

A Regular Meeting of the City Council was held Tuesday, July 21, 2009 at 9:00 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, Labor Counsel Joseph Randazzo, City Engineer Kevin J. Boswell, Interim Chief Financial Officer Roy Riggitano and Police Chief Kevin Amos

#### 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 Moskal duly seconded the motion.

On call of roll, Ayes 5

#### RESOLUTIONS

Resolution No. 09-244

WHEREAS, Fire Company No. 3 has advised that they have expelled Jetmir Hoxha of 174 MacArthur Avenue, as an active member effective March 4, 2009.

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 accepted.

On call of roll, Ayes 5

(Sgd) Stanley J. Moskal  
Louis G. Aloia

Resolution No. 09-245

WHEREAS, Fire Company No. 3 has advised that they have accepted Alexander Jaskot, 191 Cambridge Avenue, as a regular active member, effective June 1, 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. 3 with respect to the above matter, is hereby approved.

On call of roll, Ayes 5

(Sgd) Stanley J. Moskal  
Louis G. Aloia

Resolution No. 09-246

WHEREAS, Fire Company No. 5 has advised that they have accepted the resignation of John Volosin of 8680 Doverbrook Drive, Palm Beach Gardens, Florida 33410 as an active member, effective July 7, 2009.

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Garfield that the action taken by Fire Company No. 5 with respect to the above matter is hereby approved.

On call of roll, Ayes 5

(Sgd) Stanley J. Moskal  
Louis G. Aloia

Resolution No. 09-247

WHEREAS, Fire Company No. 5 has advised that they have accepted the resignation of Matt Cabala of 72 Steinberg Avenue as an active member, effective June 2, 2009.

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Garfield that the action taken by Fire Company No. 5 with respect to the above matter is hereby approved.

RESOLUTIONS

On call of roll, Ayes 5

(Sgd) Stanley J. Moskal  
Louis G. Aloia

Resolution No. 09-248

WHEREAS, Fire Company No. 5 has advised that they have accepted Ryan Geraghty, 67 Steinberg Avenue, as a regular active member, effective July 7, 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. 5 with respect to the above matter is hereby approved.

On call of roll, Ayes 5

(Sgd) Stanley J. Moskal  
Louis G. Aloia

Resolution No. 09-249

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, 2009 and ending June 30, 2010:

PLENARY RETAIL CONSUMPTION LICENSES

License No. 0221-33-043-004

Michele's Catering Inc.  
t/a Michele's  
32 Passaic Street

0221-33-052-015

JDMJ Entertainment LLC  
t/a Jerseys Sports Bar & Grill  
279 Passaic Street

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) Stanley J. Moskal  
Louis G. Aloia

Resolution No. 09-250

WHEREAS, the City Council had previously established a schedule for conduction all monthly meetings for calendar year 2009; and

WHEREAS, in reviewing this schedule with the various members of the Governing Body as well as the City Clerk and City Manager it has become evident that, due to vacation and other schedules, the schedule previously established must be modified; and

WHEREAS, the City Manager has recommended and the City Council has agreed that, for the month of August 2009 there shall only be one meeting and, in addition, special meetings will be called in the event that the need arises for the same.

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

1. The Meeting schedule for the month of August 2009 is hereby amended to provide that meetings shall take place on Tuesday, August 18, 2009.
2. The meetings shall commence at 5:30 PM with the Work Session and the Regular, Public Meetings shall commence at 8:00 PM.
3. In addition, a Work Session will commence on Monday, August 17, 2009 at 7:30PM in the Conference Room in City Hall.

RESOLUTIONS

4. The City Clerk is hereby directed to prepare, publish and post the appropriate notices to facilitate this change in schedule.

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 City Attorney, the official newspaper of the City of Garfield and all other necessary parties.

On call of roll, Ayes 5

(Sgd) Stanley J. Moskal  
Louis G. Aloia

Resolution o. 09-251

WHEREAS, an accurate census count is vital to our community and residents' well-being by helping planners determine where to locate schools, day care centers, roads and public transportation, hospitals and other facilities, and achieving an accurate and complete count of the nation's growing and changing population;

WHEREAS, more than \$435 billion per year in federal and state funding is allocated to states and communities based, in part, on certain data;

WHEREAS, census data help determine how many seats each state will have in the U.S. House of Representatives and often is used for the redistricting of state legislatures, county and city councils and voting districts;

WHEREAS, the 2010 Census creates jobs that stimulate economic growth and increase employment;

WHEREAS, the information collected by the census is confidential and protected by law;

NOW THEREFORE BE IT RESOLVED that the City of Garfield is committed to partnering with the U.S. Census Bureau to help ensure a full and accurate count is 2010. As a 2010 Census partner, we will:

1. Support the goals and ideals for the 2010 Census and disseminate 2010 Census information to encourage those in our community to participate.
2. Encourage people in our community to place an emphasis on the 2010 Census and participate in events and initiatives that will raise overall awareness and ensure a full and accurate census.
3. Support census takers as they help our community complete an accurate count.
4. Create or seek opportunities to collaborate with other like-minded groups in our community by participating in Complete Count Committees and/or utilizing high-profile, trusted voices to advocate on behalf of the 2010 Census; and

BE IT FURTHER RESOLVED that copies of this resolution be transmitted to Geraldine Clark, Partnership Coordinator of the U.S. Census Bureau and the New Jersey League of Municipalities.

On call of roll, Ayes 5

(Sgd) Stanley J. Moskal  
Louis G. Aloia

Resolution No. 09-252

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 \$332,671.00 in 2009 Community Development Block for Lanza Avenue Water Main Rehabilitation Phase II; and

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

BE IT FURTHER RESOLVED, that the Mayor and Council hereby authorize City Manager Thomas J. Duch 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) Stanley J. Moskal  
Louis G. Aloia

RESOLUTIONS

Resolution No. 09-253

Resolution Establishing Amendment to Budget Appropriations for 2009

WHEREAS, N.J.S.A. 40A:4-19 provides that where contracts, commitments or payments are to be made prior to the adoption of the 2009 Budget, temporary appropriations should be made for the purposes and amounts required in the manner and time therein provided, and

WHEREAS, said total temporary appropriations are \$24,799,274.29 inclusive of said resolution.

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the City of Garfield, that the following amendment of the following temporary appropriations, which are in addition to the temporary budget as of January 1, 2009, be made and a certified copy of this resolution be transmitted to the City Chief Financial officer for his records.

General Government:	Temp #3
Administrative and Executive	
Salary and Wages	\$70,000.00
Other Expenses	\$10,000.00
Mayor and Council	
Salary and Wages	\$ 8,000.00
Clerks Office	
Salary and Wages	\$50,000.00
Other Expenses	\$10,000.00
Elections	
Other Expenses	\$19,000.00
Financial Administration	
Salary and Wages	\$70,000.00
Annual Audit	\$ 8,000.00
Other Expenses	\$22,000.00
Other Expenses ADP Payroll Service	\$11,000.00
Tax Assessment	
Salary and Wages	\$35,000.00
Other Expenses	\$15,000.00
Revenue Administration	
Salary Wages	\$42,000.00
Other Expenses	\$ 9,000.00
Legal Services and Cost	
Salary and Wages	\$35,000.00
Other Expenses	\$ 8,000.00
Engineering Services and Cost	
Salary and Wages	\$ 8,500.00
Other Expenses	\$19,000.00
Public Buildings and Grounds	
Salary and Wages	\$14,000.00
Other Expenses	\$28,000.00
Municipal Land Use Law NJSA 40:55D-1	
Planning Board	
Salary and Wages	\$ 3,500.00

Regular Meeting July 21, 2009, Continued

RESOLUTIONS

Other Expenses	\$11,000.00
Zoning Board of Adjustment	
Salary and Wages	\$ 3,000.00
Other Expenses	\$ 3,000.00
Public Safety	
Fire	
Other Expenses	100,000.00
Aid to Ambulance Corps	
Salary and Wages	\$12,000.00
Other Expenses	\$13,000.00
Police	
Salary and Wages	\$2,100,000.00
Other Expenses	\$85,000.00
Pension Pursuant to R.S. 42:12	
Reserve for Terminal Leave	
Purchase of Police Cars	
Uniform Fire Safety Inspection Act	
Salary and Wages	\$40,000.00
Other Expenses	\$11,000.00
Streets and Roads	
Road Repairs and Maintenance	
Salary and Wages	\$ 275,000.00
Other Expenses	\$ 65,000.00
Snow Removal	
Emergency Management Services	
Salary and Wages	\$ 1,500.00
Other Expenses	\$ 6,000.00
Health and Welfare	
Salary and Wages	\$ 95,000.00
Other Expenses	\$ 10,000.00
Health Officer	
Other Expenses	
Recreation and Education	
Salary and Wages	\$150,000.00
Other Expenses	\$ 60,000.00
Memorial Day Committee	
Other Expenses	
Celebration of Public Events	
Other Expenses	\$ 0.00
Housing Inspection	
Salary and Wages	\$ 15,000.00
Other Expenses	\$ 5,000.00

Regular Meeting July 21, 2009, Continued

RESOLUTIONS

Recycling Program	
Salary and Wages	\$ 15,000.00
Other Expenses	
Garbage & Trash Removal	
Other Expenses	\$ 500,000.00
Animal Control	
Other Expenses	\$ 15,000.00
Municipal Court	
Salary and Wages	\$ 85,000.00
Other Expenses	\$ 12,000.00
Public Defender PL 1997 c. 256	
Salary and Wages	\$ 1,000.00
Prosecutor	
Salary and Wages	\$ 12,500.00
Insurances	
General Liability	\$ 350,000.00
Group Insurance Plan for Employees	\$1,000,000.00
Contribution to Redevelopment Agency	\$ 12,000.00
Uniform Construction Code Officials	
Salary and Wages	\$ 50,000.00
Other Expenses	\$ 5,000.00
Unclassified	
Electric	\$ 100,000.00
Street Lighting	\$ 55,000.00
Telephone	\$ 35,000.00
Gasoline	\$ 75,000.00
Total Operations within Caps	<u>\$5,878,000.00</u>
Contingent	
Total Operations including Contingent	<u>\$5,878,000.00</u>
Detail S & W	
Other	
Deferred Charges and Statutory Expenses	
Over expenditure Ordinance	
Over expenditure Appropriation Reserves	
Social Security Expenses	\$150,000.00
Consolidated Police and Firemen's Pension Fund	
Pension Adjustment Fund	
Unemployment	
Total Deferred Charges	<u>\$150,000.00</u>
Total General Appropriations within Cap	<u>\$6,028,000.00</u>
Operations Excluded from Cap	

Regular Meeting July 21, 2009, Continued

RESOLUTIONS

Passaic Valley Sewer Commission	\$400,000.00
Maintenance of Free Public Library	
Salary and Wages	
Other Expenses	\$250,000.00
Insurance:	
General Liability	
Group Insurance Plan for Employees	
Jif Settlement	
LOSAP	
Police and Firemen's Retirement System of NJ	
Public Employees Retirement System	
Redevelopment Agency Contribution	
Total Other Operations excluded from Caps	<u>\$ 650,000.00</u>
Total Interlocal Service Agreement	<u>0.00</u>
Public and Private Programs Offset by Revenues	
Board of Health Priority Health Funding	
Other Expenses	
Assistance to Firefighters Grant	
Recycling Tonnage Grant	
Secure our Schools	
Local Share Match	
200 Club	
Clean Communities Grant	
Juvenile Justice Block Grant	
Municipal Alliance on Alcohol and Drug Abuse Grant	
State Share	
Local Share	
Enhance 911 Grant	
Hazardous Discharge site Remediation	
Cool Cities/Tree Grant	
Adolescent Health Grant	
Municipal Recycling Assistance Program BCUA	
Emergency Management Grant	
Click it Tickit It	
You Drink You drive you lose	
Body Armor Grant	
Alcohol Education and Rehabilitation Fund	
Hepatitis B	
Safe Routes to Schools	
Total Private Programs	<u>0.00</u>
Total Operations from Caps	<u>\$ 650,000.00</u>
Down Payments of Improvements	

Regular Meeting July 21, 2009, Continued

RESOLUTIONS

Capital Improvement Fund	\$ 25,000.00
Total Improvements	<u>\$ 25,000.00</u>
Municipal Debt Service	
Payment of Bond Principal	
Payment of Bond Anticipation Notes and Capital notes	
Interest of Bonds	
Interest on Notes	
Green Trust Loan Program	
Repayment of Refunding Bond Ordinance	
Total Municipal Debt Excluded from Caps	<u>0.00</u>
Deferred Charges	
Special Emergency	
Cancel General Fund Grants Receivable	
Total Appropriations from Cap	<u>\$ 675,000.00</u>
Total General Appropriations	<u>\$6,703,000.00</u>
Reserve for Uncollected Taxes	
Total General Appropriations Current Fund	<u>\$6,703,000.00</u>
Water Utility Revenues	
Rents	
Additional Water Rents	
Total Revenues	
Operating	
Salary and Wages	\$130,000.00
Other Expenses	\$450,000.00
Employees Group Insurance	\$ 45,000.00
Capital Improvement Fund	
Debt Service	
Payment of Bond Principal	\$ 12,000.00
Interest on Bonds	\$ 20,000.00
Payment of Bond Anticipation Notes	
Interest on Notes	\$ 6,000.00
Loan Repayment 1981 Water Supply Fund	\$ 42,000.00
Loan Repayment 2004 Elt Loan	\$ 80,000.00
Deferred Charges	
Emergency Authorization	
Overexpenditure of Ordinance	
Statutory Expenditures	
Contribution to Public Employees Retirement System	\$ 12,000.00
Social Security System	
Unemployment Insurance	
Total Appropriations	<u>\$797,000.00</u>
On call of roll, Ayes 5	(Sgd) Stanley J. Moskal Louis G. Aloia

RESOLUTIONS

Resolution No. 09-254

See

The

Following

Pages numbered \_\_\_\_\_

For

The

BILLS AND CLAIMS

Resolution No. 09-255

RESOLVED by the City Council of the City of Garfield that the following bill No. 1321 and 1322 covering Dog Trust Fund totaling \$2,588.80 Current Fund totaling \$2,299,734.48 and Water Fund Current totaling \$475,275.09 and Water Capital totaling \$71,993.90 and General Capital totaling \$38,454.83 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 (50) items prior to the meeting be ratified.

See

The

Following

Pages numbered \_\_\_\_\_

For

Bills

And

Claims

ORDINANCES

Ordinance No. 2556

The following entitled ordinance was introduced at a Regular Meeting held June 23, 2009; 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 CHAPTER 235  
OF THE CODE OF THE CITY OF GARFIELD ENTITLED  
“VEHICLES AND TRAFFIC”

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 Raymond 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 Delaney duly seconded the motion.

On call of roll, Ayes 5

Ordinance No. 2557

The following entitled ordinance was introduced at a Regular Meeting held June 23, 2009; 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 CHAPTER 73  
OF THE CODE OF THE CITY OF GARFIELD AND SPECIFICALLY,  
TO AMEND SECTION 73-5 OF THE CODE

City Clerk Pavlica read the ordinance by title.

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

Ms. Lois McAuliffe, the owner of DP's Pub located at 732 River Drive, said that she supports the City's efforts in moving forward with Redevelopment Zones, especially in light of the current economy situation. She said that while DP's Pub is not in a Redevelopment Zone, her place is within 1,000 feet of one at the intersection of River Drive and Columbus Avenue and while there are no approved plans there yet, this ordinance can strip DP's of its protection as well as other liquor licenses. She asked that the City Council keep smaller businesses in mind as we continue to live together working towards a common goal.

There being no further objections, Mayor Calandriello declared the public hearing closed.

Councilmember Raymond 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 Delaney duly seconded the motion.

On call of roll, Ayes 5

ORDINANCES

Ordinance No. 2558

The following entitled ordinance was introduced at a Regular Meeting held June 23, 2009; 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 Delaney 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 5

Councilmember Moskal introduced in writing the following ordinance entitled:

BOND ORDINANCE TO APPROPRIATE AN ADDITIONAL SUM  
OF \$50,000 FOR THE IMPROVEMENT OF FIRE HOUSE NO. 2  
IN, BY AND FOR THE CITY OF GARFIELD,  
IN THE COUNTY OF BERGEN, NEW JERSEY,  
TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE  
OF BONDS TO FINANCE SUCH ADDITIONAL APPROPRIATION  
AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN  
ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.

City Clerk Pavlica read the ordinance by title.

Councilmember Moskal moved that this entitled ordinance: "BOND ORDINANCE TO APPROPRIATE AN ADDITIONAL SUM OF \$50,000 FOR THE IMPROVEMENT OF FIRE HOUSE NO. 2 IN, BY AND FOR THE CITY OF GARFIELD, IN THE COUNTY OF BERGEN, NEW JERSEY, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH ADDITIONAL APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS", do now pass on first reading and remain on file with the City Clerk for public inspection until public hearing thereon and further consideration thereof which shall be held on August 18, 2009 at 8:00 PM in the City Hall in Garfield and that the City Clerk shall be directed to publish said ordinance in full together with the notice of such hearing in The Record, at least seven days prior to the hearing.

The motion, duly seconded by Councilmember Aloia, was on roll call adopted by the following vote and the motion was declared adopted and said ordinance passed on first reading: Ayes 5

ORDINANCES

Councilmember Moskal introduced in writing the following ordinance entitled:

BOND ORDINANCE TO APPROPRIATE AN ADDITIONAL SUM OF \$320,000 FOR THE REHABILITATION OF THE LANZA AVENUE WATER MAIN IN, BY AND FOR THE WATER UTILITY IN, BY AND FOR THE CITY OF GARFIELD, IN THE COUNTY OF BERGEN, NEW JERSEY, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH ADDITIONAL APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.

City Clerk Pavlica read the ordinance by title.

Councilmember Moskal moved that this entitled ordinance: "BOND ORDINANCE TO APPROPRIATE AN ADDITIONAL SUM OF \$320,000 FOR THE REHABILITATION OF LANZA AVENUE WATER MAIN IN, BY AND FOR THE WATER UTILITY OF THE CITY OF GARFIELD, IN THE COUNTY OF BERGEN, NEW JERSEY, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH ADDITIONAL APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS", do now pass on first reading and remain on file with the City Clerk for public inspection until public hearing thereon and further consideration thereof which shall be held on August 18, 2009 at 8:00 PM in the City Hall in Garfield and that the City Clerk shall be directed to publish said ordinance in full together with the notice of such hearing in The Record, at least seven days prior to the hearing.

The motion, duly seconded by Councilmember Aloia, was on roll call adopted by the following vote and the motion was declared adopted and said ordinance passed on first reading: Ayes 5

Councilmember Moskal introduced in writing the following ordinance entitled:

BOND ORDINANCE TO AUTHORIZE THE MAKING OF VARIOUS IMPROVEMENTS TO THE PALISADE AVENUE WATER LINE (FROM DEWEY STREET TO SEMEL AVENUE) IN, BY AND FOR THE WATER UTILITY OF THE CITY OF GARFIELD, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$400,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.

City Clerk Pavlica read the ordinance by title.

Councilmember Moskal moved that this entitled ordinance: "BOND ORDINANCE TO AUTHORIZE THE MAKING OF VARIOUS IMPROVEMENTS TO THE PALISADE AVENUE WATER LINE (FROM DEWEY STREET TO SEMEL AVENUE) IN, BY AND FOR THE WATER UTILITY OF THE CITY OF GARFIELD, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$400,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS", do now pass on first reading and remain on file with the City Clerk for public inspection until public hearing thereon and further consideration thereof which shall be held on August 18, 2009 at 8:00 PM in the City Hall in Garfield and that the City Clerk shall be directed to publish said ordinance in full together with the notice of such hearing in The Record, at least seven days prior to the hearing.

ORDINANCES

The motion, duly seconded by Councilmember Aloia, was on roll call adopted by the following vote and the motion was declared adopted and said ordinance passed on first reading: Ayes 5

Councilmember Moskal introduced in writing the following ordinance entitled:

BOND ORDINANCE TO AUTHORIZE THE UNDERTAKING OF  
VARIOUS IMPROVEMENTS TO PALISADE AVENUE  
(FROM VAN WINKLE AVENUE TO OUTWATER LANE) IN, BY AND FOR  
THE CITY OF GARFIELD,  
IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY,  
TO APPROPRIATE THE SUM OF \$950,000 TO PAY THE COST THEREOF,  
TO AUTHORIZE THE ISSUANCE  
OF BONDS TO FINANCE SUCH APPROPRIATION  
AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN  
ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.

City Clerk Pavlica read the ordinance by title.

Councilmember Moskal moved that this entitled ordinance: "BOND ORDINANCE TO AUTHORIZE THE UNDERTAKING OF VARIOUS IMPROVEMENTS TO PALISADE AVENUE (FROM VAN WINKLE AVENUE TO OUTWATER LANE) IN, BY AND FOR THE CITY OF GARFIELD, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$950,000 TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS", do now pass on first reading and remain on file with the City Clerk for public inspection until public hearing thereon and further consideration thereof which shall be held on August 18, 2009 at 8:00 PM in the City Hall in Garfield and that the City Clerk shall be directed to publish said ordinance in full together with the notice of such hearing in The Record, at least seven days prior to the hearing.

The motion, duly seconded by Councilmember Aloia, was on roll call adopted by the following vote and the motion was declared adopted and said ordinance passed on first reading: Ayes 5

Councilmember Moskal introduced in writing the following ordinance entitled:

AN ORDINANCE TO AMEND, CHAPTER 39 OF THE CODE  
OF THE CITY OF GARFIELD TO ADD A SECTION ENTITLED  
"ACCOUNTING ASSISTANT"

City Clerk Pavlica read the ordinance by title.

Councilmember Moskal moved that this entitled ordinance: "AN ORDINANCE TO AMEND, CHAPTER 39 OF THE CODE OF THE CITY OF GARFIELD TO ADD A SECTION ENTITLED "ACCOUNTING ASSISTANT", do now pass on first reading and remain on file with the City Clerk for public inspection until public hearing thereon and further consideration thereof which shall be held on August 18, 2009 at 8:00 PM in the City Hall in Garfield and that the City Clerk shall be directed to publish said ordinance in full together with the notice of such hearing in The Record, at least seven days prior to the hearing.

The motion, duly seconded by Councilmember Aloia, was on roll call adopted by the following vote and the motion was declared adopted and said ordinance passed on first reading: Ayes 5

ORDINANCES

Deputy Mayor Moskal introduced in writing the following ordinance entitled:

AN ORDINANCE TO AMEND, THE CODE OF THE CITY OF GARFIELD  
TO ESTABLISH ONE WAY STREETS  
AND TO RESTRICT PARKING IN CERTAIN AREAS

City Clerk Pavlica read the ordinance by title.

Councilmember Raymond moved that this entitled ordinance entitled: “AN ORDINANCE TO AMEND THE CODE OF THE CITY OF GARFIELD TO ESTABLISH ONE WAY STREETS AND TO RESTRICT PARKING IN CERTAIN AREAS”, do now pass on first reading and remain on file with the City Clerk for public inspection until public hearing thereon and further consideration thereof which shall be held on a August 18, 2009 at 8:00 PM in the City Hall in Garfield and that the City Clerk shall be directed to publish said ordinance in full together with the notice of such hearing in The Record, at least seven days prior to the hearing.

The motion, duly seconded by Councilmember Aloia, was on roll call adopted by the following vote and the motion was declared adopted and said ordinance passed on first reading: Ayes 5

RESOLUTIONS

Councilmember Moskal moved to revert back in the Regular Order of Business to “Resolutions”. Councilmember Aloia duly seconded the motion.

On call of roll, Ayes 5

Resolution No. 09-256

A RESOLUTION ENDORSING THE FILING OF A BERGEN COUNTY OPEN SPACE TRUST FUND GRANT APPLICATION IN CONNECTION WITH THE RIVER DRIVE PARK IMPROVEMENTS.

WHEREAS, a Bergen County Open Space Trust Fund application in the amount of \$600,000.00 has been proposed by the Mayor and Council for the River Drive Park Improvements in the municipality of the City of Garfield; and

WHEREAS, pursuant to the State Interlocal Services Act, Community Development funds may not be spent in a municipality without authorization by the Governing Body; and

WHEREAS, the aforesaid project is in the best interest of the people of the City of Garfield; and

NOW THEREFORE BE IT RESOLVED that the Governing Body of the City of Garfield hereby confirms endorsement of the aforesaid project; and

BE IT FURTHER RESOLVED that the Governing Body of the City of Garfield is committed to providing a dollar for dollar cash match for the project; and

BE IT FURTHER RESOLVED that a copy of this resolution shall be sent to the Director of the Bergen County Division of Community Development so that implementation of the aforesaid project may be expedited.

On call of roll, Ayes 5

(Sgd) Frank J. Calandriello  
Stanley J. Moskal

Resolution No. 09-257

A RESOLUTION ENDORSING THE FILING OF A BERGEN COUNTY OPEN SPACE TRUST FUND GRANT APPLICATION IN CONNECTION WITH THE 20<sup>TH</sup> CENTURY FIELD IMPROVEMENTS.

RESOLUTIONS

WHEREAS, a Bergen County Open Space Trust Fund application in the amount of \$600,000.00 has been proposed by the Mayor and Council for the 20<sup>th</sup> Century Field Improvements in the municipality of the City of Garfield; and

WHEREAS, pursuant to the State Interlocal Services Act, Community Development funds may not be spent in a municipality without authorization by the Governing Body; and

WHEREAS, the aforesaid project is in the best interest of the people of the City of Garfield; and

NOW THEREFORE BE IT RESOLVED that the Governing Body of the City of Garfield hereby confirms endorsement of the aforesaid project; and

BE IT FURTHER RESOLVED, that the Governing Body of the City of Garfield is committed to providing a dollar for dollar cash match project; and

BE IT FURTHER RESOLVED, that a copy of this resolution shall be sent to the director of the Bergen County Division of Community Development so that implementation of the aforesaid project may be expedited.

On call of roll, Ayes 5

(Sgd) Frank J. Calandriello  
Stanley J. Moskal

Councilmember Moskal moved to return to the Regular Order of Business. Councilmember Aloia duly seconded the motion.

On call of roll, Ayes 5

CITIZENS AND TAXPAYERS

Ms. Laura Danis, 33 Spring Street, spoke on a proposed Assembly Bill which would require the Municipal Clerk to maintain a file of citizens interested in serving on Municipal Boards. She said that she was in Municipal Court on July 1<sup>st</sup> concerning her noise complaint against the Little League. She gave the Mayor and Council copies of a computer print out from an internet forum on New Jersey.com allegedly speaking about her.

Mr. Stewart Walters, 225 Midland Avenue, criticized the Mayor for not being in attendance at a political event.

Mr. James Krone, 18 Morrell Place, spoke on grants that the City receives thanks to the assistance of State Legislators representing the City of Garfield and thanks to Governor Jon Corzine. He spoke on the gubernatorial candidacy of Christopher Christie being supported by Councilmember Raymond.

COUNCILMEMBER COMMENTS

Councilmember Raymond said that she was elected to represent the public and that whoever she feels will do the best job for this community, she will support, and she does not care what political party the candidate is a member. She spoke on a tree being cut down on Spring Street.

Councilmember Delaney spoke on the great job being done by the Garfield Little League.

Councilmember Aloia spoke on the Little League and the 2009 Graziano State Championship Tournament being held off Spring Street in Garfield. He said that this is happening for the good of the community and will be a temporary burden on the neighborhood. He expressed hope that the neighborhood is not impacted too much. He spoke on people writing and posting things on the Internet and said that that is not Garfield. He said that there are a lot of great kids and a lot of great coaches and a lot of great parents in Garfield. He said that everyone has a right to support whoever he or she wants.

COUNCILMEMBER COMMENTS

Deputy Mayor Moskal spoke on the “Movies under the Stars” event which was held Saturday and was sponsored by the Garfield YMCA and Spencer Savings Bank. He spoke on the Barclay’s Golf Tournament happening at the end of August and how this event can benefit the Garfield YMCA financially if enough people volunteer for the event.

Mayor Calandriello spoke on Internet Blogs and Forums and how no one takes a bigger beating in these forums than politicians and police. He said that horrible things are sometimes said, instead of looking for creativity and things that will help the municipality. He said that these posts are damaging and puts a bad mark on individuals instead of concentrating on the positives. He spoke on his appointments, as Mayor, and how the City Council appoints most of the City Board Members.

CLOSED SESSION

Resolution No. 09-258

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 10:00 PM on Tuesday, July 21, 2009, to discuss the following as outlined in N.J.S.A. 10:4-12:

- \* Pending or anticipated litigation or contract negotiations or matters falling within attorney-client privilege; (proposed contract with Police Chief Kevin Amos).
- \* 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 contract with Police Chief Kevin Amos).

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 or roll, Ayes 5

(Sgd) Stanley J. Moskal  
Louis G. Aloia

SHORT RECESS, CHANGE OF VENUE AND RETURN TO ORDER

At 10:00 PM, a short recess was called to move the meeting down the hall to the second floor Conference Room. At 10:05 PM, Mayor Calandriello again called the meeting to order in Closed Session and all City Officials were present as before the recess with the exception of City Engineer Kevin J. Boswell. It was duly noted for the record.

ADJOURNMENT

After the City Council came out of Closed Session at 11:15 PM, there being no further business, Councilmember Raymond moved to adjourn the meeting. Councilmember Moskal duly seconded the motion.

On call of roll, Ayes 5

