

**WORK SESSION MEETING
OF THE
GARFIELD MAYOR AND COUNCIL
MARCH 12, 2024
6:00P.M.**

The Work Session Meeting of the Garfield Mayor and Council for March 12, 2024 was called to order by City Manager/City Clerk Erin Delaney at 6:15PM. The Statement of Compliance was read.

Councilmembers Maslag, Herrera, & Banch, Deputy Mayor Delaney, and Mayor Rigoglioso were present. Also present were City Manager/City Clerk Erin Delaney, City Engineer Kevin Boswell, and City Attorney John Tuntevski.

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 8, 2024 and published on January 11, 2024.

Work Meeting Agenda Items:

Action Items:

- 1. ORDINANCES:**

R-126-24	<p><u>FIRST READING</u> Introduce Ord. #3031 AN ORDINANCE AMENDING PART II, GENERAL LEGISLATION, CHAPTER 242, PROPERTY MAINTENANCE, CHAPTER 242, ARTICLE IV, LEAD-BASED PAINT, OF THE REVISED GENERAL ORDINANCES OF THE CITY OF GARFIELD</p> <p><u>SECOND READING</u> Introduce Ord. #3029 AMEND PART II, GENERAL LEGISLATION, CHAPTER 333, WATER, ARTICLE I, RATES, OF THE REVISED GENERAL ORDINANCES OF THE CITY OF GARFIELD</p>
R-127-24	
R-128-24	<p>Introduce Ord. #3030 AN ORDINANCE ESTABLISHING REQUIREMENTS FOR TREE REMOVAL AND REPLACEMENT, AND TO REPEAL AND REPLACE PART II, GENERAL LEGISLATION, OF THE REVISED GENERAL ORDINANCES OF THE CITY OF GARFIELD</p>

- 2. CONSENT AGENDA:**

R-129-24	Approval of Bills List
R-130-24	Authorizing the City Manager to Enter into a Contract with Angels Contractors
R-131-24	Authorizing a Professional Services Agreement with the City Engineer for Engineering Design Services for the Banta Avenue Improvements Project

- R-132-24 Authorizing Payment of Payment Requisition No. 13 to Creamer Sanzari, A Joint Venture for Construction Services Provided in Connection with River Drive Improvements & Passaic River Bikeway (Phase 2)
- R-133-24 Approving Laundromat License
- R-134-24 Approval of 2024 Vehicle Sales Business Licenses
- R-135-24 Authorizing the City Manager to Enter into a Contract with the County of Bergen, Bergen County Open Space – Garfield Little League Field Improvements
- R-136-24 Authorizing Temporary Appointment of Acting Deputy Mayor
- R-137-24 Authorizing Resolution to Accept Consent Agenda

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-126-24**

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

**INTRODUCE ORDINANCE #3031
FIRST READING**

BE IT RESOLVED, that an ordinance entitled:

AN ORDINANCE AMENDING PART II, GENERAL LEGISLATION, CHAPTER 242, PROPERTY MAINTENANCE, CHAPTER 242, ARTICLE IV, LEAD-BASED PAINT, OF THE REVISED GENERAL ORDINANCES OF THE CITY OF GARFIELD

be passed and adopted on first reading; and

BE IT RESOLVED, that a final hearing on said ordinance will be heard at a meeting held on Tuesday, March 26, 2024 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: MARCH 12, 2024

Richard Rigoglioso, Mayor

ATTEST: _____
Erin Delaney, MPA, RMC, CMC
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 Work Session Meeting held on the 12th day of March 2024. Signed and sealed before me.

Erin Delaney, MPA, RMC, CMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
ORDINANCE NO.: 3031**

AN ORDINANCE AMENDING PART II, GENERAL LEGISLATION, CHAPTER 242, PROPERTY MAINTENANCE, CHAPTER 242, ARTICLE IV, LEAD-BASED PAINT, 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 242, Property Maintenance, Article IV, Lead-based paint, is hereby amended as follows:

Section 1. The Governing Body of the City of Garfield hereby amends Part II, General Legislation, Chapter 242, Property Maintenance, Article IV, Lead-based paint, is hereby amended as follows:

§242-13. Lead-based paint inspections.

- A. Required initial inspection. The owner, landlord and/or agent of every single-family, two-family, and multiple-dwelling unit offered for rental shall be required to obtain an inspection of the unit for lead-based paint hazards within two years of the effective date of the law, July 22, 2022, or upon tenant turnover, whichever is earlier.
- B. Required recurring inspection. After the initial inspection required by Subsection A, the owner, landlord and/or agent of such dwelling unit offered for rental shall be required to obtain an inspection of the unit for lead-based paint hazards every three years, or at tenant turnover, whichever is earlier, except that an inspection upon tenant turnover shall not be required if the owner has a valid lead-safe certification.
- C. Required inspection upon residential resale. The owner, landlord and/or agent of every single-family and two-family residential dwellings shall be required to obtain an inspection of the unit for lead-based paint hazards upon resale of the property.
- D. Standards. Inspections for lead-based paint in rental dwelling, one (1) family dwelling and two (2) family dwelling units, shall be governed by the standards set forth in N.J.S.A. 52:27D-437.1 et seq. and N.J.S.A. 55:13A-1 et seq.

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

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

ATTEST: _____

Erin Delaney, MPA, RMC, CMC
City Manager/City Clerk

Introduced: March 12, 2024

Adopted:

APPROVED: _____

Richard Rigoglioso, Mayor

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

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-127-24**

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

**INTRODUCE ORDINANCE #3029
SECOND READING**

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

AMEND PART II, GENERAL LEGISLATION, CHAPTER 333, WATER, ARTICLE I, RATES, OF THE REVISED GENERAL ORDINANCES OF THE CITY OF GARFIELD

was introduced and passed at a meeting held on Tuesday, February 27, 2024 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: MARCH 12, 2024

Richard Rigoglioso, Mayor

ATTEST: _____
Erin Delaney, MPA, RMC, CMC
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 Work Session Meeting held on the 12th day of March 2024. Signed and sealed before me.

Erin Delaney, MPA, RMC, CMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
ORDINANCE NO.: 3029**

AMEND PART II, GENERAL LEGISLATION, CHAPTER 333, WATER, ARTICLE I, RATES, OF THE REVISED GENERAL ORDINANCES OF THE CITY OF GARFIELD

WHEREAS, statutory authority provides that the Mayor and Council for the City of Garfield by Ordinance may set rates for water usage; and

WHEREAS, proper water rates plays an integral role in providing comfort and safety to members of the public of the City of Garfield; and

WHEREAS, the Mayor and Council finds it is in the best interest of the City to set water rates appropriately;

NOW, THEREFORE, BE IT ORDAINED, by the Governing Body of the City of Garfield, that Part II, General Legislation, Chapter 333, Water, Article I, Rates, is hereby amended as follows:

Section 1. The current text of City Ordinance, Part II, General Legislation, Chapter 333, Water, Article I, Rates, is hereby amended to include the following:

§ 333-3 Churches and parochial schools.

A. The water rates for all churches and schools shall be \$29.99 per quarter up to 40 CCF.

B. For all water consumed in excess of the stated amount per quarter in Section 333-3A, the excess usage rate shall be:

(1) \$3.003 up to 60 CCF.

(2) \$3.067 over 60 CCF but less than 80 CCF.

(3) \$3.120 over 80 CCF but less than 100 CCF.

(4) \$3.184 over 100 CCF.

Section 3. **Severability.**

Each section, subsection, sentence, clause, and phrase of this Ordinance is declared to be an independent section, subsection, sentence, clause, and phrase, and finding or holding of any such portion of this Ordinance to be unconstitutional, void, or ineffective for any cause or reason shall not affect any other portion of this Ordinance.

Section 4. **Effective Date.**

This Ordinance shall be in full force and effect from and after its adoption and any publication as may be required by law.

ATTEST: _____

Erin Delaney, MPA, RMC, CMC

City Manager/City Clerk

Introduced: February 27, 2024

Adopted: March 12, 2024

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-128-24**

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

**INTRODUCE ORDINANCE #3030
SECOND READING**

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

AN ORDINANCE ESTABLISHING REQUIREMENTS FOR TREE REMOVAL AND REPLACEMENT, AND TO REPEAL AND REPLACE PART II, GENERAL LEGISLATION, OF THE REVISED GENERAL ORDINANCES OF THE CITY OF GARFIELD

was introduced and passed at a meeting held on Tuesday, February 27, 2024 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: MARCH 12, 2024

Richard Rigoglioso, Mayor

ATTEST: _____
Erin Delaney, MPA, RMC, CMC
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 Work Session Meeting held on the 12th day of March 2024. Signed and sealed before me.

Erin Delaney, MPA, RMC, CMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
ORDINANCE NO.: 3030**

AN ORDINANCE ESTABLISHING REQUIREMENTS FOR TREE REMOVAL AND REPLACEMENT, AND TO REPEAL AND REPLACE PART II, GENERAL LEGISLATION, OF THE REVISED GENERAL ORDINANCES OF THE CITY OF GARFIELD

WHEREAS, the New Jersey Department of Environmental Protection (“NJDEP”) revised its Tier A Master Stormwater Permit requiring municipalities to adopt and enforce a community-wide ordinance covering tree removal and replacement; and

WHEREAS, the NJDEP Stormwater Program provides assistance to municipalities complying with the program and the adoption of stormwater-related ordinances such as the tree removal/replacement ordinance; and

WHEREAS, the Governing Body of Garfield believes it is in the best interest of the City of Garfield to Amend Part II General Legislation, of the Code 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. Part II, General Legislation, Chapter 315, Tree Removal and Replacement, is hereby enacted as follows

§ 315-1 Purpose.

An ordinance to establish requirements for tree removal and replacement and penalties for noncompliance in the City of Garfield to protect the environment, public health, safety and welfare.

§ 315-2 Definitions.

For the purpose of this ordinance, the following terms, phrases, words, and their derivations shall have the meanings stated herein unless their use in the text of this ordinance clearly demonstrates a different meaning. When consistent with the context, words used in the present tense include the future, words used in the plural number include the singular number, and words used in the singular number include the plural number. The use of the word "shall" means the requirement is always mandatory and not merely directory.

A. “Applicant” means any “person”, as defined below, who applies for approval to remove trees regulated under this ordinance.

B. “Diameter at Breast Height (DBH)” means the diameter of the trunk of a tree generally measured at a point four and a half feet above ground level from the downhill side of the tree.

C. “Tree of Significance” means any tree that is recognized by the municipal governing body or local historical organization(s) as being of significance due to its size, unique value, age, rarity, or the aesthetic, botanical, ecological, and historical value.

D. “Homeowner” means a person(s) who owns a residence.

E. “Nuisance tree” means any tree, or limb thereof, that has an infectious disease or insect; is dead or dying; obstructs the view of traffic signs or the free passage of pedestrians or vehicles; is causing obvious damage to structures (such as building foundations, sidewalks, etc.); or threatens public health, safety, and welfare.

F. “Person” means any individual, corporation, company, partnership, firm, association, political subdivision of this State and any state, interstate or Federal agency.

G. “Planting strip” means the part of a street right-of-way between the abutting property line and the curb or traveled portion of the street, exclusive of any sidewalk.

H. "Street Tree" means a tree planted in the sidewalk or a planting strip in the public right-of-way.

I. "Tree" means a woody perennial plant, typically having a single stem or trunk growing to a considerable height and bearing lateral branches at some distance from the ground.

J. "Tree removal" means to kill or to cause irreparable damage that leads to the decline and/or death of a tree. This includes, but is not limited to, excessive pruning, application of substances that are toxic to the tree, and improper grading and/or soil compaction around the base of the tree that leads to the decline and/or death of a tree. Removal does not include responsible pruning and maintenance of a tree, or the application of tree treatments intended to manage invasive species.

§ 315-3 Tree Removal.

Any person planning to remove a street tree with DBH of 2.5" or more or any non-street tree with DBH of 6" or more on their property shall submit a Tree Removal Application to Building Department of the City of Garfield. No tree shall be removed without first having obtained a tree removal permit as provided herein, and until municipal officials have reviewed and approved the removal. Applicants will be subject to an application fee as per Table 1 below.

§ 315-3 Tree Removal Permits.

- A. Any person wishing to obtain a tree removal permit shall make application to the Building Department by filing a written application and paying such fees as are set forth in § 315-4.
- B. Tree removal permit applications shall be filed at the Building Department and shall be completed in full. The application must be deemed complete and all required fees, as set forth in § 315-4, be paid prior to review.
- C. Any and all permits approved by the City shall be declared null and void if the tree removal is not completed within a reasonable time, not to exceed 12 months after permit issuance. In no case will the permit be valid for more than 12 months. Permits not used within this period will require a new application and the payment of new fees. For purposes of this section, a permit shall no longer be valid when the work authorized by the permit is completed.

§ 315-4 Fees.

- A. Application.
 - 1. The applicant, at time of filing the application with the Municipal Officer, shall pay the application fee of \$5 per tree for single-family residential lots, with a maximum fee of \$100 per lot. For all other applications, the fee shall be \$150 for the removal of five or fewer trees or \$150, plus \$25 for each tree removed over five trees. No application shall be considered without the payment of the required fees.
 - 2. The replacement fee will be at the applicant's expense.

§ 315-5 Tree Replacement Requirements.

- 1. Within a five-year period, any person who removes one or more street tree(s) with a DBH of 2.5" or more, unless exempt under Section IV, shall be subject to the requirements of the Tree Replacement Requirements Table below.
- 2. For applicants, other than "Homeowners":
Within a five-year period, any person, other than a homeowner, who removes one or more tree(s) with a DBH of 6" or more per acre, unless exempt under Section IV, shall be subject to the requirements of the Tree Replacement Requirements Table below.

3. For Homeowner applicants:
Within a five-year period, any person that removes more than three (3) trees per acre that fall into categories 1, 2, or 3, combined, or anyone (1) tree in categories 4 or 5 in the Tree Replacement Requirements table below, unless exempt under Section IV, shall be subject to the requirements of the Tree Replacement Requirements Table below.
4. Replacement tree types:
The species type and diversity of replacement trees shall be in accordance with the City of Garfield's tree list distributed at the time of the issuance of the removal permit taking into account the "Right Tree Right Place" guidelines. In cases where the planting of a new tree(s) in place of the one removed would not be suitable for the particular site prescribed, due to the size of the site or location of other trees or be found to prevent the necessary and reasonable use of a street, sidewalk or abutting property, the City may release the applicant from the requirement of planting a new tree, as per § 315-6.
5. Replacement trees prohibited.
Exotic invasive species shall not be used as replacement trees as identified in the New Jersey Invasive Species Strike Team's "Do Not Plant List" at the time of the application.
6. Replacement tree(s) shall meet the Required Actions in Table below, and shall be planted within twelve (12) months of the date of removal of the original tree(s). Replacement tree(s) shall be monitored by the applicant for a period of two (2) years to ensure their survival and shall be replaced as needed within twelve (12) months. Trees planted in temporary containers or pots do not count towards tree replacement requirements.

Tree Replacement Requirements Table:

Category	Tree Removed (DBH)	Required Action
1	DBH of 2.5" (for street trees) or 6" (for other trees) to 12.99"	Replant 1 tree in accordance with Appendix A, with a minimum DBH of 1.5" for each tree removed
2	DBH of 13" to 22.99"	Replant 2 trees in accordance with Appendix A, with minimum DBHs of 1.5" for each tree removed
3	DBH of 23" to 32.99"	Replant 3 trees with minimum DBHs of 1.5" for each tree removed
4	DBH of 33" or greater	Replant 4 trees with minimum DBHs of 1.5" for each tree removed
5	Tree of Significance*	Replant 5 trees with minimum DBHs of 1.5" for each tree removed

*Tree of Significance removals shall be approved by the Building Department.

§ 315-6 Replacement Alternatives.

1. If the municipality determines that some or all required replacement trees cannot be planted on the property where the tree removal activity occurred, then the applicant shall do one of the following:
 - a. Plant replacement trees in a separate area(s) approved by the municipality.
 - b. Pay a fee of \$100 per tree removed. This fee shall be placed into a fund dedicated to tree planting.

§ 315-7 Exemptions.

All persons shall comply with the tree replacement standard outlined above, except in the following cases. Proper justification shall be provided, in writing, to the municipality by all persons claiming an exemption that may include photos and/or statements from a licensed tree expert or arborist:

- A. Clearing, cutting, and/or removal of trees which is necessary to service, maintain, or ensure the continued safe use of a lawfully existing structure, right-of-way, field, park, and/or garden.
- B. Tree farms in active operation, nurseries, fruit orchards, and garden centers;
- C. Properties used for the practice of silviculture under an approved forest stewardship or woodland management plan;
- D. Any trees removed pursuant to a New Jersey Department of Environmental Protection (NJDEP) or U.S. Environmental Protection Agency (EPA) approved environmental clean-up, or NJDEP approved habitat enhancement plan;
- E. Approved game management practices, as recommended by the State of New Jersey Department of Environmental Protection, Division of Fish, Game and Wildlife;
- F. Nuisance trees may be removed with no fee or replacement requirement.

§ 315-8 Enforcement.

This ordinance shall be enforced by the Property Maintenance and/or the Building Department of the City of Garfield during the course of ordinary enforcement duties.

§ 315-9 Violations and Penalties.

Any person(s) who is found to be in violation of the provisions of this ordinance shall be subject to a fine of \$250 or may be required to plant additional trees in lieu of a fine. The removal of a tree of significance is not subject to a fine limit.

Section 2. Severability.

Each section, subsection, sentence, clause, and phrase of this Ordinance is declared to be an independent section, subsection, sentence, clause, and phrase, and finding or holding of any such portion of this Ordinance to be unconstitutional, void, or ineffective for any cause or reason shall not affect any other portion of this Ordinance.

Section 3. Effective Date.

This Ordinance shall be in full force and effect from and after its adoption and any publication as may be required by law.

ATTEST: _____

Erin Delaney, MPA, RMC, CMC

City Manager/City Clerk

Introduced: February 27, 2024

Adopted: March 12, 2024

APPROVED: _____

Richard Rigoglioso, Mayor

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-129-24**

CONSENT AGENDA

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

APPROVAL OF BILLS LIST

BE IT RESOLVED by the City Council of the City of Garfield that the Current Reserve totaling \$16,976.10 and the Current Fund totaling \$3,212,646.15 and the Water Reserve totaling \$0.00 and the Current Year Water Utility totaling \$81,294.67 and the General Capital Fund totaling \$31,891.31 and the Water Capital Fund totaling \$0.00 and Grants totaling \$300.00 and the Trust Accounts totaling \$1,469.76 and Developer’s Escrow totaling \$3,270.00 per attached Computer List, dated March 12, 2024 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 attached Ratification List, totaling \$2,420.119.25 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

March 11, 2024
Dated

APPROVED: March 12, 2024

Richard Rigoglioso, Mayor

ATTEST: _____
Erin Delaney, MPA, RMC, CMC
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 Work Session Meeting held on the 12th day of March 2024. Signed and sealed before me.

Erin Delaney, MPA, RMC, CMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-130-24**

CONSENT AGENDA

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

**AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH
ANGELS CONTRACTORS**

WHEREAS, the City of Garfield desires to employ a company for grounds maintenance; and

WHEREAS, quotes were solicited and walk-throughs were conducted for any interested parties; and

WHEREAS, three companies submitting quotes as follows:

Angels Contractors	\$23,184.22
DFlo	\$31,250.00
Mirabella Landscape Contractors Co.	\$28,400.00

NOW, THEREFORE, BE IT RESOLVED that the City Council wishes to appoint Angels Contractors and that the City Manager/City Clerk be and is hereby authorized to enter into a contract with Angels Contractors for the year 2024 in an amount not to exceed \$23,184.22 to be paid out of account 4-01-26-310-310-024.

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

March 11, 2024
Dated

APPROVED: March 12, 2024

Richard Rigoglioso, Mayor

ATTEST: _____
Erin Delaney, MPA, RMC, CMC
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 Work Session Meeting held on the 12th day of March 2024. Signed and sealed before me.

Erin Delaney, MPA, RMC, CMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-131-24**

CONSENT AGENDA

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

**AUTHORIZING A PROFESSIONAL SERVICES AGREEMENT WITH THE CITY
ENGINEER FOR ENGINEERING DESIGN SERVICES FOR THE BANTA AVENUE
IMPROVEMENTS PROJECT**

WHEREAS, the City of Garfield is desirous of undertaking the Banta Avenue Improvements (Prospect Street to Midland Avenue); and

WHEREAS, the City Engineer, Boswell Engineering, has submitted a proposal to provide design and bid services for the Banta Avenue Improvements;

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the City of Garfield hereby approve the City Engineer, Boswell Engineering, to prepare the project bid and design documents for the above referenced improvements for a fee not to exceed \$105,900.00 to be paid out of account: C-04-55-243-024-301.

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

March 11, 2024
Dated

APPROVED: March 12, 2024

Richard Rigoglioso, Mayor

ATTEST: _____
Erin Delaney, MPA, RMC, CMC
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 Work Session Meeting held on the 12th day of March 2024. Signed and sealed before me.

Erin Delaney, MPA, RMC, CMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-132-24**

CONSENT AGENDA

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

AUTHORIZING PAYMENT OF PAYMENT REQUISITION NO. 13 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. 13 in the amount of \$111,906.20; and

WHEREAS, the City’s Engineering firm recommends the payment of Requisition No. 13 in the amount of \$111,906.20 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 \$111,906.20 to Creamer-Sanzari – A Joint Venture for services rendered in connection with this project to be paid out of account C-04-55-999-000-963.

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

March 11, 2024
Dated

APPROVED: March 12, 2024

Richard Rigoglioso, Mayor

ATTEST: _____
Erin Delaney, MPA, RMC, CMC
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 Work Session Meeting held on the 12th day of March 2024. Signed and sealed before me.

Erin Delaney, MPA, RMC, CMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-133-24**

CONSENT AGENDA

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

APPROVING LAUNDROMAT LICENSE

WHEREAS, NYC Linen, LLC, 18 Plauderville Avenue, filed an application for a laundromat license for the year 2024; 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 NYC Linen, LLC Jupiter North, LLC 18 Plauderville Avenue, Garfield, New Jersey 07026 for the year 2024.

APPROVED: March 12, 2024

Richard Rigoglioso, Mayor

ATTEST: _____
Erin Delaney, MPA, RMC, CMC
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 Work Session Meeting held on the 12th day of March 2024. Signed and sealed before me.

Erin Delaney, MPA, RMC, CMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-134-24**

CONSENT AGENDA

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

APPROVAL OF 2024 VEHICLE SALES BUSINESS LICENSES

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 2024 described in application, duly filed:

Sudol Auto Sales 1 Belmont Avenue Garfield, NJ 07026	\$ 365.00
Joe Dee's Auto Body Inc. 9 Marsellus Place Garfield, NJ 07026	\$ 365.00

APPROVED: March 12, 2024

Richard Rigoglioso, Mayor

ATTEST: _____
Erin Delaney, MPA, RMC, CMC
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 Work Session Meeting held on the 12th day of March 2024. Signed and sealed before me.

Erin Delaney, MPA, RMC, CMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-135-24**

CONSENT AGENDA

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

**AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH THE
COUNTY OF BERGEN, BERGEN COUNTY OPEN SPACE – GARFIELD LITTLE
LEAGUE FIELD IMPROVEMENTS**

BE IT RESOLVED, that the Mayor and Council of the City of Garfield wish to enter into a Bergen County Trust Fund Project Contract (“Contract”) with the County of Bergen for the purpose of using a \$144,447.00 matching grant award from the 2022 Funding Round of the Bergen County Open Space, Recreation, Floodplain Protection, Farmland & Historic Preservation Trust Fund (“Trust Fund”) for the municipal park project entitled Little League Field Improvements; and

BE IT FURTHER RESOLVED, that the Mayor and Council hereby authorizes City Manager Erin Delaney to be a signatory to the aforesaid Contract; and

BE IT FURTHER RESOLVED, that the Mayor and Council hereby acknowledge that, in general, the use of this Trust Fund grant towards this approved park project must be completed by or about November 29, 2025; and

BE IT FURTHER RESOLVED, that the Mayor and Council acknowledge that the grant will be disbursed to the municipality as a reimbursement upon submittal of certified Trust Fund payment and project completion documents and municipal vouchers, invoices, proofs of payment, and other such documents as may be required by the County in accordance with the Trust Fund’s requirements; and

BE IT FURTHER RESOLVED, that the Mayor and Council acknowledge that the grant disbursement to the municipality will be equivalent to fifty (50) percent of the eligible construction costs incurred (not to exceed total grant award) applied towards only the approved park improvements identified in the aforesaid Contract in accordance with the Trust Fund’s requirements. Professional Services Costs may be reimbursed from grant award’s unexpended balance, should there be a balance.

APPROVED: March 12, 2024

Richard Rigoglioso, Mayor

ATTEST: _____
Erin Delaney, MPA, RMC, CMC
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 Work Session Meeting held on the 12th day of March 2024. Signed and sealed before me.

Erin Delaney, MPA, RMC, CMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-136-24**

CONSENT AGENDA

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

AUTHORIZING 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 Friday, March 22, 2024, 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 Peter James Cardona and Leidys Senith Palacin Gonzales;

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 Peter James Cardona and Leidys Senith Palacin Gonzales; 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.

APPROVED: MARCH 12, 2024

Richard Rigoglioso, Mayor

ATTEST: _____
Erin Delaney, MPA, RMC, CMC
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 Work Session Meeting held on the 12th day of March 2024. Signed and sealed before me.

Erin Delaney, MPA, RMC, CMC
City Manager/City Clerk

Dated

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-137-24**

CONSENT AGENDA

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

RESOLUTION TO ACCEPT 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-129-24 through R-137-24 be and are hereby approved and the proper officers are directed to take necessary action on same.

APPROVED: March 12, 2024

Richard Rigoglioso, Mayor

ATTEST: _____
Erin Delaney, MPA, RMC, CMC
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 Work Session Meeting held on the 12th day of March 2024. Signed and sealed before me.

Erin Delaney, MPA, RMC, CMC
City Manager/City Clerk

Dated

Garfield Boys & Girls Club RFP Proposal:

Discussion took place regarding the City's RFP for Miscellaneous Recreation Services, to which one response was received from the Boys and Girls Club to assume the responsibility of their aftercare and summer camp. The proposal would take effect in September 2024 and the Boys and Girls Club would be willing to hire any City part-time staff that meets their background check requirements. The Mayor and Council reviewed how a shared service works and why it is encouraged on the state level. Part-time employees from the Recreation were in attendance and raised questions regarding the process, capacity for the Boys and Girls Club to employ City staff, timing, etc. It was emphasized that the City is looking to enhance programming for youth and their parents by joining resources so that more can be accomplished in other formats, such as additional community events and new programming. Ms. Delaney noted that she would keep the staff informed of any new updates. The Mayor and Council requested that Ms. Delaney begin discussions with the CEO of the Boys and Girls Club regarding what the agreement would entail in more detail.

SC Vistula – 20th Century Field Discussion:

Discussion continued from the January Work Session with SC Vistula regarding their interest in contributing financial resources for a turf field at 20th Century Field. SC Vistula noted that they would be able to contribute approximately \$1 million to such a project, which would be a shared use, multi-purpose field. They also stated that their use would be required on weekends for games and 6-10PM on weekdays. The Mayor and Council stated that they would need to discuss priorities and scheduling concerns, as the project will be significantly over \$1 million. They also suggested that SC Vistula look into Dolphine Park as it has more flexibility as far as scheduling.

Reports of the Cabinet and City Council:

Engineer's Report:

Mr. Boswell provided a brief overview of the status of ongoing projects throughout the City.

City Council Report:

Deputy Mayor Delaney requested that the Spring Street park be open to the public throughout the day as a result of the damages being incurred to City fencing and any liability should anyone get hurt trying to "hop" the fence. The Mayor and Council concurred with his suggestion. City Manager/City Clerk Delaney advised that there is still a permitting requirement for use of the field. Deputy Mayor Delaney also requested that the opportunity to sponsor a Veterans banner be included in the first quarter newsletter. He then discussed a City-sponsored clean-up day, to which the Governing Body selected April 27th.

Mayor Rigoglioso shared that he would like to have a time capsule installed at Columbus Park since it is currently under construction. He requested that the Mayor and Council each submit an item to include in the capsule.

Councilwoman Banch inquired about handicap parking regulations.

The Governing Body discussed honoring women in March who have made an impact on the community in light of Women's History Month.

Report of the City Manager:

Discussion:

1. **Congressional Appropriation Request FY24** – City Manager/City Clerk Delaney recommended that the City apply for additional lead line replacements for the FY24 Congressional Appropriation Request. Mayor Rigoglioso inquired if the City could apply for park improvements, however, Ms. Delaney noted that the approved projects should be related to infrastructure improvements. The Mayor and Council agreed with her recommendation.

2. **YMCA Wellness Day** – City Manager/City Clerk Delaney shared that Ms. Gallagher of the YMCA inquired with the Mayor about City responsibilities to the upcoming Wellness Day/5K event. She noted that the City, as an annual courtesy, covers the police staffing for the 5K. However, with the zero percent tax increase and requirement for outside organizations to cover the costs of City staff, she noted that this would be the extent of their contributions. Discussion ensued regarding the use of City restrooms and permitting their use at special events. Ms. Delaney advised that she would like the attorney to draft an agreement for outside organizations to sign for such cases where the organization using the facilities would be responsible for any damages incurred.
3. **Senior Center Water Heater** – City Manager/City Clerk Delaney shared that the water heater at the Senior Center is in need of replacement. She noted that there are two options that she sent the County and that she would work with the County in hopes that they would cover the cost of the replacement.
4. **Events Committee Bronze Statue** – City Manager/City Clerk Delaney reviewed correspondence sent by Marie Marx of the Events Committee as they are interested in obtaining a bronze Boilermaker statue. Ms. Delaney stated that grant funds do not typically cover the costs of new statues, but rather there are occasionally opportunities to preserve historical statues. She noted that she suggested fundraising for such a project, however, the Mayor and Council was not interested in pursuing this at this time.
5. **Master Plan** – City Manager/City Clerk Delaney advised that the City must meet the statutory requirement and complete its Master Plan update this year. The proposal received totals \$45,000.00. She said that the zero percent tax increase will remain the same, however, a budget amendment must be approved. Ms. Delaney also shared that this cost will make the 2024 budget even tighter.

Resolution:

1. **Affordable Housing State Opposition Resolution:** City Manager/City Clerk Delaney stated that several municipalities have adopted a resolution opposing recent changes to affordable housing requirements. She requested that the City Attorney review such changes. The Mayor and Council elected to not adopt a resolution either in support or opposition.

Ordinance:

1. **Trash/Refuse (Bars/Restaurant Recycling):** City Manager/City Clerk Delaney stated that the DPW Superintendent recommended that the Mayor and Council consider adopting an ordinance that would require bars/restaurants to obtain their own private service for recycling due to the amounts that are collected and conditions of how their recycling is placed for pick-up. The Mayor and Council elected to not move forward with such an ordinance at this time.
2. **Pet Store Ordinance:** City Manager/City Clerk Delaney reviewed an e-mail that was sent to the entire Governing Body, as well as herself, that included a request to adopt regulations regarding pet stores. The Mayor and Council elected to not move forward with such an ordinance at this time.

Departmental Reports:

1. **Clerk's Office February 2024** – No discussion ensued.
2. **Building Department February 2024** – No discussion ensued.
3. **Recreation Department February 2024** – No discussion ensued.
4. **Millennium Strategies through February 2024** – No discussion ensued.
5. **Tax Department 2023 Annual Report** – No discussion ensued.

Adjournment:

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

Respectfully submitted,

Erin Delaney, MPA, RMC, CMC
City Manager/City Clerk

These meeting minutes were approved at the April 9, 2024 Work Session Meeting of the Mayor & Council.