

City Clerk's note: There was no Work Session held by the City Council on Tuesday, June 19, 2012.

A Regular Meeting of the City Council was held Tuesday, June 19, 2012 at 8:15 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, Deputy City Clerk Diane Rosolen, City Attorney Joseph J. Rotolo, City Engineer Kevin J. Boswell, Interim Chief Financial Officer Roy Riggiano and Councilmember-Elect Glenn Mati

### RESOLUTIONS

Resolution No. 12-195

RESOLVED by the City Council of the City of Garfield that the City Clerk is hereby authorized to issue the following licenses for the fiscal year beginning July 1, 2012 and ending June 30, 2013:

#### PLENARY RETAIL CONSUMPTION LICENSES

License No.	0221-33-012-005	Garfield Restaurant Corp. t/a Déjà vu 50 River Drive
	0221-33-021-001	Garfield Elks Lodge No. 2267 68 Lanza Avenue
	0221-33-033-010	Firehouse Grill LLC t/a The Firehouse 42 Plauderville Avenue
	0221-33-036-009	Rosa Italiana LLC 791 Midland Avenue
	0221-33-037-005	Smoke House LLC t/a Piast Meats & Provisions 1 Passaic Street
	0221-33-069-014	Bergen Heritage Management LLC t/a The Bar BQ Grill 517 River Drive

#### PLENARY RETAIL DISTRIBUTION LICENSES

License No.	0221-44-063-003	Pelikan Ronald & Pelikan Theresa t/a Hy Spirit Wine & Liquor 76 Jewell Street
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BE IT FURTHER RESOLVED that the foregoing renewals are granted on the condition that said renewal shall not constitute approval of anything at variance with the records of the City Council or any person-to-person transfer, place-to-place transfer or change of corporate structure approved prior to the passage of this resolution.

On call of roll, Ayes 4,  
Vacancy 1

(Sgd) Louis G. Aloia  
Frank J. Calandriello

RESOLUTIONS

Resolution No. 12-196

RESOLVED by the City Council of the City of Garfield, Bergen County, New Jersey that the Work Session and Regular Meeting scheduled to be held Tuesday, July 3, 2012 is hereby re-scheduled to be held on July 10, 2012 with the Work Session commencing at 6:00 PM and the Regular Meeting commencing at 8:00 PM at City Hall.

On call of roll, Ayes 4,  
Vacancy 1

(Sgd) Louis G. Aloia  
Frank J. Calandriello

Resolution No. 12-197

RESOLUTION AUTHORIZING TEMPORARY APPOINTMENT OF ACTING DEPUTY MAYOR

WHEREAS, pursuant to Local Ordinance, STANLEY 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 August 18, 2012, it will be necessary and appropriate to temporarily appoint LOUIS G. ALOIA as Deputy Mayor for the City of Garfield in order to perform a single act, to wit, the marriage ceremony of LISA RICCI of 20 Jordan Avenue, Wallington, New Jersey and ROBERT SCHULTZ of 64 Bogart Avenue, Garfield, New Jersey.

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. Councilman LOUIS G. ALOIA be and is hereby appointed Deputy Mayor for the City of Garfield for August 18, 2012 to perform the marriage ceremony of LISA RICCI and ROBERT SCHULTZ at the home of ROBERT SCHULTZ at 64 Bogart Avenue, Garfield.
2. This temporary appointment shall be solely for the purpose of the performance of this marriage ceremony and for no other reason. Similarly, no additional authority is granted hereby other than to perform said ceremony and to execute any and all documents which may be necessary in order to effectuate the provision of this Resolution and to confirm the performance of the marriage ceremony as described above.

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 LOUIS G. ALOIA, and the City Attorney.

On call of roll, Ayes 4,  
Vacancy 1

(Sgd) Louis G. Aloia  
Frank J. Calandriello

Resolution No. 12-198

WHEREAS, the Senate and the General Assembly of the State of New Jersey have made a supplemental appropriation of \$10,000,000.00 (TEN MILLION DOLLARS) from the General Fund to the Department of Transportation to fund the State's contribution towards various improvements; and

WHEREAS, among other things, this appropriation is intended to address the flooding issues around the Marsellus Place Bridge in the City of Garfield; and

WHEREAS, the City Council wishes to support the inclusion of this \$10,000,000.00 appropriation into the State Budget.

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the City of Garfield, County of Bergen, State of New Jersey that it hereby expresses its support for the supplemental appropriation of \$10,000,000.00 from the General Fund to the Department of Transportation to fund the above referenced improvement; 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 Office of the Governor.

On call of roll, Ayes 4,  
Vacancy 1

(Sgd) Louis G. Aloia  
Frank J. Calandriello

RESOLUTIONS

Resolution No. 12-199

A Resolution Authorizing Resolution 12-175 be Rescinded in Connection with the Lanza Avenue, Midland Avenue 2011 CDBG Roadway Improvement Program which was Adopted by the City Council on June 6, 2012.

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 due to PSE&G requirements caused an additional cost in the amount of \$43,190.50.

NOW THEREFORE BE IT RESOLVED, Change Order No. 3 in the total amount of \$43,190.50 is hereby approved.

On call of roll, Ayes 4,  
Vacancy 1

(Sgd) Louis G. Aloia  
Frank J. Calandriello

Resolution No. 12-200

NJDOT COMPLETE STREETS ACCEPTANCE

WHEREAS, in 2009, the State of New Jersey issued a "Complete Streets Policy"; and

WHEREAS, said policy recommends that Municipalities adopt a resolution which confirms that the Municipality will consider a number of defined objectives when building, rebuilding, surfacing, expanding or modifying any municipal roadway; and

WHEREAS, the adoption of this resolution confirms the Municipality's desire to take any steps which may be necessary and appropriate to improve safety on the roads of the Municipality; and

WHEREAS, the City Council has reviewed the policies of this program and is in complete agreement with the same; and

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the City of Garfield, County of Bergen and State of New Jersey that the City of Garfield hereby confirms that it will consider the objectives of the Complete Streets Policy in connection with all future Municipal roadway projects

NOW, THEREFORE, BE IT FURTHER RESOLVED, that the City Clerk be and is hereby authorized and directed to forward certified copies of the within Resolution to Capital Alternatives Corporation and the State of New Jersey Department of Transportation.

On call of roll, Ayes 4,  
Vacancy 1

(Sgd) Louis G. Aloia  
Frank J. Calandriello

Resolution No. 12-201

See

The

Following

pages \_\_\_\_\_

For

Capital

Budget

Amendment

BILLS AND CLAIMS

Resolution No. 12-202

RESOLVED by the City Council of the City of Garfield that the following bill No. 1521 covering Dog Trust Account totaling \$181.80 the Current Fund totaling \$2,450,493.44 and the Water Fund totaling \$99,181.52 and the General Capital Fund totaling \$794,273.62 and the Water Capital Fund totaling \$5,195.00 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 eight (8) items prior to the meeting be ratified.

See

the

following

Pages \_\_\_\_\_

for

Bills

and

Claims

ORDINANCES

Councilmember Aloia introduced in writing the following ordinance entitled:

BOND ORDINANCE TO AUTHORIZE THE ACQUISITION OF A NEW LOADER BACKHOE FOR THE USE OF THE DPW, IN, BY AND FOR THE CITY OF GARFIELD, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$110,000 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

City Clerk Pavlica read the ordinance by title.

Councilmember Aloia moved that this ordinance entitled: "BOND ORDINANCE TO AUTHORIZE THE ACQUISITION OF A NEW LOADER BACKHOE FOR THE USE OF THE DPW, IN, BY AND FOR THE CITY OF GARFIELD, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$110,000 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", 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 July 24, 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 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.

CITIZENS AND TAXPAYERS

Mr. Reginald Buggs, 315 MacArthur Avenue, asked for an explanation on Councilmember Raymond's vote on the Bills and Claims Resolution. He spoke on the City Website. He asked about the City water wells in Garfield. He asked questions concerning Police Chief Kevin Amos and he advocated for his removal as Chief of Police. He asked questions concerning City Council Resolutions.

Mr. John Easom, 103 Gaston Avenue, asked questions and spoke on the proximity of a Day Care Center near E.C. Electroplating located near the intersection of Clark Street and Lincoln Place which had a release of chromium in the 1980's.

Ms. Shelia Kelly, 42 Grand Street, asked questions concerning the EPA investigation and clean up of the chromium contamination in the First Ward.

Mr. Miguel Reyes, 90 Passaic Street, spoke on the request by certain citizens that Police Chief Amos be removed from office. He asked questions and spoke on the EPA investigation and cleanup of the chromium contamination in the First Ward. He spoke and asked questions concerning the Tax Assessment of properties in the City.

Mr. Ciro Disclafani, 47 Orchard Street, spoke on his proposal for reclamation of, and a new vision for, the Loaves and Fishes Interfaith Food Pantry.

Mr. John Easom, was again recognized, and he spoke on the EPA investigation and cleanup of the chromium contamination in the First Ward.

Mr. Ignatius Tripodi, 155 Malcolm Avenue, spoke on tenants allowing inspectors into homes and he spoke on the EPA investigation and cleanup of the chromium contamination in the First Ward.

COUNCILMEMBER COMMENTS

Councilmember Raymond spoke on the next Regular Council Meeting being Tuesday, July 10, 2012. She spoke on the Tax Assessor being available for the public. She spoke on citizen interest in the Loaves and Fishes Interfaith Food Pantry. She spoke on City Public Health Nurse Darlene Revielle being one of the fifteen finalists for a Community Health Leaders Award from the Robert Woods Johnson Foundation and if Public Health Nurse Revielle makes the final ten, a \$105,000.00 grant will be awarded. She invited everyone to the July 1<sup>st</sup> Re-Organization Meeting.

Councilmember Delaney spoke on how proud everyone is concerning Public Health Nurse Revielle being one of fifteen finalists for the Community Health Leaders Award. He spoke on seniors at the Garfield Housing Authority growing their own vegetables. He said that over 400 students graduated from the Garfield Middle School and he spoke on how good it was to see so many scholarships being awarded to Garfield High School graduating seniors and how good it is to have a Garfield High School Senior, "T.T" Douglas, place number one in the entire country in the javelin throw. He spoke on the chromium cleanup and on the July 1<sup>st</sup> Re-Organization Meeting.

Councilmember Aloia spoke on the date of the July 1<sup>st</sup> Re-Organization being set by State Statute. He spoke on the proposed Redevelopment of the Heyden/TennEco/Kalama Chemical property bordered by Monroe Street, River Drive, Hudson Street and Cambridge Avenue. He spoke on the privatization of the street sweeper back around 1997. He said that in regard to the December 10, 2011 fatal police shooting, it is now time to go to the Attorney General.

Mayor Calandriello said that he supports the investigation of the fatal police shooting being forwarded to the State Attorney General. He spoke on the lawsuit involving Police Officer Marc Amos which was brought up during the "Citizens and Taxpayers" portion of the last Council meeting and the copies of the lawsuit which were given to the entire City Council in their weekly packet of June 2011. He remarked that this is his last meeting as Mayor and he said that it is a great job, but a challenging job. He wished Councilmember Delaney a lot of luck when he is elected Mayor on July 1<sup>st</sup>. He said that as Mayor, you never know where the problems are going to come from, whether it is an issue involving chromium contamination or some other issue. He advised the next Mayor to surround himself with good qualified people to make the job easier. He said that a Mayor is only as good as the staff. He said that the fundamental foundation of the City is good and the City Officials have watched over the taxpayer's money. He said that someday, the City will be 90% on its own wells and be less reliant on the Passaic Valley Water Commission. He spoke on the City investing \$10 million in the Water System to get to this point. He said that Garfield is a financially sound City and there is a lot in place but there is a long way to go. He said together, everyone will do their best. He said that it is his last meeting as Mayor, but he will serve proudly as a Councilman.

ADJOURNMENT

At 9:55 PM, there being no further business, Councilmember Raymond moved to adjourn the meeting. Councilmember Aloia duly seconded the motion.

On call of roll, Ayes 4, Vacancy 1

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Andrew J. Pavlica, CITY CLERK

