

A Regular Meeting of the City Council was held Tuesday, February 7, 2012 at 8:55 PM in the Council Chamber in City Hall, 111 Outwater Lane, Garfield, NJ 07026.

Mayor Frank J. Calandriello presided. City Clerk Andrew J. Pavlica announced that the meeting was being held in accordance with provisions of the Open Public Meetings Act and that adequate notice was provided by mail and fax to the official City newspapers and to other interested parties and by posting the meeting notice on the bulletin boards in City Hall.

Councilmembers Present: Tana M. Raymond, Joseph Delaney, Louis G. Aloia, and Frank J. Calandriello

Also Present: City Clerk Andrew J. Pavlica, City Attorney Joseph J. Rotolo, Labor Counsel Joseph Randazzo, City Engineer Kevin J. Boswell and Interim Chief Financial Officer Roy Riggitano

REPORTS OF OFFICERS

Councilmember Delaney moved to approve the Reports of the Cabinet as presented orally and in writing during the Work Session held earlier this evening. Councilmember Aloia duly seconded the motion.

On call of roll, Ayes 4,
Vacancy 1

INTRODUCTION OF 2012 MUNICIPAL BUDGET

See

the

following

pages numbered _____

for

Resolution No. 12-36

RESOLUTIONS

Resolution No. 12-37

WHEREAS, Fire Company No. 1 has advised that they have accepted the resignation of James P. McGivney of 107 Union Avenue, Garfield, NJ 07026 as an active member, effective January 26, 2012,

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Garfield that the action taken by Fire Company No. 1 with respect to the above matter, is hereby approved.

On call of roll, Ayes 4,
Vacancy 1

(Sgd) Louis G. Aloia
Joseph Delaney

Resolution No. 12-38

WHEREAS, Fire Company No. 1 has advised that they have accepted the resignation of Douglas Wallace of 8015 Second Avenue, North Bergen, New Jersey 07047 as an active member, effective January 26, 2012,

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Garfield that the action taken by Fire Company No. 1 with respect to the above matter, is hereby approved.

On call of roll, Ayes 4,
Vacancy 1

(Sgd) Louis G. Aloia
Joseph Delaney

Resolution No. 12-39

WHEREAS, Fire Company No. 1 has advised that they have accepted Wayne S. Bartholomew, 104 Richard Street, Passaic, New Jersey 07055, as a regular active member, effective January 26, 2012, NOW THEREFORE BE IT RESOLVED by the City Council of the City of Garfield, Bergen County, New Jersey that the action taken by Fire Company No. 1 with respect to the above matter, is hereby approved.

On call of roll, Ayes 4,
Vacancy 1

(Sgd) Louis G. Aloia
Joseph Delaney

Resolution No. 12-40

WHEREAS, Fire Company No. 1 has advised that they have accepted Anthony J. Smith of 41 Maple Street, Garfield, New Jersey 07026, as a regular active member, effective January 26, 2012, NOW THEREFORE BE IT RESOLVED by the City Council of the City of Garfield, Bergen County, New Jersey that the action taken by Fire Company No. 1 with respect to the above matter, is hereby approved.

On call of roll, Ayes 4,
Vacancy 1

(Sgd) Louis G. Aloia
Joseph Delaney

Resolution No. 12-41

WHEREAS, Fire Company No. 1 has advised that they have accepted Anthony J. Turner of 212 Lanza Avenue, Floor 2, Garfield, New Jersey 07026, as a regular active member, effective January 26, 2012,

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Garfield, Bergen County, New Jersey that the action taken by Fire Company No. 1 with respect to the above matter, is hereby approved.

On call of roll, Ayes 4,
Vacancy 1

(Sgd) Louis G. Aloia
Joseph Delaney

Resolution No. 12-42

WHEREAS, E-Z Laundromat, 255 Midland Avenue has filed an application for a Laundromat License for the year 2012, and

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

RESOLUTIONS

NOW THEREFORE BE IT RESOLVED by the Council of the City of Garfield that the City Clerk be and is hereby authorized to issue a license to E-Z Laundromat for the year 2012.

On call of roll, Ayes 4,
Vacancy 1

(Sgd) Louis G. Aloia
Joseph Delaney

Resolution No. 12-43

WHEREAS, Lanza Laundromat LLC, 418 Lanza Avenue has filed an application for a Laundromat License for the year 2012, and

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

NOW THEREFORE BE IT RESOLVED by the Council of the City of Garfield that the City Clerk be and is hereby authorized to issue a license to Lanza Laundromat LLC for the year 2012.

On call of roll, Ayes 4,
Vacancy 1

(Sgd) Louis G. Aloia
Joseph Delaney

Resolution No. 12-44

WHEREAS, Suds City Laundromat, 228 Palisade Avenue has filed an application for a Laundromat License for the year 2012, and

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

NOW THEREFORE BE IT RESOLVED by the Council of the City of Garfield that the City Clerk be and is hereby authorized to issue a license to Suds City Laundromat for the year 2012.

On call of roll, Ayes 4,
Vacancy 1

(Sgd) Louis G. Aloia
Joseph Delaney

Resolution No. 12-45

RESOLUTION AUTHORIZING TEMPORARY APPOINTMENT OF ACTING DEPUTY MAYOR

WHEREAS, pursuant to Local Ordinance, Stanley J. Moskal, was appointed Deputy Mayor for the City of Garfield; and

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

WHEREAS, on Friday, February 17, 2012, it will be necessary and appropriate to temporarily appoint Joseph Delaney as Deputy Mayor for the City of Garfield in order to perform the marriage ceremony of Antonio Mesias Salomon Merlino and Stephanie Pascal-Duran, and

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

Councilman Joseph Delaney be and is hereby appointed Deputy Mayor for the City of Garfield to perform the marriage ceremony of Antonio Mesias Salomon Merlino and Stephanie Pascal-Duran.

This temporary appointment shall be solely for the purpose of performance of these marriage ceremonies and for no other reason. Similarly, no additional authority is granted hereby other than to perform said ceremonies and to execute any and all documents which may be necessary in order to effectuate the provision of this Resolution and to confirm the performance of the marriage ceremonies as described above.

BE IT FURTHER RESOLVED that the City Clerk be and he is hereby authorized and directed to forward certified copies of the within Resolution to Councilman Joseph Delaney and Antonio Mesias Salomon Merlino and Stephanie Pascal-Duran.

On call of roll, Ayes 4,
Vacancy 1

(Sgd) Louis G. Aloia
Joseph Delaney

RESOLUTIONS

Resolution No. 12-46

WHEREAS, Mayor and Council of the City of Garfield have evaluated the gasoline and diesel fuel needs for all municipal departments and have determined that the possibility exists for substantial savings in the cost of gasoline and diesel fuel; and

WHEREAS, in order to secure those cost savings on behalf of the municipality, it will be necessary to solicit for bids for providing gasoline and diesel fuel to all City Departments

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

1. The City Clerk be and he is hereby authorized and directed to prepare the appropriate notice for the solicitation of bids for providing gasoline and diesel fuel service for the City of Garfield;
2. The technical specifications for this Contract shall be prepared by the City Attorney after reviewing the same with the City Manager and the Superintendent of the Department of Public Works in order to ensure that all City departments and agencies have input regarding any stipulations or conditions that may be appropriate in bidding for this Contract;

NOW, THEREFORE, BE IT FURTHER RESOLVED that the City Clerk be and he is hereby authorized and directed to forward a certified copy of the within Resolution to the Chief of Police, the Superintendent of the Department of Public Works, the City Manager, Mazzo Gas, Inc. and Calderone's Hilltop Service.

On call of roll, Ayes 4,
Vacancy 1

(Sgd) Louis G. Aloia
Joseph Delaney

Resolution No. 12-47

RESOLUTION AUTHORIZING ADVERTISEMENT FOR BIDS STREET SWEEPING/STREET CLEANING SERVICES

WHEREAS, the City of Garfield has utilized the services of an outside contractor for street sweeping and street cleaning services since 1998; and

WHEREAS, the Contract for those services has expired and must be renewed; and

WHEREAS, as a result of the foregoing, the City Council desires to advertise for the solicitation of bids for this Contract.

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

1. The City Clerk is hereby authorized and directed to prepare an advertisement for bids in connection with street sweeping and street cleaning services for the City of Garfield.
2. Advertisement shall be made immediately upon the adoption of the within Resolution and shall be based upon the specifications prepared by the City Attorney as approved by the Office of the City Manager.

NOW THEREFORE BE IT FURTHER RESOLVED that the City Clerk be and he is hereby authorized and directed to forward certified copies of the within Resolution to the Chief Financial Officer for the City of Garfield, the Department of Public Works and the City Attorney.

On call of roll, Ayes 4,
Vacancy 1

(Sgd) Louis G. Aloia
Joseph Delaney

Resolution No. 12-48

RESOLUTION AUTHORIZING THE PREPARATION OF SPECIFICATIONS AND ADVERTISEMENT FOR BIDS FOR SOLID WASTE AND RECYCLABLES COLLECTION, TRANSPORTATION AND DISPOSAL

WHEREAS, The City of Garfield previously entered into Contracts for recyclables collection, transportation and disposal as well as solid waste collection and disposal for properties within the City of Garfield; and

RESOLUTIONS

WHEREAS, these Contracts were awarded, for a five year term, commencing on July 1st, 2007 and are scheduled to end on June 30th, 2012; and

WHEREAS, in accordance with the provisions of law, bid specifications must be prepared for a renewal contract and the period of time for advertisement for bids is sixty (60) days prior to the receipt of bids; and

WHEREAS, the Mayor and Council now intends to authorize the preparation of bid specifications and authorize the advertisement for bids for successor agreements

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

1. The Mayor and Council hereby authorize the preparation of bid specifications and the advertisement for the receipt of bids for solid waste and recyclables collection and disposal for the City of Garfield.

2. These specifications will be prepared by the City Attorney, City Engineer and Superintendent of the Department of Public Works who shall consult one another with regard to the preparation of the documents necessary for this solicitation.

3. The City Clerk is hereby authorized and directed to advertise for the solicitation of bids immediately upon the receipt of bid specifications without further direction or authorization by the City Council.

4. The Superintendent of the Department of Public Works is hereby directed to submit any requests or comments to the City attorney immediately upon the adoption of this resolution in order to facilitate the preparation of bid specifications and the advertisement of the same.

NOW THEREFORE BE IT FURTHER RESOLVED that the City Clerk be and he is hereby authorized and directed to forward certified copies of the within Resolution to the City Attorney, City Engineer, Superintendent of the Department of Public Works, Chief Financial Officer for the City of Garfield and the City Manager.

On call of roll, Ayes 4,
Vacancy 1

(Sgd) Louis G. Aloia
Joseph Delaney

Resolution No. 12-49

RESOLUTION - AUTHORIZING AWARD OF CONTRACT FOR PURCHASE OF VEHICLE

WHEREAS, the Mayor and Council previously determined that the need existed for the purchase of a 2011 Wheel Loader Back Hoe and optional plow equipment; and

WHEREAS, as a result of having made that determination, the City Council authorized the solicitation of bids for the purchase of said vehicle; and

WHEREAS, on December 28, 2011, bids were received in connection with that purchase; and

WHEREAS, two bids were received as follows:

JESCO, INC. of Plainfield, New Jersey; and
TRICO EQUIPMENT SERVICES, LLC of Vineland, New Jersey; and

WHEREAS, the bid submitted by Trico Equipment was the apparent low bidder for the base bid as well as the apparently low bidder for each of the two optional items;

WHEREAS, the bid submitted by Trico, however, contained certain exceptions and Trico provided a detailed explanation for those exceptions; and

WHEREAS, the Superintendent of the Department of Public Works, Sam Garofalo, and the Water Superintendent, Willard Bierwas, have both reviewed the exceptions and have determined that they are not material defects in the bid submission and have recommended the award of this Contract to the apparent low bidder, Trico Equipment Services, LLC.

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

RESOLUTIONS

A Contract be and his hereby awarded to Trico Equipment Services, LLC of Vineland, New Jersey for the purchase of a 2011 Wheel Loader Backhoe and optional equipment.

This award shall be in accordance with the bid submitted by Trico Equipment Services dated December 28th, 2011

The award of this Contract is contingent upon certification by the Chief Financial Officer of the City of Garfield that sufficient funds exist for this purpose.

The City Attorney, Superintendent of Department the Department of Public Works and Water Superintendent have all determined that the exceptions set forth in the bid submitted by Trico are not material and have determined that the bid submitted is in substantial compliance with the bid specifications

The Contract awarded shall be in the following amounts:

- a. Base Bid - \$108,959.00
 - Less trade in 13,500.00
 - NET PRICE \$ 95,459.00
6. In addition to the foregoing, the following optional items are awarded:
- Option No. 1 \$6,715.00
 - Option No. 2 \$4,689.00

NOW THEREFORE BE IT FURTHER RESOLVED that the City Attorney is hereby authorized and directed to prepare any Contracts that may be necessary in order to facilitate the purchase of this vehicle;

AND BE IT FURTHER RESOLVED that the City Clerk be and he is hereby authorized and directed to forward certified copies of the within resolution to the Office of the City Attorney, the Department of Public Works and the successful bidder, Trico Equipment Services, LLC

On call of roll, Ayes 4,
Vacancy 1

(Sgd) Louis G. Aloia
Joseph Delaney

Resolution No. 12-50

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

WHEREAS, the City of Garfield (name of applicant) desires to further the public interest by obtaining funding in the amount of \$600,000 from the State to fund the following project(s): (describe the project)_20th Century Field Improvements Phase II at a cost of \$1,200,000 (project cost);

NOW, THEREFORE, the governing body/board resolves that Thomas J. Duch (title of authorized official) or the successor to the office of City Manager (title of authorized official) is hereby authorized to:

- (a) make application for such a loan and/or such a grant,
- (b) provide additional application information and furnish such documents as may be required, and
- (c) act as the authorized correspondent of the above named applicant; and

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

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

RESOLUTIONS

NOW, THEREFORE, BE IT FURTHER RESOLVED BY THE City of Garfield(name of legal body or board)

1. That the City Manager (title of authorized official) of the above named body or board is hereby authorized to execute an agreement and any amendment thereto with the State known as 20th Century Field Improvements Phase II (project name);
2. That the applicant has its matching share of the project, if a match is required, in the amount of \$1,200,000;
3. That, in the event the State's funds are less than the total project cost specified above, the applicant has the balance of funding necessary to complete the project;
4. That the applicant agrees to comply with all applicable federal, state, and local laws, rules, and regulations in its performance of the project; and
5. That this resolution shall take effect immediately.

On call of roll, Ayes 4,
Vacancy 1

(Sgd) Louis G. Aloia
Joseph Delaney

Resolution No. 12-51

WHEREAS, pursuant to a previously adopted resolution, the Governing Body determined that it would be in the best interests of the City of make certain professional appointments pursuant to a "Fair and Open Process" pursuant to the provisions of the New Jersey Local Unit Pay to Play Law which became effective on January 1, 2006; and

WHEREAS, pursuant to the aforesaid Resolution, a legal notice and statement of criteria for submission of qualifications were prepared by the City Attorney which solicited submissions by the various professionals no later than Friday, January 13th, 2012; and

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

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

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

1. Kevin Boswell of Boswell McClave Engineering is hereby appointed as City Engineer for the City of Garfield with compensation to be determined pursuant to the applicable salary Ordinance. This appointment shall include appointment to serve as the Engineer for the Garfield Planning Board.
2. Dieter Lerch of the firm of Lerch, Vinci and Higgins, LLP is hereby appointed as City Auditor for the City of Garfield with compensation to be determined pursuant to the applicable salary Ordinance or pursuant to separate Resolution.
3. Steven L. Rogut, Esq. of the firm of Rogut McCarthy Troy, LLC is hereby appointed as Bond Counsel for the City of Garfield with compensation to be determined pursuant to the various Bond Ordinances established by the City Council.
4. Frank Covelli of Professional Insurance Associate, Inc. be and is hereby appointed Risk Management Consultant for the City of Garfield to perform various professional services as detailed in a Risk Management Consultant Agreement which indicates a minimum fee equal to six percent (6%) of the municipal assessment.
5. Robert McNerney of McNerney Appraisal Services Corp. is hereby appointed City Tax Appraiser for the City of Garfield in connection with defending tax appeals for a monthly retainer of \$2,900.00 per month.

RESOLUTIONS

6. Edward Arcari of the firm of Arcari Iovino Architects, PC is hereby appointed as Architect for the City of Garfield for a fee to be determined based upon each individual project awarded.
7. Joseph Giammanco is hereby appointed Municipal Prosecutor with compensation to be determined pursuant to the applicable salary Ordinance.
8. Capital Alternatives Corporation and GLD Associates are hereby appointed as Grants Consultant for the City of Garfield with compensation to be determined in accordance with a separate agreement to be established by the City Manager.
9. Law Office of Kurt J. Geisler, LLC is hereby appointed as Municipal Public Defender with compensation to be determined pursuant to the applicable salary ordinance.
10. Burgis Associates, Inc. is hereby appointed as City Planner with compensation to be determined pursuant to a separate resolution.

NOW, THEREFORE, BE IT RESOLVED that no appointments are being made for the positions of City Attorney and Litigation Attorney. Furthermore, these positions are on a salary basis only and, therefore, are exempt from Pay to Play regulations. A review of prior Resolutions and action of the Governing Body has revealed that contracts for those positions are currently in effect which extend through the current Council term.

NOW, THEREFORE, BE IT FURTHER RESOLVED, that each of the appointments set forth herein shall be for a period of one (1) year commencing on January 1, 2012 and each appointment is subject to confirmation by the Chief Financial Officer that sufficient funds exist for these purposes.

WHEREAS, to the extent that the power of appointment rests with the City Manager, these appointments are intended to confirm said appointments made by the Office of the City Manager.

NOW, THEREFORE, BE IT FURTHER RESOLVED, that the within appointments have been made pursuant to a "Fair and Open Process"; and

NOW THEREFORE BE IT FURTHER RESOLVED that the City Clerk be and he is hereby authorized and directed to forward certified copies of the within Resolution to the Offices of the City Manager, City Attorney, Chief Financial Officer for the City of Garfield and each of the professionals appointed pursuant to this Resolution.

On call of roll, Ayes 4,
Vacancy 1

(Sgd) Louis G. Aloia
Joseph Delaney

Resolution No. 12-52

RISK MANAGEMENT CONSULTANT

WHEREAS, the City of Garfield is a member of the Suburban Essex Municipal Joint Insurance Fund; and

WHEREAS, the bylaws of said Funds require that each member municipality appoint a RISK MANAGEMENT CONSULTANT to perform various professional services as detailed in the bylaws and the attached risk consultant management agreement; and

WHEREAS, the bylaws indicate a minimum fee equal to six percent (6%) of the Municipal assessment which expenditure represents reasonable compensation for the services required and which is included in the City's annual JIF assessment; and

WHEREAS, the judgmental nature of the Risk Management Consultant's duties renders comparative bidding impractical;

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Garfield, Bergen County, New Jersey does hereby appoint Frank Covelli of Professional Insurance Associates, Inc., 429 Hackensack Street, Carlstadt, NJ 07072 as its Risk Management Consultant in accordance with the Fund's bylaws and the attached risk consultant management agreement; and

BE IT FURTHER RESOLVED that the Mayor and City Clerk are hereby authorized and directed to execute the Risk Management Consultant's Agreement annexed hereto and to cause a notice of this decision to be published in the Garfield Messenger pursuant to NJSA 40A:11-5(1)(a)(i).

RESOLUTIONS

On call of roll, Ayes 4,
Vacancy 1

(Sgd) Louis G. Aloia
Joseph Delaney

Resolution No. 12-53

WHEREAS, the City of Garfield is a member of the Suburban Essex Joint Insurance Fund; and
WHEREAS, as a member in this fund, the City of Garfield must appoint a Fund Commissioner and an Alternate to represent the City on all matters before the Fund; and
NOW THEREFORE BE IT RESOLVED, by the City Council of the City of Garfield, County of Bergen and State of New Jersey that City Manager Thomas J. Duch is hereby appointed as J.I.F. Fund Commissioner and Andrew J. Pavlica, City Clerk be and is hereby appointed as Alternate J.I.F. Fund Commissioner for the City of Garfield of the Suburban Essex Joint Insurance Fund for the year 2012.

BE IT FURTHER RESOLVED that the City Clerk be and he is hereby authorized and directed to forward a copy of this approved Resolution to the Suburban Essex Joint Insurance Fund, Risk Management Consultant and to the Office of the City Manager.

On call of roll, Ayes 4,
Vacancy 1

(Sgd) Louis G. Aloia
Joseph Delaney

Resolution No. 12-54

A Resolution Authorizing Engineering Services in Connection with the Preparation of a Detailed Engineering Report and Permit Application to NJDEP for the Reactivation of Well 8C.

WHEREAS, The NJDEP, Division of Water Supply, Bureau of Water System and Well Permitting, requires a Permit to reactivate Well 8C, and;

WHEREAS, An application to construct/modify/operate public water facilities needs to be submitted to the NJDEP as part of this request, and;

WHEREAS, A detailed engineering report outlining the proposed pump and disinfection system must be prepared and submitted as part of this application, and further;

WHEREAS, A final inspection and certification of compliance shall be required to the NJDEP prior to receipt of authorization to reactivate this well,

NOW THEREFORE BE IT RESOLVED, the City Engineer is hereby authorized to provide the necessary services in connection with the preparation of a permit application, engineering report, construction management and assistance and execution of final certification of completion documents for a fee not to exceed \$30,000.00.

On call of roll, Ayes 4,
Vacancy 1

(Sgd) Louis G. Aloia
Joseph Delaney

Resolution No. 12-55

A Resolution Authorizing a Purchase Order to PSE & G for the Purchase of Ornamental Lighting as Part of the Streetscape Improvements on the North Side of Passaic Street Opposite the Vornado Redevelopment Property.

WHEREAS, the City of Garfield is desirous of installing streetscape improvements along the north side of Passaic Street between Westminster Place and Lincoln Place, and;

WHEREAS, a contribution has been received from the Developer of Lot 25, Block 18 to pay for this work, and;

WHEREAS, a deposit of \$175,000.00 has been received to pay for the construction, design and inspection services in connection with this improvement, and;

WHEREAS, the majority of this work has been publicly bid in conjunction with the Lanza Avenue repaving project, as well as the Midland Avenue sidewalk improvement project, and;

WHEREAS, additional lighting improvements are desired which involves the purchase of said fixtures from PSE & G at the Redeveloper's expense and upon installation the City will assume the continuing operating expense for these fixtures via a monthly payment to PSE & G.

NOW THEREFORE BE IT RESOLVED, the City hereby authorizes a purchase order in the amount of \$17,897.40 to pay PSE & G for the purchase of the requisite fixtures, and;

RESOLUTIONS

BE IT FURTHER RESOLVED, this amount will be deducted from the \$175,000.00 received from the Redeveloper of the aforementioned parcel to finance this payment.

On call of roll, Ayes 4,
Vacancy 1

(Sgd) Louis G. Aloia
Joseph Delaney

Resolution No. 12-56

A Resolution Authorizing Change Order No. 2 in Connection with the Lanza Avenue, Midland Avenue 2011 CDBG Roadway Improvement Program.

WHEREAS, English Paving was awarded a contract in connection with the improvement of Lanza Avenue, as well as sidewalk repairs on Midland Avenue and Passaic Street, and;

WHEREAS, field conditions encountered within the project limits caused an additional cost in the amount of \$1,723.48.

NOW THEREFORE BE IT RESOLVED, Change Order No. 2 in the total amount of \$1,723.48 is hereby approved.

On call of roll, Ayes 4,
Vacancy 1

(Sgd) Louis G. Aloia
Joseph Delaney

Resolution No. 12-57

WHEREAS, the rules of procedure of Ordinance No. 1856, adopted on 1/22/1985, as per the City Manager and his designee of the City of Garfield state that a Performance Guaranty shall be made, in an amount as determined by the City Engineer, to cover a Street Opening Bond for the period of one year and,

WHEREAS, a deposit has been received from Iwona Puk for location on 221 Lanza Avenue, BL 203.04, L117 in the City of Garfield, Bergen County, New Jersey, in the amount of \$2,500.00 for said Street Opening Bond on 01/24/2011, said funds are being held in the Trust Other Fund, and

WHEREAS, the Building Inspector has investigated this deposit and had 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.

On call of roll, Ayes 4,
Vacancy 1

(Sgd) Louis G. Aloia
Joseph Delaney

Resolution No. 12-58

See

the

following

pages numbered _____

for

the

Temporary Capital Budget

RESOLUTIONS

Resolution No. 12-59

A Resolution Authorizing the Award of Contract for the Repair of 30" Water Main on Cedar Street, City of Garfield to JoGi Construction of Edison, New Jersey.

WHEREAS, bids were received for the above project on January 24, 2012 at 11:00 a.m., and;

WHEREAS, the City Engineer has reviewed the bids and determined that JoGi Construction of Edison is the lowest responsible bid.

NOW THEREFORE BE IT RESOLVED, the Repair of 30" Water Main on Cedar Street Project is hereby awarded to JoGi Construction of Edison in the low bid amount of \$83,820.00.

On call of roll, Ayes 4,
Vacancy 1

(Sgd) Louis G. Aloia
Joseph Delaney

BILLS AND CLAIMS

Resolution No. 12-60

RESOLVED by the City Council of the City of Garfield that the following bills No. 1503 to 1505 covering Trust Other Account totaling \$75,852.16 and in the Current Fund Reserve totaling \$135,674.32 and in the Current Fund totaling 2,896,215.51 and in the Water Fund Reserve totaling \$83,629.34 and in the Water Current Fund totaling \$19,894.25 and in the General Capital Fund totaling \$64,568.21 and in the Water Capital Fund totaling \$11,815.00 and in the Dog Trust Account and COAH Montvale totaling \$1,335.00 per attached Computer Lists, be ordered paid and the proper officers are hereby authorized to issue checks for same provided there are funds in the respective appropriations, and

BE IT FURTHER RESOLVED that the action of the Mayor, City Clerk and City Treasurer in issuing checks in payment on the Ratification List, which includes nineteen (19) items prior to the meeting be ratified.

See

the

following

pages numbered _____

for

Bills

and

Claims

ORDINANCES

Councilmember Delaney introduced in writing the following ordinance entitled:

BOND ORDINANCE TO APPROPRIATE AN ADDITIONAL SUM OF \$2,100,000 FOR THE CONSTRUCTION PHASE OF THE PASSAIC RIVER PARK AND BIKEWAY PROJECT IN, BY AND FOR THE CITY OF GARFIELD, IN THE COUNTY OF BERGEN, NEW JERSEY TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH ADDITIONAL APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS

City Clerk Pavlica read the ordinance by title.

Councilmember Delaney moved that this ordinance entitled: "BOND ORDINANCE TO APPROPRIATE AN ADDITIONAL SUM OF \$2,100,000 FOR THE CONSTRUCTION PHASE OF THE PASSAIC RIVER PARK AND BIKEWAY PROJECT IN, BY AND FOR THE CITY OF GARFIELD, IN THE COUNTY OF BERGEN, NEW JERSEY TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH ADDITIONAL APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS", do now pass on first reading and remain on file with the City Clerk for public inspection until public hearing thereon and further consideration thereof which shall be held February 21, 2012 at 8:00 PM in the City Hall in Garfield that the City Clerk be directed to publish said ordinance in full together with the notice of such hearing in The Record, at least seven days prior to the hearing.

The motion duly seconded by Councilmember Delaney, was on roll call adopted by the following vote and the motion was declared adopted and said ordinance passed on first reading: Ayes 4, Vacancy 1.

Councilmember Aloia introduced in writing the following ordinance entitled:

AN ORDINANCE TO AMEND ORDINANCE NO. 2610
OF THE CITY CODE ENTITLED
"PERMIT PARKING ON RESIDENTIAL STREETS"
AND TO REPEAL ORDINANCE NO. 2622

City Clerk Pavlica read the ordinance by title.

Councilmember Aloia moved that this ordinance entitled: "AN ORDINANCE TO AMEND ORDINANCE NO. 2610 OF THE CITY CODE ENTITLED "PERMIT PARKING ON RESIDENTIAL STREETS" AND TO REPEAL ORDINANCE NO. 2622", do now pass on first reading and remain on file with the City Clerk for public inspection until public hearing thereon and further consideration thereof which shall be held February 21, 2012 at 8:00 PM in the City Hall in Garfield that the City Clerk be directed to publish said ordinance in full together with the notice of such hearing in The Record, at least seven days prior to the hearing.

The motion duly seconded by Councilmember Delaney, was on roll call adopted by the following vote and the motion was declared adopted and said ordinance passed on first reading: Ayes 4, Vacancy 1.

Councilmember Aloia introduced in writing the following ordinance entitled:

CITY OF GARFIELD
BERGEN COUNTY, NEW JERSEY
CALENDAR YEAR 2012
ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION
LIMITS AND TO ESTABLISH A CAP BANK
(N.J.S.A. 40A: 4-45.14)

ORDINANCES

City Clerk Pavlica read the ordinance by title.

Councilmember Aloia moved that this ordinance entitled: “ CITY OF GARFIELD BERGEN COUNTY, NEW JERSEY CALENDAR YEAR 2012 ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATIONLIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14)”, do now pass on first reading and remain on file with the City Clerk for public inspection until public hearing thereon and further consideration thereof which shall be held February 21, 2012 at 8:00 PM in the City Hall in Garfield that the City Clerk be directed to publish said ordinance in full together with the notice of such hearing in The Record, at least seven days prior to the hearing.

The motion duly seconded by Councilmember Raymond, was on roll call adopted by the following vote and the motion was declared adopted and said ordinance passed on first reading: Ayes 4, Vacancy 1.

EXIT OF INTERIM CHIEF FINANCIAL OFFICER RIGGITANO

At 9:05 PM, Interim Chief Financial Officer Roy Riggiano left the meeting and it was duly noted for the record.

CITIZENS AND TAXPAYERS

Ms. Charlotte Jones-Taddeo, 479 Madeline Avenue, spoke on improving community relations between the community and the City Police Department. She asked that the Police Department have foot patrols. She spoke on the proposed creation of an Inspector General’s Office and establishing a Board with civilian appointments for oversight. She spoke on rebuilding unity in the community between the Police Department and the citizens. She said that Garfield does not need outsiders coming in from New Brunswick and other towns concerning Garfield issues.

Mr. Ciro Desclafani, 47 Orchard Street, spoke on Urban Renewal and that corporate leadership is the key to Redevelopment. He spoke on needing Transit Hubs in Garfield. He finds it unconscienceable that the County Prosecutor is taking so long with his investigation of a shooting in Garfield.

Mr. Adolph Burghardt, 18 Dahnert’s Park Lane, complained about the condition of New Schley Street and the condition of Dahnert’s Park Lane.

Mr. Hugh Quinn, the owner of Bagel Hop, located at 503 Midland Avenue, spoke on how he was cited for not being in compliance with the Fire Code concerning his grill and he has stopped making breakfast until the matter is rectified and it is costing him business until he complies.

Mr. Reginald Buggs, 315 Mac Arthur Avenue; and Mr. Miguel Reyes, 91 Passaic Street and the owner of Ruby Rose, advocated for the establishment of a Community Relations Advisory Board and a City Complaint Review Board because they feel that there are a lot of people not being heard. They spoke on the need to update the City Website, spoke on a proposed Youth Advisory Board, and spoke on the request to release the name of the Garfield Police Officer involved in the shooting death of a nineteen year old man on December 10, 2011.

Ms. Shelia Logan, 316 Malcolm Avenue, spoke on how Garfield has changed and on the need to get a hold of Garfield’s youth. She said that there are no answers and people are unhappy.

Ms. Lisa Logan, 143 Grand Street, spoke on the need to repair the broken fence near the ditch by Fleischer’s Brook next to the Middle School on Lanza Avenue.

Mr. Anthony Cerritan, President of the Bergen County NAACP, spoke on what is needed to bring people together and said that we want to build upon everything. He said that the key is communication and he suggests getting together in a community forum. He asked, “What are we going to do, to bring it together?”

CITIZENS AND TAXPAYERS

Pastor Arthur Bryant of Friendship Baptist Church located at 154 Gaston Avenue spoke on the Community Healing Service scheduled to be held Friday, February 10, 2012 at 7:30 PM at his Church. He spoke on how new people moving into town are too intimidated to seek out services available to the public. He spoke on the need for Sensitivity Training and improved communication to prevent another situation from happening.

Mr. James Erwin of Englewood, New Jersey, spoke on interaction at Council Meetings. He said that there is a need to do a better job disseminating information to the public. He spoke on reaching out to the youth and on the need to engage the people.

Mr. Michael Denistran, 104 Palisade Avenue, complained about receiving an alternate side of the street parking ticket on a snow day. He complained about signage and traffic regulations. He said that he believes a police officer should always be assigned behind a street sweeper.

COUNCILMEMBER COMMENTS

Councilmember Raymond said that there was a lot of good dialogue here tonight and she hopes that it is a beginning of a healing process. She said that there are some good programs in the schools and she suggested reaching out to 18-21 year olds. She said there is a need for a common starting place. She said that City Officials are just as frustrated as the public concerning the length of the investigation of the County Prosecutor's Office concerning the December 10th Police Shooting. There is a process involving forensics and interviews and hopefully soon answers will be provided by the County Prosecutor. She asked that everyone remember the Duch Family and remember Helen Duch, the mother of City Manager Thomas Duch, who passed away suddenly last week.

Councilmember Delaney spoke on the fees at the Garfield Boys and Girls Club and at the City Recreation Program. He spoke on the need to get involved in the community. He spoke on how the Garfield Police Department is heavily involved with the youth. He spoke on the need for an additional sidewalk from the Wal-Mart Redevelopment to Passaic Street. He wished all the ladies a Happy Valentine's Day and wished Councilmember Raymond a Happy Birthday on Valentine's Day.

Councilmember Aloia proposed that the City Recreation Center be opened for a police officer to reach out to kids on a weekend at night. He said that there are some bridges that have to be crossed so often and the one person that we have saved, we do not know about. He wished everyone a Happy Valentine's Day.

Mayor Calandriello said that something good has come out of this evening. He spoke on how he is always out on the street with the people. He said that setting up a Board creates a buffer between the citizens and the Council. He said that the City Council is out there. He said that it is important to touch as many children as we possible can to affect as many children as we possible can. He spoke on the Community Healing Service to be held this coming Friday at Friendship Baptist Church. He wished everyone a Happy Valentine's Day.

ADJOURNMENT

At 11:20 PM, there being no further business, Councilmember Raymond moved to adjourn the meeting. Councilmember Delaney duly seconded the motion.

On call of roll, Ayes 4,
Vacancy 1

Andrew J. Pavlica, CITY CLERK

