

A Regular Meeting of the City Council was held on Tuesday, November 10, 2009 at 10:15 PM in the Conference Room 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
Councilmembers Absent: Stanley J. Moskal
Also Present: City Manager Thomas J. Duch, City Clerk Andrew J. Pavlica, City Attorney Joseph J. Rotolo, Labor Counsel Joseph Randazzo and City Engineer Kevin J. Boswell

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 Raymond duly seconded the motion.

On call of roll, Ayes 4,
Absent 1 – Councilmember Moskal

APPROVAL OF MINUTES

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

| | | | | | |
|----------------|---------|---|-----------|-----|------|
| Regular | Meeting | - | February | 27, | 2008 |
| Work | Session | - | March | 11, | 2008 |
| Regular | Meeting | - | March | 11, | 2008 |
| Work | Session | - | March | 25, | 2008 |
| Regular | Meeting | - | March | 25, | 2008 |
| Work | Session | - | April | 8, | 2008 |
| Regular | Meeting | - | April | 8, | 2008 |
| Work | Session | - | April | 22, | 2008 |
| Regular | Meeting | - | April | 22, | 2008 |
| Work | Session | - | May | 14, | 2008 |
| Regular | Meeting | - | May | 14, | 2008 |
| Work | Session | - | May | 27, | 2008 |
| Regular | Meeting | - | May | 27, | 2008 |
| Work | Session | - | June | 10, | 2008 |
| Regular | Meeting | - | June | 10, | 2008 |
| Work | Session | - | June | 24, | 2008 |
| Organizational | Meeting | - | July | 1, | 2008 |
| Work | Session | - | July | 8, | 2008 |
| Regular | Meeting | - | July | 8, | 2008 |
| Work | Session | - | July | 22, | 2008 |
| Regular | Meeting | - | July | 22, | 2008 |
| Work | Session | - | August | 21, | 2008 |
| Regular | Meeting | - | August | 21, | 2008 |
| Work | Session | - | September | 9, | 2008 |
| Regular | Meeting | - | September | 9, | 2008 |
| Work | Session | - | September | 23, | 2008 |
| Regular | Meeting | - | September | 23, | 2008 |
| Work | Session | - | October | 14, | 2008 |
| Regular | Meeting | - | October | 14, | 2008 |
| Work | Session | - | October | 28, | 2008 |
| Regular | Meeting | - | October | 28, | 2008 |
| Work | Session | - | November | 12, | 2008 |
| Regular | Meeting | - | November | 12, | 2008 |
| Work | Session | - | November | 25, | 2008 |
| Regular | Meeting | - | November | 25, | 2008 |

Regular Meeting November 10, 2009, Continued

APPROVAL OF MINUTES

| | | | | | |
|-------------------|---------|---|-----------|-----|------|
| Work | Session | - | December | 9, | 2008 |
| Regular | Meeting | - | December | 9, | 2008 |
| Work | Session | - | December | 15, | 2008 |
| Regular | Meeting | - | December | 16, | 2008 |
| Special | Meeting | - | January | 2, | 2009 |
| Work | Session | - | January | 13, | 2009 |
| Regular | Meeting | - | January | 13, | 2009 |
| Work | Session | - | January | 27, | 2009 |
| Regular | Meeting | - | January | 27, | 2009 |
| Special | Meeting | - | February | 9, | 2009 |
| Work | Session | - | February | 10, | 2009 |
| Regular | Meeting | - | February | 10, | 2009 |
| Work | Session | - | February | 24, | 2009 |
| Regular | Meeting | - | February | 24, | 2009 |
| Special | Meeting | - | March | 4, | 2009 |
| Work | Session | - | March | 10, | 2009 |
| Regular | Meeting | - | March | 10, | 2009 |
| Work | Session | - | March | 24, | 2009 |
| Regular | Meeting | - | March | 24, | 2009 |
| Work | Session | - | April | 14, | 2009 |
| Regular | Meeting | - | April | 14, | 2009 |
| Work | Session | - | April | 28, | 2009 |
| Regular | Meeting | - | April | 28, | 2009 |
| Special | Meeting | - | May | 7, | 2009 |
| Work | Session | - | May | 12, | 2009 |
| Regular | Meeting | - | May | 12, | 2009 |
| Work | Session | - | May | 26, | 2009 |
| Regular | Meeting | - | May | 26, | 2009 |
| Work | Session | - | June | 9, | 2009 |
| Regular | Meeting | - | June | 9, | 2009 |
| Special | Meeting | - | June | 16, | 2009 |
| Work | Session | - | June | 23, | 2009 |
| Regular | Meeting | - | June | 23, | 2009 |
| Special | Meeting | - | June | 29, | 2009 |
| Work | Session | - | July | 21, | 2009 |
| Regular | Meeting | - | July | 21, | 2009 |
| Special Work | Session | - | August | 17, | 2009 |
| Work | Session | - | August | 18, | 2009 |
| Regular | Meeting | - | August | 18, | 2009 |
| Work | Session | - | September | 8, | 2009 |
| Regular | Meeting | - | September | 8, | 2009 |
| Continued Regular | Meeting | - | September | 11, | 2009 |
| Work | Session | - | September | 22, | 2009 |
| Regular | Meeting | - | September | 22, | 2009 |

Councilmember Raymond duly seconded the motion.

On call of roll, Ayes 4,
Absent 1 – Councilmember Moskal

RESOLUTIONS

Resolution No. 09-366

WHEREAS, Peter DeFranco and Peter Amoruso are being publicly recognized by the YMCA of Greater Bergen County at their 2009 Sports Award Banquet to be held Tuesday, November 24, 2009 at the Park Ridge Marriott, and

RESOLUTIONS

WHEREAS, Peter DeFranco and Peter Amoruso are being honored with a Special Achievement Award for Professional Excellence in Sports Officiating, and
WHEREAS, both men are Garfield natives and Peter DeFranco is a Principal in the Garfield School System, and
WHEREAS, the Mayor and City Council, of their hometown, the City of Garfield, are desirous of congratulating them on their prestigious honor,
NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Garfield, Bergen County, New Jersey that PETER DEFRANCO and PETER AMORUSO are hereby publicly CONGRATULATED on their most deserved SPECIAL ACHIEVEMENT AWARD from the YMCA of Greater Bergen County, and thanked for being excellent role models exhibiting and encouraging fair play, hard work and following the rules for decades of students to emulate.

On call of roll, Ayes 4,
Absent 1 – Councilmember Moskal

(Sgd) Frank J. Calandriello
Louis G. Aloia

Resolution No. 09-367

WHEREAS, Fire Company No. 2 has advised that they have accepted Danial Fetchik of 136 Outwater Lane, as a regular active member, effective November 2, 2009.
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 4,
Absent 1 – Councilmember Moskal

(Sgd) Louis G. Aloia
Frank J. Calandriello

Resolution No. 09-368

WHEREAS, Fire Company No. 2 has advised that they have accepted Victoria Kovacs of 226 Banta Avenue, as a regular active member, effective November 2, 2009.
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 4,
Absent 1 – Councilmember Moskal

(Sgd) Louis G. Aloia
Frank J. Calandriello

Resolution No. 09-369

WHEREAS, Fire Company No. 2 has advised that they have accepted Bismar Ramirez of 396 River Drive, as a regular active member, effective October 5, 2009.
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 4,
Absent 1 – Councilmember Moskal

(Sgd) Louis G. Aloia
Frank J. Calandriello

Resolution No. 09-370

WHEREAS, Fire Company No. 2 has advised that they have accepted Carlos Vasquez of 395 River Drive, as a regular active member, effective October 5, 2009.
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 4,
Absent 1 – Councilmember Moskal

(Sgd) Louis G. Aloia
Frank J. Calandriello

RESOLUTIONS

Resolution No. 09-371

WHEREAS, a two (2) hour parking zone has been requested by Francesco Ciaccio, of Miriam Beauty Salon for placement at 106 Harrison Avenue, for use by their customers,
NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Garfield, Bergen County, New Jersey that a two (2) hour parking zone is hereby authorized to be established along the east curb-line of Harrison Avenue commencing 150 feet north of the intersection of Harrison Avenue & Naples Street. The zone would run an additional 25 feet north from that point.
BE IT FURTHER RESOLVED that a two (2) hour parking zone is hereby authorized to be in effect from 9:00AM to 5:00PM, Monday to Saturday,
FURTHER RESOLVED that the Traffic Control Division of the Police Department is hereby authorized and directed to erect an appropriate sign at the above location.

On call of roll, Ayes 4,
Absent 1 – Councilmember Moskal

(Sgd) Louis G. Aloia
Frank J. Calandriello

Resolution No. 09-372

WHEREAS, Fire Chief Michael Marsh, filed application for a No Parking Fire Chief Zone to be placed at the residence of Assistant Fire Chief James Kovacs, 60 Bogart Avenue 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 “Fire Chief Only”, located on the east curb line of Bogart Avenue commencing 25 feet north of the intersection of Bogart Avenue and Hobart Street and run 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 4,
Absent 1 – Councilmember Moskal

(Sgd) Louis G. Aloia
Frank J. Calandriello

Resolution No. 09-373

WHEREAS, George K. Earles, 25 Main Street, who is the holder of a Disabled Person I.D. Card No. P740403, 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 Main Street commencing 100 feet south of the intersection of Main Street and Union Avenue and an additional 25 feet south from that point.
FURTHER RESOLVED that the Traffic Safety Control Division is hereby authorized and directed to erect an appropriate sign at the above location.

On call of roll, Ayes 4,
Absent 1 – Councilmember Moskal

(Sgd) Louis G. Aloia
Frank J. Calandriello

Resolution No. 09-374

WHEREAS, Silvana Gentile, 52 Monroe Street, who is the holder of a Disabled Person I.D. Card No. P711990, has filed application for a handicapped parking sign to be placed at her address, and
WHEREAS, the Police Department has conducted an investigation and recommend approval of the application.
NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Garfield that one parking space be designated as reserved for “Handicapped Parking”, located on the south curb line of Monroe Street commencing 125 feet east of the intersection of Monroe Street and Cambridge Avenue 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.

RESOLUTIONS

On call of roll, Ayes 4,
Absent 1 – Councilmember Moskal

(Sgd) Louis G. Aloia
Frank J. Calandriello

Resolution No. 09-375

WHEREAS, Lisa Scaravelloni, 128 Farnham Avenue, who is the holder of a Disabled Person I.D. Card No. P931555, has filed application for a handicapped parking sign to be placed at her address, and

WHEREAS, the Police Department has conducted an investigation and recommend approval of the application.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Garfield that one parking space be designated as reserved for “Handicapped Parking”, located on the east curb line of Farnham Avenue commencing 200 feet north of the intersection of Farnham Avenue and Clark Street 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 4,
Absent 1 – Councilmember Moskal

(Sgd) Louis G. Aloia
Frank J. Calandriello

Resolution No. 09-376

A Resolution Authorizing Additional Professional Engineering, Design and Construction Oversight Services in Connection with Improvements to 20th Century Field City of Garfield, Bergen County, New Jersey

WHEREAS, the City of Garfield applied for and secured grants totaling \$1.2 Million in connection with a proposed improvement to 20th Century Field, and;

WHEREAS, the City authorized initial engineering services pursuant to Resolution No. 08-417 in the amount of \$65,000.00, and;

WHEREAS, additional engineering services were requested to provide for the replacement of sports field lighting at the existing stadium, and;

WHEREAS, construction oversight and inspection services have not yet been authorized,

NOW THEREFORE BE IT RESOLVED, the City Engineers are hereby authorized to perform these additional design services and construction oversight/inspection services in an amount not to exceed \$105,000. (not to exceed 14% of construction costs)

BE IT FURTHER RESOLVED, the City Engineer is hereby authorized to assist in the reimbursement of grant monies to the City from the funding sources awarding said grants.

On call of roll, Ayes 4,
Absent 1 – Councilmember Moskal

(Sgd) Louis G. Aloia
Frank J. Calandriello

Resolution No. 09-377

Resolution requesting approval of items of revenue and appropriation NJS 40A:4-87

WHEREAS, NJS 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount was not determined at the time of the adoption of the budget; and

WHEREAS, the Director may also approve the insertion of an item of appropriation for equal amount,

NOW THEREFORE BE IT RESOLVED, that the Mayor and Council of the City of Garfield in the County of Bergen, New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2009 in the sum of \$24,815.66 which is now available from State of New Jersey, Recycling Tonnage Grant and;

BE IT FURTHER RESOLVED, that the like sum of \$24,815.66 is hereby appropriated under the caption Recycling Tonnage Grant; and

BE IT FURTHER RESOLVED that the above is the result of funds from State of New Jersey, Recycling Tonnage Grant, in the amount of \$24,815.66

On call of roll, Ayes 4,
Absent 1 – Councilmember Moskal

(Sgd) Louis G. Aloia
Frank J. Calandriello

RESOLUTIONS

Resolution No. 09-378

Resolution requesting approval of items of revenue and appropriation NJS 40A:4-87

WHEREAS, NJS 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount was not determined at the time of the adoption of the budget; and

WHEREAS, the Director may also approve the insertion of an item of appropriation for equal amount,

NOW THEREFORE BE IT RESOLVED, that the Mayor and Council of the City of Garfield in the County of Bergen, New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2009 in the sum of \$2,000.00 which is now available from State of New Jersey, American Health Grant and;

BE IT FURTHER RESOLVED, that the like sum of \$2,000.00 is hereby appropriated under the caption American Health Grant and;

BE IT FURTHER RESOLVED that the above is the result of funds from State of New Jersey, American Health Grant, in the amount of \$2,000.00.

On call of roll, Ayes 4,
Absent 1 – Councilmember Moskal

(Sgd) Louis G. Aloia
Frank J. Calandriello

Resolution No. 09-379

Resolution requesting approval of items of revenue and appropriation NJS 40A:4-87

WHEREAS, NJS 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount was not determined at the time of the adoption of the budget; and

WHEREAS, the Director may also approve the insertion of an item of appropriation for equal amount,

NOW THEREFORE BE IT RESOLVED, that the Mayor and Council of the City of Garfield in the County of Bergen, New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2009 in the sum of \$37,530.00, which is now available from State of New Jersey, Edward Byrne Grant Police Equipment in the amount of \$37,530.00

BE IT FURTHER RESOLVED, that the like sum of \$37,530.00 is hereby appropriated under the caption Edward Byrne Grant Police Equipment Grant; and

BE IT FURTHER RESOLVED that the above is the result of funds from State of New Jersey, Edward Byrne Grant, Police Equipment in the amount of \$37,530.00.

On call of roll, Ayes 4,
Absent 1 – Councilmember Moskal

(Sgd) Louis G. Aloia
Frank J. Calandriello

Resolution No. 09-380

Resolution requesting approval of items of revenue and appropriation NJS 40A:4-87

WHEREAS, NJS 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount was not determined at the time of the adoption of the budget; and

WHEREAS, the Director may also approve the insertion of an item of appropriation for equal amount,

NOW THEREFORE BE IT RESOLVED, that the Mayor and Council of the City of Garfield in the County of Bergen, New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2009 in the sum of \$37,636.13, which is now available from State of New Jersey, Clean Community Grant and;

BE IT FURTHER RESOLVED, that the like sum of \$37,636.13 is hereby appropriated under the caption Clean Community Grant; and

RESOLUTIONS

BE IT FURTHER RESOLVED that the above is the result of funds from State of New Jersey, Clean Community Grant, in the amount of \$37,363.13.

On call of roll, Ayes 4,
Absent 1 – Councilmember Moskal

(Sgd) Louis G. Aloia
Frank J. Calandriello

Resolution No. 09-381

RESOLVED, by the City Council of the City of Garfield that the Chief Financial Officer shall and is hereby authorized to make the following transfers as per instructions from the Chief Financial Officer:

| | Acct# | From: | To: |
|------------------------------|---------------------|--------------|--------------|
| Group Insurance | 9-01-23-225-225-000 | \$65,000.00 | |
| Police S & W | 9-01-25-240-240-010 | 185,000.00 | |
| Celebration of Public Events | 9-01-30-420-420-000 | 35,000.00 | |
| Gasoline | 9-01-31-460-460-000 | 75,000.00 | |
| DPW Other Expenses | 9-01-26-290-290-000 | 24,700.00 | |
| Buildings and Grounds O/E | 9-01-26-310-310-020 | 40,000.00 | |
| City Manager O/E | 9-01-20-100-100-020 | 15,000.00 | |
| Solid Waste | 9-01-26-305-305-000 | 55,000.00 | |
| Gen Adm/City Mgr S&W | 9-01-20-100-100-000 | | \$53,000.00 |
| Tax Collector Other Exp | 9-01-20-145-145-020 | | 3,500.00 |
| UCC Other Expenses | 9-01-22-195-195-020 | | 25,000.00 |
| Volunteer Fire Company | 9-01-25-255-255-020 | | 33,000.00 |
| Fire Safety Inspections S&W | 9-01-25-265-265-010 | | 18,000.00 |
| Prosecutors Officer | 9-01-25-275-275-000 | | 750.00 |
| DPW Salary and Wages | 9-01-26-290-290-010 | | 210,000.00 |
| Public Health Svrs S & W | 9-01-27-330-330-010 | | 19,500.00 |
| Electricity | 9-01-31-430-430-000 | | 12,000.00 |
| Street Lighting | 9-01-31-435-435-000 | | 3,500.00 |
| Social Security | 9-01-36-472-472-000 | | 95,000.00 |
| Pension Adjustment Fund | 9-01-36-481-481-000 | | 700.00 |
| Public Defender S & W | 9-01-43-495-495-000 | | 750.00 |
| Snow Removal | 9-01-26-301-301-000 | | 20,000.00 |
| | | \$494,700.00 | \$494,700.00 |

On call of roll, Ayes 4,
Absent 1 – Councilmember Moskal

(Sgd) Louis G. Aloia
Frank J. Calandriello

Resolution No. 09-382

Chapter 159 Insertion of Revenue and Appropriation

WHEREAS, NJS 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount was not determined at the time of the adoption of the budget; and

WHEREAS, the Director may also approve the insertion of an item of appropriation for equal amount,

NOW THEREFORE BE IT RESOLVED, that the Mayor and Council of the City of Garfield in the County of Bergen, New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2009 in the sum of \$9,102.00, which is now available from State of New Jersey, Edward Byrne Grant Police Equipment in the amount of \$9,102.00

BE IT FURTHER RESOLVED, that the like sum of \$9,102.00 is hereby appropriated under the caption Edward Byrne Grant Police Equipment Grant; and

RESOLUTIONS

BE IT FURTHER RESOLVED that the above is the result of funds from State of New Jersey, Edward Byrne Grant, Police Equipment in the amount of \$9,102.00.

On call of roll, Ayes 4,
Absent 1 – Councilmember Moskal

(Sgd) Joseph Delaney
Frank J. Calandriello

BILLS AND CLAIMS

Resolution No. 09-383

RESOLVED by the City Council of the City of Garfield that the following bills No. 1341 through No. 1344 covering Dog Trust and Trust Other totaling \$54,425.82 and Current Fund totaling \$3,304,122.26 and Water Fund Current totaling \$5,514.27 and General Capital fund totaling \$11,745.94 and Water Capital totaling \$109,531.63 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 fourteen (14) items prior to the meeting, be ratified.

See

the

following

Pages Numbered _____

For

Bills

and

Claims

Regular Meeting November 10, 2009, Continued

COUNCILMEMBER COMMENTS

Councilmember Raymond said that she is happy that New Jersey has a new governor with Christopher Christie. She said that perhaps the State will move in a new direction.

Mayor Calandriello said that hard decisions will need to be made during this coming year to do what the Council was elected to do.

ADJOURNMENT

At 10:25 PM, there being no further business, Councilmember Aloia moved to adjourn the meeting. Councilmember Delaney duly seconded the motion.

On call of roll, Ayes 4,
Absent 1 – Councilmember Moskal

Andrew J. Pavlica, CITY CLERK