

A Regular Meeting of the City Council was held Tuesday, March 11, 2008 at 8:00 PM in the Council Chamber in City Hall, 111 Outwater Lane, Garfield, NJ 07026.

Deputy Mayor Joseph Delaney 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: Louis G. Aloia, James Krone, Stanley J. Moskal and Joseph Delaney  
Councilmembers Absent: Frank J. Calandriello  
Also Present: City Manager Thomas J. Duch, City Clerk Andrew J. Pavlica, City Attorney Joseph J. Rotolo and City Engineer Kevin J. Boswell

#### CEREMONIAL SWEARING IN OF MUNICIPAL COURT JUDGE DAGLIAN

City Manager Duch read a letter dated March 3, 2008 from him to Charles P. Daglion, Esq., 34-36 Jones Street (at Journal Square), Jersey City, New Jersey 07306 appointing him Judge of the Municipal Court of the City of Garfield, effective, March 4, 2008, to fill the unexpired term of retired Judge William Colacino.

At this time, City Manager Duch administered the Official Oath to Charles Daglian as Municipal Court Judge as his family stood beside him and held the Bible.

#### CEREMONIAL SWEARING IN OF POLICE OFFICER LOPEZ

City Manager Duch publicly administered the Official Oath of Office to Police Officer Mariggi Lopez as her family stood beside her and held the Bible.

#### REPORTS OF OFFICERS

Councilmember Krone moved to approve the Reports of the Cabinet as presented orally and in writing during the Work Session held earlier this evening. Councilmember Moskal duly seconded the motion.

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

#### RESOLUTIONS

City Clerk Pavlica read Resolution No. 08-64, adopted at a meeting of the City Council held February 27, 2008, publicly recognizing Regina Kelly on scoring 1,000 points for the Garfield High School Girls Basketball Team.

At this time, a framed copy of Resolution No. 08-64 was presented to Regina Kelly.

Resolution No. 08-79

WHEREAS, an application has been filed for a person to person transfer of Plenary Retail Consumption License No. 0221-33-052-014, from Ramos Investments. LLC, (Carmen Ramos, 215 Poplar Avenue, Pompton Lakes, NJ 07442 – who owns 100% of the Corporation) t/a Envy Lounge 279 Passaic Street, Garfield, New Jersey, to JDMJ Entertainment, LLC., (John J. Squicciarini, 11 Lynn Place, Pompton Plains, NJ 07444, Joseph C. Miller, 28 Paderewski Road, Oak Ridge, NJ 07438, and Michael L. Stabile, 66 Highcrest Drive, West Milford, NJ 07480 - who will each own 33 1/3% of the shares of the corporation) t/a Jersey Sports Bar and Grill

WHEREAS, the submitted application form is complete in all respects, the transfer fees have been paid, and the license has been properly renewed for the current license term, and

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WHEREAS, the applicant is qualified to be licensed according to all standards established by Title 33 of the New Jersey Statutes, regulations promulgated thereunder, as well as pertinent local ordinances and conditions consistent with Title 33, and

WHEREAS, the applicant has disclosed and the issuing authority reviewed the source of all funds used in the purchase of the license and the licensed business and all additional financing obtained in connection with the licensed business, and

WHEREAS, the Police Department has conducted a background investigation and the applicant and premises are suitable for licensing, and

WHEREAS, a "Tax Clearance - Transfer Certificate" has been issued and has been received as required pursuant to regulations promulgated by the State of New Jersey Division of Taxation,

NOW THEREFORE, BE IT RESOLVED that the City Council of the City of Garfield, Bergen County, New Jersey, does hereby approve, effective March 12, 2008, the transfer of the aforesaid Plenary Retail Consumption License, to JDMJ Entertainment, LLC., t/a Jersey Sports Bar and Grill and does hereby direct the City Clerk to endorse the license certificate to the new ownership as follows: "This license, subject to all its terms and conditions, is hereby transferred to JDMJ Entertainment LLC., effective March 12, 2008."

BE IT FURTHER RESOLVED that this license is transferred on the condition that no Go-Go, live entertainment or discotheque be used in connection with this license; (A fee of \$ 75.00 was collected for the City of Garfield and \$200.00 was collected for the State of New Jersey in connection with the license transfer). No entry fee, cover charge or admission charge, no D.J.. Premises to be used as a restaurant and sports bar, not a night club.

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

(Sgd) James Krone  
Joseph Delaney

Resolution No. 08-80

RESOLUTION AUTHORIZING STREET CLOSURES FOR MOUNT VIRGIN FESTA ITALIANA

WHEREAS, Our Lady of Mount Virgin Parish, located at 188 MacArthur Avenue, Garfield, New Jersey has, for several years, sponsored its Festa Italiana in honor of Our Lady of Mount Virgin; and WHEREAS, the Governing Body has, in the past, granted approval to Our Lady of Mount Virgin Parish to close certain streets during the time period within which the feast was going to take place; and

WHEREAS, the Festa Italiana has been conducted, in the past, with great success; and

WHEREAS, the Parish has now requested permission to conduct its annual Festa Italiana from Thursday, September 4, 2008 through Sunday, September 7, 2008; and

WHEREAS, Chapter 106 of the Code of the City of Garfield provides charitable organizations with the authority to conduct such activities with whatever reasonable conditions and approvals are required; and

WHEREAS, the Governing Body has reviewed the requests received from Our Lady of Mount Virgin Parish and has heard a presentation of representatives of the Parish and subsequent meetings with the members of the Parish and City Officials and has determined that it would be in the best interests of the City to once again grants such approval with certain conditions.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the City of Garfield, County of Bergen, and State of New Jersey as follows:

1. Our Lady of Mount Virgin parish is hereby granted approval to conduct its annual Festa Italiana commencing Thursday, September 4, 2008; and
2. The following street closures shall be permitted:
  - a. Frederick Street from Harrison Avenue to MacArthur avenue;
  - b. MacArthur Avenue from Frederick Street to Charles Street;
  - c. Charles Street from Harrison Avenue to MacArthur Avenue.

RESOLUTIONS

3. The street closures shall commence on Wednesday, September 3, 2008 at 8:00 AM and shall end no later than 1:59 PM on Sunday, September 7, 2008, however, there shall be no parking on said streets commencing on Wednesday, September 3, 2008 at 8:00 AM.
4. Our Lady of Mount Virgin Parish and the Feast Committee shall take any reasonable steps and precautions necessary to protect the health, safety and welfare of the residents of the city of Garfield and shall, additionally, take any reasonable precautions which are available to them in order to minimize any adverse effects on parking and traffic congestion in the area.
5. The Parish shall provide, to the City Manager, prior to commencement of the Feast, a Certificate of Insurance which shall name the City of Garfield as well as its agencies, departments and officials as additional insured for liability purposes.
6. The Police and Ambulance Corps will be assigned an area where a mobile command center will be located.
7. Beer and wine sales will be relocated to a segregated area. (The area will only be accessible to persons of legal drinking age). No beer, wine or alcoholic beverages of any nature shall be carried out of this segregated area except that purchased alcoholic beverages may be carried to the food sale and service area. No beer or wine sales or sales of any alcohol will be permitted on the street outside of this segregated area.
8. Some of the food stands will also be moved to the interior of the church parking lot.
9. The Police Department shall assign a police officer to “proof”, underage individuals and restrict their access to the segregated area within which beer and wine sales will take place.
10. In the area where the streets are closed, regulated access will be instituted with a checkpoint to gain entrance to the Festival area.
11. A 16 foot emergency lane will be maintained on the westerly side of MacArthur Avenue.
12. There shall be no rap or hip hop bands or rap/hip hop DJs permitted.
13. Sale of alcoholic beverages will stop one (1) hour before the Festival closes for the night.
14. A representative of the Parish shall contact resident homeowners on MacArthur Avenue in order to attempt to address any other concerns that they may have.
15. The parish will offer residents on MacArthur Avenue the right to park in a lot used by the church and owned by Dr. LaBarbera in order to minimize any inconvenience that may be caused.
16. The site plan shall be in the form attached hereto.

NOW THEREFORE 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 Our Lady of Mount Virgin parish, the Chief of Police of the City of Garfield, the department of Public Works for the City of Garfield, the Garfield Ambulance Corps, the Fire Official for the City of Garfield, Fire Chief and the City Attorney.

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

(Sgd) Stanley J. Moskal  
Louis G. Aloia

RESOLUTIONS

Resolution No. 08-81

WHEREAS, E-Z Laundromat, 255 Midland Avenue has filed an application for a laundromat license for the year 2008, and

WHEREAS, the local inspectors CERTIFY that they have conformed with provisions of Ordinance No. 1288,

NOW THEREFORE, BE IT RESOLVED, by the Council of the City of Garfield that the City Clerk be and is hereby authorized to issue a license to, E-Z Laundromat, for the year 2008.

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

(Sgd) Stanley J. Moskal  
Louis G. Aloia

Resolution No. 08-82

WHEREAS, Lanza Laundromat, 418 Lanza Avenue has filed an application for a laundromat license for the year 2008, and

WHEREAS, the local inspectors CERTIFY that they have conformed with provisions of Ordinance No. 1288,

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Garfield that the City Clerk be and is hereby authorized to issue a license to, Lanza Laundromat, for the year 2008.

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

(Sgd) Stanley J. Moskal  
Louis G. Aloia

Resolution No. 08-83

WHEREAS, Main Street Laundry, 18 Plauderville Avenue has filed an application for a laundromat license for the year 2008, and

WHEREAS, the local inspectors CERTIFY that they have conformed with provisions of Ordinance No. 1288,

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Garfield that the City Clerk be and is hereby authorized to issue a license to Main Street Laundry, for the year 2008.

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

(Sgd) Stanley J. Moskal  
Louis G. Aloia

Resolution No. 08-84

WHEREAS, Time To Wash, 69 River Drive has filed an application for a laundromat license for the year 2008, and

WHEREAS, the local inspectors CERTIFY that they have conformed with provisions of Ordinance No. 1288,

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Garfield that the City Clerk be and is hereby authorized to issue a license to Time To Wash for the year 2008.

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

(Sgd) Stanley J. Moskal  
Louis G. Aloia

Resolution No. 08-85

WHEREAS, Fire Company No. 1 has advised that they have accepted the resignation of James Haggard of 282 Mac Arthur Avenue, as an active member, effective July 25, 2007,

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Garfield that the action taken by Fire Company No. 1 with respect to the above matter, is hereby approved.

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

(Sgd) Stanley J. Moskal  
Louis G. Aloia

RESOLUTIONS

Resolution No. 08-86

WHEREAS, Fire Company No. 1 advises that David McCorkindale of 100 Manner Avenue has served as an active member of the Garfield Fire Department for a period of seven years and recommend that he be granted an exemption, and

WHEREAS, the records in the City Clerk's Office indicate that he has served for a period of seven years,

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Garfield, Bergen County, New Jersey that the recommendation of Fire Company No. 1 is hereby approved and that the proper officers are hereby authorized to issue an Exempt Firemen's Certificate to the above named individual.

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

(Sgd) Stanley J. Moskal  
Louis G. Aloia

Resolution No. 08-87

WHEREAS, Fire Company No. 3 advises that Anthony D'Amato of 236 Banta Avenue, has served as an active member of the Garfield Fire Department for at least twenty-one years and that he is entitled to a twenty-one year badge, and

WHEREAS, the records in the Office of the City Clerk indicate that the has served for a period of twenty-one years,

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Garfield, Bergen County, New Jersey that the recommendation of Fire Company No. 3 is hereby approved and that the proper officers are hereby authorized to issue a twenty-one year badge to the above named individual.

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

(Sgd) Stanley J. Moskal  
Louis G. Aloia

Resolution No. 08-88

WHEREAS, Fire Company No. 3 advises that Kenneth Robertson of 345 MacArthur Avenue, has served as an active member of the Garfield Fire Department for at least twenty-one years and that he is entitled to a twenty-one year badge, and

WHEREAS, the records in the Office of the City Clerk indicate that the has served for a period of twenty-one years,

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Garfield, Bergen County, New Jersey that the recommendation of Fire Company No. 3 is hereby approved and that the proper officers are hereby authorized to issue a twenty-one year badge to the above named individual.

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

(Sgd) Stanley J. Moskal  
Louis G. Aloia

Resolution No. 08-89

WHEREAS, a Bergen County Community Development Block grant of \$60,000.00 has been proposed by Calvary Community Development Center, Inc. for planning, development and technical assistance costs for Calvary CDC current and proposed activities 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 City Council, and the Calvary Community Development Center, Inc., and

WHEREAS, the aforesaid project is in the best interest of the people of Bergen County, 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 by the City Council of the City of Garfield, Bergen County, New Jersey, that the aforesaid project is hereby endorsed and that the City Clerk is hereby authorized and directed to forward a CERTIFIED copy of this approved resolution to the Director

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of the Bergen County Community Development Program so that implementation of the aforesaid project may be expedited.

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

(Sgd) Stanley J. Moskal  
Louis G. Aloia

Resolution No. 08-90

BE IT RESOLVED, that the Mayor and Council of the City of Garfield wishes to amend grant agreement #CN-15-07 with the County of Bergen for the purpose of using \$57,000.00 in 2007 Community Development Block Grant funds in conjunction with previous grants in the amount of \$50,000.00 for a total amount of \$107,000.00.

New Ambulance purchase; and

BE IT FURTHER RESOLVED, that the Mayor and Council hereby authorizes Mayor Frank J. Calandriello, to be the signator to the aforesaid amended grant agreement; and

BE IT FURTHER RESOLVED, that the Mayor and Council hereby authorizes Mayor Frank J. Calandriello to sign all County vouchers submitted in connection with the aforesaid project; and

BE IT FURTHER RESOLVED, that the Mayor and Council recognizes that the City of Garfield is liable for any funds not spent in accordance with the aforesaid grant agreement; and that liability of the Mayor and Council is in accordance with HUD requirements.

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

(Sgd) Stanley J. Moskal  
Louis G. Aloia

Resolution No. 08-91

GRANT AGREEMENT BETWEEN THE CITY OF GARFIELD AND THE STATE OF NEW JERSEY BY AND FOR THE DEPARTMENT OF ENVIRONMENTAL PROTECTION

WHEREAS, the Governing Body of the City of Garfield desires to further the public interest by obtaining a grant from the State of New Jersey in the amount of approximately \$25,000 to fund the following project:2006 Cool Cities Tree Planting Grant Phase II,

NOW THEREFORE, BE IT RESOLVED by the Governing Body of the City of Garfield, Bergen County, New Jersey resolved that Thomas J. Duch or the successor to the office of City Manager is authorized (a) to make application for such a grant, (b) if awarded, to execute a grant agreement with the State for a grant in an amount not less than \$25,000 and not more that \$25,000, and (c) to execute any amendments thereto which do not increase the Grantee's obligations.

BE IT FURTHER RESOLVED that the Garfield City Council agrees to match 25% of the total Project Amount, in compliance with the match requirements of the agreement. The availability of the match for such purposes, whether cash, services, or property, is hereby certified 100% of the match will be made up of in kind services (if allowed by grant program requirements and the agreement).

The Grantee agrees to comply with all applicable Federal, State, and Municipal laws, rules, and regulations in its performance pursuant to the agreement.

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

(Sgd) Stanley J. Moskal  
Louis G. Aloia

Resolution No. 08-92

BE IT RESOLVED by the Mayor and Council of the City of Garfield that application is made to the Commissioner of Transportation for aid under the New Jersey Trust Fund Authority Act for:

(1) Midland Avenue Sidewalk – Discretionary Aid

RESOLUTIONS

WHEREAS, the Council has determined that such application(s) should be prepared by Capital Alternatives Corporation, the grants specialists engaged by the City for assistance in such matters. RESOLVED, that Capital Alternatives Corporation is authorized to prepare, assemble, and submit the necessary documentation on behalf of the City of Garfield for the stated project(s).

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

(Sgd) Stanley J. Moskal  
Louis G. Aloia

Resolution No. 08-93

RESOLUTION – NEW BRIDGELAND WAREHOUSES, LLC REDEVELOPMENT OF VORNADO PROPERTY – PASSAIC STREET

WHEREAS, New Bridgeland Warehouses, LLC is engaged in the redevelopment of the Vornado Property located on Passaic Street in the City of Garfield; and

WHEREAS, as part of the development process, New Bridgeland Warehouses, LLC must apply to the New Jersey Department of Environmental Protection and the Passaic Valley Sewerage Commission for Treatment Works Approval; and

WHEREAS, in order to make application for Treatment Works Approval, the Applicant must secure the consent of the municipality and submit that consent, in the form of a Resolution, to the appropriate agencies; and

WHEREAS, the City Council has deemed it to be in the best interests of the City to authorize and endorse said Treatment Works Approval.

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the City of Garfield, County of Bergen, State of New Jersey that application for Treatment works Approval to be made by New Bridgeland Warehouses, LLC be and is hereby endorsed and approved; and

WHEREAS, the City Manager, Thomas J. Duch, Esq., be and is hereby authorized and directed to execute any and all documents which may be necessary to confirm the consent of the City of Garfield in connection with this application.

NOW THEREFORE 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 Law Offices of Scarinci & Hollenbeck, LLC, the Garfield Redevelopment Authority, Department of Public Works and the City Manager.

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

(Sgd) Stanley J. Moskal  
Louis G. Aloia

Resolution No. 08-94

RESOLUTION – AUDIT – 2008

WHEREAS, the City of Garfield is required, by law, to obtain an audit of all financial statements of all funds and account groups which collectively comprise the City's financial statements; and

WHEREAS, the above described audit must be conducted on an annual basis and, therefore, and auditing firm must be engaged each year for this purpose; and

WHEREAS, the firm of Lerch, Vinci & Higgins, LLP, Fair Lawn, New Jersey, has conducted the City's audit for several years and the City Council has been satisfied with the services rendered by this auditing firm; and

WHEREAS, the firm of Lerch, Vinci & Higgins, LLP, has submitted a proposal dated February 5, 2008 for the City's audit for the year to end on December 31, 2008; and

WHEREAS, the City Manager has reviewed that proposal and recommends its acceptance and the retention of this firm;

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the City of Garfield, County of Bergen, State of New Jersey as follows:

1. The firm of Lerch, Vinci & Higgins, LLP, 17-17 Route 208, Fair Lawn, New Jersey 07410, be and is hereby retained to conduct the annual audit of the City's financial statements for the calendar year to end on December 31, 2008;

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2. The retention of this firm shall be in accordance with its proposal dated February 5, 2008, a copy of which is attached hereto;
3. The amount of compensation to be paid to this auditing firm for the fiscal year ending December 31, 2008 will be \$32,000.00;
4. The within contract may be awarded without the necessity of competitive bidding since it is a professional services contract in accordance with the provisions of the Local Public Contract Law.
5. Any other services rendered on behalf of the City shall also be in accordance with the proposal dated February 5, 2008;
6. The award of this contract is contingent upon certification, by the Chief Financial Officer of the City of Garfield, that sufficient funds exist for this purpose.
7. The City Manager is hereby authorized to execute any and all contracts or other documents which may be necessary in order to implement the provisions of this Resolution.

NOW, THEREFORE, BE IT FURTHER RESOLVED, the City Clerk be and he is hereby authorized to forward certified copies of the within Resolution to the firm of Lerch, Vinci & Higgins, LLP, the Chief Financial Officer for the City of Garfield, the City Attorney and the City Manager.

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

(Sgd) Stanley J. Moskal  
Louis G. Aloia

Resolution No. 08-95

RESOLUTION – ENTER INTO A SHARED SERVICES MUTUAL AIS AGREEMENT FOR THE CRITICAL INCIDENT TASK FORCE

WHEREEAS, a Critical Incident Command and Communications Task Force has been formed to provide the skills and equipment necessary to better manage a disaster or major emergency; and WHEREAS, this task force will be comprised of five municipalities, the Borough of Paramus, the Borough of Fair Lawn, the Village of Ridgewood, the City of Garfield and the Borough of River Edge; and

WHEREAS, the goals of the task force include: to share command and communications vehicles, equipment, and manpower from each agency to form an integrated mobile operations center possessing the technology and trained personnel to manage a critical incident, to standardize equipment and purchase cooperatively; and

WHEREAS, this plan will provide a uniform procedure for the seamless transition of mutual aid between participating municipalities in the event of an emergency; and

WHEREAS, the Mayor and Council of the City of Garfield hereby endorses the policies set forth by the Task Force and is in favor of the City participation in a Mutual Aid Plan and Shared Services Agreement.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Garfield that it endorses the concept of a Share Services Mutual Aid Agreement with the Borough of Paramus, the Borough of Fair Lawn, the Village of Ridgewood and the Borough of River Edge for the purposes proposed by the Critical Incident Command and Communications Task force and urges the early completion of a draft mutual aid agreement for final consideration and approval; and

NOW, THEREFORE, BE IT FURTHER RESOLVED, that a Certified copy of this approved resolution be forwarded by the City Clerk, to the Bergen County Division of Emergency Management, the Borough of Paramus, the Borough of Fair Lawn, the Village of Ridgewood and the Borough of River Edge.

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

(Sgd) Stanley J. Moskal  
Louis G. Aloia

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Resolution No. 08-96

RESOLUTION AUTHORIZING PROFESSIONAL ENGINEERING SERVICES IN CONNECTION WITH THE PREPARATION OF A CONSUMER CONFIDENCE REPORT FOR THE CITY OF GARFIELD, BERGEN COUNTY, NEW JERSEY AS MANDATED BY THE RULES AND REGULATIONS OF THE NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION (NJDEP)

WHEREAS, the City of Garfield is required by law to prepare a Consumer Confidence Report on an annual basis to identify the constituents of the City's water supply to the end consumer and NJDEP; and

WHEREAS, Boswell McClave Engineering is familiar with and has prepared the same for the City of Garfield in prior years; and

WHEREAS, the City of Garfield is required to submit the next Consumer confidence report to the NJDEP Bureau of Safe Drinking Water and its consumers by July 1, 2008; and,

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 in the amount of \$3,800.00 to prepare the 2007 Consumer confidence Report all in accordance with the February 29, 2008 proposal.

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

(Sgd) Stanley J. Moskal  
Louis G. Aloia

Resolution No. 08-97

WHEREAS, the City of Garfield owns property known and designated on the official tax map of the City of Garfield as Lot 1.03 in Block 111; and

WHEREAS, this property was acquired as a result of the discontinuance of a railway line; and

WHEREAS, this property runs contiguous to the property which is currently owned by the Crystal Holdings, LLC. and on which the catering facility known as the Venetian exists; and

WHEREAS, the City of Garfield has leased the property to this entity for a number of years

WHEREAS, the governing body believes that it will be in the best interests of the residents and taxpayers of the City of Garfield to extend the Lease Agreement for this property subject, however, subject to receiving the opinion of the City Attorney as to whether public bidding will be required; and

WHEREAS, the Tax Assessor has determined that the fair market rental of this property is \$0.75 per square foot of usable area.

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 City Attorney is hereby authorized to prepare a Lease Extension Agreement with Crystal Holdings, LLC. For the premises known and designated as Lot 1.03 in Block 111 on the official tax map of the City of Garfield.
2. The Lease shall be of an area to be determined by the City Engineer and the rent for said property will be calculated based upon \$0.75 per square foot of usable area as determined by the City Engineer.
3. This Resolution is subject to first receiving a determination from the City Attorney as to whether public bidding shall be required prior to entering into such a Lease Agreement and, if public bidding is required, the City Attorney and City Clerk are authorized and directed to immediately take such steps as will be required in order to arrange for the public bidding.
4. The term of the extension agreement shall be three (3) years from September 1, 2006 through August 31, 2009 and shall be on the same terms and conditions as the previous lease term.

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BE IT FURTHER RESOLVED that the City Clerk be and he is hereby authorized and directed to forward a certified copy of the within Resolution to the City Attorney and to Crystal Holdings, LLC.

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

(Sgd) Louis G. Aloia  
James Krone

Resolution No. 08-98

RESOLUTION AWARDING A CONTRACT TO STRAMA & BROTHERS CONSTRUCTION, LLC IN CONNECTION WITH ROOFING, ROOF DRAIN AND CORNICE IMPROVEMENTS TO THE CITY OF GARFIELD’S MUNICIPAL BUILDING, IN THE CITY OF GARFIELD, BERGEN COUNTY, NEW JERSEY.

WHEREAS, the City of Garfield has determined the need for undertaking roofing, roof drain and cornice improvements to the municipal building; and,

WHEREAS, Chief Financial Officer, Roy Riggitano, has certified to the existence of sufficient funds in the appropriate accounts for this expenditure; and,

WHEREAS, Arcari + Iovino Architects P.C., were approved to prepare contract documents for public bidding and provide construction inspection services for same in accordance with Resolution 07-456; and,

WHEREAS, a quotation was solicited and received from Strama & Brothers Construction, LLC in the amount of \$1,980.00; and

WHEREAS, this work can be awarded without public bidding; and,

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

NOW THEREFORE BE IT RESOLVED, Strama & Brothers Construction, LLC is hereby awarded a contract in the aforementioned amount of \$1,980.00 for work required as part of the roofing, roof drain and cornice improvements to the City of Garfield’s municipal building.

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

(Sgd) Louis G. Aloia  
James Krone

Resolution No. 08-99

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

WHEREAS, deposits have been received from Ms. Josephine Babyack, 166 Pierre Avenue, Garfield, NJ 07026; in the amount of \$722.30 for Attorney fees on 12/24/07; said funds are being held in the Escrow Developer’s Trust Account, 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 that these monies be refunded to the above named claimant.

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

(Sgd) Louis G. Aloia  
James Krone

Resolution No. 08-100

RESOLVED, by the Mayor and Council of the City of Garfield that the Collector-Treasurer shall and is hereby authorized to make the following transfers as per instructions from the Chief Financial Officer as follows:

	Appropriation Reserves From _____	Appropriation Reserves To _____
Finance-Other Expenses	\$ 1,500.00	
Tax Assessment-Other Expenses		\$ 1,500.00

Regular Meeting March 11, 2008, Continued

RESOLUTIONS

Celebration of Public Events	\$18,000.00	
Electricity		\$18,000.00
Police Salary & Wages	\$ 3,000.00	
City Clerk-Other Expenses	_____	<u>\$ 3,000.00</u>
	\$22,500.00	\$22,500.00

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

(Sgd) Louis G. Aloia  
James Krone

BILLS AND CLAIMS

Resolution No. 08-101

RESOLVED by the City Council of the City of Garfield that the following bills No. 1239 to and including 1245 covering Building Department Trust Other Account, Dog Trust Account and Dedicated Penalty Trust Account, Public Defender Trust Account, Escrow Developers Trust Account and Trust Other Account totaling \$376,107.02 and Current Fund Reserve totaling \$18,542.81 and Current Fund Current Year totaling \$1,136,859.44 and Water Fund Reserve totaling \$2,777.38 and Water Fund Current Year totaling \$2,299.66 and General Capital totaling \$15,373.26 and Water Capital totaling \$275,374.07 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 twelve (12) items prior to the meeting be ratified.

See

the

following

pages numbered \_\_\_\_\_

for

Bills

and

Claims

ORDINANCES

The following entitled ordinance was introduced at a Regular Meeting held January 22, 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, SUPPLEMENT AND REVISE THE CODE  
OF THE CITY OF GARFIELD, LAND USE, LEGISLATION, CHAPTER 157  
ENTITLED "LAND USE AND DEVELOPMENT REGULATIONS"

City Clerk Pavlica read the ordinance by title.

Deputy Mayor Delaney declared a public hearing on same and asked if there were any objections.

Ms. Tana Raymond, 93 Spring Street, spoke and asked questions concerning the ordinance.

Councilmember Aloia moved to lay said ordinance on the table until the Regular Meeting to be held April 8, 2008. Councilmember Krone duly seconded the motion.

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

The following entitled ordinance was introduced at a Regular Meeting held February 27, 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 229 OF THE  
CODE OF THE CITY OF GARFIELD ENTITLED "TOW TRUCKS"

City Clerk Pavlica read the ordinance by title.

Deputy Mayor Delaney declared a public hearing on same and asked if there were any objections.

There being none, Deputy Mayor Delaney declared the public hearing closed.

Councilmember Aloia 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 Moskal duly seconded the motion.

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

ORDINANCE DEFEATED

The following entitled ordinance was introduced at a Regular Meeting held February 27, 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 FIX THE SALARY, WAGES AND COMPENSATION  
OF CERTAIN OFFICERS AND EMPLOYEES OF THE CITY OF GARFIELD,  
BERGEN COUNTY, NEW JERSEY

City Clerk Pavlica read the ordinance by title.

Deputy Mayor Delaney declared a public hearing on same and asked if there were any objections.

There being none, Deputy Mayor Delaney declared the public hearing closed.

ORDINANCES

Councilmember Krone moved to lay said ordinance on the table until the Regular Meeting to be held March 25, 2008. Councilmember Aloia duly seconded the motion.

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

CITIZENS AND TAXPAYERS

Ms. Tana Raymond, 93 Spring Street, complained about legal bills submitted by City Attorney Dennis Oury. She disputed the amount of savings, calculated by the City Finance Office, for Health Benefits for municipal employees, since the City switched out of the State Health Benefits Plan. She spoke on the Wall of Mayors to be dedicated in front of City Hall and she said that she prefers a list of Garfield men and women serving in the Armed Forces of this Country. She spoke on a Citizens Task Force for Illegal Apartments of which she claims to be a part. She questioned the “protocol for people who are displaced from illegal apartments”. She complained about water billing services from the Passaic Valley Water Commission.

Ms. Dolores Marsh, 142 Plauderville Avenue, publicly commended Roger Hetel and his committee for doing a wonderful job for the Freddie Porter Memorial Scholarship Dinner held on Saturday, March 8, 2008.

Ms. Laura Danis, 33 Spring Street, complained that the lights of the Little League Fields in Belmont Oval “are kept on all night”.

COUNCILMEMBER COMMENTS

Councilmember Krone spoke on last night’s meeting for the Relay for Life cancer prevention fundraiser to be held June 6-7, 2008 at Twentieth Century Field. He told everyone to have a Happy Saint Patrick’s Day and a Happy Easter.

Councilmember Moskal said that the Freddie Porter Memorial Scholarship Dinner was a great event and it certainly will continue to grow as the years go by. He said that in regard to Health Benefits for City employees, the City provided equal or better coverage and the City was proactive in saving money. He said that in regard to water bills, it is not satisfactory and there is a lot of work that needs to be done and it will be done. He wished everyone a Happy Easter.

Deputy Mayor Delaney said that not everyone is happy with the problem with the water bills and the City Council will take every measure it can to fix it. He said that the City is trying to get a handle with illegal apartments. He said that he has heard no complaints regarding employee health benefits. He said that the Freddie Porter Memorial Scholarship Dinner was a great event. He said that Mayor Calandriello had to leave this evening to attend a personal event. He said that the Delaney Family is throwing a retirement party for his father on Saturday, March 29, 2008 at the Garfield VFW located at 340 Outwater Lane.

ADJOURNMENT

At 9:20 PM, there being no further business, Councilmember Krone moved to adjourn the meeting. Councilmember Moskal duly seconded the motion.

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

