

A Work Session of the City Council was held Tuesday, November 10, 2009 at 6:00 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 Work Session 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: Joseph Delaney, Louis G. Aloia and Frank J. Calandriello
Councilmembers Absent: Tana M. Raymond and Stanley J. Moskal
Also Present: City Clerk Andrew J. Pavlica, City Attorney Joseph J. Rotolo, Labor Counsel Joseph Randazzo, Police Chief Kevin Amos and Interim Chief Financial Officer Roy Riggitano

ALCOHOLIC BEVERAGE CONTROL

A disciplinary hearing was held concerning Plenary Retail Consumption License No. 0221-33-049-005, held by Ever Wide, Inc., (Pan Shoushian, 3694 Kennedy Blvd., Jersey City, NJ 07317 with 100% of the shares of the corporation), t/a Nice Food Restaurant, with licensed premises located at 237 Palisade Avenue, Garfield, New Jersey 07026.

The license holder was present represented by Attorney Lawrence Yang with Law Offices located at Queens Crossing Business Center 38-21 Main Street, Suite 3D, Flushing, NY 11354.

ARRIVAL OF CITY MANAGER DUCH AND CITY ENGINEER BOSWELL

At 6:05 PM, City Manager Thomas J. Duch joined the Work Session and at 6:10 PM, City Engineer Kevin Boswell joined the Work Session. It was duly noted for the record.

ALCOHOLIC BEVERAGE CONTROL

City Attorney Rotolo distributed the written statement of charges against the license holder, to the license holder and to the City Council.

Garfield Police Officer Nicolas Santillo, was sworn in and testified on a July 20, 2009 incident and an October 5, 2009 incident.

ARRIVAL OF COUNCILMEMBER RAYMOND

At 6:25 PM, Councilmember Tana M. Raymond joined the Work Session and it was duly noted for the record.

ALCOHOLIC BEVERAGE CONTROL

Garfield Police Lieutenant Darren Sucorowski was sworn in and testified on a February 28, 2008 incident.

Mr. Gary Zalarick, 262 Palisade Avenue, was sworn in and testified about the licensed establishment and the neighborhood.

At this time, it was agreed that this matter would be carried and continued at another meeting.

RECESS, RETURN TO ORDER, EXIT OF CITY OFFICIALS

At 7:10 PM, a short recess was called. At 7:20 PM, Mayor Calandriello again called the Work Session to order and all City Officials were present with the exception of Interim Chief Financial Officer Roy Riggitano and City Engineer Kevin J. Boswell. It was duly noted for the record.

PROPOSED RESTAURANT ROW

The City Council and Cabinet discuss a proposed Restaurant Row along River Drive from Belmont Avenue north to the Elmwood Park border in which plenary retail consumption licenses would be allowed within 1,000 feet of each other.

RETURN OF CITY ENGINEER BOSWELL

At 7:40 PM, City Engineer Kevin J. Boswell rejoined the Work Session and it was duly noted for the record.

REPORTS OF OFFICERS

City Manager Thomas J. Duch reported on the following:

1. The commencement of the Palisade Avenue Improvement.
2. The Lanza Avenue Improvement.
3. The Passaic Street Streetscape Improvement.
4. The Twentieth Century Field Improvement.

City Engineer Kevin J. Boswell reported on the following:

1. The written Report of the City Engineer dated November 10, 2009.

Councilmember Tana M. Raymond reported on the following:

1. Animal Control Services for the City.
2. Water Billing Services through the Passaic Valley Water Commission.

CLOSED SESSION

Resolution No. 09-365

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, November 10, 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; (White collar collective bargaining negotiations).
- * Tactics or techniques utilized in protecting the safety and property of the public or any investigation of violations or possible violations of the law; (public safety and police law enforcement strategies and police activity reports).
- * Pending or anticipated litigation or contract negotiations or matters falling within attorney-client privilege; (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 of roll, Ayes 4,
Absent 1 – Councilmember Moskal

(Sgd) Joseph Delaney
Louis G. Aloia

Work Session November 10, 2009, Continued

ADJOURNMENT

After the City Council came out of Closed Session at 10:10 PM, Councilmember Aloia moved to adjourn the Work Session. Councilmember Raymond duly seconded the motion.

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

Andrew J. Pavlica, CITY CLERK