

A Work Session of the City Council was held Tuesday, January 27, 2009 at 6:20 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 board in City Hall.

Councilmembers Present: Louis G. Aloia, Stanley J. Moskal, and Frank J. Calandriello
Councilmembers Absent: Tana M. Raymond and Joseph Delaney
Also Present: City Manager Thomas J. Duch, City Clerk Andrew J. Pavlica, City Attorney Joseph J. Rotolo, Special Labor Counsel Joseph Randazzo, City Engineer Kevin J. Boswell, Superintendent of Public Works Sam Garafalo, Interim Chief Financial Officer Roy Riggiano and Police Chief Kevin J. Amos

PROPOSED DEFERRED COMPENSATION PLAN

The City Council and Cabinet met with Financial Professional William Van Giesen and Registered Representative Phillip M. Nuccitelli of AXA Equitable, 333 Thornall Street, 8th Floor, Edison, NJ 08837, concerning a proposed Deferred Compensation Program for City employees.

ARRIVAL OF COUNCILMEMBER DELANEY

At 6:35 PM, Councilmember Joseph Delaney joined the Work Session at the conclusion of the discussion on the proposed Deferred Compensation Program. It was duly noted for the record.

PAY TO PLAY APPOINTMENTS

The City Council and Cabinet discussed the proposed resolution concerning "Pay to Play" appointments

TOWING LICENSE APPLICATIONS

The City Council and Cabinet discussed the Towing License Applications for 2009.

REPORTS OF OFFICERS

City Manager Thomas J. Duch reported on the following:

1. The notice received indicating that the City has been awarded a New Jersey Department of Transportation grant in the amount of \$300,000.00 for the Riverfront Bikeway. This is in addition to a previous \$250,000.00 NJDOT Riverfront Bikeway grant.
2. The proposed resolution concerning reimbursement to various City Charitable Organizations.
3. The Yoga Instruction Program at the City Recreation Center.
4. Proposed resolutions suggested by Ciro Giue of Northwest Mutual.
5. The proposed Ordinance to increase Water Rates.

ARRIVAL OF COUNCILMEMBER RAYMOND

At 6:45 PM, Councilmember Tana M. Raymond joined the Work Session during the Report of the City Manager. It was duly noted for the record.

REPORTS OF OFFICERS

6. The preliminary water loss findings of New York Leak Detection, Inc., whose services were recently engaged by the City.
7. The proposed resolution concerning the Redevelopment and Rehabilitation of Wells No. 8 and 14.
8. A proposed ordinance to meter and charge for water use at Redevelopment sites.
9. The weather forecast for a Winter Snow Storm for tonight and tomorrow.
10. Graffiti removal at the Garfield Housing Authority.
11. A Proposed Federal grant funding for police officers in the School System.
12. The proposed meeting with School Officials concerning proposed shared services.
13. The State statutes and policy concerning charges for photo copying of Police records.
14. The 100th Annual Dinner-Dance of the Saint Ciro Society to be held this Saturday, January 30, 2009.
15. The request for \$1,025.00 by the Garfield Competitive Cheerleading group for transportation costs to an event at McGonigle Hall in Philadelphia on January 31, 2009.
16. The proposed Federal Public Works Program and the inclusion of Public Library construction and renovation for consideration in the Program.
17. The DARE Graduation scheduled to be held Wednesday, February 11, 2009.
18. Proposed Garfield Public Works Projects.
19. The proposed resolution for the Cool Cities Initiatives grant funding.
20. The proposed purchase of a senior citizen bus.
21. He and the Mayor and went to the County to obtain a check in the amount of \$633,860.00 from the Bergen County Open Space Trust Fund for the Garfield Bikeway and Riverfront Park. An additional check in the amount of \$634,000.00 will be released to the City before the end of the year.
22. SCADA Water System training will be occurring this Thursday and Friday.

CLOSED SESSION

Resolution No. 09-23

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 8:05 PM on Tuesday, January 27, 2009, to discuss the following as outlined in N.J.S.A. 10:4-12:

- * Collective bargaining agreements including the negotiation of the terms and thereof with employees or representatives of employees of the public body; (PBA Local No. 46 Collective Bargaining Negotiations and Filing for Binding Arbitration).

CLOSED SESSION

- * Matters involving the purchase, lease or acquisition of real property with public funds, the setting of banking rates or investment of public funds; (Negotiations with Benda Roehrich VFW Post No. 2867 located at 340 Outwater Lane; Amvets Post No. 13/Ex-POW'S Located at 326 Outwater Lane and American Legion Post No. 255 located at 163 Cedar Street, to return property to the City; denial of funding request of Garfield Competitive Cheerleading for a trip to Philadelphia).
- * Tactics or techniques utilized in protecting the safety and property of the public or any investigation of violations or possible violations of the law; (Firefighter allegedly altering his attendance to qualify for LOSAP benefits – matter referred to Bergen County Prosecutors Office; Murder that occurred on Saturday, January 24, 2009 in a convenience store near the intersection of MacArthur Avenue and Elizabeth Street – proposed reward for information leading to the arrest and conviction of the murderer).
- * Pending or anticipated litigation or contract negotiations or matters falling within attorney-client privilege; (Mark Wallace vs City and James Mazzer Lawsuit to commence February 2, 2009).
- * 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 permanent hiring of Finance Department Clerk-Typist Julia Zuccarro; proposed salary enhancement for payroll clerk Shannon Tarzia; Building Department Personnel handling of Martin Rybak issue; proposed reappointment of Curt Geisler as Public Defender; Joseph Giammanco as Prosecutor and Charles Daglian as Judge).

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 5

(Sgd) Stanley J. Moskal
Louis G. Aloia

EXIT OF VARIOUS CITY OFFICIALS

At 8:20 PM, Police Chief Kevin J. Amos left the Work Session during Closed Session. At 8:45 PM, Labor Counsel Joseph Randazzo and City Engineer Kevin J. Boswell left the Work Session during Closed Session. It was duly noted for the record.

ADJOURNMENT

After the City Council came out of Closed Session at 9:00 PM, there being no further business, Councilmember Moskal moved to adjourn the Work Session. Councilmember Aloia duly seconded the motion.

On call of roll, Ayes 5

Andrew J. Pavlica, CITY CLERK