

A Special Meeting of the City Council was held Tuesday, December 1, 2009 at 6:45 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, Louis G. Aloia, Stanley J. Moskal and Frank J. Calandriello
Councilmembers Absent: Joseph Delaney
Also Present: City Clerk Andrew J. Pavlica, City Attorney Joseph J. Rotolo and Police Chief Kevin Amos

ALCOHOLIC BEVERAGE CONTROL

The City Council and Cabinet discussed the Disciplinary Charges against Plenary Retail Consumption License of No 0221-33-049-005 held by Everwide, Inc., t/a Nice Food Restaurant, 237 Palisade Avenue, Garfield, New Jersey, with License holder Shou San Pan and his New Jersey Attorney Annabelle M. Steinhacker, with Law Offices located at 201 Washington Street, Newark, NJ 07102, and his translator and New York Attorney Lawrence (Lixin) Yang, with Law Offices located at Queens Crossing Business Center, 38-21 Main Street, Suite 3D, Flushing, NY 11354.

CLOSED SESSION

Resolution No. 09-398

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 6:50 PM on Tuesday, December 1, 2009, to discuss the following as outlined in N.J.S.A. 10:4-12:

- * Tactics or techniques utilized in protecting the safety and property of the public or any investigation of violations or possible violations of the law; (Proposed settlement concerning ABC Disciplinary Charges against Ever-Wide, Inc., t/a Nice Foods Kitchen, for licensed premises located at 237 Palisade Avenue).
- * Pending or anticipated litigation or contract negotiations or matters falling within attorney-client privilege; (Proposed settlement concerning ABC Disciplinary Charges against Ever-Wide, Inc., t/a Nice Food Kitchen, for licensed premises located at 237 Palisade Avenue).
- * Deliberations of a public body occurring after a public hearing that may result in the imposition of a specific civil penalty or the suspension or loss of a license or permit; (Proposed settlement concerning ABC Disciplinary Charges against Ever-Wide, Inc., t/a Nice Food Kitchen, for licensed premises located at 237 Palisade Avenue).

BE IT FURTHER RESOLVED that the matters so discussed will be disclosed to the public as soon as and to the extent that such disclosure can be made without adversely affecting the public interest or without violation of the confidentiality of personnel.

On call of roll, Ayes 4,
Absent 1- Councilmember Delaney

(Sgd) Stanley J. Moskal
Louis G. Aloia

ALCOHOLIC BEVERAGE CONTROL

After the City came out of Closed Session at 8:10 PM, City Attorney Rotolo announced that a settlement agreement had been reached between Ever-Wide, Inc. and the City Council, which will be memorialized in a resolution at the next meeting.

RESOLUTIONS

Resolution No. 09-400

WHEREAS, God Almighty, in His Infinite Wisdom, has seen fit to remove from our midst, on Thanksgiving Day, November 26, 2009, Irene L. Jarosz, a former Deputy Mayor of the City of Garfield, and

WHEREAS, Irene was the longest serving woman Councilmember in the history of Garfield, serving 16 years, from 1972 to 1988, and was made the first female Deputy Mayor of the City of Garfield in 1972, and

WHEREAS, Irene was a community-minded individual who served for more than twenty years as a Commissioner of the Housing Authority of the City of Garfield, including as Chairperson, was also Chairperson of the Local Alcoholic Beverage Control Board, and served her community in so many other capacities, and

WHEREAS, Irene was a Christian woman, and was an active parishioner of Saint Stanislaus Kostka Roman Catholic Church, was a member of its English Rosary Society, was a founding member of the Pulaski Day Parade Committee, was past Grand Marshall of the Pulaski Day Parade Garfield Contingent, and marched in the parade for 51 years, and

WHEREAS, Irene was a kind and fun-loving person who enjoyed socializing and card playing, was an avid bowler and was a member of the Woman's International Bowling Congress, and

WHEREAS, her passing touched with sorrow the people of Garfield and its governing body,

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Garfield, Bergen County, New Jersey that profound sorrow and heartfelt sympathy are hereby expressed to the family and friends of IRENE L. JAROSZ, in their hour of bereavement, over the tremendous loss endured by her passing.

On call of roll, Ayes 4,
Absent 1- Councilmember Delaney

(Sgd) Stanley J. Moskal
Louis G. Aloia

Resolution No. 09-401

RESOLVED by the City Council of the City of Garfield, Bergen County, New Jersey that the Work Session and Regular Meeting of the City Council scheduled to be held Tuesday, December 15, 2009, are hereby cancelled,

BE IT FURTHER RESOLVED, that a Work Session of the City Council is hereby scheduled to be held on Tuesday, December 22, 2009 at 5:30 PM in the Conference Room in City Hall,

FURTHER RESOLVED that a Regular Meeting of the City Council is hereby scheduled to be held on Tuesday, December 22, 2009 at 8:00 PM in the Council Chamber in City Hall.

On call of roll, Ayes 4,
Absent 1- Councilmember Delaney

(Sgd) Stanley J. Moskal
Louis G. Aloia

Resolution No. 09-402

WHEREAS, Charles F. Bonanno was last appointed as a Commissioner of the Housing Authority of the City of Garfield pursuant to Resolution No. 05-374, adopted by the City Council at a meeting held September 27, 2005, and

WHEREAS, he has resigned as a Commissioner of the Housing Authority of the City of Garfield,

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Garfield, Bergen County, New Jersey, that Edward Dabal of 382 Van Bussum Avenue, is hereby appointed as a Commissioner of the Housing Authority of the City of Garfield, effective immediately, to succeed Charles F. Bonanno, for the unexpired term, said term to expire October 19, 2010.

On call of roll, Ayes 4,
Absent 1- Councilmember Delaney

(Sgd) Stanley J. Moskal
Louis G. Aloia

Special Meeting December 1, 2009, Continued

ADJOURNMENT

At 8:30 PM, there being no further business, Councilmember Aloia moved to adjourn the meeting. Councilmember Moskal duly seconded the motion.

On call of roll, Ayes 4,
Absent 1- Councilmember Delaney

Andrew J. Pavlica, CITY CLERK