

A Work Session of the City Council was held Tuesday, June 9, 2009 at 6:05 PM in the Conference Room in City Hall, 111 Outwater Lane, Garfield, NJ 07026.

Deputy Mayor Stanley J. Moskal 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: Tana M. Raymond, Joseph Delaney, Louis G. Aloia and Stanley J. Moskal

Councilmembers Absent: 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, Superintendent of Public Works Sam Garofalo, Recreation Director Anthony Furfaro, Police Chief Kevin Amos and Interim Chief Financial Officer Roy Rigitano

#### BOILERMAKER 5K RACE

The City Council and Cabinet met with Garfield YMCA Executive Director Patricia Gallagher who made presentations and briefly reported on the Boilermaker 5K Race held May 31, 2009 to benefit Project Graduation and the Garfield YMCA.

#### SPECIAL OLYMPICS TORCH RUN

The City Council and Cabinet met with PBA Local No. 46 Representative Robert Ridarick who spoke on the Special Olympics New Jersey Law Enforcement Torch Run through Garfield to be held Friday, June 12, 2009 at 8:30 AM with the hand off occurring in front of the Garfield Police Station at 411 Midland Avenue and proceeding to the Saddle Brook Police Station on Market Street.

#### 2009 MUNICIPAL BUDGET

The City Council and Cabinet discussed the 2009 Municipal Budget.

#### VISTULA SOCCER CLUB

The City Council and Cabinet met with Wojtek Zembrowicz of the Polish Media Group and Zbigniew Kubik of the Vistula Soccer Club, headquartered at 73 Main Street, Garfield, concerning a proposed Polish Soccer Tournament to be held August 22-23, 2009 at Twentieth Century Field off Elizabeth Street.

#### REPORTS OF OFFICERS

City Manager Thomas J. Duch reported on the following:

1. The proposed ordinance amending Recycling Regulations.
2. His attendance at the National River Rally at the Hyatt Regency Hotel at the Inner Harbor in Baltimore during which Passaic River Coalition Executive Director Ella Filappone was nominated by him and honored a "River Hero".
3. The reduction of the bill for services from City Auditor Dieter Lerch in connection with his testimony for the City at the Binding Arbitration Hearing involving PBA Local No. 46.
4. The Photo Op that will be held in front of City Hall on Tuesday, June 23, 2009 at 11:30 AM concerning the awarding of grants by Bergen County Community Development for Improvements to Palisade Avenue and Acquisition of Riverfront Parkland.

REPORTS OF OFFICERS

5. The proposed schedule of meetings of the City Council during July and August.
6. The mosaic of Our Lady of Guadeloupe which will be installed at Most Holy Name Roman Catholic Church on the Passaic Street side of the Church.
7. The Fire House No. Two Renovation Project.
8. Proposed renovations to the roof of Fire House No. Three located at 58 Gaston Avenue.
9. Health Department preparations concerning the potential Swine Flu Pandemic.
10. The Relay for Life Cancer Prevention Fundraiser to be held from 4:00 PM to 7:00 AM, June 13 - 14 2009 at Twentieth Century Field.
11. The requirement that the Babe Ruth League provide copies of their monthly financial reports in order to receive any City stipends.
12. The recent letter he wrote to Bergen County Executive Dennis McNerney requesting an opportunity to meet with County representatives to request additional time and funding to complete the riverfront park.
13. The periodic State inspections of the City DPW Garage concerning storm water management of the facility.
14. The consideration by some Municipalities to utilize Build America Bonds as a method of financing.
15. The proposed one month extension of Willard Bierwas as a Water System Consultant.
16. The meeting he recently had with Willis HRH concerning Employee Health Benefits.
17. The update of the City Master Plan by City Planner Joseph Burgis.
18. The proposed Restaurant Zone along River Drive.
19. Proposed improvements to the operating guidelines of the City LOSAP Program.
20. Police Sergeant Edward Mura serving in the Air Force National Guard and being called to serve in Iraq for a fourth time.
21. The proposed implementation of a five year plan for the Fire Department.
22. His authorization of the purchase of thirteen Fire Department pagers for the price of twelve.
23. The Basic Cable TV Service to be provided by Verizon to the City Fire Houses.
24. The proposed resolution authorizing the execution of an interlocal division of grant funds agreement between the City of Garfield and Borough of Paramus.
25. The new requirement that the City must pay the County fees for Road Opening Permits on County Roads because the City is a Water Utility.
26. The proposal by Superintendent of Public Works Sam Garofalo that the City charge the County for sweeping County roads.
27. Proposed changes in the City policy of providing Recycling Barrels for free to taxpayers considering that most municipalities do not provide Recycling Barrels and those who do, most often, charge for them.

REPORTS OF OFFICERS

City Engineer Kevin J. Boswell reported on the following:

1. The written Report of the City Engineer dated June 9, 2009.

CLOSED SESSION

Resolution No. 09-195

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 7:50 PM on Tuesday, June 9, 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; (Blue Collar Collective Bargaining negotiations).
- \* Matters involving the purchase, lease or acquisition of real property with public funds, the setting of banking rates or investment of public funds; (alleged reversionary clause to the City removed in 1957 by the City Council from the property of American Legion Memorial Post No. 255 located at 163 Cedar Street).
- \* 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 amendment to Police Table of Organization; ABC and noise complaints concerning Midnight Sun Tavern at 323 Semel Avenue; lawsuit concerning application for handicapped parking space at 225 Harrison Avenue filed by Allison Schenk-Obiyo; lawsuit concerning Mary Godina liquor license formerly at Cedar Street and Dewey Street).
- \* Pending or anticipated litigation or contract negotiations or matters falling within attorney-client privilege; (alleged failure of former Health Benefits Broker of Record Joseph Bigica to apply for City reimbursement of Medicare Part D Funds; implementation of AXA Equitable program for City Employees).
- \* 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 termination of services of Housing Inspector Sal Mercadante; proposed retirement of Police Officer Kenneth Adamo; appeal of dismissal by former Police Officer Mariggi Lopez; Police Sergeant Edward Mura service in the Air Force National Guard and recent assignment to Iraq; permission for Garfield Library Director I. MacArthur Nickles to attend People to People Ambassador Program in South Africa; possible employee furloughs; proposed salary enhancement of City Manager Duch).

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 4,  
Absent 1 – Mayor Calandriello

(Sgd) Joseph Delaney  
Louis G. Aloia

Work Session June 9, 2009, Continued

ADJOURNMENT

After the City Council came out of Closed Session at 8:35 PM, there being no further business, Councilmember Delaney moved to adjourn the Work Session. Councilmember Aloia duly seconded the motion.

On call of roll, Ayes 4,  
Absent 1 – Mayor Calandriello

---

Andrew J. Pavlica, CITY CLERK