

A Regular Meeting of the City Council was held Tuesday, August 12, 2014 at 8:25 PM in the Council Chamber in City Hall, 111 Outwater Lane, Garfield, NJ 07026.

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, Joseph Delaney, Glenn A. Mati and Tana M. Raymond

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

PUBLIC HEARING ON PROPOSED CONTINUED IMPROVEMENTS
TO TWENTIETH CENTURY FIELD

City Manager Duch explained the proposed improvements. Mayor Raymond declared a public hearing on the Proposed Continued Improvements to Twentieth Century Field and asked if there were any questions, comments or objections. There being none, Mayor Raymond declared the public hearing closed.

Councilmember Delaney asked questions concerning if the grant application could be applied to improvements to the Garfield High School Stadium. City Manager Duch explained that the grant application had already been filed by the July 31, 2014 deadline.

Councilmember Mati asked if the Board of Education could utilize the City Fields at Twentieth Century Field and City Manager Duch advised that the working relationship between the City Recreation Department and the High School Athletic Director has never been better.

REPORTS OF OFFICERS

Councilmember Delaney 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

RESOLUTIONS

Resolution No. 14-306

WHEREAS, an application has been filed for a Place to Place Transfer (including expansion of premises) of Plenary Retail Consumption License No. 0221-33-012-004, Garfield Restaurant Corp. (Dimitri Kataroski, 31 Potter Road, Clifton, NJ 07013 – who owns 100% of the shares of the Corporation), for licensed premises located at 50 River Drive, Garfield, NJ 07026), t/a Deja Vu, and

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

NOW THEREFORE, BE IT RESOLVED that the City Council of the City of Garfield, Bergen County, New Jersey, does hereby approve, effective August 10, 2014, the expansion of premise of the aforesaid Plenary Retail Consumption License, Garfield Restaurant Corp., (Dimitri Kataroski, 31 Potter Road, Clifton, NJ 07013 – who owns 100% of the shares of the Corporation), for licensed premises located at 50 River Drive, Garfield, NJ 07026), t/a Deja Vu, and

BE IT FURTHER RESOLVED that this license is transferred on the condition that no Go-Go, live entertainment or discotheque be used in connection with this license; (A fee of \$90.00 was collected for the City of Garfield and \$200.00 was collected for the State of New Jersey in connection with the place to place license transfer.

RESOLUTIONS

On call of roll, Ayes 5

(Sgd) Louis G. Aloia
Glenn A. Mati

Resolution No. 14-307

RESOLUTION AUTHORIZING OUTDOOR CAFÉ

WHEREAS, pursuant to Ordinance No. 2529, an outdoor café may be operated provided, however, that an application be made to the Mayor and Council in accordance with the aforementioned Ordinance; and

WHEREAS, Garfield Restaurant Corp, t/a Deja Vu has made an application to the Mayor and Council for outdoor café approval; and

WHEREAS, the application has been reviewed by the Mayor and Council and the Office of the City Clerk and it has been determined that all requirements of the aforesaid Ordinance have been complied with; and

WHEREAS, the above described Applicant has also made application to the Mayor and Council for a place to place liquor license transfer since the description of the “licensed premises” will change as a result of the request for an outdoor café license; and

WHEREAS, the Mayor and Council have determined that it would be in the best interest of the City of Garfield to approve said outdoor café application subject to the terms, conditions and obligations set forth in Ordinance No. 2529.

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 outdoor café license (site plan waiver) on behalf of Garfield Restaurant Corp d/b/a Deja Vu be and is hereby approved.
2. The approval herein shall be for premises located at 50 River Drive, Garfield, New Jersey.
3. The approval of this license shall be contingent upon approval of the Applicant’s place to place liquor license transfer for the same area.
4. The approval granted herein shall be subject to all of the terms, conditions and obligations set forth in Ordinance No. 2529 and, furthermore, shall be subject to the reasonable directions and obligations imposed by the Office of the City Manager, Building Department and/or Police Department of the City of Garfield.
5. This approval shall also be deemed to approve the Applicant’s use of a portion of the City of Garfield right of way as described in the survey prepared by the CG Engineering. The Applicant shall pay an annual fee in the amount of \$155.00 for the use of this area of the City Right of Way.
6. The Chief of Police and City Manager approve the application.

NOW, THEREFORE, BE IT FURTHER RESOLVED, that the City Clerk be and is hereby authorized and directed to forward certified copies of the within Resolution to Garfield Restaurant Corp, the City Attorney, the Garfield Police Department and the Garfield Building Department.

On call of roll, Ayes 5

(Sgd) Louis G. Aloia
Tana M. Raymond

Resolution No. 14-308

WHEREAS, Fire Company No. 1 has advised that they have accepted Jaime Montanez of 43 Market Street, Passaic, New Jersey 07055, as a regular active member, effective July 23, 2014, 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.

RESOLUTIONS

On call of roll, Ayes 4,
Abstain 1 – Councilmember Mati

(Sgd) Louis G. Aloia
Frank J. Calandriello

Resolution No. 14-309

WHEREAS, Fire Company No. 2 has advised that they have accepted the resignation of Marcin Mazur of 13 Grand Street, as an active member, effective June 2, 2014.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Garfield 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) Louis G. Aloia
Glenn A. Mati

Resolution No. 14-310

WHEREAS, Fire Company No. 3 has advised that they have accepted Zachary Burns of 51 Krakow Street, Garfield, New Jersey 07026, as a regular active member, effective July 7, 2014,

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

On call of roll, Ayes 5

(Sgd) Louis G. Aloia
Glenn A. Mati

Resolution No. 14-311

WHEREAS, Fire Company No. 3 has advised that they have accepted Mateusz Ignatowski of 14 Maitland Zachary Burns of 51 Krakow Street, Garfield, New Jersey 07026, as a regular active member, effective July 7, 2014,

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

On call of roll, Ayes 5

(Sgd) Louis G. Aloia
Glenn A. Mati

Resolution No. 14-312

WHEREAS, Mayra Arevalo, 173 Palisade Avenue, who is the holder of a Disabled Person I.D. Card No. P1311073, has filed application for a handicapped parking sign to be placed at her address, and

WHEREAS, the Police Department has conducted an investigation and recommend approval of the application,

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Garfield that one parking space be designated as reserved for “Handicapped Parking”, located on the west curb line of Palisade Avenue commencing 130 feet north of the intersection of Palisade Avenue & Monroe Street, and run an additional 25 feet north from that point.

FURTHER RESOLVED that the Traffic Safety Control Division is hereby authorized and directed to erect an appropriate sign at the above location.

On call of roll, Ayes 5

(Sgd) Louis G. Aloia
Glenn A. Mati

Resolution No. 14-313

WHEREAS, Juana Mejia, 48 Bloomingdale Avenue, who is the holder of a Disabled Person I.D. Card No. P1332435, has filed application for a handicapped parking sign to be placed at her address, and

WHEREAS, the Police Department has conducted an investigation and recommend approval of the application,

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Garfield that one parking space be designated as reserved for “Handicapped Parking”, located on the east curb line of

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Bloomington Avenue commencing 186 feet south of the intersection of Bloomington Avenue & Hudson Street, and run an additional 19 feet south from that point.

FURTHER RESOLVED that the Traffic Safety Control Division is hereby authorized and directed to erect an appropriate sign at the above location.

On call of roll, Ayes 5

(Sgd) Louis G. Aloia
Glenn A. Mati

Resolution No. 14-314

WHEREAS, Roberta Esposito, 14 Cambridge Avenue, who is the holder of a Disabled Person I.D. Card No. P1339838, has filed application for a handicapped parking sign to be placed at her address, and

WHEREAS, the Police Department has conducted an investigation and recommend approval of the application,

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Garfield that one parking space be designated as reserved for "Handicapped Parking", located on the east curb line of Cambridge Avenue commencing 162 feet north of the intersection of Cambridge Avenue & River Drive, and run an additional 21 feet north from that point.

FURTHER RESOLVED that the Traffic Safety Control Division is hereby authorized and directed to erect an appropriate sign at the above location.

On call of roll, Ayes 5

(Sgd) Louis G. Aloia
Glenn A. Mati

Resolution No. 14-315

WHEREAS, Anthony Wolak, on behalf of Barbara Wolak, 85 Semel Avenue, who is the holder of a Disabled Person I.D. Card No. P1339803, has filed application for a handicapped parking sign to be placed at his address, and

WHEREAS, the Police Department has conducted an investigation and recommend approval of the application,

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Garfield that one parking space be designated as reserved for "Handicapped Parking", located on the north curb line of Semel Avenue commencing 260 feet east of the intersection of Semel Avenue & Jewell Street, and run an additional 20 feet east from that point.

FURTHER RESOLVED that the Traffic Safety Control Division is hereby authorized and directed to erect an appropriate sign at the above location.

On call of roll, Ayes 5

(Sgd) Louis G. Aloia
Glenn A. Mati

Resolution No. 14-316

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 60825G located at 199 Lincoln Place.

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. Patrick Buck
P.S.E. & G. Company
325 County Avenue
Secaucus, New Jersey 07094

On call of roll, Ayes 5

(Sgd) Louis G. Aloia
Glenn A. Mati

RESOLUTIONS

Resolution No. 14-317

RESOLUTION AUTHORIZING TEMPORARY APPOINTMENT OF ACTING DEPUTY MAYOR

WHEREAS, pursuant to Local Ordinance, Glenn A. Mati 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 Thursday, August 14, 2014, it will be necessary and appropriate to temporarily appoint Joseph Delaney as Deputy Mayor for the City of Garfield in order to perform the marriage ceremony of Dorian Roman Wielgus and Beata Onoszko and

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

1. Councilman Joseph Delaney be and is hereby appointed Deputy Mayor for the City of Garfield to perform the marriage ceremony of Dorian Roman Wielgus and Beata Onoszko.
2. This temporary appointment shall be solely for the purpose of performance of this marriage ceremony and for no other reason. Similarly, no additional authority is granted hereby other than to perform said ceremony 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 ceremony 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 Joseph Delaney and Dorian Roman Wielgus and Beata Onoszko.

On call of roll, Ayes 4,
Abstain 1 – Councilmember Calandriello

(Sgd) Louis G. Aloia
Glenn A. Mati

Resolution No. 14-318

RESOLUTION AUTHORIZING TEMPORARY APPOINTMENT OF ACTING DEPUTY MAYOR

WHEREAS, pursuant to Local Ordinance, Glenn A. Mati 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 Thursday, August 14, 2014, it will be necessary and appropriate to temporarily appoint Joseph Delaney as Deputy Mayor for the City of Garfield in order to perform the marriage ceremony of Jacek Zbigniew Bis and Maria Madeja and

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

1. Councilman Joseph Delaney be and is hereby appointed Deputy Mayor for the City of Garfield to perform the marriage ceremony of Jacek Zbigniew Bis and Maria Madeja.
2. This temporary appointment shall be solely for the purpose of performance of this marriage ceremony and for no other reason. Similarly, no additional authority is granted hereby other than to perform said ceremony 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 ceremony 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 Joseph Delaney and Jacek Zbigniew Bis and Maria Madeja.

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On call of roll, Ayes 4,
Abstain 1 – Councilmember Calandriello

(Sgd) Louis G. Aloia
Glenn A. Mati

Resolution No. 14-319

RESOLUTION AUTHORIZING TEMPORARY APPOINTMENT OF ACTING DEPUTY MAYOR

WHEREAS, pursuant to Local Ordinance, Glenn A. Mati 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 Thursday, August 14, 2014, it will be necessary and appropriate to temporarily appoint Joseph Delaney as Deputy Mayor for the City of Garfield in order to perform the marriage ceremony of Jesus Ignacio Lopez and Dilce Maria Aguilar Azofeifa and

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

1. Councilman Joseph Delaney be and is hereby appointed Deputy Mayor for the City of Garfield to perform the marriage ceremony of Jesus Ignacio Lopez and Dilce Maria Aguilar Azofeifa.
2. This temporary appointment shall be solely for the purpose of performance of this marriage ceremony and for no other reason. Similarly, no additional authority is granted hereby other than to perform said ceremony 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 ceremony 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 Joseph Delaney and Jesus Ignacio Lopez and Dilce Maria Aguilar Azofeifa.

On call of roll, Ayes 4,
Abstain 1 – Councilmember Calandriello

(Sgd) Louis G. Aloia
Glenn A. Mati

Resolution 14-320

RESOLUTION AUTHORIZING TEMPORARY APPOINTMENT OF ACTING DEPUTY MAYOR

WHEREAS, pursuant to Local Ordinance, Glenn A. Mati 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 Friday, August 22, 2014, it will be necessary and appropriate to temporarily appoint Joseph Delaney as Deputy Mayor for the City of Garfield in order to perform the marriage ceremony of Adam Soja and Dorota Dlugosz and

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

1. Councilman Joseph Delaney be and is hereby appointed Deputy Mayor for the City of Garfield to perform the marriage ceremony of Adam Soja and Dorota Dlugosz.
2. This temporary appointment shall be solely for the purpose of performance of this marriage ceremony and for no other reason. Similarly, no additional authority is granted hereby other than to perform said ceremony 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 ceremony as described above.

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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 Joseph Delaney and Adam Soja and Dorota Dlugosz.

On call of roll, Ayes 4,
Abstain 1 – Councilmember Calandriello

(Sgd) Louis G. Aloia
Glenn A. Mati

Resolution 14-321

RESOLUTION AUTHORIZING TEMPORARY APPOINTMENT OF ACTING DEPUTY MAYOR

WHEREAS, pursuant to Local Ordinance, Glenn A. Mati 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 Wednesday, August 27, 2014, it will be necessary and appropriate to temporarily appoint Joseph Delaney as Deputy Mayor for the City of Garfield in order to perform the marriage ceremony of Anthony Guy Fontana Jr. and Katherine Ceballos and

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

1. Councilman Joseph Delaney be and is hereby appointed Deputy Mayor for the City of Garfield to perform the marriage ceremony of Anthony Guy Fontana Jr. and Katherine Ceballos.
2. This temporary appointment shall be solely for the purpose of performance of this marriage ceremony and for no other reason. Similarly, no additional authority is granted hereby other than to perform said ceremony 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 ceremony 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 Joseph Delaney and Anthony Guy Fontana Jr. and Katherine Ceballos.

On call of roll, Ayes 4,
Abstain 1 – Councilmember Calandriello

(Sgd) Louis G. Aloia
Glenn A. Mati

Resolution 14-322

RESOLUTION AUTHORIZING TEMPORARY APPOINTMENT OF ACTING DEPUTY MAYOR

WHEREAS, pursuant to Local Ordinance, Glenn A. Mati 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 Friday, August 22, 2014, it will be necessary and appropriate to temporarily appoint Joseph Delaney as Deputy Mayor for the City of Garfield in order to perform the marriage ceremony of Luis Vicente Cantos Regalado and Yasaira Mayelin Estevez Bobadilla and

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

1. Councilman Joseph Delaney be and is hereby appointed Deputy Mayor for the City of Garfield to perform the marriage ceremony of Luis Vicente Cantos Regalado and Yasaira Mayelin Estevez Bobadilla.
2. This temporary appointment shall be solely for the purpose of performance of this marriage ceremony and for no other reason. Similarly, no additional authority is

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granted hereby other than to perform said ceremony 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 ceremony 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 Joseph Delaney and Luis Vicente Cantos Regalado and Yasaira Mayelin Estevez Bobadilla.

On call of roll, Ayes 4,
Abstain 1 – Councilmember Calandriello

(Sgd) Louis G. Aloia
Glenn A. Mati

Resolution No. 14-323

RESOLUTION AUTHORIZING TEMPORARY APPOINTMENT OF ACTING DEPUTY MAYOR

WHEREAS, pursuant to Local Ordinance, Glenn A. Mati 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, August 23, 2014, it will be necessary and appropriate to temporarily appoint Joseph Delaney as Deputy Mayor for the City of Garfield in order to perform the marriage ceremony of Jose Antonio Flores Ushca and Lesvia Pacheco-Fernandez and

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

1. Councilman Joseph Delaney be and is hereby appointed Deputy Mayor for the City of Garfield to perform the marriage ceremony of Jose Antonio Flores Ushca and Lesvia Pacheco-Fernandez.
2. This temporary appointment shall be solely for the purpose of performance of this marriage ceremony and for no other reason. Similarly, no additional authority is granted hereby other than to perform said ceremony 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 ceremony 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 Joseph Delaney and Jose Antonio Flores Ushca and Lesvia Pacheco-Fernandez.

On call of roll, Ayes 4,
Abstain 1 – Councilmember Calandriello

(Sgd) Louis G. Aloia
Glenn A. Mati

Resolution 14-324

RESOLUTION AUTHORIZING TEMPORARY APPOINTMENT OF ACTING DEPUTY MAYOR

WHEREAS, pursuant to Local Ordinance, Glenn A. Mati 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 Monday, August 25, 2014, it will be necessary and appropriate to temporarily appoint Joseph Delaney as Deputy Mayor for the City of Garfield in order to perform the marriage ceremony of Jorge Edwin Zapata and Lucia Amalia Basualdo and

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

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1. Councilman Joseph Delaney be and is hereby appointed Deputy Mayor for the City of Garfield to perform the marriage ceremony of Jorge Edwin Zapata and Lucia Amalia Basualdo.
2. This temporary appointment shall be solely for the purpose of performance of this marriage ceremony and for no other reason. Similarly, no additional authority is granted hereby other than to perform said ceremony 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 ceremony 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 Joseph Delaney and Jorge Edwin Zapata and Lucia Amalia Basualdo.

On call of roll, Ayes 4,
Abstain 1 – Councilmember Calandriello

(Sgd) Louis G. Aloia
Glenn A. Mati

Resolution No. 14-325

RESOLUTION AUTHORIZING TEMPORARY APPOINTMENT OF ACTING DEPUTY MAYOR

WHEREAS, pursuant to Local Ordinance, Glenn A. Mati 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 Friday, September 5, 2014, it will be necessary and appropriate to temporarily appoint Joseph Delaney as Deputy Mayor for the City of Garfield in order to perform the marriage ceremony of Marcel Wojciech Kawka and Agata Fryzel and

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

1. Councilman Joseph Delaney be and is hereby appointed Deputy Mayor for the City of Garfield to perform the marriage ceremony of Marcel Wojciech Kawka and Agata Fryzel.
2. This temporary appointment shall be solely for the purpose of performance of this marriage ceremony and for no other reason. Similarly, no additional authority is granted hereby other than to perform said ceremony 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 ceremony 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 Joseph Delaney and Marcel Wojciech Kawka and Agata Fryzel.

On call of roll, Ayes 4,
Abstain 1 – Councilmember Calandriello

(Sgd) Louis G. Aloia
Glenn A. Mati

Resolution No. 14-326

WHEREAS, the Mayor and Council of the City of Garfield strives to save tax dollars, assure clean air and water, improve working and living environments to build a community that is a sustainable economically, environmentally and socially; a community which would thrive well into the future; and

WHEREAS, the Mayor and Council of the City of Garfield wishes to build a model of government which benefits now and far into the future with green community initiatives which are easy to replicate and affordable to implement; and

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WHEREAS, in an attempt to focus attention on “Green” issues, the Mayor and Council wishes to establish a Green Team Advisory Committee; and

WHEREAS, the Green Team Advisory Committee will advise the Mayor and Council of the City of Garfield on ways to improve municipal operations with “Green” initiatives which are economically and environmentally sound through research and evaluation;

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the City of Garfield that they do hereby establish a Green Team Advisory Committee who shall be residents or employees of the City of Garfield, appointed annually.

BE IT FURTHER RESOLVED, by the Mayor and Council of the City of Garfield that the following persons are hereby appointed to the Green Team Advisory Committee.

On call of roll, Ayes 5

(Sgd) Louis G. Aloia
Glenn A. Mati

Resolution No. 14-327

WHEREAS, the Mayor and Council of the City of Garfield strives to save tax dollars, assure clean air and water, improve working and living environments to build a community that is a sustainable economically, environmentally and socially; a community which would thrive well into the future; and

WHEREAS, the Mayor and Council of the City of Garfield wishes to build a model of government which benefits now and far into the future with green community initiatives which are easy to replicate and affordable to implement; and

WHEREAS, in an attempt to focus attention on “Creative” issues, the Mayor and Council wishes to establish a Creative Team Advisory Committee; and

WHEREAS, the Creative Team Advisory Committee will advise the Mayor and Council of the City of Garfield on ways to improve municipal operations with “Creative” initiatives which are economically and environmentally sound through research and evaluation;

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the City of Garfield that they do hereby establish a Creative Team Advisory Committee who shall be residents or employees of the City of Garfield, appointed annually.

BE IT FURTHER RESOLVED, by the Mayor and Council of the City of Garfield that the following persons are hereby appointed to the Creative Team Advisory Committee.

On call of roll, Ayes 5

(Sgd) Louis G. Aloia
Glenn A. Mati

Resolution No. 14-328

STATE OF NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION GREEN ACRES ENABLING RESOLUTION

WHEREAS, the New Jersey Department of Environmental Protection, Green Acres Program (“State”), provides loans and/or grants to municipal and county governments and grants to nonprofit organizations for assistance in the acquisition and development of lands for outdoor recreation and conservation purposes; and

WHEREAS, the City of Garfield desires to further the public interest by obtaining funding in the amount of \$1,400,000 from the State to fund the following project(s): 20th Century Field Improvements at a cost of \$1,400,000;

NOW THEREFORE the governing body/board resolves that Thomas J. Duch, Esq. or the successor to the office of City Manager is hereby authorized to:

- a) Make application for such a loan and/or such a grant,
- b) provide additional application information and furnish such documents as may be required, and
- c) act as the authorized correspondent of the above named applicant; and

WHEREAS, the State shall determine if the application is complete and in conformance with the scope and intent of the Green Acres Program, and notify the applicant of the amount of the funding award; and

RESOLUTIONS

WHEREAS, the applicant is willing to use the State's funds in accordance with such rules, regulations and applicable statutes, and is willing to enter into an agreement with the State for the above named project;

NOW THEREFORE, BE IT FURTHER RESOLVED by the City of Garfield

1. That the City Manager of the above named body or board is hereby authorized to execute an agreement and any amendment thereto with the State known as 20th Century Field Improvements;
2. That the applicant has its matching share of the project, if a match is required, in the amount of N/A;
3. That in the event the State's funds are less than the total project cost specified above, the applicant has the balance of funding necessary to complete the project;
4. That the applicant agrees to comply with all applicable federal, state, and local laws, rules, and regulations in its performance of the project; and
5. That this resolution shall take effect immediately.

On call of roll, Ayes 5

(Sgd) Louis G. Aloia
Glenn A. Mati

Resolution No. 14-329

Supporting the Drive Sober or Get Pulled Over 2014 Statewide Crackdown

Whereas, impaired drivers on our nation's roads kill someone every 30 minutes, 50 people per day, and almost 18,000 people each year; and

Whereas, 19% of motor vehicle fatalities in New Jersey in 2012 were alcohol-related; and

Whereas, an enforcement crackdown is planned to combat impaired driving; and

Whereas, the summer season and the Labor Day holiday in particular are traditionally times of social gatherings which include alcohol; and

Whereas, the State of New Jersey, Division of Highway Traffic Safety, has asked law enforcement agencies throughout the state to participate in the Drive Sober or Get Pulled Over 2014 Statewide Crackdown; and

Whereas, the project will involve increased impaired driving enforcement from August 15 through September 1, 2014; and

Whereas, an increase in impaired driving enforcement and a reduction in impaired driving will save lives on our roadways;

Therefore, be is resolved that the City of Garfield declares it's support for the Drive Sober or Get Pulled Over 2014 Statewide Crackdown from August 15 through September 1, 2014 and pledges to increase awareness of the dangers of drinking and driving.

On call of roll, Ayes 5

(Sgd) Louis G. Aloia
Glenn A. Mati

Resolution No. 14-330

Complete Streets Program

WHEREAS, a Complete Street is defined as a means to provide safe access for all uses by designing and operating a comprehensive, integrated, connected multi-modal network of transportation options; and

WHEREAS, the benefits of Complete Streets include improving safety for pedestrians, bicyclists, children, older citizens, non-drivers and the mobility challenged as well as those that cannot afford a car or choose to live car free; providing connections to bicycling and walking trip generators such as employment, education, residential, recreation, retail centers and public facilities; promoting healthy lifestyles; creating more livable communities; reducing traffic congestion and reliance on carbon fuels thereby reducing greenhouse gas emissions; and saving money by incorporating sidewalks, bike lanes, safe crossings and transit amenities into the initial design of a project thus sparing the expense of retrofits later; and

WHEREAS, the Mayor and Council of the City of Garfield wish to implement a Complete Streets policy through the planning, design construction, maintenance and operation of new and retrofit

RESOLUTIONS

transportation facilities enabling safe access and mobility of pedestrians, bicyclists, transit users of all ages and abilities.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the City of Garfield adopts the following Complete Streets Policy as follows:

Purpose: To adopt a Complete Streets Policy that acknowledges and implements the concept that streets should be designed, built and retrofitted for all users: motor vehicles, pedestrians, bicyclists, transit users and people with disabilities. Implementation of this policy will integrate the needs of all users into everyday transportation and land use decision making, and will take place through the following methods:

1. Bicycle and pedestrian ways shall be established in new construction and reconstruction projects, which shall not include any projects pertaining to "milling and paving" and/or "re-surfacing" unless one or more of the following conditions are met:

*Bicyclists and pedestrians are prohibited by law from using the roadway.

*The cost of accommodations is excessively disproportionate to cost of project, at more than five percent (5%) of the total cost.

*Where sparse population, travel or other factors indicate an absence of need as defined by any street with a paved roadway width greater than 28 feet and less than 100 vehicles per day.

*Detrimental and environmental or social impacts outweigh the need for these accommodations as determined by either the Mayor and Council or the appropriate local government agency.

*The safety or timing of a project is compromised by the inclusion of Complete Streets.

2. Paved shoulders should be included where feasible in all new construction and reconstruction projects on roadways used by more than 21,000 vehicles per day consistent with NJDOT Complete Streets policy.

3. Sidewalks, shared use paths, street crossings, pedestrian signals, signs, street furniture, transit stops and facilities, and all connecting pathways shall be designed, constructed, operated and maintained so that all pedestrians, including people with disabilities, can travel safely and independently.

4. The design and development of the transportation infrastructure shall improve conditions for bicycling and walking through the following additional steps:

Planning projects for the long term. The design and construction of new facilities that meet the criteria in Item 1 above should anticipate likely future demand for bicycling and walking facilities and not preclude the provision of future improvements.

Addressing the need for bicyclists and pedestrians to cross corridors as well as travel along them. The design of intersections and interchanges shall accommodate bicyclists and pedestrians in a manner that is safe, accessible and convenient.

Getting exceptions approved at a senior level. Exceptions for the non-inclusion of bikeways and walkways shall be approved by a senior manager and be documented with supporting data that indicates the basis for the decision.

Designing facilities to the best currently available standards and guidelines. The design of facilities for bicyclists and pedestrians should follow design guidelines and standards that are commonly used, such as the AASHTO Guide for the Development of bicycle Facilities,

RESOLUTIONS

AASHTO's A Policy on Geometric Design of Highways and Streets, and the ITE Recommended Practice "Design and Safety of Pedestrian Facilities."

5. This Complete Streets Policy shall be incorporated into the next Reexamination, update, revision, amendment or adoption of the Master Plan.

BE IT FURTHER RESOLVED that a copy of this Resolution shall be sent to all Departments and Agencies having a responsibility for or connection with projects covered by the Garfield Complete Streets Policy.

On call of roll, Ayes 5

(Sgd) Louis G. Aloia
Glenn A. Mati

Resolution No. 14-331

A Resolution Requesting the Reallocation of FY 2012 and FY 2013 Community Development Block Grant (CDBG) Funds into the Pierre Avenue Improvement Project (Roadway and Water Line), City of Garfield.

WHEREAS, the City received CDBG funding for FY 2012 and FY 2013 in the amounts of \$332,000 and \$168,000 respectively, and;

WHEREAS, the City also applied for FY 2014 funding for the improvement of Pierre Avenue in the amount of \$485,000 and received CDBG notice of award of funding in the amount of \$282,778., and;

WHEREAS, the City determined this improvement should also include the replacement of an undersized 4" water line and an 8" line which increased the construction cost to \$950,000.

NOW THEREFORE BE IT RESOLVED, THE City requests the reallocation of the FY 2012 and FY 2013 CDBG funds to the Pierre Avenue Improvement Project with an estimated construction cost of \$950,000.

On call of roll, Ayes 5

(Sgd) Louis G. Aloia
Glenn A. Mati

Resolution No. 14-332

A Resolution Authorizing VMG Group To Perform Additional Roofing Repair Work on Fire Company No. 1, City of Garfield.

WHEREAS, the Garfield Fire Company No. 1 has experienced serious damage due to the infiltration of rain water from deteriorated flashing on two (2) mechanical roof top units (RTU), and;

WHEREAS, the installation of metal slip flashing on two (2) RTU's to mechanically secure the membrane is required, and;

WHEREAS, the installation of metal slip flashing on two (2) RTU's to mechanically secure the membrane is necessary to insure further intrusion of rain water does not occur, and;

WHEREAS, this work is necessary to address an emerging condition which will create further damage to the interior of the premises if it is not immediately addressed.

NOW THEREFORE BE IT RESOLVED, VMG Group is hereby awarded an emergency contract without competitive bidding in the lump sum amount of \$1,038.85.

On call of roll, Ayes 4,
Abstain 1 – Councilmember Mati

(Sgd) Louis G. Aloia
Frank J. Calandriello

Resolution No. 14-333

A Resolution Authorizing the City Engineer to Perform Engineering Services in Connection with the 2014 Green Acres Application for 20th Century Field, City of Garfield.

WHEREAS, the City of Garfield is desirous of upgrading the 20th Century Field Complex, and;

WHEREAS, the City Engineer has been directed to prepare the 2014 Green Acres Application for this project.

RESOLUTIONS

NOW THEREFORE BE IT RESOLVED, the City Engineer is hereby authorized to prepare the 2014 Green Acres Application for a fee not to exceed \$3,000.00.

On call of roll, Ayes 5

(Sgd) Louis G. Aloia
Glenn A. Mati

Resolution No. 14-334

A Resolution Authorizing Payment to the City Engineer in Connection With the 2013 CDBG Grant Application Submitted on Behalf of the City of Garfield.

BE IT RESOLVED, the City Engineer is hereby authorized payment in the amount of \$500.00 in connection with the 2013 Community Development Block Grant (CDBG) application submitted on behalf of the City.

On call of roll, Ayes 5

(Sgd) Louis G. Aloia
Glenn A. Mati

Resolution No. 14-335

A Resolution Authorizing Payment to the City Engineer in Connection With a Stormwater Grant Application from N.J.D.E.P.

BE IT RESOLVED, the City Engineer is hereby authorized payment in the amount of \$1,328.50 in connection with a N.J.D.E.P. Municipal Stormwater Grant received by the City in the amount of \$20,619.00.

On call of roll, Ayes 5

(Sgd) Louis G. Aloia
Glenn A. Mati

Resolution No.

RESOLUTION AUTHORIZING PAYMENT TO SPECIAL LABOR COUNSEL ARTHUR R. THIBAUT, ESQ., FOR SERVICES RENDERED AND COSTS ADVANCED

WHEREAS, the City appointed Athur R. Thibault, Esq. of Apruzzese, McDermot, Mastro & Murphy, P.C. as Special Labor Counsel to the City in to two (2) matters;

WHEREAS, Mr. Thibault has acted as Special Labor Counsel for the City in the matter entitled "Garfield and PBA Local 46, PERC Docket No. CO-2012-176;"

WHEREAS, Mr. Thibault has acted as Special Labor Counsel for the City in the matter entitled "Garfield and PBA Local 46, PERC Docket No. 2011-397;"

WHEREAS, Mr. Thibault has performed duties and provided professional services to the City with regard to the above matters and submitted periodic invoices to the city accordingly; and

WHEREAS, there remains an outstanding balance due to Mr. Thibault in the amount of \$23,267.71 for fees and advanced costs;

WHEREAS, the City is desirous of satisfying the outstanding invoices;

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Garfield, Bergen County, New Jersey, that the City Manager is hereby authorized to have issued payment in the amount of \$13,267.71 to the law firm of Apruzzese, McDermott, Mastro & Murphy, P.C. in satisfaction of the invoices due and payable.

BE IT FURTHER RESOLVED, that the City Clerk shall cause to be published, notice of the Award of Professional Services contract as required by the New Jersey local public contracts law.

On call of roll, Ayes 2, Nays 2 -
Councilmembers Calandriello and Mati,
Abstain 1 – Councilmember Raymond

(Sgd) Louis G. Aloia
Joseph Delaney

RESOLUTION DEFEATED

RESOLUTIONS

Resolution No.

RESOLUTION AUTHORIZING PAYMENT TO SPECIAL LABOR COUNSEL ARTHUR R. THIBAUT, ESQ., FOR SERVICES RENDERED AND COSTS ADVANCED

WHEREAS, the City appointed Athur R. Thibault, Esq. of Apruzzese, McDermot, Mastro & Murphy, P.C. as Special Labor Counsel to the City in to three (3) matters;

WHEREAS, Mr. Thibault has acted as Special Labor Counsel for the City in the matter entitled “Garfield and PBA Local 46, PERC Docket No. CO-2013-88;”

WHEREAS, Mr. Thibault has acted as Special Labor Counsel for the City in the matter entitled “Garfield and PBA Local 46, PERC Docket No. CO-2012-176;”

WHEREAS, Mr. Thibault has acted as Special Labor Counsel for the City in the matter entitled “Garfield and PBA Local 46, PERC Docket No. 2011-397;”

WHEREAS, Mr. Thibault has performed duties and provided professional services to the City with regard to the above matters and submitted periodic invoices to the city accordingly; and

WHEREAS, there remains an outstanding balance due to Mr. Thibault in the amount of \$23,267.71 for fees and advanced costs;

WHEREAS, the City is desirous of satisfying the outstanding invoices;

NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Garfield, Bergen County, New Jersey, that the City Manager is hereby authorized to have issued payment in the amount of \$23,267.71 to the law firm of Apruzzese, McDermott, Mastro & Murphy, P.C. in satisfaction of the invoices due and payable.

BE IT FURTHER RESOLVED, that the City Clerk shall cause to be published, notice of the Award of Professional Services contract as required by the New Jersey local public contracts law.

On call of roll, Ayes 2, Nays 2 -
Councilmembers Calandriello and Mati,
Abstain 1 – Councilmember Raymond

(Sgd) Louis G. Aloia
Joseph Delaney

RESOLUTION DEFEATED

Resolution No. 14-336

A Resolution Authorizing Engineering Services in Connection with a FY 2014 Safe Routes to Schools Grant Application.

BE IT RESOLVED, the City Engineer is hereby authorized to provide engineering services for a fee not to exceed \$3,000.00 in connection with the preparation of a FY 2014 SRTS Grant Application.

On call of roll, Ayes 5

(Sgd) Louis G. Aloia
Glenn A. Mati

Resolution No. 14-337

A Resolution Authorizing the Bidding of the Pierre Avenue Improvement Project (Roadway and Water Line), City of Garfield.

BE IT RESOLVED, the City Engineer and Clerk are hereby authorized to advertise for the receipt of bids for the Pierre Avenue Improvement Project.

On call of roll, Ayes 5

(Sgd) Louis G. Aloia
Glenn A. Mati

Resolution No. 14-338

A RESOLUTION TO CONFIRM ENDORSEMENT OF COMMUNITY DEVELOPMENT PROJECT FOR IMPROVEMENTS TO FLEISCHER BROOK, SOUTH OF KIPP AVENUE.

WHEREAS, a Bergen County Community Development grant of \$215,000.00 has been proposed by the Mayor and Council for the Improvements to Fleischer Brook, South of Kipp Avenue, in the municipality of 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 Governing Body; and

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

RESOLUTIONS

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

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

BE IT FURTHER RESOLVED, that a copy of this resolution shall be sent 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) Louis G. Aloia
Glenn A. Mati

Resolution No. 14-339

A Resolution Authorizing Resolution 14-258 be Rescinded in Connection With the Roof Replacement for Fire House #5 and Approving Change Order #1 and Final.

WHEREAS, VMG Group was awarded a contract in connection with the roof replacement at Fire House #5, and;

WHEREAS, the Resolution #14-258 increased the contract amount by \$4,194.08, and;

WHEREAS, the final as-built quantities total an increase of \$3,874.08.

NOW THEREFORE BE IT RESOLVED, Resolution #14-258 is hereby rescinded and Change Order #1 and Final is hereby approved for an increase of \$3,874.08 above the original contract amount.

On call of roll, Ayes 5

(Sgd) Louis G. Aloia
Glenn A. Mati

Resolution No. 14-340

Resolved by the City Council of the City of Garfield, Bergen County, New Jersey that the appropriate City Officials are hereby authorized to advertise for receipt of bids for the Wireless Communications facilities at the Schley Court Water Tank Property.

On call of roll, Ayes 5

(Sgd) Louis G. Aloia
Glenn A. Mati

Resolution No. 14-341

WHEREAS the Receiver of Taxes reports that she has received a request from the following property owner for a refund due to Tax Court Judgment for the year 2011.

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
133	1	Jay Pasternack, Attorney Trust Account	TCJ	\$ 45,905.73

On call of roll, Ayes 5

(Sgd) Louis G. Aloia
Glenn A. Mati

Resolution No. 14-342

WHEREAS the Receiver of Taxes reports that she has received a request from the following property owner for a refund due to Tax Court 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 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
133	1	Jay Pasternack, Attorney Trust Account	TCJ	\$ 46,722.08

RESOLUTIONS

On call of roll, Ayes 5

(Sgd) Louis G. Aloia
Glenn A. Mati

Resolution No. 14-343

WHEREAS the Receiver of Taxes reports that she has received a request from the following property owner for a refund due to Tax Court Judgment for the year 2013.

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
133	1	Jay Pasternack, Attorney Trust Account	TCJ	\$ 47,880.17

On call of roll, Ayes 5

(Sgd) Louis G. Aloia
Glenn A. Mati

Resolution No. 14-344

WHEREAS the Receiver of Taxes reports that she has received a request from the following property owner for a refund due to Tax Court Judgment for the year 2013.

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
1	1.01	“Carlin & Ward, P.C. in trust for PMG New Jersey, LLC”	TCJ	\$ 3,119.71

On call of roll, Ayes 5

(Sgd) Louis G. Aloia
Glenn A. Mati

Resolution No. 14-345

WHEREAS, the Chief Financial Officer of the City of Garfield has identified the following checks to be stale, and

WHEREAS, the Chief Financial Officer has been deemed to cancel of record the following checks which are dated prior to January 1, 2014.

NOW THEREFORE BE IT RESOLVED, BY THE City Council of the City of Garfield, Bergen County, New Jersey that all balances shall be treated as MRNA, as to the treasurer’s bank statement reconciliation:

Payroll Account 800741803

<u>Check#</u>	<u>Dollar Amount</u>
1989	\$2,660.25
179184	\$19.53

On call of roll, Ayes 5

(Sgd) Louis G. Aloia
Glenn A. Mati

Resolution No. 14-346

A RESOLUTION AFFIRMING AND ADOPTING THE REVISIONS TO THE PERSONNEL POLICIES AND PROCEDURES MANUAL

WHEREAS, it is the policy of the City of Garfield (hereinafter, the City) to treat employees and prospective employees in a manner consistent with all applicable employment laws and regulations including, but not limited to Title VII of the Civil Rights Act of 1964, as amended by the Equal

RESOLUTIONS

Opportunity Act of 1972, the Age Discrimination in Employment Act, the Equal Pay for Equal Work Act, the Fair Labor Standards Act, the New Jersey Law Against Discrimination, the Americans with Disabilities Act, the Family and Medical Leave Act, the Conscientious Employee Protection Act, the Public Employee Occupational Safety and Health Act, (the New Jersey Civil Service Act,) (the New Jersey Attorney General's guidelines with respect to Police Department personnel matters,) the New Jersey Workers Compensation Act, the Federal Consolidated Omnibus Budget Reconciliation Act (COBRA) and the Open Public Meeting Act; and

WHEREAS, it is the desire and goal of the City to ensure that employees and prospective employees are provided the standard operating procedures of the Municipality and further, are treated in a manner consistent with the laws and regulations referenced herein; and

WHEREAS, the Governing Body, through the advice and guidance of the NJ Municipal Excess Liability Joint Insurance Fund (the MEL) and the City's Risk Management Consultant, developed and implemented a Personnel Policies and Procedures Manual (commonly referred to as the Employee Manual), based upon ordinance(s), provisions promulgated through collective bargaining and baseline policies and procedures developed by the MEL to ensure compliance with the above referenced laws and regulations as well as adherence to best practices protocol; and

WHEREAS, from time to time, the Personnel Policies and Procedures Manual is updated to incorporate needed changes relating to Municipal operations and/or in accordance with changes to federal and State laws and/or regulations applicable to the Municipality and necessary for codification thereof.

NOW, THEREBY, BE IT RESOLVED, by the Mayor and Council of the City of Garfield, County of Bergen, State of New Jersey, the Personnel Policies and Procedures Manual has been completely rewritten and updated in accordance with the provisions set forth by the Municipal Excess Liability Joint Insurance Fund (MEL) and the Suburban Essex Joint Insurance Fund (SUBESSEX) and is hereby adopted; and

BE IT FURTHER RESOLVED, these Personnel Policies and Procedures shall apply to all municipal officials, appointees, employees, volunteers and independent contractors. In the event there is a conflict between these rules and any collective bargaining agreement, personnel services contract or Federal or State law, the terms and conditions of that contract or law shall prevail. In all other cases, these policies and procedures shall prevail; and

BE IT FURTHER RESOLVED, the City Manager and Deputy City Manager/City Clerk are hereby authorized and directed to distribute the revised Policies and Procedures Manual, in accordance with the established procedure for proper notification; and

BE IT FURTHER RESOLVED, a certified copy of this Resolution and the adopted policies and procedures manual thereof, be provided to the respective Joint Insurance Fund and the City's Risk Management Consultant.

On call of roll, Ayes 5

(Sgd) Louis G. Aloia
Glenn A. Mati

Resolution No. 14-347

WHEREAS, N.J.S.A. 40A:5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions, and

WHEREAS, The Annual Report of Audit for the year 2013 has been filed by a Registered Municipal Accountant with the Municipal Clerk as per the requirements of N.J.S.A. 40A:5-6, and a copy has been received by each member of the governing body, and

WHEREAS, the Local Finance Board of the State of New Jersey is authorized to prescribe reports pertaining to the local fiscal affairs, as per R.S. 52:27BB-34, and

WHEREAS, the Local Finance Board has promulgated a regulation requiring that the governing body of each municipality shall by resolution certify to the Local Finance Board of the State of New Jersey that all the members of the governing body have reviewed, as a minimum, the sections of the annual audit entitled:

RESOLUTIONS

General Comments
Recommendations

and,

WHEREAS, The members of the governing body have personally reviewed as a minimum the Annual Report of Audit, and specifically the sections of the Annual Audit entitled:

General Comments
Recommendations

as evidenced by the group affidavit form of the governing body, and

WHEREAS, Such resolution of certification shall be adopted by the Governing Body no later than forty-five days after the receipt of the annual audit, as per the regulations of the Local Finance Board, and

WHEREAS, All members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board, and

WHEREAS, Failure to comply with the promulgations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S. 52:27BB-52 – to wit:

R.S. 52:27BB-52 – “A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office.”

NOW, THEREFORE BE IT RESOLVED, That the governing body of the City of Garfield, hereby states that it has complied with the promulgation of the Local Finance Board of the State of New Jersey dated July 30, 1968 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

On call of roll, Ayes 5

(Sgd) Louis G. Aloia
Glenn A. Mati

Resolution No. 14-348

RESOLUTION OF THE CITY OF GARFIELD DIRECTING THE UNDERTAKING OF A CONTINUING DISCLOSURE REVIEW AND AUTHORIZING PARTICIPATION IN THE MUNICIPALITIES CONTINUING DISCLOSURE COOPERATION INITIATIVE OF THE DIVISION OF ENFORCEMENT OF THE U.S. SECURITIES AND EXCHANGE COMMISSION
WHEREAS, the City of Garfield (the “Governmental Entity”) has entered into continuing disclosure agreement(s) in connection with certain of its prior bond and/or note issuance(s) (the “Prior Issuances”), agreeing to field certain financial information and operating data and/or certain enumerated event notices with the former nationally recognized municipal securities information repositories or the Municipal Securities Rulemaking Board (the “MSRB”) pursuant to the provisions of Rule 15c2-12 of the Securities Exchange Act of 1934, as amended (the Rule”); and
WHEREAS, the Governmental Entity has made certain representations regarding its continuing disclosures in bond and/or note offering documents in connection with its Prior Issuances; and
WHEREAS, in response to widespread concerns that many municipal issuers have not been complying with their obligations to file continuing disclosure documents under the Rule, and furthermore have made false representations concerning compliance in bond and note offering documents, the Division of Enforcement (the “Division”) of the U.S. Securities and Exchange Commission (the “Commission”) has set forth its Municipalities Continuing Disclosure Cooperation Initiative (the “MCDC Initiative”), attached hereto as Exhibit A, whereby the Commission will recommend favorable settlement terms to municipal issuers involved in the offer or sale of municipal securities, as well as underwriters of such offerings, if they self-report to the Division by September 10, 2014 (for underwriters) and December 1, 2014 (for issuers), possible

RESOLUTIONS

violations involving materially inaccurate statements in bond and note offering documents relating to prior compliance with continuing disclosure obligations pursuant to the Rule; and WHEREAS, pursuant to Local Finance Notice 2014-9, attached hereto as Exhibit B, the Director of the Local Finance Board, Division of Local Government Services of the Department of Community Affairs fo the State of New Jersey, has recommended the undertaking of a Review (as hereinafter defined) by all municipal issuers and participation in the MCDC Initiative, where appropriate, as determined by the facts of each Review (the “LFB Recommendation”); NOW, THEREFORE, IN CONNECTION WITH THE LFB RECOMMENDATION, BE IT RESOLVED BY THE GOVERNMENTAL ENTITY, as follows:

Section 1. The Governmental Entity, through its Chief Financial Officer or a third-party disclosure-dissemination agent, is hereby directed to conduct a continuing disclosure review of its prior continuing disclosure undertakings (the “Review”), and the Governmental Entity hereby ratifies any such previously conducted Review. Such Review shall include, but is not limited to, historical review of the Governmental Entity’s continuing disclosure obligations and filings in connection with its Prior Issuances that are presently outstanding and which are no longer outstanding but, as of the date five years prior to the date of submission of the Questionnaire (as hereinafter defined), were outstanding; and the undertaking, at any time, of any applicable remedial filings with the MSRB deemed necessary for compliance with its continuing disclosure obligations.

Section 2. The Governmental Entity, through its Chief Financial Officer, is hereby authorized to participate in the MCDC Initiative, if in the discretion of the Chief Financial Officer after consultation with Governmental Entity officials, it is determined that the Governmental Entity may have made materially inaccurate statements in its bond and/or note offering documents relating to prior compliance with continuing disclosure obligations pursuant to the Rule in connection with its Prior Issuances issued during the period beginning five years prior to the date of submission of the Questionnaire.

Section 3. The Chief Financial Officer of the Governmental Entity is hereby authorized to execute and deliver any and all documents and instruments, including the Municipalities Continuing Disclosure Cooperation Initiative Questionnaire for Self-Reporting Entities contained in the MCDC Initiative (the “Questionnaire”), and to do and cause to be done any and all acts and things necessary or proper for participating in the MCDC Initiative and all related transactions, including the Review, contemplated by this resolution.

Section 4. All resolutions or proceedings, or parts thereof, in conflict with the provisions of this resolution are to the extent of such conflict hereby repealed.

Section 5. This resolution shall become effective in accordance with applicable law.

On call of roll, Ayes 5

(Sgd) Louis G. Aloia
Glenn A. Mati

Resolution No. 14-349

See

the

following pages _____
for Capital Budget Amendment

BILLS AND CLAIMS

Resolution No. 14-350

RESOLVED by the City Council of the City of Garfield that the following bills No. 1690 to 1697 covering, Dog Trust Fund, Trust Other, Community Policing Trust Fund and Police ICE Trust Account totaling \$54,605.09, the Current Fund Reserve totaling \$9,427.73 and the Current Fund totaling \$3,838,753.27 and the Current Water Fund totaling \$203,528.80, and the General Capital Fund totaling \$715,948.63 and the Water Capital Fund totaling \$13,331.31 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 forty six (46) items prior to the meeting be ratified.

See

The

Following

Pages

Numbered _____

For

Bills

And

Claims

ORDINANCES

Ordinance No. 2687

The following entitled ordinance was introduced at a Regular Meeting held Tuesday, July 8, 2014; 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:

REFUNDING BOND ORDINANCE PROVIDING FOR THE REFUNDING OF \$3,924,000 AGGREGATE PRINCIPAL AMOUNT OF OUTSTANDING BONDS OF THE CITY OF GARFIELD, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, APPROPRIATING A SUM NOT EXCEEDING \$4,250,000 TO PAY THE COST THEREOF AND AUTHORIZING THE ISSUANCE OF NOT EXCEEDING \$4,250,000 AGGREGATE PRINCIPAL AMOUNT OF REFUNDING BONDS OF SAID CITY TO FINANCE SUCH APPROPRIATION

City Clerk Pavlica read the ordinance by title.

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

There being none, Mayor Raymond 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 Mati duly seconded the motion.

On call of roll, Ayes 5

Councilmember Aloia introduced in writing the following ordinance entitled:

BOND ORDINANCE TO AUTHORIZE THE UNDERTAKING OF VARIOUS IMPROVEMENTS TO PIERRE AVENUE IN, BY AND FOR THE CITY OF GARFIELD, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$1,150,000 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 Aloia moved that this ordinance entitled: "BOND ORDINANCE TO AUTHORIZE THE UNDERTAKING OF VARIOUS IMPROVEMENTS TO PIERRE AVENUE IN, BY AND FOR THE CITY OF GARFIELD, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$1,150,000 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 September 9, 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 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:

ORDINANCE REGULATING THE FILMING OF COMMERCIAL MOTION PICTURES IN THE CITY OF GARFIELD

ORDINANCES

City Clerk Pavlica read the ordinance by title.

Councilmember Aloia moved that this ordinance entitled: "ORDINANCE REGULATING THE FILMING OF COMMERCIAL MOTION PICTURES IN THE CITY OF GARFIELD" 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 September 9, 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 Calandriello 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. Pedro Flores, 67 Schley Street and Mr. Frank Vermeulen, 57 Schley Street, complained about the condition of the steps going up Schley Street from Cedar Street, which is the only access to their house.

Mr. Anthony Barckett, 182 Lincoln Place, said he is impressed by what he sees tonight and spoke on how the Twentieth Century Field Project is a great project.

Mr. Charles Nucifora, 126 Midland Avenue, complained about the transfer station located at 19-35 Atlantic Street, and the odors that are emitted there during the summer. He complained about items in the street from the liquid falling out of the trucks on the way to the transfer station. He spoke on the truck route and how they should follow a path that is not in residential areas. He said that something has to be done with the stench.

Mr. John Easom, 103 Gaston Avenue, spoke on problems in his neighborhood and he expressed his gratitude to the Police Department for being so responsive to his complaints. He said that five weeks ago, he was speaking to Deputy Mayor Mati about a bounty for people turning in illegal apartments. He spoke on compliance officers enforcing the City Code and quality of life issues.

Ms. Christine Korzak, 185 Chestnut Street, asked questions about her handicapped parking space application which was denied by the Police Department. She spoke about cars not having resident parking stickers parking overnight in the City. She complained about the Resident Parking Sticker Program. She spoke on her neighbor parking on the street and blocking her driveway. She spoke on a Municipal Court case involving her dog and the complaint she signed against a dog owner who let their dog run loose and allegedly attacked her dog.

COUNCILMEMBER COMMENTS

Councilmember Calandriello asked questions about locating basketball courts in Twentieth Century Field. He said that Dennis Malicki has offered to maintain the basketball courts, if they are ever re-installed in the park, and have volunteers assist him. He spoke on the old Garfield Auditorium Building located on Passaic Street between Spencer Place and Midland Avenue. He said that the businessman there had applied for a timed parking zone but the police could not approve it because there is a yellow "no parking" curb from the railroad trestle up to Spencer Place. He said that he understands the need to follow traffic laws, but he questioned how a businessman can operate a business under these conditions. He spoke on requiring residents to bag their own lawn clippings. He said that this past Saturday, Calvary Baptist Church held their Multi-Cultural Festival and it was a great event. He spoke on the Junior Boilermakers and Garfield High School holding football clinics and how it was a great success because over 150 kids signed up.

COUNCILMEMBER COMMENTS

Councilmember Aloia spoke on the upcoming fundraising event for Fire Company No. Three. He asked about an ordinance regarding the Fort Lee parking regulations. He said they have a lot of good ideas at and he wants to look at their ideas at a future meeting. He spoke on citizens caring for neighbors. He said regarding the step issue between Schley Street and Cedar Street, he said the cost was \$150,000 and that is a lot of money to repair the stairs, and he would like to look into a far less expensive alternative.

Councilmember Delaney spoke on donating money for performing weddings. He spoke on construction trucks parking in the new Riverfront park overnight. He spoke about the need to take down the AmVets Building Post No. 13. Located at 326 Outwater Lane. He said we need a Code Enforcement Officer. He complimented Mayor Raymond on how she runs Council meetings.

Councilmember Mati said that the City is interested in Code Enforcement. He hopes everyone is having a good summer because it is going by real fast.

Mayor Raymond spoke on the need to do something about illegal apartments and absentee landlords. She spoke on offering a bounty for those who turn in owners of illegal apartments. She spoke on televising Council Meetings. She spoke on placing the names of those convicted of having illegal apartments in the newspapers. She said that she wants the Police Command Bus out on the streets to act as a visual deterrent.

ADJOURNMENT

At 10:05 PM, there being no further business, Councilmember Delaney moved to adjourn the meeting. Councilmember Mati duly seconded the motion.

On call of roll, Ayes 5

Andrew J. Pavlica, CITY CLERK