

A Regular Meeting of the City Council was held Tuesday, July 22, 2008 at 8:20 PM in the Council Chamber in City Hall, 111 Outwater Lane, Garfield, NJ 07026.

Mayor Frank J. Calandriello presided. City Clerk Andrew J. Pavlica announced that the meeting was being held in accordance with provisions of the Open Public Meetings Act and that adequate notice was provided by mail and fax to the official City newspapers and to other interested parties and by posting the meeting notice on the bulletin boards in City Hall.

Councilmembers Present: Tana M. Raymond, Joseph Delaney, Louis G. Aloia, Stanley J. Moskal, Frank J. Calandriello

Also Present: City Manager Thomas J. Duch, City Clerk Andrew J. Pavlica, City Attorney Joseph Rotolo, City Engineer Kevin J. Boswell and Interim Chief Financial Officer Roy Riggitano

REPORTS OF OFFICERS

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

On call of roll, Ayes 5

RESOLUTIONS

Resolution No. 08-267

WHEREAS, Calvary Baptist Church of North Jersey at Garfield will be conducting their annual Multicultural Festival in the City of Garfield on August 9, 2008, and

WHEREAS, the worthwhile good and vision of Pastor Calvin McKinney, for the Multicultural Festival, is to see the many and varied people of Garfield participate in the Festival, with the various ethnic groups coming together as one, and

WHEREAS, under the visionary leadership of Pastor McKinney, Calvary is known for its humanitarian outreach to those in need, and in 1998, the Calvary Community Development Center was established to bridge the economic, social and political gap which exists in our community by providing clothing, food, and emergency assistance to those in need, and

WHEREAS, in 2003, led by the vision given by God, Pastor McKinney guided the Calvary congregation in the construction of a \$10 Million, 1,500 seat sanctuary, which includes Educational, Fellowship and Administrative Complexes, all to the glory of God, the edification of fellow believers and the salvation of humankind, and

WHEREAS, Pastor McKinney's dream for his church and community is to become "A Contagious Congregation" within the City of Garfield, (Mathew 28:19-20), and

WHEREAS, Pastor McKinney recently celebrated his 36th Pastoral Anniversary,

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Garfield, Bergen County, New Jersey, that the weekend of August 9-10, 2008, be and is hereby PROCLAIMED, "REVEREND DR. CALVIN MCKINNEY WEEKEND" in the City of Garfield, and all City residents are called upon to kindly pay tribute and pause and reflect on the good will and works of one of the finest men to serve the people of Garfield.

On call of roll, Ayes 5

(Sgd) All Five Councilmembers

Resolution No. 08 - 268

WHEREAS, the City of Garfield, New Jersey is the home of a large Macedonian population, and
WHEREAS, many of the Macedonian residents of the City of Garfield trace their roots to the Municipality of Prilep, Macedonia, and

WHEREAS, the Mayor and Council of the City of Garfield, and the Mayor and Council of the Municipality of Prilep, Macedonia, are desirous of fostering a Sister City relationship, and

WHEREAS, such a relationship may include the exchange of students, visits of Governmental Dignitaries and cultural exchanges,

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the City of Garfield, Bergen County, New Jersey, USA, that the Sister City concept be and is hereby approved, and

RESOLUTIONS

BE IT FURTHER RESOLVED that a CERTIFIED copy of this resolution be presented to those representatives of the Governing Body of the Municipality of Prilep, Macedonia, who travel to the United States to attend the Macedonian Festival in the City of Garfield being conducted September 12 through September 14, 2008.

On call of roll, Ayes 5

(Sgd) All Five Councilmembers

Resolution No. 08-269

WHEREAS, Florence D. Junda, 81 Somerset Street, who is the holder of a Disabled Person I.D. Card No. P569446, has filed application for a handicapped parking sign to be placed at her address, and

WHEREAS, the Police Department has conducted an investigation and recommend approval of the application,

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Garfield that one parking space be designated as reserved for "Handicapped Parking, located on the north curb line of Somerset Street commencing 75 feet east of the intersection of Somerset Street & Palisade Avenue and an additional 25 feet east from that point.

FURTHER RESOLVED that the Traffic Safety Control Division is hereby authorized and directed to erect an appropriate sign at the above location.

On call of roll, Ayes 5

(Sgd) Louis G. Aloia
Tana M. Raymond

Resolution No. 08-270

WHEREAS, Allison Schenk-Obiyo, 225 Harrison Avenue, has filed application for a handicapped parking sign to be placed at her address, and

WHEREAS, the Police Department has conducted an investigation and recommend approval of the application,

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Garfield that one parking space be designated as reserved for "Handicapped Parking", located on the West curb line of Harrison Avenue commencing 125 feet south of Charles Street and run for an additional 25 feet south from that point.

FURTHER RESOLVED that the Traffic Safety Control Division is hereby authorized and directed to erect an appropriate sign at the above location

On call of roll, Ayes 5

(Sgd) Louis G. Aloia
Tana M. Raymond

Resolution No. 08-271

WHEREAS, Fire Company No. 2 advises that William Houck of 90 Chestnut Street 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. 2 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 5

(Sgd) Louis G. Aloia
Tana M. Raymond

RESOLUTIONS

Resolution No. 08-272

WHEREAS, Fire Company No. 2 has advised that they have accepted the resignation of Keith Zalarick of 138 Belmont Avenue, as an active member, effective July 7, 2008,
NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Garfield that the action taken by Fire Company No. 2 with respect to the above matter, is hereby approved.

On call of roll, Ayes 5

(Sgd) Louis G. Aloia
Tana M. Raymond

Resolution No. 08-273

WHEREAS, Fire Company No. 3 has advised that they have accepted Altin Manuka of 191, Market Street, as a regular active member, effective June 2, 2008.
NOW THEREFORE, BE TI 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) Louis G. Aloia
Tana M. Raymond

Resolution No. 08-274

WHEREAS, Fire Company No. 4 has advised that they have accepted Benjamin Cosgrove of 112 Division Avenue, as a regular active member, effective July 11, 2008.
NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Garfield, Bergen County, New Jersey that the action taken by Fire Company No. 4 with respect to the above matter, is hereby approved.

On call of roll, Ayes 5

(Sgd) Louis G. Aloia
Tana M. Raymond

Resolution No 08-275

WHEREAS, Fire Company No. 4 has advised that they have accepted Marcel Kawka of 136 River Drive, as a regular active member, effective July 11, 2008.
NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Garfield, Bergen County, New Jersey that the action taken by Fire Company No. 4 with respect to the above matter, is hereby approved.

On call of roll, Ayes 5

(Sgd) Louis G. Aloia
Tana M. Raymond

Resolution No. 08-276

WHEREAS, Fire Company No. 4 has advised that they have accepted Marc Trama of 112 Division Avenue, as a regular active member, effective July 11, 2008.
NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Garfield, Bergen County, New Jersey that the action taken by Fire Company No. 4 with respect to the above matter, is hereby approved.

On call of roll, Ayes 5

(Sgd) Louis G. Aloia
Tana M. Raymond

Resolution No. 08-277

WHEREAS, Fire Company No. 5 has advised that they have accepted Mladen Zaimov of 860 River Drive, as a regular active member, effective April 1, 2008.

RESOLUTIONS

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. 5 with respect to the above matter, is hereby approved.

On call of roll, Ayes 5

(Sgd) Louis G. Aloia
Tana M. Raymond

Resolution No. 08-278

WHEREAS, Plenary Retail Consumption License No. 0221-33-048-002, was not timely renewed for the 2007-2008 license term so that it expired; and

WHEREAS, the Director of the Division of Alcoholic Beverage control issued a Special Ruling (Div A.B.C. No. 03-08-5340) on April 10, 2008, permitting the Council to issue a "new" plenary retail consumption license to replace the expired license under the authority of N.J.S.A. 33:1-12.18 and N.J.S.A 33:1-12.39.; and

WHEREAS, P.J.G. Corporation has filed an application for the "new" license and paid the applicable fees, and has published the required notice and otherwise complied with the requirements of the Director's Special Ruling;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Garfield, Bergen County, New Jersey, that pursuant to the authority of N.J.S.A. 33:1-12.18 and N.J.S.A. 33:1-12.39, the Special Ruling of the Director of the Division of Alcoholic Beverage Control dated April 10, 2008, the City hereby issues to P.J.G. Corporation, a "new" Plenary Retail Consumption License to replace the expired license No. 0221-33-048-002, for the license term expiring June 30, 2008, and the new license shall bear the same license number as the expired license.

BE IT FURTHER RESOLVED, that Resolution No. 08-201 adopted by the City Council at a Regular Meeting held Tuesday, June 10, 2008 is hereby rescinded.

On call of roll, Ayes 5

(Sgd) Louis G. Aloia
Tana M. Raymond

Resolution No. 08-279

RESOLVED, by the City Council of the City of Garfield that the City Clerk is hereby authorized to issue the following licenses for the fiscal year beginning July 1, 2008 and ending June 30, 2009:

PLENARY RETAIL CONSUMPTION LICENSES

0221-33-037-004

Chris Liquor Inc.
t/a Pescador Restaurant
1 Passaic Street

BE IT FURTHER RESOLVED that the foregoing renewals are granted on the condition that said renewal shall not constitute approval of anything at variance with the records of the City Council of any person-to-person transfer, place-to-place transfer or change of corporate structure approved prior to the passage of this resolution.

On call of roll, Ayes 5

(Sgd) Louis G. Aloia
Tana M. Raymond

Resolution No. 08-280

WHEREAS, the City Council had previously established a schedule for conduction all monthly meetings for calendar year 2008; and

RESOLUTIONS

WHEREAS, in reviewing this schedule with the various members of the Governing Body as well as the City Clerk and City Manager it has become evident that, due to vacation and other schedules, the schedule previously established must be modified; and

WHEREAS, the City Manager has recommended and the City Council has agreed that, for the month of August 2008 there shall only be one meeting and, in addition, special meetings will be called in the event that the need arises for the same.

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

1. The Meeting schedule for the month of August 2008 is hereby amended to provide that meetings shall only take place on Thursday, August 21, 2008
2. The meetings shall commence at 5:30 PM with the Work Session and the Regular, Public Meetings shall commence at 8:00 PM.
3. The City Clerk is hereby directed to prepare, publish and post the appropriate notices to facilitate this change in schedule.

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 City Attorney, the official newspaper of the City of Garfield and all other necessary parties.

On call of roll, Ayes 5

(Sgd) Louis G. Aloia
Tana M. Raymond

Resolution No. 08-281

A RESOLUTION RENWEING THE COLUNTARY GROUP DENTAL PROGRAM FOR ELIGIBLE EMPLOYEES AND THEIR COVERED DEPENDENTS WITH DELTA DENTAL OF NEW JERSEY, INC.

WHEREAS, the City of Garfield, hereinafter referred to as, the City, provides voluntary dental benefits to eligible employees and their covered dependents on a fully contributory basis; and

WHEREAS, the dental benefits administrator, Delta Dental of N.J., Inc. has presented the renewal rates for the 07-01-08 through 6-30-09 policy period; and

WHEREAS, the contract award for these services is directly to Delta Dental of N.J., Inc a duly licensed and admitted Insurance Company within the State of NJ and therefore, such award is exempt from the requirements set for the by P.L. 2005, c. 51) N.J.S.A. 19:44A-20.5 et seq.

NOW, THEREFORE BE IT RESOLVED, the Mayor and Council of the City of Garfield hereby renew the current voluntary dental program with Delta Dental of New Jersey, Inc. with the premiums amended as per the attached contract addendum, all other terms and conditions remaining unchanged for the 12 month period, effective July 1, 2008 at 12:01 AM; and

BE IT FURTHER RESOLVED, the Mayor or City Manager and Municipal Clerk are hereby authorized to execute the Renewal Documents in accordance with the terms and conditions of the Agreement; and

BE IT FURTHER RESOLVED, a certified copy of this Resolution shall be forwarded to Delta Dental of NJ, Inc., PIA Security Programs, Inc., and the City Chief Financial Officer.

On call of roll, Ayes 5

(Sgd) Louis G. Aloia
Tana M. Raymond

Resolution No. 08-282

RESOLUTION - AMENDING RESOLUTION NO. 08-110 REGARDING SPECIAL COUNSEL

WHEREAS, pursuant to Resolution No. 08-110, EMIL W. CUCCIO, ESQ. was retained by the City of Garfield to represent the City in connection with Cablevision and cable franchise negotiations; and

WHEREAS, the City Attorney has now recommended that Mc. CUCCIO's services be expanded to include negotiations with Verizon New Jersey, Inc. since the entity has filed a petition with the

RESOLUTIONS

Board of Public Utilities certifying that it is capable of providing cable television service to the City of Garfield; and

WEHREAS, the opportunity exists to obtain financial and other benefits on behalf of the City through Verizon;

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. Resolution No. 08-110 is hereby amended to authorize EMIL S. CUCCIO, ESQ. to conduct all discussions and negotiations with Verizon New Jersey, Inc. in connection with its proposal to provide cable television services to the City of Garfield;
2. All other terms, conditions and obligations of the aforementioned Resolution shall remain

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 EMIL S. CUCCIO, ESQ., the City Attorney and the City Manager.

On call of roll, Ayes 5

(Sgd) Louis G. Aloia
Tana M. Raymond

Resolution No. 08-283

WHEREAS, the Mayor and Council of the City Council of the City of Garfield, Bergen County, New Jersey, has adopted a resolution implementing Length of Service Awards Program (LOSAP), in 2001 pursuant to Section 457 (e)(11)(13) of the Internal Service code of 1986, and;

WHEREAS, the Chief Financial Officer has reviewed and has forwarded certified list to the Mayor and Council to disclose Volunteer Fire Department recipients who have met the minimum requirements to receive such funds and;

WHEREAS, a certified list containing the names of the recipients are attached to this resolution in which the auditors have recommended in the audit that this list be available for review in the form of a resolution.

THEREFORE, BE IT RESOLVED, by the City Council of the City of Garfield that the Chief Financial Officer, has certified funds are available in the 2007 appropriation reserve, and has further audited the documents submitted by the Volunteer Fire Department and has determined that the documents meet the intent of the 2007 audit requirements, and the Interim Chief Financial Officer and other appropriate City Officials are hereby authorized to make contributions for the qualifying firefighters.

On call of roll, Ayes 5

(Sgd) Louis G. Aloia
Tana M. Raymond

Resolution No. 08-284

RESOLVED, by the City Council of the City of Garfield, Bergen County, State of New Jersey that the City Clerk is hereby authorized and directed to advertise for the receipt of bids for the Back File Conversion Proposal for Electronic Document Management System on Thursday, August 7, 2008 at 10:00 A.M. in the Conference Room in City Hall

On call of roll, Ayes 5

(Sgd) Louis G. Aloia
Tana M. Raymond

RESOLUTIONS

Resolution No. 08-285

WHEREAS, the City Council of the City of Garfield has appointed a Municipal Alliance Committee for the purpose of providing to the community Educational Programs for Drug and Alcohol awareness; and

WHEREAS, the Municipal Alliance Committee annually applies to the County Board of Freeholders for necessary funds to provide Drug and Alcohol Awareness programs for the community; and

WHEREAS, the County of Bergen has advised the City that the Municipal Alliance Committee is to receive \$16,765.00 total for the program identified in the grant application; and

NOW THEREFORE, BE IT RESOLVED that the City Council of the City of Garfield does hereby approve the acceptance of total grant funds of \$16,765.00; and

BE IT FINALLY RESOLVED, that a copy of this resolution be provided to the County of Bergen and to the Chairman of the Municipal Alliance Committee.

On call of roll – Ayes 5

(Sgd) Louis G. Aloia
Tana M. Raymond

Resolution No. 08-286

BE IT RESOLVED, that the Mayor and Council of the City of Garfield wishes to enter into a grant agreement with the County of Bergen for the purpose of using \$50,000.00 in 2008/2009 Community Development Block Grant funds for Rehabilitation of Fire Company No. 2, in the City of Garfield; and

BE IT FURTHER RESOLVED, that the Mayor and Council hereby authorizes the City Manager Thomas J. Duch to be signatory to the aforesaid grant agreements;

BE IT FURTHER RESOLVED, that the Mayor and Council hereby authorize City Manager Thomas J. Duch 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 Grant agreement; and that liability of the Mayor and Council is in accordance with HUD requirements.

On call of roll, Ayes 5

(Sgd) Louis G. Aloia
Tana M. Raymond

Resolution No. 08-287

BE IT RESOLVED, that the Mayor and Council of the City of Garfield wishes to enter into a grant agreement with the County of Bergen for the purpose of using \$225,000.00 in 2008/2009 Community Development Block Grant funds for the Dundee Dam Park and Bikeway Improvements, in the City of Garfield; and

BE IT FURTHER RESOLVED, that the Mayor and Council hereby authorizes the City Manager Thomas J. Duch to be signatory to the aforesaid grant agreements;

BE IT FURTHER RESOLVED, that the Mayor and Council hereby authorize City Manager Thomas J. Duch 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 Grant agreement; and that liability of the Mayor and Council is in accordance with HUD requirements.

On call of roll, Ayes 5

(Sgd) Louis G. Aloia
Tana M. Raymond

Resolution No. 08-288

BE IT RESOLVED, that the Mayor and Council of the City of Garfield wishes to enter into a grant agreement with the County of Bergen for the purpose of using \$376,500.00 in 2008/2009 Community Development Block Grant funds for the Lanza Avenue Water Main Rehabilitation, in the City of Garfield; and

RESOLUTIONS

BE IT FURTHER RESOLVED, that the Mayor and Council hereby authorizes the City Manager Thomas J. Duch to be signatory to the aforesaid grant agreements;
BE IT FURTHER RESOLVED, that the Mayor and Council hereby authorize City Manager Thomas J. Duch 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 Grant agreement; and that liability of the Mayor and Council is in accordance with HUD requirements.

On call of roll, Ayes 5

(Sgd) Louis G. Aloia
Tana M. Raymond

Resolution No. 08-289

BE IT RESOLVED by the Mayor and Council of the City of Garfield that application is made to the NJ Department of Environmental Protection for aid under the Green Acres Program for grants and loans through a Local Government Assistance Application for recreational improvements and amenities at

River Drive Park @ Dundee Dam & Canal

WHEREAS, the Council has determined that such application(s) should be prepared by Capital Alternatives Corporation, the grants specialists engaged by the municipality for assistance in such matters.

RESOLVED, that Capital Alternatives Corporation is authorized to prepare, assemble, and submit the necessary documentation on behalf of the municipality of GARFIELD for the stated project(s) and shall be entitled to receive any earned Fulfillment Fees, in accordance with their contract with the City of GARFIELD, equivalent to 10% of the value of any grant awarded, and 5% of any loan awarded.

On call of roll, Ayes 5

(Sgd) Louis G. Aloia
Tana M. Raymond

Resolution No. 08-290

RESOLUTION – AUTHORIZING OPEN SPACE TRUST FUND GRANT AGREEMENT

WHEREAS, the City of Garfield has received a grant from the 2007 Bergen County Open Space, Recreation, Farmland and Historic Preservation Trust fund in the amount of \$633,860.00; and
WHEREAS, this grant is in connection with the Passaic River Park and Bikeway Property Acquisition; and

WHEREAS, in order to receive the funds from the aforesaid program, the City council must adopt a Resolution authorizing the City to enter into an agreement with the County of Bergen, Department of Planning and Economic Development; and

WHEREAS, the City of Garfield is willing to meet all of the contract requirements and the time lines established by the contract drafted by the County of Bergen in order to receive the full allotment of funds.

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. An agreement with the Bergen County Open Space Recreation Farmland and Historic Preservation Trust Fund be and is hereby authorized.
2. The agreement shall be in the form which is on file in the office of the City Clerk and as submitted by the Bergen County Board of Chosen Freeholders.
3. The Mayor and the City Clerk be and are hereby authorized and directed to execute said agreement on behalf of the City of Garfield.
- 4.

NOW THEREFORE, BE IT RESOLVED, that the City Clerk be and is hereby authorized and directed to forward certified copies of the within Resolution to the County of Bergen and the office of the City Manager.

RESOLUTIONS

On call of roll, Ayes 5

(Sgd) Louis G. Aloia
Tana M. Raymond

Resolution No. 08-291

A RESOLUTION – AUTHORIZING SETTLEMENT OF REAL PROPERTY TAX APPEAL

Addresses: 499 Midland Avenue, Garfield, New Jersey
Taxpayer: Arellano, Diego
Tax Block: 119.05
Tax Lots: 212

WHEREAS, Diego Arellano, is the owner of the property described above; and
WHEREAS, these properties were assessed for the tax year 2006 as follows:

Land:	\$201,600.00
Improvements:	<u>\$188,600.00</u>
Total:	\$390,200.00

WHEREAS, Real Property Tax Appeal was filed in connection with this property for the year 2006, and

WHEREAS, as a result of the foregoing, and based upon the recommendations of the Tax Assessor and City Attorney and Appraiser, the Real Property Tax Appeals filed in connection with this matter shall be settled as set forth herein

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 Real Property Tax Assessment for the property Described above is amended for the 2006 tax year as follows:

Land:	\$201,600.00
Improvements:	<u>\$ 98,400.00</u>
Total:	\$300,000.00

2. Prejudgement interest on any refund is waived provided that refund is paid within sixty days of entry of judgment.

3. Any tax refunds shall be made payable to William S. Winters, Esq. as attorney for Diego Arellano and forwarded to counsel for the taxpayer William S. Winters, Esq. at the following address:

Williams S. Winters, Esq.
199 Route 18 South
East Brunswick, New Jersey 08816

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 Tax Assessor for the City of Garfield, the Tax Collector, the City Attorney and William S. Winters, Esq.

On call of roll, Ayes 5

(Sgd) Louis G. Aloia
Tana M. Raymond

See

The

Following

Pages Numbered _____

For

RESOLUTIONS

Resolution No. 08-293

WHEREAS, the Outwater Station provides valuable services to the residents of the City of Garfield, and

WHEREAS, the service provided to the City of Garfield have already been reduced as a result of the closure of the Ritz Station, and

WHEREAS, the United States Postal Service has now taken steps to reduce the hours during which the Outwater Station is open; and

WHEREAS, the City Council believes that the reduction of hours of this station will create a hardship for the residents of the City and therefore opposes this action;

NOW THEREFORE, BE IT RESOLVED that the Mayor & Council of the City of Garfield hereby expresses its opposition to the proposed reduction in hours and services, and

BE IT FURTHER RESOLVED that the City Clerk be and is hereby authorized to forward CERTIFIED copies of the within resolution to the Postmaster General of the United States, Senators Lautenberg and Menendez and Congressman Rothman.

On call of roll, Ayes 5

(Sgd) Frank J. Calandriello
Tana M. Raymond

BILLS AND CLAIMS

Resolution No. 08-294

RESOLVED by the City Council of the City of Garfield that the following bill No. 1261 covering Dog Trust totaling \$73.80 and Current Fund Reserve totaling \$1,195.16 and Current Fund totaling \$1,760,540.49 and Water Fund Current totaling \$432,514.38 and General Capital totaling \$344,816.07 and Water Capital totaling \$119,874.79 per attached Computer Lists, be odered 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 eighteen (18) items prior to the meeting be ratified.

See

The

Following

Pages Numbered _____

For

Bills

And

Claims

ORDINANCES

Ordinance No. 2529

The following entitled ordinance was introduced at a Regular Meeting held July 8, 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 THE CODE OF THE CITY OF GARFIELD TO INCLUDE A CHAPTER ENTITLED ‘OUTDOOR CAFES’ ”

City Clerk Pavlica read the ordinance by title.

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

Mr. Joseph Dorman, 174 Palisade Avenue, spoke on and asked questions concerning the ordinance.

Mr. Richard Derrig, 71 Herman Street, spoke on and asked questions concerning the ordinance and he proposed returning closing hours for liquor license establishments to 3:00 AM, from 2:00 AM.

There being no further objections, Mayor Calandriello 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 Delaney duly seconded the motion.

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

Ordinance No. 2530

The following entitled ordinance was introduced at a Regular Meeting held July 8, 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 131 OF THE CODE OF THE CITY OF GARFIELD ENTITLED ‘DWELLING AND ROOMING UNITS’ ”

City Clerk Pavlica read the ordinance by title.

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

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

Councilmember 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 Delaney duly seconded the motion.

On call of roll, Ayes 5

ORDINANCES

Councilmember Aloia introduced in writing the following ordinance entitled:

“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.

Councilmember Aloia moved that this ordinance entitled, “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’”, does now pass on first reading and remain on file with the City Clerk for inspection until public hearing thereon and further consideration thereof which shall be held on August 21, 2008 at 8:00 PM in the City Hall in Garfield and that the City Clerk shall be directed to publish said ordinance in full together with the notice of such hearing in the Garfield Messenger.

The motion, duly seconded by Councilmember Raymond, was on roll call adopted by the following vote and the motion was declared adopted and said ordinance passed on first reading: Ayes 4, Nays 1 – Mayor Calandriello

Councilmember Aloia introduced in writing the following ordinance entitled:

“AN ORDINANCE TO AMEND, THE CODE FO THE CITY OF GARFIELD TO ADD CHAPTER 178 ENTITLED ‘PARADES AND OTHER SPECIAL EVENTS’ ”

City Clerk Pavlica read the ordinance by title.

Councilmember Aloia moved that this ordinance entitled, “AN ORDINANCE TO AMEND, THE CODE OF THE CITY OF GARFIELD TO ADD CHAPTER 178 ENTITLED ‘ PARADES AND OTHER SPECIAL EVENTS’ ”, does now pass on first reading and remain on file with the City Clerk for inspection until public hearing thereon and further consideration thereof which shall be held on August 21, 2008 at 8:00 PM in the City Hall in Garfield and that the City Clerk shall be directed to publish said ordinance in full together with the notice of such hearing in the Garfield Messenger.

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

Councilmember Aloia introduced in writing the following ordinance entitled:

“CITY OF GARFIELD, BERGEN COUNTY, NEW JERSEY CALENDAR YEAR 2008 ORDINANCE TO EXCEED THE MUNICIPAL BUDGET COST OF LIVING ALLOWANCE AND TO ESTABLISH A CAP BANK (N.J.S.A 40A-4-45.14)”

City Clerk Pavlica read the ordinance by title.

Councilmember Aloia moved that this ordinance entitled, “CITY OF GARFIELD, BERGEN COUNTY, NEW JERSEY CALENDAR YEAR 2008 ORDINANCE TO EXCEED THE MUNICIPAL BUDGET COST OF LIVING ALLOWANCE AND TO ESTABLISH A CAP BANK (N.J.S.A 40A-4045.14””, does now pass on first reading and remain on file with the City Clerk for inspection until public hearing thereon and further consideration thereof which shall be held on August 21, 2008 at 8:00 PM in the City Hall in Garfield and that the City Clerk shall be directed to publish said ordinance in full together with the notice of such hearing in the Garfield Messenger.

ORDINANCES

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

CITIZENS AND TAXPAYERS

Mr. Joseph Giordano, 80 Central Avenue, Lodi, claimed that he made a complaint to the Building Department concerning a building violation and he was retaliated against by the person he complained about, when it was found out that he was the one who made the complaint.

Dr. Dawn Sova, 126 Banta Avenue complimented Superintendent of Public Works Sam Garofalo on how he handled a situation.

Mr. Mario Norcia, 508 Outwater Lane, complimented City Manager Duch on getting tree branches cut down in his neighborhood. He complained about high taxes. He complained about how leaves are collected by the DPW in the Fall. He complained about the Department of Public Works and their salaries. He complained about the overpaid salaries of municipal employees.

Mr. Melchione Morrone, 388 Mac Arthur Avenue, spoke on the bagging of leaves in the Fall. He spoke on the street sweeper moving too fast and blowing street debris over the curb and onto the sidewalk.

Mr. William Whren, 33 Westminster Place, spoke on the location of the podium. He spoke on a house fire which happened on Farnham Avenue on Sunday July 20, 2008. He praised the Garfield Volunteer Fire Department. He complimented Superintendent of Public Works Garofalo. He spoke on property maintenance issues at 27 Westminster Place. He spoke on the Habitat for Humanity renovating a building at 58 Farnham Avenue into a facility for unwed teenage mothers.

Ms. Joyce Uram, 37 Schley Street, asked questions concerning her water pressure being low in her neighborhood.

Mr. William Whren, was again recognized, and he apologized for the way he phrased a sentence when he got up and spoke before.

Mr. Mario Norcia, was again recognized and he commented on the municipalities which do not collect bagged leaves and he spoke on his request for the City to trim tree branches.

Mr. Richard Derrig, was again recognized, and he asked about lead testing results for the artificial ball fields located in Belmont Oval.

COUNCILMEMBER COMMENTS

Councilmember Raymond spoke on the City collection of leaves. She spoke on alleged violations of confidentiality by City Officials. She spoke on a Garfield Fifth Grader who recently had a book published and she said she would like this child publicly recognized. She spoke on New Jersey Nets NBA player, Josh Boone, who was at the City Recreation Center recently to advocate the nutritional value of dairy products. She said that her Citizen's Task Force is still acting on tips concerning illegal apartments. She spoke on the Café Ordinance. She spoke on National Night Out scheduled to be held Tuesday, August 5, 2008 at Twentieth Century Field.

Councilmember Delaney spoke on the DEP requirement concerning the bagging of leaves. He spoke on the neighborhood of Farnham Avenue and he spoke in support of the Garfield Volunteer Fire Department.

COUNCILMEMBER COMMENTS

Councilmember Aloia spoke on the proposed Super Wal*Mart and Applebees Restaurant as part of the Vornado Redevelopment to be located off 174 Passaic Street. He spoke on the proposed establishment of Zoë's Place on Farnham Avenue for unwed teenage mothers. He spoke on the bagging of leaves and issues with Landscapers and DEP requirements.

Deputy Mayor Moskal spoke on the street sweeper service and he spoke on the Café Ordinance. He remarked that the next City Council Meeting is scheduled to be held on Thursday, August 21, 2008.

Mayor Calandriello commented that the Garfield Little League, 11 year olds, won their district for the first time in eleven years. He spoke on the requirements for leaf collection.

ADJOURNMENT

At 9:50 PM, there being no further business, Councilmember Aloia moved to adjourn the meeting. Councilmember Raymond duly seconded the motion.

On call of roll, Ayes 5

Andrew J. Pavlica, CITY CLERK