

A Regular Meeting of the City Council was held Wednesday, September 7, 2016 at 8:25 PM in the Council Chamber in City Hall, 111 Outwater Lane, Garfield, NJ 07026.

Mayor Tana M. Raymond presided. City Clerk Andrew J. Pavlica announced that the meeting was being held in accordance with provisions of the Open Public Meetings Act and that adequate notice was provided by mail, 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 and City Attorney Representative John Ferraro of the Law Firm of Bruno and Ferraro (for City Attorney John J. Bruno)

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 Aloia duly seconded the motion.

On call of roll, Ayes 5

RESOLUTIONS

Resolution No. 16-319

WHEREAS, St. Stanislaus Kostka Roman Catholic Church will celebrate their annual Polish Celebration Dinner on Sunday, September 11, 2016, and

WHEREAS, the Pulaski Day Parade Committee has consistently proven to be a most worthwhile proponent of the causes of the Polish nation and Polish people, and

WHEREAS, the Mayor and City Council of the City of Garfield wish to acknowledge the successful endeavors of the committee and the contributions of citizens of Polish ancestry,

NOW THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Garfield, Bergen County, New Jersey, that the entire month of October 2016, shall be deemed and designated as "POLISH HERITAGE MONTH", in honor of all citizens of Polish ancestry, St. Stanislaus Kostka Roman Catholic Church, and the Pulaski Day Parade Committee of the City of Garfield,

BE IT FURTHER RESOLVED that Congratulations are also extended to 2016 Garfield Contingent Marshal Andrzej Tomaszewski, and to Miss Alexis Dudek on being named 2016 "Miss Polonia", and to Emily Truszkowski on being named 2016 "Junior Miss Polonia".

On call of roll, Ayes 5

(Sgd) All Five Councilmembers

Resolution No. 16-320

RESOLUTION HONORING THE BERGEN VOLUNTEER CENTER ON ITS 50TH ANNIVERSARY

WHEREAS, the Bergen Volunteer Center was founded in 1966 to meet community needs through the power of volunteers. Its direct service programs organize volunteers to provide invaluable support to some of Bergen County's most vulnerable citizens. The Mentoring Youth program has recruited, trained and supervised volunteer mentors for children who have been abused or neglected; since 1978 Mentoring Youth has provided a trusted mentor to more than 3,700 children. The Mentoring Moms program recruits, trains and supervises mentors for mothers whose children are at-risk for abuse or neglect; since 1995 more than 500 mothers have been matched with a mentor. The Chore Service provides home safety repairs for senior citizens and the disabled free of charge through the volunteer efforts of senior citizens. The Business Volunteer Council organizes corporations to help eliminate hunger and illiteracy; and

WHEREAS, the Bergen Volunteer Center ensures that Bergen County has a pipeline of committed, civic leaders through its training programs: Bergen LEADS for adults and Teen LEADS and Ready-Set-Serve for young people. They also strengthen the nonprofit community by maintaining a database of volunteer opportunities, providing volunteer managers' training and the Expert Exchange workshops and webinars; and

RESOLUTIONS

WHEREAS, Garfield Municipality has benefitted from the efforts of the Bergen Volunteer Center since 2010 in the following ways:

- 104 residents received safety repairs from the Chore Service
- 49 children received a mentor
- 21 mothers received a mentor
- 1 resident participated in Bergen LEADS; and

WHEREAS, residents of Garfield Municipality have supported the Bergen Volunteer Center since 2010 in the following ways:

- 2 served as Mentoring Youth mentors
- 3 served as Mentoring Moms mentors
- 30 supported the Bergen Volunteer Center with their philanthropy; and

NOW, THEREFORE, BE IT RESOLVED that the City Council of Garfield Municipality, County of Bergen, hereby honors the Bergen Volunteer Center for its 50 years of turning caring into action and knowing that the Bergen Volunteer Center is not getting old, it is just getting started.

On call of roll, Ayes 5

(Sgd) Joseph Delaney
Glenn A. Mati

Resolution No. 16-321

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. 0221-33-055-005

Krigla Brewery, LLC
t/a Bistro 399
399 Midland 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. 16-322

WHEREAS, there is a vacancy for the Fourth Alternate position on the Zoning Board of Adjustment, and

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Garfield, Bergen County, New Jersey that Francisco Sanchez of 523 Mac Donald Street, is hereby appointed Fourth Alternate of the Zoning Board of Adjustment, effective immediately for a term that expires January 1, 2017.

On call of roll, Ayes 5

(Sgd) Joseph Delaney
Glenn A. Mati

Resolution No. 16-323

WHEREAS, Fire Company No. 3 has advised that they have accepted Michael W. Jastrzebski of 84 Hudson Street, Apt. 1, Garfield, New Jersey 07026, as a Junior Member, effective July 7, 2016,

NOW THEREFORE BE IT RESOLVED by the City Council of the City of Garfield, Bergen County, New Jersey that the action taken by Fire Company No. 3 with respect to the above matter, is hereby approved.

RESOLUTIONS

On call of roll, Ayes 5

(Sgd) Joseph Delaney
Glenn A. Mati

Resolution No. 16-324

WHEREAS, Fire Company No. 5 has advised that they have accepted Joseph Lynch, 21 Hartmann Avenue, Garfield, New Jersey 07026 as a regular member, effective August 9, 2016,
NOW THEREFORE BE IT RESOLVED by the City Council of the City of Garfield, Bergen County, New Jersey that the action taken by Fire Company No. 5 with respect to the above matter, is hereby approved.

On call of roll, Ayes 5

(Sgd) Joseph Delaney
Glenn A. Mati

Resolution No. 16-325

WHEREAS, Fire Company No. 5 has advised that they have accepted Jan Kowalczyk, 500 Banta Avenue, Garfield, New Jersey 07026 as a regular member, effective August 9, 2016,
NOW THEREFORE BE IT RESOLVED by the City Council of the City of Garfield, Bergen County, New Jersey that the action taken by Fire Company No. 5 with respect to the above matter, is hereby approved.

On call of roll, Ayes 5

(Sgd) Joseph Delaney
Glenn A. Mati

Resolution No. 16-326

WHEREAS, Fire Company No. 5 has advised that they have accepted the resignation of Kirill Yakubov of 97 Semel Avenue, Garfield, New Jersey 07026 as an active member, effective April 5, 2016.
NOW THEREFORE BE IT RESOLVED by the City Council of the City of Garfield that the action taken by Fire Company No. 5 with respect to the above matter, is hereby approved.

On call of roll, Ayes 5

(Sgd) Joseph Delaney
Glenn A. Mati

Resolution No. 16-327

WHEREAS, Fire Company No. 5 has advised that they have accepted the resignation of Christopher Rotio of 264 Midland Avenue, Unit #21, Saddle Brook, New Jersey 07663 as an active member, effective July 5, 2016.
NOW THEREFORE BE IT RESOLVED by the City Council of the City of Garfield that the action taken by Fire Company No. 5 with respect to the above matter, is hereby approved.

On call of roll, Ayes 5

(Sgd) Joseph Delaney
Glenn A. Mati

Resolution No. 16-328

BE IT RESOLVED by the Mayor and Council of the City of Garfield that application is made to the Commissioner of Transportation for aid under the Transportation Alternatives Funding program for:

The Garfield Neighborhood Revitalization Streetscape &
Pedestrian Safety Project, Phase 2.

WHEREAS, the Council has determined that such application(s) should be prepared by Capital Alternatives Corporation, the grants specialists engaged by the City for assistance in such matters.

RESOLVED, that Capital Alternatives Corporation is authorized to prepare, assemble, and submit the necessary documentation on behalf of the City of Garfield for the stated project(s).

On call of roll, Ayes 5

(Sgd) Joseph Delaney
Glenn A. Mati

RESOLUTIONS

Resolution No. 16-329

AUTHORIZING THE CITY OF GARFIELD TO APPLY TO THE NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR TRANSPORTATION ALTERNATIVES PROGRAM FUNDING

WHEREAS, the City of Garfield, State of New Jersey desires to apply to the New Jersey Department of Transportation for grant funding under the Transportation Alternatives Program; and

WHEREAS, the Garfield Neighborhood Revitalization Streetscape and Pedestrian Safety Project (Phase 2) project meets all the criteria necessary to receive funding under the Transportation Alternatives Program; and

WHEREAS, the Garfield Neighborhood Revitalization Streetscape and Pedestrian Safety Project (Phase 2) project will encourage alternative modes of transportation, enhance the travel experience, improve open space and smart growth, and improve the quality of life for the residents of City of Garfield and

WHEREAS, the City of Garfield agrees to assume a commitment for maintenance of the project after construction is completed; and

WHEREAS, the City of Garfield fully supports the proposed Transportation Alternatives project, and

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the City of Garfield, State of New Jersey authorizes the City Manager to submit an electronic grant application identified as TA-2016-Garfield Neighborhood Revitalization and Pedestrian Safety Project (Phase 2)-00010 to the New Jersey Department of Transportation for funding under the Transportation Alternatives Program on behalf of the City of Garfield.

On call of roll, Ayes 5

(Sgd) Joseph Delaney
Glenn A. Mati

Resolution No. 16-330

RESOLUTION OF THE CITY OF GARFIELD AUTHORIZING THE SUBMISSION OF A BERGEN COUNTY OPEN SPACE, RECREATION, FLOOR PLAIN PROTECTION, FARMLAND & HISTORIC PRESERVATION TRUST FUND (BERGEN COUNTY TRUST FUND) GRANT APPLICATION.

WHEREAS, the Bergen County Trust Fund provides grants to municipal governments and to nonprofit organizations for assistance in the acquisition of lands for open space conservation purposes and/or outdoor recreation facilities;

WHEREAS, the City of Garfield desires to further the public interest by obtaining a grant of \$557,500 from the Bergen County Trust Fund to fund the following Garfield Riverwalk Expansion Project; and,

WHEREAS, the City Council of the City of Garfield (Council) has reviewed the Bergen County Trust Fund Program Statement, the County program Open Space Policy and Procedures Manual, and the open space application and instructions and desires to make an application for such a grant and provide application information and furnish such documents as may be required; and,

WHEREAS, as a part of the application process the Council held the required public hearing on September 7, 2016 to receive commends prior to the submission of said application; and,

WHEREAS, the County of Bergen shall determine whether the application is complete and in conformance with the scope and intent of the Bergen County Trust Fund; and,

WHEREAS, the applicant is willing to use the Bergen County Trust Fund in accordance with such rules, regulations, and applicable statuses, and is willing to enter into an agreement with the County of Bergen for the above named project; and,

WHEREAS, if the applicant is successful in acquiring said project through the use of a County Trust Fund grant, then the applicant will permanently preserve said project for an open space conservation and/or outdoor recreation purposes through a recorded deed of easement.

NOW THEREFORE BE IT RESOLVED that the Mayor, City Manager, and Council of the City of Garfield hereby authorize:

1. The submission of the above completed project application to the County by this year's deadline established by the County; and,

RESOLUTIONS

2. That the Mayor, City Manager, and/or City Clerk are hereby authorized to prepare, sign, and submit the said grant application. City Manager Thomas J. Duch, or his successor in said title, is authorized to be the signatory of any subsequent contracts or awards.
3. That, in the event of a Bergen County Trust Fund award that may be less than the grant amount requested above, the applicant has, or will secure, the balance of funding necessary to complete the project; and,
4. That the applicant agrees to comply with all applicable federal, state, and local laws, rules, and regulations in its performance of the project; and,
5. That this resolution shall take effect immediately.

On call of roll, Ayes 5

(Sgd) Joseph Delaney
Glenn A. Mati

Resolution No. 16-331

BE IT RESOLVED, that the Mayor and Council of the City of Garfield wishes to enter into a Grant Agreement with the County of Bergen for the purpose of using \$250,000.00 grant award from the 2015 Funding Round of the Bergen County Open Space, Recreation, Floodplain Protection, Farmland & Historic Preservation Trust Fund (“Trust Fund”) for the acquisition of open space property in the project entitled “Hobart Place Park located in Block 7.02, Lot 1.02, on the tax maps of the City of Garfield;

BE IT FURTHER RESOLVED, that the Mayor and Council hereby authorizes Thomas J. Duch, City Manager of the City of Garfield, to be a signatory to aforesaid Grant Agreement CONTRACT; and

BE IT FURTHER RESOLVED, that the Mayor and Council hereby authorizes Thomas J. Duch, City Manager to sign all County of Bergen Payment Vouchers submitted in conjunction with the aforesaid project.

On call of roll, Ayes 5

(Sgd) Joseph Delaney
Tana M. Raymond

Resolution No. 16-332

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 A61653G located across from 50 Hartman 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 5

(Sgd) Joseph Delaney
Glenn A. Mati

Resolution No. 16-333

A RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT TO SKY CONTRACTING FOR THE DEMOLITION AND REMOVAL OF THE FORMER FIE COMPNAY NO. 3 FIREHOUSE

WHEREAS, the former Fire Company No. 3 Firehouse is located at 60 Willard Street, and;
WHEREAS, chromium contaminated groundwater entered the basement of this structure several decades ago resulting in the immediate closing and relocation of Fire Company No. 3 to its present location on Gaston Avenue, and;

RESOLUTIONS

WHEREAS, the former firehouse has remained abandoned since the early 1990's in a state of disrepair causing an imminent threat to the health and safety of the general public, and;

WHEREAS, the US Environmental Protection Agency (USEPA) has also been involved in conducting testing and will be assist in the removal of any groundwater which may exist within the basement of the firehouse, and;

WHEREAS, proposals were obtained from two contractors to demolish and remove the structure from the property and are summarized as follows:

1. Sky Contracting, LLC.
1385 Valley Road
Wayne, NJ 07470

Proposal dated September 1, 2016 for a Base Bid amount of \$36,950.00

2. Yannuzzi Group
135 Kinnelon Road, Suite 102
Kinnelon, NJ 07405

Proposal dated August 17, 2016 for a Base Bid of \$38,900

WHEREAS, both proposals provide quotations for additional work associated with the removal of an underground concrete vault as well as select backfill alternatives,

WHEREAS, the USEPA was consulted at a meeting held on September 6, 2016 on the pending demolition work and will provide storage tanks for the pump out of all groundwater for ultimate disposal at their expense,

NOW THEREFORE BE IT RESOLVED, the City of Garfield hereby awards an emergency contract to Sky Contracting in the amount of \$36,950 with the further understanding the City Engineer shall oversee the work and report to the City Manager with any recommendations for additional services which may be required to remove the existing structures and coordinate the groundwater concerns with the USEPA.

On call of roll, Ayes 5

(Sgd) Glenn A. Mati
Louis G. Aloia

Resolution No. 16-334

RESOLUTION REQUESTING APPROVAL OF ITEMS OF REVENUE AND APPROPRIATION
NJS 40A:4-87

WHEREAS, NJS 40A4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount was not determined at the time of the adoption of the budget; and

WHEREAS, the Director may also approve the insertion of an item of appropriation for equal amount,

NOW, THEREFORE BE IT RESOLVED, that the Mayor and Council of the City of Garfield in the County of Bergen, New Jersey, hereby requests the Director of the Division of Local Government Service to approve the insertion of an item of revenue in the budget of the year 2016 in the sum of \$20,000.00 which is now available from the State of New Jersey Forestry Services Green Communities Grant and;

BE IT FURTHER RESOLVED, that the sum of \$20,000.00 is hereby appropriated under the caption Green Communities Grant; and

BE IT FURTHER RESOLVED, that the above is the result of funds from the State of New Jersey, Forestry Services Green Communities Grant, in the amount of \$20,000.00.

On call of roll, Ayes 5

(Sgd) Joseph Delaney
Glenn A. Mati

RESOLUTIONS

Resolution No. 16-335

RESOLUTION REQUESTING APPROVAL OF ITEMS OF REVENUE AND APPROPRIATION
NJS 40A:4-87

WHEREAS, NJS 40A4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount was not determined at the time of the adoption of the budget; and

WHEREAS, the Director may also approve the insertion of an item of appropriation for equal amount,

NOW, THEREFORE BE IT RESOLVED, that the Mayor and Council of the City of Garfield in the County of Bergen, New Jersey, hereby requests the Director of the Division of Local Government Service to approve the insertion of an item of revenue in the budget of the year 2016 in the sum of \$55,478.79, which is now available from the Clean Communities Grant and;

BE IT FURTHER RESOLVED, that the sum of \$55,478.79 is hereby appropriated under the caption Clean Communities Grant; and

BE IT FURTHER RESOLVED, that the above is the result of funds from the Clean Communities Grant, in the amount of \$55,478.79.

On call of roll, Ayes 5

(Sgd) Joseph Delaney
Glenn A. Mati

Resolution No. 16-336

RESOLUTION REQUESTING APPROVAL OF ITEMS OF REVENUE AND APPROPRIATION
NJS 40A:4-87

WHEREAS, NJS 40A4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount was not determined at the time of the adoption of the budget; and

WHEREAS, the Director may also approve the insertion of an item of appropriation for equal amount,

NOW, THEREFORE BE IT RESOLVED, that the Mayor and Council of the City of Garfield in the County of Bergen, New Jersey, hereby requests the Director of the Division of Local Government Service to approve the insertion of an item of revenue in the budget of the year 2016 in the sum of \$5,000.00, which is now available from the Emergency Management Agency Assistance Grant and;

BE IT FURTHER RESOLVED, that the sum of \$5,000.00 is hereby appropriated under the caption Emergency Management Agency Assistance Grant; and

BE IT FURTHER RESOLVED, that the above is the result of funds from the Emergency Management Agency Assistance Grant, in the amount of \$5,000.00.

On call of roll, Ayes 5

(Sgd) Joseph Delaney
Glenn A. Mati

Resolution No. 16-337

RESOLUTION REQUESTING APPROVAL OF ITEMS OF REVENUE AND APPROPRIATION
NJS 40A:4-87

WHEREAS, NJS 40A4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount was not determined at the time of the adoption of the budget; and

WHEREAS, the Director may also approve the insertion of an item of appropriation for equal amount,

NOW, THEREFORE BE IT RESOLVED, that the Mayor and Council of the City of Garfield in the County of Bergen, New Jersey, hereby requests the Director of the Division of Local Government Service to approve the insertion of an item of revenue in the budget of the year 2016 in the sum of \$5,000.00, which is now available from the Click It or Ticket Grant and;

BE IT FURTHER RESOLVED, that the sum of \$5,000.00 is hereby appropriated under the caption Click It or Ticket Grant; and

RESOLUTIONS

BE IT FURTHER RESOLVED, that the above is the result of funds from the Click It or Ticket Grant, in the amount of \$5,000.00.

On call of roll, Ayes 5

(Sgd) Joseph Delaney
Glenn A. Mati

Resolution No. 16-338

RESOLUTION REQUESTING APPROVAL OF ITEMS OF REVENUE AND APPROPRIATION
NJS 40A:4-87

WHEREAS, NJS 40A4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount was not determined at the time of the adoption of the budget; and

WHEREAS, the Director may also approve the insertion of an item of appropriation for equal amount,

NOW, THEREFORE BE IT RESOLVED, that the Mayor and Council of the City of Garfield in the County of Bergen, New Jersey, hereby requests the Director of the Division of Local Government Service to approve the insertion of an item of revenue in the budget of the year 2016 in the sum of \$1,000.00, which is now available from the Amerigroup Grant and;

BE IT FURTHER RESOLVED, that the sum of \$1,000.00 is hereby appropriated under the caption Amerigroup Grant; and

BE IT FURTHER RESOLVED, that the above is the result of funds from the Amerigroup Grant, in the amount of \$1,000.00.

On call of roll, Ayes 5

(Sgd) Joseph Delaney
Glenn A. Mati

Resolution No. 16-339

RESOLUTION REQUESTING APPROVAL OF ITEMS OF REVENUE AND APPROPRIATION
NJS 40A:4-87

WHEREAS, NJS 40A4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount was not determined at the time of the adoption of the budget; and

WHEREAS, the Director may also approve the insertion of an item of appropriation for equal amount,

NOW, THEREFORE BE IT RESOLVED, that the Mayor and Council of the City of Garfield in the County of Bergen, New Jersey, hereby requests the Director of the Division of Local Government Service to approve the insertion of an item of revenue in the budget of the year 2016 in the sum of \$6,284.87, which is now available from the Alcohol Education and Rehab (DWI) Grant and;

BE IT FURTHER RESOLVED, that the sum of \$6,284.87 is hereby appropriated under the caption Alcohol Education and Rehab (DWI) Grant; and

BE IT FURTHER RESOLVED, that the above is the result of funds from the Alcohol Education and Rehab (DWI) Grant, in the amount of \$6,284.87.

On call of roll, Ayes 5

(Sgd) Joseph Delaney
Glenn A. Mati

Resolution No. 16-340

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 Apex Property Group (Rivergate Associates) 442 River Drive, Garfield, New Jersey 07026 Block 81/Lot 51 in the amount of \$740.00 for Engineering Fees and \$0.00 for Attorney fees since 5/10/16 for a total amount of \$740.00 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;

RESOLUTIONS

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

Resolution No. 16-341

WHEREAS the Receiver of Taxes reports that she has received a request from the following property owner for a refund due to a Tax Court Judgment for the year 2012.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Garfield, that the proper offices are hereby authorized to issue a check refunding this overpayment and forward same to the Receiver of Taxes for the purpose of noting her records and for mailing to the property owner.

BLOCK	LOT	OWNER	REASON	AMOUNT
141	41	“Michael I. Schneck, Trustee for Outwater Enterprises, Inc. c/o J. Pisa”	TCJ	\$ 6,366.61

On call of roll, Ayes 5

(Sgd) Joseph Delaney
Glenn A. Mati

Resolution No. 16-342

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

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Garfield, that the proper offices are hereby authorized to issue a check refunding this overpayment and forward same to the Receiver of Taxes for the purpose of noting her records and for mailing to the property owner.

BLOCK	LOT	OWNER	REASON	AMOUNT
141	41	“Michael I. Schneck, Trustee for Outwater Enterprises, Inc. c/o J. Pisa”	TCJ	\$ 4,002.41

On call of roll, Ayes 5

(Sgd) Joseph Delaney
Glenn A. Mati

Resolution No. 16-343

WHEREAS the Receiver of Taxes reports that she has received a request from the following property owner for a refund due to a Tax Court Judgment for the year 2014.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Garfield, that the proper offices are hereby authorized to issue a check refunding this overpayment and forward same to the Receiver of Taxes for the purpose of noting her records and for mailing to the property owner.

BLOCK	LOT	OWNER	REASON	AMOUNT
141	41	“Michael I. Schneck, Trustee for Outwater Enterprises, Inc. c/o J. Pisa”	TCJ	\$ 4,080.18

On call of roll, Ayes 5

(Sgd) Joseph Delaney
Glenn A. Mati

Resolution No. 16-344

WHEREAS the Receiver of Taxes reports that she has received a request from the following property owner for a refund due to a Tax Court Judgment for the year 2014.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Garfield, that the proper offices are hereby authorized to issue a check refunding this overpayment and forward same to the Receiver of Taxes for the purpose of noting her records and for mailing to the property owner.

Regular Meeting September 7, 2016, Continued

RESOLUTIONS

BLOCK	LOT	OWNER	REASON	AMOUNT
113	1	Dente Pal Associates, LLC	TCJ	\$ 642.75

On call of roll, Ayes 5

(Sgd) Joseph Delaney
Glenn A. Mati

Resolution No. 16-345

WHEREAS the Receiver of Taxes reports that she has received a request from the following property owner for a refund due to a Tax Court Judgment for the year 2015.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Garfield, that the proper offices are hereby authorized to issue a check refunding this overpayment and forward same to the Receiver of Taxes for the purpose of noting her records and for mailing to the property owner.

BLOCK	LOT	OWNER	REASON	AMOUNT
141	41	“Michael I. Schneck, Trustee for Outwater Enterprises, Inc. c/o J. Pisa”	TCJ	\$ 4,191.27

On call of roll, Ayes 5

(Sgd) Joseph Delaney
Glenn A. Mati

Resolution No. 16-346

WHEREAS the Receiver of Taxes reports that she has received a request from the following property owner for a refund due to a Tax Court Judgment for the year 2015.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Garfield, that the proper offices are hereby authorized to issue a check refunding this overpayment and forward same to the Receiver of Taxes for the purpose of noting her records and for mailing to the property owner.

BLOCK	LOT	OWNER	REASON	AMOUNT
113	1	Dente Pal Associates, LLC	TCJ	\$ 660.25

On call of roll, Ayes 5

(Sgd) Joseph Delaney
Glenn A. Mati

Resolution No. 16-347

WHEREAS the Receiver of Taxes reports that she has received a request from the following property owners for a refund due to over paid taxes for the year 2016.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Garfield, that the proper offices are hereby authorized to issue a check refunding this over payment and forward same to the Receiver of Taxes for the purpose of noting her records and for mailing to the property owner.

BLOCK	LOT	OWNER	REASON	AMOUNT
78	36	CoreLogic	O/P	\$213.23

On call of roll, Ayes 5

(Sgd) Joseph Delaney
Glenn A. Mati

Resolution No. 16-348

WHEREAS the Receiver of Taxes reports that she has received a request from the following property owners for a refund due to over paid taxes for the year 2016.

NOW THEREFORE, BE IT RESOLVED by the City Council of the City of Garfield, that the proper offices are hereby authorized to issue a check refunding this over payment and forward same

RESOLUTIONS

to the Receiver of Taxes for the purpose of noting her records and for mailing to the property owner.

BLOCK	LOT	OWNER	REASON	AMOUNT
55	26	Community Bank of Bergen County	O/P	\$1,166.15
101.01	4	Community Bank of Bergen County	O/P	\$4,259.73

On call of roll, Ayes 5

(Sgd) Joseph Delaney
Glenn A. Mati

Resolution No. 16-349

WHEREAS, the governing body of the City of Garfield, County of Bergen, State of New Jersey, desires to collect all taxes, assessments, and other Municipal charges that are now delinquent; and WHEREAS, the Tax Collector is directed to sell all municipal delinquencies through December 31, 2015 in a manner prescribed by N.J.S.A. 54-5-19, and as amended by Chapter 99, Public Laws of 1997:

NOW HEREOFRE BE IT RESOLVED by the governing body of the City of Garfield, that the Tax Collector is hereby authorized and directed to sell all Municipal liens in accordance with New Jersey law, and as stated above on October 6, 2016 at 9:30 AM.

On call of roll, Ayes 5

(Sgd) Joseph Delaney
Glenn A. Mati

Resolution No. 16-350

See

The

following pages _____

for

Capital

Budget

Amendment

RESOLUTIONS

Resolution No. 16-351

RESOLUTION AUTHORIZING TEMPORARY APPOINTMENT OF ACTING DEPUTY MAYOR

WHEREAS, pursuant to Local Ordinance, Glenn A. Mati was appointed Deputy Mayor for the City of Garfield; and

WHEREAS, pursuant to the provisions of state and local law, the Deputy Mayor shall serve in the place of the Mayor and perform all functions of the Mayor in the Mayor's absence; and

WHEREAS, on Sunday, October 16, 2016, it will be necessary and appropriate to temporarily appoint Joseph Delaney as Deputy Mayor for the City of Garfield in order to perform the marriage ceremony of William Peterson Jr. and Shannon Wolfson, and

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

1. Councilman Joseph Delaney be and is hereby appointed Deputy Mayor for the City of Garfield to perform the marriage ceremony of William Peterson Jr. and Shannon Wolfson, and
2. This temporary appointment shall be solely for the purpose of performance of this marriage ceremony and for no other reason. Similarly, no additional authority is granted hereby other than to perform said ceremony and to execute any and all documents which may be necessary in order to effectuate the provision of this Resolution and to confirm the performance of the marriage ceremony as described above.

BE IT FURTHER RESOLVED that the City Clerk be and he is hereby authorized and directed to forward certified copies of the within Resolution to Councilman Joseph Delaney.

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

(Sgd) Joseph Delaney
Tana M. Raymond

Resolution No. 16-352

RESOLUTION AUTHORIZING TEMPORARY APPOINTMENT OF ACTING DEPUTY MAYOR

WHEREAS, pursuant to Local Ordinance, Glenn A. Mati was appointed Deputy Mayor for the City of Garfield; and

WHEREAS, pursuant to the provisions of state and local law, the Deputy Mayor shall serve in the place of the Mayor and perform all functions of the Mayor in the Mayor's absence; and

WHEREAS, on Saturday, September 10, 2016, it will be necessary and appropriate to temporarily appoint Joseph Delaney as Deputy Mayor for the City of Garfield in order to perform the marriage ceremony of Noah Michael Murphy and Jennifer Romanowski, and

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

1. Councilman Joseph Delaney be and is hereby appointed Deputy Mayor for the City of Garfield to perform the marriage ceremony of Noah Michael Murphy and Jennifer Romanowski, and
2. This temporary appointment shall be solely for the purpose of performance of this marriage ceremony and for no other reason. Similarly, no additional authority is granted hereby other than to perform said ceremony and to execute any and all documents which may be necessary in order to effectuate the provision of this Resolution and to confirm the performance of the marriage ceremony as described above.

BE IT FURTHER RESOLVED that the City Clerk be and he is hereby authorized and directed to forward certified copies of the within Resolution to Councilman Joseph Delaney.

RESOLUTIONS

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

(Sgd) Joseph Delaney
Glenn A. Mati

Resolution No. 16-353

AUTHORIZING SETTLEMENT IN THE MATTER OF CITY OF GARFIELD V. INSERRA
WHEREAS, the City of Garfield acquired Title to property known as 779 River Drive, Garfield, New Jersey through eminent domain;
WHEREAS, there remains in deposit the sum of \$94,210.00 for remediation work;
WHEREAS, the Defendant has moved before the Court for the release of sum to them;
WHEREAS, the City wishes to resolve the Motion for the return of the escrow without further litigation;
WHEREAS, the settlement proposal represents a fair and reasonable resolution of the matter;
NOW THEREFORE BE IT RESOLVED, by the City Council of the City of Garfield, that the City Manager is authorized to enter into a settlement agreement with Inserra wherefore Inserra will receive the sum of \$15,000.00 in escrow and the City of Garfield will receive the remainder of escrow plus interest accrued.

On call of roll, Ayes 5

(Sgd) Joseph Delaney
Glenn A. Mati

Resolution No. 16-354

RESOLUTION AUTHORIZING THE CITY MANAGER, THOMAS J. DUCH, TO ENTER INTO A LEASE AGREEMENT FOR THE PROPERTY LOCATED AT 160 BELMONT AVENUE FOR THE PURPOSE OF TEMPORARILY RELOCATING THE GARFIELD CITY POLICE STATION
WHEREAS the City of Garfield is in need to temporarily relocate the Garfield Police Station while construction in taking place on the new Police Station;
WHEREAS the former Latin Percussion Building located at 160 Belmont Avenue, Garfield, New Jersey would be an ideal location to house the new temporary Police Station;
NOW, THEREFORE, BE IT RESOLVED that on the 7th day of September 2016, the Mayor and Council of the City of Garfield authorize the City Manager, Thomas J. Duch, to enter into a lease agreement, pursuant to terms he deems appropriate, for the property located at 160 Belmont Avenue, Garfield, NJ, for the purpose of housing a temporary Police Station for the City of Garfield Police Department.

PASSED, APPROVED, AND EFFECTIVE on this 7th day of September, 2016.

On call of roll, Ayes 5

(Sgd) Glenn A. Mati
Louis G. Aloia

Resolution No. 16-355

RESOLUTION AUTHORIZING THE APPROPRIATE CITY OFFICIALS TO ENTER INTO AN AGREEMENT WITH INTERSTATE WASTE SERVICES OF NEW JERSEY, INC.
WHEREAS the City of Garfield received the following bid to provide Recyclables Collection and Disposal for the City of Garfield for a period of five (5) years:

- Interstate Waste Services of New Jersey, Inc., 300 Frank W. Burr Blvd., Suite 39, Teaneck, NJ 07666 – \$1,442,450.05.

WHEREAS the Mayor and Council of City of Garfield authorizes the City Manager, Thomas J. Duch, to enter into an agreement with Interstate Waste Services of New Jersey, Inc., to provide Recyclables Collection and Disposal for the City of Garfield for a period of five (5) years.
NOW, THEREFORE, BE IT RESOLVED that on the 7th day of September 2016, the City of Garfield approves the agreement with Interstate Waste Services of New Jersey, Inc., to provide Recyclables Collection and Disposal for the City of Garfield for a period of five (5) years and the price of \$1,442,450.05.

PASSED, APPROVED, AND EFFECTIVE on this 7th day of September, 2016.

RESOLUTIONS

On call of roll, Ayes 3,
Nays 1 – Councilmember Delaney
Abstain 1 – Councilmember Calandriello

(Sgd) Glenn A. Mati
Louis G. Aloia

BILLS AND CLAIMS

Resolution No. 16-356

RESOLVED by the City Council of the City of Garfield that the following bills No. 1979 to 1985 covering Trust Other and Dog Trust and Community Policing Trust Fund totaling \$167,704.38 and the Current Fund totaling \$2,544,720.04 and the Current Water Fund totaling \$294,013.93 and the General Capital Fund totaling \$262,272.21 and Water Capital totaling \$15,157.98 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 thirty eight (38) items prior to the meeting be ratified.

See

the

Following Pages Numbered _____

For

Bills

And

Claims

ORDINANCES

Ordinance No. 2750

The following entitled ordinance was introduced at a Regular Meeting held Tuesday, August 9, 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 FIX THE SALARY, WAGES AND COMPENSATION OF CERTAIN OFFICERS AND EMPLOYEES OF THE CITY OF GARFIELD, BERGEN COUNTY, NEW JERSEY

City Clerk Pavlica read the ordinance by title.

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

There being none, Mayor Raymond declared the public hearing closed.

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

On call of roll, Ayes 5

Ordinance No. 2751

The following entitled ordinance was introduced at a Regular Meeting held Tuesday, August 9, 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 FIX THE SALARY, WAGES AND COMPENSATION OF CERTAIN OFFICERS AND EMPLOYEES OF THE CITY OF GARFIELD, BERGEN COUNTY, NEW JERSEY

City Clerk Pavlica read the ordinance by title.

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

There being none, Mayor Raymond declared the public hearing closed.

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

On call of roll, Ayes 5

Ordinance No.

The following entitled ordinance was introduced at a Regular Meeting held Tuesday, July 12, 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, the public hearing on this ordinance was held on August 9, 2016 at which meeting the ordinance was tabled, and the City Council can now proceed with the final passage:

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.

ORDINANCES

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

On call of roll, Nays 5

ORDINANCE DEFEATED

Councilmember Mati introduced in writing the following ordinance entitled:

AN ORDINANCE TO AMEND CHAPTER 23 “FIRE DEPARTMENT” OF THE CODE OF THE CITY OF GARFIELD SPECIFICALLY 23-5 THEREIN ENTITLED “REQUIREMENTS OF MEMBERSHIP”

City Clerk Pavlica read the ordinance by title.

Councilmember Delaney moved that this ordinance entitled: “AN ORDINANCE TO AMEND CHAPTER 23 “FIRE DEPARTMENT” OF THE CODE OF THE CITY OF GARFIELD SPECIFICALLY 23-5 THEREIN ENTITLED “REQUIREMENTS OF MEMBERSHIP” do now pass on first reading and remain on file with the City Clerk for public inspection until public hearing thereon and further consideration thereof which shall be held September 20, 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 Delaney, was on roll call adopted by the following vote and the motion was declared adopted and said ordinance passed on first reading: Ayes 5.

Councilmember Mati introduced in writing the following ordinance entitled:

BOND ORDINANCE TO AUTHORIZE THE ACQUISITION OF A FRONT END LOADER AND TWO DUMP TRUCKS, INCLUDING ORIGINAL APPARATUS AND EQUIPMENT, FOR THE USE OF THE DEPARTMENT OF PUBLIC WORKS IN, BY AND FOR THE CITY OF GARFIELD, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$515,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS

City Clerk Pavlica read the ordinance by title.

Councilmember Mati moved that this ordinance entitled: “BOND ORDINANCE TO AUTHORIZE THE ACQUISITION OF A FRONT END LOADER AND TWO DUMP TRUCKS, INCLUDING ORIGINAL APPARATUS AND EQUIPMENT, FOR THE USE OF THE DEPARTMENT OF PUBLIC WORKS IN, BY AND FOR THE CITY OF GARFIELD, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$515,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS” do now pass on first reading and remain on file with the City Clerk for public inspection until public hearing thereon and further consideration thereof which shall be held September 20, 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, Nays 1 – Councilmember Delaney.

CITIZENS AND TAXPAYERS

Mr. Anthony Morales, 90 Passaic Street, praised the DPW on collection of garbage on Passaic Street. He said that the transfer station has had no odors recently which is a good thing. He said that PSE&G is working with the people. He asked about the Redevelopment Plan of the First Ward. He spoke on the resolution awarding the Recycling Contract.

Mr. Angel Quiles, 95 Willard Street, spoke on the need to knock down old Fire House No. Three located at 58 Willard Street. He questioned the City's plan for the property. He said that the First Ward needs a park. He asked if the City would have a joint commemoration with the Middle School at 1:30 PM on Friday, September 9, 2016 because Sunday marks the 15th Anniversary of September 11th. He spoke on VFW Comedy Night scheduled to be held on September 23, 2016.

Mr. Jesus Rodriguez, 149 Midland Avenue, asked about the 100th Anniversary of the City of Garfield which will be celebrated in 2017. He asked questions about a proposed ordinance regulating turns from Commerce Street onto Midland Avenue by trucks. He spoke on the construction of a new public school at the intersection of Passaic Street and Marsellus Place. He asked questions on the proposed Redevelopment Plan of the First Ward. He spoke on the need for a street light at or near 151 Midland Avenue. He complained about the Transfer Station located at 19-35 Atlantic Street.

Mr. Mario Norcia, 520 Outwater Lane, complained about his taxes. He said that the City Manager and Deputy City Manager are overpaid because they did not help him to his satisfaction regarding a matter involving PSE&G. He complained about the City having too many cops.

Mr. Jerry Barrabas, 1 Garden Court East, spoke on the Eastern Overall/Sketchley Services site at the east end of Schley Street. He complained about dust being stirred up from the site by the contractors as they clean up the site.

Mr. Erol Sehovic, 162 Schley Street, spoke on the environmental cleanup of the Eastern Overall/Skechley Services site at the east end of Schley Street along the train tracks.

Mr. Noel Quiles, 20 Orchard Street, asked questions concerning an alleged chromium contamination at old Fire House No. Three located at 58 Willard Street.

Ms. Grace Barbaras, 1 Garden Court East, asked about the time table for the construction at the old Eastern Overall/Sketchley Services site. She complained about the vibrations and the shaking of her house due to the heavy equipment involved with the cleanup of the site. She complained about the dust from the site.

Mr. Robert Ridarick, 91 Belmont Avenue, spoke on PSE&G allegedly agreeing to pave Belmont Avenue from River Drive to Spring Street.

Mr. Gerald Walis, 77 Hartmann Avenue, spoke about the proposed ordinance concerning membership in the Fire Department and how he claimed that Fire Company No. Four never was presented with the ordinance prior to its introduction this evening.

Mr. Sean Delahanty, 15 Spring Street, spoke on the resolution authorizing the temporary location of the Police Department near the intersection of Belmont Avenue and Spring Street. He questioned the placement of a 24 hour operation into a residential area and he spoke about increased parking and traffic hardships in the area.

COUNCILMEMBER COMMENTS

Councilmember Calandriello spoke on Well 1A being reactivated. He spoke on the City Engineer obtaining records from the DEP about contamination and cleanup of the gas station that was at the southeast corner of the intersection of Outwater Lane and Midland Avenue. He spoke on the plan to obtain DPW equipment. He spoke on a summer jobs program. He spoke on the resolution awarding a contract for Recyclable Services. He spoke on the 15th Anniversary of the September 11th tragedy.

COUNCILMEMBER COMMENTS

Councilmember Aloia spoke on the Summer Job Program. He spoke on the acquisition of DPW Equipment. He spoke about Mr. Morales “taking possession” of Passaic Street. He spoke on the cleanup of Fire House No. Three and the plan to knock the building down. He said that if a park is established there, the park should be renamed in connection with September 11th.

Councilmember Delaney spoke on the acquisition of DPW equipment. He said that bucket loaders should last more than ten years. He spoke on the recyclable contract. He spoke on a Special Olympics resolution he would like to have for next meeting. He made a commitment to keep the City Council Election campaign clean.

Councilmember Mati spoke on running a clean campaign. He spoke on property maintenance issues and foreclosures. He spoke on the DPW cleaning up properties in foreclosure and putting a lien on the property. He spoke on the fifteenth anniversary of the September 11th tragedy. He said that he believes that the City of Garfield is heading in the right direction.

Mayor Raymond spoke on Veterans participating in the September 11th commemoration at the Middle School on Friday, September 9th. She spoke on the hardships the neighbors experience from the Solid Waste Transfer Station at 19-35 Atlantic Street. She spoke about honoring those Garfield citizens participating in the Special Olympics. She spoke on property maintenance issues. She spoke on Polish Night this coming Sunday. She spoke on the City collecting \$87,000 in illegal apartment fines. She spoke about illegal apartments.

ADJOURNMENT

At 10:50 PM, there being no further business, Councilmember Mati moved to adjourn the meeting. Councilmember Aloia duly seconded the motion.

On call of roll, Ayes 5

Andrew J. Pavlica, CITY CLERK