

A Regular Meeting of the City Council was held Tuesday, September 11, 2007 at 8:10 PM in the Council Chamber in City Hall, 111 Outwater Lane, Garfield, NJ 07026.

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

Councilmembers Present: Louis G. Aloia, James Krone, Stanley J. Moskal, Joseph Delaney and Frank J. Calandriello

Also Present: City Manager Thomas J. Duch, City Clerk Andrew J. Pavlica, Special Labor Counsel Louis Flora, Interim Chief Financial Officer Roy Riggitano and City Engineer Kevin J. Boswell

POLICE PROCESSION

Mayor Calandriello recognized City Manager Duch as Temporary Master of Ceremonies and City Manager Duch acknowledged the date as September 11th and acknowledged the occasion of the promotion of five Sergeants and five Lieutenants in the Police Department.

City Manager Duch asked all present to please rise as the colors were brought in by the newest twelve police recruits, escorted by a bagpiper from the Bergen County Police Pipe and Drum Band. Police Chief Robert Andrezzi and Deputy Chief Kevin Amos led in the Police Officers to be promoted.

FLAG SALUTE AND INVOCATION

City Manager Duch led everyone present in the Flag Salute followed by a Special Invocation by Pastor Daniel Grams of Holy Trinity Evangelical Lutheran Church reflecting on the events of September 11, 2001 and the role of Police and First Responders.

Police Chief Andrezzi and City Manager Duch made remarks on the events of September 11, 2001 and the role of Police and First Responders.

POLICE PROMOTIONS

City Manager Duch introduced, one by one, those Police Officers being promoted to Lieutenant: Timothy J. Brutosky, James F. Gilhooly, Martin Gray, Ronald Polonkay and Darren K. Sucorowski.

City Manager Duch administered the Oath of Office for Lieutenant to all the men as a group as Mayor Calandriello held the Bible.

City Manager Duch introduced, one by one, those Police Officers being promoted to Sergeant: Jeffrey Camisciloi, John Demko, Joseph Marsh, John Keating and Richard Uram. City Manager Duch administered the Oath of Office for Sergeant to all the men as a group as Deputy Mayor Delaney held the Bible.

Each Councilmember offered a few congratulatory remarks.

City Manager Duch invited Pastor Arthur Bryant of Friendship Baptist Church to offer a Special Benediction.

RECESS AND RETURN TO ORDER

At 9:05 PM, a recess was called. At 9:30 PM, Mayor Calandriello again called the Regular Meeting to order, asked for a roll call, and all City Officials were present as before the recess.

PUBLIC HEARING

Mayor Calandriello declared a Public Hearing on a Bergen County Open Space Application for Acquisition of River Drive Property for Park Development.

City Manager Duch explained the application.

There being no one wishing to speak for or against the application, Mayor Calandriello closed the public hearing.

REPORTS OF OFFICERS

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

On call of roll, Ayes 5

RESOLUTIONS

Resolution No. 07-325

WHEREAS, the Garfield Babe Ruth, Knights of Columbus #12413 Baseball Team were 15-0 during the 2007 Season and finished the season as the 1st Place Team; and

WHEREAS, the team accomplished something no other team has ever done in Garfield Babe Ruth League History – gone undefeated, and

WHEREAS, the team is comprised of Frank Alessi, PJ, Connolly, Willie Cornier, Dylan Rust, Frank Tummillo, Anthony Diaz, Brian Jimenez, Mike Messina, Jason Melon, Kevin Cawley, Christian Chavez, Taylor Popielarz and Shane Roman under the direction of their Outstanding Assistant Coaches Mike Onishuk, Dave Rust and Dan Tummillo along with their Manager Pat Connolly; and

WHEREAS, the City Council is desirous of publicly recognizing the outstanding accomplishments of the Babe Ruth Knights of Columbus #12413 Baseball Team,

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Garfield, Bergen County, New Jersey, that CONGRATULATIONS are hereby extended to the Babe Ruth Knights of Columbus #12413 Baseball Team on their 2007 undefeated season and 1st Place Finish.

On call of roll, Ayes 5

(Sgd) All Five Councilmembers

Resolution No. 07-326

WHEREAS, Holy Trinity Evangelical Lutheran Church is celebrating their One Hundred Fifteenth Anniversary this year, and

WHEREAS, a Celebration will be held on Sunday, September 23, 2007, commencing with a Divine Service at 10:00 AM, and Pastor Daniel Grams will deliver the sermon, and

WHEREAS, following the Divine Service, a catered picnic will immediately follow the service on the grounds of the Parish House, and

WHEREAS, the Mayor and Council is desirous of publicly recognizing this important occasion,

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Garfield, Bergen County, New Jersey, that Holy Trinity Evangelical Lutheran Church is hereby Congratulated upon the celebration of their One Hundred-Fifteenth Anniversary.

On call of roll, Ayes 5

(Sgd) All Five Councilmembers

RESOLUTIONS

Resolution No. 07-327

WHEREAS, Our Lady of Sorrows Roman Catholic Church is celebrating the 50th Anniversary of the dedication of their present church building, located on Madonna Place, and
WHEREAS, a Celebration will be held on Sunday, September 23, 2007, commencing with an Anniversary Mass at 10:00 AM, and
WHEREAS, following the Anniversary Mass, a 50th Anniversary Celebration Dinner will be held at the Cotillion Restaurant, 454 Midland Avenue, Garfield, commencing at 1:00 PM, and
WHEREAS, the Mayor and Council is desirous of publicly recognizing this important occasion,
NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Garfield, Bergen County, New Jersey, that Our Lady of Sorrows Roman Catholic Church is hereby Congratulated upon the celebration of the 50th Anniversary of the dedication of their present church building.

On call of roll, Ayes 5

(Sgd) All Five Councilmembers

Resolution No. 07-328

WHEREAS, the Garfield UNICO will be holding a dinner dance honoring Dominick Nicastro as outgoing President on Sunday, September 16, 2007 at the Venetian Restaurant in Garfield, and the upcoming President and officers for 2007-2008 will be installed, and
WHEREAS, Dominick has been Garfield UNICO President for nearly two years and has been a staple in the Garfield Community all his life., and
WHEREAS, he has raised money for the Garfield Fire Department and Police Department, continued Garfield UNICO's annual Thanksgiving/Christmas food baskets to the needy of the town, helped revive the Mount Virgin Italian Festival, continued Garfield UNICO's annual participation in the Columbus Day Parade, secured funds to restore the Columbus statue on Midland avenue and been involved in countless other worthwhile projects,
NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Garfield, Bergen County, New Jersey, that Dominick Nicastro is hereby praised and congratulated on his successful tenure as President of the Garfield UNICO and best wishes are also extended to the incoming officers for a successful term of office.

On call of roll, Ayes 5

(Sgd) All Five Councilmembers

Resolution No. 07-329

RESOLUTION – PUBLICATION OF ILLEGAL APARTMENT CONVICTIONS

WHEREAS, the City of Garfield, in recent years, has experienced a significant problem regarding illegal apartments throughout the City: and
WHEREAS, the Garfield Building Department and housing inspectors have diligently pursued the prosecution of those property owners who maintain illegal apartments within their properties; and
WHEREAS, in most instances, those prosecutions result in the conviction of the offending property owners; and
WHEREAS, the Mayor and Council have reviewed this matter and have determined that the publication of these convictions would, in and of itself, have a deterrent effect upon other property owners within the City since, in addition to the fines and other penalties imposed upon them in the municipal court, the publication of their names as having been convicted of maintaining an illegal dwelling shall be made public.
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 City Manager be and is hereby authorized and directed to obtain a list of those property owners within the City of Garfield who have been convicted of maintaining an illegal apartment within the City during the past twelve (12) months.

RESOLUTIONS

2. The City Manager, shall, upon receipt and review of that list, prepare an advertisement to be placed in one or more local newspapers to be determined within the discretion of the City Manager, which advertisement shall include a statement as to the reason for the advertisement and shall also list the following information which is publicly available from the Garfield Municipal Court:
 - A. Name of convicted defendant/property owner;
 - B. Address of property at which an illegal dwelling was located;
 - C. Date of conviction.
 - D. Amount of fines imposed.
3. This Resolution shall also authorize the City Manager to periodically place other advertisements in local newspapers listing additional offenders as he deems appropriate within his sole discretion.

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 Garfield Building Department, the Garfield Municipal Court, the City Manager, the City Attorney and all local newspapers.

On call of roll, Ayes 5

(Sgd) Frank J. Calandriello
Stanley J. Moskal

Resolution No. 07-330

WHEREAS, in the past, it has been customary for the governing body to permit various local officials to attend various conventions and seminars and to reimburse those officials for some of the expenses incurred in connection therewith; and

WHEREAS, the governing body does feel that there is a substantial benefit to be derived by the City from attendance at these functions; and

WHEREAS, even though there is such a substantial benefit, controls must be imposed upon the number of local representatives to attend and the expenses that will be reimbursed, in order to prevent abuse and to demonstrate to the tax payers that all spending within the City is being controlled in a fair and reasonable manner; and

WHEREAS, under the terms imposed herein, the City Council is desirous of permitting certain representatives of the City to attend the conventions and reimburse for some of the expenses incurred, not to exceed the amount budgeted,

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

1. The attendance of all department heads to the New Jersey State League of Municipalities Conference shall be determined within the sole discretion of the City Manager in order to ensure that sufficient personnel is present in the City during the entire time of the convention so that there will be no interference with the normal, day to day operations of City Hall. The City Manager shall also, in his sole discretion, determine whether the attendance at the particular function shall serve to benefit the City of Garfield. Those authorized by the City Manager to attend the 2007 New Jersey State League of Municipalities Conference include:

Deputy Mayor Joseph Delaney
Councilmember Stanley J. Moskal
City Manager Thomas J. Duch
City Clerk Andrew J. Pavlica
Tax Assessor Kurt Hielle
Superintendent of Public Works Sam Garofalo
Recreation Director Anthony Furfaro

RESOLUTIONS

2. All hotel reservations, if the particular individual seeks payment for same, as well as all registration for convention activities shall be processed through the City and paid for by use of the normal city voucher system.

3. Each individual who attends a convention shall be eligible for reimbursement for actual, out of pocket, legitimate expenses, up to a maximum of \$450.00 per individual. In order to obtain reimbursement of these expenses, they must be directly related to municipal activities, job performance or shall in some other way, benefit the City. In order to obtain reimbursement for these expenses, the City representative shall be required to provide written, documentary proof of the expense to the Interim Chief Financial Officer for the City of Garfield who shall make all final determinations as to whether reimbursement is granted or not. Under no circumstances, however, shall total reimbursement for an individual exceed \$450.00 which shall be inclusive of hotel and convention registration costs; and

BE IT FURTHER RESOLVED, that the City Manager and the Interim Chief Financial Officer be and are hereby directed to take any and all action which is necessary to effectuate the provisions of the Resolution; and

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 Interim Chief Financial Officer, City Manager, the City Attorney and all members of the governing body.

On call of roll, Ayes 5

(Sgd) Stanley J. Moskal
Louis G. Aloia

Resolution No. 07-331

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 Acquisition of Water Parts inclusive of Clamps, Gate Valves, etc. on Thursday, September 20, 2007 at 10:00 AM in the Conference Room in City Hall.

On call of roll, Ayes 5

(Sgd) Stanley J. Moskal
Louis G. Aloia

Resolution No. 07-332

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 Purchase and Gasoline and Diesel Fuel for all City Vehicles on Thursday, September 27, 2007 at 10:00 AM in the Conference Room in City Hall.

On call of roll, Ayes 5

(Sgd) Stanley J. Moskal
Louis G. Aloia

Resolution No. 07-333

WHEREAS, a Bergen County Community Development Block grant of \$737,450.00 has been proposed by the DACKKs Group for the LINKS TWO Project for Supportive Housing Development in the City of Garfield, and

WHEREAS, pursuant to the State Interlocal Services Act, Community Development funds may not be spent in a municipality without authorization by the City Council, and

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

WHEREAS, this resolution does not obligate the financial resources of the municipality and is intended solely to expedite expenditure of the aforesaid CD funds,

RESOLUTIONS

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Garfield, Bergen County, New Jersey, that the aforesaid project is hereby endorsed and that the City Clerk is hereby authorized and directed to forward a CERTIFIED copy of this approved resolution to the Director of the Bergen County Community Development Program so that implementation of the aforesaid project may be expedited.

On call of roll, Ayes 5

(Sgd) Stanley J. Moskal
Louis G. Aloia

Resolution No. 07-334

BE IT RESOLVED by the Mayor and Council of the municipality of Garfield that application is made to the Bergen County Open Space Rehabilitation Program for:

Acquisition of River Drive Property for Park Development

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 projects.

On call of roll, Ayes 5

(Sgd) Stanley J. Moskal
Louis G. Aloia

Resolution No. 07-335

MUNICIPAL OPEN SPACE PROGRAM

WHEREAS, a Bergen County Open Space Recreation, Farmland, and Historic Preservation Trust Fund (County Trust Fund) provides grants to municipal governments and to nonprofit organizations for assistance in the acquisition of lands for open space conservation purposes and/or outdoor recreation facilities; and

WHEREAS, the City of Garfield desires to further the public interest by obtaining a grant of \$633,860.00 from the County Trust Fund to fund the following project(s):

Acquisition of River Drive Property for Park Development

WHEREAS, the governing body/board has reviewed the County Trust Fund Program Statement, the County Program Open Space Policy and Procedures Manual, and the open space application and instructions and desires to make an application for such a grant and provide application information and furnish such documents as may be required; and

WHEREAS, as part of the application process, the governing body/board will hold a public hearing at a regularly scheduled public meeting of the governing body to receive comments prior to submission of said application(s); and

WHEREAS, the County of Bergen shall determine whether the application(s) is/are complete and in conformance with the scope and intent of the County Trust Fund; and,

WHEREAS, the applicant is willing to use the County Trust Fund in accordance with such rules, regulations and applicable statutes, and is willing to enter into an agreement with the County of Bergen for the above named project(s); and,

WHEREAS, if the applicant is successful in acquiring said project through the used of a County Trust Fund grant, then the applicant will permanently preserve said project for open space conservation and/or outdoor recreation purposes through a recorded deed of easement.

NOW, THEREFORE, BE IT RESOLVED by the governing body of the City of Garfield:

1. That it is hereby authorized to submit the above completed project applications(s) to the County by the deadline of August 31, 2007, as established by the County; and,

RESOLUTIONS

2. That, in the event of a County Trust Fund award that may be less than the grant amount requested above, the applicant has, or will secure, the balance of funding necessary to complete the project; and
3. That the applicant agrees to comply with all applicable federal, state, and local laws, rules, and regulations in the performance of the project; and,
4. That this resolution shall take effect immediately.

On call of roll, Ayes 5

(Sgd) Stanley J. Moskal
Louis G. Aloia

Resolution No. 07-336

AN ENDORSING RESOLUTION FOR THE BERGEN COUNTY OPEN SPACE TRUST FUND MUNICIPAL PARK IMPROVEMENT PROGRAM

WHEREAS, a Bergen County Open Space Trust Fund application in the amount of \$250,000 has been proposed by the Mayor and Council for Garfield's Passaic River Park and Bikeway in the City of Garfield; and,

WHEREAS, pursuant to the State Interlocal Services Act, such funds may not be spent in a municipality without authorization by the Governing Body; and,

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

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

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

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

On call of roll, Ayes 5

(Sgd) Stanley J. Moskal
Louis G. Aloia

Resolution No. 07-337

AN ENABLING RESOLUTION FOR BERGEN COUNTY OPEN SPACE TRUST FUND MUNICIPAL PARK IMPROVEMENT PROGRAM

WHEREAS, a Bergen County Open Space, Recreation, Farmland and Historic Preservation Trust Fund ("County Trust Fund"), provides grants to municipal governments and to nonprofit organizations for assistance in the acquisition of lands for open space conservation purposes and/or outdoor recreation facilities; and,

WHEREAS, the City of Garfield desires to further the public interest by obtaining a grant of \$250,000 from the County Trust Fund to fund the following project: Garfield's Passaic River Park and Bikeway; and,

WHEREAS, the governing body/board has reviewed the County Trust Fund Program Statement, the County Program Open Space Policy and Procedures Manual, and the open space application and instructions and desires to make an application for such a grant and provide application information and furnish such documents as may be required; and

WHEREAS, as part of the application process, the governing body/board will hold a public hearing at a regularly scheduled public meeting of the governing body to receive comments prior to submission of said application(s); and

WHEREAS, the County of Bergen shall determine whether the application(s) is/are complete and in conformance with the scope and intent of the County Trust Fund; and,

WHEREAS, the applicant is willing to use the County Trust Fund in accordance with such rules, regulations and applicable statutes, and is willing to enter into an agreement with the County of Bergen for the above named project(s); and,

RESOLUTIONS

WHEREAS, if the applicant is successful in acquiring said project through the used of a County Trust Fund grant, then the applicant will permanently preserve said project for open space conservation and/or outdoor recreation purposes through a recorded deed of easement.

NOW, THEREFORE, BE IT RESOLVED by the governing body of the City of Garfield:

5. That it is hereby authorized to submit the above completed project applications(s) to the County by the deadline of August 31, 2007, as established by the County; and,
6. That, in the event of a County Trust Fund award that may be less than the grant amount requested above, the applicant has, or will secure, the balance of funding necessary to complete the project; and
7. That the applicant agrees to comply with all applicable federal, state, and local laws, rules, and regulations in the performance of the project; and,
8. That this resolution shall take effect immediately.

On call of roll, Ayes 5

(Sgd) Stanley J. Moskal
Louis G. Aloia

Resolution No. 07-338

WHEREAS, the governing body of the City of Garfield, County of Bergen, State of New Jersey, Desires to collect all taxes, assessments, and other municipal charges that are now delinquent; and WHEREAS, the Tax Collector is directed to sell all municipal delinquencies through December 31, 2006 in a manner prescribed by N.J.S.A. 54-5-19, and as amended by Chapter 99, Public Laws of 1997:

NOW, THEREFORE, BE IT RESOLVED by the governing body of the City of Garfield, that the Tax Collector is hereby authorized and directed to sell all municipal liens in accordance with New Jersey law, and as stated above, on October 18, 2007 at 9:30 AM.

On call of roll, Ayes 5

(Sgd) Stanley J. Moskal
Louis G. Aloia

Resolution No. 07-339

WHEREAS, the Receiver of Taxes reports that she has received a request from the following property listed as Block 19.01 Lot 22 Calvary Baptist Church, to abate taxes 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 abate the Taxes for the year 2006 in the total amount of \$55,369.93.

BLOCK	LOT	OWNER	REASON	AMOUNT
19.01	22	Calvary Baptist Church	Taxes to Abate	\$55,369.93

On call of roll, Ayes 5

(Sgd) Stanley J. Moskal
Louis G. Aloia

Resolution No. 07-340

WHEREAS, the Receiver of Taxes reports that she has received a request from the following property listed as Block 19.01 Lot 22 Calvary Baptist Church, to abate interest for the year 2006.

RESOLUTIONS

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Garfield, that the proper offices are hereby authorized to abate the Taxes for the year 2006 in the total amount of \$13,893.20.

BLOCK	LOT	OWNER	REASON	AMOUNT
19.01	22	Calvary Baptist Church	Interest to Abate	\$13,893.20

On call of roll, Ayes 5 (Sgd) Stanley J. Moskal
Louis G. Aloia

Resolution No. 07-341

WHEREAS, the Receiver of Taxes reports that she has received a request from the following property Lien Holder for a refund of taxes and interest due to Exemption Granted for the Housing Authority 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 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
126	26	Plymouth Park Tax Services LLC	Exemption	Taxes \$2,277.00 Interest <u>43.58</u>
TOTAL				\$2,277.00

On call of roll, Ayes 5 (Sgd) Stanley J. Moskal
Louis G. Aloia

Resolution No. 07-342

WHEREAS, the Receiver of Taxes reports that she has received a request from the following property owners for a refund due to overpaid taxes 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 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
1201	52	Ronald Orr	O/P	\$1091.00
170.01	37	National Real Estate Services	O/P	1194.00
70	12	Danuta Shieka	O/P	1611.00
152	25	William O. Andrade & Nydia N. Mendez	O/P	1633.00

On call of roll, Ayes 5 (Sgd) Stanley J. Moskal
Louis G. Aloia

RESOLUTIONS

Resolution No. 07-343

A RESOLUTION AUTHORIZING PAYMENT TO MONTANA CONSTRUCTION CORP., INC., IN CONNECTION WITH THE MIDLAND AVENUE SEWER REPAIR BETWEEN LANZA AVENUE AND BANTA AVENUE WITHIN THE CITY OF GARFIELD.

WHEREAS, Boswell McClave Engineering accepted quotes for an emergency sanitary sewer repair for the above referenced project, and

WHEREAS, this Contract was awarded to the low bidder, Montana Construction Corp., Inc., 80 Contant Avenue, Lodi, New Jersey, and;

WHEREAS, Montana Construction Corp., Inc., performed this work in connection with the directive of officials from the City, and;

WHEREAS, an invoice in the amount of \$96,000.00 was submitted and revised with the City Engineer, and;

NOW THEREFORE BE IT RESOLVED payment is hereby authorized to Montana Construction Corp., Inc., in connection with the project and in accordance with the City Engineer's recommendation in the total amount of \$96,000.00

On call of roll, Ayes 5

(Sgd) Stanley J. Moskal
Louis G. Aloia

See

the

following

pages numbered _____

for

BILLS AND CLAIMS

Resolution No. 07-345

RESOLVED by the City Council of the City of Garfield that the following bill No. 1205 covering Trust Other and Dog Trust Acct totaling \$48,989.10 and Current Fund Reserve totaling \$3,896.16 and Current Fund Current Year totaling \$1,133,574.74 and Water Fund Current Year totaling \$10,611.44 and General Capital totaling \$262,277.35 and Water Capital totaling \$71,015.40 per attached Computer Lists, be ordered paid and the proper officers are hereby authorized to issue checks for same provided there are funds in the respective appropriations, and

BE IT FURTHER RESOLVED that the action of the Mayor, City Clerk and City Treasurer in issuing checks in payment on the Ratification List, which includes thirty seven (37) items prior to the meeting be ratified.

See

the

following

pages numbered _____

for

Bills

and

Claims

ORDINANCES

Ordinance No. 2505

The following entitled ordinance was introduced at a Regular Meeting held August 14, 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 THE CODE OF THE
CITY OF GARFIELD, SPECIFICALLY SECTION 188-12 TO
PROVIDE FOR FOUR (4) ALTERNATE MEMBERS
OF THE ZONING BOARD OF ADJUSTMENT”

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 Delaney duly seconded the motion.

On call of roll, Ayes 5

Ordinance No. 2506

The following entitled ordinance was introduced at a Special Meeting held August 28, 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 AMENDING CHAPTER 236 OF THE CODE OF
THE CITY OF GARFIELD ENTITLED “VEHICLES AND TRAFFIC”
AND ESTABLISHING A NO PARKING ZONE”

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 Delaney 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 5

Ordinance No. 2507

The following entitled ordinance was introduced at a Special Meeting held August 28, 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 AMENDING CHAPTER 236 OF THE CODE OF
THE CITY OF GARFIELD ENTITLED “VEHICLES AND TRAFFIC”
AND ESTABLISHING A THREE WAY STOP AT THE INTERSECTION
OF GASTON AVENUE AND ELIZABETH STREET”

ORDINANCES

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 Delaney 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 5

Ordinance No. 2508

The following entitled ordinance was introduced at a Special Meeting held August 28, 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 AMENDING AND SUPPLEMENTING THE CODE OF THE CITY OF GARFIELD PERTAINING TO PUBLIC SAFETY RADIO AMPLIFICATION”

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, asked questions about the ordinance.

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

Councilmember Krone moved that said ordinance do now pass on final passage and that the City Clerk be directed to publish said ordinance in full together with the statement or notice required by law. Councilmember Delaney duly seconded the motion.

On call of roll, Ayes 5

Ordinance No. 2509

The following entitled ordinance was introduced at a Special Meeting held August 28, 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 REQUIRING STRUCTURES TO HAVE A KEY LOCK BOX INSTALLED ON THE EXTERIOR OF THE STRUCTURE FOR FIRE SAFETY PURPOSES”

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 Delaney 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 5

ORDINANCES

Councilmember Moskal introduced in writing the following ordinance entitled:

“BOND ORDINANCE TO APPROPRIATE AN ADDITIONAL SUM OF \$120,000 FOR THE 2007 ROAD IMPROVEMENT PROGRAM IN, BY AND FOR THE CITY OF GARFIELD, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH ADDITIONAL 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.

Councilmember Moskal moved that this ordinance entitled, “BOND ORDINANCE TO APPROPRIATE AN ADDITIONAL SUM OF \$120,000 FOR THE 2007 ROAD IMPROVEMENT PROGRAM IN, BY AND FOR THE CITY OF GARFIELD, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH ADDITIONAL APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS”, 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 September 25, 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 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 5

Councilmember Moskal introduced in writing the following ordinance entitled:

“AN ORDINANCE TO AMEND CHAPTER 229 OF THE CODE OF THE CITY OF GARFIELD ENTITLED “TOW TRUCKS”

City Clerk Pavlica read the ordinance by title.

Councilmember Moskal moved that this ordinance entitled, “AN ORDINANCE TO AMEND CHAPTER 229 OF THE CODE OF THE CITY OF GARFIELD ENTITLED “TOW TRUCKS”, 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 September 25, 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 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 5

CITIZENS AND TAXPAYERS

Ms. Lauren Paci, 59 Van Winkle Avenue, read from the following statement: “After what has transpired over the past few months we as the parents of the J & S Yankees feel compelled to defend our mutual yet personal decision not to attend the Softball Dinner on September 6, 2007. We feel that the several coaches exhibited poor sportsmanship long before the final game of the Championship. Beginning with the first playoff game, we felt the tension at the field, so much to point that we began having family huddles before each game to show support for our girls and for each other. Our girls felt unsafe, unwelcomed and unliked. At the final playoff game, the opposing coaches went so far as to refuse to congratulate our coaches after our win. The tension carried over to the championship series where we felt that as if the entire league were against us.

CITIZENS AND TAXPAYERS

Although it is certainly acceptable for fans to root for their favorites, it is simply mean spirited for coaches to encourage their players to encourage their players to attend the championships dressed in uniform and purposely root against a specific team, which is exactly what happened. After a final 9 inning game, wherein each and every player on both teams played their best, the victory went to The Cotillion. Of course our girls were disappointed, and of course, they cried, just as each team has done in the past. We wiped their tears, had our last family huddle, while the winners celebrated on the field. There were no sore losers on that field or in the stands, just proud parents. We took our children to Clyde's to celebrate their season, which was public knowledge. When we left Century Field our opposing team was celebrating by having pizza. Those of us who went directly from the field to Clyde's were shocked to see that team members from the Cotillion, their coaches and supporters had followed us, cheering from their cars, some even using a bullhorn. As the rest of our team arrived and entered Clyde's, the taunting and antagonistic behavior escalated to the point where our girls were being called "losers" in full view and control of coaches, parents, and officers of the Garfield Girl's Softball League. Although a comment was made by one of the parents on our team it contained no threat or profanity. The remark only came after profanity laced threats and comments were made to our parents, coaches and children. Feeling as though our children and our families were in harm's way, we quickly removed our children to another location for our own celebration. As far as the powers that be are concerned that should have been the end of the whole incident. Perhaps it is for them, but not for us.

We as parents felt it was sufficient to have our coaches speak on our behalf at the next coaches' meeting regarding this attack. It has become quite apparent that there are personal issues between our coaches and officers of the league who have family members in voting positions.

Now we are all here today to speak as one voice. As parents of the J & S Yankees we were not told by Coach Joe to "boycott" the Dinner. We made our own decisions on not attending to protect our children from further abuse and said we would celebrate the success of the season in a safe environment for our children. We have now learned that Coach Joe has been "voted out as coach" as a result of us choosing not to attend the dinner which is just not right. Also we were told our children were not allowed to receive their trophies which they well deserve, until they sign up for softball next year. Now our girls have been disgraced again. These girls love and respect Coach Joe. He has been a great Coach to them. Teaching them the game of Softball, how to throw, catch, hit the ball and most importantly to play as a team. We are all very upset with this decision to exclude Coach Joe from the League and would like him to be reinstated as Coach with the new structure that it now being put in place so that what happened this year does not ever happen again. Please do what we believe is the right thing to do and reinstate Coach Joe so that he may continue to work with our girls in a safe healthy, and happy environment."

Mr. Joseph Evelina, 411 Van Bussum Avenue, spoke about being dismissed as a Coach of the Garfield Girls Softball League.

Mc. Carol Kosco-Kearney, 458 Boulevard, spoke on how the children were traumatized by the incident at Clyde's Lemon Ice on Gaston Avenue and Frederick Street. She contended that the leaders of the Girls Softball League were being vindictive and that they expelled Joseph Evelina by falsely accusing him to convince parents of the Softball League players to boycott the League's annual dinner.

Mr. Joseph Dorman, 174 Palisade Avenue, spoke about the Albanian – American Islamic Center located at 43 Monroe Street using loudspeakers for their call to prayer. He spoke on a police investigation into the use of those loudspeakers dating back to December 2006. He complained that many of his questions are not answered.

Mr. Thomas Adamo, 116 Market Street, thanked the Mayor and City Council for the ceremonial resolution concerning the Holy Name Cadets Junior Drum and Bugle Corps which was adopted last month.

COUNCILMEMBER COMMENTS

Councilmember Aloia remarked that this meeting was a great night with the Police Promotions and the September 11th Remembrance. He commented on the Fiftieth Anniversary of the Holy Name Cadets winning the American Legion National Championship. He said that when Mr. Dorman filed a lawsuit against the City, the Mayor, City Council and City Officials were advised by legal counsel against commenting on issues involving a pending lawsuit.

Councilmember Moskal spoke on the very nice job done by City Manager Duch and Emergency Management Coordinator Michael Marsh in arranging the Police Promotions Ceremony and the September 11th Remembrance. He said that it was a positive meeting and he asked everyone to remember this day, September 11th.

Councilmember Delaney recognized City Manager Duch on doing a great job. He advised those looking for old photographs of the Holy Name Cadets to see Paul Bruno of Most Holy Name Roman Catholic Church.

Mayor Calandriello spoke on the dedication of the Frank B. Calandriello Senior Center tentatively proposed to be held in mid October.

ADJOURNMENT

At 10:25 PM, there being no further business, Councilmember Moskal moved to adjourn the meeting. Councilmember Aloia duly seconded the motion.

On call of roll, Ayes 5