

0221-21-075 – Columbus Park Improvements; and

WHEREAS, the City of Garfield desires to further the public interest by requesting an additional Green Acres loan of \$0 and/or an additional Green Acres grant of \$945,000 [and an additional Urban Parks grant of \$0; and \$0 from the State] to fund the project; and

WHEREAS, the State shall determine if the supplemental funding requests is complete and in conformance with the scope and intent of the Green Acres Program, and notify the applicant of the amount of the funding award; and

WHEREAS, the applicant is willing to use the State’s funds in accordance with its rules, regulations and applicable statutes, and is willing to enter into an Amendment of the Agreement with the State for the above-named project;

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the City of Garfield as follows:

1. Erin Delaney or the successor to the office of City Manager is hereby authorized to:
 - (a) request such a loan and/or such a grant,
 - (b) provide additional information and furnish such documents as may be required, and
 - (c) act as the authorized correspondent of the above-named applicant; and
2. The applicant agrees to provide the local government/nonprofit share if a match is required.
3. The applicant agrees to comply with all applicable federal, state, and local laws, rules, and regulations in its performance of the project.
4. This resolution shall take effect immediately.

APPROVED: February 21, 2023

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 21st day of February 2023. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-110-23**

CONSENT AGENDA

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

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-84-23 through R-110-23 be and are hereby approved and the proper officers are directed to take necessary action on same.

APPROVED: February 21, 2023

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 21st day of February 2023. Signed and sealed before me.

Erin Delaney, MPA, RMC
City Manager/City Clerk

Dated

PUBLIC COMMENT

Mayor Rigoglioso opened the floor for public comment.

David Scott, Herman Street, thanked the Mayor and Council, on behalf of the Hispanic Alliance, for their support. He stated that the alliance has grown and that their goal is to spread cultural awareness throughout the City. Mr. Scott noted that their first meeting of the year will be held on March 16th.

Hashir Qazi, Paramus, NJ, stated that he is in attendance to appeal the rejection of the month-long Eid crescent lighting ceremony. He noted that he is grateful for the events that the Mayor and Council have supported and that the NJ Muslim Alliance is looking to host their event in Garfield as they have in other communities.

Reshma Khan, Teaneck, NJ, asked for the Governing Body's support in the cultural event to celebrate Ramadan. She noted that the event will be held in 30 other municipalities and their hope is to include Garfield.

Hazir Shakoor, Elmwood Park, NJ, shared that the Alliance comes in peace and hopes to bring the cultural event to the City of Garfield to shed light on cultural awareness, peace, and tolerance.

MAYOR & COUNCIL COMMENTS

Councilman Maslag thanked the public for attending and noted that it is great to see people in attendance. He stated that Eid was celebrated in the City last year through one of the local mosques and that he is in full support of continuing to celebrate Eid.

Councilwoman Banch stated that she has heard and understood everyone's concerns and hopes to come to an agreement. She noted that there is certain red tape when it comes to certain properties and requested that the NJ Muslim Alliance be patient while the Governing Body works things out. Councilwoman Banch thanked the Alliance for attending the meeting and educating everyone.

Deputy Mayor Delaney reiterated his congratulatory remarks for the new officers that had their swearing in ceremony. He went on to say that Garfield is a very diverse City, where everyone is treated equally, and he is thankful for the kind people that make our community. He noted that Strangers Helping Strangers, with the support of the City, recently held a fundraiser to support those victims in Syria and Turkey. Deputy Mayor Delaney said that he liked the dialogue held and looks forward to continuing the conversation.

Mayor Rigoglioso thanked Captain Bohannon from the Police Department for attending the meeting as it was anticipated that individuals would attend as a result of the recent tragedy on Outwater Lane. He also thanked the Fire Department for all that they do as a bond ordinance was introduced so that they can obtain a new fire engine.

EXECUTIVE SESSION – POLICE PERSONNEL:

A motion was made by Councilwoman Banch and seconded by Councilman Herrera to enter into Executive Session. The motions carried unanimously by those 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:

Police Personnel

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 Deputy Mayor Delaney and seconded by Councilwoman Banch to return to the public portion. The motions carried unanimously.

POLICE PERSONNEL (continued):

Detective Sergeant Garnto was in attendance as he was RICE noticed and elected to be discussed in open session.

Mayor Rigoglioso stated that as a result of recent social media posts by Mr. Garnto, the video released in the newspaper of Mr. Garnto, and the recent resolution passed by the Board of Education regarding Mr. Garnto he would like an outside attorney to look into our social media policy.

Councilwoman Banch stated that the recent events have gotten out of hand and she would like to see a resolution as everyone represents the City.

Deputy Mayor Delaney stated he hates to see so much negativity in general on social media when there is so much positive to focus on. He also noted that he does not agree with the Board of Education's resolution as they have no right to attempt to influence the City.

Detective Sergeant Garnto advised that he has not violated his First or Fourteenth Amendment right and that the concerns raised seem to be one sided, being that there have been posts about him as well by members of the Governing Body. He said that he feels he is defending himself. Mr. Garnto requests that if and when the social media policy be looked into, it should be looked into for the Governing Body and volunteers as well. Discussion ensued between Councilwoman Banch and Detective Sergeant Garnto about social media posts and comments made by both parties.

Mayor Rigoglioso also requested that the outside source look into the morale of the police department. Detective Sergeant Garnto advised that the morale has never been better. Deputy Mayor Delaney said that he is completely against doing so but supports the social media policy being looked into.

Councilmembers Maslag and Herrera also agreed that the social media policy should be looked into. City Attorney Lagana stated that he would look into the same.

ADJOURNMENT

A motion was made by Councilwoman Banch and seconded by Councilman Maslag to adjourn. The motions carried unanimously by those present.

Respectfully submitted,

Erin Delaney, MPA, RMC
City Manager/City Clerk

These meeting minutes were approved at the March 28, 2023 Regular meeting of the Mayor & Council.