

A Special Meeting of the City Council was held Tuesday, June 18, 2013 at 6:45 PM in the Conference Room in City Hall, 111 Outwater Lane, Garfield, NJ 07026.

Deputy Mayor Tana Raymond 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 and Glenn A. Mati
Councilmembers Absent: Joseph Delaney
Also Present: City Manager Thomas J. Duch, City Clerk Andrew J. Pavlica, City Engineer Kevin J. Boswell, Superintendent of Public Works Sam Garofalo, Police Chief Kevin Amos and Emergency Management Coordinator Michael Marsh

REPORTS OF OFFICERS

City Manager Thomas J. Duch reported on the following:

1. The use of the old Garfield Volunteer Ambulance Corps Building located at 409 Midland Avenue.
2. The use of the Old Fire House No. Four Building located at 125 Ray Street at the intersection of Semel Avenue.
3. The leadership of the Loaves and Fishes Interfaith Food Pantry.

City Engineer Kevin J. Boswell reported on the following:

1. The 2013 Roadway Improvement Program.
2. The Passaic Street Improvement.

EXIT OF EMERGENCY MANAGEMENT COORDINATOR MARSH AND ARRIVAL OF SPECIAL LABOR COUNSEL LAVIN

At 7:15 PM, Emergency Management Coordinator Michael Marsh left the Special Meeting and Special Labor Counsel John Lavin joined the Special Meeting. It was duly noted for the record.

RESOLUTIONS

Resolution No. 13-212

RESOLVED by the City Council of the City of Garfield that the City Clerk is hereby authorized to issue the following licenses for the fiscal year beginning July 1, 2013 and ending June 30, 2014:

PLENARY RETAIL CONSUMPTION LICENSES

License No.	0221-33-021-001	Garfield Elks Lodge No. 2267 t/a Garfield Elks Lodge 68 Lanza Avenue
	0221-33-059-007	Craft Beer LLC t/a Three Wise Monks 142 Outwater Lane
	0221-33-069-014	Bergen Heritage Management LLC t/a Bar BQ Grill 517 River Drive

RESOLUTIONS

BE IT FURTHER RESOLVED that the foregoing renewals are granted on the condition that said renewal shall not constitute approval of anything at variance with the records of the City Council or any person-to-person transfer, place-to-place transfer or change of corporate structure approved prior to the passage of this resolution.

On call of roll, Ayes 3,
Abstain 1 – Councilmember Mati,
Absent 1 – Mayor Delaney

(Sgd) Tana M. Raymond
Louis G. Aloia

Resolution No. 13-213

RESOLVED by the City Council of the City of Garfield, Bergen County, New Jersey, that the June 25, 2013 Work and Regular Meeting of the City Council is hereby cancelled.

On call of roll, Ayes 4,
Absent 1 – Mayor Delaney

(Sgd) Tana M. Raymond
Glenn A. Mati

Resolution No. 13-214

WHEREAS, bids were received by the Deputy City Clerk in the Conference Room in City Hall on Thursday, May 22, 2013 at 10:00 AM for the Summer Food Program conducted by the Garfield Recreation Department; and

WHEREAS, present at the bid opening was the Recreation Director Anthony Furfaro and State Inspector Jean F. Paxson and Deputy City Clerk, Diane Rosolen; and

WHEREAS, two bids were received:

1 - Maschio's Food Services, 525 E. Main Street, Chester, NJ 07930 in the amount of \$148,395.00, based on the unit price of \$2.55 per Lunch, \$1.80 for Breakfast and \$.95 for P.M. Snack

2 - Preferred Meal Systems, Inc. 6 Van Blarcom Ct. Sussex, NJ 07461 in the amount of \$126,954.75, based on the unit price of \$2.29 per Lunch, \$1.39 for Breakfast and \$.65 for P.M. Snack, and

WHEREAS, the apparent low bidder was Preferred Meal Systems, Inc., but has since withdrew their bid for the summer food program due to the fact they could not provide hot food for our program, and WHEREAS, the Chief Financial Officer, has certified to the existence of funds for this expenditure since the program is funded in full by a Federal Grant administered through the New Jersey Bureau of Child Nutrition; and

WHEREAS, the bid has been reviewed and recommended for award by the Chief Financial Officer, and the appropriate City Officials; and

WHEREAS, this program is in the best interests of the health and welfare of the children qualifying for the program;

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Garfield, County of Bergen and State of New Jersey, that a Contract for the Summer Food Service Program be and is hereby awarded to Maschio's Food Services, Inc., 525 E. Main Street, Chester, NJ 07930 in the total amount of their bid of \$148,395.00;

BE IT FURTHER RESOLVED, that the City Attorney be and he is hereby authorized and directed to prepare and/or review the appropriate Contract documents for execution by the Mayor and City Clerk; and

BE IT FURTHER RESOLVED, that the City Clerk be and he is hereby authorized and directed to forward certified copies of this approved Resolution to the Interim Chief Financial Officer, Roy Riggitano, the Director of the Recreation Department, Anthony Furfaro, the City Attorney and Maschio's Food Services, Inc.

On call of roll, Ayes 4,
Absent 1 – Mayor Delaney

(Sgd) Tana M. Raymond
Glenn A. Mati

RESOLUTIONS

Resolution No. 13-215

WHEREAS, the Mayor and Council has authorized the Chief Financial Officer and the City Treasurer to open a new account at Community Bank of Bergen County and;
NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the City of Garfield that the City Treasurer is hereby authorized to deposit funds into Community Bank of Bergen County, 517 River Drive, Garfield, New Jersey 07026 and Resolution No. 13-157 is hereby rescinded.

On call of roll, Ayes 3,
Abstain 1 – Councilmember Calandriello,
Absent 1 – Mayor Delaney

(Sgd) Tana M. Raymond
Louis G. Aloia

Resolution No. 13-216

A Resolution Authorizing the City Engineer to Perform Design and Inspection Services in Connection With the 2013 Road Improvement Program
WHEREAS, the City of Garfield has awarded a contract to Smith SONDY Asphalt Construction Co., in the amount of \$1,137,148.08, and;
WHEREAS, the City is further desirous of adding additional roads via Change Order for not more than 20% of the original contract amount, and;
WHEREAS, design and inspection services are necessary for the design, bid administration, and inspection of this project.
NOW THEREFORE BE IT RESOLVED, the City Engineer is hereby authorized to perform these services for the base contract in the amount of \$100,000.00.
BE IT FURTHER RESOLVED, that, should additional work be added via Change Order up to 20% of the original contract amount, the City Engineer shall not receive additional compensation to coordinate these added roadways.

On call of roll, Ayes 4,
Absent 1 – Mayor Delaney

(Sgd) Tana M. Raymond
Louis G. Aloia

Resolution No. 13-217

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 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
216.01	9	Potenza, Peter & Veronica	O/P	\$500.00

On call of roll, Ayes 4,
Absent 1 – Mayor Delaney

(Sgd) Tana M. Raymond
Glenn A. Mati

Resolution No. 13-218

A Resolution Authorizing Emergency Demolition and Renovation of the Garfield Ambulance Corp Facility, City of Garfield.
WHEREAS, the Ambulance Corp facility sustained heavy damage due to rainfall intrusion, and;
WHEREAS, the roof was recently repaired via an emergency contract and it it necessary to reoccupy the premises and place this facility back into service.
NOW THEREFORE BE ITRESOLVED, a contract be awarded to Giannotta Construction, Inc. on an emergency basis pursuant to their proposal dated May 1, 2013, without the need for competitive bidding in the amount of \$63,000.00.

On call of roll, Ayes 4,
Absent 1 – Mayor Delaney

(Sgd) Tana M. Raymond
Glenn A. Mati

Special Meeting June 18, 2013, Continued

BILLS AND CLAIMS

Resolution No. 13-219

RESOLVED by the City Council of the City of Garfield that the following bills No. 1587 thru 1588 covering Dog Trust Fund totaling \$3000.00 and the Current Fund Reserve totaling \$3,750.00 and the Current Fund totaling \$155,063.72 and the Current Water Fund totaling \$78,697.64 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 two (2) items prior to the meeting be ratified.

See

The

Following

Pages for _____

Bills

And

Claims

Special Meeting June 18, 2013, Continued

SHORT RECESS AND RETURN TO ORDER

A short recess was called at 7:30 PM. At 7:30 PM, Deputy Mayor Raymond again called the meeting to order and all City Officials were present as before the recess. It was duly noted for the record.

CLOSED SESSION

Resolution No. 13-220

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

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

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Garfield, Bergen County, New Jersey, that a "Closed Session" is hereby called at 7:40 P.M. on Tuesday, June 18, 2013, to discuss the following as outlined in N.J.S.A. 10:4-12:

- * Collective bargaining agreements including the negotiation of the terms and thereof with employees or representatives of employees of the public body; (Blue Collar Collective Bargaining negotiations; proposed background check for new hires).
- * Tactics or techniques utilized in protecting the safety and property of the public or any investigation of violations or possible violations of the law; (possible restructure of the Garfield Police Department).
- * Pending or anticipated litigation or contract negotiations or matters falling within attorney-client privilege; (Brett Anastos vs. the City).
- * Matters involving the employment, appointment, termination of employment, terms and conditions of employment, evaluation of the performance of, promotion or disciplinary action of personnel unless the individual in the right request a public meeting in writing; (Brett Anastos vs. the City; termination of DPW employee James Brown).

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

On call of roll, Ayes 4,
Absent 1 – Mayor Delaney

(Sgd) Tana M. Raymond
Glenn A. Mati

EXIT OF VARIOUS CITY OFFICIALS

Immediately after the City Council voted to go into Closed Session, Police Chief Amos and City Engineer Boswell left the Special Meeting. At 8:05 PM, Superintendent of Public Works Garofalo left the Special Meeting during Closed Session. It was duly noted for the record.

ADJOURNMENT

After the City Council came out of Closed Session at 9:05 PM, there being no further business, Councilmember Calandriello moved to adjourn the meeting. Councilmember Aloia duly seconded the motion.

On call of roll, Ayes 4,
Absent 1 – Mayor Delaney

Andrew J. Pavlica, CITY CLERK

