

A Regular Meeting of the City Council was held Tuesday, September 9, 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: Tana M. Raymond, Joseph Delaney, Louis G. Aloia, Stanley J. Moskal and Frank J. Calandriello

Also Present: City Manager Thomas J. Duch, City Clerk Andrew J. Pavlica, City Attorney Joseph Rotolo, 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 Raymond duly seconded the motion.

On call of roll, Ayes 5

#### PRESENTATION BY GARFIELD COMMITTEE TO RESCUE ANIMALS

Councilmember Raymond presented citations from the Garfield Committee to Rescue Animals to Garfield Police Officers Daniel Duleski, Robert Meeham, Edward Morano and Police Sergeant Richard Uram, for rescuing "Toby", a dog who ran away from its owners who were visiting people on Williams Street, and was found and retrieved around Spring Street and Chestnut Street, and returned to its owners.

#### PUBLIC HEARING ON HISTORIC DUNDEE DAM PEDESTRIAN WAY AND PRESERVE

Mayor Calandriello declared a public hearing on the 2008 Garfield Green Acres application for construction grant funding in the amount of 1.7 million for development of the Historic Dundee Dam Pedestrian Way and Preserve.

City Manager Duch and City Engineer Boswell displayed plans and explained the project.

Mr. John Caravella, 4 Center Court, asked questions concerning maintenance costs and salaries in connection with the project.

There being no one else desiring to address this matter, Mayor Calandriello declared the public hearing closed.

#### PUBLIC HEARING ON THE AMENDMENT TO THE 2008 MUNICIPAL BUDGET

Mayor Calandriello declared a public hearing on the Amendment to the 2008 Municipal Budget and asked if there were any objections.

There being none, Mayor Calandriello declared the public hearing closed.

#### ADOPTION OF 2008 MUNICIPAL BUDGET

See the following

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

for Resolution No. 08-325

RESOLUTIONS

Resolution No. 08-326

WHEREAS, Fire Company No. 5 has advised that they have accepted the resignation of Maurizio Militello of 117 Plauderville Avenue, as an active member, effective August 12, 2008,  
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 approved,

On call of roll, Ayes 5

(Sgd) Tana M. Raymond  
Joseph Delaney

Resolution No. 08-327

WEHREAS, Fire Company No. 5 has advised that they have expelled Jacek Piczak of 418 Lanza Avenue, as an active member effective August 12, 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) Tana M. Raymond  
Joseph Delaney

Resolution No. 08-328

WHEREAS, Fire Company No. 5 has advised that they have accepted Anthony Breonte of 125 MacArthur Avenue, as a regular active member, effective May 6, 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. 5 with respect to the above matter, is hereby approved.

On call of roll, Ayes 5

(Sgd) Tana M. Raymond  
Joseph Delaney

Resolution No. 08-329

WHEREAS, Fire Company No. 5 has advised that they have accepted Emiljano Canaj of 61 Harrison Avenue, as a regular active member, effective August 12, 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. 5 with respect to the above matter, is hereby approved

On call of roll, Ayes 5

(Sgd) Tana M. Raymond  
Joseph Delaney

Resolution No. 08-330

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 the Installation of (3) Heating/Air Conditioning Units for Firehouse No. 4 to be received Thursday, October 9, 2008 at 10:00 AM in the Conference Room in City Hall.

On call of roll, Ayes 5

(Sgd) Tana M. Raymond  
Joseph Delaney

Resolution No. 08-331

RESOLUTION FOR MUNICIPALITIES WISHING TO ENTER INTO AGREEMENT WITH COUNTY OF BERGEN FOR EMERGENCY SERVICCES NOTIFICATION SYSTEM  
WHEREAS, there exists a need for the County of Bergen, Office of Emergency Management, Department of Public Safety to provide an automated telephone alerting system service (hereinafter

RESOLUTIONS

called "system") to be available 24 hours a day, seven (7) days a week, and all days per year to the seventy (70) Municipalities comprising the County of Bergen; and  
WHEREAS the Bergen County Board of Chosen Freeholders adopted Resolution No. 147 on February 20, 2008, authorizing the County to award a purchase contract to C3: Citizen Communication Center, 155 Franklin Avenue, Nutley, New Jersey 07110 (hereinafter known as the "service provider") to provide the above referenced system to those municipalities so desiring; and  
WHEREAS, the Municipality wishes to utilize such a system for the benefit of its citizens; and  
WHEREAS, an agreement is necessary to delineate the respective responsibilities of the parties in connection therewith; and  
WHEREAS, the County shall pay 100% of the cost of initial installation, testing, and training of the system and 100% of the cost of the annual maintenance, testing and training of the system; and  
WHEREAS, the Municipality shall pay the combined costs as outlined above and in corresponding subsequent Agreement(s) with the County of Bergen.  
NOW, THEREFORE, BE IT RESOLVED, that the municipality be and is hereby authorized to enter into an Agreement with the County of Bergen to utilize an automated telephone alerting system service at any time during the County's contract period with the service provider (March 1, 2008 through February 28, 2009) with an option for an additional year; and be it further  
RESOLVED, that the Mayor of the municipality be and is hereby authorized to execute said Agreement in a form to be approved by the municipal attorney.

On call of roll, Ayes 5

(Sgd) Tana M. Raymond  
Joseph Delaney

Resolution No. 08-332

STATE OF NEW JERSEY, DEPARTMENT OF ENVIRONMENTAL PROTECTION GREEN ACRES ENABLING RESOLUTION

WHEREAS, the New Jersey Department of Environmental Protection, Green Acres Program ("State"), provides loans and/or grants to municipal and county governments and grants to nonprofit organizations for assistance in the acquisition and development of lands for outdoor recreation and conservation purposes; and

WHEREAS, the City of Garfield desires to further the public interest by obtaining funding in the amount of \$1,700,000.00 for the State to fund the following project(s)

The construction of Dundee Dam Pedestrian Way & Preserve

at a cost of \$6,000,000;

NOW, THEREFORE, the governing body/board resolved that Thomas J. Duch, or the successor to the office of the City Manager, is hereby authorized to:

- (a) make application for such a loan and/or grant,
- (b) provide additional application information and furnish such documents as may be required, and
- (c) act as the authorized corresponded of the above named applicant; and

WHEREAS, the State shall determine if the application is complete and in conformance with the scope and intent of the Green Acres Program, and notify the applicant of the amount of the funding award; and

WHEREAS, the applicant is willing to use the State's funds in accordance with such rules, regulations and applicable statutes, and is willing to enter into an agreement with the State for the above named project;

NOW, THEREFORE, BE IT FURTHER RESOLVED BY THE Governing Body of the City of Garfield.

1. That the City Manager of the above named body or board is hereby authorized to execute an agreement and any amendment thereto with the State known as Dundee Dam Pedestrian Way & Preserve;
2. That the applicant has its matching share of the project, if a match is required, in the amount of funds sufficient to cover costs not covered by the NJDEP Green Acres Program, from its own funding sources and other state and county funding programs;
3. That, in the event the State's funds are less than the total project cost specified above the applicant has the balance of funding necessary to complete the project;

RESOLUTIONS

4. That the applicant agrees to comply with all applicable federal, state, and local laws, rules, and regulations in its performance of the project; and
5. That this resolution shall take effect immediately

On call of roll, Ayes 5

(Sgd) Tana M. Raymond  
Joseph Delaney

Resolution No. 08-333

RESOLUTION AUTHORIZING PROFESSIONAL ENGINEERING SERVICES IN CONNECTION WITH THE PREPARATION OF A PRELIMINARY ASSESSMENT REPORT FOR THE PASSAIC RIVER HISTORIC PARK ACQUISITION IN THE CITY OF GARFIELD, BERGEN COUNTY, NEW JERSEY AS MANDATED BY THE RULES AND REGULATIONS OF THE NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION (NJDEP) GREEN ACRES PROGRAM

WHEREAS, the City of Garfield has been awarded an NJDEP Green Acres Grant for the acquisition of seven (7) additional parcels along River Drive; and,  
WHEREAS, these parcels are known as:

- 695 River Drive, Block 140, Lot 1
- River Drive, Block 140, Lot 4.01
- 703 River Drive, Block 140, Lot 4.02
- 743 River Drive, Block 140, Lot 24
- 795 River Drive, Block 140, Lot 29
- 933 River Drive, Block 140, Lot 91.01 & 100.01

WHEREAS, the City of Garfield desires to maintain, preserve and renovate the City's parks and services; and,

WHEREAS, the City of Garfield is required by NJDEP regulations to perform a Preliminary Assessment Report in order to receive Green Acres Funds in accordance with the NJDEP's Technical Requirements for Site Remediation, N.J.A.C. 7:26-E-1.8; and,

WHEREAS, the City of Garfield is required to submit this report in order to obtain the actual grant; and,

WHEREAS, Boswell McClave Engineering is familiar with and has prepared these type of reports in order to identify areas and/or items of potential environmental concern; and,

WHEREAS, the preparation of this preliminary assessment report is in the best interest of the health, safety and welfare of the general public of the City of Garfield; and,

NOW THEREFORE BE IT RESOLVED, by the City Council of the City of Garfield that Boswell McClave Engineering is authorized to perform Professional Engineering Services in the amount of \$13,800.00 to prepare the required Preliminary Assessment Report and a separate \$3,200.00 to be paid directly from the City of Garfield to the subcontractor for the environmental database search, historic aerial photographs, Sanborn maps and chain of title, all in accordance with the August 22, 2008 proposal.

On call of roll, Ayes 5

(Sgd) Tana M. Raymond  
Joseph Delaney

Resolution No. 08-334

RESOLUTION – AUTHORIZING EXECUTION OF EASEMENT AGREEMENT AND DEED OF EASEMENT

WHEREAS, the Bergen County Community Action Partnership, Inc. has proposed the development of a Head Start Early Childhood Center in the City of garfield; and

WHEREAS, this facility is to be located on Block 119.04, Lot 259.01 which is located near the intersection of Midland Avenue and Outwater Lane adjacent to Columbia Park; and

WHEREAS, this facility has requested that the City approve an Easement Agreement which will permit the use of certain City property for the purpose of ingress and egress to this facility as well as parking during certain hours; and

WHEREAS, the Mayor and Council have determined that this proposed use provides benefits to the City of Garfield and, therefore, have agreed to provide the requested easements to this facility.

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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 Easement Agreement as to Block 119.04, Lot 1 and Block 119.04, Lot 259.01 be and is hereby authorized

2. This Easement Agreement shall be granted to the Bergen County Community Action Partnership, Inc. located at 241 Moore Street, Hackensack, New Jersey for the operation of a Head Start Early Childhood Center.

3. The Easement Agreement shall be in the form reviewed and approved by the City Attorney and City Manager and shall be in accordance with the proposal made to the Governing Body by the Bergen County Community Action Partnership, Inc.

4. The Mayor and City Clerk are hereby authorized and directed to execute any documents which may be necessary in order to effectuate the provisions of this Resolution subject, however, to approval of said documents by the City Attorney and City Manager.

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 City Attorney, the Bergen County Community Action Partnership, Inc., Charles Sarlo, Esq., and the Office of the City Manager.

On call of roll, Ayes 5

(Sgd) Tana M. Raymond  
Joseph Delaney

Resolution No. 08-335

RESOLUTION – AUTHORIZING SUCCESSOR ‘HOST COMMUNITY BENEFIT AGREEMENT’

WHEREAS, Garofalo Recycling and Transfer Station Company, Inc. previously entered into a Host Community Benefit Agreement with the City of Garfield dated May 20, 1992; and

WHEREAS, That Agreement was subsequently amended and renewed; and

WHEREAS, the entity which is the successor to Garofalo Recycling and Transfer Station Company, Inc. is IWS Transfer Systems of New Jersey, Inc.; and

WHEREAS, the Agreement with that entity was negotiated several years ago and expired on March 31, 2008; and

WHEREAS, the parties have continued to abide by the terms of that Agreement since its expiration while the terms of a Successor Agreement are finalized; and

WHEREAS, pursuant to that Agreement the City of Garfield delivers and IWS accepts for disposal all non-hazardous solid waste generated or collected by Garfield at a discounted fee; and

WHEREAS, State Law requires that communities which host a transfer station receive financial benefits as compensation for hosting such a facility; and

WHEREAS, after negotiations with IWS the City Attorney, City Manager and Superintendent of the Department of Public Works are satisfied that the benefits being provided pursuant to the prior Agreement are fait to the City of Garfield and recommend provided pursuant to the prior Agreement are fair to the City and recommend that those same terms be extended for an additional five year period; and

WHEREAS, the City Attorney is in receipt of and has reviewed a proposed successor Agreement between the City of Garfield and IWS Transfer Systems of New Jersey Inc. and has approved of the same.

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. A Host Benefit Agreement between the City of Garfield and IWS Transfer Systems of New Jersey, Inc. be and is hereby authorized.

2. The term of the aforesaid Agreement shall be a period of five (5) years commencing on April 1, 2008 and continuing until March 31, 2013.

3. The City shall receive the following benefits from the aforesaid Agreement:

- A Host Community fee in the sum of \$1.00 per ton of solid waste processed at the facility;
- A discounted rate for disposal of solid waste generated or collected by Garfield in an amount which is \$4.50 per ton less than the blended rate contemporaneously charged to all customers and haulers disposing of waste at the transfer station;

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- The transfer station will receive for disposal up to 600 tons per year of non-hazardous solid waste generated by the Garfield DPW at no cost;
- The Lease Agreement for City property entered into on or about February 3, 1994 shall continue at a rate of \$300.00 per month; and

4. The City Manager is hereby authorized and directed to execute an Agreement confirming the aforementioned terms based upon the recommendation of the Superintendent of the Department of Public Works and the City Attorney.

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 City Attorney, the City Manager, the Superintendent of the Department of Public Works, IWS Transfer Systems of New Jersey, Inc. and the State of New Jersey Department of Environmental Protection.

On call of roll, Ayes 5

(Sgd) Tana M. Raymond  
Joseph Delaney

Resolution No. 08-336

RESOLUTION – AUTHORIZING SETTLEMENT OF REAL PROPERTY TAX APPEAL

Address: 321 Midland Avenue  
Block 88.01, Lot 11

299 Midland Avenue  
Block 77.01, Lot 9

Owner /Taxpayer: 325 Midland Avenue, LLC  
Ta x Years: 2004, 2005, 2006, 2007, 2008 and 2009

WHEREAS, 325 Midland Avenue, LLC is the owner of the above referenced properties; and WHEREAS. These properties were assessed for the years under appeal as follows:

	Land	Improvements	Total
321 Midland Avenue	\$434,700.00	\$2,006,500.00	\$2,441,200.00
299 Midland Avenue	\$224,000.00	\$ 449,800.00	\$674,500.00; and

WHEREAS, real property tax appeals were filed in connection with these properties for the years 2004 through 2008; and

WHEREAS, upon a review of these matters and after numerous court appearances and settlement conferences, the Tax Assessor, City Attorney and Robert McNerney, the City's expert real property appraiser have recommended that the within matters be settles on the terms and conditions 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 appeals for the above referenced properties for the tax year 2004 shall be withdrawn in their entirety;
2. The real property tax assessment for the subject properties for the remaining years under appeals shall be as follows:

<b>321 Midland Avenue,</b>		<b>Block 88.01, Lot 11</b>	
Year	Land	Improvements	Total
2005	\$434,700.00	\$1,417,200.00	\$1,851,900.00
2006	\$434,700.00	\$1,289,500.00	\$1,724,200.00
2007	\$434,700.00	\$ 917,600.00	\$1,352,300.00
2008.	\$434,700.00	\$ 758,300.00	\$1,193,000.00

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<b>299 Midland Avenue,</b>		<b>Block 77.01, Lot 11</b>	
Year	Land	Improvements	Total
2005	\$224,700.00	\$287,000.00	\$511,700.00
2006	\$224,700.00	\$251,700.00	\$467,400.00
2007	\$224,700.00	\$149,000.00	\$373,700.00
2008.	\$224,700.00	\$105,000.00	\$329,700.00

3. The parties stipulate that the assessments for the properties for the tax year 2009 shall be as follows

<b>321 Midland Avenue,</b>		<b>Block 88.01, Lot 11</b>	
Year	Land	Improvements	Total
2009	\$434,700.00	\$648,500.00	\$1,083,200.00

<b>299 Midland Avenue,</b>		<b>Block 77.01, Lot 11</b>	
Year	Land	Improvements	Total
2009	\$224,700.00	\$74,600.00	\$299,300.00

4. Prejudgement interest on any refund is waived provided that the refund is paid within sixty (60) of entry of judgement;

5. Any tax refunds shall be made payable to Michael M. Stadler, Esq., as attorney for 325 Midland Avenue, LLC and forwarder to counsel for the tax payer, Michael M. Stadler, Esq. at the following address:

Michael Stadler, PA  
90 Woodbridge Center Drive  
David T. Wlantz Tower, Suite 150  
Woodbridge, New Jersey 07095

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 Tax Assessor for the City of Garfield, the Township Attorney, the Tax Collector and Robert McNerney of McNerney & Associates.

On call of roll, Ayes 5

(Sgd) Tana M. Raymond  
Joseph Delaney

Resolution No. 08-337

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 DL Sugarhouse, LLC, (The Laundry Room, 69 River Drive), P.O. Box 380, Mt. Freedom, NJ 07970 in the amount of \$298.00 for Engineering fees on 1/10/05 , said funds are being held in the Developer’s Escrow Fund, and WHEREAS, the Chief Financial Officer has investigated these deposits and has determined that they are due to the above individual;  
NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Garfield, Bergen County, New Jersey that these monies be refunded to the above named claimant

On call of roll, Ayes 5

(Sgd) Tana M. Raymond  
Joseph Delaney

Resolution No. 08-338

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 Ralph Boragine, 352 River Drive, Garfield, NJ 07026 in the amount of \$312.50 for Engineering fees on 06/13/03 and \$325.56 for Attorney fees on 6/13/03 for a total of \$638.06, said funds are being held in the Developer’s Escrow Fund, and

RESOLUTIONS

WHEREAS, the Chief Financial Officer has investigated these deposits and has determined that they are due to the above individual;

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Garfield, Bergen County, New Jersey that these monies be refunded to the above named claimant

On call of roll, Ayes 5

(Sgd) Tana M. Raymond  
Joseph Delaney

Resolution No. 08-339

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 Henry and Wieslawa Wrobel, 42 Percypeny Lane, Parsippany, NJ 07054 in the amount of \$615.00 for Engineering fees on 6/13/03 and \$437.50 for Attorney fees on 6/13/03 for a total of \$1,052.50, said funds are being held in the Developer's Escrow Fund, and

WHEREAS, the Chief Financial Officer has investigated these deposits and has determined that they are due to the above individual;

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Garfield, Bergen County, New Jersey that these monies be refunded to the above named claimant

On call of roll, Ayes 5

(Sgd) Tana M. Raymond  
Joseph Delaney

Resolution No. 08-340

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 Ron and Nancy Ruesta, 155 Farnham Avenue, Garfield, NJ 07026 in the amount of \$106.50 for Engineering fees on 5/3/05 and \$6.55 for Attorney fees on 5/3/05 for a total of \$113.05, said funds are being held in the Developer's Escrow Fund, and

WHEREAS, the Chief Financial Officer has investigated these deposits and has determined that they are due to the above individual;

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Garfield, Bergen County, New Jersey that these monies be refunded to the above named claimant

On call of roll, Ayes 5

(Sgd) Tana M. Raymond  
Joseph Delaney

Resolution No. 08-341

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 Aldred and Matilda Pere, 136 Semel Avenue, Garfield, NJ 07026 in the amount of \$535.50 for Engineering fees on 9/29/05 and \$259.55 for Attorney fees on 9/29/05 for a total of \$795.05, said funds are being held in the Developer's Escrow Fund, and

WHEREAS, the Chief Financial Officer has investigated these deposits and has determined that they are due to the above individual;

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Garfield, Bergen County, New Jersey that these monies be refunded to the above named claimant

On call of roll, Ayes 5

(Sgd) Tana M. Raymond  
Joseph Delaney

Resolution No. 08-342

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

RESOLUTIONS

WHEREAS, deposits have been received from Claude and Vivienne Ennis, 129 Cedar street, Garfield, NJ 07026 in the amount of \$18.40 for Attorney fees on 8/1/05, said funds are being held in the Developer's Escrow Fund, and

WHEREAS, the Chief Financial Officer has investigated these deposits and has determined that they are due to the above individual;

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Garfield, Bergen County, New Jersey that these monies be refunded to the above named claimant

On call of roll, Ayes 5

(Sgd) Tana M. Raymond  
Joseph Delaney

Resolution No. 08-343

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 Mary and Michael Lissy, 257 Pierre Avenue, Garfield, NJ 07026 in the amount of \$321.00 for Engineering fees on 9/14/05 and \$92.98 for Attorney fees on 9/14/05 for a total of \$413.98, said funds are being held in the Developer's Escrow Fund, and

WHEREAS, the Chief Financial Officer has investigated these deposits and has determined that they are due to the above individual;

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Garfield, Bergen County, New Jersey that these monies be refunded to the above named claimant

On call of roll, Ayes 5

(Sgd) Tana M. Raymond  
Joseph Delaney

Resolution No. 08-344

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 Dimitr Gunjarovski, 324 Palisade Avenue, Garfield, NJ 07026 in the amount of \$345.00 for Engineering fees on 6/20/03 and \$350.00 for Attorney fees on 6/20/03 for a total of \$695.00, said funds are being held in the Developer's Escrow Fund, and

WHEREAS, the Chief Financial Officer has investigated these deposits and has determined that they are due to the above individual;

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Garfield, Bergen County, New Jersey that these monies be refunded to the above named claimant

On call of roll, Ayes 5

(Sgd) Tana M. Raymond  
Joseph Delaney

Resolution No. 08-345

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 Cvetan and Roza Dojcinoski, 335 Palisade Avenue, Garfield, NJ 07026 in the amount of \$1,200.50 for Engineering fees on 7/30/02 and \$200.00 for Attorney fees on 7/30/02 for a total of \$1,400.50 said funds are being held in the Developer's Escrow Fund, and

WHEREAS, the Chief Financial Officer has investigated these deposits and has determined that they are due to the above individual;

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Garfield, Bergen County, New Jersey that these monies be refunded to the above named claimant

On call of roll, Ayes 5

(Sgd) Tana M. Raymond  
Joseph Delaney

RESOLUTIONS

Resolution No. 08-346

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 Jozef and Pelagia Gunia, 32 Orchard Street, Garfield, NJ 07026 in the amount of \$25.00 for Engineering fees on 3/22/02 and \$250.00 for Attorney fees on 3/22/02 for a total of \$375.00, said funds are being held in the Developer's Escrow Fund, and

WHEREAS, the Chief Financial Officer has investigated these deposits and has determined that they are due to the above individual;

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Garfield, Bergen County, New Jersey that these monies be refunded to the above named claimant

On call of roll, Ayes 5

(Sgd) Tana M. Raymond  
Joseph Delaney

Resolution No. 08-347

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 Stefan and Anna Piwowarczyk, 142 Grace Avenue, Garfield, NJ 07026 in the amount of \$427.50 for Engineering fees on 2/21/03 and \$500.00 for Attorney fees on 2/21/03 for a total of \$927.50, said funds are being held in the Developer's Escrow Fund, and

WHEREAS, the Chief Financial Officer has investigated these deposits and has determined that they are due to the above individual;

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Garfield, Bergen County, New Jersey that these monies be refunded to the above named claimant

On call of roll, Ayes 5

(Sgd) Tana M. Raymond  
Joseph Delaney

Resolution No. 08-348

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 Frank and Urszula Makarski, 133 Ray Street, Garfield, NJ 07026 in the amount of \$523.75 for Engineering fees on 11/9/04 and \$6.25 for Attorney fees on 11/9/04 for a total of \$530.00, said funds are being held in the Developer's Escrow Fund, and

WHEREAS, the Chief Financial Officer has investigated these deposits and has determined that they are due to the above individual;

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Garfield, Bergen County, New Jersey that these monies be refunded to the above named claimant

On call of roll, Ayes 5

(Sgd) Tana M. Raymond  
Joseph Delaney

Resolution No. 08-349

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 Jose and Maria Caneja, 103 Sergent Avenue, Clifton, NJ 07013 in the amount of \$17.50 for Engineering fees on 1/12/04, said funds are being held in the Developer's Escrow Fund, and

WHEREAS, the Chief Financial Officer has investigated these deposits and has determined that they are due to the above individual;

RESOLUTIONS

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Garfield, Bergen County, New Jersey that these monies be refunded to the above named claimant

On call of roll, Ayes 5

(Sgd) Tana M. Raymond  
Joseph Delaney

Resolution No. 08-350

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 John and Christine Serendynski, 15 Steinberg Avenue, Garfield, NJ 07025 in the amount of \$108.75 for Engineering fees on 9/12/03 and \$250.00 for Attorney fees on 9/12/03 for a total of \$458.75, said funds are being held in the Developer's Escrow Fund, and

WHEREAS, the Chief Financial Officer has investigated these deposits and has determined that they are due to the above individual;

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Garfield, Bergen County, New Jersey that these monies be refunded to the above named claimant

On call of roll, Ayes 5

(Sgd) Tana M. Raymond  
Joseph Delaney

Resolution No. 08-351

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 Mieczyslaw & Maria Staniek, 108 Union Avenue, Garfield, NJ 07026 in the amount of \$435.00 for Engineering fees on 12/16/04 and \$274.95 for Attorney fees on 12/16/04 for a total of \$709.95, said funds are being held in the Developer's Escrow Fund, and

WHEREAS, the Chief Financial Officer has investigated these deposits and has determined that they are due to the above individual;

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Garfield, Bergen County, New Jersey that these monies be refunded to the above named claimant

On call of roll, Ayes 5

(Sgd) Tana M. Raymond  
Joseph Delaney

Resolution No. 08-352

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 Royal Oak Construction Co., (RES: 118 Malcolm Avenue), 342 Prospect Street, Hackensack NJ 07601 in the amount of \$1,697.05 for Engineering fees on 4/2/04, said funds are being held in the Developer's Escrow Fund, and

WHEREAS, the Chief Financial Officer has investigated these deposits and has determined that they are due to the above individual;

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Garfield, Bergen County, New Jersey that these monies be refunded to the above named claimant

On call of roll, Ayes 5

(Sgd) Tana M. Raymond  
Joseph Delaney

RESOLUTIONS

Resolution No. 08-353

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 Miguel and Shirley Colon, 157 Division Avenue, Garfield NJ 07026 in the amount of \$607.00 for Engineering fees on 11/14/05 and \$61.30 for Attorney fees on 11/14/05 for a total of \$668.30, said funds are being held in the Developer's Escrow Fund, and  
WHEREAS, the Chief Financial Officer has investigated these deposits and has determined that they are due to the above individual;  
NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Garfield, Bergen County, New Jersey that these monies be refunded to the above named claimant

On call of roll, Ayes 5

(Sgd) Tana M. Raymond  
Joseph Delaney

Resolution No. 08-354

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 Jozef and Anna Sudol, 115 Market Street, Garfield, NJ 07026 in the amount of \$384.75 for Engineering fees on 9/3/04, said funds are being held in the Developer's Escrow Fund, and  
WHEREAS, the Chief Financial Officer has investigated these deposits and has determined that they are due to the above individual;  
NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Garfield, Bergen County, New Jersey that these monies be refunded to the above named claimant

On call of roll, Ayes 5

(Sgd) Tana M. Raymond  
Joseph Delaney

Resolution No. 08-355

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 Kazimierz Wojtarowicz, 93 Main Street, Garfield, NJ 07026 in the amount of \$299.50 for Engineering fees on 12/6/04, said funds are being held in the Developer's Escrow Fund, and  
WHEREAS, the Chief Financial Officer has investigated these deposits and has determined that they are due to the above individual;  
NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Garfield, Bergen County, New Jersey that these monies be refunded to the above named claimant

On call of roll, Ayes 5

(Sgd) Tana M. Raymond  
Joseph Delaney

Resolution No. 08-356

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 Shiva Shakti Center Inc., 92 Pierre Avenue, Garfield, NJ 07026 in the amount of \$251.70 for Engineering fees on 11/25/03 and \$322.38 for Attorney fees on 11/25/03 for a total of \$574.08, said funds are being held in the Developer's Escrow Fund, and  
WHEREAS, the Chief Financial Officer has investigated these deposits and has determined that they are due to the above individual;  
NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Garfield, Bergen County, New Jersey that these monies be refunded to the above named claimant

On call of roll, Ayes 5

(Sgd) Tana M. Raymond  
Joseph Delaney

RESOLUTIONS

Resolution No. 08-357

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 John and Diana Calandriello, 47 Maitland place, Garfield, NJ 07026 in the amount of \$15.00 for Engineering fees on 1/11/06 and \$95.00 for Attorney fees on 1/11/06 for a total of \$110.00, said funds are being held in the Developer's Escrow Fund, and

WHEREAS, the Chief Financial Officer has investigated these deposits and has determined that they are due to the above individual;

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Garfield, Bergen County, New Jersey that these monies be refunded to the above named claimant

On call of roll, Ayes 5

(Sgd) Tana M. Raymond  
Joseph Delaney

BILLS AND CLAIMS

Resolution No. 08-358

RESOLVED by the City Council of the City of Garfield that the following bill No. 1265 thru 1268 covering Trust Other totaling \$83,264.38 and Current Fund totaling \$1,964,053.02 and Water Fund Reserve totaling \$281.95 and Water Fund Current totaling \$3,702.80 and General Capital totaling \$25,863.00 and Water Capital totaling \$85,284.50 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 of the Ratification List, which includes twelve (12) items prior to the meeting be ratified

See

the

following

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

for

Bills

and

Claims

ORDINANCES

Ordinance No. 2534

The following entitled ordinance was introduced at a Regular Meeting held August 21, 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 23 OF THE CODE OF THE CITY OF GARFIELD  
IN ORDER TO PERMIT THE ESTABLISHMENT OF A JUNIOR FIRE FIGHTERS  
PROGRAM”

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 none, 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 Raymond duly seconded the motion.

On call of roll, Ayes 5

Ordinance No. 2535

The following entitled ordinance was introduced at a Regular Meeting held August 21, 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:

“BOND ORDINANCE TO AUTHORIZE THE IMPROVEMENT OF FIRE HOUSE NO. 2 IN, BY  
AND FOR THE CITY OF GARFIELD, IN THE COUNTY OF BERGEN, STATE OF NEW  
JERSEY, TO APPROPRIATE THE SUM OF \$120,000 TO PAY THE COST THEREOF, TO  
MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE  
SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND  
ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANE OF SUCH BONDS”

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 none, 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 Raymond duly seconded the motion.

On call of roll, Ayes 5

Ordinance No. 2536

The following entitled ordinance was introduced at a Regular Meeting held August 21, 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:

ORDINANCES

“BOND ODRINANCE TO AUTHORIZE THE UNDERTAKING FOR POLICE STATION IMPROVEMENTS IN, BY AND FOR THE CITY OF GARFIELD, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$510,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BONDS ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS”

City Clerk Pavlica read the ordinance by title.

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

Mr. William Whren, 33 Westminister Place, asked questions about the ordinance.

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 Moskal duly seconded the motion.

On call of roll, Ayes 5

Ordinance No. 2537

The following entitled ordinance was introduced at a Regular Meeting held August 21, 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:

“BOND ORDINANCE TO AUTHORIZE THE REHABILITAION OF THE LANZA AVENUE WATER MAIN IN, BY AND FOR THE WATER UTILITY OF THE CITY OF GARFIELD, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$630,000 TO PAY THE COST THEREOF, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS”

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 none, 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 Raymond duly seconded the motion.

On call of roll, Ayes 5

Councilmember Raymond introduced in writing the following ordinance entitled:

“AN ORDINANCE TO AMEND ORDINANCE NO. 2218 OF THE CODE OF THE CITY OF GARFIELD, WHICH ESTABLISHED, AMONG OTHER THINGS A ‘RESIDENT PARKING PROGRAM’”

City Clerk Pavlica read the ordinance by title.

Councilmember Raymond moved that this ordinance entitled, “AN ORDINANCE TO AMEND ORDINANCE NO. 2218 OF THE CODE OF THE CITY OF GARFIELD, WHICH ESTABLISHED, AMONG OTHER THINGS, A ‘RESIDENT PARKING PROGRAM’ ”, does

ORDINANCES

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 September 23, 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 Delaney, 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

Ms. Dolores Marsh, 142 Plauderville Avenue, spoke on showing respect for the American flag.

Ms. Joyce Uram, 37 Schley Street, thanked the Mayor and Council, City Manager and City Engineer for the improved water pressure in her neighborhood.

Mr. Joseph Dorman, 174 Palisade Avenue, spoke in favor of the Riverfront Park Plan. He spoke on homeownership and the number of students in the School System whose parents are renters. He said that he would like Council Meetings broadcast on Cable TV. He spoke on illegal apartments and the publication in newspapers of the names of those who have been convicted of having an illegal apartment.

Mr. William Reilly, 130 Semel Avenue, spoke on how Garfield has become a nicer town during the twenty five years he has been here in town. He said that there is a need to develop after school youth programs to keep the young people in town.

Ms. Laura Danis, 33 Spring Street, complained about the Little League playing loud music, across the street in Belmont Oval Park, specifically on the morning of Saturday, July 26<sup>th</sup>. She complained about the lack of enforcement of the Noise Ordinance and she said that she had to call the Police on the Little League. She spoke on lack of respect for area residents and blatant disregard of City Ordinances. She said that she would like to meet with the leaders of the Little League.

COUNCILMEMBER COMMENTS

Councilmember Raymond said that no resident should have their quality of life adversely affected week after week and there should be dialogue. She said that communications make for better relations. She said that she would like to encourage owner-occupied home ownership throughout the City. She spoke in favor of televising Council Meetings. She spoke on the upcoming Polish Night Dinner and on City Manager Duch being the Grand Marshall of the Pulaski Day Parade. She congratulated Emergency Management Coordinator Michael Marsh on doing a fine job. She said that the Board of Education meets on the same night as the City Council and she said that she would like the nights of Council Meetings changed to a different night. She encouraged everyone to keep calling and reporting illegal apartments.

Councilmember Delaney recognized Fire Chief Steve Semancik and thanked him for doing a wonderful job. He recognized the Police Officer who helped retrieve a dog. He spoke on the anniversary of the attacks on September 11<sup>th</sup>. He said that City Manager Duch gave a great presentation concerning the Riverfront Park. He spoke on Little League issues and being considerate of our neighbors. He said that the Little League is a great organization. He spoke on City Manager Duch being Grand Marshall of the Pulaski Day Parade. He spoke on offering more youth programs.

Councilmember Aloia spoke on City Manager Duch being Grand Marshall of the Pulaski Day Parade and on Stephanie Lotterman being Miss Polonia. He spoke on the need to make things comfortable for everyone and being more sensitive to everyone. He spoke on incentives to redevelopment in Garfield and he spoke on the redevelopment of the riverfront park. He suggested comparing Garfield's taxes to other communities and he said that Garfield's future is bright in a positive way.

COUNCILMEMBER COMMENTS

Deputy Mayor Moskal said that the Riverfront Park has been talked about for over twenty five years and it is great that it has gotten this far. He said that River Drive is the closest that the City has to a high way. He said that the project has cleaned up River Drive and improved the “green-ness” of the City. He said that historically, Garfield has been a true family town. He congratulated Michael Marsh on being appointed to the Environmental Commission. He spoke on upcoming ethnic celebrations including, Saint Stan’s picnic, the Macedonian Festival and Festa Italiana. He said that City Manager Duch will do a great job leading the Pulaski Day Parade and he told everyone that he will see them this Saturday at Saint Stan’s Polish Night.

Mayor Calandriello said that week after week, Little League Coaches maintain Belmont Oval, clean it up, cut the grass and weed it, and he said “God bless our volunteers and what they do”. He said that one act needs to be corrected. He spoke on an incident that occurred for the Independence Day Fire Works and he spoke on the Macedonian Festival.

CLOSED SESSION

Resolution No. 08-359

WHEREAS, N.J.S.A. 10:4-12 allows for a public body to exclude the public from a meeting in certain circumstances, and

WHEREAS, the City Council is of the opinion that such circumstances now exist,

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Garfield, Bergen County, New Jersey, that a “Closed Session” is hereby called at 9:50 PM on Tuesday, September 9, 2009, to discuss the following as outlined in N.J.S.A. 10:4-12:

- \* Collective bargaining agreements including the negotiation of the terms and thereof with employees or representatives of employees of the public body; (Blue Collar collective bargaining negotiations Binding Arbitration).
- \* Tactics or techniques utilized in protecting the safety and property of the public or any investigation of violations or possible violations of the law; (Jr. Boilermakers Cheerleaders incident in Virginia; proposed competitive cheerleading squad for high school girls voted down by the Jr. Boilermakers Cheerleaders organization).
- \* Matters involving the employment, appointment, termination of employment, terms and conditions of employment, evaluation of the performance of, promotion or disciplinary action of personnel unless the individual in the right request a public meeting in writing; (Proposed hiring of Judy Paci as Assistant Accountant in the Finance Office; request by Dennis Serritella to be hired part- time in the Recreation Department to make programs better).

BE IT FURTHER RESOLVED that the matters so discussed will be disclosed to the public as soon as and to the extent that such disclosure can be made without adversely affecting the public interest or without violation of the confidentiality of personnel.

On call of roll, Ayes 5

(Sgd) Louis G. Aloia  
Tana M. Raymond

SHORT RECESS, CHANGE OF VENUE AND RETURN TO ORDER

At 9:50 PM, a short recess was called to move the meeting down the hall to the second floor Conference Room. At 10:00 PM, Mayor Calandriello again called the meeting to order and all City Officials were present as before the recess. It was duly noted for the record.

Regular Meeting September 9, 2008, Continued

EXIT OF INTERIM CHIEF FINANCIAL OFFICER

At 10:30 PM, Interim Chief Financial Officer Roy Riggiano left the meeting during Closed Session and it was duly noted for the record.

ADJOURNMENT

After the City Council came out of Closed Session at 11:20 PM, there being no further business, the meeting was adjourned.

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Andrew J. Pavlica, CITY CLERK

