

**REGULAR MEETING
OF THE
GARFIELD MAYOR AND COUNCIL
September 24, 2024
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 24, 2024 at 6:11PM in the Council Chambers of the Municipal Building, 111 Outwater Lane, Garfield, New Jersey. On Roll Call present members were: Councilmembers Maslag, Herrera, & Banch, Deputy Mayor Delaney, and Mayor Rigoglioso. Also present were City Manager/City Clerk Delaney, City Attorney John Tuntevski, and City Engineer Kevin Boswell.

2. 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 8, 2024 and published on January 11, 2024.

3. ROLL CALL:

4. FLAG SALUTE:

5. APPROVAL OF MINUTES:

A motion was made by Deputy Mayor Delaney and seconded by Councilwoman Banch to approve the September 10, 2024 Work Session meeting minutes. The motions carried unanimously.

6. POLICE DEPARTMENT SWEARING-IN CEREMONY:

Swearing in ceremonies were held for the promotions of Lieutenants Bielski & Amos and Sergeants Lio & Pozo.

Following the swearing-in ceremonies, the Mayor and Council shared their congratulatory remarks and best wishes.

7. ORDINANCES:

SECOND READING

R-387-24

Introduce Ord. #3039

AN ORDINANCE REPEALING AND REPLACING PART II, GENERAL LEGISLATION, CHAPTER 95, BICYCLES, OF THE REVISED GENERAL ORDINANCES OF THE CITY OF GARFIELD

R-388-24

Introduce Ord. #3040

AN ORDINANCE TO AMEND PART II, GENERAL LEGISLATION, CHAPTER 242, PROPERTY MAINTENANCE, OF THE REVISED GENERAL ORDINANCES OF THE CITY OF GARFIELD

R-389-24

Introduce Ord. #3041

BOND ORDINANCE TO AUTHORIZE THE UNDERTAKING OF VARIOUS IMPROVEMENTS TO COLUMBUS PARK, IN, BY AND FOR THE CITY OF GARFIELD, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$550,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS

R-390-24

Introduce Ord. #3042

BOND ORDINANCE TO AUTHORIZE THE UNDERTAKING OF FAÇADE AND ROOF IMPROVEMENTS AT FIRE HOUSE NO. 2 IN, BY AND FOR THE CITY OF GARFIELD, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$535,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS

R-391-24

Introduce Ord. #3043

BOND ORDINANCE TO AUTHORIZE THE UNDERTAKING OF NEIGHBORHOOD PRESERVATION PROGRAM IMPROVEMENTS ALONG THE PASSAIC STREET CORRIDOR (PHASE IV) IN, BY AND FOR THE CITY OF GARFIELD, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$170,000 TO PAY THE COST THEREOF, TO APPROPRIATE A STATE GRANT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS

R-392-24

Introduce Ord. #3044

BOND ORDINANCE TO AUTHORIZE THE REPLACEMENT OF LEAD WATER SERVICE LINES ALONG HARRISON AVENUE AND MACARTHUR AVENUE IN, BY AND FOR THE WATER UTILITY OF THE CITY OF GARFIELD, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$3,000,000 TO PAY THE COST THEREOF, TO APPROPRIATE A FEDERAL GRANT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS

R-393-24

Introduce Ord. #3045

BOND ORDINANCE TO AUTHORIZE THE UNDERTAKING OF THE PROSPECT STREET WATER MAIN REPLACEMENT PROJECT IN, BY AND FOR THE WATER UTILITY OF THE CITY OF GARFIELD, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$1,340,000 TO PAY THE COST THEREOF, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS

8. CONSENT AGENDA:

- R-394-24 Approval of Bills List
- R-395-24 Acknowledging Anniversary of iLearn Schools
- R-396-24 Authorizing Boswell Engineering to Perform LSRP Services for River Drive Phase 2 (Former Kalama Parcel, Block 50.02, Lot 1) Required by the New Jersey Department of Environmental Protection (NJDEP)
- R-397-24 Authorizing the Payment of Payment Requisition No. 20 (GAR 2024-07) to National Metering Services, Inc., for Services Rendered in Connection with the Water Meter Replacement Program Phase 2
- R-398-24 Authorizing the Payment of Payment Requisition No. 2 to Montana Construction for Services Rendered in Connection with Heavy Cleaning and Televising of 240' of 15/24" VCP/PCP Storm Pipe – Lanza Avenue and Prospect Street Due to Flooding
- R-399-24 Authorizing the Renewal of a Contract for Body Worn Cameras for the City of Garfield Police Department
- R-400-24 Approving Refund of Developer's Escrow
- R-401-24 Approving Refund of Developer's Escrow
- R-402-24 Authorizing Payment of Payment Requisition No. 19 to Creamer-Sanzari, A Joint Venture for Construction Services Provided in Connection with River Drive Improvements & Passaic River Bikeway (Phase 2)
- R-403-24 Approving Change Order for Installation of the Fitness Equipment for the Columbus Park Improvements Project
- R-404-24 Requesting Approval of Items of Revenue and Appropriation NJSA 40A:4-87
- R-405-24 Requesting Approval of Items of Revenue and Appropriation NJSA 40A:4-87
- R-406-24 Re-naming Columbus Park Honoring the History of the City of Garfield and Officially Naming the Park "Champion Park"
- R-407-24 Approving Handicap Parking Space
- R-408-24 Approving Handicap Parking Space
- R-409-24 Approving Handicap Parking Space
- R-410-24 Approving Resignation Active Member – Fire Department
- R-411-24 Approving Junior Member – Fire Department
- R-412-24 Approval of Fee Waiver for City-Wide Garage Sale Participants
- R-413-24 Resolution to Approve the Consent Agenda

9. APPROVAL OF 2023 AUDIT

- R-414-24 Approve Annual Municipal Audit Report for the Year 2023

10. PUBLIC HEARING:

11. MAYOR & COUNCIL REPORTS:

12. ADJOURNMENT:

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

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-387-24**

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

**INTRODUCE ORDINANCE #3039
SECOND READING**

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

AN ORDINANCE REPEALING AND REPLACING PART II, GENERAL LEGISLATION, CHAPTER 95, BICYCLES, OF THE REVISED GENERAL ORDINANCES OF THE CITY OF GARFIELD

was introduced and passed at a meeting held on Tuesday, September 10, 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: SEPTEMBER 24, 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 a Regular Meeting held on the 24th day of September 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.: 3039**

AN ORDINANCE REPEALING AND REPLACING PART II, GENERAL LEGISLATION, CHAPTER 95, BICYCLES, OF THE REVISED GENERAL ORDINANCES OF THE CITY OF GARFIELD

WHEREAS, the proper operation and use of bicycles throughout the City of Garfield is important to the safety of both bicyclists and pedestrians; and

WHEREAS, bicycles being locked to poles and/or posts owned or leased by a public authority in the City of Garfield has created concerns about property damage; and

WHEREAS, the Mayor and Council finds it is in the best interest of the citizens of the City of Garfield to address the safety and risk to persons and property through the improper use of bicycles;

NOW, THEREFORE, BE IT ORDAINED by the Governing Body of the City of Garfield that Part II, General Legislation, Chapter 95, Bicycles, is hereby repealed and replaced as follows:

Section 1. The Governing Body of the City of Garfield hereby amends Part II, General Legislation, to include Chapter 95, as follows:

§ 95 BICYCLES.

§ 95.1 Definitions.

As used in this section:

BICYCLE

Means a vehicle propelled solely by human power through a chain belt or gears that has at least one (1) wheel more than fourteen (14) inches in diameter.

EARPHONES

Means any headset, radio, tape player, or other similar device which is designed to provide the listener with radio programs, music, or other recorded information through a device which covers all or a portion of both ears.

LANE

Means the portion of roadway used for the movement of a single line of vehicles. Unless otherwise indicated by traffic control devices every undivided roadway on which lanes are not marked or on which the only pavement marking is a centerline shall be deemed to be a two-lane street with one (1) lane open for vehicular travel in each direction separated by the centerline. The marked or unmarked portion of a street on which parking is permitted is not a separate lane for vehicular travel but is a parking lane.

PATH

Means a way publicly maintained that has been designated for use by bicycles only or by bicycles and pedestrians by a traffic control device or other sign or by regulation and that is separated from the roadway for other vehicular traffic by open space, a curb or another barrier.

SAFE, SAFELY and IN SAFETY

Means: a. without hazard to person or property; b. without in any way interfering with, impeding, hindering, obstructing or taking the right-of-way from any other vehicle or pedestrian; c. in an attentive, careful, and prudent manner; and d. at a speed such that recovery from errors in judgment is possible.

§ 95.2 Application of Traffic Laws to Bicycles.

Every person driving a bicycle has all of the rights and duties applicable to the driver of any other vehicle under this title except as modified by this section.

§ 95.3 Required Method of Riding Bicycle.

- a. No person driving a bicycle shall ride other than astride a permanent and regular seat attached thereto.
- b. No bicycle shall be used by either the driver or any passenger to carry more persons than the number for which it is designed or equipped.
- c. An adult riding on a bicycle may carry a child securely attached to the person in a backpack or sling.

§ 95.4 Carrying Articles Restricted.

Every person driving a bicycle shall keep at least one (1) hand on the handlebars at all times and shall not carry any package, bundle or article that obstructs the driver's vision or prevents the use of both hands in the control and operation of the bicycle.

§ 95.5 Bicycle to Be Driven to Right.

Every person driving a bicycle upon a roadway at a speed so slow as to impede or block the normal and legal forward movement of traffic proceeding immediately behind such bicycle shall drive within the right four (4) feet of the right-hand through lane of the roadway, except under any of the following conditions:

- a. When driving in a bike lane;
- b. When preparing for a left turn;
- c. When reasonably necessary for safety because of debris or other obstruction on or a defect in the surface of the pavement, but the bicyclist shall continue to drive as close to the right side of the roadway as is practicable;
- d. When overtaking and passing on the left of another vehicle; and
- e. On a one-way street, when driving in the left four (4) feet of the left-hand through lane.

A bicycle may be driven on a paved shoulder if such driving does not violate any section of this chapter for passing or direction of travel.

§ 95.6 Bicycle in Crosswalk.

Persons driving bicycles across a roadway upon and along a crosswalk from a sidewalk or path have all the duties applicable to pedestrians under the same circumstances and similarly have such rights, but only if the approach and entry into the roadway are made at a speed no greater than an ordinary walk so that other drivers may anticipate the necessity to yield when required.

§ 95.7 Bicycle Headlight and Reflector Required.

- a. No person shall drive a bicycle between sunset and sunrise unless it is equipped with a red rear reflector mounted on the bicycle so located and of sufficient size and reflectivity to be visible for five hundred (500) feet to the rear when directly in front of lawful lower beams of headlamps on a motor vehicle.
- b. No person shall drive a bicycle between sunset and sunrise or at any other time when, due to insufficient light or unfavorable atmospheric conditions, persons and

vehicles are not clearly discernible at a distance of one thousand (1,000) feet ahead, unless it is equipped with a lamp mounted on the front of the bicycle and emitting a white light visible from a distance of at least five hundred (500) feet to the front.

§ 95.8 Bicycle Parking.

- a. No person shall park a bicycle in such a way as to:
 - 1. Cause an obstruction to or impede the flow of traffic or of pedestrians on public or private sidewalks;
 - 2. Hinder or restrict access to handrails or ramps;
 - 3. Lock the bicycle to a tree or fire hydrant;
 - 4. Park on a roadway except in an area designated for bicycle parking; or
 - 5. Leave the bicycle locked to a pole or post owned or leased by a public authority.
- b. Persons stopping or parking bicycles shall obey all the provisions of this chapter regulating those activities on roadways, but are exempt from other provisions of this chapter unless specifically mentioned, notwithstanding their status as vehicles.

§ 95.9 Bicycle Parking. Abandonment of bicycles, generally.

- (1) It shall be unlawful for any person to abandon any bicycle within the City.
 - (2) A bicycle may be deemed abandoned by the City if:
 - (a) It has been parked for a period of seven or more consecutive calendar days in the same location; or
 - (b) It appears visually to be in a state of prolonged disuse such that it has deflated tires, a rusted chain, accumulated leaves and debris associated with it, bent or missing wheels, bent handlebars, or other missing parts; or
 - (c) Seventy-five percent or more of the bicycle is rusted; or
 - (d) It is parked, placed or left on a roadway or in any public right-of-way in violation of this chapter; or
 - (d) It is found in any other condition in which a bicycle would be deemed to be abandoned.
- (3) In the event that a bicycle is deemed to be abandoned by the City's Police Department, or relevant Official, the Department shall have the authority to remove, seize, impound and/or dispose of same in accordance with the law.

§ 95.10 Violations; Penalties.

Any person, firm or corporation violating any provisions of this section, or any supplement to, shall, upon conviction, be punished by a fine not to exceed two hundred (\$200.00) dollars at the discretion of the court.

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: September 10, 2024

Adopted: September 24, 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-388-24**

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

**INTRODUCE ORDINANCE #3040
SECOND READING**

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

**AN ORDINANCE TO AMEND PART II, GENERAL LEGISLATION, CHAPTER 242,
PROPERTY MAINTENANCE, OF THE REVISED GENERAL ORDINANCES OF THE
CITY OF GARFIELD**

was introduced and passed at a meeting held on Tuesday, September 10, 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: SEPTEMBER 24, 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 a Regular Meeting held on the 24th day of September 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.: 3040**

AN ORDINANCE TO AMEND PART II, GENERAL LEGISLATION, CHAPTER 242, PROPERTY MAINTENANCE, OF THE REVISED GENERAL ORDINANCES OF THE CITY OF GARFIELD

WHEREAS, pursuant to N.J.S.A. 40:48-2.12f, municipalities have been given the authority to adopt an ordinance to provide that the municipality, by resolution of its governing body, may abate a nuisance, correct a defect, or put a premise in proper condition so as to comply with the requirements of any municipal ordinance or State law applicable thereto;

WHEREAS, pursuant to N.J.S.A. 40:48-2.12f, such actions may be performed at the cost of the owner or the lessor, and the City may expend municipal funds for such purpose and charge the same against the premises;

WHEREAS, the Governing Body of Garfield has concern as to the quality of life in the City and believes it is in the best interest of the City of Garfield to amend Part II, General Legislation, Chapter 242, Property Maintenance, 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, Part II, General Legislation, Chapter 221 is repealed and replaced as follows:

Section 1. Part II, General Legislation, Chapter 242, Property Maintenance, is amended to include as follows:

Chapter 242 Property Maintenance

ARTICLE V Abatement and Municipal Lien

§ 242-16 Abatement by City.

If the owner or person in control of the premises, upon being notified as provided by § 242-4, does not comply with the notice demanding abatement of any violation within the time specified and fails to remove, abate or otherwise cure the violation, the Public Enforcement Officer, in addition to any other lawful remedy, may certify to the governing body that such a violation exists and seek that the City cause the abatement of such violations and charge the cost of the same to the property.

§ 242-16 Recovery of costs.

A. Based upon such certification of the Public Enforcement Officer, the governing body, if it finds that the violation is detrimental to the public health and general welfare, may adopt a resolution: 1) authorizing the abatement of the violations by or on behalf of the City; 2) charging the costs reasonably incurred in such abatement as a municipal lien on that property pursuant to N.J.S.A. 40:48-2.14 and 40:48-2.27; and 3) authorizing Collector of Taxes to charge all of those costs in addition to the real property taxes assessed upon the said property and to collect the same, together with interest and penalties at the same rates, in the normal course of tax collection.

B. Regardless of how costs are actually recovered, they shall be in addition to, and shall not affect the imposition of, any penalties for the violation of this chapter or any other chapter of the City code.

Section 2. Any other chapter of the City Code that conflicts with this amendment is hereby repealed to the extent of the conflict;

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

ATTEST: _____

Erin Delaney, MPA, RMC, CMC

City Manager/City Clerk

Introduced: September 10, 2024

Adopted: September 24, 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-389-24**

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

**INTRODUCE ORDINANCE #3041
SECOND READING**

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

BOND ORDINANCE TO AUTHORIZE THE UNDERTAKING OF VARIOUS IMPROVEMENTS TO COLUMBUS PARK, IN, BY AND FOR THE CITY OF GARFIELD, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$550,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS

was introduced and passed at a meeting held on Tuesday, September 10, 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: SEPTEMBER 10, 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 a Regular Meeting held on the 24th day of September 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.: 3041**

BOND ORDINANCE TO AUTHORIZE THE UNDERTAKING OF VARIOUS IMPROVEMENTS TO COLUMBUS PARK, IN, BY AND FOR THE CITY OF GARFIELD, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$550,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS

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

Section 1. The City of Garfield, in the County of Bergen, State of New Jersey (the "City") is hereby authorized to undertake various improvements to Columbus Park, in, by and for the City. Said improvements shall include all work, materials and appurtenances necessary and suitable therefor.

Section 2. The sum of \$550,000 is hereby appropriated to the payment of the cost of making the improvements described in Section 1 hereof (hereinafter referred to as "purpose"). Said appropriation shall be met from the proceeds of the sale of the bonds authorized and the down payment appropriated by this ordinance. Said improvements shall be made as general improvements and no part of the cost thereof shall be assessed against property specially benefited.

Section 3. It is hereby determined and stated that (1) said purpose is not a current expense of the City, and (2) it is necessary to finance said purpose by the issuance of obligations of the City pursuant to the Local Bond Law (Chapter 2 of Title 40A of the New Jersey Statutes Annotated, as amended; the "Local Bond Law"), and (3) the estimated cost of said purpose is \$550,000, and (4) \$26,200 of said sum is to be provided by the down payment hereinafter appropriated to finance said purpose, and (5) the estimated maximum amount of bonds or notes necessary to be issued for said purpose is \$523,800, and (6) the cost of such purpose, as hereinbefore stated, includes the aggregate amount of \$30,000, which is estimated to be necessary to finance the cost of such purpose, including architect's fees, accounting, engineering and inspection costs, legal expenses and other expenses, including interest on such obligations to the extent permitted by Section 20 of the Local Bond Law.

Section 4. It is hereby determined and stated that moneys exceeding \$26,200, appropriated for down payments on capital improvements or for the capital improvement fund in budgets heretofore adopted for the City, are now available to finance said purpose. The sum of \$26,200 is hereby appropriated from such moneys to the payment of the cost of said purpose.

Section 5. To finance said purpose, bonds of the City of an aggregate principal amount not exceeding \$523,800 are hereby authorized to be issued pursuant to the Local Bond Law. Said bonds shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law. All matters with respect to said bonds not determined by this ordinance shall be determined by resolutions to be hereafter adopted.

Section 6. To finance said purpose, bond anticipation notes of the City of an aggregate principal amount not exceeding \$523,800 are hereby authorized to be issued pursuant to the Local Bond Law in anticipation of the issuance of said bonds. In the event that bonds are issued pursuant to this ordinance, the aggregate amount of notes hereby authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount of outstanding bonds and notes issued pursuant to this ordinance shall at any time exceed the sum first mentioned in this section, the moneys raised by the issuance of said bonds shall, to not less than the amount of such excess, be applied to the payment of such notes then outstanding.

Section 7. Each bond anticipation note issued pursuant to this ordinance shall be dated on or about the date of its issuance, shall be payable not more than one year from its date, shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law and may be renewed from time to time pursuant to and within the limitations prescribed by the Local Bond Law. Each of said bond anticipation notes shall be signed by the Mayor and by a financial officer and shall be under the seal of the City and attested by the City Clerk or Deputy City Clerk. Said officers are hereby authorized to execute said notes in such form as they may adopt in conformity with law. The power to determine any matters with respect to said notes not determined by this ordinance, and also the power to sell said notes, is hereby delegated to the Chief Financial Officer who is hereby authorized to sell said notes either at one time or from time to time in the manner provided by law.

Section 8. It is hereby determined and declared that the period of usefulness of said purpose, according to its reasonable life, is a period of fifteen years computed from the date of said bonds.

Section 9. It is hereby determined and stated that the Supplemental Debt Statement required by the Local Bond Law has been duly made and filed in the office of the City Clerk of the City, and that such statement so filed shows that the gross debt of the City, as defined in Section 43 of the Local Bond Law, is increased by this ordinance by \$523,800 and that the issuance of the bonds and notes authorized by this ordinance will be within all debt limitations prescribed by said Local Bond Law.

Section 10. Any funds received from private parties, the County of Bergen, the State of New Jersey or any of their agencies or any funds received from the United States of America or any of its agencies in aid of such purpose, shall be applied to the payment of the cost of such purpose, or, if bond anticipation notes have been issued, to the payment of the bond anticipation notes, and the amount of bonds authorized for such purpose shall be reduced accordingly.

Section 11. The capital budget is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency therewith and the resolutions promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director, Division of Local Government Services, is on file with the City Clerk and is available for public inspection.

Section 12. The City intends to issue bonds or notes to finance the cost of the improvements described in Section 1 of this ordinance. If the City incurs such costs prior to the issuance of such bonds or notes, the City hereby states its reasonable expectation to reimburse itself for such expenditures with the proceeds of such bonds or notes in the maximum principal amount of bonds or notes authorized by this ordinance.

Section 13. The full faith and credit of the City are hereby pledged to the punctual payment of the principal of and interest on the obligations authorized by this ordinance. Said obligations shall be direct, unlimited and general obligations of the City, and the City shall levy ad valorem taxes upon all the taxable real property within the City for the payment of the principal of and interest on such bonds and notes, without limitation as to rate or amount.

Section 14. This ordinance shall take effect twenty days after the first publication thereof after final passage.

ATTEST: _____

Erin Delaney, MPA, RMC, CMC

City Manager/City Clerk

Introduced: September 10, 2024

Adopted: September 24, 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-390-24**

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

**INTRODUCE ORDINANCE #3042
SECOND READING**

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

BOND ORDINANCE TO AUTHORIZE THE UNDERTAKING OF FAÇADE AND ROOF IMPROVEMENTS AT FIRE HOUSE NO. 2 IN, BY AND FOR THE CITY OF GARFIELD, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$535,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS

was introduced and passed at a meeting held on Tuesday, September 10, 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: SEPTEMBER 24, 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 a Regular Meeting held on the 24th day of September 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.: 3042**

BOND ORDINANCE TO AUTHORIZE THE UNDERTAKING OF FAÇADE AND ROOF IMPROVEMENTS AT FIRE HOUSE NO. 2 IN, BY AND FOR THE CITY OF GARFIELD, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$535,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS

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

Section 1. The City of Garfield, in the County of Bergen, State of New Jersey (the "City") is hereby authorized to undertake façade and roof improvements at Fire House No. 2 in, by and for the City. Said improvements shall include all work, materials and appurtenances necessary and suitable therefor. It is hereby determined and stated that said public building being improved is of "Class B" or equivalent construction as defined in Section 22 of the Local Bond Law (Chapter 2 of Title 40A of the New Jersey Statutes Annotated, as amended; the "Local Bond Law").

Section 2. The sum of \$535,000 is hereby appropriated to the payment of the cost of making the improvements described in Section 1 hereof (hereinafter referred to as "purpose"). Said appropriation shall be met from the proceeds of the sale of the bonds authorized and the down payment appropriated by this ordinance. Said improvements shall be made as general improvements and no part of the cost thereof shall be assessed against property specially benefited.

Section 3. It is hereby determined and stated that (1) said purpose is not a current expense of said City, and (2) it is necessary to finance said purpose by the issuance of obligations of said City pursuant to the Local Bond Law, and (3) the estimated cost of said purpose is \$535,000, and (4) \$25,500 of said sum is to be provided by the down payment hereinafter appropriated to finance said purpose, and (5) the estimated maximum amount of bonds or notes necessary to be issued for said purpose is \$509,500, and (6) the cost of such purpose, as hereinbefore stated, includes the aggregate amount of \$40,000 which is estimated to be necessary to finance the cost of such purpose, including architect's fees, accounting, engineering and inspection costs, legal expenses and other expenses, including interest on such obligations to the extent permitted by Section 20 of the Local Bond Law.

Section 4. It is hereby determined and stated that moneys exceeding \$25,500, appropriated for down payments on capital improvements or for the capital improvement fund in budgets heretofore adopted for said City, are now available to finance said purpose. The sum of \$25,500 is hereby appropriated from such moneys to the payment of the cost of said purpose.

Section 5. To finance said purpose, bonds of said City of an aggregate principal amount not exceeding \$509,500 are hereby authorized to be issued pursuant to the Local Bond Law. Said bonds shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law. All matters with respect to said bonds not determined by this ordinance shall be determined by resolutions to be hereafter adopted.

Section 6. To finance said purpose, bond anticipation notes of said City of an aggregate principal amount not exceeding \$509,500 are hereby authorized to be issued pursuant to the Local Bond Law in anticipation of the issuance of said bonds. In the event that bonds are issued pursuant to this ordinance, the aggregate amount of notes hereby authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount of outstanding bonds and notes issued pursuant to this ordinance shall at any time exceed the sum first mentioned in this section, the moneys raised by the issuance of said bonds shall, to not less than the amount of such excess, be applied to the payment of such notes then outstanding.

Section 7. Each bond anticipation note issued pursuant to this ordinance shall be dated on or about the date of its issuance and shall be payable not more than one year from its date, shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law and may be renewed from time to time pursuant to and within limitations prescribed by the Local Bond Law. Each of said bond anticipation notes shall be signed by the Mayor and by a financial officer and shall be under the seal of said City and attested by the City Clerk or Deputy City Clerk. Said officers are hereby authorized to execute said notes in such form as they may adopt in conformity with law. The power to determine any matters with respect to said notes not determined by this ordinance and also the power to sell said notes, is hereby delegated to the Chief Financial Officer who is hereby authorized to sell said notes either at one time or from time to time in the manner provided by law.

Section 8. It is hereby determined and declared that the period of usefulness of said purpose, according to its reasonable life, is a period of fifteen years computed from the date of said bonds.

Section 9. It is hereby determined and stated that the Supplemental Debt Statement required by the Local Bond Law has been duly made and filed in the office of the City Clerk of said City, and that such statement so filed shows that the gross debt of said City, as defined in Section 43 of the Local Bond Law, is increased by this ordinance by \$509,500 and that the issuance of the bonds and notes authorized by this ordinance will be within all debt limitations prescribed by said Local Bond Law.

Section 10. Any funds received from private parties, the County of Bergen, the State of New Jersey or any of their agencies or any funds received from the United States of America or any of its agencies in aid of such purpose, shall be applied to the payment of the cost of such purpose, or, if bond anticipation notes have been issued, to the payment of the bond anticipation notes, and the amount of bonds authorized for such purpose shall be reduced accordingly.

Section 11. The capital budget is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency therewith and the resolutions promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director, Division of Local Government Services, is on file with the City Clerk and is available for public inspection.

Section 12. The City intends to issue the bonds or notes to finance the cost of the improvements described in Section 1 of this bond ordinance. If the City incurs such costs prior to the issuance of the bonds or notes, the City hereby states its reasonable expectation to reimburse itself for such expenditures with the proceeds of such bonds or notes in the maximum principal amount of bonds or notes authorized by this bond ordinance.

Section 13. The full faith and credit of the City are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this ordinance. Said obligations shall be direct, unlimited and general obligations of the City, and the City shall levy ad valorem taxes upon all the taxable real property within the City for the payment of the principal of and interest on such bonds and notes, without limitation as to rate or amount.

Section 14. This ordinance shall take effect twenty days after the first publication thereof after final passage.

ATTEST: _____

Erin Delaney, MPA, RMC, CMC

City Manager/City Clerk

Introduced: September 10, 2024

Adopted: September 24, 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-391-24**

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

**INTRODUCE ORDINANCE #3043
SECOND READING**

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

BOND ORDINANCE TO AUTHORIZE THE UNDERTAKING OF NEIGHBORHOOD PRESERVATION PROGRAM IMPROVEMENTS ALONG THE PASSAIC STREET CORRIDOR (PHASE IV) IN, BY AND FOR THE CITY OF GARFIELD, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$170,000 TO PAY THE COST THEREOF, TO APPROPRIATE A STATE GRANT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS

was introduced and passed at a meeting held on Tuesday, September 10, 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: SEPTEMBER 24, 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 a Regular Meeting held on the 24th day of September 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.: 3043**

BOND ORDINANCE TO AUTHORIZE THE UNDERTAKING OF NEIGHBORHOOD PRESERVATION PROGRAM IMPROVEMENTS ALONG THE PASSAIC STREET CORRIDOR (PHASE IV) IN, BY AND FOR THE CITY OF GARFIELD, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$170,000 TO PAY THE COST THEREOF, TO APPROPRIATE A STATE GRANT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS

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

Section 1. The City of Garfield, in the County of Bergen, New Jersey (the "City") is hereby authorized to undertake Neighborhood Preservation Program improvements along the Passaic Street corridor (Phase IV) in, by and for the City. Said improvements shall include all work, materials and appurtenances necessary and suitable therefor.

Section 2. The sum of \$170,000 is hereby appropriated to the payment of the cost of making the improvements described in Section 1 of this ordinance (hereinafter referred to as "purpose"). Said appropriation shall be met from the proceeds of the sale of the bonds authorized and the State grant appropriated by this ordinance. No down payment is required pursuant to the provisions of N.J.S.A. 40A:2-11(c) because this ordinance involves a project to be funded by a State grant. Said improvements shall be made as general improvements and no part of the cost thereof shall be assessed against property specially benefited.

Section 3. It is hereby determined and stated that (1) the making of such improvements is not a current expense of said City, and (2) it is necessary to finance said purpose by the issuance of obligations of said City pursuant to the Local Bond Law (Chapter 2 of Title 40A of the New Jersey Statutes Annotated, as amended; the "Local Bond Law"), and (3) the estimated cost of said purpose is \$170,000, and (4) \$125,000 of said sum is to be provided by a State grant hereinafter appropriated, and (5) the estimated maximum amount of bonds or notes necessary to be issued for said purpose is \$45,000, and (6) the cost of such purpose, as hereinbefore stated, includes the aggregate amount of \$25,000 which is estimated to be necessary to finance the cost of such purpose, including architect's fees, accounting, engineering and inspection costs, legal expenses and other expenses, including interest on such obligations to the extent permitted by Section 20 of the Local Bond Law.

Section 4. It is hereby determined and stated that the sum of \$125,000 received or to be received as a grant from the New Jersey Department of Community Affairs

Neighborhood Preservation Program is hereby appropriated to the payment of the cost of such purpose.

Section 5. To finance said purpose, bonds of said City of an aggregate principal amount not exceeding \$45,000 are hereby authorized to be issued pursuant to the Local Bond Law. Said bonds shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law. All matters with respect to said bonds not determined by this ordinance shall be determined by resolutions to be hereafter adopted.

Section 6. To finance said purpose, bond anticipation notes of said City of an aggregate principal amount not exceeding \$45,000 are hereby authorized to be issued pursuant to the Local Bond Law in anticipation of the issuance of said bonds. In the event that bonds are issued pursuant to this ordinance, the aggregate amount of notes hereby authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount of outstanding bonds and notes issued pursuant to this ordinance shall at any time exceed the sum first mentioned in this section, the moneys raised by the issuance of said bonds shall, to not less than the amount of such excess, be applied to the payment of such notes then outstanding.

Section 7. Each bond anticipation note issued pursuant to this ordinance shall be dated on or about the date of its issuance and shall be payable not more than one year from its date, shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law and may be renewed from time to time pursuant to and within limitations prescribed by the Local Bond Law. Each of said notes shall be signed by the Mayor and by a financial officer and shall be under the seal of said City and attested by the City Clerk or Deputy City Clerk. Said officers are hereby authorized to execute said notes and to issue said notes in such form as they may adopt in conformity with law. The power to determine any matters with respect to said notes not determined by this ordinance and also the power to sell said notes, is hereby delegated to the Chief Financial Officer who is hereby authorized to sell said notes either at one time or from time to time in the manner provided by law.

Section 8. It is hereby determined and declared that the period of usefulness of said purpose, according to its reasonable life, is a period of ten years computed from the date of said bonds.

Section 9. It is hereby determined and stated that the Supplemental Debt Statement required by the Local Bond Law has been duly made and filed in the office of the City Clerk of said City, and that such statement so filed shows that the gross debt of said City, as defined in Section 43 of the Local Bond Law, is increased by this ordinance by \$45,000 and that

the issuance of the bonds and notes authorized by this ordinance will be within all debt limitations prescribed by said Local Bond Law.

Section 10. Any funds received from private parties, the County of Bergen, the State of New Jersey or any of their agencies or any funds received from the United States of America or any of its agencies in aid of such purpose (other than the State grant hereinbefore appropriated which shall be applied to the cost of such purpose, but shall not be applied to the payment of outstanding bond anticipation notes and the reduction of the amount of bonds authorized), shall be applied to the payment of the cost of such purpose, or, if bond anticipation notes have been issued, to the payment of the bond anticipation notes, and the amount of bonds authorized for such purpose shall be reduced accordingly.

Section 11. The capital budget is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency therewith and the resolutions promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director, Division of Local Government Services, is on file with the City Clerk and is available for public inspection.

Section 12. The City intends to issue the bonds or notes to finance the cost of the improvements described in Section 1 of this bond ordinance. If the City incurs such costs prior to the issuance of the bonds or notes, the City hereby states its reasonable expectation to reimburse itself for such expenditures with the proceeds of such bonds or notes in the maximum principal amount of bonds or notes authorized by this bond ordinance.

Section 13. The full faith and credit of the City are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this ordinance. Said obligations shall be direct, unlimited and general obligations of the City, and the City shall levy ad valorem taxes upon all the taxable real property within the City for the payment of the principal of and interest on such bonds and notes, without limitation as to rate or amount.

Section 14. This ordinance shall take effect twenty days after the first publication thereof after final passage.

ATTEST: _____
Erin Delaney, MPA, RMC, CMC
City Manager/City Clerk
Introduced: September 10, 2024
Adopted: September 24, 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-392-24**

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

**INTRODUCE ORDINANCE #3044
SECOND READING**

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

BOND ORDINANCE TO AUTHORIZE THE REPLACEMENT OF LEAD WATER SERVICE LINES ALONG HARRISON AVENUE AND MACARTHUR AVENUE IN, BY AND FOR THE WATER UTILITY OF THE CITY OF GARFIELD, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$3,000,000 TO PAY THE COST THEREOF, TO APPROPRIATE A FEDERAL GRANT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS

was introduced and passed at a meeting held on Tuesday, September 10, 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: SEPTEMBER 24, 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 a Regular Meeting held on the 24th day of September 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.: 3044**

BOND ORDINANCE TO AUTHORIZE THE REPLACEMENT OF LEAD WATER SERVICE LINES ALONG HARRISON AVENUE AND MACARTHUR AVENUE IN, BY AND FOR THE WATER UTILITY OF THE CITY OF GARFIELD, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$3,000,000 TO PAY THE COST THEREOF, TO APPROPRIATE A FEDERAL GRANT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS

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

Section 1. The City of Garfield, in the County of Bergen, State of New Jersey (the "City") is hereby authorized to replace lead water service lines along Harrison Avenue and MacArthur Avenue in, by and for the Water Utility of the City. Said improvements shall include all work, materials and appurtenances necessary and suitable therefor.

Section 2. The sum of \$3,000,000 is hereby appropriated to the payment of the cost of making the improvements described in Section 1 hereof (hereinafter referred to as "purpose"). Said appropriation shall be met from the proceeds of the sale of the bonds authorized and the Federal grant appropriated by this ordinance. No down payment is required for this bond ordinance pursuant to the provisions of N.J.S.A. 40A:2-11(c) and 40A:2-7(h). Said improvements shall be made as general improvements and no part of the cost thereof shall be assessed against property specially benefited.

Section 3. It is hereby determined and stated that (1) said purpose is not a current expense of said City, and (2) it is necessary to finance said purpose by the issuance of obligations of said City pursuant to the Local Bond Law (Chapter 2 of Title 40A of the New Jersey Statutes, as amended; the "Local Bond Law"), and (3) the estimated cost of said purpose is \$3,000,000, and (4) \$2,400,000 of said sum is to be provided by the Federal grant hereinafter appropriated, and (5) the estimated maximum amount of bonds or notes necessary to be issued for said purpose is \$600,000, and (6) the cost of such purpose, as hereinbefore stated, includes the aggregate amount of \$370,000 which is estimated to be necessary to finance the cost of such purpose, including architect's fees, accounting, engineering and inspection costs, legal expenses and other expenses, including interest on such obligations to the extent permitted by Section 20 of the Local Bond Law.

Section 4. It is hereby determined and stated that the sum of \$2,400,000 received or to be received as a grant from the United States Environmental Protection Agency is hereby appropriated to the payment of the cost of such purpose.

Section 5. It is hereby determined and stated that the Water Utility would have been self-liquidating, as defined in Section 47(a) of the Local Bond Law, during the fiscal year beginning January 1, 2023, had there been included in the interest and debt redemption charges for such year an amount equal to interest for one year at the rate of four and one half percentum (4½%) per annum on said bonds or notes, and the amount of the first installment of serial bonds legally issuable to finance such purpose plus an amount for charges as aforesaid with respect to all bonds and notes authorized but not issued for such Water Utility.

Section 6. To finance said purpose, bonds of said City of an aggregate principal amount not exceeding \$600,000 are hereby authorized to be issued pursuant to the Local Bond Law. Said bonds shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law. All matters with respect to said bonds not determined by this ordinance shall be determined by resolutions to be hereafter adopted.

Section 7. To finance said purpose, bond anticipation notes of said City of an aggregate principal amount not exceeding \$600,000 are hereby authorized to be issued pursuant to the Local Bond Law in anticipation of the issuance of said bonds. In the event that bonds are issued pursuant to this ordinance, the aggregate amount of notes hereby authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount of outstanding bonds and notes issued pursuant to this ordinance shall at any time exceed the sum first mentioned in this section, the moneys raised by the issuance of said bonds shall, to not less than the amount of such excess, be applied to the payment of such notes then outstanding.

Section 8. Each bond anticipation note issued pursuant to this ordinance shall be dated on or about the date of its issuance and shall be payable not more than one year from its date, shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law and may be renewed from time to time pursuant to and within limitations prescribed by the Local Bond Law. Each of said bond anticipation notes shall be signed by the Mayor and by a financial officer and shall be under the seal of said City and attested by the City Clerk or Deputy City Clerk. Said officers are hereby authorized to execute said notes in such

form as they may adopt in conformity with law. The power to determine any matters with respect to said notes not determined by this ordinance and also the power to sell said notes, is hereby delegated to the Chief Financial Officer who is hereby authorized to sell said notes either at one time or from time to time in the manner provided by law.

Section 9. It is hereby determined and declared that the period of usefulness of said purpose, according to its reasonable life, is a period of thirty years computed from the date of said bonds.

Section 10. It is hereby determined and stated that the Supplemental Debt Statement required by the Local Bond Law has been duly made and filed in the office of the City Clerk of said City, and that such statement so filed shows that the gross debt of said City, as defined in Section 43 of the Local Bond Law, is increased by this ordinance by \$600,000, but said \$600,000 shall be deducted from gross debt pursuant to Section 44(c) of the Local Bond Law and that the issuance of the bonds and notes authorized by this ordinance is permitted by an exception to the debt limitations prescribed by the Local Bond Law as provided in Sections 47(a) and 7(h) of the Local Bond Law.

Section 11. Any funds received from private parties, the County of Bergen, the State of New Jersey or any of their agencies or any funds received from the United States of America or any of its agencies in aid of such purpose (other than the Federal grant hereinbefore appropriated which shall be applied to the cost of such purpose, but shall not be applied to the payment of outstanding bond anticipation notes and the reduction of the amount of bonds authorized), shall be applied to the payment of the cost of such purpose, or, if bond anticipation notes have been issued, to the payment of the bond anticipation notes, and the amount of bonds authorized for such purpose shall be reduced accordingly.

Section 12. The capital budget is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency therewith and the resolutions promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director, Division of Local Government Services, is on file with the City Clerk and is available for public inspection.

Section 13. The City intends to issue the bonds or notes to finance the cost of the improvements described in Section 1 of this bond ordinance. If the City incurs such costs prior to the issuance of the bonds or notes, the City hereby states its reasonable expectation to

reimburse itself for such expenditures with the proceeds of such bonds or notes in the maximum principal amount of bonds or notes authorized by this bond ordinance.

Section 14. The full faith and credit of the City are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this ordinance. Said obligations shall be direct, unlimited and general obligations of the City, and the City shall levy ad valorem taxes upon all the taxable real property within the City for the payment of the principal of and interest on such bonds and notes, without limitations as to rate or amount.

Section 15. This ordinance shall take effect twenty days after the first publication thereof after final passage.

ATTEST: _____
Erin Delaney, MPA, RMC, CMC
City Manager/City Clerk
Introduced: September 10, 2024
Adopted: September 24, 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-393-24**

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

**INTRODUCE ORDINANCE #3045
SECOND READING**

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

BOND ORDINANCE TO AUTHORIZE THE UNDERTAKING OF THE PROSPECT STREET WATER MAIN REPLACEMENT PROJECT IN, BY AND FOR THE WATER UTILITY OF THE CITY OF GARFIELD, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$1,340,000 TO PAY THE COST THEREOF, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS

was introduced and passed at a meeting held on Tuesday, September 10, 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: SEPTEMBER 24, 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 a Regular Meeting held on the 24th day of September 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.: 3045**

BOND ORDINANCE TO AUTHORIZE THE UNDERTAKING OF THE PROSPECT STREET WATER MAIN REPLACEMENT PROJECT IN, BY AND FOR THE WATER UTILITY OF THE CITY OF GARFIELD, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$1,340,000 TO PAY THE COST THEREOF, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS

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

Section 1. The City of Garfield, in the County of Bergen, State of New Jersey (the "City") is hereby authorized to undertake the Prospect Street Water Main Replacement Project, including, but not limited to, water main replacement on Prospect Street (from Lanza Avenue to Semel Avenue) and Semel Avenue (from Prospect Street to Palisade Avenue), drainage improvements on Lanza Avenue and Semel Avenue, road resurfacing, and additional drainage improvements, where necessary, in, by and for the Water Utility of the City. Said improvements shall include all work, materials and appurtenances necessary and suitable therefor.

Section 2. The sum of \$1,340,000 is hereby appropriated to the payment of the cost of making the improvements described in Section 1 hereof (hereinafter referred to as "purpose"). Said appropriation shall be met from the proceeds of the sale of the bonds authorized by this ordinance. No down payment is required for this bond ordinance pursuant to the provisions of N.J.S.A. 40A:2-11(c) and 40A:2-7(h). It is anticipated that a grant in the amount of \$202,644 from the New Jersey Department of Transportation shall be received by the City to finance the cost of the improvements described in Section 1 hereof. Said grant funds shall be applied as set forth in Section 10 hereof. Said improvements shall be made as general improvements and no part of the cost thereof shall be assessed against property specially benefited.

Section 3. It is hereby determined and stated that (1) said purpose is not a current expense of said City, and (2) it is necessary to finance said purpose by the issuance of obligations of said City pursuant to the Local Bond Law (Chapter 2 of Title 40A of the New Jersey Statutes Annotated, as amended; the "Local Bond Law"), and (3) the estimated cost of said purpose is \$1,340,000, and (4) the estimated maximum amount of bonds or notes necessary

to be issued for said purpose is \$1,340,000, and (5) the cost of such purpose, as hereinbefore stated, includes the aggregate amount of \$120,000 which is estimated to be necessary to finance the cost of such purpose, including architect's fees, accounting, engineering and inspection costs, legal expenses and other expenses, including interest on such obligations to the extent permitted by Section 20 of the Local Bond Law.

Section 4. It is hereby determined and stated that the Water Utility would have been self-liquidating, as defined in Section 47(a) of the Local Bond Law, during the fiscal year beginning January 1, 2023, had there been included in the interest and debt redemption charges for such year an amount equal to interest for one year at the rate of four and one half percentum (4½%) per annum on said bonds or notes, and the amount of the first installment of serial bonds legally issuable to finance such purpose plus an amount for charges as aforesaid with respect to all bonds and notes authorized but not issued for such Water Utility.

Section 5. To finance said purpose, bonds of said City of an aggregate principal amount not exceeding \$1,340,000 are hereby authorized to be issued pursuant to the Local Bond Law. Said bonds shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law. All matters with respect to said bonds not determined by this ordinance shall be determined by resolutions to be hereafter adopted.

Section 6. To finance said purpose, bond anticipation notes of said City of an aggregate principal amount not exceeding \$1,340,000 are hereby authorized to be issued pursuant to the Local Bond Law in anticipation of the issuance of said bonds. In the event that bonds are issued pursuant to this ordinance, the aggregate amount of notes hereby authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount of outstanding bonds and notes issued pursuant to this ordinance shall at any time exceed the sum first mentioned in this section, the moneys raised by the issuance of said bonds shall, to not less than the amount of such excess, be applied to the payment of such notes then outstanding.

Section 7. Each bond anticipation note issued pursuant to this ordinance shall be dated on or about the date of its issuance and shall be payable not more than one year from its date, shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law and may be renewed from time to time pursuant to and within limitations prescribed by the Local Bond Law. Each of said bond anticipation notes shall be signed by the

Mayor and by a financial officer and shall be under the seal of said City and attested by the City Clerk or Deputy City Clerk. Said officers are hereby authorized to execute said notes in such form as they may adopt in conformity with law. The power to determine any matters with respect to said notes not determined by this ordinance and also the power to sell said notes, is hereby delegated to the Chief Financial Officer who is hereby authorized to sell said notes either at one time or from time to time in the manner provided by law.

Section 8. It is hereby determined and declared that the period of usefulness of said purpose, according to its reasonable life, is a period of forty years computed from the date of said bonds.

Section 9. It is hereby determined and stated that the Supplemental Debt Statement required by the Local Bond Law has been duly made and filed in the office of the City Clerk of said City, and that such statement so filed shows that the gross debt of said City, as defined in Section 43 of the Local Bond Law, is increased by this ordinance by \$1,340,000, but said \$1,340,000 shall be deducted from gross debt pursuant to Section 44(c) of the Local Bond Law and that the issuance of the bonds and notes authorized by this ordinance is permitted by an exception to the debt limitations prescribed by the Local Bond Law as provided in Sections 47(a) and 7(h) of the Local Bond Law.

Section 10. Any funds received from private parties, the County of Bergen, the State of New Jersey or any of their agencies or any funds received from the United States of America or any of its agencies in aid of such purpose shall be applied to the payment of the cost of such purpose, or, if bond anticipation notes have been issued, to the payment of the bond anticipation notes, and the amount of bonds authorized for such purpose shall be reduced accordingly.

Section 11. The capital budget is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency therewith and the resolutions promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director, Division of Local Government Services, is on file with the City Clerk and is available for public inspection.

Section 12. The City intends to issue the bonds or notes to finance the cost of the improvements described in Section 1 of this bond ordinance. If the City incurs such costs prior to the issuance of the bonds or notes, the City hereby states its reasonable expectation to

reimburse itself for such expenditures with the proceeds of such bonds or notes in the maximum principal amount of bonds or notes authorized by this bond ordinance.

Section 13. The full faith and credit of the City are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this ordinance. Said obligations shall be direct, unlimited and general obligations of the City, and the City shall levy ad valorem taxes upon all the taxable real property within the City for the payment of the principal of and interest on such bonds and notes, without limitations as to rate or amount.

Section 14. This ordinance shall take effect twenty days after the first publication thereof after final passage.

ATTEST: _____
Erin Delaney, MPA, RMC, CMC
City Manager/City Clerk
Introduced: September 10, 2024
Adopted: September 24, 2024

APPROVED: _____
Richard Rigoglioso, Mayor

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-394-24**

CONSENT AGENDA

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

APPROVAL OF BILLS LIST

BE IT RESOLVED by the City Council of the City of Garfield that the Current Year Reserve totaling \$0.00 and the Current Fund totaling \$1,612,496.23 and the Water Reserves totaling \$0.00 and the Water Fund totaling \$141,210.48 and the Grants totaling \$34,257.14 and the General Capital Fund totaling \$42,154.63 and the Water Capital Fund totaling \$96,800.00 and the Trust Accounts totaling \$13,358.90 and the Developer’s Escrow totaling \$6,698.75 per attached Computer Lists, dated September 24, 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 Ratification List, totaling \$968,204.73 prior to the meeting be ratified.

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

Nicholas Prochilo, Chief Financial Officer

September 23, 2024
Dated

APPROVED: SEPTEMBER 24, 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 a Regular Meeting held on the 24th day of September 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-395-24**

CONSENT AGENDA

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

ACKNOWLEDGING ANNIVERSARY OF ILEARN SCHOOLS

WHEREAS, iLearn Schools celebrated its anniversary in 2022 and commemorated this milestone with a gala on May 26, 2022; and

WHEREAS, iLearn Schools opened Bergen Arts and Science Charter School as a K-5 school at 200 MacArthur Avenue, Garfield, NJ, serving just over 300 students; and

WHEREAS, iLearn Schools mission is to provide high-quality STEAM-based education in a digital learning environment where students are empowered to meet and surpass grade-level standards and to succeed in college, careers, and life; and

WHEREAS, iLearn Schools was established to give all students, regardless of where they live or what their backgrounds, equal opportunities for success in life moving forward and

WHEREAS, iLearn Schools impacts approximately 5,000 students every year, providing them access to high-quality educational and experimental opportunities to help them succeed in college, career, and life;

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the City of Garfield do hereby acknowledge and congratulate iLearn Schools on their Anniversary; and

BE IT FURTHER RESOLVED that Resolution R-262-22 be and is hereby rescinded.

APPROVED: SEPTEMBER 24, 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 a Regular Meeting held on the 24th day of September 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-396-24**

CONSENT AGENDA

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

**AUTHORIZING BOSWELL ENGINEERING TO PERFORM LSRP SERVICES FOR
RIVER DRIVE PHASE 2 (FORMER KALAMA PARCEL, BLOCK 50.02, LOT 1)
REQUIRED BY THE NEW JERSEY DEPARTMENT OF ENVIRONMENTAL
PROTECTION (NJDEP)**

WHEREAS, the City of Garfield is authorizing Boswell Engineering (Boswell) to perform LSRP services in connection with their proposal dated August 29, 2024; and

WHEREAS, it is a requirement of the New Jersey Department of Environmental Protection (NJDEP) that the City perform these services due to the recent transfer of the property's NJDEP Soil Remedial Action Permit (RAP) from the former property owner, Meridia, LLC to the City of Garfield; and

WHEREAS, the scope of work to perform these services are summarized as follows:

| | |
|-------------------------------------------------|--------------------|
| Task 1 – LSRP Retention | \$500.00 |
| Task 2 – Deed Notice Termination/New Did Notice | \$7,500.00 |
| Task 3 – Biennial Certification #1 | \$3,500.00 |
| Task 4 – Remedial Action Permit Modification | \$4,500.00 |
| Total | \$16,000.00 |

NOW, THEREFORE, BE IT RESOLVED Boswell Engineering is hereby authorized to perform the necessary LSRP Services in accordance with their proposal dated August 29, 2024 for a total fee not to exceed \$16,000.00 to be paid out of accounts # G-02-41-723-000-279 and C-04-55-999-000-944.

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

Nicholas Prochilo, Chief Financial Officer

September 23, 2024
Dated

APPROVED: SEPTEMBER 24, 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 a Regular Meeting held on the 24th day of September 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-397-24**

CONSENT AGENDA

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

**AUTHORIZING THE PAYMENT OF PAYMENT REQUISITION NO. 20 (GAR 2024-07)
TO NATIONAL METERING SERVICES**

WHEREAS, the City of Garfield awarded a contract to National Water Metering Services, Inc.; and

WHEREAS, National Water Metering Services, Inc., provided services for this project for work completed through August 31, 2024;

NOW, THEREFORE, BE IT RESOLVED that the City hereby authorizes the payment of Payment Requisition No. 20 (GAR 2024-07) in the amount of \$6,834.52 to National Water Metering Services, Inc., for services rendered in connection with this project to be paid out of account # C-06-55-222-947-001.

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

Nicholas Prochilo, Chief Financial Officer

September 23, 2024
Dated

APPROVED: SEPTEMBER 24, 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 a Regular Meeting held on the 24th day of September 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-398-24**

CONSENT AGENDA

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

**AUTHORIZING THE PAYMENT OF PAYMENT REQUISITION NO. 2 TO MONTANA
CONSTRUCTION FOR SERVICES RENDERED IN CONNECTION WITH HEAVY
CLEANING AND TELEVISIONING OF 240' OF 15/24" VCP/PCP STORM PIPE – LANZA
AVENUE AND PROSPECT STREET DUE TO FLOODING**

WHEREAS, the City of Garfield awarded an emergency quote, as determined by the City Engineer, to Montana Construction; and

WHEREAS, Montana Construction provided emergency services for the Cleaning and Televisioning of 240' of 15/24" VCP/PCP storm pipe on September 9, 2024 due to flooding issues on Lanza Avenue and Prospect Street;

NOW, THEREFORE, BE IT RESOLVED the City hereby authorizes the payment of \$5,885.16 to Montana Construction for services rendered in connection with this project to be paid out of account # C-04-55-999-000-970.

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

Nicholas Prochilo, Chief Financial Officer

September 23, 2024
Dated

APPROVED: SEPTEMBER 24, 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 a Regular Meeting held on the 24th day of September 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-399-24**

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

**AUTHORIZING THE RENEWAL OF A CONTRACT FOR BODY WORN CAMERAS
FOR THE CITY OF GARFIELD POLICE DEPARTMENT**

WHEREAS, the City of Garfield has a contract with Axon Enterprise, Inc. for the Police Department’s body worn cameras which is set to expire on December 31, 2024; and

WHEREAS, Axon Enterprise Inc. has proposed newer models and an update to the software associated with the body worn cameras under state contract T0106/17-FLEET-00738; and

WHEREAS, the City of Garfield is desirous of renewing said contract for a 5-year term at a total cost of \$325,218.40 using police department operating equipment funds;

NOW, THEREFORE, BE IT RESOLVED that the City Manager be and is hereby authorized to enter into a contract with Axon Enterprises Inc., in accordance with the submitted proposal, in order to continue to obtain body worn cameras; and

BE IT FURTHER RESOLVED that the City Manager hereby authorizes the 2025 payment to be paid out of account #5-01-25-240-240-030.

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

Nicholas Prochilo, Chief Financial Officer

September 23, 2024
Dated

APPROVED: SEPTEMBER 24, 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 a Regular Meeting held on the 24th day of September 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-400-24**

CONSENT AGENDA

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

APPROVING REFUND OF DEVELOPER’S ESCROW

WHEREAS, a deposit has been received from Richard Uram for 33 Schley Street, in the City of Garfield, Bergen County, New Jersey, in the amount of \$4,000.00 for engineering and attorney services in May of 2023 regarding a Zoning Board Application and said funds are being held in the Developer’s Escrow Fund; and

WHEREAS, the Finance Department was informed that this matter was completed and remaining funds of \$4,000.00 should be returned; and

WHEREAS, the Treasurer has investigated this matter and has determined that the funds are due back to the above individual;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Garfield that these monies be refunded to the above-named claimant from accounts B130 L32A & B130L32E.

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

Nicholas Prochilo, Chief Financial Officer

September 23, 2024
Dated

APPROVED: SEPTEMBER 24, 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 a Regular Meeting held on the 24th day of September 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-401-24**

CONSENT AGENDA

RESOLUTION BY: DEPUTY MAYOR DELANEY

SECONDED BY: COUNCILMAN MASLAG

APPROVING REFUND OF DEVELOPER’S ESCROW

WHEREAS, a deposit has been received from Manuela Diaz for 62 Schley Street, in the City of Garfield, Bergen County, New Jersey, in the amount of \$4,000.00 for engineering and attorney services in April 2023 regarding a Zoning Board Application, and said funds are being held in the Developer’s Escrow Fund; and

WHEREAS, the applicant withdrew said application and after the engineers and attorneys have been paid, the remaining funds total \$2,698.75; and

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

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Garfield that these monies be refunded to the above-named claimant from accounts B114L30A & B114L30.

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

Nicholas Prochilo, Chief Financial Officer

September 23, 2024
Dated

APPROVED: SEPTEMBER 24, 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 a Regular Meeting held on the 24th day of September 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-402-24**

CONSENT AGENDA

RESOLUTION BY: DEPUTY MAYOR DELANEY

SECONDED BY: COUNCILMAN MASLAG

AUTHORIZING PAYMENT OF PAYMENT REQUISITION NO. 19 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. 19 in the amount of \$524,611.01; and

WHEREAS, the City’s Engineering firm recommends the payment of Requisition No. 19 in the amount of \$524,611.01 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 \$524,611.01 to Creamer-Sanzari – A Joint Venture for services rendered in connection with this project to be paid out of account C-06-55-233-000-200.

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

Nicholas Prochilo, Chief Financial Officer

September 23, 2024
Dated

APPROVED: SEPTEMBER 24, 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 a Regular Meeting held on the 24th day of September 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-403-24**

CONSENT AGENDA

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

**APPROVING CHANGE ORDER FOR INSTALLATION OF THE FITNESS
EQUIPMENT FOR THE COLUMBUS PARK IMPROVEMENTS PROJECT**

WHEREAS, it is necessary to approve a Change Order for the Columbus Park Improvements Project for the installation of the fitness equipment in the total amount of \$28,469.10, which will be installed by Let It Grow Inc. and supervised by Level Up Retail Services;

WHEREAS, Let It Grow Inc., 52 Ackerson Street, River Edge, NJ 07661 will be responsible for the installation of the fitness equipment in the amount of \$15,969.10 and Level Up Retail Services, 3336 W. Palomar Street, Hurricane UT 84737 will be responsible for the supervision of the installation in the amount of \$12,500.00 for a total of \$28,469.10; and

WHEREAS, this project is in the interest of health, safety and welfare of the general public in the City of Garfield;

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Garfield does hereby approve the change order above, in the total amount of \$28,469.10 as outlined above, contingent on the adoption of Bond Ordinance #3041 and its accompanying estoppel period to be paid out of account C-04-55-000-246-000.

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

Nicholas Prochilo, Chief Financial Officer

September 23, 2024

Dated

APPROVED: SEPTEMBER 24, 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 a Regular Meeting held on the 24th day of September 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-404-24**

CONSENT AGENDA

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

**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 2024 in the sum of \$4,955.31 which is now available as part of the National Opioid Settlement (McKinsey payment) grant from the State of NJ; and

BE IT FURTHER RESOLVED that the sum of \$4,955.31 is hereby appropriated under the caption the National Opioid Settlement (McKinsey payment) grant; and

BE IT FURTHER RESOLVED that the above is the result of funds from the National Opioid Settlement (McKinsey payment) grant, in the amount of \$4,955.31.

APPROVED: SEPTEMBER 24, 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 a Regular Meeting held on the 24th day of September 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-405-24**

CONSENT AGENDA

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

**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 2024 in the sum of \$221,700.00 which is now available as part of the Community Energy Plan Implementation (CEPI) grant from the State of NJ; and

BE IT FURTHER RESOLVED that the sum of \$221,700.00 is hereby appropriated under the caption the Community Energy Plan Implementation (CEPI) grant; and

BE IT FURTHER RESOLVED that the above is the result of funds from the Community Energy Plan Implementation (CEPI) grant, in the amount of \$221,700.00.

APPROVED: SEPTEMBER 24, 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 a Regular Meeting held on the 24th day of September 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-406-24**

CONSENT AGENDA

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

**RE-NAMING COLUMBUS PARK HONORING THE HISTORY OF THE CITY OF
GARFIELD AND OFFICALLY NAMING THE PARK “CHAMPION PARK”**

WHEREAS, the City is the owner of the park lands located at 394 Outwater Lane, in Garfield, New Jersey 07026; and

WHEREAS, this park was named, either formally or informally, as “Columbus Park”; and

WHEREAS, the City of Garfield is known as the “City of Champions” and the Mayor and Council has a desire to rename the park “Champion Park” in honor of the City’s rich history;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Garfield, hereby renames Columbus Park and hereinafter the park shall be named “Champion Park”; and

BE IT FURTHER RESOLVED that the Mayor and City Council hereby approve the commissioning of a sign to reflect the renaming of the park “Champion Park”.

APPROVED: SEPTEMBER 24, 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 a Regular Meeting held on the 24th day of September 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-407-24**

CONSENT AGENDA

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

APPROVING HANDICAP PARKING SPACE

WHEREAS, Jeffrey Walensky, of 76 Dewitt Street Floor 2 , who is the holder of a Disabled Person I.D. Card No. P2802420, 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 south curb line of Dewitt Street commencing 85 feet west of the intersection of Dewitt Street and Oak 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 24, 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 a Regular Meeting held on the 24th day of September 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-408-24**

CONSENT AGENDA

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

APPROVING HANDICAP PARKING SPACE

WHEREAS, Mirlind Bedeni, of 32 Macarthur Avenue, who is the holder of a Disabled Person I.D. Card No. P2853427, 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 east curb line of Macarthur Avenue commencing 49 feet south of the intersection of Macarthur Avenue and Harrison 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 24, 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 a Regular Meeting held on the 24th day of September 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-409-24**

CONSENT AGENDA

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

APPROVING HANDICAP PARKING SPACE

WHEREAS, Kyle J. Kreski, of 154 Farnham Avenue 2R, who is the holder of a Disabled Person I.D. Card No. P2853744, 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 south curb line of Frederick Street commencing 26 feet east of the intersection of Farnham Avenue and Frederick Street and continue an additional 20 feet east 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 24, 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 a Regular Meeting held on the 24th day of September 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-410-24**

CONSENT AGENDA

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

APPROVING RESIGNATION ACTIVE MEMBER – FIRE DEPARTMENT

WHEREAS, Fire Company No. 3 has advised that they have accepted the resignation of Edward Popek of 1877 Hovson Boulevard, Toms River, New Jersey 08757 as an active member, effective August 5, 2024;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Garfield that the action taken by Fire Company No. 3 with respect to the above matter, is hereby approved.

APPROVED: SEPTEMBER 24, 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 a Regular Meeting held on the 24th day of September 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-411-24**

CONSENT AGENDA

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

APPROVING JUNIOR MEMBER – FIRE DEPARTMENT

WHEREAS, Fire Company No. 3 has advised that they have accepted Aaron G. Gilkes, 180 Harrison Avenue, Garfield, New Jersey 07026, as a Junior Member, effective August 5, 2024;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Garfield, Bergen County, New Jersey that the action taken by Fire Company No. 3 with respect to the above matter, is hereby approved.

APPROVED: SEPTEMBER 24, 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 a Regular Meeting held on the 24th day of September 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-412-24**

CONSENT AGENDA

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

APPROVAL OF FEE WAIVER FOR CITY-WIDE GARAGE SALE PARTICIPANTS

WHEREAS, Chapter 161 regulates garage sales within the City of Garfield; and

WHEREAS, Chapter 161-10, as added by Ordinance 2843, authorizes the City Manager to declare a City-wide garage sale at any time; and

WHEREAS, at the request of the Events Committee, City Manager Erin Nora Delaney has designated October 12th, 2024 as a City-wide garage sale date, with a rain date of October 13th, 2024; and

WHEREAS, the Mayor and Council desires to waive the \$10 fee as established in this Chapter of the City Code for the designated date(s) listed above;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Garfield that they hereby waive the \$10 garage sale fee for the City-wide garage sale to be held on October 12th, 2024, with a rain date of October 13th, 2024.

APPROVED: SEPTEMBER 24, 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 a Regular Meeting held on the 24th day of September 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-413-24**

CONSENT AGENDA

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

RESOLUTION TO APPROVE THE CONSENT AGENDA

BE IT RESOLVED, by the Mayor and Council of the City of Garfield that the actions noted in the Consent Agenda, Resolutions R-394-24 through R-413-24 be and are hereby approved and the proper officers are directed to take necessary action on same.

APPROVED: SEPTEMBER 24, 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 a Regular Meeting held on the 24th day of September 2024. Signed and sealed before me.

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

Dated

City Manager/City Clerk Delaney reviewed the municipal audit report for the year 2023 with the Governing Body. The Governing Body reviewed the general comments and recommendations.

**CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
RESOLUTION R-414-24**

CONSENT AGENDA

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

APPROVE ANNUAL MUNICIPAL AUDIT REPORT FOR THE YEAR 2023

WHEREAS, N.J.S.A. 40A:5-4 requires the Governing Body of every local unit to have made an annual audit of its books, accounts and financial transactions; and

WHEREAS, the Annual Report of Audit for the year 2023 has been filed by a Registered Municipal Accountant with the Municipal Clerk as per the requirements of N.J.S.A. 40A:5-6, and a copy has been received by each member of Governing Body; and

WHEREAS, the Local Finance Board of the State of New Jersey is authorized to prescribe reports pertaining to the local Fiscal as per R.S. 52:2788-34; and

WHEREAS, the Local Finance Board has promulgated a regulation requiring that the Governing Body of each municipality shall by resolution certify to the Local Finance Board of the State of New Jersey that all members of the Governing Body have reviewed, as a minimum, the section of the annual audit entitled:

GENERAL COMMENTS
RECOMMENDATIONS

and;

WHEREAS, the members of the Governing Body have personally reviewed as a minimum the Annual Audit, and specifically sections of the annual audit entitled:

GENERAL COMMENTS
RECOMMENDATIONS

as evidenced by the group affidavit form to the Governing Body; and

WHEREAS, such resolution of certification shall be adopted by the Governing Body no later than forty-five days after the receipt of the annual audit, as per the regulations of the Local Finance Board; and

WHEREAS, all members of the Governing Body have received and have familiarized themselves with, at least the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board; and

WHEREAS, failure to comply with the promulgations of the Local Finance Board of the State of New Jersey may subject the members of the local governing board to the penalty provisions of R.S. 52:2788-52 – to wit:

RS 52:278852 – “A local officer or member of a local Governing Body who, after a date fixed for compliance, fails or refuses to obey an order of the Director of Local Government Services, under provisions of this Article, shall be guilty of a misdemeanor and, upon conviction may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both in addition shall forfeit his office”;

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the City of Garfield, hereby states that it has complied with the promulgations of the Local Finance Board of the State of New Jersey dated July 30, 1968 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

APPROVED: SEPTEMBER 24, 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 a Regular Meeting held on the 24th day of September 2024. Signed and sealed before me.

Erin Delaney, MPA, RMC, CMC

City Manager/City Clerk

Dated

PUBLIC COMMENT

David Scott, Herman Street, thanked the City for including the Hispanic Alliance in the carnival festivities and noted that he felt that it was a success. He went on to commend the fireworks show which brought together unity within the community and was very well attended. Mr. Scott then spoke about Hispanic Heritage Month by sharing information on their fundraiser with Blackjack Mulligans for October 16th and their Annual Gala at the Royal Manor on October 25th.

Pasquale Pacheco, Outwater Lane, spoke about his concerns and issues that he and his neighbors have been facing related to The Hive. Mr. Pacheco and his neighbor stated that the music is oftentimes too loud and they experience several issues with patrons when they exit the business. He requested that the Mayor and Council consider lowering the time that bar establishments are able to be open during the week. Chief Uram and Captain Pozo were in attendance and provided a summary of steps the Police Department has taken to address the matter.

MAYOR & COUNCIL COMMENTS

Councilman Maslag thanked Mr. Scott for sharing the information related to Hispanic Heritage Month and noted that there has been a lot of successful events recently with positive feedback.

Councilman Herrera spoke about Hispanic Heritage Month and the upcoming gala through the Hispanic Alliance.

Councilwoman Banch seconded the sentiments of Councilmen Maslag & Herrera. She stated it is great to see the City move forward in a positive direction.

Deputy Mayor Delaney also spoke about the upcoming gala, which is a great event for a great organization, and advised Mr. Scott that he will be in attendance.

Mayor Rigoglioso thanked Mr. Scott and the Hispanic Alliance for all of their efforts and positivity. He spoke on the promotional ceremony held earlier in the evening. Lastly, Mayor Rigoglioso welcomed a new attendee, who is the owner of a new, small business in town called NJ Digital. He wished said individual/business good luck and commended him for attending the meeting.

ADJOURNMENT

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

Respectfully submitted,

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

These meeting minutes were approved at the October 8, 2024 Work Session meeting of the Mayor & Council.