

A Regular Meeting of the City Council was held Tuesday, June 28, 2016 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, Glenn A. Mati and Tana M. Raymond

Also Present: City Manager Thomas J. Duch, City Clerk Andrew J. Pavlica, City Attorney Representative John 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)

SWEARING-IN CEREMONY OF NEW POLICE OFFICERS
AND POLICE OFFICER COMMENDATIONS

City Manager Thomas J. Duch acted as Master of Ceremonies and introduced Officer in Charge Police Captain Raymond Kovach who lead the members of the Garfield Police Department into the Council Chamber.

After the Flag Salute, which was led by Officer in Charge Police Captain Raymond Kovach, Father Ed Szpeich of St. Stanislaus Kostka Roman Catholic Church offered a Special Invocation.

City Manager Duch read his letter appointing Stojan Arangelov as a Garfield Police Officer and read a brief biography of Police Officer Arangelov.

City Manager Duch read his letter appointing Richy Geraldo Mendez as a Garfield Police Officer and read a brief biography of Police Officer Mendez.

City Manager Duch will read his letter appointing Daniel A. Taylor Jr. as a Garfield Police Officer and read a brief biography of Police Officer Taylor.

City Manager Duch will read his letter appointing Luis G. Teran as a Garfield Police Officer and read a brief biography of Police Officer Teran.

City Manager Duch will read his letter appointing Jamie Vazquez as a Garfield Police Officer and read a brief biography of Police Officer Vazquez.

City Manager Thomas J. Duch administered the official oath to each Police Officer individually as each Councilmember held the Bible for a different Police Officer.

City Manager Thomas Duch read a letter regarding the heroic efforts of the following officers who received awards from the Bergen County Police Chief's Association for their quick actions on November 17, 2015 in rescuing a party from an overturned vehicle in the Saddle River behind the Quick Check Complex near the intersection of Midland Avenue and River Drive:

Sergeant Michael Marsh	Exceptional Duty Medal
Police Officer Christopher Strabone	Exceptional Duty Medal
Police Officer Robert Meehan	Life Saving Medal

City Manager Thomas Duch read a letter regarding a Citation that was given to Police Officer Francisco Sanchez for his heroic efforts in saving the life of a child from choking on February 6, 2016.

Officer in Charge Kovach and each Councilmember offered words of congratulations.

MILITARY PRESENTATIONS

Cassita Massiah, whose son Freddie Porter lost his life training to become a Navy Seal, spoke on her presentations to Garfield High School Graduates entering the military.

REPORTS OF OFFICERS

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

On call of roll, Ayes 5

RESOLUTIONS

Resolution No. 16-247

WHEREAS, Fire Company No. 3 advises that Joel Sanchez of 115 Malcolm Avenue, Garfield, New Jersey has served as an active member of the Garfield Fire Department for a period of seven years and recommend that he be granted an exemption, and

WHEREAS, the records in the City Clerk's Office indicate that he has served for a period of seven years,

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Garfield, Bergen County, New Jersey that the recommendation of Fire Company No. 3 is hereby approved and that the proper officers are hereby authorized to issue an Exempt Firemen's Certificate to the above named individual.

On call of roll, Ayes 5

(Sgd) Joseph Delaney
Glenn A. Mati

Resolution No.16-248

WHEREAS, Fire Company No. 3 advises that Stephen Hawroniak Jr. of 45 Spindler Terrace, Saddle Brook, New Jersey 07663 has served as an active member of the Garfield Fire Department for at least twenty-one years and that he is entitled to a twenty-one year badge, and

WHEREAS, the records in the Office of the City Clerk indicate that he has served for a period on twenty-one years,

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Garfield, Bergen County, New Jersey that the recommendation of Fire Company No. 3 is hereby approved and that the proper officers are hereby authorized to issue a twenty-one year badge to the above named individual.

On call of roll, Ayes 5

(Sgd) Joseph Delaney
Glenn A. Mati

Resolution No. 16-249

WHEREAS, Marie Coremin, 47 Cedar Street, who is the holder of a Disabled Person I.D. Card No. P1436621, 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 Cedar Street commencing 167 feet south of the intersection of Cedar Street and Belmont Avenue and run an additional 25 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) Joseph Delaney
Glenn A. Mati

Resolution No. 16-250

WHEREAS, Shqiponja L. Alliu, 285 Malcolm Avenue, who is the holder of a Disabled Person I.D. Card No. P1594258, 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,

RESOLUTIONS

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 Malcolm Avenue commencing 130 feet south of the intersection of Malcolm Avenue and Arnot Street and run an additional 25 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) Joseph Delaney
Glenn A. Mati

Resolution No. 16-251

WHEREAS, Magdalena Buczek, owner of TheraPhysical, 118-120 Outwater Lane, has filed an application for a handicapped parking space to be placed at this 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 south curb line of Outwater Lane commencing 25 feet west of the intersection of Outwater Lane and Wessington Avenue and run an additional 25 feet west 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) Joseph Delaney
Glenn A. Mati

Resolution No. 16-252

WHEREAS, Stanley M Marszat, 77 Wood Street, who is the holder of a Disabled Person I.D. Card No. P1590561, 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 west curb line of Wood Street commencing 62 feet south of the intersection of Wood Street and Banta Avenue and run an additional 25 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) Joseph Delaney
Glenn A. Mati

Resolution No. 16-253

WHEREAS, Lanza Laundromat, 418 Lanza Avenue filed an application for a laundromat license for the year 2016, and

WHEREAS, the local inspectors CERTIFY that they have conformed with provisions of Ordinance No. 1288,

NOW THEREFORE, BE IT RESOLVED by the Council of the City of Garfield that the City Clerk be and is hereby authorized to issue a license to Lanza Laundromat, for the year 2016.

On call of roll, Ayes 5

(Sgd) Joseph Delaney
Glenn A. Mati

Resolution No. 16-254

RESOLVED by the City Council of the City of Garfield that the City Clerk is hereby authorized to issue the following licenses for the fiscal year beginning July 1, 2016 and ending June 30, 2017:

RESOLUTIONS

PLENARY RETAIL CONSUMPTION LICENSES

License No.	0221-33-004-003	Charlie Blood's, Inc. t/a Charlie Blood's 147 Frederick Street
	0221-33-007-006	Tina Liquors, LLC t/a MVP 402 River Drive
	0021-33-008-008	Garfield's Brick Oven Pizzeria and Ice Cream, LLC t/a Garfield's Brick Oven Pizza 149 Van Winkle Avenue
	0221-33-010-005	Rojovin, Inc. t/a Goodfella's 661 Midland Avenue
	0221-33-031-009	La Fortaleza, Inc. t/a La Fortaleza Inc. 361 Midland Avenue
	0221-33-036-010	Regina Restorante Pizzeria, LLC t/a Rosa Italiano 791 Midland Avenue
	0221-33-048-005	La Cambusa, LLC t/a La Cambusa 517 River Drive, Suite 1
	0221-33-059-006	Outwater Lane Holdings, LLC. 142 Outwater Lane
	0221-33-060-003	Sportsman Tavern Inc. t/a Sportsman Tavern 245 Outwater Lane
	0221-33-066-009	G.F. Mazzola, Inc. t/a Jack's Kicks Sports Bar 250-252 Midland Avenue
	0221-33-068-006	Veterans of Foreign War t/a VFW Benda-Roerich Post #2867 340 Outwater Lane
	0221-33-069-014	Bergen Heritage Management, LLC t/a The Bar B Q Grill 517 River Drive, Suite 2

PLENARY RETAIL DISTRIBUTION LICENSES

	0221-44-020-009	Lilly's House Corporation t/a All Nations Liquor 80 Passaic Street
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RESOLUTIONS

PLENARY RETAIL DISTRIBUTION LICENSES

0221-44-029-006

Ranpar, LLC
t/a Whooppee Liquor & Soda Store
194 Van Winkle Avenue

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

On call of roll, Ayes 5

(Sgd) Joseph Delaney
Glenn A. Mati

Resolution No. 16-255

AUTHORIZATION FOR THE CITY OF GARFIELD TO ACCEPT A SUBGRANT AWARD OF THE FEDERAL FISCAL YEAR 2015 OF DEPARTMENT OF HOMELAND SECURITY EMERGENCY MANAGEMENT PERFORMANCE GRANT PROGRAM FUNDING AND FOR THE CITY OF GARFIELD'S FINANCIAL OFFICER TO AMEND THE BUDGET AND CERTIFY THE AVAILABILITY OF FUNDS.

WHEREAS, the City of Garfield's Office of Emergency Management is in anticipation of sub grant funding from the NJSP/OEM EMAA process, the City of Garfield will be awaiting the pending approval of the EMPG FY'15 Federal grant funding from FEMA. The Subgrant, consisting of a total amount of \$14,000.00, including \$7,000.00 Federal Award and \$7,000.00 Local Matching Funds, is for the purpose of enhancing the City of Garfield's ability to prevent, protect against, respond to and recover from acts of terrorism, natural disasters and other catastrophic events and emergencies; and

WHEREAS, the subgrant award incorporates all conditions and representations contained or made in application and notice of anticipation of sub grant funding from the NJSP/OEM EMAA process, the City of Garfield will be awaiting the pending approval of the EMPG FY'15 Federal grant funding from FEMA; and

WHEREAS, the City of Garfield Office of Emergency Management, designated by the New Jersey State Police, Office of Emergency Management, has submitted an Application for Subgrant Award that has been required by the said New Jersey State Police Office of Emergency Management; and

WHEREAS, the Application for Subgrant Award calls for a match in the amount of \$7,000.00 which the City of Garfield's Office of Emergency Management adequately satisfies through the 2015 City of Garfield's approved budget for Division salaries and wages and fringe benefits.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the City of Garfield hereby accepts the award of the FFY15 Homeland Security Emergency Management Performance Grant Program Subgrant in the amount of \$7,000.00 Federal Funds from the New Jersey State Police, Office of Emergency Management; and

BE IT FURTHER RESOLVED that the Chief Financial Officer is requested to approve the insertion of an item of revenue in the budget of the year 2015 in the sum of \$7,000.00, which is now available from the New Jersey State Police, Office of Emergency Management in the like amount of \$7,000.00 from the aforementioned grant; and

BE IT FURTHER RESOLVED that the like sum of \$7,000.00 is hereby appropriated under the caption FFY15 Homeland Security Emergency Management Performance Grant; an

BE IT FURTHER RESOLVED that City Manager Thomas J. Duch, Interim Chief Financial Officer Roy Riggitano and Emergency Management Coordinator Michael J. Marsh are authorized to sign the appropriate subgrant award documents; and

BE IT FURTHER RESOLVED that copies of this Resolution shall be forwarded to the New Jersey State Police, Office of Emergency Management; the Director of the Division of Local Government Service City Manager Thomas J. Duch, Interim Chief Financial Officer Roy Riggitano and Michael J. Marsh Coordinator of Emergency Management.

On call of roll, Ayes 5

(Sgd) Joseph Delaney
Glenn A. Mati

RESOLUTIONS

Resolution No. 16-256

GRANTEE AUTHORIZING RESOLUTION

BE IT RESOLVED, that the Mayor and Council of the City of Garfield wish to enter into a Bergen County Trust Fund Project Contract (“Contract”) with the County of Bergen for the purpose of using a \$37,542.00 matching grant award from the 2015 Funding Round of the Bergen County Open Space, Recreation, Floodplain Protection, Farmland and Historic Preservation Trust Fund (“Trust Fund”) for the municipal park project entitled 20th Century Field Improvements located in Lot 44 in Block 215.05 and Lots 4, 86, and 120 in Block 120 and Lot 1 in Block 100 on the tax maps of the City of Garfield,

BE IT FURTHER RESOLVED that the Mayor and Council hereby authorize Thomas J. Duch to be a signatory to the aforesaid Contract; and

BE IT FURTHER RESOLVED, that the Mayor and Council hereby acknowledge that, in general, the use of this Trust Fund grant towards this approved park project must be completed by or about May 18, 2018; and,

BE IT FURTHER RESOLVED, that the Mayor and Council acknowledge that the grant will be disbursed to the municipality as a reimbursement upon submittal of certified Trust Fund payment and project completion documents and municipal vouchers, invoices, proofs of payment, and other such documents as may be required by the County in accordance with the Trust Fund’s requirements; and,

BE IT FURTHER RESOLVED, that the Mayor and Council acknowledge that the grant disbursement to the municipality will be equivalent to fifty (50) percent of the eligible costs incurred (not to exceed total grant award) applied towards only the approved park improvements identified in the aforesaid Contracts in accordance with the Trust Fund’s requirements.

On call of roll, Ayes 5

(Sgd) Joseph Delaney
Glenn A. Mati

Resolution No. 16-257

WHEREAS, the Mayor and Council of the City of Garfield wish to file an application with the New Jersey Department of Community Affairs (NJDCA) Recreational Opportunities For Individuals With Disabilities (ROID) FY 2017 Grant Program, which will provide funding for recreational events and activities for persons with disabilities; and

WHEREAS, the Mayor and Council of the City of Garfield have endorsed and are in support of the NJDCA ROID Grant Program and a grant application must be filed with the New Jersey Department of Community Affairs by June 24, 2016; and

WHEREAS, the Mayor and Council of the City of Garfield are desirous of obtaining a ROID Grant in an amount up to \$15,000, which requires a local cash match share of \$3,000 for a total program cost of \$18,000; and

WHEREAS, the Mayor and Council of the City of Garfield recognize and accept that the Department of Community Affairs may offer a greater or lesser amount in connection therewith:

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF GARFIELD THAT:

1. The Mayor and Council of the City of Garfield hereby endorse, support and authorize the filing of a New Jersey Department of Community Affairs ROID FY 2017 Grant application.
2. Upon receipt of the Grant Agreement from the New Jersey Department of Community Affairs, the signature of the Mayor, City Manager and/or any other municipal official, or their successors in said titles, which is required on the agreement and any other documents necessary in connection therewith, is hereby approved.
3. Upon receipt of the fully executed Grant Agreement from the New Jersey Department of Community Affairs, the expenditure of funds is hereby authorized pursuant to the terms of the agreement between the City of Garfield and the Department of Community Affairs.
4. A copy of this resolution shall be sent to the New Jersey Department of Community Affairs so that implementation of the grant program may be expedited.

RESOLUTIONS

On call of roll, Ayes 5

(Sgd) Joseph Delaney
Glenn A. Mati

Resolution No. 16-258

WHEREAS, the United States Department of Justice, Office of Community Oriented Policing Services (COPS) has grant funding available to hire up to three (3) police officers in the City of Garfield through the FY 2016 COPS Hiring Program (CHP); and

WHEREAS, the City of Garfield desires to protect and further the public interest by obtaining grant funding to hire up to three (3) additional police officers to fill vacancies and replace retiring police officers; and

WHEREAS, the CHP grant will pay \$125,000 of the salaries, fringe and benefits for each of the three (3) newly hired police over a period of three (3) years, the total grant funding shall be \$375,000 and the City of Garfield shall be responsible for the balance additional money required to fund the positions; and

WHEREAS, the CHP requires the City of Garfield to retain all police officers hired pursuant to the CHP grant for a minimum of one (1) additional year after the expiration of the three years of grant funding; and

WHEREAS, if the City of Garfield does not file a FY 2016 COPS Hiring Program application it may be ineligible for the next round of grant funding; and

WHEREAS, an application for such funds may not be filed nor funds spent in a municipality without authorization by the Governing Body; and

WHEREAS, authorization of this application is in the best interest of the City of Garfield:

NOW THEREFORE BE IT RESOLVED BY THE MUNICIPAL COUNCIL OF THE CITY OF GARFIELD that it hereby authorizes the submission of an application for a United States Department of Justice, Division of Community Oriented Policing Services 2016 Hiring Program grant application in the amount of \$375,000;

BE IT FURTHER RESOLVED that upon receipt of the grant agreement from the United States Department of Justice, the signature of the Mayor and/or any other municipal official and Chief of Police, or their successors in said titles, which is required on the agreement and any other documents necessary in connection therewith, is hereby approved.

BE IT FURTHER RESOLVED that upon receipt of the fully executed grant agreement from the United States Department of Justice, the expenditure of funds is hereby authorized pursuant to the terms of the agreement between the City of Garfield and the United States Department of Justice.

On call of roll, Ayes 5

(Sgd) Joseph Delaney
Glenn A. Mati

Resolution No. 16-259

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 2015 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:

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

RESOLUTIONS

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) Joseph Delaney
Glenn A. Mati

Resolution No. 16-260

WHEREAS, Outwater Enterprises, Inc./OJ.PISA is the owner of real property known on the Tax Map of the City of Garfield as Block 141, Lot 41, commonly known as 85 Outwater Lane, in the City of Garfield, County of Bergen and State of New Jersey, has filed real property tax appeal for the year(s) 2012, 2013, and 2014, bearing Docket No. 004782-2012, 000595-2013 and 002794-2014; and

WHEREAS, Robert McNerney, the appraisal expert retained by the City of Garfield, and/or James Tighe, the Tax Assessor and the City Special Litigation Counsel, Lavin & Associates, P.C., have recommended that the appeal be settled; and

WHEREAS, said properties were assessed for the year(s) as follows:

Block 141, Lot 41 (Street Address- 85 Outwater Lane):

Year	Land	Improvements	Total
2012 Original Assessment	\$1,061,000	\$1,097,700	\$2,158,700
2013 Original Assessment	\$1,061,000	\$1,097,700	\$2,158,700
2014 Original Assessment	\$1,061,000	\$1,097,700	\$2,158,700

NOW, THEREFORE, BE IT RESOLVED, By the City Council of the City of Garfield, Bergen County, New Jersey, that the Special Litigation Counsel is hereby authorized to enter into a settlement of the real property tax by reducing the assessments as follows:

Block 141, Lot 41 (Street Address- 85 Outwater Lane):

Year	Land	Improvements	Total
2012 Settlement	\$1,061,000	\$839,000	\$1,900,000
2013 Settlement	\$1,061,000	\$939,000	\$2,000,000
2014 Settlement	\$1,061,000	\$939,000	\$2,000,000

RESOLUTIONS

BE IT FURTHER RESOLVED, that no interest be paid on any refund or credit due the taxpayer provided it is paid within the statutory time period; and
 BE IT FURTHER RESOLVED, that the City Special Litigation Counsel is hereby authorized to sign a Stipulation of Settlement consistent with the terms of this Resolution.

On call of roll, Ayes 5

(Sgd) Joseph Delaney
 Glenn A. Mati

Resolution No. 16-261

WHEREAS, Outwater Enterprises, Inc./OJ.PISA is the owner of real property known on the Tax Map of the City of Garfield as Block 141, Lot 41, commonly known as 85 Outwater Lane, in the City of Garfield, County of Bergen and State of New Jersey, has filed real property tax appeal for the year(s) 2016, bearing Docket No. 001217-2016; and
 WHEREAS, Robert McNerney, the appraisal expert retained by the City of Garfield, and/or James Tighe, the Tax Assessor and the City Special Litigation Counsel, Lavin & Associates, P.C., have recommended that the appeal be settled; and
 WHEREAS, said properties were assessed for the year(s) as follows:

Block 141, Lot 41 (Street Address- 85 Outwater Lane):

Year	Land	Improvements	Total
2016 Original Assessment	\$1,061,000	\$1,097,700	\$2,158,700

NOW, THEREFORE, BE IT RESOLVED, By the City Council of the City of Garfield, Bergen County, New Jersey, that the Special Litigation Counsel is hereby authorized to enter into a settlement of the real property tax by reducing the assessments as follows:

Block 141, Lot 41 (Street Address- 85 Outwater Lane):

Year	Land	Improvements	Total
2016 Settlement	\$1,061,000	\$939,000	\$2,000,000

BE IT FURTHER RESOLVED, that no interest be paid on any refund or credit due the taxpayer provided it is paid within the statutory time period; and
 BE IT FURTHER RESOLVED, that the City Special Litigation Counsel is hereby authorized to sign a Stipulation of Settlement consistent with the terms of this Resolution.

On call of roll, Ayes 5

(Sgd) Joseph Delaney
 Glenn A. Mati

Resolution No. 16-262

WHEREAS, the rules of procedure of the Planning and Zoning Boards of Adjustment of the City of Garfield state that a deposit shall be made to cover Engineering and Attorney fees, and
 WHEREAS, funds have been received from Charles Rigoglioso, Garfield, New Jersey 07026 Block 159/Lot 3 in the amount of \$842.50 for Engineering Fees and \$750.00 for Attorney fees since 12/17/15 for a total amount of \$1592.50 and said funds are being held in the Developer's Escrow Fund, and
 WHEREAS, the Chief Financial Officer has investigated these deposits and had determined that they are due to the above individual;
 NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Garfield, Bergen County, New Jersey that these monies be refunded to the above named claimant.

On call of roll, Ayes 5

(Sgd) Joseph Delaney
 Glenn A. Mati

RESOLUTIONS

Resolution No. 16-263

WHEREAS, most every year the City Council goes on a “Summer Schedule” for its meetings in July and August, and desires to do so again this year,

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Garfield, Bergen County, New Jersey that the Work Session and Regular Meetings of the City Council scheduled to be held July 26, 2016 and August 23, 2016, are hereby cancelled,

BE IT FURTHER RESOLVED that the following are the scheduled meetings of the City Council for July 2016 and August 2016 with the Work Sessions commencing at 6:00 PM in the Conference Room in City Hall and the Regular Meetings commencing at 8:00 PM in the Council Chamber in City Hall.

July 12, 2016	Work Session and Regular Meeting
August 9, 2016	Work Session and Regular Meeting

FURTHER RESOLVED that the City Clerk be and he is hereby authorized and directed to forward a CERTIFIED and exact copy of this approved resolution to all the official City newspapers and to cause to have copies posted on the bulletin boards in City Hall and at the Garfield Free Public Library.

On call of roll, Ayes 5

(Sgd) Joseph Delaney
Glenn A. Mati

BILLS AND CLAIMS

Resolution No. 16-264

RESOLVED by the City Council of the City of Garfield that the following bills No. 1962 to 1963 covering Trust Other totaling \$4,152.95 and the Current Fund Reserve totaling \$3,225.40 and the Current Fund totaling \$584,193.17 and the Current Water Fund totaling \$4,887.90 and the General Capital Fund totaling \$550,170.85 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 nine (9) items prior to the meeting be ratified.

See

the

Following Pages Numbered _____

For

Bills

And

Claims

ORDINANCES

Councilmember Mati introduced in writing the following ordinance entitled:

AN ORDINANCE TO AMEND CHAPTER 265 "SEWER USE" OF THE CITY CODE OF THE CITY OF GARFIELD, SPECIFICALLY 265-26 ENTITLED "MAINTENANCE AND REPAIR OF SEWER LINES; TAMPERING" TO INCLUDE A PROVISION REQUIRING HOMEOWNERS TO BE RESPONSIBLE FOR THE COST OF INSTALLATION OF LATERAL SEWER CONNECTIONS FOR ALL NEW CONSTRUCTION

City Clerk Pavlica read the ordinance by title.

Councilmember Mati moved that this ordinance entitled: "AN ORDINANCE TO AMEND CHAPTER 265 "SEWER USE" OF THE CITY CODE OF THE CITY OF GARFIELD, SPECIFICALLY 265-26 ENTITLED "MAINTENANCE AND REPAIR OF SEWER LINES; TAMPERING" TO INCLUDE A PROVISION REQUIRING HOMEOWNERS TO BE RESPONSIBLE FOR THE COST OF INSTALLATION OF LATERAL SEWER CONNECTIONS FOR ALL NEW CONSTRUCTION" 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 July 12, 2016 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 Raymond, was on roll call adopted by the following vote and the motion was declared adopted and said ordinance passed on first reading: Ayes 4, Abstain 1 – Councilmember Delaney

Councilmember Mati introduced in writing the following ordinance entitled:

AN ORDINANCE TO AMEND CHAPTER 272 "SIGNS" OF THE CITY CODE OF THE CITY OF GARFIELD SPECIFICALLY 272-2.A ENTITLED "PROHIBITED ACTS"

City Clerk Pavlica read the ordinance by title.

Councilmember Mati moved that this ordinance entitled: "AN ORDINANCE TO AMEND CHAPTER 272 "SIGNS" OF THE CITY CODE OF THE CITY OF GARFIELD SPECIFICALLY 272-2.A ENTITLED "PROHIBITED ACTS"" 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 July 12, 2016 at 8:00 PM in the City Hall in Garfield and that the City Clerk be directed to publish said ordinance in full together with the notice of such hearing in The Record, at least seven days prior to the hearing.

The motion, duly seconded by Councilmember Aloia, was on roll call adopted by the following vote and the motion was declared adopted and said ordinance passed on first reading: Ayes 5

CITIZENS AND TAXPAYERS

Mr. Anthony Erekat, 30 Pacific Avenue, complained that he has to park on River Drive. He said that there are handicapped spots in his neighborhood for a child and for someone who died. He complained about illegal apartments and he complained about loose pit bulls. He complained that his neighbor does not have a fence who lets his dogs out and he cannot walk out of his house. He said that at 36 Pacific Avenue, Permit #287, the gentleman is gone and at 32 Pacific Avenue Permit #239 the gentleman died. He said that there are too many people in a two family house at 32 Pacific Avenue. He said that there are people living in the basement and in the attic. He said that 37 Pacific Avenue has temporary stickers. He said that he gets tickets for parking a company vehicle and he cannot get a temporary sticker, because the City Resident Parking Sticker Office and the Police Department refuse to give it to him. He claims the City allows stretch limos, cable trucks, travel buses to park in town on the street. He said that he parks across the street in the park on

CITIZENS AND TAXPAYERS

River Drive because there is no parking in his neighborhood. He also complained about dogs in his neighborhood.

Mr. Richard Derrig, 71 Herman Street, said that the Memorial Day Parade was cancelled and he questioned why it was not rescheduled for July 4th weekend. He stated that Mayor Raymond and Councilmember Delaney agreed to split the Mayorship in half and Joseph Delaney served two years as Mayor and Tana Raymond served the next two years as Mayor. He asked if they were going to split the remaining six months to January 1st because the Municipal Election was moved to November. He spoke on his comments posted on Facebook. He spoke on his injuries as a volunteer firefighter.

COUNCILMEMBER COMMENTS

Councilmember Calandriello said that on Saturday, the Boys and Girls Club held their awards ceremony and it was very successful. He said that at the event, they talked to a resident regarding old Fire House No. Three. He said that Environmental Protection Agency Representative Donald Graham was there and he said the EPA will only pay for the cleanup, not the demolition. He said that City Manager Duch will write to Environmental Protection Agency and get this going. He said that most recently, the Governor wants equal the funding for students across New Jersey and Garfield would be devastated for our School District and taxpayers and it is something to monitor. He said that Garfield would be at a negative 4.5%, and he repeated that it is something to monitor and keep an eye on.

Councilmember Aloia wished everyone a good summer.

Councilmember Delaney said that he is in favor of a 21 year old smoking ban in Garfield. He spoke about no parking allowed in the parking lot in the park on River Drive. He said regarding the Mayorship, it was agreed upon before the City changed the non-partisan Municipal Election from May to November. He said that the City brought in the Acting Chief two months ago and he gave the City Administration a plan for the Police Department. He said that he wanted an Ordinance to change the Police Table of Organization by tonight. He said that the City drags its feet too much and that is not good planning on our part. He wanted to thank Cassita Messiah because she continues to this day to honor her son's memory, she gives gifts of love and she is an angel.

Councilmember Mati said that he is in favor of the 21 year old prohibition limit to buy cigarettes. He spoke about the Police Table of Organization and he said that the City Manager did not review it yet and it would be acted upon at the next Council Meeting. He said that Freddie Porter's Mom is a special person. He said to take a tragedy like that, to do so much good for so many people, she truly is an angel. He wished everyone a good summer.

Mayor Raymond said she will look into how many commercial vehicles get temporary stickers. She said that it was a great night with the new officers that we have sworn in. She said that Captain Kovach has done a great job as the Officer in Charge of the Police Department and she said he has a lot of good ideas. She said that she wants to look into bringing in a Police Dog.

ADJOURNMENT

At 10:00 PM, there being no further business, Councilmember Aloia moved to adjourn the meeting. Councilmember Mati duly seconded the motion.

On call of roll, Ayes 5