

A Regular Meeting of the City Council was held Tuesday, July 12, 2016 at 8:30 PM in the Council Chambers 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, Glenn A. Mati and Tana M. Raymond  
Councilmembers Absent: Joseph Delaney  
Also Present: City Manager Thomas J. Duch, City Clerk Andrew J. Pavlica, City Attorney Representative Robert Ferraro of the Law Firm of Bruno and Ferraro (for City Attorney John J. Bruno) and City Engineer Kevin J. Boswell

### REPORTS OF OFFICERS

Councilmember Calandriello 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 4,  
Absent 1 – Councilmember Delaney

### COMMUNICATIONS/APPOINTMENTS

City Clerk Pavlica reported that in a letter to him from Mayor Raymond, dated July 12, 2016, the Mayor made the following appointment to the Garfield Planning Board:

- \* Francisco Sanchez, 523 Mac Donald Street, as a Class IV member, to fill the seat formerly held by Frank Puzio for the unexpired term, said term to expire January 1, 2018.
- \* Daniel Tummillio, 28 Henrietta Street, as the First Alternate Member, to succeed himself, for the full two year term, said term to expire January 1, 2018.
- \* Lou Ann Visotcky, 454 Grace Avenue, as a Second Alternate, effective immediately, for the unexpired term, said term to expire January 1, 2018.

### RESOLUTIONS

Resolution No. 16-266

WHEREAS, Dr. Vincent J. Giardino will be retiring from practicing family medicine for almost fifty (50) years at 109 Marsellus, Place, Garfield effective July 31, 2016, and

WHEREAS, Dr. Giardino, a graduate of Villanova University and the University of Bologna, Italy has long been affiliated with St. Mary's General Hospital in Passaic; has previously served on the Board of Trustees of St. Mary's Hospital; has served as President of the Passaic County Medical Society; and has served as physician for local schools and athletic departments, and

WHEREAS, Dr. Giardino has been assisted in his office serving the people of the City of Garfield and surrounding communities by his Registered Nurse, Camille (Descarfino) Collins, a graduate of Pope Pius High School and St. Mary's Nursing School, and

WHEREAS, the Mayor and Council of the City of Garfield wish to congratulate Dr. Vincent J. Giardino on the occasion of his retirement and to acknowledge the excellent medical service rendered by Dr. Giardino and Camille Collins, RN to all of his individual patients and to the City of Garfield at large,

RESOLUTIONS

NOW THEREFORE, BE IT RESOLVED, by the City Council of the City of Garfield, Bergen County, New Jersey that Dr. Vincent J. Giardino and Camille Collins, RN are extended genuine

best regards and thanks by the entire City of Garfield for their compassionate service to our community with heartfelt best wishes for a blessed, content retirement in good health for many years to come.

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

(Sgd) Glenn A. Mati  
Louis G. Aloia

Resolution No. 16-267

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:

PLENARY RETAIL CONSUMPTION LICENSES

License No. 0221-33-012-006

Garfield Restaurant Corp  
t/a Déjà Vu  
50 River Drive

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 4,  
Absent 1 – Councilmember Delaney

(Sgd) Glenn A. Mati  
Louis G. Aloia

Resolution No. 16-268

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 60064G located at 92 Bogart Avenue.

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 4,  
Absent 1 – Councilmember Delaney

(Sgd) Glenn A. Mati  
Louis G. Aloia

Resolution No. 16-269

RESOLUTION OF THE CITY OF GARFIELD AUTHORIZING THE SUBMISSION OF A NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION – OFFICE OF NATURAL RESOURCE RESTORATION - PASSAIC RIVER NATURAL RESOURCE RESTORATION PROJECTS (NEWARK BAY COMPLEX) GRANT APPLICATION.

WHEREAS, the New Jersey Department of Environmental Protection – Office of Natural Resource Restoration is making funding available through the Passaic River Natural Resource Restoration Projects (Newark Bay Complex) Grant Program; and,

RESOLUTIONS

WHEREAS, this grant will provide construction funding and/or future land acquisition funding for projects that will improve recreational access within the Newark Bay Complex, which includes: the lower 17 miles of the Passaic River, Newark Bay, the Arthur Kill, the Kill Van Kull, and portions of the Hackensack River; and,

WHEREAS, the City of Garfield wishes to apply for and obtain funding through this competitive grant program.

NOW THEREFORE BE IT RESOLVED, that the Mayor, City Manager, and Council of the City of Garfield hereby authorize the submission of said grant application to the New Jersey Department of Environmental Protection.

BE IT FURTHER RESOLVED, that the Mayor, City Manager and/or City Clerk and hereby authorized to prepare, sign and submit the said grant application to the New Jersey Department of Environmental Protection.

City Manager Thomas J. Duch will be signatory to the aforesaid Contract.

BE IT FURTHER RESOLVED, that upon the receipt of the grant award, City Manager Thomas J. Duch, or his successor in said title, is authorized to sign the grant agreement, and any other documents necessary in connection therewith.

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

(Sgd) Glenn A. Mati  
Louis G. Aloia

Resolution No. 16-270

**RESOLUTION AUTHORIZING CONTRACTS WITH CERTAIN APPROVED STATE CONTRACT VENDORS FOR CONTRACTING UNITS**

PURSUANT TO N.J.S.A. 40A:11-12a

WHEREAS, the City of Garfield, pursuant to N.J.S.A. 40A:11-12a and N.J.A.C. 5:34-7.29(c), may by resolution and without advertising for bids, purchase any goods or services under the State of New Jersey Cooperative Purchasing Program for any State contracts entered into on behalf of the State by the Division of Purchase and Property in the Department of the Treasury; and

WHEREAS, the City of Garfield has the need on a timely basis to purchase goods or services utilizing State contracts; and

WHEREAS, the City of Garfield intends to enter into contracts with the attached Referenced State Contract Vendors through this resolution and properly executed contracts, which shall be subject to all the conditions applicable to the current State contracts;

NOW, THEREFORE, BE IT RESOLVED, that the City of Garfield authorizes the Purchasing Agent to purchase certain goods or services from those approved New Jersey State Contract Vendors on the attached list, pursuant to all conditions of the individual State contracts; and

BE IT FURTHER RESOLVED, that the governing body of the City of Garfield pursuant to N.J.A.C. 5:30-5.5(b), the certification of available funds, shall either certify the full maximum amount against the budget at the time the contract is awarded, or no contract amount shall be chargeable or certified until such time as the goods or services are ordered or otherwise called for prior to placing the order, and a certification of availability of funds is made by the Chief Finance Officer; and

BE IT FURTHER RESOLVED, that the duration of the contracts between the City of Garfield and the Referenced State Contract Vendors shall be from January 1, 2016 to June 30, 2016.

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

(Sgd) Glenn A. Mati  
Louis G. Aloia

Resolution No. 16-271

A Resolution Authorizing Change Order No. 4 and Final in Connection with the Pierre Avenue Improvements Project, City of Garfield

WHEREAS, the City of Garfield awarded a contract to John Garcia Construction Co., and:

WHEREAS, Change Order No. 4 is necessary in order to perform the water main work on Lincoln Avenue, Frederick to Clark.

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NOW THEREFORE BE IT RESOLVED, Change Order No. 4 and Final in the amount of \$162,231.40 is hereby approved.

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

(Sgd) Glenn A. Mati  
Louis G. Aloia

Resolution No. 16-272

A Resolution Authorizing the City Engineer to Prepare Bid Documents For The Resurfacing of Lincoln Place Between Frederick Street and Harrison Avenue.

WHEREAS, the City of Garfield was awarded an NJDOT Grant in the amount of \$169,838.00 for the repaving of Lincoln Place between Frederick Street and Harrison Avenue, and;

WHEREAS, bid documents are required to publicly bid this project and fulfill the terms of the Grant Agreement between the City and the NJDOT.

NOW THEREFORE BE IT RESOLVED, the City Engineer is hereby authorized to prepare the requisite bid documents, coordinate with NJDOT, oversee the bidding process and provide inspection services for a fee not to exceed \$27,000.00.

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

(Sgd) Glenn A. Mati  
Louis G. Aloia

Resolution No. 16-273

A Resolution Awarding A Contract To A. Takton Concrete Corp. for the Outwater Lane Curb And Sidewalk Improvement Project

WHEREAS, the City of Garfield received awards for the above referenced project on July 12, 2016, and;

WHEREAS, the lowest bid was submitted by:

A. Takton Concrete Corp.  
13 Tice Avenue  
South River, N.J.  
In The Amount of:  
Base Bid: \$237,932.50  
Alternate Bid A \$ 62,270.00  
Alternate Bid B \$ 74,960.00  
Alternate Bid C \$ 30,000.00

NOW THEREFORE BE IT RESOLVED this contract is conditionally awarded, subject to approval by the Bergen County Office of Community Development, for the base bid and Alternate Bids A, B and C for a total contract amount of \$405,162.50.

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

(Sgd) Glenn A. Mati  
Louis G. Aloia

Resolution No. 16-274

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 Mohamed Aburoumi, Garfield, New Jersey 07026 Block 166.02/Lot 8 in the amount of \$0.00 for Engineering Fees and \$266.50 for Attorney fees since 2/10/15 for a total amount of \$266.50 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 4,  
Absent 1 – Councilmember Delaney

(Sgd) Glenn A. Mati  
Louis G. Aloia

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Resolution No. 16-275

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 Dimitar Gunjarowski, Garfield, New Jersey 07026 Block 107/Lot 40 in the amount of \$0.00 for Engineering Fees and \$7.80 for Attorney fees since 11/19/15 for a total amount of \$7.80 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 4,  
Absent 1 – Councilmember Delaney

(Sgd) Glenn A. Mati  
Louis G. Aloia

Resolution No. 16-276

Council Member Glenn A. Mati introduced and moved the adoption of the following resolution and Council Member Louis G. Aloia seconded the motion:

RESOLUTION COMBINING SEVERAL AUTHORIZATIONS OF  
BONDS INTO A SINGLE ISSUE AND PRESCRIBING  
THE DETAILS AND BOND FORM THEREOF FOR  
\$6,830,000 GENERAL IMPROVEMENT BONDS  
DATED AUGUST 15, 2016

WHEREAS, the bond ordinances hereinafter described have been duly adopted and it is necessary to provide for the issuance of the bonds authorized by such bond ordinances; NOW, THEREFORE,

BE IT RESOLVED by the City Council of the City of Garfield, in the County of Bergen, New Jersey (the "City"), as follows:

Section 1. There shall be issued at this time \$523,615 of the bonds authorized pursuant to Bond Ordinance No. 2598 adopted by the City Council of the City on October 12, 2010. The bonds are issued to finance the undertaking of the construction phase of the Passaic River Park and Bikeway Project in, by and for the City. The period of usefulness of the purpose to be financed by such bond ordinance is a period of 40 years computed from the date of such bonds.

Section 2. There shall be issued at this time \$1,069,962 of the bonds authorized pursuant to Bond Ordinance No. 2626 adopted by the City Council of the City on March 6, 2012. The bonds are issued to provide supplemental funding for the construction phase of the Passaic River Park and Bikeway Project in, by and for the City. The period of usefulness of the purpose to be financed by such bond ordinance is a period of 40 years computed from the date of such bonds.

Section 3. There shall be issued at this time \$187,345 of the bonds authorized pursuant to Bond Ordinance No. 2634 adopted by the City Council of the City on September 11, 2012. The bonds are issued to provide supplemental funding for the construction phase of the Passaic River Park and Bikeway Project in, by and for the City. The period of usefulness of the purpose to be financed by such bond ordinance is a period of 40 years computed from the date of such bonds.

Section 4. There shall be issued at this time \$1,142,000 of the bonds authorized pursuant to Bond Ordinance No. 2656 adopted by the City Council of the City on June 11, 2013. The bonds are issued to finance the undertaking of the 2013 Road Improvement Program in, by and for the City. The period of usefulness of the purpose to be financed by such bond ordinance is a period of 10 years computed from the date of such bonds.

Section 5. There shall be issued at this time \$161,320 of the bonds authorized pursuant to Bond Ordinance No. 2659 adopted by the City Council of the City on July 23, 2013. The bonds are issued to finance the installation of emergency generators at various public buildings in, by and for the City. The period of usefulness of the purpose to be financed by such bond ordinance is a period of 15 years computed from the date of such bonds.

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Section 6. There shall be issued at this time \$285,000 of the bonds authorized pursuant to Bond Ordinance No. 2660 adopted by the City Council of the City on July 23, 2013. The bonds are issued to provide supplemental funding for the 2013 Road Improvement Program in, by and for the City. The period of usefulness of the purpose to be financed by such bond ordinance is a period of 10 years computed from the date of such bonds.

Section 7. There shall be issued at this time \$107,500 of the bonds authorized pursuant to Bond Ordinance No. 2663 adopted by the City Council of the City on August 20, 2013. The bonds are issued to finance the undertaking of various improvements to Farnham Avenue (from MacArthur Avenue to Frederick Street) in, by and for the City. The period of usefulness of the purpose to be financed by such bond ordinance is a period of 10 years computed from the date of such bonds.

Section 8. There shall be issued at this time \$9,000 of the bonds authorized pursuant to Bond Ordinance No. 2664 adopted by the City Council of the City on August 20, 2013. The bonds are issued to finance the replacement of the Kipp Avenue Sanitary Sewer Pump Station (located in Elmwood Park) by and for the City. The period of usefulness of the purpose to be financed by such bond ordinance is a period of 40 years computed from the date of such bonds.

Section 9. There shall be issued at this time \$29,000 of the bonds authorized pursuant to Bond Ordinance No. 2673 adopted by the City Council of the City on November 12, 2013. The bonds are issued to finance the undertaking of school pedestrian safety improvements at various locations in, by and for the City. The period of usefulness of the purpose to be financed by such bond ordinance is a period of 10 years computed from the date of such bonds.

Section 10. There shall be issued at this time \$801,469 of the bonds authorized pursuant to Bond Ordinance No. 2674 adopted by the City Council of the City on November 25, 2013. The bonds are issued to finance the undertaking of various improvements to 20th Century Field (Phase II), including installation of lighting, in, by and for the City. The period of usefulness of the purpose to be financed by such bond ordinance is a period of 15 years computed from the date of such bonds.

Section 11. There shall be issued at this time \$90,400 of the bonds authorized pursuant to Bond Ordinance No. 2680 adopted by the City Council of the City on March 25, 2014. The bonds are issued to finance the acquisition of a skid-steer loader and an asphalt hot box for the use of the Department of Public Works ("DPW") in, by and for the City. The period of usefulness of the purpose to be financed by such bond ordinance is a period of 15 years computed from the date of such bonds.

Section 12. There shall be issued at this time \$161,000 of the bonds authorized pursuant to Bond Ordinance No. 2681 adopted by the City Council of the City on April 21, 2014. The bonds are issued to finance the undertaking of various improvements to City Hall and Fire Houses in, by and for the City. The period of usefulness of the purpose to be financed by such bond ordinance is a period of 15 years computed from the date of such bonds.

Section 13. There shall be issued at this time \$311,689 of the bonds authorized pursuant to Bond Ordinance No. 2688 adopted by the City Council of the City on September 9, 2014. The bonds are issued to finance the undertaking of various improvements to Pierre Avenue in, by and for the City. The period of usefulness of the purpose to be financed by such bond ordinance is a period of 10 years computed from the date of such bonds.

Section 14. There shall be issued at this time \$619,000 of the bonds authorized pursuant to Bond Ordinance No. 2693 adopted by the City Council of the City on October 28, 2014. The bonds are issued to finance the undertaking of the preliminary phase for the construction of the new Police Station building in, by and for the City. The period of usefulness of the purpose to be financed by such bond ordinance is a period of 30 years computed from the date of such bonds.

Section 15. There shall be issued at this time \$107,100 of the bonds authorized pursuant to Bond Ordinance No. 2696 adopted by the City Council of the City on November 10, 2014. The bonds are issued to finance the acquisition of a dump truck with dump/spreader combination and reversible snow plow for the use of the DPW in, by and for the City. The period of usefulness of the purpose to be financed by such bond ordinance is a period of 5 years computed from the date of such bonds.

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Section 16. There shall be issued at this time \$364,000 of the bonds authorized pursuant to Bond Ordinance No. 2712 adopted by the City Council of the City on May 26, 2015. The bonds are issued to finance the undertaking of the 2015 Road Improvement Program in, by and for the City. The period of usefulness of the purpose to be financed by such bond ordinance is a period of 10 years computed from the date of such bonds.

Section 17. There shall be issued at this time \$161,900 of the bonds authorized pursuant to Bond Ordinance No. 2717 adopted by the City Council of the City on September 8, 2015. The bonds are issued to provide supplemental funding for the 2015 Road Improvement Program in, by and for the City. The period of usefulness of the purpose to be financed by such bond ordinance is a period of 10 years computed from the date of such bonds.

Section 18. There shall be issued at this time \$698,700 of the bonds authorized pursuant to Bond Ordinance No. 2718 adopted by the City Council of the City on September 8, 2015. The bonds are issued to finance the undertaking of various improvements to 20th Century Field in, by and for the City. The period of usefulness of the purpose to be financed by such bond ordinance is a period of 15 years computed from the date of such bonds.

Section 19. The bonds authorized by said eighteen bond ordinances described in Sections 1 through 18, inclusive, of this resolution shall be issued as a single issue of bonds, aggregating \$6,830,000 and consisting of an issue of bonds in the denomination of \$5,000 each or any integral multiple thereof, numbered in the order of their maturity. In the event that the purchaser of the bonds elects to take bonds in the last maturity that are not in multiples of \$5,000, or if there are any such bonds herein, such bonds shall be in the denomination of \$1,000 or any integral multiple thereof, numbered upwards from the last numbered \$5,000 bond. The average period of usefulness within which the bonds authorized by said eighteen bond ordinances mature, according to the respective reasonable lives of the purposes to be financed, as determined in such bond ordinances taking into consideration the respective amounts of bonds authorized for the purposes to be financed as set forth in each of the bond ordinances hereinbefore set forth, is a period of 20.99 years computed from the date of such bonds. Said issue shall be payable in annual installments on August 15 in each year as follows:

\$180,000 in the year 2017,  
\$200,000 in the year 2018,  
\$350,000 in each of the years 2019 to 2021, inclusive, and  
\$360,000 in each of the years 2022 to 2036, inclusive.

Said bonds shall be designated "General Improvement Bonds". A portion of the indebtedness evidenced by each such bond shall be deemed to have been incurred for the purpose described in each bond ordinance authorizing bonds of the same maturity, and such portion of such indebtedness shall be in the same proportion to the principal amount of such bonds as the total amount of bonds of like maturity to be issued pursuant to such bond ordinance bears to the aggregate amount of bonds of like maturity to be issued pursuant to the eighteen such bond ordinances.

Section 20. All of said bonds shall be dated August 15, 2016, and shall bear interest from their date until their respective maturities at the rates per annum named in the proposal accepted. Such rates of interest shall be determined at the time said bonds are sold. Such interest shall be payable on each February 15 and August 15, commencing February 15, 2017 (each, an "Interest Payment Date"), in each year until maturity or prior redemption.

Section 21. The bonds maturing on or before August 15, 2026 are not subject to redemption prior to their stated maturities. The bonds maturing on or after August 15, 2027 are subject to redemption at the option of the City prior to maturity, in whole on any date or in part on any Interest Payment Date, on or after August 15, 2026, upon notice as hereinafter set forth at the redemption price of 100% of the principal amount being redeemed, plus accrued interest to the date fixed for redemption.

If the City determines to optionally redeem a portion of the bonds prior to maturity, such bonds so redeemed shall be in such maturities as determined by the City, and within any maturity, by lot; provided, however, that the portion of any bond to be redeemed shall be in the principal

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amount of \$5,000 or some multiple thereof and that, in selecting bonds for redemption, the Bond Registrar/Paying Agent (as hereinafter defined) shall treat each bond as representing that number of bonds that is obtained by dividing the principal amount of such bond by \$5,000.

Section 22. Notice of redemption shall be given by first class mail in a sealed envelope with postage prepaid to the registered owners of the bonds at their respective addresses as they last appear on the registration books kept for that purpose by the Bond Registrar/Paying Agent at least thirty (30) but not more than sixty (60) days before the date fixed for redemption. Such mailing is not a condition precedent to redemption, and the failure to mail or to receive any redemption notice will not affect the validity of the redemption proceedings. If any bond subject to redemption is a part of a greater principal amount of the bonds not to be redeemed, such entire amount shall be surrendered to the Bond Registrar/Paying Agent and, for that portion of the bond not to be redeemed, a new bond shall be issued in the name of the registered owner in an amount equal to the principal amount of the bond surrendered less the amount to be redeemed.

Section 23. The bonds will be issued in fully registered form by means of a book-entry system with no physical distribution of bond certificates made to the public. One bond certificate for each maturity will be issued to The Depository Trust Company, New York, New York ("DTC"), and immobilized in its custody. The book-entry system will evidence ownership of the bonds in principal amounts of \$5,000 or integral multiples thereof, with transfers of beneficial ownership effected on the records of DTC and its participants pursuant to the rules and procedures established by DTC. Interest on the bonds will be payable at the times stated in Section 20 of this resolution, and principal of the bonds will be paid annually on August 15, as set forth in the maturity schedule hereinbefore stated, in immediately available funds to DTC or its nominee as registered owner of the bonds. Transfer of principal and interest payments to participants of DTC will be the responsibility of such participants and other nominees of beneficial owners. Interest will be payable to owners of bonds shown on the records of DTC as of the last business day of the month preceding the month in which such Interest Payment Date occurs. The City will not be responsible or liable for maintaining, supervising or reviewing the records maintained by DTC, its participants or persons acting through such participants.

In the event that (a) DTC determines not to continue to act as securities depository for the bonds, or (b) the City determines that continuation of the book-entry system of evidence and transfer of ownership of the bonds would adversely affect the interests of the beneficial owners of the bonds, the City will discontinue the book-entry system with DTC. If the City fails to identify another qualified securities depository to replace DTC, the City will authenticate and deliver replacement bonds in the form of fully registered certificates.

The principal of and interest on the bonds shall be payable in any coin or currency of the United States of America that is legal tender for the payment of public and private debts on the respective dates of payment thereof.

Section 24. The Interim Chief Financial Officer, pursuant to N.J.S.A. 40A:2-34, is hereby authorized to sell and award the bonds in accordance with the terms of the notice of sale, such terms to be determined by a resolution of the City Council to be hereafter adopted. The Interim Chief Financial Officer shall report in writing to the City Council at the next meeting after the sale of the bonds as to the principal amount, interest rates and maturities of the bonds sold, the price obtained and the name of the purchaser.

Section 25. All of said bonds shall be signed by the Mayor by manual or facsimile signature and by the Interim Chief Financial Officer by manual or facsimile signature, and the corporate seal of the City shall be imprinted, affixed or reproduced thereon and such seal shall be attested by the City Clerk or Deputy City Clerk by manual or facsimile signature. The bonds will be authenticated by the manual signature of the Bond Registrar/Paying Agent.

Section 26. Each of said bonds shall be issued in substantially the following form:

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[Form of Bond]

Unless this certificate is presented by an authorized representative of The Depository Trust Company, a New York corporation ("DTC"), to the issuer or its agent for registration of transfer, exchange or payment, and any certificate issued is registered in the name of Cede & Co. or such other name as requested by an authorized representative of DTC (and any payment is made to Cede & Co. or to such other entity as is requested by an authorized representative of DTC), ANY TRANSFER, PLEDGE OR OTHER USE HEREOF FOR VALUE OR OTHERWISE BY OR TO ANY PERSON IS WRONGFUL inasmuch as the registered owner hereof, Cede & Co., has an interest herein.

No. R-\_\_ \$\_\_\_\_\_

UNITED STATES OF AMERICA  
STATE OF NEW JERSEY  
COUNTY OF BERGEN  
CITY OF GARFIELD  
GENERAL IMPROVEMENT BOND

INTEREST RATE PER ANNUM	MATURITY DATE	DATED DATE	CUSIP
____%	AUGUST 15, 20__	AUGUST 15, 2016	

REGISTERED OWNER: CEDE & CO.

PRINCIPAL SUM: -----DOLLARS

The City of Garfield, a municipal corporation of the State of New Jersey, located in the County of Bergen (hereinafter referred to as the "City"), for value received, hereby acknowledges itself indebted and promises to pay to the REGISTERED OWNER named above, on the MATURITY DATE specified above, upon surrender hereof, the PRINCIPAL SUM stated above and to pay to the REGISTERED OWNER hereof interest thereon from the DATED DATE of this Bond until it shall mature at the INTEREST RATE PER ANNUM specified above, payable on each February 15 and August 15, commencing February 15, 2017 (each, an "Interest Payment Date"), of each year until maturity or prior redemption. The principal hereof is payable at the office of the Interim Chief Financial Officer, City Hall, 111 Outwater Lane, Garfield, New Jersey 07026 (the "Bond Registrar/Paying Agent"). The interest so payable on any such Interest Payment Date will be paid to the person in whose name this Bond is registered on the record date for such interest, which shall be the last business day of the month preceding the month in which such Interest Payment Date occurs. Both the principal of and interest on this Bond shall be paid in any coin or currency of the United States of America that is legal tender for the payment of public and private debts on the respective dates of payment thereof.

This Bond is one of an issue of Bonds of like date and tenor, except as to number, denomination, interest rate and maturity, issued pursuant to the Local Bond Law (Chapter 2 of Title 40A of the New Jersey Statutes, as amended) and pursuant to eighteen bond ordinances adopted by the City Council of the City on October 12, 2010 (Ord. No. 2598), March 6, 2012 (Ord. No. 2626), September 11, 2012 (Ord. No. 2634), June 11, 2013 (Ord. No. 2656), July 23, 2013 (two ordinances: Ord. Nos. 2659 and 2660), August 20, 2013 (two ordinances: Ord. Nos. 2663 and 2664), November 12, 2013 (Ord. No. 2673), November 25, 2013 (Ord. No. 2674),

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March 25, 2014 (Ord. No. 2680), April 21, 2014 (Ord. No. 2681), September 9, 2014 (Ord. No. 2688), October 28, 2014 (Ord. No. 2693), November 10, 2014 (Ord. No. 2696), May 26, 2015 (Ord. No. 2712) and September 8, 2015 (two ordinances: Ord. Nos. 2717 and 2718) and resolutions adopted by the City Council of the City on July 12, 2016.

The Bonds maturing on or before August 15, 2026 are not subject to redemption prior to their stated maturities. The Bonds maturing on or after August 15, 2027 are subject to redemption at the option of the City prior to maturity, in whole on any date or in part on any Interest Payment Date, on or after August 15, 2026, upon notice as hereinafter set forth at the redemption price of 100% of the principal amount being redeemed, plus accrued interest to the date fixed for redemption.

If the City determines to optionally redeem a portion of the Bonds prior to maturity, such Bonds so redeemed shall be in such maturities as determined by the City, and within any maturity, by lot; provided, however, that the portion of any Bond to be redeemed shall be in the principal amount of \$5,000 or some multiple thereof and that, in selecting Bonds for redemption, the Bond Registrar/Paying Agent shall treat each Bond as representing that number of Bonds that is obtained by dividing the principal amount of such Bond by \$5,000.

Notice of redemption shall be given by first class mail in a sealed envelope with postage prepaid to the registered owners of the Bonds at their respective addresses as they last appear on the registration books kept for that purpose by the Bond Registrar/Paying Agent at least thirty (30) but not more than sixty (60) days before the date fixed for redemption. Such mailing is not a condition precedent to redemption, and the failure to mail or to receive any redemption notice will not affect the validity of the redemption proceedings. If any Bond subject to redemption is a part of a greater principal amount of the Bonds not to be redeemed, such entire amount shall be surrendered to the Bond Registrar/Paying Agent and, for that portion of the Bond not to be redeemed, a new Bond shall be issued in the name of the registered owner in an amount equal to the principal amount of the Bond surrendered less the amount to be redeemed.

The Bond Registrar/Paying Agent shall keep at its office the books of the City for the registration of transfer of Bonds. The transfer of this Bond may be registered only upon such books and as otherwise provided in the hereinabove mentioned resolutions upon the surrender hereof to the Bond Registrar/Paying Agent together with an assignment duly executed by the registered owner hereof or his attorney or legal representative in such form as shall be satisfactory to the Bond Registrar/Paying Agent. Upon any such registration of transfer, the Bond Registrar/Paying Agent shall deliver in exchange for this Bond a new bond or bonds, registered in the name of the transferee, of authorized denomination, in an aggregate principal amount equal to the unredeemed principal amount of this Bond, of the same maturity and bearing interest at the same rate.

It is hereby certified and recited that all conditions, acts and things required by the Constitution or statutes of the State of New Jersey to exist, be performed or happen precedent to or in the issuance of this Bond exist, have been performed and have happened, and that this Bond, together with all other indebtedness of the City, is within every debt and other limit prescribed by the Constitution or statutes of said State.

The full faith and credit of the City are hereby pledged irrevocably to the punctual payment of the principal of and interest on this Bond in accordance with its terms.

This Bond shall not be valid or become obligatory for any purpose until the Certification of Authentication hereon shall have been signed by the Bond Registrar/Paying Agent.

IN WITNESS WHEREOF, the City has caused this Bond to be signed by its Mayor by manual or facsimile signature and by its Interim Chief Financial Officer by manual or facsimile signature and its seal to be impressed, affixed or reproduced hereon, and said seal to be attested by its City Clerk by manual or facsimile signature, and this Bond to be dated August 15, 2016.

[SEAL]

(manual or facsimile signature)  
Mayor

ATTEST:

(manual or facsimile signature) (manual or facsimile signature)



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sufficient to reimburse it for any tax or other governmental charge required to be paid with respect to such exchange or registration of transfer, but no other charge shall be made for exchanging or registering the transfer of bonds under this resolution.

As to any bond, the person in whose name the same shall be registered shall be deemed and regarded as the absolute owner thereof for all purposes, and payment of or on account of the principal of any such bond and the interest on any such bond shall be made only to or upon the order of the registered owner thereof or his legal representative. All such payments shall be valid and effectual to satisfy and discharge the liability upon such bond, including interest thereon, to the extent of the sum or sums so paid.

The City shall appoint such registrars, transfer agents, depositories or other agents and make such other arrangements as may be necessary for the registration, registration of transfer and exchange of bonds within a reasonable time according to the then commercial standards and for the timely payment of principal and interest with respect to the bonds. The Interim Chief Financial Officer is hereby appointed registrar and paying agent for the bonds (the "Bond Registrar/Paying Agent") subject to the right of the City Council to appoint another Bond Registrar/Paying Agent, and, as such, shall keep at the City Hall, 111 Outwater Lane, Garfield, New Jersey 07026, the books of the City for the registration, registration of transfer, exchange and payment of the bonds.

Section 28. The Mayor, the Interim Chief Financial Officer and the City Clerk are hereby authorized and directed to cause said bonds to be prepared and to execute and deliver said bonds upon payment of the purchase price therefor.

Section 29. This resolution shall take effect immediately upon its adoption.

The foregoing resolution was adopted by the following roll call vote:

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

(Sgd) Glenn A. Mati  
Louis G. Aloia

Resolution No. 16-277

Council Member Glenn A. Mati introduced and moved the adoption of the following resolution and Council Member Louis G. Aloia seconded the motion:

**RESOLUTION AUTHORIZING THE PUBLICATION, PRINTING AND DISTRIBUTION OF A NOTICE OF SALE AND THE PUBLICATION OF A SUMMARY NOTICE OF SALE AND PRESCRIBING THE FORMS THEREOF FOR \$6,830,000 GENERAL IMPROVEMENT BONDS, DATED AUGUST 15, 2016, APPROVING THE PREPARATION, DISTRIBUTION AND EXECUTION OF A PRELIMINARY AND A FINAL OFFICIAL STATEMENT FOR SUCH BONDS, UNDERTAKING TO PROVIDE CONTINUING DISCLOSURE OF FINANCIAL INFORMATION, COVENANTING TO COMPLY WITH THE INTERNAL REVENUE CODE OF 1986, AS AMENDED, DESIGNATING SUCH BONDS AS "QUALIFIED TAX-EXEMPT OBLIGATIONS" FOR PURPOSES OF THE INTERNAL REVENUE CODE OF 1986, AS AMENDED, AND AUTHORIZING VARIOUS MATTERS IN CONNECTION WITH ELECTRONIC BIDDING FOR THE BONDS**

WHEREAS, the City Council of the City of Garfield, in the County of Bergen, New Jersey (the "City"), desires to make further provision for the issuance of \$6,830,000 General Improvement Bonds (the "Bonds"), which are to be issued pursuant to bond ordinances heretofore adopted by the City Council; NOW, THEREFORE,

BE IT RESOLVED by the City Council of the City of Garfield, in the County of Bergen, as follows:

Section 1. A Notice of Sale (the "Full Notice of Sale") shall be published and printed and inserted in the Preliminary Official Statement (as hereinafter defined) for distribution in substantially the following form:

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NOTICE OF SALE  
CITY OF GARFIELD,  
IN THE COUNTY OF BERGEN, NEW JERSEY  
\$6,830,000 GENERAL IMPROVEMENT BONDS

(Book-Entry Only) (Bank-Qualified)  
(Callable) (Parity Bid)  
dated  
August 15, 2016

The City of Garfield, in the County of Bergen, a municipal corporation of the State of New Jersey (the "City"), hereby invites ELECTRONIC BIDS VIA PARITY AND SEALED PROPOSALS for the purchase of its \$6,830,000 General Improvement Bonds, dated August 15, 2016 (the "Bonds").

ELECTRONIC BIDS VIA PARITY AND SEALED PROPOSALS will be received and publicly opened and announced by the Interim Chief Financial Officer at the City Hall, 111 Outwater Lane, Garfield, New Jersey 07026-2694, on August 11, 2016 at 11:00 o'clock A.M. (local time).

The Bonds comprise an issue of bonds payable on August 15 in each year as follows:

\$180,000 in the year 2017,  
\$200,000 in the year 2018,  
\$350,000 in each of the years 2019 to 2021, inclusive, and  
\$360,000 in each of the years 2022 to 2036, inclusive.

To the extent any instructions or directions set forth in PARITY conflict with this Notice of Sale, the terms of this Notice of Sale shall control. For further information about PARITY, potential bidders may contact Ipreo at 1359 Broadway, 2nd Floor, New York, NY 10018, telephone (212) 849-5021.

The Bonds shall be issued in registered form by means of a book-entry system with no physical distribution of bond certificates made to the public. One bond certificate for each maturity will be issued to The Depository Trust Company, New York, New York ("DTC") and immobilized in its custody. The book-entry system will evidence ownership of the Bonds in the principal amount of \$5,000 or any integral multiple thereof, with transfers of ownership effected on the records of DTC and its participants pursuant to rules and procedures established by DTC and its participants. The successful bidder, as a condition to delivery of the Bonds, shall be required to deposit the bond certificates with DTC, registered in the name of Cede & Co., its nominee. Interest on the Bonds will be payable on each February 15 and August 15, commencing February 15, 2017 (each, an "Interest Payment Date"), in each year until maturity or prior redemption, and principal of the Bonds will be payable, at maturity, by payment of immediately available funds by the Bond Registrar/Paying Agent to DTC or its nominee as registered owner of the Bonds. Transfer of principal and interest to participants of DTC will be the responsibility of DTC. Transfer of principal and interest to beneficial owners will be the responsibility of the DTC participants and other nominees of the beneficial owners. The City will not be responsible or liable for such transfers of payments or for maintaining, supervising or reviewing the records maintained by DTC, its participants or persons acting through such participants.

In the event (a) DTC determines not to continue to act as securities depository for the Bonds or (b) the City determines that continuation of the book-entry system of evidence and

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transfer of ownership of the Bonds would adversely affect the interests of the beneficial owners of the Bonds, the City will discontinue the book-entry system with DTC. If the City fails to identify another qualified securities depository to replace DTC, the City will deliver replacement bonds in the form of fully registered certificates.

The Bonds maturing on or before August 15, 2026 are not subject to redemption prior to their stated maturities. The Bonds maturing on or after August 15, 2027 are subject to redemption at the option of the City prior to maturity, in whole on any date or in part on any Interest Payment Date, on or after August 15, 2026, upon notice as hereinafter set forth at the redemption price of 100% of the principal amount being redeemed, plus accrued interest to the date fixed for redemption.

If the City determines to optionally redeem a portion of the Bonds prior to maturity, such Bonds so redeemed shall be in such maturities as determined by the City, and within any maturity, by lot; provided, however, that the portion of any Bond to be redeemed shall be in the principal amount of \$5,000 or some multiple thereof and that, in selecting Bonds for redemption, the Bond Registrar/Paying Agent shall treat each Bond as representing that number of Bonds that is obtained by dividing the principal amount of such Bond by \$5,000.

Notice of redemption shall be given by first class mail in a sealed envelope with postage prepaid to the registered owners of the Bonds at their respective addresses as they last appear on the registration books kept for that purpose by the Bond Registrar/Paying Agent at least thirty (30) but not more than sixty (60) days before the date fixed for redemption. Such mailing is not a condition precedent to redemption and the failure to mail or to receive any redemption notice will not affect the validity of the redemption proceedings. If any Bond subject to redemption is a part of a greater principal amount of the Bonds not to be redeemed, such entire amount shall be surrendered to the Bond Registrar/Paying Agent and, for that portion of the Bond not to be redeemed, a new Bond shall be issued in the name of the registered owner in an amount equal to the principal amount of the Bond surrendered less the amount to be redeemed.

The Bonds are general obligations of the City and are secured by a pledge of the full faith and credit of the City for the payment of the principal thereof and the interest thereon. The Bonds are payable, if not paid from other sources, from ad valorem taxes to be levied upon all the real property taxable within the City without limitation as to rate or amount.

Each proposal submitted must name the rate or rates of interest per annum to be borne by the Bonds bid for, and the rate or rates named must be a multiple of 1/8th or 1/20th of one percentum (1%). The interest payable with respect to each Bond on any one date will be evidenced by a single rate of interest. Not more than one rate may be named for Bonds of the same maturity. There is no limitation on the number of rates that may be named. If more than one rate of interest is named, no interest rate named for any maturity may be less than the interest rate named for any prior maturity. Each proposal submitted must be for all of the Bonds offered and the purchase price specified must not be less than \$6,830,000 nor more than \$6,898,300. The Bonds will be awarded to the bidder on whose bid the total loan may be made at the lowest net interest cost, such net interest cost shall be computed, as to each bid, by adding to the total principal amount of Bonds bid for (which shall be all of the Bonds offered) the total interest cost to maturity in accordance with such bid and by deducting therefrom the amount of premium, if any, bid, which premium shall not exceed \$68,300 (1% of par). No proposal shall be considered which offers to pay an amount less than the principal amount of Bonds offered for sale or under which the total loan is made at an interest cost higher than the lowest net interest cost to the City under any legally acceptable proposal. The City reserves its right to reject all bids, and any bid not complying with the material terms of this notice will be rejected. The City reserves the right to waive defects it deems non-material, in its sole discretion.

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The successful bidder must pay accrued interest from the date of the Bonds to the date of delivery. No interest will be paid upon the deposit made by the successful bidder. The Bonds will be authenticated by the Interim Chief Financial Officer, acting as Bond Registrar/Paying Agent for the Bonds.

Sealed proposals should be addressed to the undersigned Interim Chief Financial Officer, and enclosed in a sealed envelope marked on the outside "Proposal for Bonds". A good faith deposit (the "Deposit") in the form of a cash wire or a certified, treasurer's or cashier's check drawn upon a bank or trust company in the amount of \$136,600, payable to the order of the CITY OF GARFIELD, is required for each bid to be considered. If a cash wire is used, the wire must be received by the City no later than 11:00 A.M. on August 11, 2016. If a cash wire is utilized, each bidder must notify the City of its intent to use such cash wire prior to 11:00 A.M. on August 11, 2016, and must provide proof of electronic transfer of such cash wire prior to 11:00 A.M. on August 11, 2016 (with return wiring instructions). Wire instructions for the City can be obtained by contacting the Interim Chief Financial Officer (Roy Riggiano (973) 340-2196) or the City's Bond Counsel (Thomas Bace or Steven Rogut (908) 931-1150). If a check is used, it must accompany the bid or be received by the undersigned Interim Chief Financial Officer prior to the opening of bids. Each bidder accepts responsibility for delivering such cash wire or check on time and the City is not responsible for any cash wire or check that is not received on time. Checks or wires of unsuccessful bidders will be returned upon the award of the Bonds. No interest on the Deposit will accrue to the successful bidder. The Deposit will be applied in part payment for the Bonds or to partially secure the City from any loss resulting from the failure of the successful bidder to comply with the terms of its bid.

Award of the Bonds to the successful bidder or rejection of all bids is expected to be made within two hours after opening of the bids, but such successful bidder may not withdraw its proposal until after 3:00 p.m. (local time) of the day of such bid-opening and then only if such award has not been made prior to the withdrawal.

It is anticipated that CUSIP identification numbers will be printed on the Bonds, but neither the failure to print such number on any Bond nor any error with respect thereto shall constitute cause for a failure or refusal by the successful bidder thereof to accept delivery of and pay for the Bonds in accordance with its contractual obligations arising from the acceptance of its proposal for the purchase of the Bonds. All expenses in relation to the printing of CUSIP numbers on the Bonds shall be paid for by the City; provided, however, that the CUSIP Service Bureau charge for the assignment of said numbers shall be the responsibility of and shall be paid for by the successful bidder.

The Bonds shall be delivered on or about August 25, 2016 at the office of Rogut McCarthy LLC, Cranford, New Jersey ("Bond Counsel"), or at such other place as may be determined by the successful bidder and the City. **PAYMENT FOR THE BONDS AT THE TIME OF ORIGINAL ISSUANCE AND DELIVERY SHALL BE IN IMMEDIATELY AVAILABLE FUNDS.**

A preliminary Official Statement has been prepared and is available at [www.i-DealProspectus.com](http://www.i-DealProspectus.com) or may be obtained from the undersigned, Interim Chief Financial Officer, City Hall, 111 Outwater Lane, Garfield, New Jersey 07026-2694, Telephone No. (973) 340-2196. The preliminary Official Statement is deemed to be a "final official statement", as of its date, within the meaning of Rule 15c2-12 of the Securities and Exchange Commission ("Rule 15c2-12"), but is subject to (a) completion with certain pricing and other information to be made available by the successful bidder for the Bonds and (b) amendment. The preliminary Official Statement, as so revised, will constitute the "final official statement". By the submission of a bid for the Bonds, the successful bidder contracts for the receipt of a reasonable number of copies of the final Official Statement within seven business days of the award of the Bonds. In order to complete the final Official Statement, the successful bidder must furnish on behalf of the

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underwriters of the Bonds the following information to Bond Counsel and the City by facsimile transmission or overnight delivery received by Bond Counsel and the City within 24 hours after the award of the Bonds: (a) initial offering prices or yields (expressed as percentages), (b) selling compensation (aggregate total anticipated compensation to the underwriters expressed in dollars), (c) the identity of the underwriters if the successful bidder is part of a group or syndicate and (d) any other material information necessary for the final Official Statement, but not known to the City (such as the bidder's purchase of credit enhancement). It shall also be the obligation of the successful bidder to furnish to DTC an underwriter's questionnaire and the denominations of the Bonds not less than seventy-two (72) hours prior to the delivery of the Bonds.

Concurrently with the delivery of the Bonds, the officials of the City who will have executed the final Official Statement will deliver to the purchaser of the Bonds a certificate stating that, to the best of their knowledge, the preliminary Official Statement did not as of its date and as of the sale date, and the final Official Statement did not as of its date and does not as of the date of delivery of the Bonds, contain an untrue statement of a material fact or omit to state a material fact required to be included therein for the purpose for which the preliminary Official Statement or the final Official Statement is to be used or necessary to make the statements therein, in light of the circumstances under which they were made, not misleading, provided such certificate shall not include consideration of information supplied by, or which should have been supplied by, the successful bidder for the Bonds.

The City has agreed in its bond resolution adopted on July 12, 2016 to provide or cause to be provided, in accordance with the requirements of Rule 15c2-12, (i) not later than seven months after the end of the City's fiscal year (presently December 31) certain annual financial information and operating data, including audited financial statements for the preceding fiscal year (commencing with the fiscal year ending December 31, 2016), (ii) timely notice of the occurrence of certain material events with respect to the Bonds and (iii) timely notice of a failure by the City to provide the required annual financial information on or before the date specified in (i) above.

The successful bidder's obligation to purchase the Bonds shall be conditioned upon its receiving, at or prior to the delivery of the Bonds, in form and substance reasonably satisfactory to the successful bidder, evidence that the City has made the continuing disclosure undertaking set forth above in a written agreement or contract for the benefit of the Bondholders and the beneficial owners of the Bonds.

The approving legal opinion of Bond Counsel will be furnished without cost to the purchaser. The preliminary Official Statement contains a discussion of the provisions of the Internal Revenue Code of 1986, as amended (the "Code"), with respect to the exclusion from gross income for Federal income tax purposes of the interest on the Bonds and a description of the opinion of Bond Counsel with respect thereto. The City has covenanted, to the extent permitted by the Constitution and laws of the State of New Jersey, to comply with the provisions of the Code required to preserve the exclusion from gross income of interest on the Bonds for Federal income tax purposes. There will also be furnished the usual closing papers.

The City has designated the Bonds "qualified tax-exempt obligations" within the meaning of Section 265(b)(3) of the Code and will represent that it reasonably expects that neither it nor its subordinate entities will issue more than \$10,000,000 of new money tax-exempt obligations in the current calendar year.

If the Bonds qualify for issuance of any policy of municipal bond insurance or commitment therefor at the option of a bidder, any purchase of such insurance or commitment therefor shall be at the sole option and expense of the bidder and any increased costs of issuance of the Bonds resulting by reason of such insurance, unless otherwise paid, shall also be paid by such bidder. Any failure of the Bonds to be so insured or of any such policy of insurance to be issued, shall not in any way relieve the purchaser of its contractual obligations arising from the acceptance of its proposal for the purchase of the Bonds.

Regular Meeting July 12, 2016, Continued

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The successful bidder will be required to furnish, prior to the delivery of the Bonds, a certificate acceptable to Bond Counsel setting forth information with respect to the Bonds including the "issue price" of the Bonds within the meaning of Section 1273 of the Code.

By order of the City Council of the City of Garfield, in the County of Bergen, New Jersey.

Dated: July 28, 2016

Interim Chief Financial Officer

/s/ Roy Riggitano  
City of Garfield  
County of Bergen, New Jersey

Section 2. A Summary Notice of Sale ("Summary Notice of Sale") shall be published in substantially the following form:

SUMMARY NOTICE OF SALE

CITY OF GARFIELD,  
IN THE COUNTY OF BERGEN,  
NEW JERSEY

\$6,830,000 General Improvement Bonds  
(Book-Entry Only) (Bank-Qualified)  
(Callable) (Parity Bid)

dated  
August 15, 2016

ELECTRONIC BIDS VIA PARITY AND SEALED PROPOSALS will be received by the Interim Chief Financial Officer of the City of Garfield, in the County of Bergen, New Jersey (the "City"), at the City Hall, 111 Outwater Lane, Garfield, New Jersey 07026-2694, on

August 11, 2016

at 11:00 o'clock A.M. (local time) at which time they will be publicly opened and announced, for the purchase of the City's \$6,830,000 General Improvement Bonds dated August 15, 2016 and payable on August 15 in each year as follows:

\$180,000 in the year 2017,  
\$200,000 in the year 2018,  
\$350,000 in each of the years 2019 to 2021, inclusive, and  
\$360,000 in each of the years 2022 to 2036, inclusive.

The Bonds shall be issued in book-entry only form through the book-entry system operated by The Depository Trust Company, New York, New York. The Bonds are subject to redemption prior to maturity at the option of the City in accordance with the terms set forth in the Notice of Sale to be made available to interested persons (the "Notice of Sale"). The Notice of Sale and Proposal for Bonds should be reviewed by potential bidders for additional terms and conditions of the sale of the Bonds prior to bidding on the Bonds. To the extent any instructions or directions set forth in PARITY conflict with the Notice of Sale, the terms of the Notice of Sale

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shall control. For further information about PARITY, potential bidders may contact Ipreo at 1359 Broadway, 2nd Floor, New York, NY 10018, telephone (212) 849-5021.

The Bonds will bear interest from their date at a rate or rates of interest in multiples of 1/8th or 1/20th of 1% per annum (same or ascending rates and only one rate per maturity) specified by the successful bidder payable on each February 15 and August 15, commencing February 15, 2017, in each year until maturity or prior redemption. The purchase price specified must not be less than \$6,830,000 nor more than \$6,898,300 (par plus a maximum 1% premium). Each proposal must be for all the Bonds offered. As further described in the Notice of Sale, bidders must, at the time of making their bids, make a wire transfer or deposit a certified, cashier's or treasurer's check drawn upon a bank or trust company in the amount of \$136,600 to the order of the City. The Bonds will be sold to the bidder specifying the lowest net interest cost in accordance with the terms set forth in the Notice of Sale. The City will furnish the Bonds and the approving legal opinion of Rogut McCarthy LLC, Cranford, New Jersey, Bond Counsel.

The Bonds will be designated as "qualified tax-exempt obligations" for purposes of Section 265(b)(3) of the Internal Revenue Code of 1986, as amended.

Copies of the Preliminary Official Statement, the Notice of Sale and the Proposal for Bonds are available at [www.i-DealProspectus.com](http://www.i-DealProspectus.com) or by contacting the undersigned Interim Chief Financial Officer at the City Hall, 111 Outwater Lane, Garfield, New Jersey 07026-2694, Telephone No. (973) 340-2196.

By order of the City Council of the City of Garfield, in the County of Bergen, New Jersey.

Dated: July 28, 2016

/s/ Roy Riggitano  
Interim Chief Financial Officer  
City of Garfield  
County of Bergen, New Jersey

Section 3. The City Clerk is hereby authorized and directed to publish (A) the Summary Notice of Sale in THE BOND BUYER, which is a publication carrying municipal bond notices and devoted primarily to the subject of State and municipal bonds, and is published in New York City, and (B) the Full Notice of Sale in The Record, a newspaper of general circulation published in the County of Bergen and circulating in the City. Said Summary Notice of Sale and Full Notice of Sale shall be published in each publication not later than one week before the date of the sale of said Bonds.

Section 4. The preparation of and distribution to potential bidders for the Bonds of a Preliminary Official Statement to be dated on or about July 28, 2016 is hereby approved. Such Preliminary Official Statement is hereby deemed to be a "final official statement", as of its date, within the meaning of Rule 15c2-12 of the Securities and Exchange Commission ("Rule 15c2-12").

Section 5. The preparation of an Official Statement in connection with the sale of the Bonds to be dated on or about August 11, 2016 is hereby approved. Such Official Statement is hereby deemed to be a "final official statement", as of its date, within the meaning of Rule 15c2-12.

Section 6. The execution of the Official Statement by the Interim Chief Financial Officer on behalf of the City, the distribution of same to the successful bidder and the successful bidder's subsequent distribution of the Official Statement to purchasers or prospective purchasers of the Bonds are hereby authorized.

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Section 7. The City hereby agrees to undertake for the benefit of the Bondholders and the beneficial owners of the Bonds to provide certain secondary market disclosure information pursuant to Rule 15c2-12 to the Municipal Securities Rulemaking Board (the "MSRB") in an electronic format, as prescribed by the MSRB. Specifically, the City will do the following for the benefit of the holders of the Bonds and the beneficial owners thereof:

(A) Not later than seven months after the end of the City's fiscal year (presently December 31), commencing with the report for the fiscal year ending December 31, 2016, provide or cause to be provided annual financial information with respect to the City consisting of (i) audited financial statements (or unaudited financial statements if audited financial statements are not then available by the date of filing, which audited financial statements will be delivered when and if available) of the City and (ii) certain financial information and operating data consisting of (a) information concerning the City's debt, overlapping indebtedness, tax rate, levy and collection data, property valuation and fund balance of the type contained under the headings "Budget Information", "Financial Information" and "Debt Information" in Appendix A of the Official Statement and (b) the City's most recent adopted budget. The audited financial statements will be prepared in accordance with mandated State statutory accounting principles, as in effect from time to time. Audited financial statements if not available by the filing date will be submitted separately when available.

(B) Provide or cause to be provided in a timely manner not in excess of ten business days after the occurrence of the event, notice of the occurrence of any of the following events with respect to the Bonds:

- (1) Principal or interest payment delinquencies;
- (2) Non-payment related default, if material;
- (3) Unscheduled draws on debt service reserves reflecting financial difficulties;
- (4) Unscheduled draws on credit enhancements reflecting financial difficulties;
- (5) Substitution of credit or liquidity providers, or their failure to perform;
- (6) Adverse tax opinions, the issuance by the Internal Revenue Service of proposed or final determinations of taxability, Notices of Proposed Issue (IRS Form 5701-TEB) or other material notices or determinations with respect to the tax status of the Bonds, or other material events affecting the tax status of the Bonds;
- (7) Modifications to the rights of Bondholders, if material;
- (8) Bond calls, if material, and tender offers;
- (9) Defeasances;
- (10) Release, substitution or sale of property which secures the repayment of the Bonds, if material;
- (11) Rating changes;
- (12) Bankruptcy, insolvency, receivership or similar event of the City (the event is considered to occur when any of the following occur: the appointment of a receiver, fiscal agent or similar officer for the City in a proceeding under the U.S. Bankruptcy Code or in any other proceeding under state or federal law in which a court or governmental authority has assumed jurisdiction over substantially all of the assets or business of the City, or if such jurisdiction has been assumed by leaving the existing governing body and officials or officers in possession but subject to the supervision and orders of a court or governmental authority, or the entry of an order confirming a plan of reorganization, arrangement or liquidation by a court or governmental authority having supervision or jurisdiction over substantially all of the assets or business of the City);

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(13) The consummation of a merger, consolidation, or acquisition involving the City or the sale of all or substantially all of the assets of the City, other than in the ordinary course of business, the entry into a definitive agreement to undertake such an action or the termination of a definitive agreement relating to any such actions, other than pursuant to its terms, if material; and

(14) Appointment of a successor or additional trustee or the change of name of a trustee, if material.

(C) Provide or cause to be provided, in a timely manner, notice of a failure of the City to provide required annual financial information on or before the date specified above.

Section 8. All documents provided to the MSRB shall be accompanied by identifying information as prescribed by the MSRB.

Section 9. If the City fails to comply with the undertaking described above, any Bondholder or beneficial owner of the Bonds may pursue an action for specific performance to enforce the rights of all Bondholders and beneficial owners with respect to such undertaking; provided, however, that failure to comply with such undertaking shall not be an event of default and shall not result in any acceleration of payment of the Bonds or any liability by the City for monetary damages. All actions shall be instituted, had and maintained in the manner provided in this paragraph for the benefit of all Bondholders and beneficial owners of the Bonds.

Section 10. The City reserves the right to terminate its obligation to provide annual financial information and notice of material events, as set forth above, if and when the City no longer remains an "obligated person" with respect to the Bonds within the meaning of Rule 15c2-12.

Section 11. The undertaking may be amended by the City from time to time, without the consent of the Bondholders or the beneficial owners of the Bonds, in order to make modifications required in connection with a change in legal requirements or change in law, or change in the identity, nature, type of operation, or status of the City, which in the opinion of nationally recognized bond counsel complies with Rule 15c2-12 and does not, in such bond counsel's opinion, materially impair the interest of the Bondholders and the beneficial owners of the Bonds.

Section 12. The City hereby covenants, to the extent permitted by the Constitution and the laws of the State of New Jersey, to do and perform all acts and things permitted by law and necessary to assure that interest paid on the Bonds be and remain excluded from gross income of the owners thereof for Federal income tax purposes pursuant to Section 103 of the Internal Revenue Code of 1986, as amended (the "Code").

Section 13. The City hereby designates the Bonds as "qualified tax-exempt obligations" for the purpose of Section 265(b)(3) of the Code. It is hereby determined and stated that (1) the Bonds are not "private activity bonds" as defined in the Code and (2) the City and its subordinate entities, if any, do not reasonably anticipate issuing in excess of \$10 million of new money tax-exempt obligations (other than private activity bonds) during the calendar year 2016. The City will, to the best of its ability, attempt to comply with respect to the limitations on issuance of tax-exempt obligations pursuant to Section 265(b)(3) of the Code; however, the City does not covenant to do so, and expressly states that a covenant is not made hereby.

Section 14. The Mayor, the Interim Chief Financial Officer and the City Clerk are hereby authorized and directed to execute and deliver such other documents and to take such other action as they determine to be necessary or appropriate in order to effectuate the issuance and sale of the Bonds including, without limitation, the execution and delivery of all closing documents and certificates.

Section 15. The Interim Chief Financial Officer, the City Clerk, the Bond Counsel, the Auditor and other City officials and representatives are hereby authorized to take all necessary actions to allow for (A) the submission of electronic bids for the bonds, (B) the electronic posting of the Preliminary Official Statement, the full Notice of Sale and the bid form and (C) the submission by bidders of a wire transfer in lieu of a good faith check.

Section 16. This resolution shall take effect immediately upon its adoption.

The foregoing resolution was adopted by the following roll call vote:

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

(Sgd) Glenn A. Mati  
Louis G. Aloia

BILLS AND CLAIMS

Resolution No. 16-278

RESOLVED by the City Council of the City of Garfield that the following bills No. 1964 to 1968 covering Trust Other and Dog Trust totaling \$400,252.46 and the Current Fund Reserve totaling \$875.00 and the Current Fund totaling \$856,110.22 and the Current Water Fund totaling \$32,036.39 and the General Capital Fund totaling \$196,896.23 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 twenty five (25) items prior to the meeting be ratified.

See

the

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

For

Bills

And

Claims

ORDINANCES

Ordinance No. 2746

The following entitled ordinance was introduced at a Regular Meeting held Tuesday, June 28, 2016; 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 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.

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 Mati 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,  
Abstain 1 – Councilmember Delaney

Ordinance No. 2747

The following entitled ordinance was introduced at a Regular Meeting held Tuesday, June 28, 2016; 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 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.

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 Mati 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 Delaney

Councilmember Mati introduced in writing the following ordinance entitled:

AN ORDINANCE TO ADD ARTICLE I CHAPTER 48.1-48.5 TO THE CITY CODE OF THE CITY OF GARFIELD, ENTITLED "POLICE DEPARTMENT REORGANIZATION

City Clerk Pavlica read the ordinance by title.

ORDINANCES

Councilmember Mati moved that this ordinance entitled: “AN ORDINANCE TO ADD ARTICLE I CHAPTER 48.1-48.5 TO THE CITY CODE OF THE CITY OF GARFIELD, ENTITLED “POLICE DEPARTMENT REORGANIZATION” do now pass on first reading and remain on filed with the City Clerk for public inspection until public hearing thereon and further consideration thereof which shall be held August 9, 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 4, Absent 1 – Councilmember Delaney

Councilmember Mati introduced in writing the following ordinance entitled:

AN ORDINANCE TO AMEND CHAPTER 237 “PEDDLING, SOLICITING AND CANVASSING” OF THE CITY CODE OF THE CITY OF GARFIELD

City Clerk Pavlica read the ordinance by title.

Councilmember Mati moved that this ordinance entitled: “AN ORDINANCE TO AMEND CHAPTER 237 “PEDDLING, SOLICITING AND CANVASSING” OF THE CITY CODE OF THE CITY OF GARFIELD” do now pass on first reading and remain on filed with the City Clerk for public inspection until public hearing thereon and further consideration thereof which shall be held August 9, 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 4, Absent 1 – Councilmember Delaney

Councilmember Mati introduced in writing the following ordinance entitled:

BOND ORDINANCE TO AUTHORIZE THE UNDERTAKING OF THE OUTWATER LANE CURB AND SIDEWALK REPLACEMENT PROJECT IN, BY AND FOR THE CITY OF GARFIELD, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$610,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINCNAE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS

City Clerk Pavlica read the ordinance by title.

Councilmember Mati moved that this ordinance entitled: “BOND ORDINANCE TO AUTHORIZE THE UNDERTAKING OF THE OUTWATER LANE CURB AND SIDEWALK REPLACEMENT PROJECT IN, BY AND FOR THE CITY OF GARFIELD, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$610,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINCNAE 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 filed with the City Clerk for public inspection until public hearing thereon and further consideration thereof which shall be held August 9, 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.

ORDINANCES

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 Delaney

CITIZENS AND TAXPAYERS

Mr. Joseph Suto, 229 Wessington Avenue, said that he received a summons for his sidewalk. He said that when the tree was cut down by the DPW, they broke the sidewalk. He said the sidewalk around City Hall needs to be repaired and said that when the City gets its sidewalk fixed, he hopes they fix his sidewalk.

Ms. Carol Koschig, 23 Spencer Place, questioned if Spencer Place will be paved. She complained about the cleanliness of the City.

Mr. Jesus Rodriguez, 149 Midland Avenue, said that he is representing about eight residents from Marsellus Place and Midland Avenue. He recognized the great job done by the Council. He said that streets are paved, homeowners have been fixing their houses, businesses in the City are growing and everything is looking good. He said that the Police are doing an awesome job and he recognized and thanked the Fire Department and City Hall staff. He spoke about garbage on Wessington Avenue. He spoke about the proposed removal of the transfer station to make room for a Redevelopment Plan. He said that it has been two years and nothing has been done. He said that the First Ward has been neglected. He complained about the odor from the solid waste transfer station at 19-35 Atlantic Street. He said that he sent the Council a video of Garbage Truck Trailers parading to the Transfer Station. He said that they are requesting that for the big humongous trailers that a sign be installed that says no right turn for the big trailers onto Midland Avenue from Commerce Street. He complained about business and handicapped signs. He complained about white lines in front of businesses saying parking for customers only. He said that the police took the sign down and the business owner came to City Hall to request a sign for a Smoke Shop on Midland Avenue. He complained the sign was still up there after certain businesses closed. He complained about the Meltzer Sign on Outwater Lane near Wessington Avenue. He complained about people with handicapped signs who have a driveway. He said that it has become a privilege for other people and he is not taking it anymore. He said that Social Media is very powerful.

Mr. William Copozzi, 88 Midland Avenue, Ms. Elaine Giardino, 109 Marsellus Place; and Mr. Bolivor Nordeo, 82 Midland Avenue; all spoke and asked questions concerning the proposed City Redevelopment of the First Ward and they expressed concern with the potential condemnation of their properties.

Ms. Genevieve Anastos, 78 DeWitt Street, complained about the Lizette Street Playground. She said that there is a need for a light over the DeWitt Street Bridge over Fleisher's Brook.

Ms. Dolores Capizzi, 105 Midland Avenue, said that on August 11, 2015, a resolution was passed for the condemnation of properties through eminent domain. She said that areas in the City that have been redeveloped are absolutely magnificent. She said that the people need to determine what kind of community Garfield wants to be. She questioned if Garfield wanted to be a family community or a transient community. She complained about garbage being collected at 3:45 AM from the businesses on Somerset Street, Hepworth Place and Atlantic Street. She complained that the lights are out by the Veterans Monument at the intersection of Marsellus Place, Harrison Avenue and Midland Avenue.

COUNCILMEMBER COMMENTS

Councilmember Calandriello said for someone to get the names of property owners, one should check with the Tax Assessor. He said that we should pray for Dallas and pray that that never happens again. He said to pray for all our Police Officers and that all our officers are safe.

COUNCILMEMBER COMMENTS

Councilmember Aloia said that there was a lot of good dialogue and transparency tonight and it is good we have these discussions. He said that it was a really good night. He said that he is concerned about Dallas and that we have to respect everyone and each other.

Councilmember Mati spoke on the odor of the transfer station. He said that he knows that the neighborhood needs relief and it should never have been placed in a residential area.

Mayor Raymond said that it was a good night with a lot of dialogue. She said that Redevelopment in the past did not include a lot of residential properties. She said that the City will keep people informed and she said no one wants to take anyone's property. She said that she also wanted to report that the crack down on illegal apartments is going good and so far this year the Court has collected \$56,024.00 in fines. She said that if you see something say something and it will help the police with crime. She said that there is a need to work together. She spoke on a proposed Prayer Gathering to bring the City together.

CLOSED SESSION

Resolution No. 16-279

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 10:30 P.M. on Tuesday, July 12, 2016 to discuss the following as outlined in N.J.S.A. 10:4-12:

- \* 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; (concerns that certain Police Cadets may not make it out of the Police Academy and the possible need to hire additional Police Officers; possible designation or "Acting Police Chief").

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 Delaney

(Sgd) Frank J. Calandriello  
Louis G. Aloia

ADJOURNMENT

After the City Council came out of Closed Session at 10:40 PM, there being no further business, Councilmember Aloia moved to adjourn the meeting. Councilmember Mati duly seconded the motion.

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