

A Regular Meeting of the City Council was held Wednesday, June 6, 2012 at 8:45 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 and Interim Chief Financial Officer Roy Riggitano

COMMUNICATIONS/APPOINTMENTS

City Clerk Andrew J. Pavlica reported that in a letter to him from Mayor Frank J. Calandriello dated June 1, 2012, the Mayor made the following appointment to the Planning Board:

- * Donna Koch, 297 Passaic Street as the Second Alternate Member, to succeed Ernest P. Rosolen, effective immediately for a term to expire December 31, 2013.

REPORTS OF OFFICERS

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

On call of roll, Ayes 4, Vacancy 1

RESOLUTIONS

Resolution No. 12-163

WHEREAS, the Garfield High School Academic Hall of Fame Committee has proudly announced their inductees into the Hall of Fame for 2012, and

WHEREAS, the inductees were selected with extensive consideration of the highest standards of academic excellence and success exhibited over the years by the inductees, and

WHEREAS, by their high quality standard of performance, they have brought honor and pride, not only to themselves, but to the entire educational and civic community, and

WHEREAS, the Induction Ceremony will be held on Tuesday, June 12, 2012 at 4:00 PM at The Royal Manor located at 454 Midland Avenue in Garfield,

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Garfield, Bergen County, New Jersey that the following individuals are hereby publicly congratulated and recognized for their steadfast dedication to excellence as demonstrated by their induction into the Garfield High School Academic Hall of Fame:

Col. Raymond Maladowitz – Class of 1946, Mr. Gregory Czura – Class of 1963,
Dr. Edward Harhaj – Class of 1988, Mrs. Tara Lin Varner – Class of 1993,
Mrs. Meghan O’Toole DeCarlo – Class of 1999, Ms. Christina Labocki – Class of 2001

Special Service Award

Mark Pedone - Class of 1944 and Christine Pepe Griffio - Class of 1928

On call of roll, Ayes 4,
Vacancy 1

(Sgd) All Four Councilmembers

RESOLUTIONS

Resolution No. 12-164

WHEREAS, Fire Company No. 3 advises that David Ala of 237 Midland Avenue, Garfield, New Jersey has served as an active member of the Garfield Fire Department for a period of seven years and recommend that he be granted an exemption, and

WHEREAS, the records in the City Clerk's Office indicate that he has served for a period of seven years,

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Garfield, Bergen County, New Jersey that the recommendation of Fire Company No. 3 is hereby approved and that the proper officers are hereby authorized to issue an Exempt Firemen's Certificate to the above named individual.

On call of roll, Ayes 4,
Vacancy 1

(Sgd) Tana Raymond
Louis G. Aloia

Resolution No. 12-165

WHEREAS, Fire Company No. 3 advises that Daniel Pereira of 151 Lincoln Place, Garfield, New Jersey has served as an active member of the Garfield Fire Department for a period of seven years and recommend that he be granted an exemption, and

WHEREAS, the records in the City Clerk's Office indicate that he has served for a period of seven years,

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Garfield, Bergen County, New Jersey that the recommendation of Fire Company No. 3 is hereby approved and that the proper officers are hereby authorized to issue an Exempt Firemen's Certificate to the above named individual.

On call of roll, Ayes 4,
Vacancy 1

(Sgd) Tana M. Raymond
Louis G. Aloia

Resolution No. 12-166

WHEREAS, Fire Company No. 3 has advised that they have accepted the resignation of Breanne Lynch of 83 Ray Street, Garfield, New Jersey 07026 as an active member, effective June 4, 2012,

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.

On call of roll, Ayes 4,
Vacancy 1

(Sgd) Tana M. Raymond
Louis G. Aloia

Resolution No. 12-167

WHEREAS, Fire Company No. 3 has advised that they have accepted the resignation of Daniel Pereira of 151 Lincoln Place, Garfield, New Jersey 07026 as an active member, effective May 24, 2012,

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.

On call of roll, Ayes 4,
Vacancy 1

(Sgd) Tana M. Raymond
Louis G. Aloia

Resolution No. 12-168

WHEREAS, Fire Company No. 4 has advised that they have accepted the resignation of Roger Darpino of 140 Hartmann Avenue, Garfield, New Jersey, 07026 as an active member, effective May 4, 2012,

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Garfield that the action taken by fire Company No. 4 with respect to the above matter, is hereby approved.

On call of roll, Ayes 4,
Vacancy 1

(Sgd) Tana M. Raymond
Louis G. Aloia

RESOLUTIONS

Resolution No. 12-169

WHEREAS, Fire Company No. 4 has advised that they have accepted Jimmy Zuniga of 18 Barrington Avenue, Clifton, New Jersey, as a regular active member, effective April 2, 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. 4 with respect to the above matter, is hereby approved.

On call of roll, Ayes 4,
Vacancy 1

(Sgd) Tana M. Raymond
Louis G. Aloia

Resolution No. 12-170

WHEREAS, bids were received by the City Clerk in the Conference Room in City Hall on Thursday, May 24, 2012 at 10:00 AM for the Summer Food Program conducted by the Garfield Recreation Department; and

WHEREAS, present at the bid opening was the Recreation Director Anthony Furfaro and State Inspector Javonne Well and Deputy City Clerk, Diane Rosolen; and

WHEREAS, only one bid was received and that bid was from Maschio's Food Services, Inc., 191 Rt. 206 No. Ste #4, Flanders, NJ 07836 in the amount of \$155,619.75, based on the unit price of \$2.50 per lunch, \$1.75 for Breakfast and \$.90 per P.M. Snack; and

WHEREAS, the Chief Financial Officer, has certified to the existence of funds for this expenditure since the program is funded in full by a Federal Grant administered through the New Jersey Bureau of Child Nutrition; and

WHEREAS, the bid has been reviewed and recommended for award by the Chief Financial Officer, and the appropriate City Officials; and

WHEREAS, this program is in the best interests of the health and welfare of the children qualifying for the program;

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Garfield, County of Bergen and State of New Jersey, that a Contract for the Summer Food Service Program be and is hereby awarded to Maschio's Food Services, Inc., 191 Rt. 206 N. Ste #4, Flanders, NJ 07836 in the total amount of their bid of \$155,619.75;

BE IT FURTHER RESOLVED, that the City Attorney be and he is hereby authorized and directed to prepare and/or review the appropriate Contract documents for execution by the Mayor and City Clerk; and

BE IT FURTHER RESOLVED, that the City Clerk be and he is hereby authorized and directed to forward certified copies of this approved Resolution to the Interim Chief Financial Officer, Roy Riggitano, the Director of the Recreation Department, Anthony Furfaro, the City Attorney and Maschio's Food Services, Inc.

On call of roll, Ayes 4,
Vacancy 1

(Sgd) Tana M. Raymond
Louis G. Aloia

Resolution No. 12-171

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:

CLUB LICENSES

License No. 0221-31-073-001

American Hungarian Citizens League
t/a American Hungarian Citizen League
21 New Schley Street

PLENARY RETAIL CONSUMPTION LICENSES

License No. 0221-33-001-004

J&S Fregata LLC
t/a The Fregata
67 Scudder Street

RESOLUTIONS

PLENARY RETAIL CONSUMPTION LICENSES

0221-33-002-005	Apple Food Service of Garfield LLC t/a Applebees Neighborhood Grill & Bar 186 Passaic Street
0221-33-004-003	Charlie Blood's Inc. t/a Charlie Blood's 147 Frederick Street
0221-33-006-005	Swami Yogi Inc. t/a La Bella Pizza 300 Lanza Avenue
0221-33-007-007	Tina Liquors, LLC t/a MVP Sports Club 402 River Drive
0221-33-010-005	Rojovin, Inc. t/a Goodfella's 661 Midland Avenue
0221-33-016-005	G and B LLC t/a The Royal Manor 454 Midland Avenue
0221-33-017-004	Timlo LLC t/a DP's Pub 732 River Drive
0221-33-025-001	Frank Barcelona's Restaurant & Bar Inc. t/a Barcelona's Restaurant 38 Harrison Avenue
0221-33-028-014	Katz Unlimited, LLC t/a Sidetrax 133 Monroe Street
0221-33-030-004	Yogiji Enterprises Inc. t/a Boggy's Bar & Liquors 142 Division Avenue
0221-33-040-002	Drazek inc. t/a BJS Polonia 126 Ray Street
0221-33-043-004	Michele's Catering Inc. t/a Michele's 32 Passaic Street
0221-33-047-005	Kazwell Co., Inc. t/a Garfield Bar & Liquor 46 Wood Street
0221-33-049-006	Everwide, Inc. t/a Everwide, Inc. 237 Palisade Avenue

RESOLUTIONS

PLENARY RETAIL CONSUMPTION LICENSES

0221-33-051-006	CP Sunrise LLC t/a The Midnight Sun 323 Semel Avenue
0221-33-053-004	Venetian Corp t/a The Venetian 546 River Drive
0221-33-055-005	Stecyk Danuta and Wojdat Stanislaw t/a Bania U Cygana 175 Jewell Street
0221-33-057-004	Detour, Inc. t/a Detour Bar 437 Lanza Avenue
0221-33-058-001	Russian Orthodox Greek Catholic Church of the Three Saints t/a Russian Orthodox Greek Catholic Church of the Three Saints 464 Outwater Lane
0221-33-059-007	Craft Beer LLC. t/a Three Wise Monks 142 Outwater Lane
0221-33-060-003	Sportsman Tavern Inc. t/a Sportsman Tavern 245 Outwater Lane
0221-33-062-010	Pazza Luna Pizzeria, Restaurant & Bar Inc. t/a Pazza Luna Pizzeria, Restaurant & Bar 52 Chestnut Street
0221-33-066-009	G F Mazzola Inc. Filippos & Jocks Kicks Ristorante & Sports Bar 250-252 Midland Avenue
0221-33-068-006	Benda Roehrich Post#2867 Veterans of Foreign Wars t/a Benda Roehrich Post#2867 Veterans of Foreign Wars 340 Outwater Lane
0221-33-070-002	Wisla, Inc. t/a Wisla Inc. 73 Main Street
0221-33-078-005	Pranav Enterprise Inc. t/a River Drive Bar & Liquor 85 River Drive

RESOLUTIONS

PLENARY RETAIL DISTRIBUTION LICENSES

License No.	0221-44-003-006	Viki Siddhi and Vicky LLC t/a Belmont Liquors 79 Belmont Avenue
	0221-44-020-009	Lilly's House Corporation t/a All Nation's Liquor 80 Passaic Street
	0221-44-034-008	Worldwide Liquors LLC t/a Worldwide Liquors 68 Van Winkle Avenue
	0221-44-064-003	Mahant Liquors, Inc. t/a Joe's Liquors 114 Outwater Lane

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) Tana M. Raymond
Louis G. Aloia

Resolution No. 12-172

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 October 5, 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 Mary Alison Pintos and Philip Amato.

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

1. Councilman Louis G. Aloia be and is hereby appointed Deputy Mayor for the City of Garfield for October 5, 2012 to perform the marriage ceremony of Mary Alison Pintos and Philip Amato.
2. 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 Louis G. Aloia and the City Attorney.

On call of roll, Ayes 4,
Vacancy 1

(Sgd) Tana M. Raymond
Louis G. Aloia

RESOLUTIONS

Resolution No. 12-173

Resolution Amending Resolution No. 12-98

WHEREAS, the City Council approved a License Agreement for limited use of public right of way with Barcia Brothers Fence Company; and

WHEREAS, this approval was authorized pursuant to Resolution No. 12-98 which was adopted on March 20, 2012; and

WHEREAS, it has now been determined that Barcia Brothers Fence Company is a tenant at 520 River Drive but the property itself is owned by Barcia Affiliates, LLC.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the City of Garfield, County of Bergen and State of New Jersey that Resolution No. 12-98 be and is hereby amended to provide that the approval granted therein is provided to Barcia Affiliates, LLC and its tenant at the property, Barcia Brothers Fence Company.

NOW, THEREFORE, BE IT FURTHER RESOLVED that the City Clerk be and he is further authorized to forward certified copies of the within Resolution to Barcia Affiliates, LLC and the office of the City Attorney.

On call of roll, Ayes 4,
Vacancy 1

(Sgd) Tana M. Raymond
Louis G. Aloia

Resolution No. 12-174

A Resolution Authorizing the City Engineer to Prepare Bid Documents and Provide Inspection Services in Connection with the 2012 Joint Purchasing Contract Between the City of Garfield and the Garfield Board of Education.

WHEREAS, the City of Garfield is interested in utilizing a Grant received from the Bergen County Office of Community Development in the amount of \$350,000, and;

WHEREAS, the City is also desirous of committing an additional \$350,000 towards the rehabilitation of various roadways throughout of City, and;

WHEREAS, the City has agreed with the Board of Education to proceed with a Joint Purchasing Contract which will allow both the City, as well as the Board of Education, to benefit from the increased efficiencies of a Joint Purchasing Contract, and;

WHEREAS, the Board of Education has committed to a Capital program of \$400,000, for a total project budget of \$1,100,000, and;

WHEREAS, both the City, as well as the Board of Education, have certain restrictions which include, but are not limited to the following:

1. Approval of Department of Education,
2. Approval of Bergen County Office of Community Development,
3. Earliest authorized bid date of July 3, 2012,
4. Desire to complete a significant percentage of this work prior to the commencement of school.

NOW THEREFORE BE IT RESOLVED, the City Engineer is hereby authorized to prepare the bid documents for the City's portion of the aforementioned project and provide inspection services in accordance with our current hourly rates for a maximum fee not to exceed \$84,000.

On call of roll, Ayes 4,
Vacancy 1

(Sgd) Tana M. Raymond
Louis G. Aloia

Resolution No. 12-175

A Resolution Authorizing Change Order No. 3 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 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 amount of \$40,190.50 is hereby approved.

On call of roll, Ayes 4,
Vacancy 1

(Sgd) Tana M. Raymond
Louis G. Aloia

RESOLUTIONS

Resolution No. 12-176

WHEREAS, the rules of procedure of the Planning and Zoning Boards of Adjustment of the City of Garfield state that a deposit shall be made to cover Engineering and Attorney fees, and
WHEREAS, deposits have been received from David Viganola, 5 Sandhill Ct., Little Ferry, New Jersey 07643 for 721 Midland Avenue Block 176/Lot 23, in the amount of \$239.50 for Engineering fees on 5/16/06 and \$50.00 for Attorney fees on 5/16/06 for a total of \$289.50, said funds are being held in the Developer's Escrow Fund, and

WHEREAS, the Chief Financial Officer has investigated these deposits 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, Bergen County, New Jersey that these monies be refunded to the above named claimant.

On call of roll, Ayes 4,
Vacancy 1

(Sgd) Tana M. Raymond
Louis G. Aloia

Resolution No. 12-177

WHEREAS, the rules of procedure of the Planning and Zoning Boards of Adjustment of the City of Garfield state that a deposit shall be made to cover Engineering and Attorney fees, and
WHEREAS, deposits have been received from Jovan and Lena Kajmakoski, 175 Main Street, Garfield, New Jersey 07026 Block 184/Lot 4, in the amount of \$198.36 for Engineering fees on 1/9/06, said funds are being held in the Developer's Escrow Fund, and

WHEREAS, the Chief Financial Officer has investigated these deposits 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, Bergen County, New Jersey that these monies be refunded to the above named claimant.

On call of roll, Ayes 4,
Vacancy 1

(Sgd) Tana M. Raymond
Louis G. Aloia

Resolution No. 12-178

WHEREAS, the rules of procedure of the Planning and Zoning Boards of Adjustment of the City of Garfield state that a deposit shall be made to cover Engineering and Attorney fees, and
WHEREAS, deposits have been received from Guiseppe LoPrete, 70 Albert Street, Garfield, New Jersey 07026 Block 179.02/Lot 48, in the amount of \$405.50 for Engineering fees on 08/15/08 and \$750.00 for Attorney fees on 08/15/08 for a total of \$1,155.50, said funds are being held in the Developer's Escrow Fund, and

WHEREAS, the Chief Financial Officer has investigated these deposits 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, Bergen County, New Jersey that these monies be refunded to the above named claimant.

On call of roll, Ayes 4,
Vacancy 1

(Sgd) Tana M. Raymond
Louis G. Aloia

Resolution No. 12-179

WHEREAS, the rules of procedure of the Planning and Zoning Boards of Adjustment of the City of Garfield state that a deposit shall be made to cover Engineering and Attorney fees, and
WHEREAS, deposits have been received from Charles Messina, 98 Hudson Street, Garfield, New Jersey 07026 for 26 Sampson Street, Block 129.01/Lot 5, in the amount of \$790.75 for Engineering fees on 08/06/10 and \$75.50 for Attorney fees on 08/06/10 for a total of \$866.25, said funds are being held in the Developer's Escrow Fund, and

WHEREAS, the Chief Financial Officer has investigated these deposits 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, Bergen County, New Jersey that these monies be refunded to the above named claimant.

On call of roll, Ayes 4,
Vacancy 1

(Sgd) Tana M. Raymond
Louis G. Aloia

RESOLUTIONS

Resolution No. 12-180

WHEREAS, the rules of procedure of the Planning and Zoning Boards of Adjustment of the City of Garfield state that a deposit shall be made to cover Engineering and Attorney fees, and
WHEREAS, deposits have been received from Lanza Group LLC, P.O. Box 515, Kearney, New Jersey 07052, for 160 Lanza Avenue, Block 193/Lot 41, in the amount of \$45.62 for Engineering fees on 04/10/06 and \$183.00 for Attorney fees on 04/10/06 for a total of \$228.62, said funds are being held in the Developer's Escrow Fund, and
WHEREAS, the Chief Financial Officer has investigated these deposits 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, Bergen County, New Jersey that these monies be refunded to the above named claimant.

On call of roll, Ayes 4,
Vacancy 1

(Sgd) Tana M. Raymond
Louis G. Aloia

Resolution No. 12-181

WHEREAS, the rules of procedure of the Planning and Zoning Boards of Adjustment of the City of Garfield state that a deposit shall be made to cover Engineering and Attorney fees, and
WHEREAS, deposits have been received from Sankalu, Inc/Victorio Auto Body, 564 River Road, Garfield, New Jersey 07026 Block 111/Lot 1.01, in the amount of \$1,490.91 for Engineering fees on 12/24/08 and \$79.69 for Attorney fees on 12/24/08 for a total of \$1,570.60 said funds are being held in the Developer's Escrow Fund, and
WHEREAS, the Chief Financial Officer has investigated these deposits 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, Bergen County, New Jersey that these monies be refunded to the above named claimant.

On call of roll, Ayes 4,
Vacancy 1

(Sgd) Tana M. Raymond
Louis G. Aloia

Resolution No. 12-182

WHEREAS, the rules of procedure of the Planning and Zoning Boards of Adjustment of the City of Garfield state that a deposit shall be made to cover Engineering and Attorney fees, and
WHEREAS, deposits have been received from Gary Callahan, 39 Park Avenue, Garfield, New Jersey 07026 Block 216.10/Lot 21, in the amount of \$234.40 for Engineering fees on 09/18/07, said funds are being held in the Developer's Escrow Fund, and
WHEREAS, the Chief Financial Officer has investigated these deposits 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, Bergen County, New Jersey that these monies be refunded to the above named claimant.

On call of roll, Ayes 4,
Vacancy 1

(Sgd) Tana M. Raymond
Louis G. Aloia

Resolution No. 12-183

WHEREAS, the rules of procedure of the Planning and Zoning Boards of Adjustment of the City of Garfield state that a deposit shall be made to cover Engineering and Attorney fees, and
WHEREAS, deposits have been received from Janusz Stygna 41 Casson Lane, West Paterson, New Jersey 07424, for 15 Barthold Street, Block 132/Lot 16, in the amount of \$175.10 for Engineering fees on 11/24/08, said funds are being held in the Developer's Escrow Fund, and
WHEREAS, the Chief Financial Officer has investigated these deposits 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, Bergen County, New Jersey that these monies be refunded to the above named claimant.

On call of roll, Ayes 4,
Vacancy 1

(Sgd) Tana M. Raymond
Louis G. Aloia

RESOLUTIONS

Resolution No. 12-184

WHEREAS, the rules of procedure of the Planning and Zoning Boards of Adjustment of the City of Garfield state that a deposit shall be made to cover Engineering and Attorney fees, and
WHEREAS, deposits have been received from Ahmed Suleiman & Wafa Ayyad 2 Oak Street, Garfield, New Jersey 07026 Block 111/Lot 94, in the amount of \$544.80 for Engineering fees on 05/21/07 and \$600.00 for Attorney fees on 05/21/07 for a total of \$1,144.80, said funds are being held in the Developer's Escrow Fund, and
WHEREAS, the Chief Financial Officer has investigated these deposits 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, Bergen County, New Jersey that these monies be refunded to the above named claimant.

On call of roll, Ayes 4,
Vacancy 1

(Sgd) Tana M. Raymond
Louis G. Aloia

Resolution No. 12-185

WHEREAS, the rules of procedure of the Planning and Zoning Boards of Adjustment of the City of Garfield state that a deposit shall be made to cover Engineering and Attorney fees, and
WHEREAS, deposits have been received from Richard Wolski, 450 Boulevard, Garfield, New Jersey 07026 Block 171/Lot 30, in the amount of \$724.25 for Engineering fees on 09/12/08 and \$149.59 for Attorney fees on 09/12/08 for a total of \$869.84, said funds are being held in the Developer's Escrow Fund, and
WHEREAS, the Chief Financial Officer has investigated these deposits 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, Bergen County, New Jersey that these monies be refunded to the above named claimant.

On call of roll, Ayes 4,
Vacancy 1

(Sgd) Tana M. Raymond
Louis G. Aloia

Resolution No. 12-186

WHEREAS, the rules of procedure of the Planning and Zoning Boards of Adjustment of the City of Garfield state that a deposit shall be made to cover Engineering and Attorney fees, and
WHEREAS, deposits have been received from Sav Developers LLC, 317 Centerbury Drive, Ramsey, New Jersey 07446 for 345 Harrison Avenue Block123/Lot 15, in the amount of \$236.00 for Engineering fees on 12/12/08 and \$521.19 for Attorney fees on 12/12/08 for a total of \$757.19, said funds are being held in the Developer's Escrow Fund, and
WHEREAS, the Chief Financial Officer has investigated these deposits 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, Bergen County, New Jersey that these monies be refunded to the above named claimant.

On call of roll, Ayes 4,
Vacancy 1

(Sgd) Tana M. Raymond
Louis G. Aloia

Resolution No. 12-187

WHEREAS, the rules of procedure of the Planning and Zoning Boards of Adjustment of the City of Garfield state that a deposit shall be made to cover Engineering and Attorney fees, and
WHEREAS, deposits have been received from Krste and Arseno Dimoski 10 Shaw Street, Garfield, New Jersey 07026 Block 143.08/Lot 26, in the amount of \$240.25 for Engineering fees on 10/28/09 and \$20.00 for Attorney fees on 10/28/09 for a total of \$260.25, said funds are being held in the Developer's Escrow Fund, and
WHEREAS, the Chief Financial Officer has investigated these deposits 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, Bergen County, New Jersey that these monies be refunded to the above named claimant.

RESOLUTIONS

On call of roll, Ayes 4,
Vacancy 1

(Sgd) Tana M. Raymond
Louis G. Aloia

Resolution No. 12-188

WHEREAS, the rules of procedure of the Planning and Zoning Boards of Adjustment of the City of Garfield state that a deposit shall be made to cover Engineering and Attorney fees, and

WHEREAS, deposits have been received from Chemlon Pakaging, Inc. 100 Outwater Lane, Garfield, New Jersey 07026 Block 131/Lot 20, in the amount of \$1,500.00 for Engineering fees on 05/01/12 and \$750.00 for Attorney fees on 05/01/12 for a total of \$2,250.00, said funds are being held in the Developer's Escrow Fund, and

WHEREAS, the Chief Financial Officer has investigated these deposits 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, Bergen County, New Jersey that these monies be refunded to the above named claimant.

On call of roll, Ayes 4,
Vacancy 1

(Sgd) Tana M. Raymond
Louis G. Aloia

Resolution No. 12-189

WHEREAS the Receiver of Taxes reports that she has received a request from the following property owner for a refund due to Tax Court Judgment for the year 2009.

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Garfield, that the proper offices are hereby authorized to issue a check refunding this overpayment and forward same to the Receiver of Taxes for the purpose of noting her records and for mailing to the property owner.

BLOCK	LOT	OWNER	REASON	AMOUNT
16	6	Henry Lacap as Attorney JP Morgan Chase Bank	TCJ	\$4,177.92

On call of roll, Ayes 4,
Vacancy 1

(Sgd) Tana M. Raymond
Louis G. Aloia

Resolution No. 12-190

WHEREAS the Receiver of Taxes reports that she has received a request from the following property owner for a refund due to Tax Court Judgment for the year 2009.

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Garfield, that the proper offices are hereby authorized to issue a check refunding this overpayment and forward same to the Receiver of Taxes for the purpose of noting her records and for mailing to the property owner.

BLOCK	LOT	OWNER	REASON	AMOUNT
7.01	14.02	"William S. Winters, Esq."	TCJ	\$2,863.10
147.01	12	"William S. Winters, Esq."	TCJ	\$3,072.00

On call of roll, Ayes 4,
Vacancy 1

(Sgd) Tana M. Raymond
Louis G. Aloia

Resolution No. 12-191

WHEREAS the Receiver of Taxes reports that she has received a request from the following property owner for a refund due to Tax Court Judgment for the year 2010.

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Garfield, that the proper offices are hereby authorized to issue a check refunding this overpayment and forward same to the Receiver of Taxes for the purpose of noting her records and for mailing to the property owner.

RESOLUTIONS

BLOCK	LOT	OWNER	REASON	AMOUNT
7.01	14.02	“William S. Winters, Esq.”	TCJ	\$2,939.99
48.01	38	“William S. Winters, Esq.”	TCJ	\$1,320.68
102	32	“William S. Winters, Esq.”	TCJ	\$2,523.60
147.01	12	“William S. Winters, Esq.”	TCJ	\$3,154.50

On call of roll, Ayes 4,
Vacancy 1

(Sgd) Tana M. Raymond
Louis G. Aloia

Resolution No. 12-192

WHEREAS the Receiver of Taxes reports that she has received a request from the following property owner for a refund due to Tax Court Judgment for the year 2010.

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Garfield, that the proper offices are hereby authorized to issue a check refunding this overpayment and forward same to the Receiver of Taxes for the purpose of noting her records and for mailing to the property owner.

BLOCK	LOT	OWNER	REASON	AMOUNT
16	6	Henry Lacap as Attorney JP Morgan Chase Bank	TCJ	\$4,290.12

On call of roll, Ayes 4,
Vacancy 1

(Sgd) Tana M. Raymond
Louis G. Aloia

Resolution No. 12-193

WHEREAS the Receiver of Taxes reports that she has received a request from the following property owner for a refund due to Tax Court Judgment for the year 2012.

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Garfield, that the proper offices are hereby authorized to issue a check refunding this overpayment and forward same to the Receiver of Taxes for the purpose of noting her records and for mailing to the property owner.

BLOCK	LOT	OWNER	REASON	AMOUNT
38.02	3	CoreLogic	O/P	\$1,455.00
39.01	5	Lereta, LLC	O/P	227.00
39.01	51	Lereta, LLC	O/P	\$1,510.00
112.03	21	CoreLogic	O/P	\$1,643.00
203.01	12	CoreLogic	O/P	\$,1475.00

On call of roll, Ayes 4,
Vacancy 1

(Sgd) Tana M. Raymond
Louis G. Aloia

BILLS AND CLAIMS

Resolution No. 12-194

RESOLVED by the City Council of the City of Garfield that the following bills No. 1520 covering Dog Trust Account totaling \$2500.00 the Current Fund totaling \$155,150.15 and the Water Fund totaling \$117,741.79 and the General Capital Fund totaling \$60,931.34 and the Water Capital Fund totaling \$4,490.00 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 seventeen (17) items prior to the meeting be ratified.

See the following
Pages _____

for Bills and Claims

ORDINANCES

Ordinance No. 2631

The following entitled ordinance was introduced at a Regular Meeting held May 15, 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 can now proceed with the public hearing and final passage:

“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.

Mayor Calandriello declared a public hearing on same and asked if there were any objections.

There being none, Mayor Calandriello declared the public hearing closed.

Councilmember Aloia 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

CITIZENS AND TAXPAYERS

Mr. Ciro Disclafani, 47 Orchard Street, spoke on the City providing Councilmembers with email addresses. He spoke on a program he attended entitled, “Connecting the Dots”, through the Meadowlands Chamber of Commerce. He spoke on outreach. He spoke on the Garfield Redevelopment Agency and the need to invite businesses into the town and to increase the number of activities in town. He spoke on crosswalks being installed on River Drive and he spoke on pedestrian safety.

Mr. Robert Messineo, Jr. of Nutley, New Jersey, spoke on the Alumni of the Holy Cadets and the Garfield Cadets Junior Drum and Bugle Corps performing on the front steps of Most Holy Name Roman Catholic Church at 99 Marsellus Place after the 10:30 AM Mass this coming Sunday.

Mr. Miguel Reyes, 91 Passaic Street, spoke on decimating information to the public. He spoke on Police Officer Jose Brito being assigned traffic duty rather than desk duty. He read from a newspaper article concerning police discipline in the Garfield Police Department. He asked questions concerning the Police Department under Chief Kevin Amos.

Mr. Reginald Buggs, 315 MacArthur Avenue handed out copies of a lawsuit in United States District Court entitled Henry V. Vargas, plaintiff vs. Robert Meehan; Jeff Camiscioli; f/n/u Drelic; Kevin Amos; and Robert Andrezzi, individually and as officers of the Garfield Police Department and employees of the Borough of Garfield, and John Doe, individually and as an Assistant Bergen County Prosecutor, Defendants. He asked the following questions: Who did the background check for Marc Amos before he became a police officer?; Was the Chief tipped off?; How much illegal activity?; Did the Chief pull strings? And How long will you let nepotism prevail? He told the City Council to clean up a dirty house.

Mr. Victor Urbanez, 95 Passaic Street, spoke on the lawsuit. He claimed that members of the Garfield Police Department are making death threats to the children of members of U.R.G.E.N.T. He claimed that a child was threatened to be thrown off a bridge and was told that he was next. He said that if the Chief cannot run his house, he must go.

Ms. Renee Campbell, 8 Summit Avenue, claimed that her kids have been harassed by the Garfield Police Department. She spoke on an incident where her son was approached by members of the Garfield Police Department and had his car searched and were called names. She said that there are too many police officers in Garfield.

CITIZENS AND TAXPAYERS

Ms. Lisa Logan, 143 Grand Street spoke on an incident when she was pulled over by members of the Garfield Police Department.

Ms. Lisa Logan, 116 Malcolm Avenue, asked how long the City Council will allow the Garfield Police to embarrass the City.

Mr. John Eason, 103 Malcolm Avenue, said that Garfield cannot have enough police officers. He said that they are supposed to serve and protect. He said that he believes that there is a need for more training. He spoke on how a Garfield Police Officer was rude to him during a 5K run in the City last year.

Ms. Christine Korsak, 185 Chestnut Street, accused the Garfield Police of being trigger happy. She spoke on an incident she experienced with the Garfield Police Department.

Ms. Sharon Synder, 209 Market Street, spoke on parking and traffic issues on Market Street.

Mr. Clyde Bamby, 105 Chestnut Street, complained about speeding on Chestnut Street between 6:30 AM and 10:00 AM. He said that there is a need for a supermarket in town. He complained that the Walmart store on Passaic Street did not hire enough Garfield citizens.

Mr. Ciro Disclafani was recognized again and he spoke on how Garfield Police Officers need to be enrolled in an exercise program and need to walk more police beats.

Ms. Renee Campbell was recognized again and spoke on the "Coremark" Redevelopment Project proposed for the old Samuel Hird Woolen Mill property bounded by Jewell Street, Outwater Lane, River Drive and Columbus Avenue.

Mr. Keith D'Moore, 102 Lincoln Place, spoke on his property being inspected for an illegal apartment, which he said was harassment. He accused the Police of harassing his children. He complained about complying with the sign law and about selective enforcement of the law.

COUNCILMEMBER COMMENTS

Councilmember Raymond said that it is embarrassing to have to hear what was said by the citizens. She said that the City Council will look into the lawsuit. She spoke on Chestnut Street being a speedway and the need for more spot checks. She said that the cops cannot be everywhere.

Councilmember Delaney said that the Mayor and Council support good cops which is the majority in Garfield. He said that the City cannot have enough good cops. He said that the City will never tolerate anything where someone is threatened to be thrown off a bridge. He said that it is upsetting to hear the things that were heard tonight. He spoke on cars speeding on Chestnut Street. He advocated making certain streets in town one way streets. He said that he was disappointed that a Planning Board spot was filled with someone who ran for political office.

Councilmember Aloia spoke on speeding on Chestnut Street and said that when a road is fixed, people tend to drive faster. He said that perhaps a police stake out should be placed there. He spoke on the installation of handicapped ramps at crosswalks throughout the City. He spoke on the landlord of the old A&P Supermarket site at 59 Outwater Lane reaching out to the City concerning relocating another supermarket there. He spoke on the alumni of the Holy Name Cadets and Garfield Cadets Junior Drum and Bugle Corps performing after the 10:30 AM Mass this coming Sunday. He said that as a community, our children mimic us, and if we do not come together and come up with solutions, our kids will mimic us.

Mayor Calandriello asked why not consider anybody who is willing to put their name on the ballot and still wants to contribute to the town for a position on the Planning Board. He said that Dr.

Regular Meeting June 6, 2012, Continued

COUNCILMEMBER COMMENTS

Donna Koch will be a good Planning Board Alternate Member. He spoke on Councilmembers not being advised of certain Police Department matters which are under investigation. He said that he wants to see it all because he wants to know what is going on.

ADJOURNMENT

At 10:35 PM, there being no further business, Councilmember Aloia moved to adjourn the meeting. Councilmember Raymond duly seconded the motion.

On call of roll, Ayes 4, Vacancy 1

Andrew J. Pavlica, CITY CLERK

