

A Regular Meeting of the City Council was held Monday, July 12, 2010 at 8:10 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, Stanley J. Moskal and Frank J. Calandriello

Also Present: City Manager Thomas J. Duch, City Clerk Andrew J. Pavlica, City Attorney Joseph J. Rotolo, City Engineer Kevin J. Boswell, Interim Chief Financial Officer Roy Riggitano and City Auditor Dieter Lerch

#### REPORTS OF OFFICERS

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

On call of roll, Ayes 5

#### APPROVAL OF MINUTES

Councilmember Aloia moved to approve the Minutes of the following meetings:

Work	Session	-	March	9,	2010
Regular	Meeting	-	March	9,	2010
Work	Session	-	March	16,	2010
Regular	Meeting	-	March	16,	2010
Special	Meeting	-	March	23,	2010
Special	Meeting	-	March	29,	2010
Special	Meeting	-	April	6,	2010
Work	Session	-	April	12,	2010
Regular	Meeting	-	April	12,	2010
Special	Meeting	-	April	21,	2010
Work	Session	-	April	27,	2010
Regular	Meeting	-	April	27,	2010
Special	Meeting	-	May	10,	2010
Work	Session	-	May	11,	2010
Regular	Meeting	-	May	11,	2010
Work	Session	-	May	18,	2010
Regular	Meeting	-	May	18,	2010
Work	Session	-	June	9,	2010
Regular	Meeting	-	June	9,	2010
Work	Session	-	June	15,	2010
Regular	Meeting	-	June	15,	2010

Councilmember Moskal duly seconded the motion.

On call of roll, Ayes 5

#### RESOLUTIONS

Resolution No. 10-211

WHEREAS, Fire Company No. 2 has advised that they have accepted Jesus Ramirez of 102 Belmont Avenue, as a regular active member, effective June 7, 2010.

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. 2 with respect to the above matter, is hereby approved.

On call of roll, Ayes 5

(Sgd) Tana M. Raymond  
Joseph Delaney

RESOLUTIONS

Resolution No. 10-212

WHEREAS, Fire Company No. 3 has advised that they have accepted the resignation of Charles Miskoley of 45 Dreyfus Court, Toms River, NJ 08757, as an active member, effective June 7, 2010, 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 5

(Sgd) Tana M. Raymond  
Joseph Delaney

Resolution No. 10-213

WHEREAS, Fire Company No. 3 has advised that they have accepted the resignation of Frank Scialabbo of 20 Pine Hollow Lane, Lakewood, NJ 08701, as an active member, effective June 7, 2010, 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 5

(Sgd) Tana M. Raymond  
Joseph Delaney

Resolution No. 10-214

WHEREAS, Fire Company No. 3 has advised that they have accepted Agron Iseni of 218 Grand Street, as a regular active member, effective March 1, 2010. 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. 3 with respect to the above matter, is hereby approved.

On call of roll, Ayes 5

(Sgd) Tana M. Raymond  
Joseph Delaney

Resolution No. 10-215

WHEREAS, Fire Company No. 3 has advised that they have accepted Oran Tahiri of 24 Division Avenue, as a regular active member, effective March 1, 2010. 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. 3 with respect to the above matter, is hereby approved.

On call of roll, Ayes 5

(Sgd) Tana M. Raymond  
Joseph Delaney

Resolution No. 10-216

WHEREAS, Fire Company No. 4 advises that John F. Czujko of 218 Cedar Street 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. 4 is hereby approved and that the proper offices are hereby authorized to issue an Exempt Firemen's Certificate to the above named individual.

On call of roll, Ayes 5

(Sgd) Tana M. Raymond  
Joseph Delaney

Resolution No.10-217

WHEREAS, Ryszard Dec, 211 Division Avenue who is the holder of a Disabled Person I.D. Card No. P931556, 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,

RESOLUTIONS

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 Division Avenue commencing 250 feet east of the intersection of Division Avenue and Ray Street and 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 5

(Sgd) Tana M. Raymond  
Joseph Delaney

Resolution No.10-218

WHEREAS, Richard DePeri, 289 Harrison Avenue who is the holder of a Disabled Person I.D. Card No. P933759, 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 Harrison Avenue commencing 230 feet south of the intersection of Harrison Avenue and Elizabeth Street and 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 5

(Sgd) Tana M. Raymond  
Joseph Delaney

Resolution No.10-219

WHEREAS, Claudette Foster, 138 Harrison Avenue who is the holder of a Disabled Person I.D. Card No. P806656, 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 east curb line of Harrison Avenue commencing 200 feet south of the intersection of Harrison Avenue and Clark Street and 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 5

(Sgd) Tana M. Raymond  
Joseph Delaney

Resolution No.10-220

WHEREAS, Benedetto LaMantia, 76 Summit Avenue who is the holder of a Disabled Person I.D. Card No. P166267, 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 east curb line of Summit Avenue commencing 125 feet north of the intersection of Summit Avenue and Belmont Avenue and an additional 25 north 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 5

(Sgd) Tana M. Raymond  
Joseph Delaney

RESOLUTIONS

Resolution No.10-221

WHEREAS, Brian McCarthy, 27 Columbus Avenue who is the holder of a Disabled Person I.D. Card No. P787229, 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 north curb line of Columbus Avenue commencing 50 feet west of the intersection of Columbus Avenue and Jewell Street and an additional 25 west 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 5

(Sgd) Tana M. Raymond  
Joseph Delaney

Resolution No.10-222

WHEREAS, Sara Roberts, 144 Midland Avenue who is the holder of a Disabled Person I.D. Card No. P951036, 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 south curb line of Commerce Street commencing 25 feet east of the intersection of Midland Avenue and Commerce Street and 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 5

(Sgd) Tana M. Raymond  
Joseph Delaney

Resolution No.10-223

WHEREAS, Michael Tambura, 41 Palisade Avenue who is the holder of a Disabled Person I.D. Card No. P674020, 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 Palisade Avenue commencing 150 feet south of the intersection of Palisade Avenue and Passaic Street and 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 5

(Sgd) Tana M. Raymond  
Joseph Delaney

Resolution No. 10-224

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, 2010 and ending June 30, 2011:

PLENARY RETAIL CONSUMPTION LICENSES

License No. 0221-33-012-004

Garfield Restaurant Corp.  
t/a Deja Vu  
474 River Drive

RESOLUTIONS

0221-33-021-001	Garfield Elks Lodge No. 2267 BPO 68 Lanza Avenue
0221-33-025-001	Frank Barcelona's Restaurant & Bar Inc. t/a Barcelona's Restaurant 38 Harrison Avenue
0221-33-031-005	LCJD LLC t/a Jimmy Jim's Grill 399 Midland Avenue

PLENARY RETAIL DISTRIBUTION LICENSES

License No	0221-44-029-005	Luva, Inc. t/a Whooppee Liquor & Soda Store 194 Van Winkle Avenue
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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 5

(Sgd) Tana M. Raymond  
Joseph Delaney

Resolution No. 10-225

RESOLUTION – ADOPTING A DRAFT SHARED SERVICES AGREEMENT BETWEEN THE CITY OF GARFIELD AND THE COUNTY OF BERGEN IN CONNECTION WITH THE RIVER ROAD IMPROVEMENT PROJECT, CITY OF GARFIELD, BERGEN COUNTY, NEW JERSEY

WHEREAS, a Draft Resolution has been scheduled for adoption by the Bergen County Board of Chosen Freeholders on July 7, 2010, and;

WHEREAS, this agreement will provide funding for the River Drive Roadway Improvement Project, and;

WHEREAS, this agreement is in the best interests of the City of Garfield,

NOW THEREFORE BE IT FURTHER RESOLVED Mayor Frank Calandriello and/or the City Manager are hereby authorized to execute the requisite documents in connection with this Agreement.

On call of roll, Ayes 5

(Sgd) Tana M. Raymond  
Joseph Delaney

Resolution No. 10-226

RESOLUTION - AUTHORIZING INTERLOCAL SERVICE AGREEMENT WITH THE BOROUGH OF WALLINGTON

WHEREAS, the Borough of Wallington is required to employ a licensed waste water collection system operator; and

WHEREAS, the City of Garfield has employed Willard Bierwas as its licensed Waste Water Collector System Operator and for other positions within the City as well; and

WHEREAS, the Borough of Wallington has requested a interlocal service agreement with the City to permit Willard Bierwas to serve as its licensed Waste Water Collection System Operator at a shared cost; and

WHEREAS, the Uniform Shared Services and Consolidation Act N.J.S.A..48:65-1 et seq permits local units to enter into such an agreement; and

WHEREAS, the Borough of Wallington will pay, under this agreement, the sum of \$5,000.00 per year for providing such shared services.

RESOLUTIONS

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

1. An Interlocal Services Agreement with the Borough of Wallington be and his hereby authorized.
2. This agreement shall be for providing the shared service of its licensed Waste Water Collection System Operator
3. The individual to be shared is Willard Bierwas, an employee of the City of Garfield.
4. The Borough of Wallington shall pay, to the City of Garfield the sum of \$5,000.00 per year in consideration for this shared service agreement.
5. The City Manager and City Clerk are hereby authorized and directed to execute any documents and/or contracts which may be necessary in order to effectuate the provisions of this resolution.

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 Borough of Wallington, the City Attorney, Willard Bierwas and the Chief Financial Officer for the City of Garfield.

On call of roll, Ayes 5

(Sgd) Tana M. Raymond  
Joseph Delaney

Resolution No. 10-227

**RESOLUTION - AUTHORIZING ROAD CLOSURES**

WHEREAS, the Calvary Baptist Church of North Jersey at Garfield located at 217-245 Passaic Street has requested permission to host a 2010 Multicultural Festival on Saturday, August 7th, 2010 between the hours of 11:00 AM and 6:00 PM; and

WHEREAS, this Festival has taken place on prior years and the City Council has agreed to continue this tradition by allowing the closure of certain streets; and

WHEREAS, the Calvary Baptist Church of New Jersey at Garfield has indicated that no alcoholic beverages will be sold at this event and have agreed to comply with all reasonable requirements of all applicable municipal agencies with regard to the conduct of this event

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

1. The City Council hereby provides approval for the 2010 Multicultural Festival to be conducted by the Calvary Baptist Church of New Jersey on August 7th, 2010 from 11:00 AM to 6:00 PM (raindate August 14th, 2010).
2. The City Council hereby approves the closure of Westminster Place at Garfield Avenue and Westminster Place to Passaic Street – Naples Place at Farnham Avenue.
3. There shall be no alcoholic beverages sold at the event and the Calvary Baptist Church shall be required to comply with all requirements of the Garfield Police Department and Department of Public Works
4. The applicant shall also be required to secure a parade or special event permit in accordance with the requirements of local ordinance.

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 Calvary Baptist Church of North Jersey, the City Attorney, Garfield Police Department and the Department of Public Works.

On call of roll, Ayes 5

(Sgd) Tana M. Raymond  
Joseph Delaney

Resolution No. 10-228

BE IT RESOLVED by the Mayor and Council of the City of Garfield that application is made to the Commissioner of Transportation for aid under the New Jersey Trust Fund Authority Act for:

**Midland Avenue Sidewalk Project- Safe Streets to Transit Program**

WHEREAS, the Council has determined that such application(s) should be prepared by Capital Alternatives Corporation, the grants specialists engaged by the municipality for assistance in such matters.

RESOLUTIONS

RESOLVED that Capital Alternatives Corporation is authorized to prepare, assemble, and submit the necessary documentation on behalf of the municipality of Garfield for the stated project(s).

On call of roll, Ayes 5

(Sgd) Tana M. Raymond  
Joseph Delaney

Resolution No. 10-229

Approval to submit a grant application and execute a grant agreement with the New Jersey Department of Transportation for the Midland Avenue Sidewalk project

WHEREAS, the City of Garfield is requesting funding from the New Jersey Department of Transportation Safe Streets to Transit Program.

NOW THEREFORE BE IT RESOLVED that the City Manager and/or the Clerk are hereby authorized to submit an electronic grant application identified as SST-2011-Garfield City-00009 to the New Jersey Department of Transportation on behalf of the City of Garfield.

BE IT FURTHER RESOLVED that the City Manager and the Clerk are hereby authorized to sign the grant agreement on behalf of the City of Garfield and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

On call of roll, Ayes 5

(Sgd) Tana M. Raymond  
Joseph Delaney

Resolution No. 10-230

BE IT RESOLVED, that the Mayor and Council of the City of Garfield wishes to enter into a grant agreement with the County of Bergen for the purpose of using \$686,643.00 grant award from the 2009 Funding Round of the Bergen County Open Space, Recreation, Farmland and Historic Preservation Trust Fund ("Trust Fund") for the project entitled Historic Dundee Dam Pedestrian Way and Preserve located in Block 140, Lot 100.01, Block 140 Lot 91.01, Block 140, Lot 49, Block 140, Lot 24, Block 140, Lot 4.02, Block 140, Lot 4.01 and Block 140 Lot 1, on the tax maps of the City of Garfield; and

BE IT FURTHER RESOLVED, that the Mayor and Council hereby authorizes the City Manager Thomas J. Duch/Mayor Frank J. Calandriello to be a signatory to the aforesaid grant agreements;

BE IT FURTHER RESOLVED, that the Mayor and Council hereby authorize City Manager Thomas J. Duch/Mayor Frank J. Calandriello to sign all County vouchers submitted in connection with the aforesaid project; and

BE IT FURTHER RESOLVED that the Mayor and Council recognizes that the City of Garfield is liable for a dollar for dollar match for any funds awarded in accordance with the Trust requirements.

On call of roll, Ayes 5

(Sgd) Tana M. Raymond  
Joseph Delaney

Resolution No. 10-231

Resolution – Directing Investigation in Connection with Parking Sticker Program

WHEREAS, in these times of challenging issues in connection with homeland security and other public safety issues it is important to be able to report all suspicious activity, and

WHEREAS, the implementation of the City's Parking Sticker Program does not satisfactorily address all of these security issues; and

WHEREAS, it has become apparent that the Garfield Police Department fails to secure information necessary to protect the security of residents of this City.

NOW THEREFORE BE IT RESOLVED that the City Manager is directed to determine the registered owner and renter of Arizona registration AD-95893 which has been parked overnight on a City street without explanation or any apparent reason for being parked in this location.

On call of roll, Ayes 4,  
Nays 1 – Councilmember Delaney

(Sgd) Tana M. Raymond  
Louis G. Aloia

Regular Meeting July 12, 2010, Continued

BILLS AND CLAIMS

Resolution No. 10-232

RESOLVED by the City Council of the City of Garfield that the following bills No. 1404 to 1407 covering Escrow Developers Trust Account, Dog Trust Fund, Police ICE Trust Account totaling \$7,512.69 and Current Fund totaling \$765,007.60 and Water Fund Current totaling \$11,368.90 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 forty three (43) items prior to the meeting be ratified.

See

The

Following

Pages Numbered \_\_\_\_\_

For

Bills

and

Claims

ORDINANCES

Ordinance No. 2591

The following entitled ordinance was introduced at a Regular Meeting held June 9, 2010; 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:

CAPITAL ORDINANCE OF THE CITY OF GARFIELD, IN THE  
COUNTY OF BERGEN, NEW JERSEY TO APPROPRIATE AN ADDITIONAL  
SUM OF \$620,000.00 FOR THE IMPROVEMENT OF VARIOUS WELLS  
IN THE ELMWOOD PARK WELL FIELD BY AND FOR THE WATER UTILITY  
OF THE CITY AND TO PROVIDE THAT SUCH ADDITIONAL SUM SO APPROPRIATED  
SHALL BE RAISED FROM WATER UTILITY CAPITAL SURPLUS

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 Moskal 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 Aloia duly seconded the motion.

On call of roll, Ayes 5

Ordinance No. 2592

The following entitled ordinance was introduced at a Regular Meeting held June 9, 2010; 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 AMEND ORDINANCE NO. 2585 OF  
THE CITY OF GARFIELD WHICH AMENDED CHAPTER 265  
OF THE CITY CODE ENTITLED "SEWERS"

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 Moskal 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 Aloia duly seconded the motion.

On call of roll, Ayes 5

Ordinance No. 2593

The following entitled ordinance was introduced at a Regular Meeting held June 15, 2010; 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.

ORDINANCES

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 Moskal duly seconded the motion.

On call of roll, Ayes 5

CITIZENS AND TAXPAYERS

Mr. Daniel Warnaar, 53 Marsellus Place, complained about the inequity of the Sewer Fee Ordinance which charges property owners \$50.00 a year for a one family house and \$200.00 a year for a two family house.

Mr. Robert Soccol, 192 Chestnut Street, also complained about the inequity of the Sewer Fee Ordinance.

Mr. Alvin Gaba, 58 Center Court, spoke on his positive experiences with the Garfield Police Department. He questioned why twelve cops were hired two years ago if cops are being laid off now.

Ms. Charlotte Jones-Taddeo, 733 Midland Avenue, complained about how much she pays in taxes. She said that two years ago, the economy was different and now the economy has gotten worse. She said that there are people in Garfield who are laid off and out of work.

Ms. Ruthie Ernst, 109 Main Street, spoke and asked questions concerning the outstanding bills owed by the Junior Boilermakers Football Program to various vendors.

Mr. Mario Pozo, 316 Malcolm Avenue, spoke on the service provided by the Garfield Police Department and specifically the seven cops who may get laid of.

Mr. Keith Dunn, 158 Main Street, Woodbridge, New Jersey, said that he is Executive Vice President of the New Jersey State PBA. He said that the bottom line is that less cops equals more crime. He said that he hopes that the layoffs are not a foregone conclusion. He encouraged everyone to sit down and to try to negotiate. He said that criminals do not get laid off.

Mr. Michael Bukosky, 47 Salem Street, Hackensack, New Jersey, said that he is an attorney for PBA Local No. 46. He said that the layoffs that are being contemplated are a matter of life and death because if a good chunk of the Police Force is missing, it may very well result in a life being lost or a catastrophic injury or a catastrophic loss of property when you do not have adequate public safety. He said that when there are layoffs, there is a substantial greater likelihood that that can happen. He said that he has been working on behalf of public employees for several decades and he can remember when there were very difficult times during the last bad recession in the 1980's and elected officials faced the same type of public issues as now. He said that Garfield is a great City. He said that there are examples of Cities taking two very different paths. He said that in the 1990's, facing catastrophic bankruptcy, New York City elected a new Mayor, Rudolph Guiliani, and he hired more cops, rather than laid them off. He said that in succeeding years, property values tripled, crime was reduced to a level unheard of in New York City and the City prospered in hard economic times. He said that in Newark, New Jersey, they took a different path and cut police officers and

CITIZENS AND TAXPAYERS

public safety. He said that in Newark, property values plummeted, crime sky rocketed, and Newark is known as the City where kids go to the park to get executed. He said that these are serious guiding lights to take into consideration. He said that now is a great recession and leadership must be shown. He spoke on different situations where a police officer might be needed and how these things are taken for granted and not thought about on a day to day basis and it is the police officer's job and responsibility upon which the public has come to rely. He said that if one cop is laid off, maybe life goes on as normal, but if seven cops are laid off, maybe after a few hours nothing will happen, but soon there will be a day when there are not enough cops. He said that if there is a suspicious person in a back yard, no one wants the answer to be that no officers are available because that is difficult to explain to the citizens of the community. He said that when a person comes through the back window, that is not the time to look back with regret that the right decision may not have been made. He said that he would not want that matter on his conscience when that occurs and someone got hurt and someone has to be told that it was a dollar and cents issue and it just did not add up. He said that that is something that should be seriously thought about before a decision is made that will have to be lived with for a long time. He said that he represents over a hundred Police Departments in the State and a great many towns are verbalizing the possibilities of layoffs and of the dozens and dozens of towns where this comes up, he is at a loss why this is an issue in Garfield. He said that the City asked for concessions and the PBA has offered to make concessions. He said that he is surprised that some type of resolution cannot be reached here. He said that everyone is in this together and have to live in this community with each other and live with the decisions that are made. He went over what he claimed were figures in the Garfield Municipal Budget and said that there is more than enough room to maneuver in the Budget. He said that it is time for all of us to stand up for our own people in the community. He said that the first obligation of the Mayor and Council is to protect the public in terms of safety and to protect jobs in town and look towards the future and make sure that Garfield is not the crime capital of Bergen County and a spillover to other towns. He told the Council to look into their hearts and do what is right and to stop the layoffs.

Mr. Everett Garnto, President of Garfield PBA Local No. 46, said that he wants to end this madness which has torn apart the Garfield Police Department. He offered to give back 1.5% in pay for the next six months and to switch health benefits coverage from Traditional to Direct Access. He said that two police officers are retiring. He said that the Police Department is "manning up". He concluded by saying "Please, Let's do it".

Mr. Michael De Filippio, Second Vice President of the Port Authority Police PBA, said that he got his start in law enforcement in Garfield in 1979 with the CETA Program. He said that he went on to the Bergen County Narcotics Task Force and he has been involved in numerous drug raids in Garfield back since around 1979. He said that Police Officers dedicate their life to protecting the public and they do not take these jobs to become billionaires. He said that he was at the World Trade Center when it blew up twice and he said that thirty-seven of his brother officers got killed along with innocent civilians. He said that he has been to two shootings himself but it is his job and it is what he wants to do. He said that Garfield has always been a great town, but once cops start getting laid off, drugs lead to burglaries, burglaries lead to robberies, robberies lead to murder. He said that the County Police cannot be depended upon because they are understaffed, as are bordering towns. He said that he lives in Little Ferry and he is a taxpayer and his taxes went up, but he still wants a cop to respond when his house gets burglarized and it has happened. He said that he has a three year old and a five year old and his kids are afraid to go to sleep. He said that when houses in Garfield start getting broken into and the kids in Garfield start crying, to think about this in connection with the Budget.

Mr. Lawrence Luterzo, 91 Sherman Place, said that with the new Redevelopment Zones in the City, a new Walmart will be coming in, and new homes will be coming in, and cops will be needed.

Mr. Robert Ridarick, New Jersey State PBA Delegate, said that it is an unfortunate situation. He said that he grew up in town and Garfield is not the same as when he was growing up. He spoke on recent crimes which have happened in Garfield. He said that businesses have come to Garfield believing that there is an adequately staffed Police Force. He said that the Garfield Detective

CITIZENS AND TAXPAYERS

Bureau is one of the busiest in the County, and if the layoffs happen, there will only be four detectives in the Department. He said that if the layoffs happen, the Police Department will be devastated. He said that Garfield is facing one of the highest percentages for layoffs in the State for law enforcement officers. He said that he hopes that this does not happen and that the City does not have to face this.

Mr. Mark Butler, 107 Cloverdale Avenue, Paramus, New Jersey said that he is a former Garfield resident and he is Chairman of the PBA Conference. He said that his membership is extremely concerned with the well being of the Police Force in the City of Garfield. He said that concessions have been offered and he hopes that the Mayor and Council reconsider layoffs.

Ms. Jacqueline Schleshsy, 541 Harrison Avenue, spoke in favor of the police. She said that she grew up in this town and the town has totally changed.

Mr. Frank Barber, 201 Banta Avenue, said that he is afraid for his wife to go around the block. He said that a new Walmart will be opening in Garfield and if the cops are laid off, he will not let his wife go to the new Walmart. He said that the City Council is willing to sacrifice the safety of the City's citizens for a few bucks. He said that the cops making the most arrests are the seven guys that are facing being laid off. He said that he is looking for a secure place to raise his family.

Ms. Erin Delaney, 15 Garden Court North, asked if the Mayor and Council were willing to give up their salaries for two years and if they would give up their health benefits. She questioned if the City was purchasing a \$70,000.00 statue of General Casimir Pulaski and said that she would rather have two cops instead of a statue.

Mr. Glenn Mati, 129 Sampson Street, told a story about his son wanting to work out in Garfield and he told him not to run around Garfield. He said that the seven cops facing being laid off want to be here and want to serve the City.

Mr. Devin Rivera, said that he is one of the Police Officers who were laid off in the City of Passaic. He said that laying off Police Officers destroys moral in the Police Department, overtime costs go up for the City, number of summons' written in the City go down, crime increases and the value of City properties go down.

Mr. John Tamweber, 10 Walnut Street, questioned why the Mayor and Council did not give up their health benefits from the City. He told the Council to support these officers and he said that he trusts them with his life. He said that the Council should trust them too and to do the right thing.

Mr. Dennis Lanaras, 7 Ozone Avenue, Cedar Grove, New Jersey, said that the Police do not begrudge the Council their salary or health benefits because they do a job for the City. He said the PBA and the City settled on a four year contract and in doing so, the PBA had to make concessions to get that four year contract. He said that there seems to be a perception out there that the Police are greedy individuals, but concessions were made to get that contract. He said that a new Governor took office who faced hard times and the City lost funding from the State and approached the PBA and asked for even more concessions after that contract was settled and the PBA agreed to change from a more expensive health plan to a less expensive health plan and that was not enough. He said that tonight the PBA offered concessions and that does not seem to be enough. He said that he hopes the Council acts in good faith.

COUNCILMEMBER COMMENTS

City Manager Duch and City Auditor Lerch both gave extensive explanations on the 2010 Municipal Budget situation.

Councilmember Raymond said that this is a very difficult time and she has always supported the Police and whatever they needed. She said that it is a good Police Department of which she is very

COUNCILMEMBER COMMENTS

proud and she always felt it was a professional Department. She said that it is different times now and it is really serious economic times. She said that all City employees have given back their share of the sacrifice to help the City get through this except the PBA and all this hoopla does not solve the problem. She said that sometimes concessions have to be made in order to save jobs and a true unionist's top priority is to save jobs and that only comes through dialogue. She spoke on the salaries of the Garfield Police Officers. She said that when she ran for public office, she promised to work for the taxpayer and that is what she is going to do. She said that to raise taxes to save these seven men without concessions is not the right thing to do. She spoke on what other towns did. She said that people are taxed out and there has to be compromise. She said that there was a claim that the Police will become more reactive than proactive if the Police Department loses cops. She said that if the Council gets word that the Police are not doing their jobs, a higher authority will be called to get advice and direction and she spent a lot of time on the phone today and there are options. She said that she wants every citizen to know that they are safe and will be safe. She complained about the way she was treated by the PBA at the last session with the Police. She said that there is a need to work together and she will never put the citizens at risk and will not tax them to death. She said that at the same time, the Police Department has to keep functioning and the City Council is not the enemy. She said that the destiny of these seven young men is in the hands of their fellow officers. The PBA needs to help and need to make concessions because it is time for the Police to put in their share.

Councilmember Delaney said that his problem with the layoffs is that the Council never sat down with the Police Chief before we went down this path to discuss the exact impact this would have on the City. He said that if these seven cops are laid off and get jobs in other Departments, to replace them will cost money in the long run because the new recruits will have to go to the Police Academy and it will be years before they are ready for patrol. He said that laying off and demoting cops will save money now, but it will cost more in the future and laying off seven cops now, with seven more cops expected to retire soon, means the Police will lose about 20% of their manpower.

Councilmember Aloia said that in 1996, when he first got on the City Council, the tax rate was about 1.95 and now it is about 4.00. He said that no one should accuse the Council of not raising taxes high enough. He said that this year alone the Council is raising taxes ten points, created a new sewer tax and started a Revaluation, so this Council has done a lot with raising taxes. He said that there is 14% unemployment in the City, the private sector is in turmoil, and it is getting nuts and people are not working. He said that we have been eating ice cream, but it is Brussels sprouts time for all of us. He said that no one expected the Governor and the Legislature to pass a 2% CAP. He said that the reason you ask someone to contribute to their health benefits is because it is tax deductible. He said that you cannot give 3.85% raises, when there is a 2% CAP. He said that his daughter's house has, been broken into twice in the last three years in the City of Garfield. He said that it is the bad guys fault, not the cop's fault. He said that if we knew this was coming down the pike, we would not have made commitments that we cannot keep. He said that we have to negotiate, but we cannot negotiate with people not in the room. He said that 2011 is coming and we do not want to lay anyone else off. He said that we have our backs against the wall, there is nowhere to go, but that is where we are stuck.

Deputy Mayor Moskal said that he has driven with the Police and this City Council does care. He said that it is unfortunate and tough and that concessions came from other Unions and there were concessions tonight. He said that we are talking about lives and he still struggles with that. He questioned what was the maximum that the taxpayers can be pushed without breaking. He said that in regard to the Council's salary, they gave back \$2,500.00. He said that the salary of the lowest police officer is \$62,000.00, so even if all the Councilmembers gave up their salary, it would not even pay for one officer. He said that in regard to the health benefits for the City Council, he considered giving it up and his company will give him a chance to make a decision in November. He said that the City will have a big Budget problem in 2011.

Mayor Calandriello said that a lot has been said this evening and there has not been a vote yet by the PBA members. He said that today was an Earth shattering day with the State Legislature passing a 2% CAP on tax increases. He spoke on the salary of the cops and said that the percentage

Regular Meeting July 12, 2010, Continued

COUNCILMEMBER COMMENTS

raises for cops are too high. He said that the City Council settled the PBA contract in 2009 because of the respect there is for the officers. He asked that the PBA work with the Council to get everyone through this and to get the young cops their extra time. He said that he does not want to lay off anybody. He said that financially, the Federal Government, the State, Municipalities, there is no good news and we are in dire straights. He said that he does try, and he does give 100% to this job. He gives as many hours as he possible can, and he said that he does care and have a concern for everyone.

ADJOURNMENT

At 11:10 PM, there being no further business, Councilmember Raymond moved to adjourn the meeting. Councilmember Aloia duly seconded the motion.

On call of roll, Ayes 5

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Andrew J. Pavlica, CITY CLERK