

Borough of Garwood
Meeting of the Mayor and Council
February 9, 2016

Start Time: _____

Moment of Silence, followed by a Salute to the Flag.

Adequate notice of this meeting was provided to the Westfield Leader, and UC Local Source, advertised on January 7, 2016, notification was sent to the Star Ledger and prominently posted on the municipal public bulletin board and filed in the office of the municipal clerk informing the Public of the time and place according to the Provisions of the Open Public Meeting Law (Chapter 231, P.L. 1975).

ROLL CALL:

| | | | |
|----------------------|-------|-------------------------------|-------|
| Mayor Lombardo | _____ | | |
| Councilwoman Cuccaro | _____ | Councilman Sarno | _____ |
| Councilman Martin | _____ | Councilwoman Todisco | _____ |
| Councilman Mathieu | _____ | Council President Petruzzelli | _____ |

MINUTES:

Regular, Workshop and Executive Session Minutes of the Mayor and Council held on January 26, 2016

Motion _____ Second _____, to accept minutes as presented.

COMMUNICATIONS:

- 1) **NEW JERSEY STATE LEAGUE OF MUNICIPALITIES –**
 - a. Mayor's Advisory –
 - i. 01/22/16, RE: Weekly Update
 - ii. 01/25/16, RE: Daily Update
 - iii. 01/26/16, RE: Daily Update
 - iv. 01/27/16, RE: Seminar Round Up - New Programs Added!
 - v. 02/01/16, RE: Weekly Update
- 2) **UNION COUNTY BOARD OF CHOSEN FREEHOLDERS –** 01/26/2016, RE: Solid Waste Ordinance 770-2016 Introduction - 02/01/16, RE: Special Meeting on Thursday, February 4, 2016
- 3) **DIVISION OF LOCAL GOVERNMENT SERVICES** - 01/26/16, RE: : LFN 2016-02: State of Emergency Relating to Snow Storm
- 4) **BRUCE PATERSON** – 02/02/16, RE: Recent RVSA presentation of 1/26/2016, Council meeting
- 5) **RAHWAY VALLEY SEWERAGE AUTHORITY** – 01/28/16, RE: Minutes from the meeting held on December 17, 2015
- 6) **GARWOOD BOARD OF HEALTH** – 02/02/2016, RE: Minutes from the meeting held on January 20, 2016

ORDINANCES:

ORDINANCE NO. 16-01

AN ORDINANCE TO AMEND §83-7 (NON-LIFE HAZARD USES) IN ARTICLE I, FIRE PREVENTION (MAINTENANCE) CODE IN CHAPTER 83 (FIRE PREVENTION) OF THE CODE OF THE BOROUGH OF GARWOOD TO REVISE CERTAIN FEES FOR INSPECTIONS.

Motion _____ Second _____, to introduce Ordinance 16-01.

Roll Call:

| | | | |
|----------------------|-------|-------------------------------|-------|
| Councilwoman Cuccaro | _____ | Councilman Sarno | _____ |
| Councilman Martin | _____ | Councilwoman Todisco | _____ |
| Councilman Mathieu | _____ | Council President Petruzzelli | _____ |

COUNCIL STANDING COMMITTEE REPORTS AND OTHER REPORTS:

POLICE: Councilman Sarno, Chr.

PUBLIC HEALTH: Councilwoman Cuccaro

STREETS AND ROADS/ECOLOGY: Councilman Petruzzelli, Chr.

FIRE: Councilwoman Cuccaro, Chr.

FINANCE: Councilwoman Todisco, Chr.

BUILDINGS AND GROUNDS: Councilman Mathieu, Chr.

LAWS AND LICENSES: Councilman Martin, Chr.

RECREATION: Councilman Martin Chr.

GARWOOD SENIOR CITIZEN LIASON: Councilwoman Cuccaro

LIBRARY, MAYOR'S REPRESENTATIVE: Councilman Petruzzelli

SCHOOL BOARD LIAISON: Councilman Sarno

CELEBRATION OF PUBLIC EVENTS AND HOLIDAYS LIAISON:
Councilwoman Todisco

UNION COUNTY AIR TRAFFIC NOISE ADVISORY BOARD REPRESENTATIVE:
Councilman Mathieu

ADMINISTRATIVE REVIEW COMMITTEE: Councilwoman Todisco

HISTORICAL COMMITTEE: Councilwoman Todisco

OFFICER'S REPORTS:

Len Di Stefano, Zoning Code Enforcement Officer monthly report for January 2016
 Municipal Court Administrator Martha Marino: Garwood Municipal Court Operations, January through December 2015

PUBLIC COMMENT:

Is there anyone in the audience who wishes to address the mayor and council please step to the microphone, sign in and state your full name and address. Please limit your comments to three minutes.

UNFINISHED BUSINESS:

CONSENT AGENDA
 (Adoption upon Roll Call)

"Consent agenda items are considered to be routine and will be enacted with a single motion; any items requiring expenditure are supported by a Certification of Availability of funds; any item requiring discussion will be removed from the Consent Agenda; all Consent Agenda items will be reflected in the full minutes."

RESOLUTION NO. 16-149

BE IT RESOLVED, by the Mayor and Council of the Borough of Garwood, in the County of Union, State of New Jersey, that the license to conduct an On-Premise Merchandise Raffle and an On-Premise 50/50 on March 16, 2016, to be held at the Westwood, 438 North Avenue, Garwood, NJ at 6:00 p.m., is hereby granted to Project Home of Cranford, pursuant to Application Number RA #1064 and RA #1065.

RESOLUTION NO. 16-150

WHEREAS, Michael Tharaldsen has faithfully and conscientiously served the citizens of our Borough as Fire Chief from January 1, 2013 until December 31, 2015; and

WHEREAS, Michael Tharaldsen has dedicated many years as a firefighter moving his way up the ranks serving three years to public service as the Chief, giving his personal time to serve the citizens of Garwood as the highest rank, Fire Chief of the Borough of Garwood; and

WHEREAS, the Governing Body of the Borough of Garwood wish to publicly acknowledge and commend him for his loyal and dedicated service to all the people of the Borough of Garwood.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Garwood do hereby express "Best Wishes" to Michael Tharaldsen and his family in the coming years; and

BE IT FURTHER RESOLVED that the Mayor and Municipal Clerk be and they are hereby authorized to affix their signatures to a copy of this resolution, which shall be presented to him.

RESOLUTION NO. 16-151

BE IT RESOLVED, by the Mayor and Council of the Borough of Garwood, in the County of Union, State of New Jersey, that the license to conduct an On-Premise Merchandise Raffle and an On-Premise 50/50 on March 11, 2016, to be held at the Westwood, 438 North Avenue, Garwood, NJ at 6:00 p.m., is hereby granted to PTO Jefferson School, pursuant to Application Number RA #1066 and RA #1067.

RESOLUTION NO. 16-152

WHEREAS, the Mayor and Council of the Borough of Garwood, County of Union, State of New Jersey, hereby directs the transfers of 2015 budget appropriations be and they are hereby made:

2015 Budget Transfer #5

Resolution #16-152

| FROM: | Department | Account Name | Account Number | Amount |
|--------------|-------------------|---------------------------|-----------------------|-----------------|
| | Group Insurance | Employer-Retired | 5-01-23-220-200-1010 | 5,200.00 |
| | | | | <u>5,200.00</u> |
| TO: | | | | |
| | Legal | Legal Fees-Municipal Atty | 5-01-20-155-200-0950 | 5,200.00 |
| | | | Total | <u>5,200.00</u> |

RESOLUTION NO. 16-153

BE IT RESOLVED, by the Mayor and Council of the Borough of Garwood, in the County of Union, State of New Jersey, that the license to conduct an On-Premise Merchandise Raffle on March 11, 2016, to be held at the Westwood, 438 North Avenue, Garwood, NJ at 6:00 p.m., is hereby granted to YMCA Westfield, pursuant to Application Number RA #1068.

RESOLUTION NO. 16-154

WHEREAS, on December 7, 2015, PBA Local 117 filed two (2) grievances in accordance with the Collective Negotiations Agreement (hereinafter "CNA") between the parties, specifically, Article IV, Grievance Procedure, alleging violations of Articles XI, C(2) and XII, G and other applicable articles and an alleged past practice regarding call ins; and

WHEREAS, in accordance with Article IV, Grievance Procedure of the "CNA", the grievance was denied at Step A by the Chief of Police; and
WHEREAS, the grievance moved to Step B and was subsequently denied by Police Commissioner Samo on January 13, 2016; and
WHEREAS, in accordance with Article IV Grievance Procedure of the "CNA" on January 19, 2016, PBA President Czachorowski requested the grievance to move to Step C; and
WHEREAS, in accordance Step C of Article IV, Grievance Procedure of the "CNA" within **fifteen (15)** work days from notice on January 26, 2016, in executive session at the Regular Meeting of the Mayor and Council, one or more members of the Grievance Committee designated by the PBA met with the Mayor and Council to attempt to settle the dispute; and
WHEREAS, on January 26, 2016 at said meeting the matter was not settled and further discussed by the Mayor and Council; and
NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Garwood that the response to the above named Grievance-Overtime Violation is hereby denied in accordance with Step C of Article IV, Grievance Procedure of the "CNA" within fifteen (15) work days from January 26, 2016; and
BE IT FURTHER RESOLVED that the Municipal Clerk is hereby authorized and directed to notify the Grievance Committee that the Grievance is denied.

RESOLUTION NO. 16-155

BE IT RESOLVED, by the Council of the Borough of Garwood that Christina M. Ariemma, Administrator/Clerk, be and she is hereby authorized and directed to sign agreement with A.D.P. for payroll services for 1/1/2016 to 12/31/2016 including the addendum to the agreement with A.D.P. payroll services in accordance with N.J.A.C. 5:30-17; and
BE IT RESOLVED, by the Council of the Borough of Garwood that Sandra Bruns, Chief Financial Officer/Treasurer, be and she is hereby appointed the approval officer and person responsible for authorizing and supervising the activities of the payroll service and shall further be charged with the reconciliation and analysis of all general ledger accounts affected by the activities of the disbursing organization; and
BE IT FURTHER RESOLVED that fees for this service for 2016 are \$10,568.51 of which \$10,000 is paid by Investor's Bank on behalf of the Borough of Garwood.

RESOLUTION NO. 16-156

BE IT RESOLVED, by the Council of the Borough of Garwood, County of Union, State of New Jersey hereby approves the list of members eligible for 2015 LOSAP Benefits from the Garwood Fire Department.
BE IT FURTHER RESOLVED, that the list attached be and is hereby made part of this resolution.

RESOLUTION NO. 16-157

WHEREAS, on December 3, 2015 in accordance with procedure LOSAP Administrator Christina Ariemma provided a memo to the qualifying agencies of the adopted rules and procedure for submission of members names that reached the acceptable points in accordance with Chapter 19, Section 5 of the Code of the Borough of Garwood for receipt of LOSAP benefits for year 2015; and
WHEREAS, lists are to be submitted to the LOSAP Administrator for review no later than January 31, 2016 as indicated in the instructions provided; and
WHEREAS, the Garwood First Aid Squad (GFAS) is a qualifying agency for LOSAP for its members who reach the point schedule in accordance with code; and
WHEREAS, I, Christina M. Ariemma, Borough Administrator/Clerk, LOSAP Administrator hereby certify that **no list was received** from the GFAS for 2015.
THEREFORE, BE IT RESOLVED, by the Council of the Borough of Garwood, County of Union, State of New Jersey hereby certify that no list was received and no members qualified for LOSAP benefits from the GFAS for 2015.
BE IT FURTHER RESOLVED, that Ms. Ariemma is hereby directed to forward a copy of this Resolution to the GFAS.

RESOLUTION NO. 16-158

BE IT RESOLVED, by the Council of the Borough of Garwood County of Union, State of New Jersey hereby direct the payroll for former Garwood Police Officer Andrew Horan for unused compensatory time as prepared by the Police Chief and in accordance with the Fair Labor Standards Act, and Garwood Police Department S.O.P. Use of Time Accrued Policy in the Borough of Garwood as follows.

| Description | Hourly Rate | Hours | Amount |
|---|-------------|-------|------------|
| Compensatory Time Due – Voluntary Resignation on 12/26/15 | \$30.34 | 272 | \$8,252.48 |

BE IT FURTHER RESOLVED that the CFO/Treasurer be and she is hereby authorized to execute to the above.

RESOLUTION NO. 16-159

BE IT RESOLVED by the Council of the Borough of Garwood, County of Union, State of New Jersey that two special meetings will be held on Thursday, March 10, 2016 at 7:00 p.m., and Thursday, March 17, 2016 at 7:00 p.m., in the Council Chambers of the Municipal Building at 403 South Avenue, Garwood. The purpose of the meetings are discuss the 2016 Municipal Budget. Action may be taken.

Motion _____ Second _____, to adopt Consent Agenda.

Roll Call:

| | |
|-----------------------------------|--|
| Councilwoman Cuccaro _____ | Councilman Sarno _____ |
| Councilman Martin _____ | Councilwoman Todisco _____ |
| Councilman Mathieu _____ | Council President Petruzzelli _____ |

RESOLUTIONS DELETED FROM THE CONSENT AGENDA:

Motion _____ Second _____, to adopt Resolution No.

Discussion:

Roll Call:

| | |
|-----------------------------------|--|
| Councilwoman Cuccaro _____ | Councilman Sarno _____ |
| Councilman Martin _____ | Councilwoman Todisco _____ |
| Councilman Mathieu _____ | Council President Petruzzelli _____ |

NEW BUSINESS:

PROCLAMATION:

Youth Art Month – March 2016

MAYORS AWARD:

Ryan Baron

PAYMENT OF CLAIMS:

BE IT RESOLVED that the following claims as approved be and the same are hereby ordered paid when properly signed and verified; and the payment of payrolls as listed is hereby confirmed and ratified.

Motion _____ Second _____, to adopt Payment of Claims Resolution.

Roll Call:

Councilwoman Cuccaro _____

Councilman Sarno _____

Councilman Martin _____

Councilwoman Todisco _____

Councilman Mathieu _____

Council President Petruzzelli _____

ADJOURNMENT:

The Regular Meeting of the Mayor and Council will be held on, **TUESDAY, FEBRUARY 23, 2016**, in Council Chambers at 7:15 p.m. Workshop Session to start at 7:00 p.m.

THERE WILL BE A PUBLIC HEARING IN COUNCIL CHAMBERS, ON ORDINANCE NO. 16-01, ON TUESDAY, FEBRUARY 23, 2016, AT 7:15 P.M. OR SOON THERE AFTER

Motion _____ Second _____, to adjourn.

Time: _____