

**REGULAR MEETING  
OF THE  
GARFIELD MAYOR AND COUNCIL  
SEPTEMBER 26, 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, September 26, 2023 at 6:09PM in the Council Conference Room of the Municipal Building, 111 Outwater Lane, Garfield, New Jersey. On Roll Call present members were: Councilmembers Maslag & Banch, Deputy Mayor Delaney, and Mayor Rigoglioso\*. Also present were City Manager/City Clerk Delaney, City Engineer Kevin Boswell, and City Attorney John Tuntevski.

**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. APPROVAL OF MINUTES:**

A motion was made by Mayor Rigoglioso and seconded by Councilwoman Banch to approve the August 22, 2023 Regular, Work Session, & Executive Session and the September 12, 2023 Work Session and Executive Session meeting minutes. The motions carried unanimously.

**6. PROCLAMATIONS:**

R-402-23	Congratulating the Garfield Little League 2023 Champions
R-403-23	Congratulating Washington Irving School #4 on Their National Blue-Ribbon Designation

Following the official votes on the proclamations, the Mayor and Council shared congratulatory remarks.

**7. ORDINANCES:      SECOND READING**

R-404-23	Introduce Ord. #3011 <b>AN ORDINANCE TO ESTABLISH ALTERNATE SIDE OF THE STREET PARKING AS TO PALISADE AVENUE FROM VAN WINKLE AVENUE TO MONROE STREET</b>
R-405-23	Introduce Ord. #3012 <b>AN ORDINANCE AMENDING PART II, GENERAL LEGISLATION, CHAPTER 265, SEWERS, ARTICLE I, SEWER USE, OF THE REVISED GENERAL ORDINANCES OF THE CITY OF GARFIELD</b>

**8. CONSENT AGENDA:**

- R-406-23 Approval of Bills and Claims
- R-407-23 Requesting Approval of Items of Revenue and Appropriation  
NJSA 40A:4-87
- R-408-23 Approving Tax Overpayment Credit/Refund
- R-409-23 Approving Tax Overpayment Credit/Refund
- R-410-23 Approving Tax Overpayment Credit/Refund
- R-411-23 Approving Tax Overpayment Credit/Refund
- R-412-23 Approving Refund of OPRA Request Fees
- R-413-23 Authorizing Payment of Payment Requisition No. 7 to Creamer  
Sanzari, A Joint Venture for Construction Services Provided in  
Connection with River Drive Improvements & Passaic River  
Bikeway (Phase 2)
- R-414-23 Authorizing Approval of Change Order #1 to Creamer-Sanzari, A  
Joint Venture for Construction Services Provided in Connection  
with River Drive Improvements & Passaic River Bikeway  
(Phase 2)
- R-415-23 Authorizing Payment to Boswell Engineering to Provide  
Additional Environmental Testing and LSRP Coordination  
Services in Connection with Environmental Remediation Being  
Performed at 213-225 River Drive
- R-416-23 Authorizing Payment to John Garcia Construction Co., Inc. for an  
Emergency Sewer Repair at the Garfield DPW
- R-417-23 Authorizing Additional Inspection and Construction Management  
Services to Boswell Engineering in Connection with the Elmwood  
Park Booster Station Project
- R-418-23 Refund of Aftercare Registration Fees
- R-419-23 Refund of Aftercare Registration Fees
- R-420-23 Authorizing the Submission of a Grant Application Through the  
BMED Gateway Fund
- R-421-23 Authorizing the Issuance and Execution of an Estoppel Certificate  
to Lument Structure Finance, LLC. in Furtherance of The Passaic  
Street Redevelopment by Meridia Garfield 99, Urban Renewal,  
LLC.
- R-422-23 Approving Handicap Parking Space
- R-423-23 Approving Handicap Parking Space
- R-424-23 Appointing Fire Official James Kovacs As Authorized Signatory  
for the State Division of Fire Safety Program
- R-425-23 Requesting Approval of Items of Revenue and Appropriation  
NJSA 40A:4-87
- R-426-23 Requesting Approval of Items of Revenue and Appropriation  
NJSA 40A:4-87
- R-427-23 Requesting Approval of Items of Revenue and Appropriation  
NJSA 40A:4-87
- R-428-23 Recognizing October 6, 2023 As Knock Out Opioid Abuse Day
- R-429-23 Amending Temporary Appointment of Acting Deputy Mayor
- R-430-23 Requesting Cancelling Improvement Authorizations
- R-431-23 Requesting Cancelling Grant Receivable and Appropriation  
Balances
- R-432-23 Approving the Corrective Action Plan in Connection with the  
Audit Report for Year 2022

- |          |   |
|----------|---|
| R-433-23 | Authorizing the City Manager to Execute a Shared Service Contract with the County of Bergen – Tree Removal Along County Roads |
| R-434-23 | Authorizing Re-Appointment of Zoning Board of Adjustment Members  |
| R-435-23 | Resolution to Accept Consent Agenda   |

**9. PUBLIC HEARING:**

**10. MAYOR & COUNCIL REPORTS:**

**11. PROCLAMATION:**

- |          |  |
|----------|--|
| R-436-23 | Thanking Chris Colbert for His Contributions to the City of Garfield |
|----------|--|

Following the official vote on the proclamation, the Mayor and Council shared remarks of gratitude and appreciation.

**12. ADJOURNMENT:**

**CITY OF GARFIELD  
BERGEN COUNTY, NEW JERSEY  
RESOLUTION R-402-23**

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

**CONGRATULATING THE GARFIELD LITTLE LEAGUE 2023 CHAMPIONS**

**WHEREAS**, the Garfield Little League 2023 Champions are Crystal Florist winning back to back championships under the direction of their coaches Joel Gomez, Michael Gomez Sr., and Ana Angeles, with a season record of 11-3; and

**WHEREAS**, the team is comprised of Brayden Rodriguez, Daniel Hernandez, Michael Gomez Jr., Matthew Gomez, Daniel Cerwas, Jadiel Rico, Michael Nina, Saxon Acosta, Yasser Acosta, Lucas Barrientos, Mateo Calderon, Roberto Santiago; and

**WHEREAS**, the City Council is desirous of publicly recognizing the outstanding accomplishments of the Garfield Little League Champions Crystal Florist;

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Garfield, Bergen County, New Jersey, that Congratulations are hereby extended to the Garfield Little League 2023 Champions on their achievement.

APPROVED: September 26, 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 26th day of September 2023. Signed and sealed before me.

\_\_\_\_\_  
Erin Delaney, MPA, RMC  
City Manager/City Clerk

\_\_\_\_\_  
Dated

**CITY OF GARFIELD  
BERGEN COUNTY, NEW JERSEY  
RESOLUTION R-403-23**

**RESOLUTION BY: COUNCILWOMAN BANCH  
SECONDED BY: MAYOR RIGOGLIOSO**

**CONGRATULATING WASHINGTON IRVING SCHOOL #4 ON THEIR NATIONAL  
BLUE-RIBBON DESIGNATION**

**WHEREAS**, every year, the National Blue-Ribbon Schools Program through the Department of Education recognizes outstanding public and private elementary, middle and high schools based on their overall academic excellence; and

**WHEREAS**, the National Blue-Ribbon School award affirms the hard work of students, educators, families and communities in creating safe and welcoming schools where students master challenging and engaging content; and

**WHEREAS**, every year the U.S. Department of Education seeks out and celebrates great American schools, schools demonstrating that all students can achieve to high levels; and

**WHEREAS**, in 2023, 353 schools from across the country, 9 of which were from New Jersey, were named Blue Ribbon Schools. Garfield Washington Irving School #4 had the prestigious honor of making the list. This is out of 131,000 schools in the country;

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Garfield, Bergen County, New Jersey, that Congratulations are hereby extended to Garfield Washington Irving School #4 on being honored as a National Blue-Ribbon School and Congratulations to the students and faculty, the City is proud of their outstanding achievement.

APPROVED: September 26, 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 26th day of September 2023. Signed and sealed before me.

\_\_\_\_\_  
Erin Delaney, MPA, RMC  
City Manager/City Clerk

\_\_\_\_\_  
Dated

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

**CITY OF GARFIELD  
BERGEN COUNTY, NEW JERSEY  
RESOLUTION R-404-23**

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

**INTRODUCE ORDINANCE #3011  
SECOND READING**

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

**AN ORDINANCE TO ESTABLISH ALTERNATE SIDE OF THE STREET PARKING  
AS TO PALISADE AVENUE FROM VAN WINKLE AVENUE TO MONROE STREET**

was introduced and passed at a meeting held on Tuesday, September 12, 2023 and that further consideration of this ordinance would be taken up at this meeting; and

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

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

APPROVED: September 26, 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 26th day of September 2023. Signed and sealed before me.

\_\_\_\_\_  
Erin Delaney, MPA, RMC  
City Manager/City Clerk

\_\_\_\_\_  
Dated

**CITY OF GARFIELD  
BERGEN COUNTY, NEW JERSEY  
ORDINANCE NO.: 3011**

-----

**AN ORDINANCE TO ESTABLISH ALTERNATE SIDE OF THE STREET PARKING AS TO PALISADE AVENUE FROM VAN WINKLE AVENUE TO MONROE STREET**

**WHEREAS** the Police Department of the City of Garfield has recommended to the Governing Body that certain modifications be made in the scheduled alternate side parking within the City; and

**WHEREAS** the Governing Body of Garfield, after consideration of these recommendations has concurred with same and believes it is in the best interest of the City of Garfield;

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

**SECTION 1.** Parking is hereby prohibited on the following streets in the City of Garfield on the days and between the hours as noted herein:

**NO PARKING – MONDAY, BETWEEN 11AM AND 12:00 NOON**

Palisade Avenue            (East Side)                            Between Van Winkle Avenue and Monroe Street

**NO PARKING – TUESDAY, BETWEEN 12 NOON AND 1PM**

Palisade Avenue            (West Side)                            Between Van Winkle Avenue and Monroe Street

**SECTION 2.** All ordinances of the City of Garfield, which are inconsistent with the provisions of this ordinance, are hereby repealed to the extent of such inconsistency.

**SECTION 3.** If any section, subsection, clause or phrase of this ordinance is for any reason held to be unconstitutional or invalid by any court or competent jurisdiction, such decision shall not affect the remaining portion of this ordinance.

**SECTION 4.** All other provisions of the Code of the City of Garfield are not further amended and remain in full force and effect.

The ordinance shall take effect immediately upon final passage.

ATTEST: \_\_\_\_\_

Erin Delaney, MPA, RMC

City Manager/City Clerk

Introduced: September 12, 2023

Adopted: September 26, 2023

APPROVED: \_\_\_\_\_

Richard Rigoglioso, Mayor

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

**CITY OF GARFIELD  
BERGEN COUNTY, NEW JERSEY  
RESOLUTION R-405-23**

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

**INTRODUCE ORDINANCE #3012  
SECOND READING**

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

**AN ORDINANCE AMENDING PART II, GENERAL LEGISLATION, CHAPTER 265,  
SEWERS, ARTICLE I, SEWER USE, OF THE REVISED GENERAL ORDINANCES OF  
THE CITY OF GARFIELD**

was introduced and passed at a meeting held on Tuesday, September 12, 2023 and that further consideration of this ordinance would be taken up at this meeting; and

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

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

APPROVED: September 26, 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 26th day of September 2023. Signed and sealed before me.

\_\_\_\_\_  
Erin Delaney, MPA, RMC  
City Manager/City Clerk

\_\_\_\_\_  
Dated

**CITY OF GARFIELD  
BERGEN COUNTY, NEW JERSEY  
ORDINANCE NO.: 3012**

---

**AN ORDINANCE AMENDING PART II, GENERAL LEGISLATION, CHAPTER 265, SEWERS, ARTICLE I, SEWER USE, OF THE REVISED GENERAL ORDINANCES OF THE CITY OF GARFIELD**

**BE IT ORDAINED**, by the Governing Body of the City of Garfield, that Part II, General Legislation, Chapter 265, Sewers, Article I, Sewer Use, Subsection 265-37, is hereby amended as follows:

Section 1. The current text of City Ordinance, Part II, General Legislation, Chapter 265, Sewers, Article I, Sewer Use, Subsection 265-37, is hereby amended as follows:

§ 265-37 Determination of charges; appeals.

A. User fees. User fees are established as follows:

(1) Residential, annual charge:

- (a) Single-family residential property: \$70.
- (b) Two-family residential property: \$200.
- (c) Three-family residential property: \$400.
- (d) Four-family residential property: \$580.

(2) Apartments and condominiums:

- (a) Condominiums: \$70/unit.
- (b) Multifamily apartment buildings (four residential units): \$170/unit.
- (c) Garfield Housing Authority property: \$100/unit.

(3) Commercial users (classification of commercial property shall be based upon gallons used as determined by the Water and Sewer Facilities Manager):

- (a) C1: \$350.
- (b) C2: \$550.
- (c) C3: \$750.
- (d) C4: \$950.
- (e) C5: \$1,150.
- (f) C6: \$1,350.

(4) Governmental: All governmental users shall be exempt from charge.

(5) Not-for-profit:

- (a) Annual charge: \$200/unit.

(6) Significant industrial user:

- (a) Annual charge: based upon PVSC standard utility method.

B. Late payments. Users will be subject to the payment of interest and penalties for payments received after the due date. Users will be assessed penalties in the manner established by the City for payment on late property tax payments.

C. Appeals. Users who believe that their classification has been improperly determined may appeal by submitting written documentation to the City Engineer.

Section 2. The remainder of Chapter 265, Article 1 are ratified and remain unchanged as a result of this Ordinance amendment.

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

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

ATTEST: \_\_\_\_\_

Erin Delaney, MPA, RMC

City Manager/City Clerk

Introduced: September 12, 2023

Adopted: September 26, 2023

APPROVED: \_\_\_\_\_

Richard Rigoglioso, Mayor

**CITY OF GARFIELD  
BERGEN COUNTY, NEW JERSEY  
RESOLUTION R-406-23**

**CONSENT AGENDA**

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

**APPROVAL OF BILLS AND CLAIMS**

**BE IT RESOLVED** by the City Council of the City of Garfield that the Current Year Reserve Totaling \$19,576.63 and the Current Fund totaling \$991,347.17 and the Water Fund totaling \$82,919.69 and the Grants totaling \$50,718.28 and the General Capital Fund totaling \$1,704,580.68 and the Water Capital Fund totaling \$11,042.00 and the Trust Accounts totaling \$5,573.99 and the Developer’s Escrow totaling \$42,971.18 per attached Computer Lists, dated September 26, 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 \$787,117.58 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

September 25, 2023  
Dated

APPROVED: September 26, 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 26th day of September 2023. Signed and sealed before me.

\_\_\_\_\_  
Erin Delaney, MPA, RMC  
City Manager/City Clerk

\_\_\_\_\_  
Dated

**CITY OF GARFIELD  
BERGEN COUNTY, NEW JERSEY  
RESOLUTION R-407-23**

**CONSENT AGENDA**

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

**REQUESTING APPROVAL OF ITEMS OF REVENUE AND APPROPRIATION NJSA  
40A:4-87**

**WHEREAS**, NJSA 40A: 4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount was not determined at the time of the adoption of the budget; and

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

**NOW, THEREFORE, BE IT RESOLVED** that the Mayor and Council of the City of Garfield in the County of Bergen, New Jersey, hereby requests the Director of the Division of Local Government Service to approve the insertion of an item of revenue in the budget of the year 2023 in the sum of \$170,000.00 which is now available from Bergen County Open Space; and

**BE IT FURTHER RESOLVED**, that the sum of \$170,000.00 is hereby appropriated under the caption Bergen County Open Space; and

**BE IT FURTHER RESOLVED**, that the above is the result of funds from Bergen County Open Space, in the amount of \$170,000.00.

APPROVED: September 26, 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 26th day of September 2023. Signed and sealed before me.

\_\_\_\_\_  
Erin Delaney, MPA, RMC  
City Manager/City Clerk

\_\_\_\_\_  
Dated

**CITY OF GARFIELD  
BERGEN COUNTY, NEW JERSEY  
RESOLUTION R-408-23**

**CONSENT AGENDA**

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

**APPROVING TAX OVERPAYMENT CREDIT/REFUND**

**WHEREAS** the Receiver of Taxes reports that she has received requests from the following property owners for a refund due to County Board Judgement 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 checks refunding over payments and forward same to the Receiver of Taxes for the purpose of noting her records and for mailing to the property owner.

BLOCK	LOT	OWNER	REASON	AMOUNT
38.05	8	Rothman Realty 1, LLC	O/P	\$2,335.00

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

September 25, 2023  
Dated

APPROVED: September 26, 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 26th day of September 2023. Signed and sealed before me.

\_\_\_\_\_  
Erin Delaney, MPA, RMC  
City Manager/City Clerk

\_\_\_\_\_  
Dated

**CITY OF GARFIELD  
BERGEN COUNTY, NEW JERSEY  
RESOLUTION R-409-23**

**CONSENT AGENDA**

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

**APPROVING TAX OVERPAYMENT CREDIT/REFUND**

**WHEREAS** the Receiver of Taxes reports that she has received requests from the following property owners for a refund due to County Board Judgement 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 checks refunding over payments 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
106	1	Hawroniak Jr, Stephen & Magnet, Diana	O/P	\$786.00

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

September 25, 2023  
Dated

APPROVED: September 26, 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 26th day of September 2023. Signed and sealed before me.

\_\_\_\_\_  
Erin Delaney, MPA, RMC  
City Manager/City Clerk

\_\_\_\_\_  
Dated

**CITY OF GARFIELD  
BERGEN COUNTY, NEW JERSEY  
RESOLUTION R-410-23**

**CONSENT AGENDA**

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

**APPROVING TAX OVERPAYMENT CREDIT/REFUND**

**WHEREAS** the Receiver of Taxes reports that she has received requests from the following property owners for a refund due to Tax Court Judgement for the year 2021;

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Garfield, that the proper offices are hereby authorized to issue checks refunding over payments 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 C-04-55-973-000-901.

BLOCK	LOT	OWNER	REASON	AMOUNT
54	34.02	Michael I. Schneck; Trustee for 169 Palisade Holdings LLC	O/P	\$1,365.63

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

September 25, 2023  
Dated

APPROVED: September 26, 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 26th day of September 2023. Signed and sealed before me.

\_\_\_\_\_  
Erin Delaney, MPA, RMC  
City Manager/City Clerk

\_\_\_\_\_  
Dated

**CITY OF GARFIELD  
BERGEN COUNTY, NEW JERSEY  
RESOLUTION R-411-23**

**CONSENT AGENDA**

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

**APPROVING TAX OVERPAYMENT CREDIT/REFUND**

**WHEREAS** the Receiver of Taxes reports that she has received requests from the following property owners for a refund due to Tax Court Judgement 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 checks refunding over payments 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 3-01-17-001-004.

BLOCK	LOT	OWNER	REASON	AMOUNT
54	34.02	Michael I. Schneck; Trustee for 169 Palisade Holdings LLC	O/P	\$1,406.67

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

September 25, 2023  
Dated

APPROVED: September 26, 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 26th day of September 2023. Signed and sealed before me.

\_\_\_\_\_  
Erin Delaney, MPA, RMC  
City Manager/City Clerk

\_\_\_\_\_  
Dated

**CITY OF GARFIELD  
BERGEN COUNTY, NEW JERSEY  
RESOLUTION R-412-23**

**CONSENT AGENDA**

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

**APPROVING REFUND OF OPRA REQUEST FEES**

**WHEREAS**, the City Manager and the Mayor and Council, have agreed that the City of Garfield should refund, Interstate Waste Services, Inc., (hereinafter I.W.S.) 300 Frank W Burr Blvd, Suite 39, Teaneck, NJ 07666; Attn: Jeffrey Casaletto for overpayment of OPRA request fees;

**WHEREAS**, a deposit has been received from I.W.S., in the amount of \$2,100.00, for an OPRA request requiring transcripts be supplied;

**WHEREAS**, the Municipal Clerk has investigated this deposit and has determined that \$500 should be refunded to I.W.S.;

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Garfield that these monies be refunded to the above-named claimant from revenue account 3-01-08-105-601.

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

September 25, 2023  
Dated

APPROVED: September 26, 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 26th day of September 2023. Signed and sealed before me.

\_\_\_\_\_  
Erin Delaney, MPA, RMC  
City Manager/City Clerk

\_\_\_\_\_  
Dated

**CITY OF GARFIELD  
BERGEN COUNTY, NEW JERSEY  
RESOLUTION R-413-23**

**CONSENT AGENDA**

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

**AUTHORIZING PAYMENT OF PAYMENT REQUISITION NO. 7 TO CREAMER-SANZARI, A JOINT VENTURE FOR CONSTRUCTION SERVICES PROVIDED IN CONNECTION WITH RIVER DRIVE IMPROVEMENTS & PASSAIC RIVER BIKEWAY (PHASE 2)**

**WHEREAS**, the City of Garfield awarded a contract to Creamer-Sanzari – A Joint Venture; and

**WHEREAS**, Creamer-Sanzari – A Joint Venture has provided services for this project and submitted Payment Requisition No. 7 in the amount of \$813,551.70; and

**WHEREAS**, the City’s Engineering firm recommends the payment of Requisition No.7 in the amount of \$813,551.70 to Creamer-Sanzari – A Joint Venture;

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the City of Garfield that the City hereby authorizes the payment of \$813,551.70 to Creamer-Sanzari – A Joint Venture for services rendered in connection with this project to be paid out of Account # C-04-55-222-958-001.

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

September 25, 2023  
Dated

APPROVED: September 26, 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 26th day of September 2023. Signed and sealed before me.

\_\_\_\_\_  
Erin Delaney, MPA, RMC  
City Manager/City Clerk

\_\_\_\_\_  
Dated

**CITY OF GARFIELD  
BERGEN COUNTY, NEW JERSEY  
RESOLUTION R-414-23**

**CONSENT AGENDA**

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

**AUTHORIZING APPROVAL OF CHANGE ORDER #1 TO CREAMER-SANZARI, A  
JOINT VENTURE FOR CONSTRUCTION SERVICES PROVIDED IN CONNECTION  
WITH RIVER DRIVE IMPROVEMENTS & PASSAIC RIVER BIKEWAY (PHASE 2)**

**WHEREAS**, the City of Garfield awarded a contract to Creamer-Sanzari, A Joint Venture in the original contract amount of \$9,148,908.90; and

**WHEREAS**, Change Order #1 is necessary in order to upgrade the existing water main and changes in the contract through-out the entire project;

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the City of Garfield that Change Order #1 increasing the amount of this project by \$2,299,347.55 is hereby approved to be paid out of accounts: C-04-55-222-925-002, C-04-55-222-958-002, C-04-55-999-000-939, C-04-55-999-000-945, C-04-55-999-000-952, C-04-55-999-000-963, C-04-55-999-000-964, C-04-55-999-000-968, C-04-55-999-000-972, C-04-55-999-000-985, C-04-55-999-000-990, C-06-55-233-000-100, C-06-55-233-000-200, C-06-55-586-000-901, C-06-55-598-000-906, C-06-55-598-000-909, and G-01-41-799-000-327.

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

September 25, 2023  
Dated

APPROVED: September 26, 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 26th day of September 2023. Signed and sealed before me.

\_\_\_\_\_  
Erin Delaney, MPA, RMC  
City Manager/City Clerk

\_\_\_\_\_  
Dated

**CITY OF GARFIELD  
BERGEN COUNTY, NEW JERSEY  
RESOLUTION R-415-23**

**CONSENT AGENDA**

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

**AUTHORIZING PAYMENT TO BOSWELL ENGINEERING TO PROVIDE  
ADDITIONAL ENVIRONMENTAL TESTING AND LSRP COORDINATION  
SERVICES IN CONNECTION WITH ENVIRONMENTAL REMEDIATION BEING  
PERFORMED AT 213-225 RIVER DRIVE**

**WHEREAS**, as part of the ongoing environmental remediation work being performed at 213-225 River Drive, as part of the River Drive Phase 2 project, sampling was performed in accordance with LSRP protocols and determined further sampling was required; and

**WHEREAS**, a detailed memorandum was prepared by Boswell Engineering, dated August 28, 2023 (Project # GF-1472D) summarizing the basis to perform the additional services, as well as the estimated cost of same; and

**WHEREAS**, the estimated cost for the required sampling and coordination services is \$17,400; and

**WHEREAS**, these charges are eligible for reimbursement from the State of New Jersey since they are considered to be environmental study and remediation as part of the acquisition of these parcels by the City;

**NOW, THEREFORE, BE IT RESOLVED** Boswell Engineering is hereby authorized to provide the required sampling and LSRP coordination services for a total fee not to exceed \$17,400 to be paid out of accounts G-02-41-723-000-279 and C-04-55-999-000-944.

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

September 25, 2023  
Dated

APPROVED: September 26, 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 26th day of September 2023. Signed and sealed before me.

\_\_\_\_\_  
Erin Delaney, MPA, RMC  
City Manager/City Clerk

\_\_\_\_\_  
Dated

**CITY OF GARFIELD  
BERGEN COUNTY, NEW JERSEY  
RESOLUTION R-416-23**

**CONSENT AGENDA**

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

**AUTHORIZING PAYMENT TO JOHN GARCIA CONSTRUCTION CO., INC. FOR AN  
EMERGENCY SEWER REPAIR AT THE GARFIELD DPW**

**WHEREAS**, there was an emergency sanitary sewer break on July 25, 2023 on Beech Street off of Midland Avenue; and

**WHEREAS**, the City Engineer solicited two (2) quotes and the lowest quotes was received from John Garcia Construction Co., Inc. in the amount of \$9,095.00; and

**WHEREAS**, the City Engineer provided construction oversight services during the repair and noted two (2) additional work items were necessary in the amounts of \$821.00 and \$418.00; and

**WHEREAS**, the repair was successfully completed;

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the City of Garfield that payment is hereby authorized to John Garcia Construction Co., Inc. in the amount of \$10,334.00 to be paid out of account C-04-55-999-000-970.

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

September 25, 2023  
Dated

APPROVED: September 26, 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 26th day of September 2023. Signed and sealed before me.

\_\_\_\_\_  
Erin Delaney, MPA, RMC  
City Manager/City Clerk

\_\_\_\_\_  
Dated

**CITY OF GARFIELD  
BERGEN COUNTY, NEW JERSEY  
RESOLUTION R-417-23**

**CONSENT AGENDA**

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

**AUTHORIZING ADDITIONAL INSPECTION AND CONSTRUCTION  
MANAGEMENT SERVICES TO BOSWELL ENGINEERING IN CONNECTION WITH  
THE ELMWOOD PARK BOOSTER STATION PROJECT**

**WHEREAS**, the City of Garfield is actively in the construction phase for a PFAs treatment system at the Elmwood Park Wellfield; and

**WHEREAS**, the construction phase requires additional time to complete the work due to delays in supply chain and, in particular, a generator; and

**WHEREAS**, Boswell Engineering has been providing inspections on an as-needed basis; and

**WHEREAS**, additional services have been required during this period;

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the City of Garfield that Boswell Engineering is hereby authorized to provide the additional inspection and project management services for a fee not-to-exceed \$15,000 to be paid out of account C-06-55-598-000-903.

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

September 25, 2023  
Dated

APPROVED: September 26, 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 26th day of September 2023. Signed and sealed before me.

\_\_\_\_\_  
Erin Delaney, MPA, RMC  
City Manager/City Clerk

\_\_\_\_\_  
Dated

**CITY OF GARFIELD  
BERGEN COUNTY, NEW JERSEY  
RESOLUTION R-418-23**

**CONSENT AGENDA**

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

**REFUND OF AFTERCARE REGISTRATION FEES**

**WHEREAS**, the City Manager and the Mayor and Council, have agreed that the City of Garfield should refund Natividad Rosado, 108 High Street, Apt. 2, Garfield, NJ for Aftercare registration fees; and

**WHEREAS**, a payment was received from Natividad Rosado, in the amount of \$175.00, for said Aftercare registration; and

**WHEREAS**, the head of the Aftercare Program has investigated this payment and has determined that payment should be refunded as the child withdrew and has not attended Aftercare;

**NOW, THEREFORE, BE IT RESOLVED**, by the City Council of the City of Garfield that these monies be refunded to Natividad Rosado from revenue account 3-01-08-105-607.

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

September 25, 2023  
Dated

APPROVED: September 26, 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 26th day of September 2023. Signed and sealed before me.

\_\_\_\_\_  
Erin Delaney, MPA, RMC  
City Manager/City Clerk

\_\_\_\_\_  
Dated

**CITY OF GARFIELD  
BERGEN COUNTY, NEW JERSEY  
RESOLUTION R-419-23**

**CONSENT AGENDA**

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

**REFUND OF AFTERCARE REGISTRATION FEES**

**WHEREAS**, the City Manager and the Mayor and Council, have agreed that the City of Garfield should refund Shante Aleman, 5 Westminster Pl., Garfield, NJ for Aftercare registration fees; and

**WHEREAS**, a payment was received from Shante Aleman, in the amount of \$225, for said Aftercare registration; and

**WHEREAS**, the head of the Aftercare Program has investigated this payment and has determined that payment should be refunded as the child withdrew and has not attended Aftercare;

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Garfield that these monies be refunded to Shante Aleman from revenue account 3-01-08-105-607.

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

September 25, 2023  
Dated

APPROVED: September 26, 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 26th day of September 2023. Signed and sealed before me.

\_\_\_\_\_  
Erin Delaney, MPA, RMC  
City Manager/City Clerk

\_\_\_\_\_  
Dated

**CITY OF GARFIELD  
BERGEN COUNTY, NEW JERSEY  
RESOLUTION R-420-23**

**CONSENT AGENDA**

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

**AUTHORIZING THE SUBMISSION OF A GRANT APPLICATION THROUGH THE  
BMED GATEWAY FUND**

**WHEREAS**, the City of Garfield affirms its understanding that the BMED Gateway Fund offers a grant opportunity to its member agencies who wish to initiate a partnership with the Fund to incentivize employee participation in health and wellness programming and awareness; and

**WHEREAS**, the City of Garfield understands that the grant is a matching grant and that participation in the Program requires local budgetary support and administration; and

**WHEREAS**, the application for grant consideration requires a resolution of the governing body's understanding and support for promoting health and wellness concepts within their employee population;

**NOW, THEREFORE, BE IT RESOLVED** that the City of Garfield authorizes the submission of a grant application for \$10,000.00 to the BMED Gateway Fund to enable their participation in the Fund's Health and Wellness Program for the 2024 calendar year, of which the City has a 1:1 match obligation.

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

September 25, 2023  
Dated

APPROVED: September 26, 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 26th day of September 2023. Signed and sealed before me.

\_\_\_\_\_  
Erin Delaney, MPA, RMC  
City Manager/City Clerk

\_\_\_\_\_  
Dated

**CITY OF GARFIELD  
BERGEN COUNTY, NEW JERSEY  
RESOLUTION R-421-23**

**CONSENT AGENDA**

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

**AUTHORIZING THE ISSUANCE AND EXECUTION OF AN ESTOPPEL  
CERTIFICATE TO LUMENT STRUCTURE FINANCE, LLC IN FURTHERANCE OF  
THE PASSAIC STREET REDEVELOPMENT BY MERIDIA GARFIELD 99, URBAN  
RENEWAL, LLC.**

**WHEREAS**, the Municipal Council of the City of Garfield designated Block 23, Lots 23, 25, 28 & 29 (the “Property”) as an area in need of redevelopment in 2019, pursuant to Resolution 19-125 adopted on April 23, 2019 (hereinafter the “Redevelopment Area”) and subsequently adopted the Redevelopment Plan for the Redevelopment Area by Ordinance adopted on August 13, 2019 (the “Redevelopment Plan”); and

**WHEREAS**, on June 24, 2021, the Agency and Meridia Garfield 99, Urban Renewal, LLC (the “Redeveloper”) entered into a redevelopment agreement for the Property (the “Redevelopment Agreement”); and

**WHEREAS**, to the City’s knowledge, there have been no assignments of Redeveloper’s interests in the Redevelopment Agreement, other than the City Resolution 19-125 adopted on April 23, 2019, and the subsequently adopted Redevelopment Plan for the Redevelopment Area by Ordinance adopted on August 13, 2019, approving the assignment of the Redevelopment Agreement to Meridia Garfield 99, Urban Renewal, LLC; and

**WHEREAS**, to the City’s knowledge, there have been no assignments of Redeveloper’s interests in the Financial Agreement, other than the City Resolution adopted April 23, 2019, approving the assignment of the Meridia Garfield 99, Urban Renewal, LLC; and

**WHEREAS**, in accordance with the Redevelopment Agreement, the Redeveloper has requested the issuance of a Certificate of Completion for the project and the City has agreed to the same in accordance with the terms of this resolution and in the Estoppel Certificate;

**NOW, THEREFORE, BE IT RESOLVED** by the Governing Body that it hereby authorizes the issuance and execution of an Estoppel Certificate to Lument Structured Finance, LLC in furtherance of its Financial Agreement with Meridia Garfield 99, Urban Renewal, LLC for the Passaic Street Redevelopment Project; and

**BE IT FURTHER RESOLVED**, that the City Manager is hereby authorized to execute any and all documents, including the Estoppel Certificate, in a form substantially consistent with that on file in the City Manager’s office as submitted by the City attorney;

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

APPROVED: September 26, 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 26th day of September 2023. Signed and sealed before me.

\_\_\_\_\_  
Erin Delaney, MPA, RMC  
City Manager/City Clerk

\_\_\_\_\_  
Dated

**CITY OF GARFIELD  
BERGEN COUNTY, NEW JERSEY  
RESOLUTION R-422-23**

**CONSENT AGENDA**

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

**APPROVING HANDICAP PARKING SPACE**

**WHEREAS**, Alejandro Forti, of 451 Palisade Avenue, who is the holder of a Disabled Person I.D. Card No. P2693792, has filed an application for a handicap parking sign to be placed at his address; and

**WHEREAS**, the Police Department has investigated and recommend approval of the application; and

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Garfield that one parking space be designated as reserved for “Handicap Parking”, located on the north curb line of Sampson Street commencing 34 feet west of the intersection of Palisade Avenue and Sampson Street and continue an additional 20 feet west from that point; and

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

APPROVED: September 26, 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 26th day of September 2023. Signed and sealed before me.

\_\_\_\_\_  
Erin Delaney, MPA, RMC  
City Manager/City Clerk

\_\_\_\_\_  
Dated

**CITY OF GARFIELD  
BERGEN COUNTY, NEW JERSEY  
RESOLUTION R-423-23**

**CONSENT AGENDA**

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

**APPROVING HANDICAP PARKING SPACE**

**WHEREAS**, Tomasz Baniszewski, of 477 Palisade Avenue, who is the holder of a Disabled Person I.D. Card No. P2746207, has filed an application for a handicap parking sign to be placed at his address; and

**WHEREAS**, the Police Department has investigated and recommend approval of the application;

**NOW, THEREFORE, BE IT RESOLVED** by the City Council of the City of Garfield that one parking space be designated as reserved for “Handicap Parking”, located on the west curb line of Palisade Avenue commencing 165 feet south of the intersection of Outwater Lane and Palisade Avenue and continue an additional 20 feet south from that point; and

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

APPROVED: September 26, 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 26th day of September 2023. Signed and sealed before me.

\_\_\_\_\_  
Erin Delaney, MPA, RMC  
City Manager/City Clerk

\_\_\_\_\_  
Dated

**CITY OF GARFIELD  
BERGEN COUNTY, NEW JERSEY  
RESOLUTION R-424-23**

**CONSENT AGENDA**

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

**APPOINTING FIRE OFFICIAL JAMES KOVACS AS AUTHORIZED SIGNATORY  
FOR THE STATE DIVISION OF FIRE SAFETY PROGRAM**

**WHEREAS**, the State has created a voluntary program to certify firefighters; and

**WHEREAS**, the City of Garfield has reviewed, discussed, and voted to participate in the State’s Firefighter Certification Program from the Division of Fire Safety as recommended by the City’s Fire Official;

**NOW, THEREFORE, BE IT RESOLVED** that the Governing Body of the City of Garfield hereby appoints Fire Official James Kovacs as the Authorized Signatory to sign any documents necessary to implement the Firefighter Certification Program in the City of Garfield.

APPROVED: September 26, 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 26th day of September 2023. Signed and sealed before me.

\_\_\_\_\_  
Erin Delaney, MPA, RMC  
City Manager/City Clerk

\_\_\_\_\_  
Dated

**CITY OF GARFIELD  
BERGEN COUNTY, NEW JERSEY  
RESOLUTION R-425-23**

**CONSENT AGENDA**

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

**REQUESTING APPROVAL OF ITEMS OF REVENUE AND APPROPRIATION NJSA  
40A:4-87**

**WHEREAS**, NJSA 40A: 4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount was not determined at the time of the adoption of the budget; and

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

**NOW, THEREFORE, BE IT RESOLVED** that the Mayor and Council of the City of Garfield in the County of Bergen, New Jersey, hereby requests the Director of the Division of Local Government Service to approve the insertion of an item of revenue in the budget of the year 2023 in the sum of \$84,012.83 which is now available from the NJ Department of Agriculture; and

**BE IT FURTHER RESOLVED**, that the sum of \$84,012.83 is hereby appropriated under the caption the NJ Department of Agriculture; and

**BE IT FURTHER RESOLVED**, that the above is the result of funds from the NJ Department of Agriculture, in the amount of \$84,012.83.

APPROVED: September 26, 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 26th day of September 2023. Signed and sealed before me.

\_\_\_\_\_  
Erin Delaney, MPA, RMC  
City Manager/City Clerk

\_\_\_\_\_  
Dated

**CITY OF GARFIELD  
BERGEN COUNTY, NEW JERSEY  
RESOLUTION R-426-23**

**CONSENT AGENDA**

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

**REQUESTING APPROVAL OF ITEMS OF REVENUE AND APPROPRIATION NJSA  
40A:4-87**

**WHEREAS**, NJSA 40A: 4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount was not determined at the time of the adoption of the budget; and

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

**NOW, THEREFORE, BE IT RESOLVED** that the Mayor and Council of the City of Garfield in the County of Bergen, New Jersey, hereby requests the Director of the Division of Local Government Service to approve the insertion of an item of revenue in the budget of the year 2023 in the sum of \$20,000.00 which is now available from the Recreation Opportunities for Individuals with Disabilities Grant; and

**BE IT FURTHER RESOLVED**, that the sum of \$20,000.00 is hereby appropriated under the caption Recreation Opportunities for Individuals with Disabilities Grant; and

**BE IT FURTHER RESOLVED**, that the above is the result of funds from Recreation Opportunities for Individuals with Disabilities Grant, in the amount of \$20,000.00.

APPROVED: September 26, 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 26th day of September 2023. Signed and sealed before me.

\_\_\_\_\_  
Erin Delaney, MPA, RMC  
City Manager/City Clerk

\_\_\_\_\_  
Dated

**CITY OF GARFIELD  
BERGEN COUNTY, NEW JERSEY  
RESOLUTION R-427-23**

**CONSENT AGENDA**

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

**REQUESTING APPROVAL OF ITEMS OF REVENUE AND APPROPRIATION NJSA  
40A:4-87**

**WHEREAS**, NJSA 40A: 4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount was not determined at the time of the adoption of the budget; and

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

**NOW, THEREFORE, BE IT RESOLVED** that the Mayor and Council of the City of Garfield in the County of Bergen, New Jersey, hereby requests the Director of the Division of Local Government Service to approve the insertion of an item of revenue in the budget of the year 2023 in the sum of \$7,000.00 which is now available from the NJ Division of Highway Traffic Safety; and

**BE IT FURTHER RESOLVED**, that the sum of \$7,000.00 is hereby appropriated under the caption the NJ Division of Highway Traffic Safety; and

**BE IT FURTHER RESOLVED**, that the above is the result of funds from the NJ Division of Highway Traffic Safety, in the amount of \$7,000.00.

APPROVED: September 26, 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 26th day of September 2023. Signed and sealed before me.

\_\_\_\_\_  
Erin Delaney, MPA, RMC  
City Manager/City Clerk

\_\_\_\_\_  
Dated

**CITY OF GARFIELD  
BERGEN COUNTY, NEW JERSEY  
RESOLUTION R-428-23**

**CONSENT AGENDA**

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

**RECOGNIZING OCTOBER 6, 2023 AS KNOCK OUT OPIOID ABUSE DAY**

**WHEREAS**, New Jersey is in the midst of a life-threatening opioid abuse epidemic; and

**WHEREAS**, the Partnership for a Drug-Free New Jersey has designated October 6, 2023, as Knock Out Opioid Abuse Day – an initiative with multiple purposes: to raise awareness of the potential for dependency on prescribed pain medicine and its link to heroin and fentanyl use in our state; to reduce stigma of addiction and shine a light on the need for recovery support; and to communicate to physicians information on safer prescribing messages found in the Centers for Disease Control and Prevention guidelines for prescribing opioids, which include considering other therapies, setting realistic treatment goals with patients and discussing with patients the positives and negatives of opioids; and

**WHEREAS**, the State Senate and General Assembly jointly resolved in 2016 that October 6 shall be permanently designated as Knock Out Opioid Abuse Day in New Jersey in order to raise awareness about the dangers of, and the link between, prescription opioid abuse and heroin addiction and to educate health care providers, community leaders, state lawmakers and members of the public about the opioid abuse epidemic and its effects throughout the State of New Jersey and across the country; and

**WHEREAS**, Garfield YMCA and Garfield Prevention Coalition supports initiatives designed to raise awareness about opioid abuse in New Jersey and take steps to prevent addiction;

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the City of Garfield that October 6, 2023, be recognized as Knock Out Opioid Abuse Day in the City of Garfield, New Jersey.

APPROVED: September 26, 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 26th day of September 2023. Signed and sealed before me.

\_\_\_\_\_  
Erin Delaney, MPA, RMC  
City Manager/City Clerk

\_\_\_\_\_  
Dated

**CITY OF GARFIELD  
BERGEN COUNTY, NEW JERSEY  
RESOLUTION R-429-23**

**CONSENT AGENDA**

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

**AMENDING TEMPORARY APPOINTMENT OF ACTING DEPUTY MAYOR**

**WHEREAS**, pursuant to Local Ordinance, Joseph P. Delaney III was appointed Deputy Mayor for the City of Garfield; and

**WHEREAS**, pursuant to the provisions of state and local law, the Deputy Mayor shall serve in the place of the Mayor and perform all functions of the Mayor in the Mayor’s absence; and

**WHEREAS**, on Monday, October 9, 2023, it will be necessary and appropriate to temporarily appoint Romi Herrera as Deputy Mayor for the City of Garfield in order to perform the marriage ceremony of Roberto Lopez Ricardes and Roxana Verano Bazalar;

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

1. Councilman Romi Herrera be and is hereby appointed Deputy Mayor for the City of Garfield to perform the marriage ceremony of Roberto Lopez Ricardes and Roxana Verano Bazalar; and
2. This temporary appointment shall be solely for the purpose of performance of this marriage ceremony and for no other reason. Similarly, no additional authority is granted hereby other than to perform said ceremony and to execute any and all documents which may be necessary in order to effectuate the provision of this Resolution and to confirm the performance of the marriage ceremony as described above.
3. Resolution R-376-23 be and is hereby rescinded.

APPROVED: September 26, 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 26th day of September 2023. Signed and sealed before me.

\_\_\_\_\_  
Erin Delaney, MPA, RMC  
City Manager/City Clerk

\_\_\_\_\_  
Dated

**CITY OF GARFIELD  
BERGEN COUNTY, NEW JERSEY  
RESOLUTION R-430-23**

**CONSENT AGENDA**

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

**REQUESTING CANCELLING IMPROVEMENT AUTHORIZATIONS**

**WHEREAS**, General Capital Improvement appropriation balances remain dedicated for projects now completed; and

**WHEREAS**, it is necessary to formally cancel said unexpended debt authorization; and

**WHEREAS**, it is necessary to formally cancel said balances so that the unexpended balances may be credited to Fund Balance or Grants Receivable, as appropriation, and unused debt authorizations may be cancelled;

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the City of Garfield, County of Bergen, State of New Jersey that the following ordinance appropriation balances in the General Capital Fund be cancelled of record.

Project	Ordinance & Year	Deferred Charge to Future Taxation	Amount of Improvement Authorization
20th Century Field	2718-15		118,776.50
20th Century Field Playground	2777-18		61,361.00
Tree Planting	2785-18		18,752.07
Police Station	2801-18/2851-20		2,267.75
Pumper Fire Engine	2818-19		10,143.58
Jewell St Playground	2866-21		30,624.90
Library ADA	2869-21		18,884.09
Monroe Rail-line	2889-21	23,800.00	23,800.00
Firehouse 3 Basketball Court	2909-21	64,000.00	64,000.00
<b>TOTALS</b>		<b>87,800.00</b>	<b>348,609.89</b>

1. The City Clerk is hereby authorized and directed to transmit to the Chief Financial Officer and Auditor a certified copy of this resolution.
2. This resolution shall take effect immediately.
3. The Clerk of the City of Garfield, County of Bergen is hereby directed to forward a copy of this resolution to the Director of New Jersey, Division of Local Government Services.

APPROVED: September 26, 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 26th day of September 2023. Signed and sealed before me.

\_\_\_\_\_  
Erin Delaney, MPA, RMC  
City Manager/City Clerk

\_\_\_\_\_  
Dated

**CITY OF GARFIELD  
BERGEN COUNTY, NEW JERSEY  
RESOLUTION R-431-23**

**CONSENT AGENDA**

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

**REQUESTING CANCELLING GRANT RECEIVABLE AND APPROPRIATION  
BALANCES**

**WHEREAS**, there exists Grant Receivables and Grant Appropriation Reserves on the Balance Sheet; and

**WHEREAS**, it is necessary to formally cancel the receivable balances and their offsetting appropriation balances from the balance sheet;

**NOW, THEREFORE, BE IT RESOLVED**, by the Council of the City of Garfield, County of Bergen, State of New Jersey that the following grant receivable and appropriation balances be canceled:

Grant	Cancel Receivable	Cancel Appropriations
Municipal Alliance	1,055.11	
<b>TOTALS</b>	1,055.11	

1. The City Clerk is hereby authorized and directed to transmit to the Chief Financial Officer and Auditor a certified copy of this resolution.
2. This resolution shall take effect immediately.
3. The Clerk of the City of Garfield, County of Bergen is hereby directed to forward a copy of this resolution to the Director of New Jersey, Division of Local Government Services.

APPROVED: September 26, 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 26th day of September 2023. Signed and sealed before me.

\_\_\_\_\_  
Erin Delaney, MPA, RMC  
City Manager/City Clerk

\_\_\_\_\_  
Dated

**CITY OF GARFIELD  
BERGEN COUNTY, NEW JERSEY  
RESOLUTION R-432-23**

**CONSENT AGENDA**

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

**APPROVING THE CORRECTIVE ACTION PLAN IN CONNECTION WITH THE  
AUDIT REPORT FOR YEAR 2022**

**WHEREAS**, the City of Garfield has received the Audit Report for the Year 2022; and

**WHEREAS**, the Annual Audit Report makes various findings and recommendations; and

**WHEREAS**, the Local Finance Board in the Division of Local Government Services in the New Jersey Department of Community Affairs requires that a Corrective Action Plan be prepared by the Chief Financial Officer with the assistance of other officials affected by the audit recommendations which covers all findings and recommendations in the 2022 Audit Report and sets forth for each finding:

- a) A description of the deficiency (i.e., finding, observation, questioned costs)
- b) An analysis of why the deficiency occurred
- c) A description of procedures to be used to correct the deficiency or reason why the finding will not be corrected
- d) An expected date of implementation (which is required to be no later than six months after the date of the 2022 Audit Report); and

**WHEREAS**, a Corrective Action Plan has been prepared in accordance with the requirements of the Local Finance Board, as on file with the City CFO & Clerk; and

**WHEREAS**, the Chief Financial Officer of the City has recommended that the Governing Body approve the Corrective Action Plan, as on file with the City CFO & Clerk;

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

1. The Corrective Action Plan for Audit Year 2022, as on file with the City CFO & Clerk, is hereby approved by the Governing Body of the City of Garfield.
2. The Chief Financial Officer, along with all other appropriate officers and employees of the City are hereby authorized and directed to implement the Corrective Action Plan as approved herein.
3. A copy of this resolution and Corrective Action Plan shall be submitted to the Division of Local Government Services and placed on file in the office of the City Clerk.
4. This resolution shall take effect immediately.

APPROVED: September 26, 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 26th day of September 2023. Signed and sealed before me.

\_\_\_\_\_  
Erin Delaney, MPA, RMC  
City Manager/City Clerk

\_\_\_\_\_  
Dated

**CITY OF GARFIELD  
BERGEN COUNTY, NEW JERSEY  
RESOLUTION R-433-23**

**CONSENT AGENDA**

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

**AUTHORIZING THE CITY MANAGER TO EXECUTE A SHARED SERVICE  
CONTRACT WITH THE COUNTY OF BERGEN – TREE REMOVAL ALONG  
COUNTY ROADS**

**WHEREAS**, the Parties are “Local Units” located within the State of New Jersey authorized by law to enter into this agreement to jointly provide any lawful service to and for the residents pursuant to the provisions of the “Uniform Shared Service and Consolidation Act,” N.J.S.A. 40A:65-1 et seq.; and

**WHEREAS**, the Parties are committed to delivering services to their respective taxpayers in the most effective and cost-efficient manner; and

**WHEREAS**, the City of Garfield is of the opinion that entering into a shared service contract with the County of Bergen for emergency tree removal along County roads is in the best interest of the residents of the City;

**NOW, THEREFORE, BE IT RESOLVED** that the Mayor and Council of the City of Garfield hereby directs the City Manager to execute the Shared Services Contract with the County of Bergen for said service.

APPROVED: September 26, 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 26th day of September 2023. Signed and sealed before me.

\_\_\_\_\_  
Erin Delaney, MPA, RMC  
City Manager/City Clerk

\_\_\_\_\_  
Dated

**CITY OF GARFIELD  
BERGEN COUNTY, NEW JERSEY  
RESOLUTION R-434-23**

**CONSENT AGENDA**

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

**AUTHORIZING RE-APPOINTMENT OF ZONING BOARD OF ADJUSTMENT  
MEMBERS**

**WHEREAS**, in accordance with N.J.A.C. 5:87 an individual who is appointed to serve on the Planning Board and/or Zoning Board of Adjustment must complete the Land Use Law and Planning Training Course within 18-months of their appointment; and

**WHEREAS**, a board member who fails to satisfy the requirements of the course within the prescribed 18-month period shall be deemed ineligible to continue to serve as a board member; and

**WHEREAS**, any board member deemed ineligible for failure to complete the required course shall be removed as a member of the applicable board by the Governing Body of the affected municipality; and

**WHEREAS**, any board member removed under this provision shall not be eligible for subsequent appointment to any board (as defined in N.J.A.C. 5:87-1.5) without first successfully completing the course; and

**WHEREAS**, the following individuals were removed from their terms at previous meetings of the Mayor and Council for failing to complete said course within the 18-month period; and

**WHEREAS**, said individuals successfully completed and passed the required course on September 23, 2023 through the New Jersey Planning Officials program;

<b><u>Name</u></b>	<b><u>Board</u></b>	<b><u>Expiration of Term</u></b>
Carmin V. Breonte	Zoning Board	December 31, 2023
Paul Houlis	Zoning Board	December 31, 2024
Anthony Lio	Zoning Board, Alternate	December 31, 2023
Alban Gaba	Zoning Board, Alternate	December 31, 2024
Francisco Sanchez	Zoning Board, Alternate	December 31, 2023

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the City of Garfield that the above-named individuals be and are hereby re-appointed to their previous, unexpired terms on the board stated above.

APPROVED: September 26, 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 26th day of September 2023. Signed and sealed before me.

\_\_\_\_\_  
Erin Delaney, MPA, RMC  
City Manager/City Clerk

\_\_\_\_\_  
Dated

**CITY OF GARFIELD  
BERGEN COUNTY, NEW JERSEY  
RESOLUTION R-435-23**

**CONSENT AGENDA**

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

**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-406-23 through R-435-23 be and are hereby approved and the proper officers are directed to take necessary action on same.

APPROVED: September 26, 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 26th day of September 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.

Christina Regan & Maria Marbet, Prospect Street, shared their experiences related to flooding at their shared property, which is a new construction building. They noted that they previously spoke with City Manager Delaney who shared steps that the City is taking to address flooding in their area, but requested a timeline on the completion and when they can expect to see relief. Both women advised that they have spoken to litigation attorneys about the issue as it is a reoccurring problem. They inquired about if there are any fast resolutions that can be implemented.

City Engineer Kevin Boswell noted that a project will be underway on Prospect Street next year and advised that they would also take a look at the storm/sewer.

City Manager Delaney advised that she will request that the DPW puts this area on a regular schedule for jetting the storm/sewer lines, especially before an anticipated storm.

Mayor Rigoglioso noted that the developer of the new construction shares responsibility for how the shared homes were built. He advised that once all of the City projects are complete in the area there should be some relief.

Paul Zito, Shaw Street, questioned the re-appointment of Zoning Board members. Additionally, he inquired about a Zoning Board member working for the City – to which it was noted that said individual is an employee of the Garfield Board of Education.

Marcin Palmowski, Morris Avenue, requested an update on what is being done to control the auto body shop near his home. He noted that they are working after hours, with their doors open, and that there are health related concerns as a result of the fumes that emanate from the business.

Mayor Rigoglioso and Deputy Mayor Delaney shared that new quality of life ordinances were recently adopted which should assist in mitigating the issues raised. They noted that implementing remedies is an ongoing process that the Mayor and Council has been trying to address for years.

City Manager Delaney advised that auto body shops will now have a requirement to be licensed by the City in 2024, which will give the City more jurisdiction when there are issues such as these.

Grzegorz Dymora, Pacific Avenue, apologized for his interjections. He raised his concerns about the auto body shop near his home and stated that a fast solution is needed. Mr. Dymora noted that oftentimes, when the police are called, their arrival is too late. He shared that the issues they are experiencing are directly affecting his family's health.

David Scott, Herman Street, thanked the Mayor and Council for their support in hanging the Hispanic Alliance banner in honor of Hispanic Heritage Month. He congratulated the Little League Champions and Washington Irving School #4 on their Blue-Ribbon recognition. Mr. Scott noted that the school will be honored at the Hispanic Alliance Gala as it is made up of 41% Latinos/Latinas. He then shared the details of the upcoming Gala to celebrate diversity and other events the Alliance has planned for Hispanic Heritage Month. Mr. Scott ended by thanking the Mayor and Council for all that they do.

## **MAYOR & COUNCIL COMMENTS**

There were no Mayor and Council comments.

**CITY OF GARFIELD  
BERGEN COUNTY, NEW JERSEY  
RESOLUTION R-436-23**

**RESOLUTION BY: COUNCILWOMAN BANCH  
SECONDED BY: MAYOR RIGOGLIOSO**

**THANKING CHRIS COLBERT FOR HIS CONTRIBUTIONS TO THE CITY OF  
GARFIELD**

**WHEREAS**, Chris Colbert, who is the sixth born of 10 children, began boxing as a 13-year-old, becoming the No. 3 ranked 114 pounder, No. 1 at 123 pounds, later winning a National title in 2015 and earning an opportunity to qualify for the Olympics before turning pro at the age of 18; and

**WHEREAS**, Colbert's skills were groomed at the Brooklyn-based Atlas Cops & Kids Boxing gym, a mentoring center for neighborhood children. Among the Boxing Gym, a mentoring center for neighborhood children. Among the boxers featured in a 2017 Netflix documentary, CounterPunch, Colbert later became known as "Prime Time", for his proficiency toward showmanship; and

**WHEREAS**, known for his flash, Colbert often dyes his hair in different colors to represent different awareness causes – red for sickle cell, green for cerebral palsy, pink for breast cancer, and gold representing childhood cancer. At his most recent fight he showcased the Boys & Girls Club of Garfield and Autism Awareness on his shorts; and

**WHEREAS**, in November 2020, Chris came into Garfield and opened his first business Primetime Chicken, and wasted no time assisting our Community Leaders with events such as the annual turkey drive, trunk or treat and toy drive and with no hesitation he contributed equipment to the first music studio being built at the Boys and Girls Club of Garfield; and

**WHEREAS**, Mr. Colbert over the last three years has coached over 100 youth in our basketball and football sports program while sponsoring volleyball;

**NOW, THEREFORE, BE IT RESOLVED** that the Mayor and Council of the City of Garfield, Bergen County, New Jersey do hereby thank Chris Colbert for all his hard work and dedication to the City of Garfield's youth.

APPROVED: September 26, 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 26th day of September 2023. Signed and sealed before me.

\_\_\_\_\_  
Erin Delaney, MPA, RMC  
City Manager/City Clerk

\_\_\_\_\_  
Dated

**ADJOURNMENT**

A motion was made by Mayor Rigoglioso and seconded by Councilwoman Banch to adjourn.  
The motions carried unanimously.

Respectfully submitted,

---

Erin Delaney, MPA, RMC  
City Manager/City Clerk

*These meeting minutes were approved at the October 24, 2023 Regular meeting of the Mayor & Council.*