

A Regular Meeting of the City Council was held Tuesday, April 24, 2007 at 9:00 PM in the Council Chamber, 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 and Frank J. Calandriello  
Councilmembers Absent: Stanley J. Moskal and Joseph Delaney  
Also Present: City Manager Thomas J. Duch, City Clerk Andrew J. Pavlica, City Attorney Joseph J. Rotolo and City Engineer Kevin J. Boswell

### REPORTS OF OFFICERS

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

On call of roll, Ayes 3, Absent 2 –  
Councilmembers Moskal and Delaney

### RESOLUTIONS

Resolution No. 07-162

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

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

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

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

WHEREAS, support groups, such as Hunterdon Autism, Unlocking Autism, National Autism Association, COSAC, Organization for Autism Research, Arc of Hunterdon, have dedicated years of service in their ongoing efforts to advocate for the rights, humane treatment, and appropriate education of all persons with Autism; and

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

WHEREAS, Autism is a complex disability that requires increased research to one day find a cure and prevention; and greater recognition and understanding to ensure that individuals with Autism living in Bergen County and all other Americans with Autism are accurately diagnosed and appropriately treated throughout their lives.

NOE THEREFORE, BE IT RESOLVED by the City Council of the City of Garfield, Bergen County, New Jersey, does hereby recognize April, 2007 as **NATIONAL AUTISM AWARENESS MONTH** in the City of Garfield.

On call of roll, Ayes 3, Absent 2 -  
Councilmembers Moskal and Delaney

(Sgd) Frank J. Calandriello  
James Krone

Resolution No. 07-163

WHEREAS, the Belmont Gardens apartment building, located at 377 Midland Avenue in Garfield, was opened by the Housing Authority of Garfield on May 1, 1982 and

WHEREAS, this year marks the Twenty-Fifth Anniversary of the Grand Opening of Belmont Gardens and out of all the people who originally occupied the 135 unit apartment building, there are currently only seven original tenants still residing in the apartments, and

RESOLUTIONS

WHEREAS, Wanda Jadack-Apt. 1R, Mario and Theresa Raffo- Apt. 1U, Ruth Broadnax-Apt. 2E, Bernadnice Mathues-Apt. 3D, Margaret Galimi-Apt. 5G, and Edith Spencer-Apt. G-J, are the last remaining original tenants still calling Belmont Gardens their home, after twenty-five years, NOW THEREFORE, BE IT RESOLVED, by the City Council of the City of Garfield, Bergen County, New Jersey, that upon the occasion of the Twenty-Fifth Anniversary of the Grand Opening of Belmont Gardens apartment building, the above named remaining original tenants are hereby publicly recognized and offered sincere best wishes for continued good health and happiness.

On call of roll, Ayes 3, Absent 2 -  
Councilmembers Moskal and Delaney

(Sgd) Frank J. Calandriello  
James Krone

Resolution No. 07-164

WHEREAS, Fire Company No. 4 has advised that they have accepted John Chayka of 23 Williams Street as a regular active member, effective April 13, 2007. 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 3, Absent 2 -  
Councilmembers Moskal and Delaney

(Sgd) James Krone  
Louis G. Aloia

Resolution No. 07-165

WHEREAS, Fire Company No. 4 has advised that they have accepted Roger Darpino of 140 Hartmann Avenue as a regular active member, effective April 13, 2007 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 3, Absent 2 -  
Councilmembers Moskal and Delaney

(Sgd) James Krone  
Louis G. Aloia

Resolution No. 07-166

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 Summer Food Program for the year 2007 for the Recreation Department on Friday, May 18, 2007 at 10:00 AM in the Conference Room in City Hall.

On call of roll, Ayes 3, Absent 2 -  
Councilmembers Moskal and Delaney

(Sgd) James Krone  
Louis G. Aloia

Resolution No. 07-167

WHEREAS, it is desirous of the Mayor and Council of the City of Garfield to provide the necessary funding for the Acquisition of a 2007 Haz-Mat Truck and;  
WHEREAS, a bond ordinance was introduced and approved on February 27, 2007, and the necessary funding has been provided and;  
WHEREAS, a formal bid process inclusive of a competitive bid was completed and;  
WHEREAS, Campbell Supply Co. LLC, was the sole bid at the official bid opening held on April 19, 2007 and;  
NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the City of Garfield, that Campbell Supply Co. LLC located at 145 Talmadge Road, Suite 8 PO Box 266, Edison, NJ is hereby awarded a competitive contract to supply the City of Garfield as per bid specifications a 2007 Haz Mat Truck in the Amount of \$342,965.00

On call of roll, Ayes 3, Absent 2 -  
Councilmembers Moskal and Delaney

(Sgd) James Krone  
Louis G. Aloia

RESOLUTIONS

Resolution No. 07-168

A Resolution endorsing the filing of a CDBG Grant Application in connection with the purchase of a new ambulance

BE IT RESOLVED, the Governing Body of the City of Garfield hereby endorses the filing of a CDBG Grant Application to fund the purchase of a new ambulance.

On call of roll, Ayes 3, Absent 2 -  
Councilmembers Moskal and Delaney

(Sgd) James Krone  
Louis G. Aloia

Resolution No. 07-169

AUTHORIZING THE EXECUTION OF A REGIONAL CONTRIBUTION AGREEMENT FOR THE CITY OF GARFIELD AS A RECEIVING MUNICIPALITY AND THE BOROUGH OF BRANCHVILLE THE SENDING MUNICIPALITY

WHEREAS, the Borough of Branchville has a fair share obligation to provide housing opportunities to households of low and moderate income as established by the New Jersey Supreme Court and by the New Jersey Fair Housing Act, N.J.S.A. 52:27d-301 et seq; and

WHEREAS, the Fair Housing Act provides that municipalities within the same housing region as defined by the Council of Affordable Housing (COAH), may meet up to fifty percent (50%) of that obligation through a Regional Contribution Agreement (RCA), under which the sending municipality make a cash payment to another municipality, known as the receiving municipality, which undertakes to provide low and moderate income housing which is credited toward the sending municipality's fair share obligation; and

WHEREAS, the Borough of Branchville proposes to transfer four (4) units of its fair share obligation at a cost of THIRTY FIVE THOUSAND DOLLARS (\$35,000.00) per unit for a total of ONE HUNDRED FORTY THOUSAND DOLLARS (\$140,000.00) in the form of an RCA with the City of Garfield, Bergen County, New Jersey; and

WHEREAS, the Borough of Branchville and the City of Garfield are in the same housing region as defined by COAH; and

WHEREAS, the City of Garfield desires to provide affordable housing for its low and moderate income residents, which action will be further funded by funds made available through the REC; and

WHEREAS, the RCA is in the best interests of the City of Garfield and the Borough of Branchville. NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the City of Garfield, County of Bergen, and State of New Jersey that the Mayor and the City Clerk be and are hereby authorized to execute such documents and exhibits as may be necessary to effectuate the RCA.

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 Manager, the City Attorney, the Borough of Branchville and Mr. William Katchen, C.P.A., Director of the Garfield Housing Rehabilitation Program.

On call of roll, Ayes 3, Absent 2 -  
Councilmembers Moskal and Delaney

(Sgd) James Krone  
Louis G. Aloia

Resolution No. 07-170

RESOLUTION AUTHORIZING SALE OF COMPRESSOR TO THE BOROUGH OF WALLINGTON

WHEREAS, the Department of Public Works of the City of Garfield is in the possession of a Compressor which was utilized by that Department for many years; and

WHEREAS, as a result of the acquisition of new equipment that Compressor is no longer needed by the Department or by the City of Garfield; and

WHEREAS, the Department of Public Works has attempted, on several occasions, to auction or otherwise sell this article of equipment, however, attempts to do so have been unsuccessful; and

WHEREAS, the Superintendent of the Department of Public Works has determined that this piece of equipment has no fair market value at this time due to its age, type and condition; and

RESOLUTIONS

WHEREAS, notwithstanding the fact that this article has no value, the Borough of Wallington has offered to purchase it from the City of Garfield for TWO HUNDRED DOLLARS (\$200.00) in order to use the same in connection with the operation of one of its departments; and WHEREAS, due to the nature of this transaction, the previous attempts to sell the same and the estimated fair market value, there is no requirement that an auction be conducted at this time; and WHEREAS, the City Manager and the Superintendent of the Department of Public Works have both recommended the approval of the sale of this article of equipment to the Borough of Wallington.  
NOW, THEREFORE, BE IT RESOLVED, by the Mayor and council of the City of Garfield, County of Bergen, and State of New Jersey as follows:

1. The sale of a Compressor to the Borough of Wallington is hereby authorized;
2. The sale shall be for a price of TWO HUNDRED DOLLARS (\$200.00) which shall be paid at the time of the transfer;
3. The City Manager is hereby authorized to execute any documents which may be necessary to effectuate this transfer;
4. The Specific asset to be transferred pursuant to this authorization is as described on the attached letter from the Superintendent of the Department of Public Works.

NOW THEREFORE BE IT FURTHER RESOLVED that the City Clerk be and is he is hereby authorized and directed to forward certified copies of the within Resolution to the City Manager, the City Attorney, the Borough of Wallington and the Superintendent of the Department of Public Works of the City of Garfield.

On call of roll, Ayes 3, Absent 2 -  
Councilmembers Moskal and Delaney

(Sgd) James Krone  
Louis G. Aloia

Resolution No. 07-171

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

(1)Phase III School Safety Improvements at Various Schools

(2)Dundee Dam Bikeway/Pedestrian Way @ Garfield, Phase II

WHEREAS, the Council has determined that such application(s) should be prepared by Capital Alternatives Corporation, the grants specialists engaged by the City for assistance in such matters. RESOLVED, that Capital Alternatives Corporation is authorized to prepare, assemble, and submit the necessary documentation on behalf of the City of GARFIELD for the stated project(s). BE IT FURTHER RESOLVED that Capital Alternatives shall be paid a 10% Fulfillment Fee for all authorized and awarded applications in accordance with terms and conditions of CAC's contract.

On call of roll, Ayes 3, Absent 2 -  
Councilmembers Moskal and Delaney

(Sgd) James Krone  
Louis G. Aloia

Resolution 07-172

RESOLVED by the Mayor and Council of the City of Garfield that Change Order No. 1 be approved in accordance with the requirements of N.J.A.C. 5:34-4.:

GENERAL CONSTRUCTION:

Belmont Oval Improvement Project

ENGINEER:

Boswell McClave Engineering

CONTRACTOR:

The LandTek Group, Inc.  
235 County Line Road  
Amityville, NY 11701

RESOLUTIONS

ORIGINAL CONTRACT COST: \$1,861,094.50  
COST OF CHANGE ORDER NO. 1: \$ 177,300.29  
COST OF CHANGE ORDER NO. 2: \$ 31,967.26  
NEW CONTRACT SUM: \$2,070,362.05  
CHANGE ORDER NUMBER: #2  
NATURE OF CHANGES: "Various"

On call of roll, Ayes 3, Absent 2 -  
Councilmembers Moskal and Delaney

(Sgd) James Krone  
Louis G. Aloia

Resolution No. 07-173

“RESOLUTION AUTHORIZING STREET CLOSURES FOR MOUNT VIRGIN FESTA ITALIANA”

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

WHEREAS, the Festa Italiana has been conducted, in the past, with great success but the experience of the past several years has resulted in careful consideration of certain conditions which shall be imposed upon the approval for this year; and

WHEREAS, the Parish has now requested permission to conduct its annual Festa Italiana from Thursday, September 6, 2007 through Sunday, September 9, 2007; and

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

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

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

1. Our Lady of Mount virgin parish is hereby granted approval to conduct its annual Festa Italiana commencing Thursday, September 6, 2007 through Sunday, September 9, 2007.
2. The following street closures shall be permitted:
  - a. Frederick Street from Harrison Avenue to MacArthur Avenue;
  - b. MacArthur Avenue from Frederick Street to Charles Street;
  - c. Charles Street from Harrison Avenue to MacArthur Avenue
3. The street closures shall commence on Wednesday, September 5, 2007 at 8:00 AM and shall end no later than 11:59 PM on Sunday, September 9, 2007, however, there shall be no parking on said streets commencing on Wednesday, September 5, 2007 at 8:00 AM.

RESOLUTIONS

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

NOW THEREFORE BE IT FURTHER RESOLVED that the City Clerk be and he is hereby authorized and directed to forward certified copies of the within Resolution to the Our Lady of Mount Virgin parish, the Chief of Police of the City of Garfield, the Department of Public Works for the City of Garfield, the Garfield Ambulance Corps, the Fire Official for the City of Garfield, Fire Chief Edward Ortyl and the City Attorney.

On call of roll, Ayes 3, Absent 2 -  
Councilmembers Moskal and Delaney

(Sgd) James Krone  
Louis G. Aloia

RESOLUTIONS

Resolution No. 07-174

RESOLVED, that the Mayor and Council of the City of Garfield, County of Bergen, State of New Jersey that the following road closures be and are hereby approved:

<u>Event/Sponsor</u>	<u>Dates</u>	<u>Roads</u>
Polish Automotive Parade	Sunday, May 6, 2007 Starting at 1:00 PM	Midland Avenue to River Drive North to Passaic Street East to Marsellus Place North to Midland Avenue North to Lanza Avenue West to River Drive South to Outwater Lane East to Midland Avenue South to Monroe Street West.

On call of roll, Ayes 3, Absent 2 -  
Councilmembers Moskal and Delaney

(Sgd) James Krone  
Louis G. Aloia

Resolution No. 07-175

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 2006 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 2006 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 3, Absent 2 -  
Councilmembers Moskal and Delaney

(Sgd) James Krone  
Louis G. Aloia

Resolution No. 07-176

WHEREAS, the rules of procedure concerning Road Opening Permits require a Performance Guaranty in an amount to be determined by the City Engineer for a period of one year, pursuant to Ordinance No. 1856, codified as Chapter 219-18 of the City Code, and year, pursuant to Ordinance No. 1856, codified as Chapter 219-18 of the City Code, and

WHEREAS, a deposit has been received from Summit Properties, 47 Division Avenue, Garfield, NJ 07026 in the City of Garfield; in the amount of \$2,500.00 for said Street Opening Bond on April 21, 2006, said funds currently held in the Trust Other Fund, and

WHEREAS, the Building Inspector has reviewed the terms of this deposit and has determined that they are due to the above named individual;

NOW THEREFORE, BE IT RESOLVED, by the City Council of the City of Garfield that these monies are refunded to the above named claimant.

On call of roll, Ayes 3, Absent 2 -  
Councilmembers Moskal and Delaney

(Sgd) James Krone  
Louis G. Aloia

RESOLUTIONS

Resolution No. 07-177

WHEREAS the Receiver of Taxes reports that she has received a request from the following property owners for a refund due to overpayment for the year 2007.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Garfield, that the proper offices are hereby authorized to issue a check refunding this over payment and forward same to the Receiver of Taxes for the purpose of noting her records and for mailing to the property owner.

BLOCK	LOT	OWNER	REASON	AMOUNT
190	11	Martin Sarver, Esq.	O-P	\$1,751.00
203.03	15	Germania & Ivan Colon	O-P	\$2,208.00

On call of roll, Ayes 3, Absent 2 -  
Councilmembers Moskal and Delaney

(Sgd) James Krone  
Louis G. Aloia

Resolution No. 07-178

WHEREAS the Receiver of Taxes reports that she has received a request from the following property owners for a refund due to Tax Court Judgment for the year 2005.

NOW THEREFORE, BE IT RESOLVED by the City council of the City of Garfield that the proper offices are hereby authorized to issue a check refunding this overpayment and forward same to the Receiver of Taxes for the purpose of noting her records and for mailing to the property owner.

BLOCK	LOT	OWNER	REASON	AMOUNT
131	20	Transmark Equities, LTD	T.C.J.	\$23,240.00

On call of roll, Ayes 3, Absent 2 -  
Councilmembers Moskal and Delaney

(Sgd) James Krone  
Louis G. Aloia

Resolution No. 07-179

WHEREAS the Receiver of Taxes reports that she has received a request from the following property owners for a refund due to Tax Court Judgment for the year 2006.

NOW THEREFORE, BE IT RESOLVED by the City council of the City of Garfield that the proper offices are hereby authorized to issue a check refunding this overpayment and forward same to the Receiver of Taxes for the purpose of noting her records and for mailing to the property owner.

BLOCK	LOT	OWNER	REASON	AMOUNT
131	20	Transmark Equities, LTD	T.C.J.	\$37,485.00

On call of roll, Ayes 3, Absent 2 -  
Councilmembers Moskal and Delaney

(Sgd) James Krone  
Louis G. Aloia

Resolution No 07-180

WHEREAS the Receiver of Taxes reports that she has received a request from the following property owners for a refund due to Tax Court Judgment for the year 2006.

NOW THEREFORE, BE IT RESOLVED by the City council of the City of Garfield that the proper offices are hereby authorized to issue a check refunding this overpayment and forward same to the Receiver of Taxes for the purpose of noting her records and for mailing to the property owner.

RESOLUTIONS

BLOCK	LOT	OWNER	REASON	AMOUNT
153	5	Chase Home Finance LLC	O-P.	\$3,473.81

On call of roll, Ayes 3, Absent 2 -  
Councilmembers Moskal and Delaney (Sgd) James Krone  
Louis G. Aloia

Resolution No. 07-181

WHEREAS, the Water Department has advised of the following errors in billing due to various reasons, as listed on communications:

Acct No.	Name	Address	BilledFor	Correct Amount	Credit
1-1-35	Brendel Properties	164 Lincoln Pl.	468.85	343.90	124.95
3-8-159	Hussain	411 Lanza Ave	112.00	52.00	60.00
3-11-136	Holliday	74 Pacific Ave	9.00	30.40	38.60
4-12-87	Gorczywski	197 Outwater Lane	42.40	28.00	14.40

NOW THEREFORE, BE IT RESOLVED, by the City Council of the City of Garfield that the proper officers are hereby authorized and directed to send a corrected bill to the above and to note their records accordingly.

On call of roll, Ayes 3, Absent 2 -  
Councilmembers Moskal and Delaney (Sgd) James Krone  
Louis G. Aloia

Resolution No. 07-182

**A RESOLUTION AUTHORIZING THE CITY ENGINEER TO PROVIDE PROFESSIONAL ENGINEERING SERVICES IN CONNECTION WITH A NEW POLICE STATION**

WHEREAS The City of Garfield has designated the Garden State Paper Tract as an area in need of redevelopment, and;

WHEREAS, the redeveloper of this site has agreed to construct a new Police Station adjacent to the existing facility on Midland Avenue, and;

WHEREAS, professional engineering services are required in order to prepare the requisite site plan drawing, secure permits from outside agencies and coordinate the design process, and;

NOW THEREFORE BE IT RESOLVED The City Engineer is hereby authorized to provide said services in accordance with the currently hourly rate schedule for a total fee not to exceed \$17,500.00.

On call of roll, Ayes 3, Absent 2 -  
Councilmembers Moskal and Delaney (Sgd) James Krone  
Louis G. Aloia

BILLS AND CLAIMS

Resolution No. 07-183

RESOLVED by the City Council of the City of Garfield that the Current Fund Reserve totaling \$936.30 and Current Fund Current Year totaling \$118,551.06 and Water Fund Current totaling \$1,305.84 and General Capital totaling \$29,731.68 per attached Computer Lists, be ordered paid and the proper officers are hereby authorized to issue checks for the 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 nineteen (19) items prior to the meeting be ratified.

See the following pages numbered \_\_\_\_\_ for Bills and Claims

ORDINANCES

Ordinance No. 2490

The following entitled ordinance was introduced at a Regular Meeting held April 10, 2007; 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 CERTAIN SECTIONS WITHIN CHAPTER 57 OF THE CODE OF THE CITY OF GARFIELD ENTITLED ‘POLICE DEPARTMENT’”

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 Krone duly seconded the motion.

On call of roll, Ayes 3, Absent 2 –  
Councilmembers Moskal and Delaney

Councilmember Krone introduced in writing the following ordinance entitled:

“AN ORDINANCE TO AMEND CHAPTER 179 OF THE CODE OF THE CITY OF GARFIELD ENTITLED ‘NOISE’ ”

City Clerk Pavlica read the ordinance by title.

Councilmember Krone moved that this ordinance entitled, “AN ORDINANCE TO AMEND CHAPTER 179 OF THE CODE OF THE CITY OF GARFIELD ENTITLED ‘NOISE’” do 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 May 8, 2007 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, and in the Garfield Messenger.

The motion, duly seconded by Councilmember Aloia, was on roll call adopted by the following vote and the motion was declared adopted and said ordinance passed on first reading: Ayes 3, Absent 2 – Councilmembers Moskal and Delaney

Councilmember Krone introduced in writing the following ordinance entitled:

“AN ORDINANCE TO AMEND CHAPTER 82 OF THE CODE OF THE CITY OF GARFIELD ENTITLED ‘ALCOHOLIC BEVERAGES’”

City Clerk Pavlica read the ordinance by title.

Councilmember Krone moved that this ordinance entitled, “AN ORDINANCE TO AMEND CHAPTER 82 OF THE CODE OF THE CITY OF GARFIELD ENTITLED ‘ALCOHOLIC BEVERAGES’” do 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 May 8, 2007 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, and in the Garfield Messenger.

The motion, duly seconded by Councilmember Aloia, was on roll call adopted by the following vote and the motion was declared adopted and said ordinance passed on first reading: Ayes 3, Absent 2 – Councilmembers Moskal and Delaney

CITIZENS AND TAXPAYERS

Mr. Joseph Dorman, 179 Palisade Avenue, spoke on questions he has asked over the past few meetings and claimed that many of his questions have not been answered. He spoke on the number of times he has asked questions and when the questions have been answered. He gave his chronology of his correspondence, his communications and appearances before the Mayor and Council.

COUNCILMEMBER COMMENTS

Councilmember Aloia complimented City Manager Duch and his entire staff and everyone involved in the response to the heavy rains of April 15-16, 2007, and how well they took care of the City and the citizens. He said that he wanted to compliment them publicly for the outstanding job they did. He said that in some ways, this flood seemed worse than Tropical Storm Floyd in 1999, in which he was most involved. He said that he commends City Manager Duch and commends his entire staff and hopes that everyone's home is safe and clean.

Councilmember Krone said that plans for the new Police Station are moving along. He said that City Manager Duch has sat down with the Police leadership and things are very close to getting all wrapped up. He said that hopefully, by September, a shovel will be in the ground. He said that architectural drawings are being done and this is a Police Station that the City will pay nothing for since it is being paid for by the developer of the Garden State Paper site at 950 River Drive. He said that it is being built completely finished, inside and outside, and it will be something we can be proud of when it is all put together. He said that he wants to thank the City Manager for staying on top of this and getting these things accomplished. He said that May 5<sup>th</sup> will be a day where money is collected from 10:00 – 5:00 PM in 4-6 towns for the American Cancer Society and adult volunteers are needed. He said that at 9:00 AM on May 5th at the Senior Citizen Center at 480 Midland Avenue, there will be coffee and cake and Mayors and Councilmembers from various towns who are helping with this cause will meet and it is a Kick-Off Day for the Relay For Life which is being held June 9-10, 2007. He recognized all the City officials who responded during the heavy rains on April 15-16. He said that City Manager Duch leads it, Sam Garafalo heads the DPW, the Fire Department made a big difference, the Ambulance Corps responded and many people are volunteers. He said that there were some flooding problems along River Drive in some homes and the City Manager sent out workers who pumped those basements, as did the Fire Department, and he wants to thank them for a job well done.

Mayor Calandriello said that last week the City was served with a lawsuit by Mr. Dorman and that is why City Officials cannot comment on the matter. He said that Garfield has one of the best responses from CERT Volunteers, the Volunteer Ambulance Corps, and the Fire Department – there was such planning and such detail. He said that the only calls he received were people who got flooding in their basement. He said that while Garfield had some problems, it was not nearly as bad as some of the surrounding towns such as Lodi. He said that our hearts go out to them, they had some severe damages. He said that they had a 35 unit apartment on Harrison Avenue condemned. He said that there is some hardship there along with people's basements which were flooded. He said that everyone in Garfield pulled together; we all banded together and got through it. He said that Garfield has a great staff, and our Emergency Management is second to none and he congratulates them all, including our City Manager.

ADJOURNMENT

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

On call of roll, Ayes 3, Absent 2 –  
Councilmembers Moskal and Delaney