

A Work Session of the City Council was held on Monday, November 19, 2012 at 7:15 PM in the Conference Room in City Hall, 111 Outwater Lane, Garfield, NJ 07026.

Mayor Joseph Delaney presided. City Clerk Andrew J. Pavlica announced that the Work Session 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: Frank J. Calandriello, Louis G. Aloia, Tana M. Raymond, Glenn A. Mati and Joseph Delaney

Also Present: City Manager Thomas J. Duch, City Clerk Andrew J. Pavlica, Deputy City Clerk Diane Rosolen, City Attorney Representative Robert Ferraro of the Law Firm of Bruno and Ferraro (for City Attorney John Bruno), Interim Chief Financial Officer Roy Riggitano and City Engineer Kevin J. Boswell

### REPORTS OF OFFICERS

City Manager Thomas J. Duch reported on the following:

1. Operation Rescue will be held Saturday, December 8, 2012 at the Sam and Ann Sangis Recreation Center located at 466 Midland Avenue.
2. In these times, either due to super storm Sandy or due to hard economic times, Friendship Baptist Church located at 154 Gaston Avenue is opening its doors to feed those who may not have any place to go during Thanksgiving Weekend, on Saturday, November 24, 2012 from noon to 2:00 PM.

City Engineer Kevin J. Boswell reported on the following:

1. The written Report of the City Engineer dated November 19, 2012.

### ARRIVAL OF LABOR COUNCIL LAVIN AND TAX APPEAL ATTORNEY BLOUNT

At 7:25 PM, Labor Council John Lavin and Tax Appeal Attorney Mark Blount joined the Work Session and it was duly noted for the record.

### CLOSED SESSION

Resolution No. 12-381

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 7:40 P.M. Monday, November 19, 2012, to discuss the following as outlined in N.J.S.A. 10:4-12:

- \* Tactics or techniques utilized in protecting the safety and property of the public or any investigation of violations or possible violations of the law; (meeting with the following re: City Employee Health Benefit coverage: Frenkel Benefits Senior Vice President Eric Labaska, Regional Risk Managers Scirocco Group Principal John F. Zisa, Connor, Strong and Buckelew Executive Vice President John M. DiBella and Connor Strong and Buckelew Senior Associate Consultant Regina M. Gardner; Councilmember Calandriello request of an investigation if an event held on November 1, 2012 at the Boys and Girls Club of Garfield had a proper Special Affairs Permit Liquor License to serve alcohol; Councilmember Raymond request of an investigation if any junk yards in town owned by Councilmember Calandriello had any violations; the City's No Tolerance Policy for sexual harassment as a member of the Suburban Essex Joint insurance Fund).

CLOSED SESSION

- \* Pending or anticipated litigation or contract negotiations or matters falling within attorney-client privilege; (meeting with the following re: City Employee Health Benefit coverage: Frenkel Benefits Senior Vice President Eric Labaska, Regional Risk Managers Scirocco Group Principal John F. Zisa, Connor, Strong and Buckelew Executive Vice President John M. DiBella and Connor Strong and Buckelew Senior Associate Consultant Regina M. Gardner; proposed settlement of various tax appeals; proposed pilot program in lieu of taxes for the George Capodagli/Sketchley Services Redevelopment at the south end of Walnut Street; Ellen Heine vs. City of Garfield lawsuit).
- \* 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 promotions and proposed hiring of additional Police Personnel to protect the safety and property of the public; two Garfield Police Officers have filed a grievance for overtime pay for being subpoenaed at a PERC hearing).

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 5

(Sgd) Tana M. Raymond  
Louis G. Aloia

SHORT RECESS AND RETURN TO ORDER

At 9:05 PM, a short recess was called. At 9:20 PM, the Work Session was again called to order in Closed Session and all City Officials were present as before the recess. It was duly noted for the record.

EXIT AND ARRIVAL OF VARIOUS CITY OFFICIALS

At 10:35 PM, Tax Appeal Attorney Mark Blount left the Work Session during Closed Session and Police Chief Kevin Amos joined the Work Session during Closed Session. At 11:10 PM, Police Chief Amos left the Work Session during Closed Session and City Redevelopment Agency Attorney Christos Diktas joined the Work Session during Closed Session. At 11:55 PM, City Redevelopment Agency Attorney Diktas left the Work Session during Closed Session. It was duly noted for the record.

ADJOURNMENT

After the City Council came out of Closed Session at 12:25 AM, there being no further business, Councilmember Aloia moved to adjourn the Work Session. Councilmember Mati duly seconded the motion.

On call of roll, Ayes 5

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Andrew J. Pavlica, CITY CLERK