

A Work Session of the City Council was held on Tuesday, May 13, 2014 at 6:25 PM in the Conference Room in City Hall, 111 Outwater Lane, Garfield, NJ 07026.

Mayor Joseph Delaney presided. City Clerk Andrew J. Pavlica announced that the Work Session 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 Joseph Delaney

Councilmembers Absent: Glenn A. Mati

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 Bruno), Labor Counsel John Lavin, Superintendent of Public Works Sam Garofalo, City Engineer Kevin J. Boswell, Interim Chief Financial Officer Roy Riggitano, Recreation Director Anthony Furfaro and Emergency Management Coordinator Michael Marsh,

JOINT SESSION WITH BOARD OF EDUCATION
AND SCHOOL OFFICIALS CONCERNING PROPOSED
CUTS IN THE DEFEATED 2014-2015 SCHOOL BUDGET

The City Council and Cabinet met with the following members of the Board of Education: Salvatore Benanti, Anthony "Tom" Barckett, Jeffrey Stewart, Richard Giacomarro, Jack Mazzola, Richard Derrig and the following School Officials: Superintendent of Schools Nicholas Perrapato, School Business Administrator Edward Izbicki, New Jersey State School Monitor Angelo DeSimone, School Board Attorney Kurt Geisler and Principal Peter Di Franco concerning proposed cuts in the 2014-2015 School Budget defeated at the polls on Wednesday, April 23, 2014.

A discussion ensued on the ruling by the City Attorney that Councilmembers employed by the School System are prohibited from discussing and voting on the Defeated School Budget and therefore Councilmembers Tana M. Raymond and Glenn A. Mati, who work for the School System, are prohibited from participating.

A majority affirmative vote of the full membership of the City Council is required to adopt a resolution or a motion of the City Council, so therefore, three Aye votes are required for any action of the City Council in regard to the Defeated School Budget, even with two Councilmembers being excused from voting.

Councilmember Raymond questioned whether Councilmembers Calandriello and Aloia should also be excused from participating and voting because they both have cousins employed by the Board of Education. They both explained the relationship and said that they were distant cousins and City Attorney Representative Ferraro said that they can both participate and vote. A question was raised concerning Mayor Delaney also having relatives employed by the Board of Education and he explained the relationships and City Attorney representative Ferraro said that Mayor Delaney can participate and vote.

The City Council and Cabinet and School Officials discussed possible cuts in the 2014-2015 School Budget that was defeated at the polls on Wednesday, April 23, 2014.

Councilmember Calandriello inquired about potential cuts in the School Budget including the position of Assistant Facilities Manager.

The City Council and Cabinet proposed cutting the defeated school budget by one tax point or \$208,630.00 out of the proposed \$25,441,100.00 School Budget, reducing the Budget to \$25,232,470.00.

EXIT OF SCHOOL OFFICIALS

At 7:00 PM, Board of Education members and School Officials left the Work Session and convened in the Council Chamber for discussion and it was duly noted for the record.

Work Session May 13, 2014, Continued

REPORTS OF OFFICERS

City Manager Thomas J. Duch reported on the following:

1. The City Repaving Program from 1998 to the present.
2. The paving of the County Roads in town: Midland Avenue, Outwater Lane, Passaic Street and River Road.

City Engineer Kevin J. Boswell reported on the following:

1. The written Report of the City Engineer dated May 13, 2014.

DEFEATED 2013-2014 SCHOOL BUDGET

At 7:10 PM, the Board of Education Members and School Officials returned to the Work Session and it was duly noted for the record. The School Officials advised that the proposed cuts suggested by the City Council in the defeated School Budget were acceptable to the Board of Education.

REPORTS OF OFFICERS

City Engineer Kevin J. Boswell resumed reporting on the written Report of the City Engineer dated May 13, 2014.

EXIT OF CITY ENGINEER BOSWELL

At 7:25 PM, City Engineer Kevin J. Boswell left the Work Session and it was duly noted for the record.

REPORTS OF OFFICERS

City Manager Thomas J. Duch reported on the following:

3. The recent meeting with Department of Environmental Protection representatives regarding the EC Electroplating site, regarding sea levels rising during the past 50 years and regarding municipal flood prevention methods.
4. Potential Green Acres grant fund applications.
5. A recent JIF Safety Inspection of City Parks.
6. The proposed Community Development Grant Application for a new kitchen at the Senior Center.
7. The recent Community Development grant awards for Garfield and the surrounding municipalities.
8. Proposed renovations to City Firehouses.
9. Property maintenance issues at 515 Van Bussum Avenue.
10. The Sketchly Redevelopment Plan at the south end of Walnut Street.
11. The Post Office Dog Canvass Letters that went out to reported dog owners to respond to the Municipal Clerk's Office for dog licenses.

REPORTS OF OFFICERS

12. The proposed license period for Vehicle Sales from July 1st to June 30th, as regulated by Chapter 379 of the City Code.
13. Proposed two hour parking limits in the City parks.

CLOSED SESSION

Resolution No. 14-208

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

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

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Garfield, Bergen County, New Jersey, that a "Closed Session" is hereby called at 7:50 P.M. on Tuesday, May 13, 2014, to discuss the following as outlined in N.J.S.A. 10:4-12:

- * Collective bargaining agreements including the negotiation of the terms and thereof with employees or representatives of employees of the public body; (PBA Local No. 46 Collective Bargaining Negotiations and the meeting that was supposed to have been held today.
- * Pending or anticipated litigation or contract negotiations or matters falling within attorney-client privilege. (Retention of counsel by Police Chief Kevin Amos due to City Manager's decision to not grant comp time at the salary rate of the Police Chief; English Paving vs. the City; Fred Krowl vs the City).
- * Matters involving the employment, appointment, termination of employment, terms and conditions of employment, evaluation of the performance of, promotion or disciplinary action of personnel unless the individual in the right request a public meeting in writing; (retirement of Assistant Superintendent of Public Works George Masiak; light duty policy, Fred Krowl vs the City).

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

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

(Sgd) Tana M. Raymond
Frank J. Calandriello

ADJOURNMENT

After the City Council came out of Closed Session at 8:00 PM, there being no further business, the Work Session was adjourned.

Andrew J. Pavlica, CITY CLERK