

A Regular Meeting of the City Council was held Wednesday, May 14, 2008, 2008, at 8:10 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 Clerk Andrew J. Pavlica, City Engineer Kevin J. Boswell and City Attorney Representative Daniel E. Zwillenberg, Esq. (for City Attorney Joseph J. Rotolo)

#### REPORTS OF OFFICERS

Councilmember Aloia 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 5

#### RESOLUTIONS

Resolution No. 08-155

WHEREAS, the Bergen Arts and Sciences Charter School located at 200 MacArthur Avenue in Garfield, won 1<sup>st</sup> Place in the Science Olympiad held April 16, 2008 in Scotch Plains, New Jersey, and

WHEREAS, 12 of the school's fourth and fifth graders took part in several of the Olympiad's activities that tested student's abilities to use and apply scientific methods to help them solve different types of scientific problems, and

WHEREAS, the Bergen Arts and Science Charter school team received 8 Gold Medals, 10 Silver Medals and 2 Bronze Medals while competing in various contests including barge building, science jeopardy, mystery powders, chopper challenge, pasta mobile, can race, measurements and metrics, picture this and write it do it. And

WHEREAS, the Bergen Arts and Science Charter School team is comprised of Marilyn Mercado, Devon Riley, Miguel Diaz, George Konyev, Zoey Zibor, Tomas Homola, Katherine Garcia, and

WHEREAS, the Garfield Mayor and Council are desirous of recognizing these outstanding accomplishments of the Bergen Arts and Science Charter School,

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Garfield, Bergen County, New Jersey, that the Bergen Arts and Sciences Charter School is hereby CONGRATULATED on their FIRST PLACE FINISH in the Science Olympiads and best wishes are extended to them in their future endeavors.

On call of roll, Ayes 5

(Sgd) All Five Councilmembers

At this time CERTIFIED copies of Resolution No. 08-155 were presented to the members of the Bergen Arts and Science Charter School Olympiad Team.

Resolution No. 08-156

WHEREAS, the Garfield Flag Football All Stars made it all the way to the final four round of the 9 year old division of the National Championship of Flag Football Tournament before being defeated by the Wayne Panthers, on January 27, 2008, which was held inside the Giants practice Bubble which is located next to Giants Stadium in East Rutherford, and

WHEREAS, the team is comprised of Jack Miller, John Manolias, Andy Santo, Jordan Robinson, Michael Polny, Remi Holley, Rahjon Brito, Josh Ferreira and Rohan Afflick under the direction of their outstanding Coaches Jim Miller, Glenn Robinson, Wayne Harper, Bryan Byrd and Scott Santo; and

RESOLUTIONS

WHEREAS, these team members also competed in and won the 8 and Under Division in the March Madness 2008 Flag Football Tournament in Wayne, New Jersey on March 30, 2008, and  
WHEREAS, the City Council is desirous of publicly recognizing the outstanding accomplishments of the Garfield Giants Flag Football All Stars,  
NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Garfield, Bergen County, New Jersey, that CONGRATULATIONS are hereby extended to the Garfield Giants Flag Football All Stars for their successful season and on making it to the Final Four of the 12 team National Championship of flag Football Tournament.

On call of roll, Ayes 5

(Sgd) All Five Councilmembers

At this time CERTIFIED copies of Resolution No. 08-156 were presented to the members of the Garfield Flag Football All Star team and their coaches.

Resolution No. 08-157

**RESOLUTION – VACATING LICENSE RENEWAL**

WHEREAS, the Mayor and Council previously adopted a Resolution which served to renew Plenary Retail Consumption Liquor License No. 0221-33-048-002 for the 2007-2008 license term; and

WHEREAS, it was subsequently determined that the Licensee failed to comply with the requirements of New Jersey State Law with regard to license renewal and, as a result, the State of New Jersey Division of Alcoholic Beverage Control refused to recognize the renewal; and

WHEREAS, the Licensee, thereafter, filed an application for a special ruling which would permit the late filing of a renewal application; and

WHEREAS, the Director of the Division of Alcoholic Beverage Control recently issued a special ruling which permits an application for a “new” license since, as a result of the failure to file, the original license has lapsed and was no longer valid.

NOW THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Garfield, County of Bergen, State of New Jersey that the renewal of Plenary Retail Consumption License No. 0221-33-048-002 for the 2007-2008 license term be and is hereby vacated.

BE IT FURTHER RESOLVED by the Mayor and Council of the City of Garfield, County of Bergen, State of New Jersey that the renewal of Plenary Retail Consumption License Liquor License No. 0221-33-048-002 for the 2007 – 2008 license term be and is hereby vacated.

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 Division of Alcoholic Beverage Control, John D; Vasallo, Fr., Esq., and the City Attorney.

On call of roll, Ayes 5

(Sgd) Stanley J. Moskal  
Louis G. Aloia

Resolution No. 08-158

**RESOLUTION – VACATING EXTENSION OF LICENSE**

WHEREAS, the Mayor and Council previously adopted a Resolution extending Plenary Retail Consumption Liquor License No. 0221-33-048-002 to Dana M. Gary; and

WHEREAS, as a result of a recent ruling by the Division of Alcoholic Beverage Control it is now necessary to vacate the extension of this license to Dana M. Gary, effective July 15, 2007.

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the City of Garfield, county of Bergen, State of New Jersey that the extension of Plenary Retail Consumption Liquor License No. 0221-33-048-002 to Dana M. Gary be and is hereby vacated effective July 15, 2007.

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 Division of Alcoholic Beverage Control, John F. Vasallo, Jr., Esq. and the City Attorney.

On call of roll, Ayes 5

(Sgd) Stanley J. Moskal  
Louis G. Aloia

RESOLUTIONS

Resolution No. 08-159

RESOLUTION – GRANTING EXTENSION

WHEREAS, the Mayor and Council has adopted a Resolution vacating an extension of Plenary Retail Consumption License No. 0221-33-048-002 to Dana M. Gary effective July 15, 2007; and WHEREAS, in accordance with a special ruling entered by the Division of Alcoholic Beverage Control it is now necessary to grant the extension, nunc pro tunc to June 30, 2007.

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the City of Garfield, County of Bergen, State of New Jersey that an extension of Plenary Retail consumption Retail License No. 0221-33-048-002 to Dana M. Gary is hereby granted, nunc pro tunc to June 30, 2007.

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 Division of Alcoholic Beverage Control, John F. Vasallo, Jr., Esq. and the City Attorney.

On call of roll, Ayes 5

(Sgd) Stanley J. Moskal  
Louis G. Aloia

Resolution No. 08-160

WHEREAS, Suds City, 228 Palisade 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, Suds City, for the year 2008.

On call of roll, Ayes 5

(Sgd) Stanley J. Moskal  
Louis G. Aloia

Resolution No. 08-161

WHEREAS, Fire Company No. 5 has advised that they have accepted the resignation of Esteban Deliz Jr., of 47 Bogart Avenue, as an active member, effective April 1, 2008,

NOW THEREFORE, BE IT RESOLVED by the City council off the City of Garfield that the action taken by Fire Company No. 5 with respect to the above matter, is hereby approved.

On call of roll, Ayes 5

(Sgd) Stanley J. Moskal  
Louis G. Aloia

Resolution No. 08-162

WHEREAS, Fire Company No. 5 has advised that they have expelled Louis Marzitelli of 400 Midland Avenue, Apt 9 A, as an active member effective May 6, 2008,

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. 08-163

WHEREAS, Fire Company No. 5 has advised that they have expelled Fernando Rosado of 47 Bogart Avenue Floor 2, as an active member effective May 6, 2008,

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

RESOLUTIONS

Resolution No. 08-164

WHEREAS, Fire Company No. 3 has advised that they have accepted Jetmar Hoxha of 174 MacArthur Avenue, as a regular active member, effective February 4, 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. 3 with respect to the above matter, is hereby approved.

On call of roll, Ayes 5

(Sgd) Stanley J. Moskal  
Louis G. Aloia

Resolution No. 08-165

WHEREAS, Fire Company No. 3 has advised that they have accepted Mariglen Oshafi of 191 Malcolm Avenue, as a regular active member, effective March 2, 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. 3 with respect to the above matter, is hereby approved.

On call of roll, Ayes 5

(Sgd) Stanley J. Moskal  
Louis G. Aloia

Resolution No. 08-166

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 Friday, May 16, 2008, it will be necessary and appropriate to temporarily appoint Stanley J. Moskal as Deputy Mayor for the City of Garfield in order to perform the marriage ceremony of Jasiu Runaczyk and Magdalena Baranska of 222 Chestnut Street, Garfield, NJ 07026, and

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

1. Councilman Stanley J. Moskal be and is hereby appointed Deputy Mayor for the City of Garfield to perform the marriage ceremony of Jasiu Runaczyk and Magdalena Baranska
2. This temporary appointment shall be solely for the purpose of performance of these marriage ceremonies and for no other reason. Similarly, no additional authority is granted hereby other than to perform said ceremonies 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 ceremonies 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 Councilman Stanley J. Moskal and Magdalena Baranska of 222 Chestnut Street, Garfield, NJ 07026.

On call of roll, Ayes 5

(Sgd) Stanley J. Moskal  
Louis G. Aloia

Resolution No. 08-167

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 Friday, May 16, 2008, it will be necessary and appropriate to temporarily appoint Stanley J. Moskal as Deputy Mayor for the City of Garfield in order to perform the marriage ceremony of Miroslaw Molenda and Agnieszka Andula of 51 Main Street, Garfield, NJ 07026, and  
NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Garfield, County of Bergen, State of New Jersey as follows:

- 1 Councilman Stanley J. Moskal be and is hereby appointed Deputy Mayor for the City of Garfield to perform the marriage ceremony of Miroslaw Molenda and Agnieszka Andula.
- 2 This temporary appointment shall be solely for the purpose of performance of these marriage ceremonies and for no other reason. Similarly, no additional authority is granted hereby other than to perform said ceremonies 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 ceremonies 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 Councilman Stanley J. Moskal and Agnieszka Andula of 51 Main Street, Garfield, NJ 07026.

On call of roll, Ayes 5

(Sgd) Stanley J. Moskal  
Louis G. Aloia

Resolution No. 08-168

RESOLVED, by the City Council of the City of Garfield, Bergen County, New Jersey that City Clerk Andrew J. Pavlica is hereby authorized and directed to advertise for the receipt of bids for Back File Conversion for Electronic Document Management System on Thursday, June 5, 2008 at 10:00 AM in the Conference room in City Hall.

On call of roll, Ayes 5

(Sgd) Stanley J. Moskal  
Louis G. Aloia

Resolution No. 08-169

WHEREAS, the City of Garfield has been awarded an NJDEP Green Acres Grant for the acquisition of a parcel along River Drive known as Block 140, Lot 41 (779 River Drive) for use as part of the City of Garfield's Passaic River Park and Bikeway; and,  
WHEREAS, this parcel contains a building, three underground storage tanks and one above ground storage tank which require removal; and  
WHEREAS, the City Engineer, Boswell McClave Engineering, has received three (3) verbal bids for the building demolition and removal of three underground storage tanks and one above ground storage tank; and  
WHEREAS, the following bid was the lowest received:

T. Slack Environmental Services, Inc	
4 Mark Road	
Kenilworth, NJ 07033	Total Bid \$34,410.00

; and

WHEREAS, City Engineer Representative Kevin J. Boswell, P.E., has reviewed the bids and recommends award of contract for this project to T. Slack Environmental Services, Inc.; and  
WHEREAS, T. Slack Environmental Services, Inc. is licensed by the NJDEP for the removal of UST's; and  
WHEREAS, this work can be awarded without public bidding; and

RESOLUTIONS

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

WHEREAS, this project is in the best interest of the health, safety and welfare of the general public in the City of Garfield; and

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Garfield, Bergen County, New Jersey that a contract is hereby awarded to T. Slack Environmental Services, Inc., to Garfield, New Jersey in the amount of \$34,410.00 for the building demolition and removal of three underground storage tanks and one above ground storage tank; and

BE IT FURTHER RESOLVED that the City Attorney, Joseph J. Rotolo, Esq. is hereby authorized and directed to prepare the appropriate contract for execution by the Mayor and City Clerk.

On call of roll, Ayes 5

(Sgd) Stanley J. Moskal  
Louis G. Aloia

Resolution No. 08-170

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 Passaic Valley Water Commission and/or the New Jersey Department of Environmental Protection for a Safe Drinking Water Permit or similar approval; and

WHEREAS, in order to make the aforesaid application, 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 application.

NOW THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Garfield, County of Bergen, State of New Jersey that an application for a Safe Drinking Water Permit or similar approval to be made by New Bridgeland Warehouses, LLC be and is hereby endorsed and approved.

BE IT FURTHER RESOLVED that 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 any such 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 5

(Sgd) Stanley J. Moskal  
Louis G. Aloia

Resolution No. 08-171

A RESOLUTION AUTHORIZING INCLUSION IN THE BERGEN COUNTY COMMUNITY DEVELOPMENT PROGRAM

WHEREAS, certain Federal funds are potentially available to the County of Bergen under Title I of the Housing and Community Development act of 1974, as amended and HOME Investment Partnership Act of 1990, as amended; and

WHEREAS, the current Interlocal Services Agreement contains an automatic renewal clause to expedite the notification of the inclusion process; and

WHEREAS, by May 23, 2008 each municipality must notify the Bergen County Division of Community Development of its intent to continue as a participant in the Urban County entitlement programs noted above; and

WHEREAS, it is in the best interest of the City of Garfield and its residents to participate in said programs.

RESOLUTIONS

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Garfield, County of Bergen and State of New Jersey, that it hereby notifies the Bergen County Division of Community Development of its decision to be included as a participant municipality in the Urban County entitlement programs being the Community Development Block Grant Program and Home Investment Partnership Act Program for the Program Years 2009, 2010 and 2011 (July 1, 2009-June 30, 2012); and

BE IT FURTHER RESOLVED, that a copy of the resolution be forwarded to the Bergen County Division of Community Development no later than May 23, 2008.

On call of roll, Ayes 5

(Sgd) Stanley J. Moskal  
Louis G. Aloia

Resolution No. 08-172

**RESOLUTION – SHARED SERVICES MUTUAL AID AGREEMENT**

WHEREAS, in the interest of public safety, a Critical Incident Task Force has been formed to provide the skills and equipment necessary to better manage a disaster or major emergency. This Task Force is comprised of five (5) member municipalities, namely the Borough of Fair Lawn, the City of Garfield, the Borough of Paramus, the Village of Ridgewood, the Borough of River Edge. It is designed 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. The Task Force would aid and assist any requesting agency and would participate in on-going training to insure an effective response.

NOW THEREFORE BE IT RESOLVED, the City of Garfield now formally agrees in writing to share the above stated equipment and manpower when requested to respond to an incident, emergency, and/or standby.

On call of roll, Ayes 5

(Sgd) Stanley J. Moskal  
Louis G. Aloia

Resolution No. 08-173

**SECOND RESOLUTION – SHARED SERVICES MUTUAL AID AGREEMENT**

WHEREAS, the Borough of Paramus, the Borough of Fair Lawn, the Village of Ridgewood, the City of Garfield, and the Borough of River Edge have heretofore agreed to establish a Critical Incident Task Force for the protection of these towns to provide the skills and equipment necessary to better manage a disaster or major emergency; 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 it is in favor of participating in the mutual aid plan and shared services agreement.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the City of Garfield endorses the concept of a mutual aid agreement with the aforesaid municipalities for the purposes proposed by the Critical Incident Task Force.

On call of roll, Ayes 5

(Sgd) Stanley J. Moskal  
Louis G. Aloia

RESOLUTIONS

Resolution No. 08-174

WHEREAS, the salt shed at the DPW yard collapsed on or about December 28, 2007; and  
WHEREAS, architectural services for the design of emergency shoring of the salt shed have been performed by Arcari and Iovino Architects, 1 Katherine Street, Little Ferry, NJ 07043 in the amount of \$5,668.58; and

WHEREAS, the Suburban Essex Joint Insurance Fund has authorized an insurance settlement to cover part of the cost of this salt shed collapse;

NOW THEREFORE BE IT RESOLVED, by the City Council of the City of Garfield, County of Bergen and State of New Jersey, that the aforesaid bill for services to Arcari and Iovino Architects are hereby authorized provided that the Interim Chief Financial Officer certifies that there are sufficient funds in the appropriate accounts for this expenditure.

On call of roll, Ayes 5

(Sgd) Stanley J. Moskal  
Louis G. Aloia

Resolution No. 08-175

MUNICIPAL REPRESENTATIVE FOR OPEN SPACE COMMITTEE

WHEREAS, the City of Garfield has entered into a Cooperative Agreement with the County of Bergen as provided under the Interlocal Services Act NJSA 40A:8A-1 et seq. to participate in the Bergen County Open Space, Recreation, Farmland and Historic Preservation Trust Fund; and

WHEREAS, said Agreement requires that one municipal representative be appointed by the Governing Body of the community to be part of the Open Space Trust Municipal Park Improvement and Land Acquisition Program Regional Committee for the term of one year coinciding with the fiscal year July 1, 2008 through June 20, 2009;

NOW, THEREFORE, BE IT RESOLVED, that the Governing Body of the City of Garfield hereby appoints Joseph Delaney as its representative to participate on the Open Space Trust Municipal Program Regional Committee.

On call of roll, Ayes 5

(Sgd) James Krone  
Louis G. Aloia

Resolution No. 08-176

MUNICIPAL PARK IMPROVEMENT PROGRAM

WHEREAS, a Bergen County Open Space Trust Fund application in the amount of \$500,000 has been proposed by the Municipality of Garfield for Dundee Dam Park and Bikeway in the Municipality of Garfield; and

WHEREAS, pursuant to the State Interlocal Services Act, such 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 Garfield.

NOW THEREFORE, BE IT RESOLVED that the Governing Body of Garfield hereby confirm endorsement of the aforesaid project; and

BE IT FURTHER RESOLVED, that the Governing Body is committed to providing a dollar for dollar cash match for the projects; and

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

On call of roll, Ayes 5

(Sgd) Stanley J. Moskal  
Louis G. Aloia

Resolution No. 08-177

Approval to submit a grant application and execute a grant agreement with the New Jersey Department of Transportation for the Passaic River Bikeway project.

RESOLUTIONS

WHEREAS, the City of Garfield is requesting funding from the New Jersey Department of Transportation Bikeway Program.

NOW, THEREFORE, BE IT RESOLVED that Council of the City of Garfield formally approves the grant application for the above stated project.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to submit an electronic grant application identified as BIKE-2008-Garfield City-00009 to the New Jersey Department of Transportation on behalf of the City of Garfield.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of the City of Garfield and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

On call of roll, Ayes 5

(Sgd) Stanley J. Moskal  
Louis G. Aloia

Resolution No. 08-178

WHEREAS, bids were received on Thursday, May 8, 2008 at 10:01 AM in the second floor Council Chamber in City Hall for the Palisade Avenue Water Main Improvements – Phase 2 for the City of Garfield, Bergen County, New Jersey; and,

WHEREAS, present at the bid opening were City Clerk Andrew J. Pavlica, Department of Public Works Superintendent Sam Garofalo and City Engineer Representative Bernard N. Mirandi, P.E; and,

WHEREAS, the following bids were received:

- |    |   |           |              |
|----|---|-----------|--------------|
| 1. | Reivax Contracting Corp.<br>46 Washington Street<br>Harrison, NJ 07029    | Total Bid | \$719,595.66 |
| 2. | John Garcia Construction Co., Inc.<br>183 Friar Lane<br>Clifton, NJ 07013 | Total Bid | \$720,336.00 |
| 3. | Montana Construction<br>80 Contant Avenue<br>Lodi, NJ 07644               | Total Bid | \$736,090.08 |
| 4. | Petillo Inc.<br>167 Flanders-Netcong Road<br>Flanders, NJ 07836           | Total Bid | \$746,055.00 |
| 5. | P.M. Construction<br>130 Central Avenue<br>Hillside, NJ 07205             | Total Bid | \$773,230.00 |
| 6. | Interstate Contracting<br>225 Parkhurst Street<br>Newark, NJ 07114        | Total Bid | \$834,540.00 |

; and

WHEREAS, the City Attorney, Joseph J. Rotolo, Esq. has reviewed the apparent low bid of Reivax Contracting Corp. and noted a fatal defect in the bid proposal; and

WHEREAS, City Engineer Kevin J. Boswell and other appropriate City Officials have reviewed the remaining bids and recommend award of this project, to the next apparent low bidder, John Garcia Construction in the amount of \$720,336.00; and

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

WHEREAS, this project is in the best interest of the health, safety and welfare of the general public in the City of Garfield.

RESOLUTIONS

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Garfield, Bergen County, New Jersey that the contract is hereby awarded to John Garcia Construction for the Palisade Avenue Water Main Improvements – Phase 2 in the amount of \$720,336.00; and, BE IT FURTHER RESOLVED that the City Attorney, Joseph J. Rotolo, Esq. is hereby authorized and directed to prepare the appropriate contract for execution by the Mayor and City Clerk.

On call of roll, Ayes 5

(Sgd) Stanley J. Moskal  
Louis G. Aloia

Resolution No. 08-179

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 Florence Martinelli, 143 Clark Street, Garfield, NJ 07026; in the amount of \$297.00 for Engineering fees on 03/28/07 and \$277.50 for Attorney fees on 03.28/07 for a total of \$574.50; 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 5

(Sgd) Stanley J. Moskal  
Louis G. Aloia

BILLS AND CLAIMS

Resolution No. 08-180

RESOLVED by the City Council of the City of Garfield that the following Current Fund Reserve totaling \$4,954.12 and Current Fund Current Year totaling \$2,078,392.15 and Water Fund Current Year totaling \$15,925.57 and General Capital totaling \$2,105.00 and Water Capital totaling \$8,985.00 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 six (26) items prior to the meeting be ratified.

See

The

Following

Pages numbered \_\_\_\_\_

for

Bills and Claims

CITIZENS AND TAXPAYERS

Mr. John Reilly, 130 Semel Avenue, thanked the City Council for supporting the recent Garfield Boys and Girls Club Beefsteak Fundraiser held Friday, May 9, 2008. He especially thanked Councilmember Krone for all his support over the years.

Dr. Dawn Sova, 126 Banta Avenue, thanked the Mayor and Council, City Manager Thomas J. Duch, former Police Chief Robert Andrezzi and current Police Chief Kevin Amos for the fine men they have appointed to the Police Force the past few years. She said that the Police responded when she called 9-1-1 when her 89 year old mother was recently confused and frightened and needed to be transported by ambulance to the hospital. She said that the young cops who responded treated her mother with such dignity and compassion until the ambulance arrived and her family appreciates it very much.

Mr. Ignatius Tripodi, 155 Malcolm Avenue, congratulated all the winners of the City Council Election held yesterday.

Mr. Richard Derrig, 71 Herman Street, thanked everyone who supported him in yesterday's City Council Election. He thanked Councilmember Krone for his time and service to the Council. He congratulated all the winners and extended his best wishes to them.

Mr. Joseph Dorman, 174 Palisade Avenue, said that during the campaign, he had asked the City and School System for use of a venue to have a candidate's night to be moderated by the League of Women Voters which would have brought issues to the forefront. He said that neither the City nor School System offered a venue. He spoke of what he claimed was the lack of sufficient home ownership in the City of Garfield. He claimed that home ownership is declining and absentee landlords are increasing in numbers. He asked about the Council's plans to increase home ownership during the next four years, he spoke on noise complaints in the area of Monroe Street and Palisade Avenue, and he asked that consideration be given to televise City Council Meetings because not enough people attend Council meetings.

Ms. Laura Danis, 33 Spring Street, complained about the Little League Field Lights and asked questions concerning the meeting agenda.

Ms. Christine Korsak, 185 Chestnut Street, spoke on a recent incident in which the police responded in her neighborhood.

Mr. Richard Derrig, was once again recognized, and he commented on a letter which was sent out by City Manager Duch during the campaign endorsing five Council candidates and he remarked that the letter resembled official City of Garfield stationary.

COUNCILMEMBER COMMENTS

Councilmember Aloia said that it is nice for the City Council to receive credit for something that they are not directly involved, but the Police are independent of the Council and it is nice when they do a good job. He spoke on what the City Council has been trying to do to encourage home ownership since he was elected to the Council, including a Tax Abatement Program, the Garfield Housing Rehabilitation Program utilizing money the City obtained as a "receiving community" of Mount Laurel obligation money from other municipalities, and in other ways. He said that no one can mandate people to not sell their homes and no one can mandate someone stay in their homes. He said that when a Mom and Dad pass away the kids now have a house they are going to sell or rent because their jobs are not here. He said that maybe the City is better for what has been enacted since 1996. He said that when the City gets new jobs from the Redevelopment, maybe more people will stay in Garfield. He said that he is sorry that Jim Krone lost his re-election bid to the Council, yesterday. He congratulated the winners of the City Council Election, and even those who did not win.

COUNCILMEMBER COMMENTS

Councilmember Krone thanked John Reilly for his kind words and comments. He said that Mr. Reilly is really one of a kind and that he does so many good things for the Boys and Girls Club, for the schools, for sport and for so many worthwhile causes in the City. He congratulated Tana Raymond on her election victory. He said that the City Council has debated the TV issues for many, many years, on and off, and he never approved of it because televising meetings can turn a meeting into a farce and people grandstand to be on TV. He remarked on the claim that not enough people come to Council Meetings. He said that people do not always come to meetings when the City is run well and he thinks that that is part of it. He said that sixteen years on the Council is a long time and his name is on the City in many, many places that he worked on. He said that he did things not for himself, but with the Council he served. He said that he is still going to remain involved with the Relay for Life cancer prevention fundraiser to be held June 6-7, 2008. He said that he is still active with the Garfield Boys and Girls Club. He said that he feels terrible for his family and his son, Matthew, but it is time and he is ready. He told Mr. Derrig that when the election is over, to forget it, forget the literature, move on, do not let things become sour grapes because life goes on. He said to swallow it with your chin up because there will be a next time. He said that he is still living in Garfield and he loves this town and is going to get involved with other things. He wished the Council much success. He said that Mayor Calandriello does a great job, is a good Mayor, is always concerned with what happens in the City, is involved in so many issues and he follows through to the end. He said that Deputy Mayor Delaney is going on his third term and he is an involved public servant. He said that Councilmember Moskal is a worker, deserves to be re-elected, does a heck of a job, represents the Polish community of this town and represents them well. He concluded by wishing the newly elected Council well.

Councilmember Moskal said that it was a pleasure to have run a good, positive campaign with the other Councilmembers. He said that efforts were made to get the facts out as much as could be done and he congratulated the winners. He said that it was a pleasure having Jim Krone as a running mate and there were a lot of good times. He said that Mr. Derrig ran a classy campaign and it was very commendable and respectful.

Deputy Mayor Delaney said that he agrees with Councilmember Krone's comments about John Reilly. He said that he does many things for the community, that he does it only to help out and he is always there for the right reasons. He thanked Dr. Sova for her praise of the cops which is not heard enough. He said that he knows that her mom was sick, and yet she still helped him with his campaign. He said that Councilmember Krone did a great job as a Councilmember. He said that he always respected him and he is one of the people he looks up to as a Councilperson. He congratulated Tana Raymond on her victory and said that she ran a good campaign and that it worked out well for her. He said that he appreciates everyone who ran for Council because it takes time away from their families. He said that it is a lot of hard work. He said that sometimes it is a thankless job and sometimes the campaign is very rough on the individuals running and on their families.

Mayor Calandriello congratulated Councilmember Raymond on her victory. He said that Mr. Derrig ran a nice campaign. He said that if you read the campaign literature of the candidates, it made it sound like Garfield is doomed, but that is not the case at all. He said that there are some bright things coming to Garfield in the future and if that is not true, then why would so many people want to become Councilmembers? He said that they know and agree that it is desirable to serve this City government and serve the people because Garfield is a great City. He said that at times, it is challenging, but it is most rewarding to serve in the Council. He said that if Garfield is not doing well, why does Garfield have an "A" Bond rating and why do banks and developers want to become involved in Garfield? He said that there is a bright future for this town and in the next four years, people will see some major, major changes in the town and it will be good, positive changes. He said that Garfield took on cleaning up brown fields in this City with the DEP and EPA.

REPORTS OF OFFICERS

City Engineer Kevin J. Boswell reported on the following:

1. The written Report of the City Engineer dated May 14, 2008.

Regular Meeting May 14, 2008, Continued

ADJOURNMENT

At 9:25 PM, there being no further business, Councilmember Moskal moved to adjourn the meeting. Councilmember Aloia duly seconded the motion.

On call of roll, Ayes 5

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Andrew J. Pavlica, CITY CLERK