

A Regular Meeting of the City Council was held Tuesday, October 14, 2008 at 9:00 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 Rotolo and City Engineer Kevin J. Boswell

COMMUNICATIONS/APPOINTMENTS

City Clerk Pavlica reported that in letters to him dated October 14, 2008, Mayor Frank J. Calandriello made the following appointments:

Mr. Nick Milevski, 15 Garwood Court South, to the Planning Board, as a Regular Member, to succeed Dawn Sova, (who has resigned from the Board), for the unexpired term, effective October 14, 2008, said term to expire December 31, 2009.

Ms. Ruth Springer, 139 Jewell Street, Apt. 4, to the Library Board of Trustees, as a Regular Member, to succeed Leane Surma, for a full five year term, commencing December 18, 2008 and expiring December 17, 2013.

Ms. Leane Surma, 22 Steinberg Avenue, to the Library Board of Trustees, as an Ex-Officio Member, effective December 18, 2008, to serve at the Pleasure of the Mayor.

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 Aloia duly seconded the motion.

On call of roll, Ayes 5

RESOLUTIONS

Resolution No. 08-381

WHEREAS, Charles Nucifora is being honored with a Retirement Party on Thursday, October 23, 2008, at the Graycliff Restaurant located at 122 Moonachie Avenue, Moonachie, NJ, after thirty years with the Superior Court, and

WHEREAS, "Chuck" was hired on May 30, 1978, starting as a "floating" Court Clerk in Civil, then he was assigned to the Family Division as a Court Clerk for Judge Harvey Sorkow (the "Baby M" judge), in 1985 he was promoted to Assistant to the Family Division Manager, where he supervised clerical staff, and then in March 1988, he became the Criminal Division Manager, and

WHEREAS, "Chuck" has given much to his community including involvement with the Garfield Junior Boilermakers, Garfield Little League, Garfield YMCA, Garfield Boys and Girls Club, VFW, Knights of Columbus and Chamber of Commerce, to name just a few, and

WEREAS, he and his wife Carma-Lynn have a daughter Tara Garcia, married to Eric; a son Christopher Nucifora, married to Ann-Marie; and Chuck and Carma-Lynn have four grandchildren: Alexis Garcia, Riley Garcia, Christopher J. Nucifora and Nicholas Nucifora,

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Garfield, Bergen County, New Jersey that CONGRATULATIONS and BEST WISHES are hereby extended to "CHUCK" NUCIFORA upon the occasion of his retirement from an outstanding career of service in the Courts during which he has demonstrated an exemplary measure of public-spiritedness and for which he has earned the deepest respect and administration of many.

On call of roll, Ayes 5

(Sgd) All Five Councilmembers

RESOLUTIONS

Resolution No. 08-382

WHEREAS, the Saint Anthony Society of Garfield will be holding their 43rd Annual Dinner-Dance on Saturday, October 18, 2008 at the Royal Manor Restaurant, 454 Midland Avenue, Garfield, New Jersey , and

WHEREAS, Cav. Jack DiPiazza is being honored at this event as an “Honorary Member,” and WHEREAS, the City Council of the City of Garfield is desirous of publicly acknowledging Cav. Jack DiPiazza upon the occasion of being honored by his peers in the Society at a dinner-dance, NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Garfield, Bergen County, New Jersey that Congratulations and Best Wishes are hereby extended to Cav. Jack DiPiazza, who has proven to be a worthwhile proponent of the causes of the Saint Anthony Society of Garfield.

On call of roll, Ayes 5

(Sgd) All Five Councilmembers

Resolution No. 08-383

WHEREAS, the Saint Anthony Society of Garfield, New Jersey will be holding their 43rd Annual Dinner-Dance to welcome and honor visiting dignitaries from Bolognetta, Sicily, including Mayor Dr. Rino Greco, Father Graziano Pino, Vice Mayor Vittorio Sermini, Tax Assessor Gaetano Lo Faso, Council President Salvatore Benanti, Councilmembers Domenico Giammanco, Salvatore Lo Cascio, Francesco Malleo, Antonino Sorrentino Giuseppe Zuccaro and Isidoro Macagnone, President of Pro-Loce di Bolognetta, and

WHEREAS, the gala event will be held on Saturday, October 18, 2008 at the Royal Manor Restaurant, 454 Midland Avenue, Garfield, New Jersey, and

WHEREAS, the Mayor and Council of the City of Garfield wish to publicly acknowledge and promote enduring friendship and good will between our friends in our sister City of Bolognetta while they are here visiting the United States on a cultural exchange,

NOW THEREFORE BE IT RESOLVED by the Mayor and City Council of the City of Garfield, Bergen County, New Jersey, USA, that we hereby join the Saint Anthony Society in honoring these outstanding leaders of Bolognetta, Sicily, for exceptional community service to their City and outreach to the Italian community in the City of Garfield, surrounding area and the United States of America.

On call of roll, Ayes 5

(Sgd) All Five Councilmembers

Resolution No. 08-384

WHEREAS, Fire Company No. 2 has advised that they have accepted the resignation of Jesus Ramirez of 27 Belmont Avenue, as an active member, effective October 6, 2008,

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Garfield that the action taken by Fire Company No. 2 with respect to the above matter, is hereby approved,

On call of roll, Ayes 5

(Sgd) Louis G. Aloia
Joseph Delaney

Resolution No. 08-385

WHEREAS, Fire Company No. 2 has advised that hey have accepted Thomas Kordosky of 29 Van Winkle Avenue, as a regular active member, effective September 5, 2008.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Garfield, Bergen County, New Jersey that the action taken by Fire Company No. 2 with respect to the above matter, is hereby approved.

On call of roll, Ayes 5

(Sgd) Louis G. Aloia
Joseph Delaney

Resolution No. 08-386

WEHREAS, Fire Company No. 4 has advised that they have accepted the resignation of Edward Kotwica III of 121 Spring Street, as an active member, effective October 3, 2008,

RESOLUTIONS

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Garfield that the action taken by Fire Company No. 4 with respect to the above matter, is hereby approved,

On call of roll, Ayes 5

(Sgd) Louis G. Aloia
Joseph Delaney

Resolution No. 08-387

WHEREAS, Fire Company No. 4 has advised that they have accepted James Taormina of 195 Palisade Avenue, as a regular active member, effective October 3, 2008.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Garfield, Bergen County, New Jersey that the action taken by Fire Company No. 4 with respect to the above matter, is hereby approved.

On call of roll, Ayes 5

(Sgd) Louis G. Aloia
Joseph Delaney

Resolution No. 08-388

WHEREAS, Edward J. Dabal was appointed to the Housing Authority of the City of Garfield pursuant to Resolution No. 06-324, adopted by the City Council at a meeting held August 8, 2006, and

WHEREAS, his term of office expired October 19, 2008,

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Garfield, Bergen County, New Jersey, that Louis G. Aloia of 169 Harrison Avenue is hereby appointed to the Housing Authority of the City of Garfield, effective October 19, 2008, to succeed Edward J. Dabal, for a full five year term, said term to expire October 19, 2013.

On call of roll, Ayes 5

(Sgd) Louis G. Aloia
Joseph Delaney

Resolution No. 08-389

WHEREAS, Alice C. Batchelor, 178 Gaston Ave, who is the holder of a Disabled Person I.D. Card No. P744293, 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 Gaston Ave 75 feet north of the intersection of Gaston Ave & Elizabeth Street 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) Louis G. Aloia
Joseph Delaney

Resolution No. 08-390

RESOLVED by the City Council of the City of Garfield, Bergen County, New Jersey, that Public Service Electric and Gas Company is hereby authorized and requested to install a "Yellow" High Pressure Sodium Lamp on Pole Number A61139 located near 76 Summit Avenue,

BE IT FURTHER RESOLVED that City Clerk Andrew J. Pavlica is hereby authorized and directed to forward a certified and exact copy of this approved resolution to P.S.E. & G. Co. at the following address.

Mr. Tom Zotollo
P.S.E. & G. Company
325 County Avenue
Secaucus, New Jersey 07094

On call of roll, Ayes 5

(Sgd) Louis G. Aloia
Joseph Delaney

RESOLUTIONS

Resolution No. 08-391

RESOLVED by the City Council of the City of Garfield, Bergen County, New Jersey that a 9:00 P.M. curfew is hereby established for the nights of October 30, 2008 and October 31, 2008 for all individuals under eighteen years of age, unless they are escorted by an adult, and
BE IT RESOLVED that the Police Department is hereby authorized to enforce this curfew, and
BE IT FURTHER RESOLVED that the City Clerk is hereby authorized and directed to immediately forward a certified and exact copy of this approved resolution to the Police Chief.

On call of roll, Ayes 5

(Sgd) Louis G. Aloia
Joseph Delaney

Resolution No. 08-392

WHEREAS, in the past, it has been customary for the governing body to permit various local officials to attend various conventions and seminars and to reimburse those officials for some of the expenses incurred in connection therewith; and
WHEREAS, the governing body does feel that there is a substantial benefit to be derived by the City from attendance at these functions; and
WHEREAS, even though there is such a substantial benefit, controls must be imposed upon the number of local representatives to attend and the expenses that will be reimbursed, in order to prevent abuse and to demonstrate to the tax payers that all spending within the City is being controlled in a fair and reasonable manner; and
WHEREAS, under the terms imposed herein, the City Council is desirous of permitting certain representatives of the City to attend the conventions and reimburse for some of the expenses incurred, not to exceed the amount budgeted,
NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Garfield, County of Bergen and State of New Jersey, as follows:

1. The attendance of all department heads to the New Jersey State League of Municipalities Conference shall be determined within the sole discretion of the City Manager in order to ensure that sufficient personnel is present in the City during the entire time of the convention so that there will be no interference with the normal, day to day operations of City Hall. The City Manager shall also, in his sole discretion, determine whether the attendance at the particular function shall serve to benefit the City of Garfield. Those authorized by the City Manager to attend the 2008 New Jersey State League of Municipalities Conference include:

City Manager Thomas J. Duch

City Clerk Andrew J. Pavlica

Recreation Director Anthony Furfaro

Superintendent of Public Works Sam Garofalo

Deputy Mayor, Stanley Moskal

2. All hotel reservations, if the particular individual seeks payment for same, as well as all registration for convention activities shall be processed through the City and paid for by use of the normal city voucher system.

3. Each individual who attends a convention shall be eligible for reimbursement for actual, out of pocket, legitimate expenses, up to a maximum of \$450.00 per individual. In order to obtain reimbursement of these expenses, they must be directly related to municipal activities, job performance or shall in some other way, benefit the City. In order to obtain reimbursement for these expenses, the City representative shall be required to provide written, documentary proof of the expense to the Interim Chief Financial Officer for the City of Garfield who shall make all final determinations as to whether reimbursement is granted or not. Under no circumstances, however,

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shall total reimbursement for an individual exceed \$450.00 which shall be inclusive of hotel and convention registration costs; and

BE IT FURTHER RESOLVED, that the City Manager and the Interim Chief Financial Officer be and are hereby directed to take any and all action which is necessary to effectuate the provisions of the Resolution; and

BE IT FURTHER RESOLVED, that the City Clerk be and he is hereby authorized and directed to forward certified copies of the within Resolution to the Interim Chief Financial Officer, City Manager, the City Attorney and all members of the governing body.

On call of roll, Ayes 5

(Sgd) Louis G. Aloia
Joseph Delaney

Resolution No. 08-393

A RESOLUTION EDORSING THE FILING OF A CDBG GRANT APPLICATION IN CONNECTION WITH THE LANZA AVENUE AND PALISADE AVENUE WATER MAIN EXTENSIONS – PHASE TWO.

WHEREAS, a Bergen County Community Development grant of \$500,000.00 has been proposed by Mayor and Council for the Lanza Avenue water main extension in the municipality of the City of Garfield, and

WHEREAS, pursuant to the State Interlocal Services Act, Community Development funds may not be spent in a municipality without authorization by the Governing Body, and

WHEREAS, the aforesaid project is in the best interest of the people of the City of Garfield, and

WHEREAS, this resolution does not obligate the financial resources of the municipality and is intended solely to expedite expenditure of the aforesaid CD funds.

NOW, THEREFORE, BE IT RESOLVED, that a copy of this resolution shall be sent to the Director of the Bergen County Community Development Program so that implementation of the aforesaid project may be expedited.

On call of roll, Ayes 5

(Sgd) Louis G. Aloia
Joseph Delaney

Resolution No. 08-394

A RESOLUTION CONFIRMING ENDORSEMENT OF COMMUNITY DEVELOPMENT PROJECT

WHEREAS, a Bergen County Community Development grant of \$84,500 has been proposed by Bergen County Special Services School District for the renovation of its facility located at 27 Lincoln Place in the Municipality of Garfield, and

WHEREAS, pursuant to the State Interlocal Services Act, Community Development funds may not be spent in a municipality without authorization by the Governing Body, and

WHEREAS, The aforesaid project is in the best interest of the people of the City of Garfield, Bergen County, and;

WHEREAS, this resolution does not obligate the financial resources of the municipality and is intended solely to expedite expenditures of the aforesaid Community Development Funds,

NOW, THEREFORE BE IT RESOLVED that the City Council of the City of Garfield, Bergen County, New Jersey hereby confirms endorsement of the aforesaid project, and;

BE IT FURTHER RESOLVED, that a copy of this resolution shall be sent to the Director of the Bergen County Community Development Program so that implementation of the aforesaid project may be expedited.

On call of roll, Ayes 5

(Sgd) Louis G. Aloia
Joseph Delaney

Resolution No. 08-395

A RESOLUTION CONFIRMING ENDORSEMENT OF COMMUNITY DEVELOPMENT PROJECT

RESOLUTIONS

WHEREAS, a Bergen County Community Development grant of \$50,000 has been proposed by Calvary Community Development Center, Inc. for the HOME funds for program management/operational costs and technical assistance for program and Board Development activities located at 217-245 Passaic Street in Garfield, and

WHEREAS, pursuant to the State Interlocal Services Act, Community Development funds may not be spent in a municipality without authorization by the Governing Body, and

WHEREAS, The aforesaid project is in the best interest of the people of the City of Garfield, Bergen County, and;

WHEREAS, this resolution does not obligate the financial resources of the municipality and is intended solely to expedite expenditures of the aforesaid Community Development Funds,

NOW, Therefore be it resolved that the City Council of the City of Garfield, Bergen County, New Jersey hereby confirms endorsement of the aforesaid project, and;

BE IT FURTHER RESOLVED, that a copy of this resolution shall be sent to the Director of the Bergen County Community Development Program so that implementation of the Aforesaid project may be expedited.

On call of roll, Ayes 5

(Sgd) Louis G. Aloia
Joseph Delaney

Resolution No. 08-396

A RESOLUTION CONFIRMING ENDORSEMENT OF COMMUNITY DEVELOPMENT PROJECT

WHEREAS, a Bergen County Community Development grant of \$300,000 has been proposed by Calvary Community Development Center, Inc. for the HOME funds to rehabilitate property located at 42 Garfield Avenue in Garfield, and

WHEREAS, pursuant to the State Interlocal Services Act, Community Development funds may not be spent in a municipality without authorization by the Governing Body, and

WHEREAS, The aforesaid project is in the best interest of the people of the City of Garfield, Bergen County, and;

WHEREAS, this resolution does not obligate the financial resources of the municipality and is intended solely to expedite expenditures of the aforesaid Community Development Funds,

NOW, Therefore be it resolved that the City Council of the City of Garfield, Bergen County, New Jersey hereby confirms endorsement of the aforesaid project, and;

BE IT FURTHER RESOLVED, that a copy of this resolution shall be sent to the Director of the Bergen County Community Development Program so that implementation of the Aforesaid project may be expedited.

On call of roll, Ayes 5

(Sgd) Louis G. Aloia
Joseph Delaney

Resolution No. 08-397

A RESOLUTION CONFIRMING ENDORSEMENT OF COMMUNITY DEVELOPMENT PROJECT

WHEREAS, a Bergen County Community Development grant of \$88,600 has been proposed by Calvary Community Development Center, Inc. for the Calvary CDC Food and Clothing Distribution Program and Emergency Shelter located at 217-245 Passaic Street in Garfield, and

WHEREAS, pursuant to the State Interlocal Services Act, Community Development funds may not be spent in a municipality without authorization by the Governing Body, and

WHEREAS, The aforesaid project is in the best interest of the people of the City of Garfield, Bergen County, and;

WHEREAS, this resolution does not obligate the financial resources of the municipality and is intended solely to expedite expenditures of the aforesaid Community Development Funds,

NOW, Therefore be it resolved that the City Council of the City of Garfield, Bergen County, New Jersey hereby confirms endorsement of the aforesaid project, and;

BE IT FURTHER RESOLVED, that a copy of this resolution shall be sent to the Director of the Bergen County Community Development Program so that implementation of the Aforesaid project may be expedited.

RESOLUTIONS

On call of roll, Ayes 5

(Sgd) Louis G. Aloia
Joseph Delaney

Resolution No. 08-398

A RESOLUTION ENDORSING THE FILING OF A COMMUNITY DEVELOPMENT BLOCK GRANT APPLICATION FOR THE DEVELOPMENT OF A GARFIELD COMMUNITY AND ECONOMIC DEVELOPMENT ASSESSMENT PLAN

WHEREAS, a Bergen County Community Development grant of \$59,500 has been proposed by Bergen County Community Action Partnership, Inc. for the development of a Garfield Community and Economic Development Assessment Plan consisting of researching the housing, transportation, health, educational, business and economic development and environmental needs of the First Ward neighborhood (The neighborhood is bounded by the following streets: Van Winkle Avenue, River Drive, and Palisade Avenue) in the City of Garfield, and

WHEREAS, pursuant to the State Interlocal Services Act, Community Development funds may not be spent in a municipality without authorization by the Governing Body, and

WHEREAS, The aforesaid project is in the best interest of the people of the City of Garfield, Bergen County, and;

WHEREAS, this resolution does not obligate the financial resources of the municipality and is intended solely to expedite expenditures of the aforesaid Community Development Funds,

NOW, Therefore be it resolved that the City Council of the City of Garfield, Bergen County, New Jersey hereby confirms endorsement of the aforesaid project, and;

BE IT FURTHER RESOLVED, that a copy of this resolution shall be sent to the Director of the Bergen County Community Development Program so that implementation of the Aforesaid project may be expedited.

On call of roll, Ayes 5

(Sgd) Louis G. Aloia
Joseph Delaney

Resolution No. 08-399

A RESOLUTION AUTHORIZING PAYMENT TO ENVIROVISION FOR CLEARANCE AIR SAMPLING FOR ASBESTOS ABATEMENT AT 799 RIVER DRIVE AND 821 RIVER DRIVE

WHEREAS, the City of Garfield has been awarded an NJDEP Green Acres Grant for the acquisition of parcels along River Drive inclusive of properties known as Block 140, Lot 41 (779 River Drive) and Block 140, Lot 61 (821 River Drive) for use as part of the City of Garfield's Passaic River Park and Bikeway, and;

WHEREAS, clearance air sampling for asbestos abatement was determined to be necessary at the above referenced properties, and;

WHEREAS, a proposal was solicited and received from EnviroVision in the amount of \$575.00 for the property located at 779 River Drive and \$975.00 for the property located at 821 River Drive, and;

WHEREAS, EnviroVision performed this work in connection with the directive of officials from the City and reviewed with the City Engineer, and;

NOW THEREFORE, BE IT RESOLVED, by the City Council of the City of Garfield that, payment is hereby authorized to EnviroVision in connection with the project and in accordance with the City Engineer's recommendation in the total amount of \$1,550.00 for air sampling for asbestos abatement at the above referenced properties.

On call of roll, Ayes 5

(Sgd) Louis G. Aloia
Joseph Delaney

Resolution No. 08-400

WHEREAS, the rules of procedure of the Planning and Zoning Boards of Adjustment of the City of Garfield state that a deposit shall be made to cover Engineering and Attorney fees, and

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WHEREAS, deposits have been received from Farnham, LLC (88 Farnham Ave., B20.01/L43) , P.O. Box 1124, Paramus, New Jersey 07653 in the amount of \$549.08 for Engineering fees on 07/27/07, said funds are being held in the Developer's Escrow Fund, and
WHEREAS, the Chief Financial Officer has investigated these deposits and had determined that they are due to the above individual;
NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Garfield, Bergen County, New Jersey that these monies be refunded to the above named claimant.

On call of roll, Ayes 5

(Sgd) Louis G. Aloia
Joseph Delaney

Resolution No. 08-401

WHEREAS, the Receiver of Taxes reports that she has received a request from the following property owner for a refund due to over paid taxes for the year 2008. 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
127	38	National City Mortgage	O/P	\$271.67

On call of roll, Ayes 5

(Sgd) Louis G. Aloia
Joseph Delaney

Resolution No. 08-402

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 an Street Opening Bond for the period of one year and, WHEREAS, a deposit has been received from Stemm Construction/Enzo Busciglio, 359 Highland Avenue, Wood Ridge, NJ 07075 for B43/L19, 33 Westervelt Avenue in the City of Garfield, Bergen County, New Jersey, in the amount of \$2,500.00 for said Street Opening Bond on 09/10/07, 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;
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) Louis G. Aloia
Joseph Delaney

Resolution No. 08-403

RESOLUTION REQUESTING APPROVAL OF ITEMS OF REVENUE AND APPROPRIATION
NJS 40S:4-87

WHEREAS, NJS 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount was not determined at the time of the adoption of the budget; and

WHEREAS, the Director may also approve the insertion of an item of appropriation for equal amount,

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the City of Garfield in the County of Bergen, New Jersey, hereby requests the Director of the Division of Local

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Government Services to approve the insertion of an item of revenue in the budget of the year 2008 in the sum of \$25,000.00, which is no available from the State of New Jersey, Cool Cities Phase II Grant in the amount of \$25,000.00

BE IT FURTHER RESOLVED, that the like sum of \$25,000.00 is hereby appropriated under the caption Cool Cities Phase II Grant; and

BE IT FURTHER RESOLVED that the above is the result of funds from State of New Jersey, Cool Cities Phase II Grant in the amount of \$25,000.00.

On call of roll, Ayes 5

(Sgd) Louis G. Aloia
Joseph Delaney

Resolution No. 08-404

RESOLUTION REQUESTING APPROVAL OF ITEMS OF REVENUE AND APPROPRIATION
NJS 40S:4-87

WHEREAS, NJS 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount was not determined at the time of the adoption of the budget; and

WHEREAS, the Director may also approve the insertion of an item of appropriation for equal amount,

NOW THEREFORE, BE IT RESOLVED that the Mayor and Council of the City of Garfield in the County of Bergen, New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2008 in the sum of \$11,198.05, which is now available from State of New Jersey, Recycling Tonnage Grant in the amount of \$11,198.05

BE IT FURTHER RESOLVED, that the like sum of \$11,198.05 is hereby appropriated under the caption Recycling Tonnage Grant; and

BE IT FURTHER RESOLVED, that the above is the result of funds from State of New Jersey, Recycling Tonnage Grant in the amount of \$11,198.05

On call of roll, Ayes 5

(Sgd) Louis G. Aloia
Joseph Delaney

Resolution No. 08-405

RESOLUTION REQUESTING APPROVAL OF ITEMS OF REVENUE AND APPROPRIATION
NJS 40S:4-87

WHEREAS, NJS 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount was not determined at the time of the adoption of the budget; and

WHEREAS, the Director may also approve the insertion of an item of appropriation for equal amount,

NOW, THERFORE, BE IT RESOLVED, that the Mayor and Council of the City of Garfield in the County of Bergen, New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2008 in the sum of \$4,000.00, which is now available from Division of Highway Traffic Safety Click it or Ticket Grant in the amount of \$4,000.00.

BE IT FURTHER RESOLVED, that the like sum of \$4,000.00 is hereby appropriated under the caption Click it or Ticket grant; and

BE IT FURTHER RESOLVED that the above is the result of funds from Division of Highway Traffic Safety, Click It or Ticket Grant in the amount of \$4,000.00.

On call of roll, Ayes 5

(Sgd) Louis G. Aloia
Joseph Delaney

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Resolution No. 08-406

RESOLUTION REQUESTING APPROVAL OF ITEMS OF REVENUE AND APPROPRIATION
NJS 40S:4-87

WHEREAS, NJS 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount was not determined at the time of the adoption of the budget; and

WHEREAS, the Director may also approve the insertion of an item of appropriation for equal amount,

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the City of Garfield in the County of Bergen, New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2008 in the sum of \$17,500.00, which is now available from Bergen County Health, Municipal Alliance Grant in the amount of \$17,500.00

BE IT FURTHER RESOLVED, that the like sum of \$17,500.00 is hereby appropriated under the caption Municipal Alliance Grant; and

BE IT FURTHER RESOLVED, that the above is the result of funds from Bergen County Health, Municipal Alliance Grant in the amount of \$17,500.00.

On call of roll, Ayes 5

(Sgd) Louis G. Aloia
Joseph Delaney

Resolution No. 08-407

RESOLUTION REQUESTING APPROVAL OF ITEMS OF REVENUE AND APPROPRIATION
NJS 40S:4-87

WHEREAS, NJS 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount was not determined at the time of the adoption of the budget; and

WHEREAS, the Director may also approve the insertion of an item of appropriation for equal amount,

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the City of Garfield in the County of Bergen, New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2008 in the sum of \$30,205.00 is hereby appropriated under the caption State Library Aid Grant; and

NOW, THEREFORE, BE IT RESOLVED, that the above is the result of funds from Division of Division of State Library Grant in the amount of \$30,205.00.

On call of roll, Ayes 5

(Sgd) Louis G. Aloia
Joseph Delaney

Resolution No. 08-408

RESOLUTION AUTHORIZING PROFESSIONAL ENGINEERING SERVICES FOR A COMPREHENSIVE HYDROLOGIC/HYDRAULIC ANALYSIS IN CONNECTION WITH THE RECONSTRUCTION OF THE POLICE STATION, IN THE CITY OF GARFIELD.

WHEREAS, The City of Garfield would like to reconstruct the Police Station located on Midland Avenue, and;

WHEREAS, Schroeder Brook has not been studied to date by either the NJDEP or FEMA, and;

WHEREAS, the City Engineer, Boswell McClave Engineering, shall prepare a comprehensive hydrologic/hydraulic analysis inclusive of a topographical survey for submission to the NJDEP for approval and design the proposed site plan in accordance submission to the NJDEP for approval and design the proposed site plan in accordance with the analysis, and;

WHEREAS, this project is in the best interest of the people of the City of Garfield; and

RESOLUTIONS

NOW THEREFORE, BE IT RESOLVED, by the City Council of the City of Garfield that Boswell McClave Engineering is authorized to perform Professional Engineering Services for a comprehensive hydrologic/hydraulic analysis in the amount of \$29,500.00 and a topographical survey in the amount of \$3,900.00 to perform and complete the above.

On call of roll, Ayes 5

(Sgd) Louis G. Aloia
Joseph Delaney

Resolution No. 08-409

A RESOLUTION AUTHORIZING PAYMENT TO KEY-TECH FOR GEOTECHNICAL SERVICES IN CONNECTION WITH A NEW POLICE STATION

WHEREAS, The City of Garfield would like to reconstruct the Police Station located on Midland Avenue. and;

WHEREAS, a proposal was solicited and received from Key-Tech in the amount of \$9,228.81, and;

WHEREAS, Key-Tech performed this work in connection with the directive of officials from the City and reviewed with the City Engineer, and;

NOW THEREFORE, BE IT RESOLVED, by the City Council of the City of Garfield that payment is hereby authorized to Key-Tech in connection with the project and in accordance with the City Engineer's recommendation in the total amount of \$9,228.81 for geotechnical services in connection with a new police station.

On call of roll, Ayes 5

(Sgd) Louis G. Aloia
Joseph Delaney

See

The

Following

Pages Numbered _____

For

Resolution No. 08-410

RESOLUTIONS

Resolution No. 08-411

WHEREAS bids were accepted for installation of three (3) HVAC units for Firehouse No. 4 on October 9, 2008 at 10 A.M., and;

WHEREAS a total of eleven (11) bids were received ranging in price from \$17,307.00 to \$45,825.00, and;

WHEREAS the City reserves the right to reject all bids pursuant to the terms of the bid documents. NOW THEREFORE BE IT RESOLVED all bids are hereby rejected in connection with the recently received project.

On call of roll, Ayes 5

(Sgd) Louis G. Aloia
Joseph Delaney

Resolution No. 08-412

WHEREAS HVAC improvements are necessary for Firehouse No. 4, and ;

WHEREAS three (3) formal quotes were solicited and they are summarized as follows:

- | | | |
|----|--|---------------------------|
| 1. | KCG
70 Pine Brook Road
Towaco, NJ 07082 | In the Amount of \$17,200 |
| 2. | Pow-R-Save, Inc.
27 West Street
Bloomfield, NJ 07003 | In the Amount of \$20,450 |
| 3. | RM Brennan Contractors, Inc.
3505 Rt. 94
Hamburg, NJ 07491 | No Bid Submitted |

, and;

WHEREAS a purchase order may be awarded after receiving approval and authorization for the Certified Purchasing Officer and Chief Finance Officer of the City.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Garfield that a purchase order is hereby awarded to KCG in the low bid amount of \$17,200 in connection with this improvement.

On call of roll, Ayes 5

(Sgd) Louis G. Aloia
Joseph Delaney

BILLS AND CLAIMS

Resolution No. 08-413

RESOLVED by the City Council of the City of Garfield that the following bills No. 1270 & 1271 covering Dog Trust totaling \$10,970.60 and Current Fund Reserve totaling \$800.00 and Current Fund totaling \$736,178.77 and Water Fund Current totaling \$28,003.31 and General Capital totaling \$100,319.13 and Water Capital totaling \$119,099.67 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 twenty eight (28) items prior to the meeting, be ratified.

See The Following

Pages numbered 33, 35, 37, 39, 41, 43, 45, 47, 49, 51, 53, 55, 57, 59, 61, 63, 65, 67, 69, 71, 73, 75, 77, 79, 81, 83, 85, 87, 89, 91, 93

For Bills And Claims

ORDINANCES

Ordinance No. 2539

The following entitled ordinance was introduced at a Regular Meeting held September 23, 2008; 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 268 OF THE CODE OF THE CITY OF GARFIELD ENTITLED ‘SHOPPING CARTS’ ”

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 no further objections, Mayor Calandriello declared the public hearing closed.

Councilmember Delaney 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. 2540

The following entitled ordinance was introduced at a Regular Meeting held September 23, 2008; 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 73 OF THE CODE OF THE CITY OF GARFIELD ENTITLED ‘ALCOHOLIC BEVERAGES’ ”

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, 150 Malcolm Avenue, asked questions concerning the Ordinance.

There being no further objections, Mayor Calandriello declared the public hearing closed.

Councilmember Delaney 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

Councilmember Moskal introduced in writing the following ordinance entitled:

“BOND ORDINANCE TO AUTHORIZE THE UNDERTAKING OF VARIOUS IMPROVEMENTS TO PUBLIC BUILDING AND FACILITIES IN, BY AND FOR THE CITY OF GARFIELD, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$310,000.00 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS. ”

ORDINANCES

City Clerk Pavlica read the ordinance by title.

Councilmember Moskal moved that this ordinance entitled, “BOND ORDINANCE TO AUTHORIZE THE UNDERTAKING OF VARIOUS IMPROVEMENTS TO PUBLIC BUILDINGS AND FACILITIES IN, BY AND FOR THE CITY OF GARFIELD, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$310,000.00 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.”, does now pass on first reading and remain on file with the City Clerk for inspection until public hearing thereon and further consideration thereof which shall be held on October 28, 2008, at 8:00 PM in the City Hall in Garfield and that the City Clerk shall be directed to publish said ordinance in full together with the notice of such hearing in the Garfield Messenger.

The motion, duly seconded by Councilmember Aloia, was on roll call adopted by the following vote and the motion was declared adopted and said ordinance passed on first reading: Ayes 5

CITIZENS AND TAXPAYERS

Mr. Ignatius Tripodi, 155 Malcolm Avenue, asked questions concerning the funding to construct a new Police Station. He asked questions concerning the proposed Vornado Redevelopment at 174 Passaic Street. He asked about the resignation of Interim Chief Financial Officer Roy Riggitano. He suggested a rehabilitation of the Ritz Theatre at 100 Passaic Street between Midland Avenue and Marsellus Place. He asked questions concerning the construction of a building on Lanza Avenue across the street from the Middle School between Jewell Street and Ray Street. He spoke about a used car lot being relocated to the southeast corner of Semel Avenue at the intersection of Jewell Street.

Mr. John Pinto, 97 Krakow Street, spoke on a recent fire call to the Vornado site at 174 Passaic Street, where someone was electrocuted and ran out of the building while on fire. He spoke on the security of the building and said that manhole covers are being stolen at the site and he believes that this should be addressed. He spoke on the reconstruction of the DPW Salt Shed at the end of Beech Street. He spoke on the proposed pooling of resources between municipalities or the City of Garfield and the Garfield School System.

Mr. William Whren, 33 Westminster Place, asked questions about the resolutions which confirmed endorsement of various Community Development grants. He questioned if property taxes were being paid by the owner of 43 Garfield Avenue. He asked questions concerning the demolition of the Vornado site on Passaic Street and he spoke on the placement of barriers at the site. He spoke on theft at that site. He compared the power of the Zoning Board of Adjustment and the Planning Board and the City Council.

Ms. Laura Danis, 33 Spring Street, spoke on noise ordinances from other municipalities as compared to Garfield. She spoke on her group “Citizens For a Better Garfield”. She spoke on neighbor mediation. She spoke on proposed Town Hall Meetings attended by Councilmembers.

Mr. Bryan Walensky, 76 De Witt Street, spoke on trucking to 70 Outwater Lane. He asked questions concerning Ms. Rodriguez from Garfield who has entered the Miss New Jersey Beauty Pageant.

Ms. Dolores Marsh, 142 Plauderville Avenue, said that Governor Jon Corzine will allow those “hard to house” people such as sex offenders and criminals in public housing if State money is involved.

COUNCILMEMBER COMMENTS

Councilmember Raymond said that she agrees that the City needs a full time Finance Officer. She thanked Ms. Danis for her info on Noise Ordinances. She spoke in favor of the Town Meeting idea or changing the format of Council Meetings.

Councilmember Delaney said that this past Sunday's Pulaski Day Parade was a great moment for Garfield and Garfield Pulaski Day Parade Grand Marshall Tom Duch. He spoke on the "Coming Out of Darkness" Suicide Prevention Week to be held this coming Sunday at 10:00 AM in Saddle Brook Park. He congratulated Councilmember Aloia on his appointment to the Garfield Housing Authority.

Councilmember Aloia reported that within a number of weeks, the City Councilmembers will each have their own email account. He spoke on the need for a reconstructed DPW Salt Shed. He spoke on the resignation of Interim Chief Financial Officer Roy Riggitano.

Councilmember Moskal spoke on the turbulent times the country is facing with the economy. He spoke on the need for a reconstructed DPW Salt Shed. He spoke on public access to Councilmembers and Forums and Discussions. He said that Councilmembers will have email addresses soon and citizens should reach out to the Council instead of waiting two weeks until the next Council meeting.

Mayor Calandriello spoke on the food distribution to be conducted by the Loaves and Fishes Interfaith Food Pantry at 66 Palisade Avenue on October 18, 2008 from 10:00 AM to noon. He spoke on the State License of Interim Chief Financial Officer Riggitano and the need for a full time Finance Officer to know his job.

ADJOURNMENT

At 10:55 PM, there being no further business, Councilmember Delaney moved to adjourn the meeting. Councilmember Aloia duly seconded the motion.

On call of roll, Ayes 5

Andrew J. Pavlica, CITY CLERK

