

A Regular Meeting of the City Council was held Tuesday, January 8, 2013 at 7:10 PM in the Council Chamber in City Hall, 111 Outwater Lane, Garfield, NJ 07026.

Mayor Joseph Delaney 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: Frank J. Calandriello, Louis G. Aloia, Tana M. Raymond, Glenn A. Mati and Joseph Delaney

Also Present: City Manager Thomas J. Duch, City Clerk Andrew J. Pavlica, Deputy City Clerk Diane Rosolen, City Attorney Representative Robert Ferrarro of the Law Firm of Bruno and Ferraro (for City Attorney John Bruno), City Engineer Kevin Boswell, Interim Chief Financial Officer Roy Riggitano

REPORTS OF OFFICERS

Councilmember Raymond moved to approve the Reports of the Cabinet as presented orally and in writing during the Work Session held last night. Councilmember Aloia duly seconded the motion.

On call of roll, Ayes 5

RESOLUTIONS

Resolution No. 13-4

WHEREAS, Garfield Benevolent Protective Order of Elks Lodge No. 2267 will be celebrating their 50th Anniversary with a dinner at their Lodge located at 68 Lanza Avenue in Garfield on Saturday, January 12, 2013, and

WHEREAS, for five decades, the Garfield Elks have contributed to countless youth, elderly, and handicapped of our community by sponsoring a Garfield High School scholarship fund, sponsoring a Babe Ruth Baseball team and a Girl's Softball team, by running drug and alcohol awareness programs, sponsoring Boys and Girls Scouting programs, and so many other worthwhile activities, and

WHEREAS, the City Council is desirous of recognizing this outstanding Garfield civic organization during its Golden Jubilee Year,

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Garfield, Bergen County, New Jersey, that on the occasion of the celebration of its FIFTIETH ANNIVERSARY, the GARFIELD ELKS are CONGRATULATED; and DEEP APPRECIATION is also hereby extended on behalf of the people of the Garfield, for its many decades of outstanding service to the people of this great City and to the surrounding area, and especially to the handicapped and less fortunate among us.

On call of roll, Ayes 5

(Sgd) All Five Councilmembers

Resolution No. 13-5

WHEREAS, Fire Company No. 1 has advised that they have accepted Carmin V. Breonte of 125 Mac Arthur Avenue, Garfield, New Jersey 07026, as a regular active member, effective November 21, 2012,

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

On call of roll, Ayes 5

(Sgd) Tana M. Raymond
Louis G. Aloia

RESOLUTIONS

Resolution No. 13-6

WHEREAS, Fire Company No. 2 has advised that they have accepted Henri Wejnert III of 42 Chestnut Street, Garfield, New Jersey 07026, as a regular active member, effective November 5, 2012,

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

On call of roll, Ayes 5

(Sgd) Tana M. Raymond
Glenn A. Mati

Resolution No. 13-7

WHEREAS, Fire Company No. 4 has advised that they have accepted the resignation of John Czujko of 218 Cedar Street, Garfield, New Jersey as an active member, effective September 26, 2012,

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Garfield that the action taken by Fire Company No. 4 with respect to the above matter, is hereby approved.

On call of roll, Ayes 5

(Sgd) Tana M. Raymond
Glenn A. Mati

Resolution No. 13-8

WHEREAS, Fire Company No. 5 has advised that they have expelled Newaf Tariq of 256 MacArthur Avenue, Apt #4, as an active member effective November 9, 2012,

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
Louis G. Aloia

Resolution No. 13-9

WHEREAS, Enrico Benigno, was appointed as Fourth Alternate of the Zoning Board of Adjustment pursuant to Resolution No. 11-62 adopted by the City Council at a meeting held February 7, 2011.

WHEREAS, his term of office expired on December 31, 2012.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Garfield, Bergen County, New Jersey that John Danczak of 15 Blakeley Place, is hereby appointed as Fourth Alternate of the Zoning Board of Adjustment to succeed Enrico Benigno effective January 1, 2013, for a full two year term, said term to expire December 31, 2014.

On call of roll, Ayes 5

(Sgd) Tana M. Raymond
Glenn A. Mati

Resolution No. 13-10

RESOLVED by the City Council of the City of Garfield that Andrew J. Pavlica, City Clerk, is hereby authorized to issue the following licenses for Games of Skill for the year 2013 described in application, duly filed:

Midnight Sun	\$	350.00
323 Semel Ave		
Garfield, NJ 07026		

\$350.00

On call of roll, Ayes 5

(Sgd) Tana M. Raymond
Glenn A. Mati

RESOLUTIONS

Resolution No. 13-11

RESOLVED by the City Council of the City of Garfield that Andrew J. Pavlica, City Clerk, is hereby authorized to issue the following licenses for Games of Skill for the year 2013 described in application, duly filed:

Midnight Sun	1 Juke Box	\$	75.00
323 Semel Ave	1 Pool Table		50.00
Garfield, NJ 07026			
			<hr/>
			\$125.00

On call of roll, Ayes 5

(Sgd) Tana M. Raymond
Glenn A. Mati

Resolution No. 13-12

RESOLUTION AUTHORIZING TEMPORARY APPOINTMENT OF ACTING DEPUTY MAYOR

WHEREAS, pursuant to Local Ordinance, Tana M. Raymond was appointed Deputy Mayor for the City of Garfield; and

WHEREAS, pursuant to the provisions of state and local law, the Deputy Mayor shall serve in the place of the Mayor and perform all functions of the Mayor in the Mayor's absence; and

WHEREAS, on Saturday, January 12, 2013, it will be necessary and appropriate to temporarily appoint Louis G. Aloia as Deputy Mayor for the City of Garfield in order to perform the marriage ceremony of Susan Channing of Clifton and David Roy Vaught of Garfield, and

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

Councilman Louis G. Aloia be and is hereby appointed Deputy Mayor for the City of Garfield to perform the marriage ceremony of Susan Channing and David Roy Vaught.

This temporary appointment shall be solely for the purpose of performance of these marriage ceremonies and for no other reason. Similarly, no additional authority is granted hereby other than to perform said ceremonies and to execute any and all documents which may be necessary in order to effectuate the provision of this Resolution and to confirm the performance of the marriage ceremonies as described above.

BE IT FURTHER RESOLVED that the City Clerk be and he is hereby authorized and directed to forward certified copies of the within Resolution to Councilman Louis G. Aloia and Susan Channing and David Roy Vaught.

On call of roll, Ayes 5

(Sgd) Tana M. Raymond
Glenn A. Mati

Resolution No. 13-13

TONNAGE GRANT APPLICATION RESOLUTION

WHEREAS, the Mandatory Source Separation and Recycling Act, P.L. 1987, c.102 has established a recycling fund from which tonnage grant may be made to municipalities in order to encourage local source separation and recycling programs; and

WHEREAS, it is the intent and the spirit of the Mandatory Source Separation and Recycling Act to use the tonnage grants to develop new municipal recycling programs and to continue and to expand existing programs; and

WHEREAS, the New Jersey Department of Environmental Protection has promulgated recycling regulations to implement the Mandatory Source Separation and Recycling Act; and

WHEREAS, the recycling regulations impose on municipalities certain requirements as a condition for applying for tonnage grants, including but not limited to, making and keeping accurate, verifiable records of materials collected and claimed by the municipality; and

WHEREAS, a resolution authorizing this municipality to apply for such tonnage grants for the calendar year 2013 will memorialize the commitment of this municipality to recycling and to indicate the assent of the Garfield City Council to the efforts undertaken by the municipality and the requirements contained in the Recycling Act and recycling regulations; and

RESOLUTIONS

WHEREAS, such a resolution should designate the individual authorized to ensure the application is properly completed and timely filed.

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Garfield that the City of Garfield, Bergen County, New Jersey, hereby endorses the submission of the recycling tonnage grant application to the New Jersey Department of Environmental Protection and designates City Recycling Coordinator Sam Garofalo to ensure that the application is properly filed; and

BE IT FURTHER RESOLVED that the monies received from the recycling tonnage grant be deposited in a dedicated recycling trust fund to be used solely for the purposes of recycling.

On call of roll, Ayes 5

(Sgd) Tana M. Raymond
Glenn A. Mati

Resolution No. 13-14

RESOLUTION AUTHORIZING CONTRACTS WITH CERTAIN APPROVED STATE CONTRACT VENDORS FOR CONTRACTING UNITS

PURSUANT TO N.J.S.A. 40A:11-12a

WHEREAS, the City of Garfield, pursuant to N.J.S.A. 40A:11-12a and N.J.A.C. 5:34-7.29(c), may by resolution and without advertising for bids, purchase any goods or services under the State of New Jersey Cooperative Purchasing Program for any State contracts entered into on behalf of the State by the Division of Purchase and Property in the Department of the Treasury; and

WHEREAS, the City of Garfield has the need on a timely basis to purchase goods or services utilizing State contracts; and

WHEREAS, the City of Garfield intends to enter into contracts with the attached Referenced State Contract Vendors through this resolution and properly executed contracts, which shall be subject to all the conditions applicable to the current State contracts;

NOW, THEREFORE, BE IT RESOLVED, that the City of Garfield authorizes the Purchasing Agent to purchase certain goods or services from those approved New Jersey State Contract Vendors on the attached list, pursuant to all conditions of the individual State contracts; and

BE IT FURTHER RESOLVED, that the governing body of the City of Garfield pursuant to N.J.A.C. 5:30-5.5(b), the certification of available funds, shall either certify the full maximum amount against the budget at the time the contract is awarded, or no contract amount shall be chargeable or certified until such time as the goods or services are ordered or otherwise called for prior to placing the order, and a certification of availability of funds is made by the Chief Finance Officer; and

BE IT FURTHER RESOLVED that the duration of the contracts between the City of Garfield and the Referenced State Contract Vendors shall be from July 1, 2012 to December 31, 2012.

Referenced State Contract Vendors

Commodity/Service	Vendor	State Contract #
General Office Supplies	Staples Business Advantage	A-74337
Computer Products	Dell Computer Corp.	A-70256
	Hewlett Packard Co.	A-70262
	NJ Business Systems	A-81214 & A-67179
	Apple Inc.	PA-70259
Computer Software	United Computer	A-81215
	Edmunds & Associates	A-81201
	GTBM Inc. / Info- Cop	A-69834
Police & Homeland Security	Atlantic Tactical	A-67880
	Lanigan Associates	A-81348
Automotive Lubricants	David Weber Oil Co.	A-59996

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Vehicles, Police	Warnock Motor Sales	A-67129
	Chapman Auto Group	A-72489
	Day Ford	A-67130
	North East Auto Outlet	A-72469
Vehicles, Trucks, Pickup	Warnock Automotive, Inc	A-64082
Utility, Dump, Snow Plow	Cornell Equipment Co. Inc	A-70293
Vehicles, Sport Utility	Warnock Automotive, Inc	A-67059
	Winner Ford of Cherry Hill	A-72469
Bottled Water, Coolers	Nestle Waters No. America	A-64287
Copier Machines	IKON Office Solutions	A-64039
	Xerox	A-64042
	Municipal Capital/Atlantic	A-51464
Fire Protection		
Equipment & Supplies	GuardLine Fire & Safety	A-67034
	Continental Fire & Safety	A-64803
	Turn-Out Fire & Safety	A-64810
	Municipal Emergency Svcs	A-64813
	Absolute Fire Protection	A-64798
	Firefighter Equipment Co.	A-64796
	AAA Emergency Supply Co.	A-71101
	B & C Communications	A-53824 & A-69908
	Fail Safe	0102601
Mailroom Equipment	NeoPost	A-63770
Telecommunications	AT&T Corp	A-43337
	Verizon, NJ	A-43338
Automotive Parts	P & A Automotive	A-57731
	Lawson Supply Co. of NJ	A-67872
Wireless Services	AT&T Mobility	A-64430
	Nextel Communications	A-64429
	Verizon Wireless	A-64428
	Motorola Solutions	- 53804
Parts & Repairs	Storr Tractor	A-67764
Lawn & Grounds Equipment	Jet-Vac Inc.	A-69719

On call of roll, Ayes 5

(Sgd) Tana M. Raymond
Glenn A. Mati

Resolution No. 13-15

A Resolution Authorizing Change Order No. 1 in Connection With The Replacement of Well 8R, City of Garfield.

WHEREAS, the City of Garfield awarded a contract to Samuel Stothoff Co., Inc. in the original contract amount of \$206,600.00, and;

WHEREAS, Change Order No. 1 is necessary to adjust as-built quantities due to field conditions encountered and for final closeout of this project.

NOW THEREFORE BE IT RESOLVED, Change Order No. 1 for a reduction in the contract amount of \$1,085.80 is hereby approved.

RESOLUTIONS

On call of roll, Ayes 5

(Sgd) Tana M. Raymond
Louis G. Aloia

Resolution No. 13-16

WHEREAS the Receiver of Taxes reports that she has received a request from the following property owners for a refund due to over paid taxes from County Board Judgment for the year 2012. 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
109	4	Homeward Residential Inc.	O/P	\$768.00

On call of roll, Ayes 5

(Sgd) Tana M. Raymond
Glenn A. Mati

BILLS AND CLAIMS

Resolution No. 13-17

RESOLVED by the City Council of the City of Garfield that the following bills No. 1556 through 1558 covering Dog Trust and Trust Other totaling \$15,191.07 and the Current Fund Reserve totaling \$564,700.28 and the Current Fund totaling \$2,536,655.99 and the Current Water Fund Reserve totaling \$48,897.75 and the Current Water Fund totaling \$81,679.74 and the General Capital Fund totaling \$93,357.58 and the Water Capital Fund totaling \$15,104.51 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 five (35) items prior to the meeting be ratified.

See

The

Following

Pages _____

for

Bills

and

Claims

CITIZENS AND TAXPAYERS

Mr. Reginald Buggs, 315 Mac Arthur Avenue, asked questions concerning how Councilmember Mati and Raymond voted on “Bills and Claims”. He thanked and commended City Manager Duch and his Confidential Secretary Pat Esposito for setting up a meeting today with representatives of the group “URGENT”. He said that he was very encouraged and he wants the City in 2013 to be better than 2012. He complimented City Manager Duch for reaching out to them to do productive things for the City.

Mr. Victor Urbaez, 90 Passaic Street, spoke on proposals to keep kids aged 18 to 21, out of trouble. He said that he cannot thank City Manager Duch enough for reaching out to members of “URGENT” to find common ground to reach the neglected population.

Ms. Judy Frazier, 88 Prospect Street, said that she wants to address the issue of fire arms in light of the Sandy Hook Elementary School shootings in Newtown, Connecticut that took place on December 14, 2012. She spoke on a “Gun Buy-Back” Program proposed by “URGENT”.

Mr. Miguel Reyes, 91 Passaic Street, thanked the Council for attending the memorial service in remembrance of Malik Williams. He thanked City Manager Duch for meeting with representatives of “URGENT” on issues of importance. He sees a bright future for Garfield if everyone works together. He spoke on a “Gun Buy-Back” Program proposed by “URGENT”.

Mr. Ciro Disclafani, 47 Orchard Street, spoke on pedestrian safety, on gun registration and gun control and on “cyber-bullying”.

Mr. Anthony Barckett, 183 Lincoln Place spoke on guns in schools.

Ms. Patricia Huffman, 229 Midland Avenue, spoke on children’s safety, especially in school trailers.

Ms. Christine Korsak, 185 Chestnut Street, spoke on guns and drugs in society.

Mr. John Pinto, 97 Krakow Street, spoke on people circumventing preparation. He spoke on ways to be vigilant and on ways to protect oneself.

COUNCILMEMBER COMMENTS

Councilmember Calandriello spoke on tragedies in Connecticut and elsewhere. He spoke on preparation and he spoke on Garfield being a step ahead on many levels. He spoke on retired police officers being hired by the school system to be in the school as security. He wished everyone a Happy 2013 with much success and health.

Councilmember Aloia recognized representatives of URGENT and spoke on the meeting they had today with City Manager Duch at City Hall. He said that we always have to look at the whole issue. He spoke on recent shooting rampages that have happened in different areas of the Country. He said that the more we know each other, the more time we spend together, the less likely we are to hurt one another. He said that he used to know everyone on his block, but he does not anymore. He spoke on the Garfield School System creating a sense of community. He said that people may not agree but they need to have an understanding.

Deputy Mayor Raymond said that for those who did not go to college, the 18 to 21 age group is a group who needs to be addressed in the near future. She spoke on having a meeting and inviting the community to get different ideas. She spoke on the need for people to be diligent and know what’s going on around them. She said there is a need to respect each other and understand each others point of view. She wished everyone a Happy New Year.

Councilmember Mati spoke on the December 14th shooting at the elementary school in Newtown, Connecticut. He said that Bergen County Sheriff Michael Saudino should be contacted to arrange a Town Hall Meeting of the Board of Education, City Council and citizens. He said that we cannot sit here and talk and debate. He said that it is time for action.

Regular Meeting January 8, 2013, Continued

COUNCILMEMBER COMMENTS

Mayor Delaney spoke on guns in schools. He spoke on watching what is going on around us. He spoke on the proposed conveying to the Garfield School System of the City-owned "Railroad Property" that abuts the Garfield High School Stadium from Semel Avenue to the back of Fire House No. Four at 97 Outwater Lane. He spoke on proposed Redevelopment Projects that have been in discussion for too many years. He said that if people work together, there is a lot that can be accomplished. He said that the Board of Education and the City Council should work together. He said that the City-owned "Railroad Property" should be given to the School System with the condition that they make all storm water drainage improvements.

ADJOURNMENT

At 8:35 PM, there being no further business, Councilmember Raymond moved to adjourn the meeting. Councilmember Mati duly seconded the motion.

On call of roll, Ayes 5

Andrew J. Pavlica, CITY CLERK