

A Regular Meeting of the City Council was held Tuesday, July 9, 2013 at 8:40 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, City Attorney Representative Robert Ferraro of the Law Firm of Bruno and Ferraro (for City Attorney John J. Bruno), City Engineer Kevin J. Boswell and 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 earlier this evening. Councilmember Mati duly seconded the motion.

On call of roll, Ayes 5

### COMMUNICATIONS/APPOINTMENTS

City Clerk Andrew J. Pavlica reported that in a letter to him dated July 9, 2013, Mayor Joseph Delaney made the following appointment to the Garfield Free Public Library Board of Trustees:

- \* Ms. Nicole Grillo, 27 Scudder Street, as a Regular Member, to succeed Mr. Charles Janesak, (who has resigned from the Board), for the unexpired term, said term to expire December 17, 2014.

### RESOLUTIONS

Resolution No. 13-222

WHEREAS, an application has been filed for Person to Person Transfer Application of Plenary Retail Distribution License No. 0221-44-029-005, from Luva, Inc. to Ranpar, LLC, (Paresh Patel, 1431 Mountainside Drive, Orefield, PA 18069 - who will own 100% of the shares of the corporation), for licensed premises to be located at 194 Van Winkle Avenue, Garfield, NJ 07026.

WHEREAS, the submitted application form is complete in all respects, the transfer fees have been paid, and the license has been properly renewed for the current license term, and

WHEREAS, the applicant is qualified to be licensed according to all standards established by Title 33 of the New Jersey Statutes, regulations promulgated thereunder, as well as pertinent local ordinances and conditions consistent with Title 33, and

WHEREAS, the applicant has disclosed and the issuing authority reviewed the source of all funds used in the purchase of the license and the licensed business and all additional financing obtained in connection with the licensed business, and

WHEREAS, the Police Department has conducted a background investigation and the applicant and premises are suitable for licensing, and

WHEREAS, a "Tax Clearance - Transfer Certificate" has been issued and has been received as required pursuant to regulations promulgated by the State of New Jersey Division of Taxation,

NOW THEREFORE, BE IT RESOLVED that the City Council of the City of Garfield, Bergen County, New Jersey, does hereby approve, effective July 10, 2013, the transfer of the aforesaid Plenary Retail Distribution License, Ranpar, LLC, (Paresh Patel, 1431 Mountainside Drive, Orefield, PA 18069 - who will own 100% of the shares of the corporation), for licensed premises to be located at 194 Van Winkle Avenue, Garfield, NJ 07026 and does hereby direct the City Clerk to endorse the license certificate to the new ownership as follows: "This license, subject to all its terms and conditions, is hereby transferred to Ranpar, LLC, effective July 10, 2013."

RESOLUTIONS

BE IT FURTHER RESOLVED that this license is transferred on the condition that no Go-Go, live entertainment or discotheque, cover charge, entry fee or minimum or teen nights be permitted or in connection with this license. (A fee of \$90.00 was collected for the City of Garfield for the Person to Person Transfer and \$200.00 was collected for the State of New Jersey in connection with the person to person and place to place license transfer).

On call of roll, Ayes 5

(Sgd) Louis G. Aloia  
Frank J. Calandriello

Resolution No. 13-223

**RESOLUTION OPPOSING THE DUNDEE HYDROELECTRIC PLANT AT THE DUNDEE DAM IN THE PASSAIC RIVER**

WHEREAS, it has been reported that plans are being made for the revival of the hydroelectric plant at the Dundee Dam in the Passaic River between the cities of Garfield and Clifton, and the Borough of Elmwood Park; and

WHEREAS, three decades ago, the dam became the site of a power plant, the purpose of which was to supply energy to the area, but the turbines were loud and the diversion of water caused the river's flow over the dam to dry to a trickle; and

WHEREAS, amid complaints about the noise and the detriment to the natural beauty of the Passaic River, the plant closed; and

WHEREAS, a plan to rebuild the hydroplant to generate electricity and sell it is currently being studied by United Water, the region's largest water provider; and

WHEREAS, this Mayor and Council feels that the noise caused by the plant's operation, the small amount of electricity that will be generated, the threat to the aesthetics in the area and the resulting quality of life issues for residents that will be caused far outweigh any benefit the plant would provide;

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the City of Garfield in the Council of Bergen, for the reasons aforesaid, go on record in opposition to the proposed rebuilding of the Dundee Hydroelectric Plant at the Dundee Dam; and

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to United Water New Jersey, 200 Hook Rd, Harrington Park, NJ 07640; to the North Jersey District Water Supply Commission, 1 FA Orechio Drive, Wanaque, NJ 07465; to Executive Director of the Passaic River Coalition, 330 Speedwell Avenue, Morristown, NJ 07960; to the City of Clifton; to the Borough of Elmwood Park; and to Mr. Joseph Paz.

On call of roll, Ayes 5

(Sgd) Louis G. Aloia  
Tana M. Raymond

Resolution No. 13-224

**RESOLUTION OF THE CITY OF GARFIELD OPPOSING THE CLOSING OF THE WOODBRIDGE DEVELOPMENT CENTER AND THE NORTH JERSEY DEVELOPMENT CENTER**

WHEREAS, in an effort to reduce New Jersey's reliance on institutional care, The Task Force On The Closure of State Developmental Centers (Task Force) was created by the state legislature and charged with reviewing certain criteria of each of the state-operated facilities including but limited to the local economic impact of losing a center; the ability of a community to provide or develop services for those leaving who wanted to leave or didn't oppose moving outside the region; the state's ability to maintain operations, and the projected repair and maintenance of each center; and

WHEREAS, among the seven state-operated facilities is the Woodbridge Developmental Center (WDC), a residential facility, established in 1965 for persons with developmental disabilities and located on 68 acres in the Avenel section of Woodbridge Township; and

WHEREAS, among the seven state-operated facilities is the North Developmental Center (NJDC), a residential facility, established in 1930 for persons with developmental disabilities and located on 188 acres campus in Totowa, with approximately 30 of the current residents, were Jersey City residents; and

WHEREAS, in July (2012) the Task Force recommended WDC and NJDC to be closed by 2017; and

RESOLUTIONS

WHEREAS, while indicating that no one piece of information or experience was a determining factor in which of the seven state-operated facilities would be recommended for closure, there are other factors that should have been but were not considered before the Task Force made its decision; and

WHEREAS, factors that were not considered include the rights (federal law requires government to meet the needs of the individual) of the clients at WDC and NJDC to have treating professionals make judgment about how their needs are best met and the fact that transferring clients from long-term institutional care to community housing causes higher rates of mortality and an increased likelihood of abuse in the community; and

WHEREAS, the Task Force opinion that the relatively strong economies of the effected cities are more able to absorb closures is wrong and should not be a factor in the Task Force's decision.

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the City of Garfield, that:

1. The City hereby expresses its disagreement with the finding and conclusion of the Task Force On The Closure of Developmental Centers; opposes the closing of the WDC and NJDC as vital and valuable resources and avers that all seven state-operated developmental centers should be kept in operation for the benefit of its residents, its employees and the state in which they provide services.
2. The City Clerk shall send certified copies of this Resolution to Governor Christie, Senator Nellie Pou, Assemblywoman Shavonda Sumter, Assemblyman Benjie Wimberly.

On call of roll, Ayes 5

(Sgd) Louis G. Aloia  
Tana M. Raymond

Resolution No. 13-225

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©, may by resolution and without advertising for bids, purchase any good 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 January 1, 2013 to June 30, 2013.

On call of roll, Ayes 5

(Sgd) Louis G. Aloia  
Tana M. Raymond

Resolution No. 13-226

WHEREAS, pursuant to Garfield Board of Education Resolution No. 06-708-13 adopted on June 17, 2013, a Summer/After School Program between the Garfield Board of Education and City of Garfield was authorized to utilize the outside High School Basketball Courts and Tennis Courts from July 1, 2013 through June 30, 2014, and

RESOLUTIONS

WHEREAS, the Board of Education Resolution authorized that the hours be from 2:30 PM to 8:30 PM from July 1, 2013 to August 31, 2013 and 3:30 PM to 8:00 PM from September 1, 2013 through June 30, 2014, and

WHEREAS, said Resolution also authorized that security personnel be utilized at a rate of \$10.00 with cost to be equally shared between the Board of Education and the City, and

WHEREAS, said Resolution requires that all participants be residents of Garfield and provide appropriate identification,

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Garfield, Bergen County, New Jersey that the appropriate City Officials are hereby authorized and directed to execute the appropriate agreement with the Board of Education under the terms and conditions described above.

On call of roll, Ayes 5

(Sgd) Louis G. Aloia  
Tana M. Raymond

Resolution No. 13-227

A Resolution Authorizing Daniel Dressel, RA, to Perform Architectural Services at Garfield Fire Company 1 and Fire Company 2

WHEREAS, the Garfield Fire Company 1 requires specialized masonry consulting services to evaluate the building in order to make improvement recommendations, and;

WHEREAS, Daniel Dressel, R.A. requires this study in order to design certain improvements to this building, and;

WHEREAS, Garfield Fire Company 2 also requires capital improvements which have been summarized in a detailed proposal dated June 24, 2013 by Mr. Dressel.

NOW THEREFORE BE IT RESOLVED, Daniel Dressel, RA, is hereby authorized to be retained as a sub-consultant for Fire Company 1 for a fee not to exceed \$2,500.00, and;

BE IT FURTHER RESOLVED, Daniel Dressel, RA, is authorized to prepare the pre-design/schematic design phase for a total fee not to exceed \$3,250.00.

On call of roll, Ayes 5

(Sgd) Louis G. Aloia  
Tana M. Raymond

Resolution No. 13-228

A Resolution Authorizing Groundwater & Environmental Services, Inc. (GES) to Install and Sample Two Monitoring Wells in the City's Right-of-Way Within The City of Garfield, Bergen County, New Jersey.

WHEREAS, GES is undertaking this program on behalf of CITGO Petroleum Corporation (CITGO) within the vicinity of Midland Avenue at the intersection of Outwater Lane, Garfield, Bergen County, New Jersey, and;

WHEREAS, the New Jersey Department of Environmental Protection (NJDEP) was notified of a release on September 18, 1990 and a case number was issued for the site. Based on the September 30, 1993 Remedial Action Workplan (RAW) submitted by Groundwater Technology, Inc. (GTI), petroleum hydrocarbon impacts were identified in soil during the removal of three 8,000 gallon gasoline underground storage tanks (UST's). Groundwater monitoring activities had been ongoing through the 1990's by GTI and later by Flour Daniel GTI. All of the monitoring wells from the above investigation were paved over or destroyed. GES installed MW-1 in October 2007 for the purposes of a Classification Exception (CEA) Biennial Certification. Additional on-site monitoring wells (MW-2 and MW-3) were installed in May 2012. Following the installation of monitoring wells MW-2 and MW-3, groundwater sampling events were completed on May 24, 2012, August 9, 2012 and March 5, 2013. During all three sampling events, monitoring wells MW-1, MW-2 and MW-3 were gauged for depth to water and sampled. The samples were submitted for benzene, toluene, ethylbenzene, xylenes, methyl tertiary-butyl ether (MTBE), and tert-butyl alcohol (TBA) analysis. The results from all three sampling events indicate benzene in exceedance of the NJDEP Groundwater Quality Standards and the NJDEP Vapor Intrusion Screening Levels. Therefore, additional offsite wells are needed to complete delineation of the benzene impacts. All other parameters were either non-detect or below the NJDEP criteria listed above.

WHEREAS, GES is desirous to install two (2) monitoring wells within the City of Garfield right-of-way (City property); and,

RESOLUTIONS

WHEREAS, the proposed locations of the two (2) monitoring wells are as indicated on GES plan dated June 7, 2013:

- Two (2) MW-5 and MW-6 on the northwest side of Midland Avenue within the vicinity of the intersection of Outwater Lane.
- Monitoring well MW-4 is within the parking lot area of the convenience store in the Township of Saddle Brook.

WHEREAS, all the approximate locations will be per the attached photographic plan; and, NOW THEREFORE BE IT RESOLVED, that Groundwater & Environmental Services, Inc. and its installing contractor is hereby authorized to install the above referenced eight (8) temporary well points within the City’s property subject to the following conditions:

1. GES shall hold the City harmless from any actions concerning their operation and all appropriate permits are secured.
2. Copies of all test results shall be forwarded to the City Clerk at the time this information is also transmitted to the NJDEP.
3. At the conclusion of this operation and upon approval of the NJDEP to close this well, all appropriate closure operations shall occur.
4. GES shall be responsible for the maintenance of these well points and monitoring wells until they are properly sealed and abandoned pursuant to NJDEP criteria.

On call of roll, Ayes 5

(Sgd) Louis G. Aloia  
Tana M. Raymond

Resolution No. 13-229

**WHEREAS, Girolamo Puccio and Maria Puccio**, is the owner of real property known on the Tax Map of the City of Garfield as Block **45**, Lot **27 (consolidated with lot 28.01 for tax year 2012)**, commonly known as **190 Harrison Avenue**, in the City of Garfield, County of Bergen and State of New Jersey, has filed real property tax appeal for the year(s) **2011 and 2012**, bearing Docket No. **017520-2011, 018337-2012**; and

**WHEREAS**, Robert McNerney, the appraisal expert retained by the City of Garfield, and/or James Tighe, the Tax Assessor and the City Special Litigation Counsel, Tesser & Cohen, have recommended that the appeal be settled; and

**WHEREAS**, said property was assessed for the year(s) **2011 and 2012** as follows:

<b>Year</b>	<b>Land</b>	<b>Improvements</b>	<b>Total</b>
2011 Original Assessment	\$75,000	\$324,500	\$399,500
2012 Original Assessment	\$106,800	\$324,000	\$431,300

**NOW, THEREFORE, BE IT RESOLVED**, BY THE City Council of the City of Garfield, Bergen County, New Jersey, that the Special Litigation Counsel is hereby authorized to enter into a settlement of the real property tax by reducing the assessments as follows:

RESOLUTIONS

Year	Land	Improvements	Total
2011 Settlement	\$75,000	\$229,100	\$304,100
2012 Settlement	\$106,800	\$293,200	\$400,000

**BE IT FURTHER RESOLVED**, that no interest be paid on any refund or credit due the taxpayer provided it is paid within the statutory time period; and

**BE IT FURTHER RESOLVED**, that the City Attorney is hereby authorized to sign a Stipulation of Settlement consistent with the terms of this Resolution.

On call of roll, Ayes 5

(Sgd) Louis G. Aloia  
Tana M. Raymond

Resolution No. 13-230

**WHEREAS, Girolamo Puccio and Maria Puccio**, is the owner of real property known on the Tax Map of the City of Garfield as Block **45**, Lot **28.01**, commonly known as **186 Harrison Avenue**, in the City of Garfield, County of Bergen and State of New Jersey, has filed real property tax appeal for the year(s) **2011**, bearing Docket No. **017520-2011**; and

**WHEREAS**, Robert McNerney, the appraisal expert retained by the City of Garfield, and/or James Tighe, the Tax Assessor and the City Special Litigation Counsel, Tesser & Cohen, have recommended that the appeal be settled; and

**WHEREAS**, said property was assessed for the year(s) **2011 and 2012** as follows:

Year	Land	Improvements	Total
2011 Original Assessment	\$125,900	none	\$125,900

**NOW, THEREFORE, BE IT RESOLVED**, BY THE City Council of the City of Garfield, Bergen County, New Jersey, that the Special Litigation Counsel is hereby authorized to enter into a settlement of the real property tax by reducing the assessments as follows:

Year	Land	Improvements	Total
2011 Settlement	\$125,900	none	\$125,900

**BE IT FURTHER RESOLVED**, that no interest be paid on any refund or credit due the taxpayer provided it is paid within the statutory time period; and

**BE IT FURTHER RESOLVED**, that the City Attorney is hereby authorized to sign a Stipulation of Settlement consistent with the terms of this Resolution.

On call of roll, Ayes 5

(Sgd) Louis G. Aloia  
Tana M. Raymond

Resolution No. 13-231

**WHEREAS, 222 Outwater Lane, LLC**, is the owner of real property known on the Tax Map of the City of Garfield as Block **128**, Lot **38**, commonly known as **222 Outwater Lane**, in the City of Garfield, County of Bergen and State of New Jersey, has filed real property tax appeal for the year(s) **2011**, bearing Docket No. **009550-2011**; and

**WHEREAS**, Robert McNerney, the appraisal expert retained by the City of Garfield, and/or James Tighe, the Tax Assessor and the City Special Litigation Counsel, Tesser & Cohen, have recommended that the appeal be settled; and

**WHEREAS**, said property was assessed for the year(s) **2011** as follows:

Year	Land	Improvements	Total
2011 Original Assessment	\$167,200.00	\$993,700.00	\$1,160,900.00

RESOLUTIONS

**NOW, THEREFORE, BE IT RESOLVED**, BY THE City Council of the City of Garfield, Bergen County, New Jersey, that the Special Litigation Counsel is hereby authorized to enter into a settlement of the real property tax by reducing the assessments as follows:

<b>Year</b>	<b>Land</b>	<b>Improvements</b>	<b>Total</b>
2011 Settlement	\$167,200.00	\$932,800.00	\$1,100,000.00

**BE IT FURTHER RESOLVED**, that no interest be paid on any refund or credit due the taxpayer provided it is paid within the statutory time period; and

**BE IT FURTHER RESOLVED**, that the City Attorney is hereby authorized to sign a Stipulation of Settlement consistent with the terms of this Resolution.

On call of roll, Ayes 5

(Sgd) Louis G. Aloia  
Tana M. Raymond

Resolution No. 13-232

See

the

following

pages for \_\_\_\_\_

Capital Budget Amendment

BILLS AND CLAIMS

Resolution No. 13-233

RESOLVED by the City Council of the City of Garfield that the following bills No. 1589 thru 1596 covering Trust Other, Dedicated Penalty Trust Fire Dept., Dog Trust Fund totaling \$169,545.73 and the Current Fund Reserve totaling \$2,295.04 and the Current Fund totaling \$2,981,116.30 and the Current Water Fund totaling \$24,232.25 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 sixteen (16) items prior to the meeting be ratified.

See

the

Following Pages \_\_\_\_\_

for

Bills

And

Claims

ORDINANCES

Ordinance No. 2657

The following entitled ordinance was introduced at a Regular Meeting held Tuesday, June 11, 2013; 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 REVISE AND AMEND CHAPTER 5 ARTICLE IV  
SECTION 5-21 AND SECTION 5-22.B OF THE CITY CODE  
OF THE CITY OF GARFIELD

City Clerk Pavlica read the ordinance by title.

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

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

Councilmember Raymond 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 Calandriello duly seconded the motion.

On call of roll, Ayes 5

Ordinance No. 2658

The following entitled ordinance was introduced at a Regular Meeting held Tuesday, June 11, 2013; 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 REVISE AND AMEND CHAPTER 5 ARTICLE V  
SECTION 5-28 AND SECTION 15-22.B OF THE CITY CODE  
OF THE CITY OF GARFIELD

City Clerk Pavlica read the ordinance by title.

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

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

Councilmember Raymond 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 Calandriello duly seconded the motion.

On call of roll, Ayes 5

Councilmember Aloia introduced in writing the following ordinance entitled:

BOND ORDINANCE TO AUTHORIZE THE INSTALLATION OF EMERGENCY  
GENERATORS AT VARIOUS PUBLIC BUILDINGS IN, BY AND FOR THE CITY OF  
GARFIELD, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE  
THE SUM OF \$262,500 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT,  
TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND  
TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION  
OF THE ISSUANCE OF SUCH BONDS

City Clerk Pavlica read the ordinance by title.

ORDINANCES

Councilmember Aloia moved that this ordinance entitled: "BOND ORDINANCE TO AUTHORIZE THE INSTALLATION OF EMERGENCY GENERATORS AT VARIOUS PUBLIC BUILDINGS IN, BY AND FOR THE CITY OF GARFIELD, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$262,500 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS" do now pass on first reading and remain on file with the City Clerk for public inspection until public hearing thereon and further consideration thereof which shall be held July 23, 2013 at 8:00 PM in the City Hall in Garfield and that the City Clerk be directed to publish said ordinance in full together with the notice of such hearing in The Record, at least seven days prior to the hearing.

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

Councilmember Aloia introduced in writing the following ordinance entitled:

BOND ORDINANCE TO AUTHORIZE THE UNDERTAKING OF VARIOUS IMPROVEMENTS TO FARNHAM AVENUE (FROM MACARTHUR AVENUE TO FREDERICK STREET) IN, BY AND FOR THE CITY OF GARFIELD, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$215,000 TO PAY THE COST THEREOF, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.

City Clerk Pavlica read the ordinance by title.

Councilmember Aloia moved that this ordinance entitled: "BOND ORDINANCE TO AUTHORIZE THE UNDERTAKING OF VARIOUS IMPROVEMENTS TO FARNHAM AVENUE (FROM MACARTHUR AVENUE TO FREDERICK STREET) IN, BY AND FOR THE CITY OF GARFIELD, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$215,000 TO PAY THE COST THEREOF, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS" do now pass on first reading and remain on file with the City Clerk for public inspection until public hearing thereon and further consideration thereof which shall be held July 23, 2013 at 8:00 PM in the City Hall in Garfield and that the City Clerk be directed to publish said ordinance in full together with the notice of such hearing in The Record, at least seven days prior to the hearing.

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

Councilmember Raymond introduced in writing the following ordinance entitled:

BOND ORDINANCE TO APPROPRIATE AN ADDITIONAL SUM OF \$300,000 FOR THE 2013 ROAD IMPROVEMENT PROGRAM IN, BY AND FOR THE CITY OF GARFIELD, IN THE COUNTY OF BERGEN, 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.

ORDINANCES

Councilmember Raymond moved that this ordinance entitled: “BOND ORDINANCE TO APPROPRIATE AN ADDITIONAL SUM OF \$300,000 FOR THE 2013 ROAD IMPROVEMENT PROGRAM IN, BY AND FOR THE CITY OF GARFIELD, IN THE COUNTY OF BERGEN, 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 ” do now pass on first reading and remain on file with the City Clerk for public inspection until public hearing there on and further consideration thereof which shall be held July 23, 2013 at 8:00 PM in the City Hall in Garfield and that the City Clerk be directed to publish said ordinance in full together with the notice of such hearing in The Record, at least seven days prior to the hearing.

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

Councilmember Aloia introduced in writing the following ordinance entitled:

AN ORDINANCE TO FIX THE SALARY, WAGES AND COMPENSATION OF CERTAIN OFFICERS AND EMPLOYEES OF THE CITY OF GARFIELD, BERGEN COUNTY, NEW JERSEY

City Clerk Pavlica read the ordinance by title.

Councilmember Aloia moved that this ordinance entitled: “AN ORDINANCE TO FIX THE SALARY, WAGES AND COMPENSATION OF CERTAIN OFFICERS AND EMPLOYEES OF THE CITY OF GARFIELD, BERGEN COUNTY, NEW JERSEY ” do now pass on first reading and remain on file with the City Clerk for public inspection until public hearing thereon and further consideration thereof which shall be held July 23, 2013 at 8:00 PM in the City Hall in Garfield and that the City Clerk be directed to publish said ordinance in full together with the notice of such hearing in The Record, at least seven days prior to the hearing.

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

Councilmember Raymond introduced in writing the following ordinance entitled:

AN ORDINANCE TO FIX THE SALARY, WAGES AND COMPENSATION OF CERTAIN OFFICERS AND EMPLOYEES OF THE CITY OF GARFIELD, BERGEN COUNTY, NEW JERSEY

City Clerk Pavlica read the ordinance by title.

Councilmember Raymond moved that this ordinance entitled: “AN ORDINANCE TO FIX THE SALARY, WAGES AND COMPENSATION OF CERTAIN OFFICERS AND EMPLOYEES OF THE CITY OF GARFIELD, BERGEN COUNTY, NEW JERSEY ” do now pass on first reading and remain on file with the City Clerk for public inspection until public hearing thereon and further consideration thereof which shall be held July 23, 2013 at 8:00 PM in the City Hall in Garfield and that the City Clerk be directed to publish said ordinance in full together with the notice of such hearing in The Record, at least seven days prior to the hearing.

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

ORDINANCES

Councilmember Aloia introduced in writing the following ordinance entitled:

AN ORDINANCE TO AMEND AND REVISE CHAPTER 131-3 OF THE CITY CODE OF THE CITY OF GARFIELD, ENTITLED "LICENSE REQUIRED"

City Clerk Pavlica read the ordinance by title.

Councilmember Aloia moved that this ordinance entitled: "AN ORDINANCE TO AMEND AND REVISE CHAPTER 131-3 OF THE CITY CODE OF THE CITY OF GARFIELD, ENTITLED "LICENSE REQUIRED" do now pass on first reading and remain on file with the City Clerk for public inspection until public hearing thereon and further consideration thereof which shall be held July 23, 2013 at 8:00 PM in the City Hall in Garfield and that the City Clerk be directed to publish said ordinance in full together with the notice of such hearing in The Record, at least seven days prior to the hearing.

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

CITIZENS AND TAXPAYERS

Mr. Nino Duenas, 109 Division Avenue, Mr. Markos Almont, 101 Division Avenue, and Ms. Alexandra Berringer, 109 Division Avenue all spoke on traffic concerns in their neighborhood after a child was struck by a vehicle and they had presented a petition concerning this matter to the City Clerk's Office on June 25, 2013.

Ms. Marilyn Davis, 139 Jewell Street requested a three way stop sign at Jewell Street and Division Avenue.

Mr. Ciro Disclafani, 47 Orchard Street, spoke on pedestrian safety.

Mr. John Easom, 103 Gaston Avenue, spoke on childhood safety.

Ms. Rina Duenas, 109 Division Avenue, spoke on unsafe drivers.

Ms. Venessa Gutterrez, 106 Division Avenue, spoke on an accident she witnessed involving her son.

Mr. James Gutterrez, 106 Division Avenue, also spoke on the accident involving his son.

COUNCILMEMBER COMMENTS

Councilmember Calandriello spoke on responsible driving. He spoke on the bond ordinance to fund the acquisition of generators for the fire houses. He congratulated the Boys and Girls Club Coaches Association on an event in which Firemen came out and sprayed the water for the children and made a hot day where children were receiving trophies and food even more enjoyable. He spoke on resolutions concerning tax appeal settlements. He spoke on the prior resolution for Venture One adopted at the May 28<sup>th</sup> Council Meeting. He said that now people will want to come to the Council instead of going through the tax appeal process. He said he hoped everyone had a good 4<sup>th</sup> of July and he told everyone to enjoy the summer.

Councilmember Aloia suggested the establishment of a Civilian Review Board which can grow out of the Pedestrian Safety Committee.

Regular Meeting July 9, 2013, Continued

COUNCILMEMBER COMMENTS

Deputy Mayor Raymond said the matter on which the Council voted on regarding Venture One was not a tax appeal. She spoke on her experience being hit by a car. She spoke on the City Police being a visual presence. She said that perhaps speed bumps are a good thing to be considered for Division Avenue.

Councilmember Mati said that the City will take an initial action in the Division Avenue area which will include radar and a police presence. He said that he would like police to make cellphone stops. He spoke on the Wet Down Ceremony which was held for the new Fire Truck for Fire Company No. Four. He said it is something that should be done every year as a community day. He said that when he was campaigning, he saw how people respected Mr. Duch. He said that City Manager Duch is an attorney and he has to follow his recommendation and advice in regard to the Venture One issue. He wished everyone a good summer.

Mayor Delaney spoke on the Special Election to fill the US Senate seat which will be a huge cost to the taxpayers. He suggested moving the City Council Election from May to November. He said that he would like County Clerk John Hogan to come to the City to explain how much money the City will save with such a move. He spoke on Garfield City Cleanup Day scheduled to be held on Saturday, July 20, 2013 from 9:00 AM to 5:00 PM. He said that participants will meet at the Garfield Boys and Girls Club and other locations to be determined. He spoke on the Relay for Life Cancer Prevention Fundraiser scheduled to be held October 4-5, 2013. He spoke on the Youth Leadership Award bestowed by the Center for Alcohol and Drug Resources to Garfield High School Student Emilia Gligoroska who is a member of Garfield EPIC.

ADJOURNMENT

At 10:10 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

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Andrew J. Pavlica, CITY CLERK