

A Regular Meeting of the City Council was held Tuesday, April 8, 2014 at 8:45 PM in the Conference Room in City Hall, 111 Outwater Lane, Garfield, NJ 07026.

Deputy Mayor Tana M. 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  
Councilmember Present: (via telephone speaker phone) 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) and City Engineer Kevin J. Boswell

#### REPORTS OF OFFICERS

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

On call of roll, Ayes 5

#### PUBLIC HEARING ON THE 2014 MUNICIPAL BUDGET

Deputy Mayor Raymond declared a public hearing on the 2014 Municipal Budget and asked if there were anyone present to speak for or against the introduced Budget or had any questions or comments regarding the same.

Mr. John Easom, 103 Gaston Avenue; and Mr. John Pinto, 97 Krakow Street, both spoke and asked questions on the 2014 Municipal Budget.

There being no further discussion on the 2014 Municipal Budget, Deputy Mayor Raymond declared the public hearing closed.

#### RESOLUTION TO AMEND 2014 MUNICIPAL BUDGET

Resolution No. 14-174

See

the

following pages \_\_\_\_\_

for

the

Resolution to Amend 2014 Municipal Budget

ADOPTION OF THE 2014 MUNICIPAL BUDGET

Resolution No. 14-175

See

the

following pages \_\_\_\_\_

for

the

Adoption of 2014 Municipal Budget

RESOLUTIONS

Resolution No. 14-176

WHEREAS, the Garfield High School Athletic Hall of Fame Committee has proudly announced their inductees into the Hall of Fame for 2014, and  
WHEREAS, the inductees were selected with consideration of athletic, civic and student activity contributions while in Garfield High School, and  
WHEREAS, by their active participation in these areas, they have brought honor and pride, not only to themselves, but to the entire educational and civic community, and  
WHEREAS, the Induction Ceremony will be held on Friday, May 9, 2014 at The Royal Manor located at 454 Midland Avenue in Garfield,  
NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Garfield, Bergen County, New Jersey that the following individuals are hereby publicly congratulated and recognized for their steadfast dedication to excellence as demonstrated by their induction into the Garfield High School Athletic Hall of Fame:

Gabriella Iannotta-Zbjewski 2003, Naum Krstevski 1992,  
Sonia Elena Roman 1991, Zoran Cvetkovski 1987,  
Ronald Szymanski 1987, Karl Monaco (Coach)  
John Cocula Memorial Service Award  
Ms. Patricia Gallagher  
Mr. Frank Calandriello

BE IT FURTHER RESOLVED that the 1984 Bowling Team and the 2001 and 2002 Boys Outdoor Track Team are hereby congratulated on their Special Team Awards.

On call of roll, Ayes 5

(Sgd) All Five Councilmembers

Resolution No. 14-177

RESOLUTION SUPPORTING THE NATIONAL ALLIANCE FOR THE MENTALLY ILL  
WHEREAS, the Garfield Mayor and Council and the Garfield Board of Health are in support of NAMI (National Alliance for the Mentally Ill) and its Bergen County affiliate, NAMI Bergen and NAMI NJ, and agrees with NAMI's mission, which is to improve the lives of those afflicted by mental illness and to offer public education and awareness; and  
WHEREAS, mental illness affects one in five people in the United States, and the experience can be devastating for individuals and families with little knowledge of or access to mental health services; and  
WHEREAS, with the proper treatment of, and services to, people with mental illness can lead productive, fulfilling lives that can enrich our society; and  
WHEREAS, the City of Garfield will declare itself as the nation's fourth and Bergen County's third "Stigma Free Zone" and post signs throughout the City of Garfield stating this declaration; and  
WHEREAS, events will be scheduled and decided by the Garfield Stigma Free Task Force, intended to bring together all major constituents of Garfield, such as the Mayor and Council, Garfield Board of Health and Human Services, Bergen County Prevention Coalition, Garfield Prevention Coalition, Law enforcement, Mental health providers, Mental health advocates, Local businesses, Prospective employers, Public Schools, and;  
NOW THEREFORE BE IT RESOLVED that the Mayor and Council of the City of Garfield, in the County of Bergen, State of NJ recognizes the community needs and supports the efforts of NAMI Bergen and NAMI NJ to ensure public awareness; and, by this Resolution expresses its commitment to the success of the events to be scheduled for the Borough of Paramus.

On call of roll, Ayes 5

(Sgd) Joseph Delaney  
Glenn A. Mati

Resolution No. 14-178

RESOLVED by the City Council of the City of Garfield, Bergen County, New Jersey that the Work Session Meeting of the Garfield City Council scheduled for Tuesday April 22, 2014 has been cancelled and rescheduled to be held Monday, April 21, 2014 at 6:00 PM in the Conference Room

RESOLUTIONS

in City Hall, 111 Outwater Lane, Garfield, New Jersey 07026 with the Regular Meeting scheduled to commence also on Monday, April 21, 2014 at 8:00 PM in the Council Chamber in City Hall.

On call of roll, Ayes 5

(Sgd) Glenn A. Mati  
Louis G. Aloia

Resolution No. 14-179

WHEREAS, the City of Garfield Police Department desires to provide Police Services on May 28, 29, 30, 31, June 1, 2014 for the Cole Brother Circus, and

WHEREAS, the Police contingent on the above dates will use compensated time,

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Garfield, Bergen County, New Jersey that it acknowledges the use of compensation time, and therefore working on duty for the above event.

On call of roll, Ayes 5

(Sgd) Joseph Delaney  
Glenn A. Mati

Resolution No. 14-180

RESOLVED by the City Council of the City of Garfield, Bergen County, New Jersey, that Public Service Electric and Gas Company is hereby authorized and requested to install a "Yellow" High Pressure Sodium Lamp on Pole Number 61701 located at 374 Van Bussum Avenue by Shaw Street, BE IT FURTHER RESOLVED that City Clerk Andrew J. Pavlica is hereby authorized and directed to forward a certified and exact copy of this approved resolution to P.S.E. & G. Co. at the following address.

Mr. Tom Zotollo  
P.S.E. & G. Company  
325 County Avenue  
Secaucus, New Jersey 07094

On call of roll, Ayes 5

(Sgd) Joseph Delaney  
Glenn A. Mati

Resolution No. 14-181

A RESOLUTION CONFIRMING ENDORSEMENT OF COMMUNITY DEVELOPMENT PROJECT

WHEREAS, a Bergen County Community Development grant of \$33,855.00 in unprogrammed funds has been proposed by Meals With a Mission, 63 Harrison Avenue, for acquisition of a Cargo Van, and

WHEREAS, pursuant to the State Interlocal Services Act, Community Development Block Grant 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, Bergen County, and;

WHEREAS, this resolution does not obligate the financial resources of the municipality and is intended solely to expedite expenditures of the aforesaid Community Development Funds,

NOW, THEREFORE BE IT RESOLVED that the City Council of the City of Garfield, Bergen County, New Jersey hereby confirms endorsement of the aforesaid project, and;

BE IT FURTHER RESOLVED that a copy of this resolution shall be sent to the City Manager for forwarding 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) Glenn A. Mati  
Louis G. Aloia

RESOLUTIONS

Resolution No. 14-182

A RESOLUTION CONFIRMING ENDORSEMENT OF COMMUNITY DEVELOPMENT PROJECT

WHEREAS, a Bergen County Community Development grant of \$26,748.00 in unprogrammed funds has been proposed by Meals With a Mission, 63 Harrison Avenue, for maintenance personnel, and

WHEREAS, pursuant to the State Interlocal Services Act, Community Development Block Grant 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, Bergen County, and;

WHEREAS, this resolution does not obligate the financial resources of the municipality and is intended solely to expedite expenditures of the aforesaid Community Development Funds,

NOW, THEREFORE BE IT RESOLVED that the City Council of the City of Garfield, Bergen County, New Jersey hereby confirms endorsement of the aforesaid project, and;

BE IT FURTHER RESOLVED that a copy of this resolution shall be sent to the City Manager for forwarding 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) Glenn A. Mati  
Louis G. Aloia

Resolution No. 14-183

RESOLUTION AUTHORIZING THE AWARD OF THE ROOFING REPLACEMENT FOR FIREHOUSE# 3 TO BEST HOME SOLUTIONS INC.

WHEREAS, Kevin J . Boswell, P.E., of Boswell McClave Engineering prepared the bid "Specifications For Roofing Replacement For Firehouse #3"; and

WHEREAS the City of Garfield received the following bids for Roofing Replacement of Firehouse #3 in before the due date of March 28, 2014:

- Best Home Solutions Inc., 34 W. Taylor Ave., Hamilton, NJ 08610 - \$48,600.00
- Billy Contracting & Restoration 12 Maple Ave., Pine Brook, NJ 07058 - \$54,500.00
- VMG Group, 288 Cox Street, Roselle, NJ 07203 - \$55,400.00
- Build Rite LLC, 16 Darlington Rd., Wayne, NJ 07470 - \$65,060.00
- Advanced Roofing and Sheet Metal Co., 331 Main St., Belleville, NJ 07109 - \$69,200.00
- Mak Group LLC, 40 Summit Ave., Clifton, NJ 07013 - \$73,192.00
- Laurant Construction Co., Inc. 3 Meadows Court, Pennington, NJ 08534 - \$80,050.00
- EBS Contracting LLC, P.O. Box 11083, Fairfield, NJ 07424 - \$94,000.00

Whereas Best Home Solutions Inc. submitted the lowest total base bid in the amount of FORTY EIGHT THOUSAND SIX HUNDRED and 00/100 DOLLARS (\$48,600.00),

NOW, THEREFORE, BE IT RESOLVED that on the 8<sup>th</sup> day of April 2014, the City of Garfield approves the bid to REPLACE THE ROOFING FOR GARFIELD FIREHOUSE #3 between Best Home Solutions Inc. and the City of Garfield for the amount of FORTY EIGHT THOUSAND SIX HUNDRED and 00/100 DOLLARS (\$48,600.00), with work to commence no later than twenty (20) days following the execution of said contract and completed within sixty (60) days of notice to proceed; and it is Further

RESOLVED that the Mayor and Council of City of Garfield authorizes the City Manager, Thomas J Duch, to enter into contract with Best Home Solutions Inc. to complete the ROOFING REPLACEMENT FOR FIREHOUSE #3.

On call of roll, Ayes 5

(Sgd) Joseph Delaney  
Glenn A. Mati

Resolution No. 14-184

A RESOLUTION AUTHORIZING THE CITY ENGINEER TO PERFORM ENGINEERING SERVICES IN CONNECTION WITH THE PIERRE AVENUE ROAD IMPROVEMENT PROJECT

RESOLUTIONS

WHEREAS, the City of Garfield had previously submitted an application for a Bergen County Community Development (CDBG) grant for the Pierre Avenue Road Improvement Project in the City of Garfield; and,

WHEREAS, the City also wishes to replace the existing water line and services for a total construction budget of \$950,000; and,

WHEREAS, the City has decided to move forward with this project which will be beneficial to both the immediate and surrounding community; and,

WHEREAS, the City has deemed it has the necessary funds available to move forward with this contract.

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of the City of Garfield hereby authorizes the City Engineer to perform the requisite engineering design, CDBG coordination, permitting and inspection services for a total fee not to exceed \$115,000.

On call of roll, Ayes 5

(Sgd) Glenn A. Mati  
Louis G. Aloia

Resolution No. 14-185

A Resolution Authorizing Professional Engineering and Inspection Services For The Bid Specifications, Administration And Inspection For Roof Replacement At Fire Company #3 and Fire Company #5, City of Garfield.

WHEREAS, the roofs at Fire Companies 3 & 5 are in need of replacement, and;

WHEREAS, plans and specifications, bid administration, shop drawing review, inspection and payment coordination are required.

NOW THEREFORE BE IT RESOLVED, the City Engineer is hereby authorized to provide the above noted services for a fee not to exceed \$9,500.00.

On call of roll, Ayes 5

(Sgd) Joseph Delaney  
Glenn A. Mati

Resolution No. 14-186

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 2014.

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
127	93	BAC Tax Services Corp.	O/P	\$1,562.00

On call of roll, Ayes 5

(Sgd) Joseph Delaney  
Glenn A. Mati

Resolution No. 14-187

WHEREAS, Kenneth Focarino, is the owner of real property known on the Tax Map of the City of Garfield as Block 47, Lot 15, commonly known as 130 Monroe Street, in the City of Garfield, County of Bergen and State of New Jersey, has filed real property tax appeal for the year(s) 2009-2014, bearing Docket No. 009758-2009, 006318-2010, 004230-2011, 004398-2012, 000594-2013, \_\_\_\_\_-2014; 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, Blount & Lavin, P.C., have recommended that the appeal be settled; and

RESOLUTIONS

WHEREAS, said property was assessed for the year(s) 2009-2014 as follows:

2009 Settlement	\$653,100	\$896,900	\$1,550,000
2010 Settlement	\$653,100	\$896,900	\$1,550,000
2011 Settlement	\$1,221,000	\$1,929,600	\$3,150,600
2012 Settlement	\$1,221,000	\$1,929,600	\$3,150,600
2013 Settlement	\$1,221,000	\$1,929,600	\$3,150,600
2014 Settlement	\$1,221,000	\$1,929,600	\$3,150,600

**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>
2009 Settlement	\$653,100	\$646,900	\$1,300,000
2010 Settlement	\$653,100	\$646,900	\$1,300,000
2011 Settlement	\$1,221,000	\$1,529,000	\$2,750,000
2012 Settlement	\$1,221,000	\$1,479,000	\$2,700,000
2013 Settlement	\$1,221,000	\$1,429,000	\$2,650,000
2014 Settlement	\$1,221,000	\$1,379,000	\$2,600,00

**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) Joseph Delaney  
Glenn A. Mati

Resolution No. 14-188

See

The

Following

Numbered pages \_\_\_\_\_

For Temporary Capital Budget

BILLS AND CLAIMS

Resolution No. 14-189

RESOLVED by the City Council of the City of Garfield that the following bills No. 1673 to 1674 covering, Dedicated Penalty Trust Fire Department, Dog Trust Fund totaling \$1,121.90, the Current Fund Reserve totaling \$1,013.00 and the Current Fund totaling \$2,717,303.56 and the Current Water Fund totaling \$134,856.39, and the General Capital Fund totaling \$13,665.00 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 fifteen (15) items prior to the meeting be ratified.

See

the

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

For

Bills

And

Claims

ORDINANCES

Councilmember Mati introduced in writing the following ordinance entitled:

BOND ORDINANCE TO AUTHORIZE THE UNDERTAKING OF VARIOUS IMPROVEMENTS TO CITY HALL AND FIRE HOUSES IN, BY AND FOR THE CITY OF GARFIELD, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$170,000 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.

Councilmember Mati moved that this ordinance entitled: “BOND ORDINANCE TO AUTHORIZE THE UNDERTAKING OF VARIOUS IMPROVEMENTS TO CITY HALL AND FIRE HOUSES IN, BY AND FOR THE CITY OF GARFIELD, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$170,000 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 April 21, 2014 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 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

Mr. John Pinto, 97 Krakow Street, complimented the Mayor and Council on working together.

COUNCILMEMBER COMMENTS

Councilmember Calandriello spoke on the 2014 Budget and the increase in City ratables. He spoke on the need for guidance for the City Economic Development Board and the need to provide direction to the Board. He spoke on the need for improvements to Passaic Street and Belmont Avenue.

Councilmember Aloia congratulated City Manager Duch and Interim Chief Financial Officer Riggitano on a job well done on the Municipal Budget. He spoke on how he is aghast with the Fire Truck being pelted by a bottle thrown by a teenager on Palisade Avenue, injuring a woman volunteer fire fighter and how the teenager should be punished to the fullest extent of the law.

Councilmember Raymond spoke on the terrible act concerning the child who threw a bottle and broke a window of a passing fire truck of Fire Company Number Two responding to a fire call and injuring a volunteer female firefighter with glass in her eye. She spoke on the City Easter Egg Hunt to be held this coming Saturday, April 12, 2014 at 10:00 AM at the Twentieth Century Field Soccer Field.

Councilmember Mati spoke on working for the “betterment” of the City and how it is a pleasure to work with his colleagues on the Council. He said that the City has a great City Manager and staff. He spoke on the 2014 Municipal Budget. He spoke on the incident involving a bottle being thrown at a fire truck and how the story was picked up nationally and how the incident made the City look bad by making people question what kind of people live in the City of Garfield.

Regular Meeting April 8, 2014, Continued

COUNCILMEMBER COMMENTS

Mayor Delaney spoke on the firefighter being covered fully by the City Insurance Carrier. He spoke on the DARE Graduation held last Friday, April 4, 2014 and how many good kids there are in the town. He spoke on the Bergen County Freeholders who went out of their way to pave the County Roads in Garfield and secure funding for handicapped ramps at intersections.

ADJOURNMENT

At 9:30 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