

A Regular Meeting of the City Council was held Tuesday, October 27, 2015 at 8:30 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, fax and email 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 and Tana M. Raymond

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 J. Bruno) and City Engineer Representative Bernard Mirandi (for City Engineer Kevin J. Boswell)

REPORTS OF OFFICERS

Councilmember Calandriello 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 4,
Absent 1 – Councilmember Mati

COMMUNICATIONS/APPOINTMENTS

City Clerk Pavlica reported that in a letter to him from Mayor Raymond dated October 21, 2015, the Mayor made the following appointment to the Housing Authority of the City of Garfield:

Mr. Richard Giacomarro 436 Van Bussum Avenue as the Mayor's Appointee, pursuant to Act 239, to succeed Leane Surma, effective immediately, for a five year term, said term to expire October 19, 2020.

RESOLUTIONS

Resolution No. 15-428

WHEREAS, Fire Company No. 2 has advised that they have accepted the resignation of Ruben Paz-Julca of 33 Division Avenue, Garfield, New Jersey 07026, as an active member effective October 15, 2015.

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 4,
Absent 1 – Councilmember Mati

(Sgd) Louis G. Aloia
Frank J. Calandriello

Resolution No. 15-429

WHEREAS, Latoya S. Tonia, on behalf of her daughter, Sequoia K. Lampley, 10 Riverside Place, who is the holder of a Disabled Person I.D. Card No. P1511995, 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 Riverside Place commencing 111 feet north of the intersection of Riverside Place and Somerset 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 4,
Absent 1 – Councilmember Mati

(Sgd) Louis G. Aloia
Frank J. Calandriello

RESOLUTIONS

Resolution No. 15-430

RESOLUTION FOR MUNICIPALITIES TO CONFIRM ENDORSEMENT OF COMMUNITY DEVELOPMENT PROJECTS

WHEREAS, a Bergen County Community Development grant of \$226,530.00 has been proposed by the YMCA of Garfield for interior and exterior masonry work at their building located at 33 Outwater Lane in the municipality 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 Garfield, and

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 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 4,
Absent 1 – Councilmember Mati

(Sgd) Louis G. Aloia
Frank J. Calandriello

Resolution No. 15-431

A RESOLUTION ENDORSING THE FILING OF A COMMUNITY DEVELOPMENT BLOCK GRANT APPLICATION IN CONNECTION WITH THE BOYS AND GIRLS CLUB OF GARFIELD TEEN INITIATIVE

WHEREAS, A Bergen County Community Development Grant of \$15,000.00 in unprogrammed funds has been proposed by the Boys and Girls Club of Garfield, located at 490 Midland Avenue for their Teen Initiative;

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;

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 4,
Absent 1 – Councilmember Mati

(Sgd) Louis G. Aloia
Frank J. Calandriello

Resolution No. 15-432

RESOLUTION ACCEPTING DONATION OF FIREFIGHTING FOAM AND AUTHORIZING EXECUTION OF AGREEMENT WITH THE COUNTY OF BERGEN REGARDING THE TERMS THEREOF.

WHEREAS, the County of Bergen operates the Bergen County Law and Public Safety Institute (the “Institute”); and

WHEREAS, the New York City Fire Department (“FDNY”) has removed from service 7,820 gallons of National Foam Kidd brand firefighting foam concentrate, (“Firefighting Foam”) that is past its shelf life and has thus exceeded its operational life for firefighting purposes; and

WHEREAS, the City of New York (“the City”), acting by and through the FDNY, has agreed to donate the Firefighting Foam to the County for use by the Institute for training purposes; and

WHEREAS, the Bergen County Board of Chosen Freeholders, by Resolution No. 1198-15, adopted on October 14, 2015, authorized the County to share the donated Firefighting Foam with the City of Garfield for training purposes, subject to availability and the terms set forth in an “Agreement to Share Donated Firefighting Foam Concentrate,” (the “Agreement”) annexed hereto as Exhibit A; and

RESOLUTIONS

WHEREAS, the Mayor and Council of the City of Garfield has determined that it is in the best interest of the residents and taxpayers of the municipality to accept the donation of the Firefighting Foam for training purposes, subject to the terms and conditions set forth in the Agreement,

NOW, THEREFORE, BE IT RESOLVED by the governing body of the City of Garfield, as follows:

1. The recitals set forth above are incorporated into the body of this resolution as if set forth at length herein.
2. The City of Garfield hereby accepts the donation from the County of Bergen of the Firefighting Foam as set forth above, subject to the terms of the Agreement annexed hereto as Exhibit A.
3. The City Manager is hereby authorized to execute an Agreement with the County of Bergen in the form annexed hereto as Exhibit A, together with any other documents necessary to complete the above contemplated transaction.

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

(Sgd) Tana M. Raymond
Frank J. Calandriello

Resolution No. 15-433

RESOLVED by the City Council of the City of Garfield, Bergen County, New Jersey that a 9:00 P.M. curfew is hereby established for the nights of October 30, 2015 and October 31, 2015 for all individuals under eighteen years of age, unless they are escorted by an adult, and

BE IT FURTHER RESOLVED that the Police Department is hereby authorized to enforce this curfew, and

BE IT FURTHER RESOLVED that the City Clerk is hereby authorized and directed to immediately forward a certified and exact copy of this approved resolution to the Police Chief.

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

(Sgd) Louis G. Aloia
Frank J. Calandriello

Resolution No. 15-434

WHEREAS the Receiver of Taxes reports that she has received a request from the following property owner for a refund due to Exempt Disabled Veteran 60% 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 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
204	52	Reilly, Gerald A.	Ex Vet	\$ 2,569.32

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

(Sgd) Louis G. Aloia
Frank J. Calandriello

Resolution No. 15-435

WHEREAS the Receiver of Taxes reports that she has received a request from the following property owner for a refund due to Exempt Disabled Veteran 60% for the year 2015.

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
204	52	Reilly, Gerald A.	Ex Vet	\$ 3,848.98

RESOLUTIONS

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

(Sgd) Louis G. Aloia
Frank J. Calandriello

BILLS AND CLAIMS

Resolution No. 15-436

RESOLVED by the City Council of the City of Garfield that the following bill No. 1860 to 1866 covering, Dog Trust Fund, Police Ice Trust Fund, Building Dedicated Trust, Trust Other totaling \$67,019.73 and the Current Fund totaling \$2,691,122.49, and the Current Water Fund totaling \$57,688.26, and the General Capital Fund totaling \$5,000.00 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 eighteen (18) items prior to the meeting be ratified.

See

the

Following Pages Numbered _____

For

Bills

And

Claims

ORDINANCES

Ordinance No. 2720

The following entitled ordinance was introduced at a Regular Meeting held Tuesday, October 13, 2015; it was duly published; a copy was posted on the bulletin board in City Hall; copies were made available to the general public and having complied with the law, this ordinance was not read in full and the City Council can now proceed with the public hearing and final passage:

AN ORDINANCE TO AMEND AND REVISE CHAPTER 48-28 OF THE CITY CODE OF THE CITY OF GARFIELD, ENTITLED, "RATES OF COMPENSATION; ADMINISTRATIVE FEE; PAYMENT FOR SERVICES," TO CHANGE THE RATE OF COMPENSATION FOR OFF DUTY POLICE

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 no objections, Mayor Raymond declared the public hearing closed.

Councilmember Aloia moved that said ordinance do now pass on final passage and that the City Clerk be directed to publish said ordinance in full together with the statement or notice required by law. Councilmember Calandriello duly seconded the motion.

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

Ordinance No. 2721

The following entitled ordinance was introduced at a Regular Meeting held Tuesday, October 13, 2015; it was duly published; a copy was posted on the bulletin board in City Hall; copies were made available to the general public and having complied with the law, this ordinance was not read in full and the City Council can now proceed with the public hearing and final passage:

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

City Clerk Pavlica read the ordinance by title.

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

There being no objections, Mayor Raymond declared the public hearing closed.

Councilmember Aloia moved that said ordinance do now pass on final passage and that the City Clerk be directed to publish said ordinance in full together with the statement or notice required by law. Councilmember Calandriello duly seconded the motion.

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

Ordinance No. 2722

The following entitled ordinance was introduced at a Regular Meeting held Tuesday, October 13, 2015; it was duly published; a copy was posted on the bulletin board in City Hall; copies were made available to the general public and having complied with the law, this ordinance was not read in full and the City Council can now proceed with the public hearing and final passage:

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

City Clerk Pavlica read the ordinance by title.

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

ORDINANCES

There being no objections, Mayor Raymond declared the public hearing closed.

Councilmember Aloia moved that said ordinance do now pass on final passage and that the City Clerk be directed to publish said ordinance in full together with the statement or notice required by law. Councilmember Calandriello duly seconded the motion.

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

Ordinance No. 2722

The following entitled ordinance was introduced at a Regular Meeting held Tuesday, October 13, 2015; 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:

ORDINANCE AMENDING THE CITY CODE OF THE CITY OF GARFIELD
TO CREATE A MUNICIPAL PARKING AUTHORITY

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 no objections, Mayor Raymond declared the public hearing closed.

Councilmember Aloia moved that said ordinance do now pass on final passage and that the City Clerk be directed to publish said ordinance in full together with the statement or notice required by law. Councilmember Calandriello duly seconded the motion.

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

Councilmember Calandriello introduced in writing the following ordinance entitled:

ORDINANCE OF THE CITY OF GARFIELD AUTHORIZING VACATION
OF A PORTION OF EMANUEL STREET

City Clerk Pavlica read the ordinance by title.

Councilmember Calandriello moved that this ordinance entitled: “ORDINANCE OF THE CITY OF GARFIELD AUTHORIZING VACATION OF A PORTION OF EMANUEL STREET ” 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 November 10, 2015 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 4, Absent 1 – Councilmember Mati.

Councilmember Calandriello introduced in writing the following ordinance entitled:

ORDINANCE OF THE CITY OF GARFIELD AUTHORIZING VACATION
OF A PORTION OF SHAFTO STREET

City Clerk Pavlica read the ordinance by title.

Councilmember Calandriello moved that this ordinance entitled: “ORDINANCE OF THE CITY OF GARFIELD AUTHORIZING VACATION OF A PORTION OF SHAFTO STREET ” do now pass

ORDINANCES

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 November 10, 2015 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 4, Absent 1 – Councilmember Mati.

Councilmember Calandriello introduced in writing the following ordinance entitled:

**ORDINANCE OF THE CITY OF GARFIELD AUTHORIZING VACATION
OF A PORTION OF VICTOR STREET**

City Clerk Pavlica read the ordinance by title.

Councilmember Calandriello moved that this ordinance entitled: “ORDINANCE OF THE CITY OF GARFIELD AUTHORIZING VACATION OF A PORTION OF VICTOR STREET ” 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 November 10, 2015 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 4, Absent 1 – Councilmember Mati.

CITIZENS AND TAXPAYERS

Mr. Charles Nemeth, 12A Jewell Street, said that he is requesting pedestrian signs between the YMCA at 33 Outwater Lane to Jewell Street and the restriping of the road. He said that the signs on Jewell Street between Outwater Lane and Columbus Avenue say no parking from 12:00 PM to 4:00 PM but the rest of the signs on Jewell Street from Columbus Avenue to Lanza Avenue say no parking from 12:00 PM to 1:00 PM He said that vehicles still go up Jewell Street the wrong way, on the one way.

Mr. Angel Quiles, 95 Willard Street, thanked the City Council for the Police presence in his neighborhood to deter any bad element. He spoke about the Veterans Day Services to be held on November 11th at 6:00 P.M. at the VFW at 340 Outwater Lane.

Mr. Anthony Erekat, 30 Pacific Avenue, spoke on people in Garfield receiving temporary “parking passes” for three months. He said that there is an over population of multi bedroom apartments and he spoke on illegal apartments. He said that he wants the City to check CO’s and he said that there are too much temporary parking permits in Garfield. He said that they are infecting the community. He said that there are mattresses on the floor and he said that the owner of the house should provide off street parking for his tenants. He said that the City should check the handicapped parking spaces on Pacific Avenue and the City should be charging for temporary parking stickers.

COUNCILMEMBER COMMENTS

Councilmember Calandriello said that the work PSE&G has been doing is winding down. He said that he has been driving around town and he said that it is becoming more normal again. He said that River Drive and Outwater Lane have to be opened up. He spoke about the fire on Sunday, October 25, 2015 where 16 people were displaced. He said that the Garfield PBA really stepped up.

COUNCILMEMBER COMMENTS

He said that people were bringing clothes, food, gift cards and he was impressed by the great response from the town. He said that it gives him a good feeling being from the City of Garfield.

Councilmember Aloia commended everyone who helped out at the fire on Jewell Street including all the volunteers and paid fire companies from eight or nine towns, OEM Personnel, Ambulance, DPW, the City Manager, the DPW Superintendent and he thanked everyone. He said that although property was lost, but thank God, no lives were lost.

Councilmember Delaney said that the Mae & Ollies store on Jewell Street was in existence for many years. He thanked the Fire Department and how the City came together to help those who were displaced. He said that Garfield is a good place to live and it brings out the best of us. He said that he went to an event tonight entitled “Light the Night for Recovery” which is for recovering addicts, those with mental illness, heroin addicts and people with similar issues. He said that we are very fortunate after seeing what some people have to go through. He said that he is very appreciative for all he has. He reminded everyone that Election Day is Tuesday, November 3, 2015 and he said that many people have put their lives on the line for us to have that right.

Mayor Raymond said that the fire on Sunday was terrible. She said that no lives were lost and everybody did get out. She said, as in true Garfield fashion, the community came together including the Fire Department, the Police Department and the schools. She said everybody did pull together and the City is not done. She said that Garfield people have good hearts and that is what makes this town special. She spoke about shredding day which was held last Saturday for citizens to bring papers they want shredded and she spoke on the proposed Gang Task Force.

ADJOURNMENT

At 9:20 PM, there being no further business, Councilmember Aloia moved to adjourn the meeting. Councilmember Calandriello duly seconded the motion.

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

Andrew J. Pavlica, CITY CLERK