

A Regular Meeting of the City Council was held Tuesday, March 6, 2012 at 8:00 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 Manager Thomas J. Duch, City Clerk Andrew J. Pavlica, City Attorney Joseph J. Rotolo, Labor Council Joseph Randazzo, City Engineer Kevin J. Boswell, Interim Chief Financial Officer Roy Riggitano and Police Chief Kevin Amos

VIRIDIAN PRESENTATION

Viridian Energy Executive Vice President Robert Ulrich and Viridian Energy Representatives Patrick Lull and Raphael Herrera presented a plaque to Mayor Calandriello, the City Council and City Manager Duch for green energy initiatives.

COMMUNICATIONS/APPOINTMENTS

City Clerk Pavlica reported that in a letter to him dated March 1, 2012, Mayor Calandriello made the following appointment :

- * Gerald Walis, 77 Hartmann Avenue, as a Class Two Member of the Planning Board, effective immediately to succeed Kurt Hielle, for the unexpired term, said term to expire July 1, 2012.

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

RESOLUTIONS

Resolution No. 12-71

WHEREAS, Shauntierah "T.T." Douglas was named Athlete of the Week for the Week of February 20, 2012 by the Bergen Record Newspaper, and

WHEREAS, "T.T." led the Garfield High School Girls Basketball Team to victories over League Champion Cresskill, and Lodi, and New Milford, and

WHEREAS, "T.T." has led the Girls Basketball Team to the best overall record in ten years, and

WHEREAS, "T.T." has been unanimously selected First Team All League and has scored 943 career points, mostly during three years, has averaged 14 points per game during the 2011-2012 season and 8 rebounds and 4 assists per game,

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Garfield, Bergen County, New Jersey, that SHAUNTIERAH "T.T." DOUGLAS is hereby CONGRATULATED on being named ATHLETE OF THE WEEK and praised on her skill, effort, teamwork and competitive spirit evidenced by her accomplishments and the accomplishments of her team.

On call of roll, Ayes 4, Vacancy 1

(Sgd) All Four Councilmembers

At this time, a CERTIFIED copy of Resolution No. 12-71 was presented to Shauntierah "T.T." Douglas.

RESOLUTIONS

Resolution No. 12-72

WHEREAS, Empowering Peers and Inspiring Change (EPIC) has been mobilized to reduce underage drinking by youth, and

WHEREAS, Empowering Peers and Inspiring Change (EPIC) promotes healthy choices among youth and adults, and

WHEREAS, Empowering Peers and Inspiring Change (EPIC) can influence public policy and legislation affecting youth, adults and families, and

WHEREAS, Empowering Peers and Inspiring Change (EPIC) connects all elements of society in the struggle against underage drinking,

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Garfield, Bergen County, New Jersey, that all the residents of the community are asked to join us in supporting Empower Peers and Inspire Change (EPIC) as it works to reduce underage drinking,

BE IT FURTHER RESOLVED, that April is hereby recognized as Alcohol Awareness Month.

On call of roll, Ayes 4, Vacancy 1

(Sgd) All Four Councilmembers

Resolution No. 12-73

WHEREAS, the Sicilian Federation of New Jersey will be holding their Annual Gala on Sunday, March 11, 2012 at 5:00 PM at the Venetian Restaurant located at 546 River Drive in Garfield, New Jersey, and

WHEREAS, the Sicilian Federation of New Jersey is a non-profit organization based in Bergen County, which promotes relations between the Region of Sicily and the State of New Jersey, and fosters the exchange of cultural, commercial and entrepreneurial interactions between the two countries, and

WHEREAS, this year the Federation is honoring Dr. Ciro Randazzo as the recipient of the Trinacria D'oro Award and Chief Vincent Caruso of Lodi and President of the Bergen County Police Chief Association as the recipient of the Globe Award, and

WHEREAS, the Garfield Mayor and Council are desirous of publicly recognizing those who have demonstrated long commitment to promoting relations between Sicily and the State of New Jersey, and have continued their dedication to giving back to the community,

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Garfield, Bergen County, New Jersey that CONGRATULATIONS are hereby extended to Dr. Ciro Randazzo and Chief Vincent Caruso and the Sicilian Federation of New Jersey on being justly honored for their good deeds and for being worthwhile proponents of the causes of the Italian American community and the Italian nation.

On call of roll, Ayes 4, Vacancy 1

(Sgd) All Four Councilmembers

Resolution No. 12-74

RESOLUTION REQUESTING STATUS REPORT FROM BERGEN COUNTY PROSECUTOR'S OFFICE

WHEREAS, on December 10, 2011, an incident occurred within the City of Garfield which resulted in the death of a local resident; and

WHEREAS, this incident involved a Garfield Police Officer as well as an Officer with the Bergen County Police Department; and

WHEREAS, the Bergen County Prosecutor's Office has, since the incident, been engaged in an investigation regarding this incident and that office has been unable or unwilling to provide any information to the Mayor and Council regarding the status of their investigation or a time table for conclusion of that investigation; and

WHEREAS, the Mayor and Council have received numerous requests and complaints from local residents regarding the lack of information forthcoming regarding this incident.

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the City of Garfield, County of Bergen, State of New Jersey that the City Manager is hereby authorized and directed to request, from the Office of the Bergen County Prosecutor, a status report regarding the investigation of the incident which occurred on December 10th, 2011; and

RESOLUTIONS

BE IT FURTHER RESOLVED the City Manager is also authorized and directed to request, from the Bergen County Prosecutor's Office, an estimated time when their investigation will be completed in the event that detailed information may not be released at this time;
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 Bergen County Prosecutor, the Office of the City Manager and the Office of the City Attorney.

On call of roll, Ayes 4, Vacancy 1

(Sgd) Louis G. Aloia
Joseph Delaney

Resolution No. 12-75

WHEREAS, Fire Company No. 1 has advised that they have accepted Shannon Wolfson of 38 Morrell Place, Garfield, New Jersey 07026, as a regular active member, effective February 23, 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) Joseph Delaney
Louis G. Aloia

Resolution No. 12-76

WHEREAS, Fire Company No. 1 has advised that they have accepted Joseph Luterzo of 247 Shaw Street, Garfield, New Jersey 07026, as a regular active member, effective February 23, 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) Joseph Delaney
Louis G. Aloia

Resolution No. 12-77

WHEREAS, Lucille Gonzales, 65 MacArthur Ave, who is the holder of a Disabled Person I.D. Card No. P1035280, has filed application for a handicapped parking sign to be placed at her address, and

WHEREAS, the Police Department has conducted an investigation 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 "Handicapped Parking", located on the west curb line of MacArthur Ave commencing 61 feet south of the intersection of MacArthur Ave & Terrace Place and run an additional 25 south from that point.

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

On call of roll, Ayes 4, Vacancy 1

(Sgd) Joseph Delaney
Louis G. Aloia

Resolution No. 12-78

WHEREAS, Nellie Hetel, 405 Madeline Ave, who is the holder of a Disabled Person I.D. Card No. P1000054, has filed application for a handicapped parking sign to be placed at her address, and

WHEREAS, the Police Department has conducted an investigation 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 "Handicapped Parking", located on the north curb line of Madeline Ave commencing 158 feet west of the intersection of Madeline Ave & Herman St. and run an additional 25 west from that point.

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

On call of roll, Ayes 4, Vacancy 1

(Sgd) Joseph Delaney
Louis G. Aloia

Resolution No. 12-79

WHEREAS, Lisandra Rosario, 377 Madeline Ave, whose son Aaron is the holder of a Disabled Person I.D. Card No. P908979, has filed application for a handicapped parking sign to be placed at her address, and

WHEREAS, the Police Department has conducted an investigation 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 "Handicapped Parking", located on the north curb line of Madeline Ave commencing 211 feet east of the intersection of Madeline Ave & Shaw St. and run an additional 25 east from that point.

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

On call of roll, Ayes 4, Vacancy 1

(Sgd) Joseph Delaney
Louis G. Aloia

Resolution No. 12-80

WHEREAS, Wyman Williams, 125 Gaston Ave, who is the holder of a Disabled Person I.D. Card No. P720550, has filed application for a handicapped parking sign to be placed at his address, and WHEREAS, the Police Department has conducted an investigation 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 "Handicapped Parking", located on the west curb line of Gaston Ave commencing 183 feet south of the intersection of Gaston Ave & Irving Place and run an additional 25 south from that point.

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

On call of roll, Ayes 4, Vacancy 1

(Sgd) Joseph Delaney
Louis G. Aloia

Resolution No. 12-81

WHEREAS, Belmont Suds Factory, 62 Belmont 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, Belmont Suds Factory for the year 2012.

On call of roll, Ayes 4, Vacancy 1

(Sgd) Joseph Delaney
Louis G. Aloia

Resolution No. 12-82

WHEREAS, Time to Wash Laundromat, 69 River Drive 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, Time to Wash Laundromat for the year 2012.

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On call of roll, Ayes 4, Vacancy 1

(Sgd) Joseph Delaney
Louis G. Aloia

Resolution No. 12-83

A Resolution Authorizing Change Order No. 5 and Change Order No. 6 in Connection with the River Drive Improvement Project, City of Garfield.

WHEREAS, the City of Garfield awarded a contract to English Paving Co. in the original contract amount of \$7,544,462.52, and;

WHEREAS, Change Order No. 5 is necessitated by additional unforeseen water line conflicts encountered during the construction of various drainage facilities, and;

WHEREAS, Change Order No. 6 is necessitated by additional unforeseen water line conflicts and loss of pipe cover encountered during the construction of various road improvements.

NOW THEREFORE BE IT FURTHER RESOLVED, Change Order No. 6 in the total amount of \$137,050.00 is hereby approved.

On call of roll, Ayes 4, Vacancy 1

(Sgd) Joseph Delaney
Louis G. Aloia

Resolution No. 12-84

A Resolution Authorizing Payment to the City Engineer in connection with emergency sanitary sewer and storm repairs.

WHEREAS, the City of Garfield required services in connection with emergency repairs at various locations throughout the City, and;

WHEREAS, the scope of work included an initial site inspection, solicitation of multiple quotations to undertake the work, meeting with various contractors at the project sites to review the scope of work and schedule, review of the quotations, preparation of approving resolutions to award the contract with a recommendation letter for same and lastly the inspection and coordination of payment to the contractor.

NOW THEREFORE BE IT RESOLVED, the City Engineer is hereby authorized to receive payment for the following projects:

GF-1350 – Steinberg Avenue Emergency Storm Drain Repair - \$1,399.00.

GF-1351 – 37 Lanza Avenue Emergency Sanitary Sewer Repair - \$1,457.00

GF-1354 – Emergency Sanitary Lateral Repair at Midland Avenue - \$3,500.00

GF-1358 – Emergency Sanitary Sewer Repair at VFW - \$1,600.00

On call of roll, Ayes 4, Vacancy 1

(Sgd) Joseph Delaney
Louis G. Aloia

Resolution No. 12-85

A Resolution Authorizing Payment to the City Engineer in Connection with Various Grant Applications Prepared and Submitted on Behalf of the City of Garfield.

WHEREAS, the City Engineer was directed to prepare 3 grant applications in connection with various projects for grant funding, and;

WHEREAS, these applications were completed and submitted.

NOW THEREFORE BE IT RESOLVED, payment is hereby approved to the City Engineer in connection with the following applications:

1. 2011 NJDOT Local Aid Application for Lanza Avenue (\$150,000 grant secured) \$752.25

RESOLUTIONS

2. NJDOT Local Aid Application for Grand Street between Midland and Harrison Avenue (\$150,000 grant request pending) - \$598.50
3. 2012 CDBG Grant Application – (three grants totaling \$750,000 currently pending) - \$4,281.00

On call of roll, Ayes 4, Vacancy 1

(Sgd) Joseph Delaney
Louis G. Aloia

Resolution No. 12-86

AUTHORIZE EXECUTION OF RIGHT OF WAY AGREEMENT BETWEEN THE CITY OF GARFIELD AND FIBER TECHNOLOGIES NETWORKS, L.L.C. TO PERMIT THE INSTALLATION, USE AND MAINTENANCE OF TELECOMMUNICATIONS FACILITIES WITHIN PUBLIC RIGHTS-OF-WAY FOR PURPOSES OF PROVIDING TELECOMMUNICATIONS SERVICES

WHEREAS, Fiber Technologies Networks, L.L.C. (“Fibertech”), a New York limited liability company, with offices located at 300 Meridian Centre, Rochester, New York, is authorized to provide local exchange and interexchange telecommunications services throughout the State of New Jersey pursuant to an Order issued by the New Jersey Board of Public Utilities (“NJBPU) in Docket No. TE05080683 dated September 14, 2005; and

WHEREAS, Fibertech has requested the consent of the Municipality to occupy public rights-of-way within the Municipality for a period of fifty (50) years for the purpose of constructing, installing, operating, repairing, maintaining and replacing a telecommunications system; and

WHEREAS, it is deemed to be in the best interest of the Municipality and its citizenry, particularly including the commercial and industrial citizens, for the Municipality to grant municipal consent to Fibertech to occupy the public rights-of-way within the Municipality for this purpose; and

WHEREAS, the granting of such consent is and shall be conditional upon Fibertech’s continued compliance with all existing and future ordinances of the Municipality and its entering into a written agreement with the Municipality to, inter alia, indemnify and hold the Municipality harmless as to all claims and liability resulting from any injury or damage which may arise from the construction, installation, operation, repair, maintenance, disconnect, replacement and removal of its telecommunications system within certain public rights-of-way and provide liability insurance coverage for personal injury and property damage.

NOW THEREFORE BE IT RESOLVED by the Governing Body of the City of Garfield;

1. That non-exclusive consent is hereby granted to Fibertech to occupy the public rights-of-way within the Municipality for the purpose of construction, installation, operation, repair, maintenance and replacement of a telecommunications system for a period of fifty (50) years.
2. The within granted permission is conditioned upon Fibertech entering into the attached agreement with the Municipality and providing liability and property damage insurance coverage.
3. The Mayor and Municipal Clerk are hereby authorized to execute the attached Agreement.
4. A copy of this Resolution and the executed Agreement shall be filed in the Office of the Municipal Clerk.

On call of roll, Ayes 4, Vacancy 1

(Sgd) Joseph Delaney
Louis G. Aloia

Resolution No. 12-87

See the following pages _____

for Temporary Capital Budget

BILLS AND CLAIMS

Resolution No. 12-88

RESOLVED by the City Council of the City of Garfield that the following bill No. 1510 covering Dog Trust Fund Account totaling \$168.00 and in the Current Fund Reserve totaling \$27,926.09 and in the Current Fund totaling \$4,616,144.91 and in the Water Current Fund totaling \$130,694.08 and in the General Capital Fund totaling \$232.50 and in the Water Capital Fund totaling \$40,030.81 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 eleven (11) items prior to the meeting be ratified.

See

the

following pages _____

for

Bills

and

Claims

ORDINANCES

Ordinance No. 2626

The following entitled ordinance was introduced at a Regular Meeting held February 7, 2012; it was duly published; a copy was posted on the bulletin board in City Hall; copies were made available to the general public and having complied with the law, this ordinance was not read in full and the City Council, held the public hearing at a meeting held February 21, 2012, at which meeting the ordinance was tabled, and the City Council can now proceed with the final passage:

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 said ordinance do now pass on final passage and that the City Clerk be directed to publish said ordinance in full together with the statement or notice required by law. Councilmember Raymond duly seconded the motion.

On call of roll Ayes 4, Vacancy 1

Councilmember Delaney introduced in writing the following ordinance entitled:

AN ORDINANCE TO FIX THE SALARY,
WAGES AND COMPENSATION OF CERTAIN OFFICERS
AND EMPLOYEES OF THE CITY OF GARFIELD,
BERGEN COUNTY, NEW JERSEY

City Clerk Pavlica read the ordinance by title.

Councilmember Delaney moved that this ordinance entitled: "AN ORDINANCE TO FIX THE SALARY, WAGES AND COMPENSATION OF CERTAIN OFFICERS AND EMPLOYEES OF THE CITY OF GARFIELD, BERGEN COUNTY, NEW JERSEY", 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 March 20, 2012 at 8:00 PM in the City Hall in Garfield and 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 Aloia, 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 Delaney introduced in writing the following ordinance entitled:

BOND ORDINANCE TO AUTHORIZE THE REHABILITATION OF WATER LINES AT VARIOUS LOCATIONS 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 \$300,000 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

City Clerk Pavlica read the ordinance by title.

ORDINANCES

Councilmember Delaney moved that this ordinance entitled: "BOND ORDINANCE TO AUTHORIZE THE REHABILITATION OF WATER LINES AT VARIOUS LOCATIONS 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 \$300,000 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", 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 March 20, 2012 at 8:00 PM in the City Hall in Garfield and 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 Aloia, 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.

CITIZENS AND TAXPAYERS

Ms. Dora D'Amico, the Principal of Garfield High School, thanked the City Council for publicly recognizing "T.T." Douglas on her accomplishments.

Mr. Reginald Buggs, 315 MacArthur Avenue, spoke on the resolution requesting a status report from the Bergen County Prosecutor's Office concerning the fatal police shooting in Garfield on December 10, 2011. He spoke in favor of establishing a citizens complaint board for people to bring their issues to him to present to the City Council.

Mr. Victor Urbaez, Esq., 90 Passaic Street, spoke on the resolution requesting a status report from the Bergen County Prosecutor's Office and on his communication with the County Prosecutor's Office. He said that he is asking and demanding Police video tapes and police reports and information and records of Malik Williams be released by the City of Garfield. He served the City with a written request for records.

Ms. Lisa Logan, 316 Malcolm Avenue, said that the City Council passed a resolution tonight requesting for the release of information from the County Prosecutor's Office, but maybe the City Council should pass a resolution requesting the release of information from the Garfield Police Department.

Mr. Miguel Reyes, 91 Passaic Street, said that time is of the essence. He questioned how many City Officials joined in the marches. He said that all laws are not absolute. He spoke on the City Council needing to be more vocal and he encouraged them to join the marches in Hackensack.

Ms. Barbara Shay, 377 Midland Avenue, asked hypothetical questions on the process that would be followed if she was shot by a police officer. She asked if something happened, to whom does a person report it?

Mr. Ciro Disclafani, 47 Orchard Street, said that the State Attorney General should be contacted in regard to the police shooting of December 10, 2011. He spoke on the meeting he will attend next Tuesday morning with the Bergen County Economic Development Corporation and New Jersey Transit regarding Transit Villages and Transit Hubs. He envisions Garfield becoming a "Destination City".

Mr. Richard Derrig, 71 Herman Street, said that he is concerned with larger buildings being constructed in the City and especially at 766 River Drive at the intersection of Market Street.

Mr. Michael Denistran, 104 Palisade Avenue, spoke on police ticketing cars and he spoke in favor of a person who gets paid less than a police officer following the street sweeper and ticketing cars parked illegally. He said that he feels that the police are over burdened and that there will be a

CITIZENS AND TAXPAYERS

savings and the police could have time to chase criminals if the City hired Ordinance Enforcement Officers.

Mr. Miguel Reyes, was again recognized and he spoke on improving the City Website and televising City Council meetings and improving communications.

Mr. Ciro Disclafani, was again recognized and he spoke on utilizing high school students to perform public service for class credit and he spoke on taking the chronically unemployed and giving them internships.

Mr. Wayne Harper, 324 Malcolm Avenue, said that a life was lost in this City. He said that he adopted three boys, one was a terror and his family stepped up and put him in line. He said that he never knew Malik Williams. He spoke on protocol and he said that everybody needs to come together and expedite and do what needs to be done. He said that Garfield is a wonderful town that is changing and we need to change. He said that everybody in this room should be outraged that a young man is dead. He said that it needs to be cleaned up, we all need to do what needs to be done and this has been going on too long. He said that he wanted to let Garfield be an example to the County as to what has to be done. He spoke on the City being divided and said that it is terrible. He said that everybody in this room has to do what they can to rectify the situation.

EXIT OF CITY MANAGER DUCH

At 10:00 PM, City Manager Duch left the meeting and it was duly noted for the record.

COUNCILMEMBER COMMENTS

Councilmember Raymond said that there was a lot of good dialogue and the main thing is we want some sort of answer from the County Prosecutor and an accurate account of what happened. She said that she hopes the City Council Resolution adopted tonight moves this matter along. She said that a Citizens Complaint Board is unnecessary when citizens can come before the City Council which is the proper forum for citizens' complaints. She said that the intentions of the City Council with the Community Outreach Program is that it is a beginning – if it does not work something else can be tried. She said that there needs to be activities for young adults aged 18 to 21. She said that hopefully from the Outreach Program, a Mentor Program can be started and it can be a very positive thing. She said that the City Council is open to changes and suggestions. She said that she would like a caucus meeting on a Monday Night and a Regular Meeting on Tuesday Night. She said that she supports televising Council Meetings. She claimed that Viridian saved Garfield taxpayers \$94,000.00 in energy costs. She spoke on the Special Council Meeting scheduled to be held Thursday, March 22, 2012 regarding the City Water System.

Councilmember Delaney said that he thinks that the traffic enforcement official suggestion is a great idea and it could save the City money. He said that the proponents of a Youth Advisory Board should also bring that suggestion to the Board of Education. He said that in regard to the investigation of the fatal police shooting of December 10, 2011, that he wants this thing finished as fast as possible, but he has faith in the system and the truth will come out.

Councilmember Aloia spoke on the Healing Service held at Friendship Baptist Church located at 154 Gaston Avenue. He spoke on the Community Outreach Program and how it is a work in progress and that plans change in response to ideas presented from the community. He said that the Police will report back monthly to the City Council and there will be on going changes to all that we do. He spoke on the first march and how it went to the site where Malik Williams was killed on Dahnert's Park Lane and how things were said that were not verified. He spoke on improving the City Website and all the information that is available. He said that he does not see the Bergen County Prosecutor's Office being historically one-sided in anything. He said that the facts should be found out through the procedure and he does not think the Prosecutor's Office will be influenced by outside influences.

COUNCILMEMBER COMMENTS

Mayor Calandriello spoke on pursuing a proposed Youth Advisory Board with a seven member panel with representation including students and professionals. He said that there is no need for City consent to have someone act as a Public Advocate. He said that anyone can bring problems to the City Council and the City Council will listen. He spoke on making progress at every meeting and he said that there have been a lot of sincere comments at the microphone. He spoke on what he described as great success with the Redevelopment Agency and a proposed environmental contamination cleanup and redevelopment of 7 Jewell Street. He spoke on the movement towards redevelopment of the large tract of property at the intersection of River Drive and Monroe Street. He spoke on the progress in the cleanups of brownfields and contamination.

CLOSED SESSION

Resolution No. 12-89

WHEREAS, N.J.S.A. 10:4-12 allows for a public body to exclude the public from a meeting in certain circumstances, and

WHEREAS, the City Council is of the opinion that such circumstances now exist,

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Garfield, Bergen County, New Jersey, that a "Closed Session" is hereby called at 10:20 P.M. Tuesday, March 6, 2012, to discuss the following as outlined in N.J.S.A. 10:4-12:

- * Collective bargaining agreements including the negotiation of the terms and thereof with employees or representatives of employees of the public body: (White Collar and Blue Collar collective bargaining negotiations).
- * Tactics or techniques utilized in protecting the safety and property of the public or any investigation of violations or possible violations of the law; (repair of Police Pistol Range at 413 Midland Avenue along the train tracks).
- * Pending or anticipated litigation or contract negotiations or matters falling within attorney-client privilege: (White Collar and Blue Collar collective bargaining negotiations).
- * Matters involving the employment, appointment, termination of employment terms and conditions of employment, evaluation of the performance of, promotion or disciplinary action of personnel unless the individual in the right request a public meeting in writing; (proposed staffing of Outreach Program).

BE IT FURTHER RESOLVED that the matters so discussed will be disclosed to the public as soon as and to the extent that such disclosure can be made without adversely affecting the public interest or without violation of the confidentiality of personnel.

On call of roll, Ayes 4,
Vacancy 1

(Sgd) Louis G. Aloia
Joseph Delaney

RECESS, CHANGE OF VENUE, EXIT OF CITY ENGINEER BOSWELL
AND RETURN TO ORDER

After the City Council voted to go into Closed Session, a recess was called to move the meeting down the hall to the second floor Conference Room. At 10:30 PM, the meeting was again called to order in Closed Session in the Conference Room and all City Officials were present as before the recess with the exception of City Engineer Kevin J. Boswell. It was duly noted for the record.

Regular Meeting March 6, 2012, Continued

ADJOURNMENT

After the City Council came out of Closed Session at 11:00 PM, there being no further business, Councilmember Delaney moved to adjourn the meeting. Councilmember Raymond duly seconded the motion.

On call of roll, Ayes 4,
Vacancy 1

Andrew J. Pavlica, CITY CLERK