

A Regular Meeting of the City Council was held Tuesday, April 8, 2008 at 8:15 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: Louis G. Aloia, James Krone, Stanley J. Moskal, Joseph Delaney and 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

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 Aloia duly seconded the motion.

On call of roll, Ayes 5

RESOLUTIONS

Resolution No. 08-115

WHEREAS, the Garfield Boys and Girls Club Buddy Basketball Junior Division Delaney's Deputies Basketball Team were 11-1 during the 2008 Season and finished the season as the 1st place Team; and

WHEREAS, the team is comprised of Mohammed Duleiman, Jonathan Young, Raid Kaur, Taylor Luterzo, Paul Doyle, Justin Rivera, Jonathen Castillo, Gabriel Quieles, Gregory Popske, Viktoria Popske, Dylan Santiago, David Vasques under the direction of their Outstanding Head Coaches Joe Delaney and Sal Luterzo; and

WHEREAS, the City Council is desirous of publicly recognizing the outstanding accomplishments of Delaney's Deputies Basketball Team,

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Garfield, Bergen County, New Jersey, that CONGRATULATIONS are hereby extended to Delaney's Deputies Basketball Team on their 2008 season and 1st place finish.

On call of roll, Ayes 5

(Sgd) All Five Councilmembers

At this time CERTIFIED copies of Resolution No. 08-115 were presented to the members and coaches of the Garfield Boys and Girls Club Buddy Basketball Junior Division Delaney's Deputies.

Resolution No. 08-116

WHEREAS, the Garfield Boys and Girls Club Buddy Basketball Senior Division New Avenue Caterers Basketball Team were 12-0 during the 2008 Season and finished the season as the 1st place Team; and

WHEREAS, the team is comprised of Xavier Carey, Elijah Walker, Christopher Walsh, Dylan Rockfore, Timothy Velez, David Dolei, Nezaad Bakie, Kyle Delehanty, Antnoia Jaggie, Angel Quiles Vasques under the direction of their Outstanding Head Coach under the direction of their Outstanding Head Coach Jack LoBue and Assistant coach Vic Parenti; and

WHEREAS, the City Council is desirous of publicly recognizing the outstanding accomplishments of New Avenue Caterers Basketball Team,

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Garfield, Bergen County, New Jersey, that CONGRATULATIONS are hereby extended to First Avenue Caterers Team on their 2008 season and 1st place finish.

On call of roll, Ayes 5

(Sgd) All Five Councilmembers

RESOLUTIONS

At this time CERTIFIED copies of Resolution No. 08-116 were presented to the members and coaches of the Garfield Boys and Girls Club Buddy Basketball Senior Division New Avenue Caterers.

Resolution No. 08-117

WHEREAS, the Hackensack Chapter of UNICO National, has selected New Jersey State Senator Paul A. Sarlo as its recipient of "Citizen of the Year" at its annual Awards Dinner to be held Sunday, April 27, 2008 at Seasons Restaurant located at 644 Pascack Road, Washington Township, New Jersey, and

WHEREAS, Paul Sarlo has dedicated himself to serving the public as evidenced by his election as Wood-Ridge Councilman and Mayor, New Jersey State Assembly and New Jersey State Senate, and service as Carlstadt Borough Engineer, and

WHEREAS, he is the recipient of many awards and recognitions from many organizations including, the Boys and Girls Club of Garfield, Builders Association of Northern New Jersey, County P.B.A., New Jersey P.B.A., NFL Players Association, the Fire Departments of Lyndhurst, North Arlington and Wallington, and many other organizations, and

WHEREAS, he and his wife, Concetta are the parents of two sons, Anthony Joseph and Michael Paul,

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Garfield, Bergen County, New Jersey, that PAUL SARLO is hereby CONGRATULATED on being honored as CITIZEN OF THE YEAR by the Hackensack Chapter of UNICO National and for continually demonstrating an extraordinary measure of public-spiritedness which has earned him the deepest respect and admiration of the citizenry he serves.

On call of roll, Ayes 5

(Sgd) All Five Councilmembers

Resolution No. 08-118

WHEREAS, Autism is a severely incapacitating, lifelong developmental disability, resulting in significant impairment of an individual's ability to learn, develop healthy interactive behaviors, and understand verbal, nonverbal, and reciprocal communication; and

WHEREAS, Autism is the third most common developmental disability, affecting more than 500,000 individuals nationwide, and 1 out of every 150 individuals in the State of New Jersey; and

WHEREAS, Autism is the result of a neurological disorder affecting the functioning of the brain, but few members of the general public understand this complex syndrome; and

WHEREAS, although a cure for Autism has not been found, persons with Autism can be helped to reach their greatest potential. Accurate, early diagnosis and the resulting development of the individual; and

WHEREAS, support groups, such as, Unlocking Autism, National Autism Association, COSAC, Organization for Autism Research, have humane treatment, and appropriate education of all persons with Autism; and

WHEREAS, these groups remain committed to their cause and to educating families, professionals, and the general public to better understand this lifelong disability; and

WHEREAS, Autism is a complex disability that requires increased research to one day find a cure and prevention; and greater recognition and understanding to ensure that Autism is accurately diagnosed and appropriately treated throughout their lives.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Garfield, Bergen County New Jersey does hereby recognize April, 2008 as NATIONAL AUTISMM AWARENESS MONTH in the City of Garfield.

BE IT FURTHER RESOLVED that the City Council encourages participation and support of the walk sponsored by Autism Speaks at Bergen Community College in Paramus to be held on June 1, 2008 at 9:00 AM, to raise awareness and funds for Autism research.

On call of roll, Ayes 5

(Sgd) All Five Councilmembers

RESOLUTIONS

Resolution No. 08-119

WHEREAS, an application has been filed for a person to person transfer of Plenary Retail Consumption License No. 0221-33-043-001, from Milan Banquet Inc., t/a Michele's Restaurant, 32 Passaic Street, Garfield, New Jersey, to Michele's Catering Inc., (Nagin Rana, 97 Union Avenue, Passaic, NJ 07055 who will own 100% of the shares of the Corporation) t/a Michele's, and 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

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 April 9, 2008, the transfer of the aforesaid Plenary Retail Consumption License, to Michele's Catering Inc., (Nagin Rana, 97 Union Avenue, Passaic, NJ 07055 who will own 100% of the shares of the Corporation) t/a Michele's 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 Michele's Catering Inc., effective April 9, 2008."

BE IT FURTHER RESOLVED that this license is transferred on the condition that no Go-Go, live entertainment (other than in connection with catering facilities and the hiring of premises for affairs such as weddings and other similar events) 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).

On call of roll, Ayes 5

(Sgd) James Krone
Stanley J. Moskal

Resolution No. 08-120

WHEREAS, Fire Company No. 1 advised that Michael Latona of 2 Garden Court South, 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 he 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. 1 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 5

(Sgd) Stanley J. Moskal
Louis G. Aloia

Resolution No. 08-121

WHEREAS, Fire Company No. 3 has advised that they have expelled Kenneth Lugo of 528 Harrison Avenue, Lodi, NJ, as an active member effective March 4, 2008,

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Garfield that the action taken by Fire Company No. 3 with respect to the above matter is hereby accepted.

On call of roll, Ayes 5

(Sgd) Stanley J. Moskal
Louis G. Aloia

RESOLUTIONS

Resolution No. 08-122

WHEREAS, Fire Company No. 5 has advised that they have expelled Andrew Maczka, 524 Boulevard, as an active member effective September 4, 2007,
NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Garfield that the action taken by fire Company No. 5 with respect to the above matter, is hereby accepted.

On call of roll, Ayes 5

(Sgd) Stanley J. Moskal
Louis G. Aloia

Resolution No. 08-123

RESOLVED, by the City Council of the City of Garfield, Bergen County, New Jersey that the Work Session and Regular Meeting of the City Council scheduled to be held Tuesday, May 6, 2008 is hereby re-scheduled to be held on Wednesday, May 14, 2008 with the Work Session commencing at 5:30 PM and the Regular Meeting commencing at 8:00 PM at City Hall,

BE IT FURTHER RESOLVED, by the City Council of the City of Garfield, Bergen County, New Jersey that the Work Session and Regular Meeting of the City Council scheduled to be held Tuesday, May 20, 2008 is hereby re-scheduled to be held on Tuesday, May 27, 2008 with the Work Session commencing at 5:30 PM and the Regular Meeting commencing at 8:00 PM at City Hall.

On call of roll, Ayes 5

(Sgd) Stanley J. Moskal
Louis G. Aloia

Resolution No. 08-124

BE IT RESOLVED, by the City Council of the City of Garfield, Bergen County, New Jersey that the City's Policies and procedures Manual is hereby amended as annexed hereto, in accordance with the requirements set forth by the Suburban Essex Joint Insurance Fund and the Municipal Excess Liability Joint Insurance Fund,

BE IT FURTHER RESOLVED, a certified copy of this Resolution, along with the required Attorney Certification, be provided to the City's Risk Management Consultant.

On call of roll, Ayes 5

(Sgd) Stanley J. Moskal
Louis G. Aloia

Resolution No. 08-125

RESOLUTION – AUTHORIZING SECOND ANNUAL MACEDONIAN FESTIVAL

WHEREAS, the Macedonian Community of New Jersey (MCNJ) sponsored in 2007, it's first annual Macedonian Festival; and

WHEREAS, in light of the 17th anniversary of the independence of Macedonia, the MCNJ has proposed that it conduct it's second annual Macedonian Festival in the City of Garfield; and

WHEREAS, the MCNJ wishes also to celebrate the strong partnership, friendly ties and mutual respect and admiration between the United States of America and the Republic of Macedonia; and

WHEREAS, this year's festival is planned for September 12 through September 14, 2008 and the MCNJ has requested permission to utilize 20th Century Field for the event subject to reasonable conditions and obligations imposed by the City Manager, Garfield Police Department, Garfield Fire Department and Office of the Fire Official

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 Macedonian Community of New Jersey (MCNJ) is hereby granted approval to hold its Second Annual Macedonian Festival from September 12th through September 14th, 2008.
2. The Mayor and Council further grant approval for the use of 20th Century Field for this event.

RESOLUTIONS

3. The dates and times of the event will be as follows:

Friday, September 12th, 2008 from 6:00 PM until 11:00 PM
Saturday, September 13th, 2008 from 12:00 Noon until 11:00 PM
Sunday, September 14th, 2008 from 12:00 Noon until 10:00 PM

4. The approval granted herein shall be subject to final review by the City Manager after consultation with representatives of the Garfield Police Department, Fire Department, Department of Public Works and Fire Official. The conditions to be imposed upon this approval shall be those determined to be reasonable and appropriate by the City Manager in his sole discretion.

NOW, THEREFORE, BE IT FURTHER RESOLVED, that the City Clerk be and is hereby authorized and directed to forward certified copies of the within resolution to the City Manager, City Attorney and the Macedonian Community of New Jersey.

On call of roll, Ayes 5

(Sgd) Stanley J. Moskal
Louis G. Aloia

Resolution No. 08-126

RESOLUTION AUTHORIZING TEMPORARY APPOINTMENT OF ACTING DEPUTY MAYOR

WHEREAS, pursuant to Local Ordinance, Joseph Delaney, was appointed Deputy Mayor for the City of Garfield; and

WHEREAS, pursuant to the provisions of State and local law, the Deputy Mayor shall serve in the place of the Mayor and perform all functions of the Mayor in the Mayor's absence; and

WHEREAS, on April 19, 2008, it will be necessary and appropriate to temporarily appoint Councilmember, Stanley J. Moskal as Deputy Mayor for the City of Garfield in order to perform a single act, to wit, the marriage ceremony of Maria Golden and Kazimierz Stepniewski.

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. Councilmember, Stanley J. Moskal, be and is hereby appointed Deputy Mayor for the City of Garfield for April 19, 2008 to perform the marriage ceremony of Maria Golden and Kazimierz Stepniewski.
2. This temporary appointment shall be solely for the purpose of performance of this marriage ceremony and for no other reason. Similarly, no additional authority is granted hereby other than to perform said ceremony and to execute any and all documents which may be necessary in order to effectuate the provision of this Resolution and to confirm the performance of the marriage ceremony as described above.

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 Councilmember Stanley J. Moskal, and the City Attorney.

On call of roll, Ayes 5

(Sgd) Stanley J. Moskal
Louis G. Aloia

Resolution No. 08-127

RESOLUTION AUTHORIZING TEMPORARY APPOINTMENT OF ACTING DEPUTY MAYOR

WHEREAS, pursuant to Local Ordinance, Joseph Delaney, was appointed Deputy Mayor for the City of Garfield; and

RESOLUTIONS

WHEREAS, pursuant to the provisions of State and local law, the Deputy Mayor shall serve in the place of the Mayor and perform all functions of the Mayor in the Mayor's absence; and

WHEREAS, on June 6, 2008, it will be necessary and appropriate to temporarily appoint Councilmember, Stanley J. Moskal as Deputy Mayor for the City of Garfield in order to perform a single act, to wit, the marriage ceremony of Eva Szatyska and Tomek Grzebulcha.

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

3. Councilmember, Stanley J. Moskal, be and is hereby appointed Deputy Mayor for the City of Garfield for June 6, 2008 to perform the marriage ceremony of Eva Szatyska and Tomek Grzebulcha.
4. This temporary appointment shall be solely for the purpose of performance of this marriage ceremony and for no other reason. Similarly, no additional authority is granted hereby other than to perform said ceremony and to execute any and all documents which may be necessary in order to effectuate the provision of this Resolution and to confirm the performance of the marriage ceremony as described above.

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 Councilmember Stanley J. Moskal, and the City Attorney.

On call of roll, Ayes 5

(Sgd) Stanley J. Moskal
Louis G. Aloia

Resolution No. 08-128

WHEREAS, The Mandatory Source Separation and Recycling Act, P.L. 1987, c.102 has established a recycling fund from which tonnage grant may be made to municipalities in order to encourage local source separation and recycling programs; and

WHEREAS, It is the intent and the spirit of the Mandatory Source Separation and Recycling Act to use the tonnage grants to develop new municipal recycling programs and to continue and to expand existing programs; and

WHEREAS, The New Jersey Department of Environmental Protection has promulgated recycling regulations to implement the Mandatory Source Separation and Recycling Act; and

WHEREAS, The recycling regulations impose on municipalities certain requirements as a condition for applying for tonnage grants, including but not limited to, making and keeping accurate, verifiable records of materials collected and claimed by the municipality; and

WHEREAS, A resolution authorizing this municipality to apply for such tonnage grants for the calendar year 2007 will memorialize the commitment of this municipality to recycling and to indicate the assent of the Garfield City Council to the efforts undertaken by the municipality and the requirements contained in the Recycling Act and recycling regulations; and

WHEREAS, such a resolution should designate the individual authorized to ensure the application is properly completed and timely filed.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Garfield that the City of Garfield, Bergen County, New Jersey, hereby endorses the submission of the recycling tonnage grant application to the New Jersey Department of Environmental Protection and designates City Recycling Coordinator Joanne Pannuto to ensure that the application is properly filed; and

BE IT FURTHER RESOLVED that the monies received from the recycling tonnage grant be deposited in a dedicated recycling trust fund to be used solely for the purposes of recycling.

On call of roll, Ayes 5

(Sgd) Stanley J. Moskal
Louis G. Aloia

RESOLUTIONS

Resolution No. 08-129

A RESOLUTION AUTHORIZING PROFESSIONAL ENGINEERING SERVICES FOR THE LANZA AVENUE WATER MAIN EXTENSION FROM SHAW STREET TO RIVER DRIVE

WHEREAS, the City of Garfield made application to the Bergen County Office of Community Development for a CDBG Block Grant in the amount of \$800,000.00 for the Lanza Avenue water main extension in the municipality of Garfield, and;

WHEREAS, the proposed work is consistent with recommendations to the City of Garfield's Water Study Master Plan and the City is committed to the water infrastructure improvement program; and;

WHEREAS, the City Engineer, Boswell McClave Engineering, shall prepare contract documents for the water main extension, and;

WHEREAS, the City Engineer, Boswell McClave Engineering, shall prepare the necessary Permit Application to the New Jersey Department of Environmental Protection (NJDEP), and;

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

NOW THEREFORE BE IT RESOLVED, by the City Council of the City of Garfield that the City Engineer is authorized to perform Professional Engineering Design in an amount not to exceed \$50,000.00, which sum shall be paid by the developer of 490 River Drive (HP Garfield Investment, LLC), to perform and complete the above described services all in accordance with Task 1 and 2 of our March 12, 2008 proposal.

On call of roll, Ayes 5

(Sgd) Stanley J. Moskal
Louis G. Aloia

Resolution No. 08-130

RESOLUTION OF SETTLEMENT

WHEREAS, the City of Garfield, Dominic Nasuta and James Mazzer, Construction, Zoning and Building Officials of the City of Garfield, were named as defendants in a certain lawsuit before the Superior Court of New Jersey captioned Mildred A. Taylor v. Grzegorz Wszeborowski, Alina Wszeborowski, the Zoning Board of Adjustment of the City of Garfield, the City of Garfield, James Mazzer, Construction, Zoning and Building Official of the City of Garfield, and Dominic Nasuta, Construction, Zoning and Building Official of the City of Garfield (hereafter, "Taylor v. Wszeborowski"), Docket No. BER-L-13559-04; and

WHEREAS, the City of Garfield filed a motion to dismiss the litigation with the trial court, which was denied; and

WHEREAS, the City appealed the decision of the trial court, which appeal was given Appellate Division Docket No. A-0289-07T1; and

WHEREAS, the Appellate Division call a Pre-Argument Conference for the purpose of seeking to have the parties again review their positions; and

WHEREAS, the City of Garfield has determined that it is in the best interests of the City to avoid subsequent litigation relater thereto; and

WHEREAS, a Stipulation of Settlement (attached hereto as Exhibit A) of all past and future claims has been negotiated and is deemed reasonable by Special Counsel for the City;

NOW, THEREFORE BE IT RESOLVED, that the City hereby approves the proposal for settlement in the form attached hereto as Exhibit A, or in such similar form as Counsel may determine necessary or appropriate; and

BE IT FURTHER RESOLVED, that Special Counsel for the City. Louis M. Flora, Esq., is authorized to execute the Stipulation of Settlement on behalf of the City; and

BE IT FURTHER RESOLVED, that the City of Garfield shall settle the litigation captioned Taylor v. Wszeborowski, Docket No. BER-L-13559-04, for the total sum of \$15,000.00; and

BE IT FURTHER RESOLVED, that the City has funds available to pay the settlement sum; and

BE IT FURTHER RESOLVED, that the City shall dismiss the pending appeal, Docket No. A-0289-07T1.

On call of roll, Ayes 4,
Abstain 1 – Councilmember Aloia

(Sgd) Stanley J. Moskal
James Krone

RESOLUTIONS

Resolution No. 08-131

APPROVAL OF SETTLEMENT: CITY OF GARFIELD v. JEAN INSERRA, ET AL.; DOCKET NO. BER-L-2715-07. BLOCK 140, LOT 41, 779 RIVER DRIVE, GARFIELD, NEW JERSEY

WHEREAS, the City of Garfield undertook to condemn certain properties along River Drive in the City of Garfield on the Passaic River side of said road; and

WHEREAS, the purpose of the condemnation of the properties was for both the creation of a public park, and the anticipated widening of River Drive by the County of Bergen; and

WHEREAS, litigation was initiated in the Superior Court of New Jersey, Bergen County, under the title of City of Garfield v. Jean Inserrra, James Inserra, Gerald Inserra, Charles Schmitz and Robert Schmitz, Carlos O'Hara, t/a Car Care Center and John Does 1-3, Docket No. BER-L2715-07, which litigation concerning Block 140, Lot 41, also known as 779 River Drive, Garfield, New Jersey; and

WHEREAS, the said litigation also required that certain expenses related demolition of the building on the property, and remediation of environmental contamination were costs that were the responsibility of the property owner, and as such were to be reserved from any payment for the taking of the land by the City; and

WHEREAS, a Commissioners' Decision was rendered whereby the property was valued at \$460,000.00, which was \$30,000.00 more that the City had appraised the property for and which has been appealed; and

WHEREAS, the Inserras sought payment of \$540,000.00 and relief from the expenses for demolition of the property and other costs associated with its cleanup; and

WHEREAS, the City of Garfield is, by law, required to consider as true value the value of its appraisal of \$430,000.00 of which \$390,000.00 has been paid into Superior Court upon the taking of the property by the City of Garfield in 2007 and a balance of \$40,000.00 would need to be added to that amount to equal the \$430,000.00 revised appraisal relied upon by the City; and

WHEREAS, it is believed to be in the best interests of the City to settle the litigation within the funds the City is legally obligated to pay; and

WHEREAS, there are sufficient funds available to make the settlement payment,

NOW, THEREFORE, BE IT RESOLVED, that the City of Garfield hereby authorized its counsel to enter into the Consent Order for Settlement attached to this Resolution as Exhibit A for the purpose of resolving and settling the litigation captioned City of Garfield v. Jean Inserra, James Inserra, Gerald Inserra, Charles Schmitz and Robert Schmitz, Carlos O'Hara, t/a Car Care Center and John Does 1-3, Docket No. BER-L-2715-07; and

BE IT FURTHER RESOLVED, that the payment to be made to the property owner plaintiffs, Jean Inserra, James Inserra and Gerald Inserrra, in the amount of \$40,000.00 shall not be tendered until such time as evidence has been provided to counsel for the City that all outstanding mortgages and any other liens on the property have been discharged.

On call of roll, Ayes 5

(Sgd) Stanley J. Moskal
Louis G. Aloia

BILLS AND CLAIMS

Resolution No. 08-132

RESOLVED by the City Council of the City of Garfield that the following bill No. 1248 covering Dog Trust totaling \$96.60 and Current Fund Reserve totaling \$7,288.85 and Current Fund Current Year totaling \$1,847,484.63 and Water Fund Current Year totaling \$36,571.43 and General Capital totaling \$28,146.25 and Water Capital totaling \$3,539.09 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 ten (10) items prior to the meeting be ratified.

See the following

pages numbered _____

for Bills and Claims

ORDINANCES

Ordinance No. 2522

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, a public hearing on this ordinance was held on March 11, 2008 at which meeting the ordinance was tabled, 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.

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

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

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

Councilmember Moskal 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. 2523

The following entitled ordinance was introduced at a Regular Meeting held March 25, 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.

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

Mr. Ignatius Tripodi, 155 Malcolm Avenue, Ms. Tana Raymond, 93 Spring Street, and Ms. Claudia Derrig, 168 Cedar Street, all spoke and asked questions concerning the ordinance.

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

Councilmember Krone 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

CITIZENS AND TAXPAYERS

Ms. Tana Raymond, 93 Spring Street, spoke on the Mildred Taylor vs. City Lawsuit settlement. She thanked City Manager Duch, Superintendent of Public Works Sam Garofalo and Fire Official Gerald Walis for successfully answering her Property Maintenance complaint concerning property located at 17 Chestnut Street that had a four foot pool full of water. She asked questions concerning the City-owned Clean Communities car parked in the Elizabeth Street parking lot in Twentieth Century Field. She claimed that there are so many irregularities with the Passaic Valley Water Commission billing, which need to be addressed. She claimed that some residents have had their water shut off. She spoke on illegal dwellings and the publication in newspapers of convictions of those violating ordinances prohibiting unlawful dwellings. She said that her Illegal Apartment Task Force is currently attending Open Houses and have discovered that some realtors are allegedly implying that basements could be used as rental units.

Mr. Juan Garcia, 389 Van Bussum Avenue, complained about his next door neighbor feeding stray and wild animals, which have damaged his lawn and property.

Ms. Christine Korsak, 185 Chestnut Street, praised the Garfield Police Department. She said that the sponsors of the Multiple Sclerosis Walk in Ridgewood on Sunday are looking for sponsorships. She spoke about alleged illegal apartments at 187 Chestnut Street.

Mr. Ignatius Tripodi, 155 Malcolm Avenue, asked about the Garden State Paper Redevelopment Project at 950 River Drive. He asked about the proposed new Police Station and asked questions concerning old Fire House No. Three located at 58 Willard Street. He complimented Clean Communities employee Salvatore Guerrieri on the good job he is doing. He also spoke on the Passaic Valley Water Commission contract for water billing services. He said that he would like to know how much money the City has saved during January 2007 to January 2008 in water billing services.

Ms. Laura Danis, 33 Spring Street, spoke on the Little League Lights and Security Lights across the street from her house and she acknowledged City Officials attempting to address the issue yesterday and today. She complained about the noise from the Firing Range behind the Police Station.

COUNCILMEMBER COMMENTS

Councilmember Aloia spoke on the Water Department and Water Issue. He attended a meeting with City Manager Duch and the Passaic Valley Water Commission and he said that having an outside company manage City water billing is not a bad thing. He spoke about modernizing City services. He also spoke about Shared Services and Garfield sharing a CFO with other municipalities. He said that in the old days, people would sweep the street in front of their house, but now he sees neighbors throwing food out the window to feed cats. He spoke on certain people he knows on Harrison Avenue allegedly having about thirty cats.

Councilmember Krone spoke about the American Cancer Society Relay for Life cancer prevention fundraiser to be held June 6-7, 2008.

COUNCILMEMBER COMMENTS

Councilmember Moskal said it was nice to see kids here tonight. He spoke on the nice Rotary Pancake Breakfast held this past Sunday. He spoke on the Little League Lighting and said that City Engineer Boswell came up with idea to use shields to keep the light away from shining towards residences. He spoke on the contract with the Passaic Valley Water Commission for water billing services and he said that he looks forward to a report from the Interim Chief Financial Officer Riggitano concerning this matter. He spoke on the need for improved customer service by municipal employees.

Deputy Mayor Delaney spoke on the Water Billing contract with the Passaic Valley Water Commission and said that if things do not work out right, the City will get out of the contract. He spoke on the noise at the Police Pistol Range. He spoke on the retirement party for his Dad held on March 29, 2008 at the VFW at 340 Outwater Lane. He said that his Dad put 52 years of his life into his business and he thanked everyone for their support. He said that this is his last meeting before the City Council Election and he wished everyone Good Luck.

Mayor Calandriello spoke on Garfield being a receiving municipality for Mount Laurel Funding. He said that no Bergen County town, except Fairview or Garfield, has received these monies from other municipalities. He said that Garfield has received about \$3.2 million from towns including Montvale, Rochelle Park, and Franklin Lakes and \$1.6 million have been given out to Garfield homeowners. He spoke on the positives of this program to the residents of Garfield.

ADJOURNMENT

At 10:30 PM, there being no further business, Councilmember Moskal moved to adjourn the meeting. Councilmember Krone duly seconded the motion.

On call of roll, Ayes 5

Andrew J. Pavlica, CITY CLERK