

A Regular Meeting of the City Council was held Tuesday, August 18, 2009 at 8:50 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 Police Chief Kevin Amos

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

RESOLUTIONS

Resolution No. 09-261

WHEREAS, treatment and long-term recovery from substance use disorders can offer a renewed outlook on life for those who are addicted and their family members; and
WHEREAS, substance use disorders impact 22.6 million people ages 12 or older in the United States (or 9.2 percent of the populations), which is more than the number of people living with coronary heart disease, cancer, or Alzheimer's disease combined; and
WHEREAS, people who receive treatment for substance use disorders can lead more productive and fulfilling lives, personally and professionally, and
WHEREAS, studies have consistently found that individualized treatment is essential for people to be successful in their path of recovery; and
WHEREAS, real stories of long-term recovery can inspire others to ask for help and improve their own lives, the lives of their family, and the entire community; and
WHEREAS, it is critical that we educate our community members that substance use disorders are treatable, yet serious health care problems, and by treating them like other chronic diseases, we can improve the quality of life for the entire community; and
WHEREAS, to help achieve this goal, the U.S. Department of Health and Human Services, the Substance Abuse and Mental Health Services Administration, the White House Office of National Drug Control Policy invite all residents of the City of Garfield to participate in National Alcohol and Drug Addiction Recovery Month; and
NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Garfield, Bergen County, New Jersey, that the month of September 2009 is hereby proclaimed NATIONAL ALCOHOL AND DRUG ADDICTION RECOVERY MONTH in the City of Garfield, and the people of the City of Garfield are called upon to observe this month with appropriate programs, activities, and ceremonies supporting this year's theme "Join the Voices for Recovery: Real People, Real Recovery."

On call of roll, Ayes 5

(Sgd) All Five Councilmembers

Resolution No. 09-262

WHEREAS, "the Messenger" has been the official City newspaper of the City of Garfield for decades, and
WHEREAS, the final edition of "the Messenger" was issued Thursday, July 9, 2009, after 71 years of publication, and
WHEREAS, the paper came to Garfield in 1938 after Peter Yuppa purchased "Il Messagero" an Italian-language newspaper that was based in Paterson,

RESOLUTIONS

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) Joseph Delaney
Tana M. Raymond

Resolution No. 09-266

WHEREAS, Rosemarie Ribauda, was last appointed as a Commissioner to the Housing Authority of the City of Garfield pursuant to Resolution No. 04-410, adopted by the City Council at a meeting held September 28, 2004, and

WHEREAS, her term of office expires October 19, 2009,

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Garfield, Bergen County, New Jersey, that Rosemarie Ribauda of 7 Spring Garden Lane is hereby appointed as a Commissioner to the Housing Authority of the City of Garfield, effective October 19, 2009, to succeed herself, for a full five year term, said term to expire October 19, 2014.

On call of roll, Ayes 5

(Sgd) Frank J. Calandriello
Stanley J. Moskal

Resolution No. 09-267

WHEREAS, Edward Dolack, residing at 113 Lincoln Avenue, Elmwood Park, New Jersey 07407 has requested to be appointed as a Constable, and a Class Two Officer and he has met the requirements of C.200, laws of 1971 (NJSA 40A:9-120 et. Seq.) and he has been recommended for appointment by City Manager Thomas Duch,

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Garfield, Bergen County, New Jersey that Edward Dolack, residing at 113 Lincoln Avenue, Elmwood Park, New Jersey 07407 is hereby appointed a Constable and a Class Two Officer for the year 2009.

On call of roll, Ayes 5

(Sgd) Joseph Delaney
Tana M. Raymond

Resolution No. 09-268

WHEREAS, Rhonda Alston, 232 Midland Avenue who is the holder of a Disabled Person I.D. Card No. P829449, 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 north curb line of Grand Street commencing 75 feet east of the intersection of Grand Street and Midland 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.

On call of roll, Ayes 5

(Sgd) Joseph Delaney
Tana M. Raymond

Resolution No. 09-269

WHEREAS, Elaine H. Buczek, 68 Steinberg Avenue who is the holder of a Disabled Person I.D. Card No. P898049, 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 Steinberg Avenue commencing 125 feet south of the intersection of Steinberg Avenue and Lanza Avenue and an additional 25 south from that point.

RESOLUTIONS

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) Joseph Delaney
Tana M. Raymond

Resolution No. 09-270

WHEREAS, Jennifer Delongis, 17 Main Street who is the holder of a Disabled Person I.D. Card No. P907191, 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 west curb line of Main Street commencing 150 feet north of the intersection of Main Street and Outwater Lane 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) Joseph Delaney
Tana M. Raymond

Resolution No. 09-271

WHEREAS, Robert Denizac, 111 Chestnut Street who is the holder of a Disabled Person I.D. Card No. P743768, 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 west curb line of Chestnut Street commencing 70 feet south of the intersection of Chestnut Street and Botany 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) Joseph Delaney
Tana M. Raymond

Resolution No. 09-272

WHEREAS, Goce Kolevski, 92 Grand Street, who is the holder of a Disabled Person I.D. Card No. P914744, 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 Grand Street commencing 50 feet east of the intersection of Grand Street and Palisade 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.

On call of roll, Ayes 5

(Sgd) Joseph Delaney
Tana M. Raymond

RESOLUTIONS

Resolution No. 09-273

WHEREAS, William Latham, 203 Cambridge Avenue who is the holder of a Disabled Person I.D. Card No. P362496, 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 west curb line of Cambridge Avenue commencing 150 feet south of the intersection of Cambridge Avenue and Van Winkle Avenue 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) Joseph Delaney
Tana M. Raymond

Resolution No. 09-274

A Resolution Authorizing the award of the Lanza Avenue Watermain Improvement Project Phase I to Dabies Brothers, Inc.

WHEREAS, the City of Garfield publicly bid the above referenced project on June 26, 2009, at 10:00 A.M., and;

WHEREAS, Dabies Brothers, Inc., 1000 Portside Drive, Edgewater, New Jersey, submitted the low base bid in the amount of \$691,674.50, and;

WHEREAS, Dabies Brothers, Inc. also submitted bids for alternate A in the amount \$210,321.00 and alternate B in the amount of \$648,000.00, and;

WHEREAS, the City is the recipient of grant funding totaling \$709,171.00,

NOW THEREFORE BE IT RESOLVED, Dabies Brothers, Inc. is hereby awarded the base bid in the amount of \$691,674.50.

BE IT FURTHER RESOLVED, the Chief Financial Officer and City Engineer are hereby authorized to administer the appropriate documents in connection with the requirements of the Bergen County Office of Community Development and the New Jersey Public Contracting Law.

On call of roll, Ayes 5

(Sgd) Joseph Delaney
Tana M. Raymond

Resolution No. 09-275

A Resolution Authorizing Construction Inspection, Administration and Grant Reimbursement Services in Connection with the Lanza Avenue Watermain Improvement Phase I

WHEREAS, the City of Garfield has received grant funding totaling \$709,171.00 from the Bergen County Office of Community Development, and;

WHEREAS, this project was publicly bid on June 26, 2009 with a low base bid in the amount of \$691,674.50, alternate bid A in the amount of \$210,321.00 and alternate bid B in the amount of \$648,000.00, and;

WHEREAS, the City is desirous of awarding the base bid with a change order not to exceed 20% for a maximum construction amount of \$830,000.00, and;

WHEREAS, construction inspection, administration and grant reimbursement services are necessary,

NOW THEREFORE BE IT RESOLVED, the City Engineer is hereby authorized to provide the requisite services for a fee not to exceed \$80,000.00.

On call of roll, Ayes 5

(Sgd) Joseph Delaney
Tana M. Raymond

Resolution No. 09-276

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 \$725,000.00 Program Year 2007 in the amount of \$225,000.00 and Program Year 2008 in the amount of \$500,000.00, Open Space Trust Funds for Property Acquisition in the City of Garfield; and

RESOLUTIONS

BE IT FURTHER RESOLVED, that the Mayor and Council hereby authorizes Thomas J. Duch, Esq., City Manager, to be a signatory to the aforesaid grant agreement; and
BE IT FURTHER RESOLVED, that the Mayor and Council hereby authorizes Thomas J. Duch, Esq., City Manager, to sign all County vouchers submitted in connection with the aforesaid project; and
BE IT FURTHER RESOLVED, that the Mayor and Council recognizes 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) Joseph Delaney
Tana M. Raymond

Resolution No. 09-277

RESOLVED by the Mayor and Council of the City of Garfield that Change Order No's 3 & 4 be approved in accordance with the requirements of N.J.A.C. 5:34-4.:

GENERAL CONSTRUCTION:	Garfield Firehouse #2 Kitchen Improvements
ARCHITECT:	Arcari + Iovino Architects, P.C.
CONTRACTOR:	Construction Contractors
ORIGINAL CONTRACT COST:	\$139,000.00
PREVIOUSLY APPROVED CHANGE ORDERS (1 & 2)	\$ 13,579.45
COST OF CHANGE ORDER NO. 3:	\$ 5,747.50
COST OF CHANGE ORDER NO. 4:	<u>\$ 4,186.60</u>
NEW CONTRACT SUM:	\$162,513.55
CHANGE ORDER NUMBER	3 and 4
PROPOSED CHANGE ORDER #3	
a.)	Upgrade to 3 phase electrical service and 3 phase washer and dryer machines.
PROPOSED CHANGE ORDER #4	
a.)	Addition of a urinal in the men's room.

On call of roll, Ayes 5

(Sgd) Joseph Delaney
Tana M. Raymond

Resolution No. 09-278

WHEREAS, the governing body of the City of Garfield, County of Bergen, State of New Jersey, desires to collect all taxes, assessments, and other municipal charge that are now delinquent; and
WHEREAS, the Tax Collector is directed to sell all municipal delinquencies through December 31, 2008 in a manner prescribed by N.J.S.A. 54-5-19, and as amended by Chapter 99, Public Laws of 1997:
NOW THEREFORE BE IT RESOLVED by the governing body of the City of Garfield, that the Tax Collector is hereby authorized and directed to sell all municipal liens in accordance with New Jersey law, and as stated above, on October 8, 2009 at 9:30 A.M.

On call of roll, Ayes 5

(Sgd) Joseph Delaney
Tana M. Raymond

Resolution No. 09-279

WHEREAS, the rules of procedure of Ordinance No. 1856, adopted on 1/22/1985, as per the City Manager and his designee of the City of Garfield state that a Performance Guaranty shall be made, in an amount as determined by the City Engineer, to cover a Street Opening Bond for the period of one year and,
WHEREAS, a deposit has been received from Gaetana Ferreri, 56 Bogart Avenue Garfield, New Jersey for B177.03/L3, 466 Lanza Avenue in the City of Garfield in the amount of \$2,500.00 for said Street Opening Bond on 06/16/08, said funds are being held in the Trust Other Fund, and
WHEREAS, the Building Inspector has investigated this deposit and had determined that they are due to the above individual;

RESOLUTIONS

NOW THEREFORE BE IT RESOLVED, by the City Council of the City of Garfield that these monies be refunded to the above named claimant.

On call of roll, Ayes 5

(Sgd) Joseph Delaney
Tana M. Raymond

Resolution No. 09-280

WHEREAS the Receiver of Taxes reports that she has received a request from the following property owner for a refund due to an overpayment of taxes for the year 2009.

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

BLOCK	LOT	OWNER	REASON	AMOUNT
122	34	First American Real Estate Tax Service	O/P	\$1,975.00
216.13	77	First American Real Estate Tax Service	O/P	\$1,492.00

On call of roll, Ayes 5

(Sgd) Joseph Delaney
Tana M. Raymond

Resolution No. 09-281

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 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

RESOLUTIONS

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
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

Regular Meeting August 18, 2009, Continued

RESOLUTIONS

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
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		

Regular Meeting August 18, 2009, Continued

RESOLUTIONS

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	
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	

Regular Meeting August 18, 2009, Continued

RESOLUTIONS

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	
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

RESOLUTIONS

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) Louis G. Aloia
Stanley Moskal

Resolution No. 09-282

A Resolution Rescinding Resolution No. 07-297 due to a Numeric Error and Requesting the Transfer of Community Development Block Grant Funds for Roadway Improvements to Palisade Avenue Phase II in the City of Garfield

WHEREAS, Resolution No. 07-297 requested the utilization of \$48,451.00 of Community Development Block Grant Funds for Roadway Improvements to Palisade Avenue Phase II in the City of Garfield; and

WHEREAS, this Resolution was adopted by Mayor and Council on August 14, 2007; and

WHEREAS, the correct amount should be \$485,451.00; and

NOW THEREFORE BE IT RESOLVED, the Mayor and Council hereby authorize Mayor Frank J. Calandriello to sign all County vouchers submitted in connection with the aforesaid project for the corrected amount of \$485,451.00; and

BE IT FURTHER RESOLVED, that the Mayor and Council recognizes that the City of Garfield is liable for any funds not spent in accordance with the Grant Agreement; and that liability of the Mayor and Council is in accordance with HUD requirements.

On call of roll, Ayes 5

(Sgd) Joseph Delaney
Tana M. Raymond

Resolution No. 09-283

A Resolution Authorizing the City of Garfield to Enter into an Agreement with the County of Bergen to Utilize CDBG Funds for the Palisade Avenue Roadway Improvement Project, Phase V

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 of the purpose of using \$320,000.00 in 2009 Community Development Block Grant Funds for the Palisade Avenue Roadway Improvement Project, Phase V on Palisade Avenue; and

BE IT FURTHER RESOLVED, that the Mayor and Council hereby authorizes Mayor Frank J. Calandriello to be a signatory to the aforesaid grant agreement; and

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

BE IT FURTHER RESOLVED, the Mayor and Council recognizes that the City of Garfield is liable for any funds not spent in accordance with the Grant Agreement; and that liability of the Mayor and Council is in accordance with HUD requirements.

On call of roll, Ayes 5

(Sgd) Joseph Delaney
Tana M. Raymond

RESOLUTIONS

Resolution No. 09-284

WHEREAS, the Mayor and Council previously authorized placement of City Police Officers in the Garfield Public Schools pursuant to the “Cops in Schools” Program which was funded, in part, by the State of New Jersey; and

WHEREAS, recent budgetary concerns have resulted in the submission of an application for additional funding in order to facilitate a continuation of this program; and

WHEREAS, the City has been notified that it’s application for additional funding for this purpose in the amount of \$450,000.00 has been rejected by the State of New Jersey;

WHEREAS, the Mayor and Council now believes that it is necessary to request that the Board of Education shoulder the financial burden for the continuation of this program and further believes that the Board of Education has the financial ability to assume this responsibility without negatively effecting the ability to provide a “thorough and efficient” education in accordance with the requirements of the laws of the State of New Jersey;

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

1. The Board of Education of the City of Garfield is hereby requested to assume all financial responsibility for the continuation of the aforesaid “Cops in Schools” program.
2. The assumption of this responsibility will be condition of the continued assignment of police personnel to the Garfield Public Schools.
3. The estimated cost of this program is \$450,000.00 which, it is believed, can be assumed by the School Board without reducing any services or benefits to the children, residents, and taxpayers of the City of Garfield.

NOW THEREFORE BE IT FURTHER RESOLVED, that the City Clerk be and he is hereby authorized and directed to forward a certified copy of this resolution to the Garfield Board of Education, the City Manager and the Garfield Police Department.

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

(Sgd) Louis G. Aloia
Stanley Moskal

BILLS AND CLAIMS

Resolution No. 09-285

RESOLVED by the City Council of the City of Garfield that the following bills No. 1323 and 1329 covering Dog Trust Fund, Dedicated Trust Fire Dept, Building Dedicated Trust, Escrow Developers Trust and Trust Other totaling \$31,569.22 and Current Fund totaling \$359,608.69 and Water Fund Current totaling \$150,214.97 and Water Capital totaling \$34,719.00 and General Capital totaling \$12,357.35 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 thirty six (36) items prior to the meeting be ratified.

See

The

Following

Pages numbered _____

For Bills and Claims

ORDINANCES

Ordinance No. 2559

The following entitled ordinance was introduced at a Regular Meeting held July 21, 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 39
OF THE CODE OF THE CITY OF GARFIELD TO ADD A SECTION
ENTITLED "ACCOUNTING ASSISTANT"

City Clerk Pavlica read the ordinance by title.

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

Mr. Ignatius Tripodi, 155 Malcolm Avenue, spoke and asked questions on the ordinance.

There being no further objections, 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. 2560

The following entitled ordinance was introduced at a Regular Meeting held July 21, 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 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.

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. 2561

The following entitled ordinance was introduced at a Regular Meeting held July 21, 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:

ORDINANCES

BOND ORDINANCE TO APPROPRIATE AN ADDITIONAL SUM OF \$50,000.00 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.

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. 2562

The following entitled ordinance was introduced at a Regular Meeting held July 21, 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:

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.

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

Mr. Stewart Walters, 225 Midland Avenue spoke and asked questions on this ordinance.

There being no further objections, 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. 2563

The following entitled ordinance was introduced at a Regular Meeting held July 21, 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:

ORDINANCES

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.

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. 2564

The following entitled ordinance was introduced at a Regular Meeting held July 21, 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:

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.

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

REPORTS OF OFFICERS

City Manager Thomas J. Duch reported on the following:

1. The \$25,000.00 a year grant for the next three years from the New Jersey Shade Tree Foundation.
2. The August 12th meeting of the Board of Directors of New Jersey Transit Railroad at which he spoke during the public hearing concerning the award of contract for construction of a new \$15 million dollar train station in the City of Garfield.
3. The meeting scheduled to be held in City Hall tomorrow with representatives of New Jersey Transit Railroad and artists concerning artwork for the new Plauderville Avenue Train Station.
4. The third monthly Water Department Report from the Water Consultant Willard F. Bierwas dated July 17, 2009.
5. The award of \$250,000.00 in 2009 Municipal Property Tax Relief Act Extraordinary Aid to the City of Garfield.
6. Complaints of construction of a pad for a dumpster by the School System at the High School on Palisade Avenue conspicuously across the street from six two-family homes.
7. The payment of the July installment of \$1,875,000.00 to the Garfield School System.
8. Various public events coming up.
9. Despite some concern that Garfield may have been moved to a different territory, Garfield has been in Territory 3, concerning towns loss rate history used to determine vehicle insurance rates, since the 1990's.

CITIZENS AND TAXPAYERS

Ms. Laura Danis, 33 Spring Street, spoke on insurance rates for the City of Garfield. She complimented Superintendent of Public Works Sam Garofalo for his fast response to a request by her. She complained about day laborers at the corner of Outwater Lane and Chestnut Street. She spoke on signs of supporting businesses of the Garfield Little League on a fence in Belmont Oval. She spoke on the Community Action Partnership located at 535 Midland Avenue. She spoke on the 2009 Municipal Budget.

Mr. Ignatius Tripodi, 155 Malcolm Avenue, spoke on one of the developers of the City Redevelopment at the old Garden State Paper site at 950 River Drive. He spoke on the proposed new Police Station. He spoke on the South Garfield Redevelopment off Passaic Street.

Mr. Michael Mellor, 711 Midland Avenue questioned what will be done to protect from vandalism the new artwork to eventually be installed at the new Plauderville Avenue Train Station.

Mr. Stewart Walters, 225 Midland Avenue, asked questions concerning Resource Police Officers in the Garfield School System.

COUNCILMEMBER COMMENTS

Councilmember Raymond commented that the City Auditor is here a lot and that the City needs a full time Chief Financial Officer. She commented that gubernatorial candidate Christopher Christie will be in Garfield on Thursday, August 20, 2009, at the Frank B. Calandriello Senior Center at 480 Midland Avenue.

COUNCILMEMBER COMMENTS

Councilmember Delaney said that the summer is coming to an end soon and that he hopes everyone had a nice summer. He commended City Manager Duch for cutting short his vacation to speak for the City at a New Jersey Transit Railroad meeting in Newark. He commented on the State Little League Championship held in Garfield and said that it was a great event.

Councilmember Aloia said that the State Little League Championship was a great thing to come to the City of Garfield. He said that there were no major problems, it was a minor inconvenience, but it was great press for the City and it was good for the kids who had a great time. He said that in these trying economic times, the City of Garfield is not doing too badly with a Wal*Mart and a Lowes being constructed in Garfield, along with other projects being implemented. He said that the City is working diligently to get these programs going. He wished everyone a good rest of the Summer.

Deputy Mayor Moskal said that years ago auditors were not required to be as involved as years ago, but the Enron collapse changed everything and the laws changed. He said that you cannot always predict what goes on with businesses. He said that the City Council has been working on this Budget for months. He said that every taxpayer is hurting and the Council has to constantly ask, what else can we be doing? He commented that the Council is doing due diligence and that it is tough on everybody.

Mayor Calandriello thanked the Garfield Volunteer Ambulance Corps for being here at the meeting tonight. He spoke on how they need volunteers. He spoke on how the State Little League Championships and Safe Night Out were both great events. He commented that the bus drivers who volunteered to help out for the State Little League Championships should be publicly recognized. He said that the City Council is working hard on the Budget and if the City takes too much out of the Budget, the City may lose Extraordinary Aid. He said that no suggestion is ignored and if anyone has an idea, it is looked at and considered. He wished everyone a Happy Labor Day.

ADJOURNMENT

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

On call of roll, Ayes 5

Andrew J. Pavlica, CITY CLERK