

BOROUGH of GARWOOD

Regular MINUTES of the COUNCIL MEETING

February 11, 2014

The Regular Meeting of the Mayor and Council was held in Council Chambers and called to order at 8:33 p.m. by Mayor Quattrocchi. She asked all present to participate in a moment of silence, followed by a salute to the flag.

Adequate notice of this meeting was provided to the Westfield Leader, advertised on January 9, 2014, 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).

Mayor Quattrocchi asks at this time please turn your cell phones to off or vibrate.

ROLL CALL:

Municipal Clerk Christina Ariemma administered Roll Call. The Members Present were:

Mayor Quattrocchi

Council President Palmer

Councilman Martin

Councilman Mathieu

Councilman Nierstedt

Councilman Petruzzelli

Councilwoman Todisco

Also Present: Borough Administrator/Clerk Christina Ariemma and Borough Attorney Robert Renaud

Borough Engineer Donald Guarriello was absent.

MINUTES:

Regular Meeting of the Mayor and Council held on January 28, 2014.

Workshop Session of the Mayor and Council held on January 28, 2014.

The foregoing minutes were approved as submitted by motion of Councilwoman Todisco, seconded by Councilman Martin. All Ayes.

COMMUNICATIONS:

1) **NEW JERSEY STATE LEAGUE OF MUNICIPALITIES –**

a. Mayor's Fax Advisory –

- i. 01/27/14, RE: School-Municipal Cooperation Improves Services, Benefits Taxpayers
- ii. 01/29/14, RE: NJLM's New Quarterly Arbitration Newsletter
- iii. 01/31/14, RE: JAG
- iv. 01/31/14, RE: Washington Watch-Menendez
- v. 01/31/14, RE: REVISED - NJLM's New Quarterly Arbitration Newsletter
- vi. 01/31/14, RE: I. NJ Resiliency Network & Municipal Resources II. Register Now! Don't Be Disappointed – 22nd Annual Mayor's Legislative Day III. League Professional Development Webinar
- vii. 02/07/14, RE: Urgent Legislative Action Needed

RECEIVED AND FILED

2) **KENNETH WEDEEN, Raritan Valley Rail Coalition** – 01/31/14, RE: Monday February 10, 2014 Raritan Valley Rail Coalition Meeting Changed to Tuesday February 18, 2014

RECEIVED AND FILED

ORDINANCES:

ADOPTION:

Public Hearing on Ordinance 14-01, as advertised in the Westfield Leader on January 23, 2014, and Ordinances 14-02 and 14-03 as advertised in the Westfield Leader on January 30, 2014.

Mayor Quattrocchi requested the Municipal Clerk to read Ordinance 14-01 by title only:

ORDINANCE NO. 14-01

Adopted: February 11, 2014

Introduced: January 14, 2014 Public Hearing: February 11, 2014
 Motion: Councilwoman Todisco Motion: Councilwoman Todisco
 Seconded: Councilman Petruzzelli Seconded: Councilman Petruzzelli

AN ORDINANCE FIXING SALARIES AND WAGES OF CERTAIN OFFICIALS AND EMPLOYEES OF THE BOROUGH OF GARWOOD, IN THE COUNTY OF UNION, STATE OF NEW JERSEY.

BE IT ORDAINED by the Mayor and Council of the Borough of Garwood, in the County of Union, State of New Jersey as follows:

SECTION 1. The following named officials and employees of the Borough of Garwood shall be entitled to an annual salary or wages hereinafter set forth opposite each respective classification:

	S A L A R Y		R A N G E	
POSITION	MINIMUM		MAXIMUM	
Accounts Payable Clerk – Part time	17 ph		22 ph	
Accounts Payable Clerk	34,000		40,000	
Administrator/Municipal Clerk	81,000		91,000	
Board of Health Secretary	700		1000	
Board of Health Licensing Official	1500		1800	
Chief Financial Officer/Treasurer	70,000		78,000	
Clerk/Stenographer	35,000		40,000	
Clerk/Typist/Payroll Part Time	17.00 per hour		23.00 per hour	
Council Members (6)	1,500		2,000	
Deputy Tax Collector/Tax Search Officer	39,000		44,000	
Fire Safety Inspectors	17.00 per hour		23.00 per hour	
Mayor	1,800		2,200	
Municipal Alliance Coordinator	3,500		7,500	
Municipal Court Administrator	40,000		48,000	
Municipal Engineer	14,495		14,495	
Municipal Judge	18,000		23,000	
Network Administrator Police Computers	2,500		3,500	
Office of Emergency Management/Secretary	200		500	
Office of Emergency Management/Director	1,000		5,000	
P/T Clerical Municipal Office	8.25 per hour		12.00 per hour	
P/T Deputy Court Administrator	14.00 per hour		18.00 per hour	
P/T Tax Collector	2,000		2,300	
Planning Board Attorney	6,000		9,000	
Planning Board Planner/Engineer	2,000		5,000	
Planning Board Secretary	11,000		14,000	

Police Chief	120,000	132,000
Public Defender	4,600	5,200
Recreation Aides	8.25 per hour	15.00 per hour
Recreation Director	6,000	10,000
Recreation Director/Summer Program	21.00 per hour	26.00 per hour
Recreation Supervisors	9.00 per hour	20.00 per hour
Registrar of Vital Statistics	4,000	5,200
School Crossing Guards	11.00 per hour	16.00 per hour
Seasonal Help DPW	9.00 per hour	13.00 per hour
Senior Citizen Bus Driver	19.00 per hour	23.00 per hour
Senior Citizen Director	8,000	12,000
Senior Citizen Handyman	17.00 per hour	20.00 per hour
Shade Tree Officer	4,000	6,000
Special Police Officer, Matron – Class “C”	12.00 per hour	18.00 per hour
Superintendent of Public Works/Recycling Coordinator	69,000	77,000
Tax Assessor Part-time	12,000	15,000
Tax Collector	50,000	58,000
Zoning Code Review Official	8,000	13,000
Zoning Code Enforcement Official	6,000	10,000

	S A L A R Y		R A N G E	
POSITION	MINIMUM		MAXIMUM	
Police Dispatcher: RANGE	26,163		45,900	
Probationary	26,163		26,163	
Class IV	27,341		27,341	
Class III	28,825		28,825	
Class II	30,309		30,309	
Class I	31,793		31,793	

SECTION 2. The salaries fixed pursuant to Section 1 hereof for the Borough Tax Collector, Treasurer, Assessor, Judge, Engineer, Borough Clerk, Police Chief, Superintendent of Public Works and Court Administrator shall be in lieu of all fees which may be collected by said Officer or Employees and all said fees shall be turned over to the Borough Treasurer.

SECTION 3. The salaries and wages provided for in Section 1 hereof shall be payable bi-weekly unless otherwise ordered by resolution of the Mayor and Council.

SECTION 4. The within salaries shall be retroactive and take effect January 1.

SECTION 5. All ordinances or parts of ordinances inconsistent herewith shall be and they are hereby repealed.

SECTION 6. This ordinance shall take effect at the time and in the manner prescribed by law.

List correspondence concerning Ordinance No. 14-01. NONE

The Mayor then asked if any one present wished to be heard concerning Ordinance 14-01. NO RESPONSE

Motion to close Public Hearing on Ordinance 14-01 was made by Councilwoman Todisco, and seconded by Councilman Martin. All Ayes.

A motion to adopt Ordinance 14-01 was made by Councilwoman Todisco, seconded by Councilman Petruzzelli.

DISCUSSION: Councilman Mathieu suggested tabling the ordinance because we don't know the tax impact.

Ms. Ariemma said adopting this ordinance does not authorize any salary increases for any employees however the resolution on the agenda does.

Councilwoman Todisco mentioned the salary resolution on the agenda tonight will authorize a 1.75% increase for the Police Chief.

A motion to table Ordinance 14-01 was made by Councilman Mathieu, seconded by Councilman Nierstedt, whereupon Mayor Quattrocchi directed Roll Call, Council President Palmer-Nay, Councilman Martin-Nay, Councilman Mathieu-Aye, Councilman Nierstedt-Nay, Councilman Petruzzelli-Nay, Councilwoman Todisco-Nay. 1-Aye, 5-Nays. Motion to table Ordinance 14-01 FAILED.

Mayor Quattrocchi directed Roll Call, Council President Palmer-Aye, Councilman Martin-Aye, Councilman Mathieu-Nay, Councilman Nierstedt-Aye, Councilman Petruzzelli-Aye, Councilwoman Todisco-Aye. 5-Ayes, 1-Nay. Ordinance 14-01 was adopted.

Mayor Quattrocchi requested the Municipal Clerk to read Ordinance 14-02 by title only:

ORDINANCE NO. 14-02

Adopted: February 11, 2014

Introduced: January 28, 2014 Public Hearing: February 11, 2014
 Motion: Council President Palmer Motion: Council President Palmer
 Seconded: Councilwoman Todisco Seconded: Councilwoman Todisco

AN ORDINANCE TO AMEND SECTION 21-8 (TWO-HOUR PARKING), SECTION 21-8.1 (STOPPING AND STANDING PROHIBITED) AND SECTION 21-8.2 (FIFTEEN-MINUTE PARKING) IN ARTICLE I (TRAFFIC AND PARKING) IN CHAPTER 21 (VEHICLES AND TRAFFIC) OF THE CODE OF THE BOROUGH OF GARWOOD, TO REVISE CERTAIN PARKING RESTRICTIONS IN THE VICINITY OF EAST STREET, BEECH AVENUE AND LOCUST AVENUE.

BE IT ORDAINED by the Mayor and Council of the Borough of Garwood:

SECTION 1. Section 21-8 (Two-Hour Parking) in Article I (Traffic and Parking) in Chapter 21 (Vehicles and Traffic) of the Code of the Borough, is hereby amended to read as follows:

A. No person shall park any vehicle on the following streets for more than two hours duration between the hours of 7:00 a.m. and 7:00 p.m.:

Name of Street	Side	Location
Beech Avenue	North	352 feet west of East Street
Locust Avenue	South	352 feet west of East Street
Maple Street	East	From North Avenue to a point ending 88 feet north of the northerly curb of Second Avenue
Maple Street	West	From North Avenue to a point ending 162 feet north of the extended northerly curblines of Second Avenue
North Avenue (N.J. Rt. 28)	Both	From the Westfield town line to the easterly side line of Oak Street (extended)
West Street	West	From South Avenue to Willow Avenue
Willow Avenue	North	From easterly curblines of Center Street to a point 80 feet west of Center Street
Winslow Place	West	100 feet from the corner of North Avenue

B. No change.
 C. No change.

SECTION 2. Section 21-8.1 (Stopping and standing prohibited) in Article I (Traffic and Parking) in Chapter 21 (Vehicles and Traffic) of the Code of the Borough, is hereby amended to read as follows:

Name of Street	Side	Location
Second Avenue	North	Beginning at the westerly curblines of Walnut Street, extending west for a distance of 165 feet
Third Avenue	South	Beginning at the westerly curblines of Walnut Street, extending west for a distance of 238 feet

SECTION 3. Section 21-8.2 (Fifteen-minute parking) in Article I (Traffic and Parking) in Chapter 21 (Vehicles and Traffic) of the Code of the Borough, is hereby amended to read as follows:

Name of Street	Side	Location
Center Street	West	From a point 30 feet south of the southerly curbline of Willow Avenue to a point 70 feet south of the southerly curbline of Willow Avenue
East Street	West	Between Beech Avenue and Locust Avenue
Second Avenue	North	From 165 feet west of Walnut Street to 336 feet west of Walnut Street
Third Avenue	South	From 76 feet west of Walnut Street to 336 feet west of Walnut Street
Walnut Street	West	From 30 feet north of Second Avenue to 286 feet north of Second Avenue

SECTION 4. All ordinances or parts of ordinances inconsistent herewith are hereby repealed to the extent of such inconsistency.

SECTION 5. If any portion of this ordinance shall be determined to be invalid, such determination shall not affect the validity of the remaining portions of said ordinance.

SECTION 6. The Chief of Police is hereby authorized and directed to post appropriate signs.

SECTION 7. This ordinance shall take effect upon final passage and publication in accordance with law, and upon the posting of appropriate signs.

List correspondence concerning Ordinance No. 14-02. NONE.

The Mayor then asked if any one present wished to be heard concerning Ordinance 14-02. NO RESPONSE.

Motion to close Public Hearing on Ordinance 14-02 was made by Councilwoman Todisco, and seconded by Council President Palmer. All Ayes.

A motion to adopt Ordinance 14-02 was made by Council President Palmer, seconded by Councilwoman Todisco, whereupon Mayor Quattrocchi directed Roll Call, Council President Palmer-Aye, Councilman Martin-Aye, Councilman Mathieu-Aye, Councilman Nierstedt-Aye, Councilman Petruzzelli-Aye, Councilwoman Todisco-Aye. All Ayes, Ordinance 14-02 was adopted.

Mayor Quattrocchi requested the Municipal Clerk to read Ordinance 14-03 by title only:

ORDINANCE NO. 14-03

Adopted: February 11, 2014

Introduced: January 28, 2014 Public Hearing: February 11, 2014

Motion: Council President Palmer Motion: Councilman Nierstedt

Seconded: Councilman Nierstedt Seconded: Councilman Petruzzelli

AN ORDINANCE TO AMEND §106-91C(2)(c) (YARDS) IN §106-91 (SINGLE FAMILY RESIDENTIAL ZONE-RA ZONE), §106-92C(2)(c) (YARDS) IN §106-92 (SINGLE FAMILY RESIDENTIAL ZONE-RA1 ZONE) AND §106-93C(2)(c) (YARDS) IN §106-93 (TWO FAMILY RESIDENTIAL ZONE-RB ZONE) TO AMEND RESTRICTIONS ON CONSTRUCTION IN SIDE YARDS ON CORNER LOTS, AND TO ADD SECTION H TO §106-118 (FENCES AND WALLS) TO AMEND RESTRICTIONS ON FENCES ON CORNER LOTS, IN ARTICLE VIII (ZONE REGULATIONS) IN CHAPTER 106 (LAND USE) OF THE CODE OF THE BOROUGH OF GARWOOD.

BE IT ORDAINED by the Mayor and Council of the Borough of Garwood:

SECTION 1. §106-91C(2)(c) (Yards) in §106-91 (Single Family Residential Zone-RA Zone) in Article VIII (Zone Regulations) in Chapter 106 (Land Use) of the Code of the Borough of Garwood is hereby amended to read as follows:

- (c) Side: 10% of the lot width on both sides, except that in no case will a side yard be less than five feet. When the lot in question is a corner lot, the side yard shall conform to 50% of the required front yard setbacks on said side street as determined by the front yard requirement for the zoning district, but not less than 10 feet.

SECTION 2. §106-92C(2)(c) (Yards) in §106-91 (Single Family Residential Zone-RA1 Zone) in Article VIII (Zone Regulations) in Chapter 106 (Land Use) of the Code of the Borough of Garwood is hereby amended to read as follows:

- (c) Side: 10% of the lot width on both sides, except that in no case will a side yard be less than five feet. When the lot in question is a corner lot, the side yard shall conform to 50% of the required front yard setbacks on said side street as determined by the front yard requirement for the zoning district, but not less than 10 feet.

SECTION 3. §106-93C(2)(c) (Yards) in §106-93 (Two Family Residential Zone-RB Zone) in Article VIII (Zone Regulations) in Chapter 106 (Land Use) of the Code of the Borough of Garwood is hereby amended to read as follows:

- (c) Side: 10% of the lot width on both sides, except that in no case will a side yard be less than five feet. When the lot in question is a corner lot, the side yard shall conform to 50% of the required front yard setbacks on said side street as determined by the front yard requirement for the zoning district, but not less than 10 feet.

SECTION 4. §106-118 (Fences and Walls) in Article VIII (Zone Regulations) in Chapter 106 (Land Use) of the Code of the Borough of Garwood is hereby amended to add Section H as follows:

- H. On a corner lot, no fence other than an open fence not more than four feet in height shall be permitted in the side yard closest to the street, that is, beyond the side line of the principal building. On a vacant lot, no fence other than an open fence not more than four feet in height shall be allowed beyond the permitted building envelope on the side closest to the street.

SECTION 5. All ordinances or parts of ordinances inconsistent herewith are hereby repealed to the extent of such inconsistency.

SECTION 6. If any portion of this ordinance shall be determined to be invalid, such determination shall not affect the validity of the remaining portions of said ordinance.

SECTION 7. This ordinance shall take effect upon final passage and publication in accordance with law and upon filing with the Union County Planning Board.

List correspondence concerning Ordinance No. 14-03. NONE.

The Mayor then asked if any one present wished to be heard concerning Ordinance 14-03.

Bruce Paterson 325 Willow Avenue mentioned the discussion that took place earlier concerning the pools on corner lots. Councilman Nierstedt explained how a pool would be placed under these conditions. There was discussion regarding fence requirements and other related matters. It was realized that the ordinance doesn't address pools on corner lots. Councilman Martin asked if Mr. Blaufeder can apply for a variance. Councilman Nierstedt said he could.

Motion to close Public Hearing on Ordinance 14-03 was made by Council President Palmer, and seconded by Councilwoman Todisco. All Ayes.

A motion to adopt Ordinance 14-03 was made by Councilman Nierstedt, seconded by Councilman Petruzzelli,

A motion to TABLE Ordinance 14-03 was made by Councilwoman Todisco, seconded by Councilman Martin.

Mayor Quattrocchi directed Roll Call, Council President Palmer-Nay, Councilman Martin-Aye, Councilman Mathieu-Nay, Councilman Nierstedt-Nay, Councilman Petruzzelli-Aye, Councilwoman Todisco-Aye. 3-Ayes, 3-Nays.

Mayor Quattrocchi voted NO to table ordinance, therefore it was not tabled.

Whereupon Mayor Quattrocchi directed Roll Call, Council President Palmer-Aye, Councilman Martin-Nay, Councilman Mathieu-Aye, Councilman Nierstedt-Aye, Councilman Petruzzelli-Nay, Councilwoman Todisco-Nay. 3-Ayes, 3-Nays.

Mayor Quattrocchi voted yes to break the tie vote. Ordinance 14-03 was adopted.

COMMITTEE REPORTS

POLICE: Councilman Martin, Chr.

Read a letter from the US secret service commending the department on a recent investigation which several counterfeit rings were arrested. The committee makes a recommendation to hire the 16th officer which is reflected in the request from the Chief of Police. He reported finance is also working on the figures for this hire.

Report received and spread across the minutes by motion of Councilwoman Todisco, seconded by Councilman Petruzzelli.

COMMENTS:

Councilwoman Todisco said the class ends in June so the hire will be in July. Councilman Mathieu asked how the chief proceeds and Ms. Ariemma and Chief Underhill responded.

PUBLIC HEALTH: Councilwoman Todisco ***NO REPORT***

STREETS AND ROADS/ECOLOGY: Councilman Nierstedt, Chr.

Streets and Roads met for three and one-half hours last night and we were joined by resident Ed Guinan for a good portion of the meeting. Most of the meeting was spent discussing snow. As everyone realizes, this is a tough winter. Also as everyone knows, we are expecting more snow Wednesday night. DPW workers have completed a herculean effort so far with all of the storms to date. Garwood continues, in our opinion to have the best plowed streets in Union County. Due, however, to the amount, height and duration of the snow, and its conversion into ice, problems have developed. The DPW staff has experienced its first injury to one of its workers who hurt his back. In addition, the seven crew members have been out for 15 hours at a time plowing, snow blowing and shoveling the snow. We thank them for their dedication. Wednesday evening and Thursday morning they will be out again. We thank all residents who have shoveled their sidewalks, opened up the street corners, and cleaned out their driveways and we implore them to continue to do these tasks for the duration of the winter. I specifically ask all residents to shovel their sidewalks, driveways and corner openings, if applicable, as soon as possible after the storms. Boro ordinance requires that this work be completed within 24 hours of the snow storm completion. Regardless of the requirement, I trust that we all have learned that the sooner we remove the snow, the less ice develops. We also remind residents not to direct the snow from their snow blowers into the street. This is against boro ordinance and only results in ice in the street. Please also don't rush to put your cars back into the streets as soon as soon as it stops snowing; please make certain that the DPW plows have completed their runs. Cars end up being plowed in, and it only creates future additional problems for the car owner and the DPW. Finally, we ask that residents take note that the DPW staff is only 7 guys. They will NOT be able to pick up garbage on days they have to plow snow. We ask that you please do NOT put your garbage out for pick-up on those days. Placement of garbage in the streets forces the snow plow driver to plow further away from the curb, thereby creating a narrower path for cars and emergency vehicles to traverse the street. This has created problems on Willow, Winslow and Anchor Streets, and it has resulted in the staff having to go back to those streets and physically remove the snow from the streets. This places additional strain on the crew and increases the snow removal costs tremendously. On other subjects, the committee also discussed the bulk pick-up schedule and recommends that we schedule two pick-ups for 2014 – the first one immediately after the annual spring town-wide garage sale; and the second one during the week of October 14. Finally, we also discussed the Garwood brook, and we are recommending that Jim, Bill and Don prepare the promised letter to all property owners along the brook regarding dos and don'ts along the brook and distribute it soon, and that we do NOT have any pesticide spraying in 2014.

Report received and spread across the minutes by motion of Councilwoman Todisco, seconded by Council President Palmer.

COMMENTS:

Councilwoman Todisco stated she supports two bulk pickups for 2014. She commented that she doesn't agree with not spraying the brook because the vegetation prevents the exterminator from being able to access the rats in the brook. Councilman Nierstedt suggested residents be notified that rats go where there is food, not vegetation. There was further discussion regarding the brook and that it is a drinking water source. Councilman Petruzzelli asked if the health department recommends spraying the brook. Ms. Ariemma said she will email the Health Officer and ask. Councilwoman Palmer said we have been doing this for years and it is not expensive, however it seems it may not work since we still have the problem. She agrees to notify the residents. Councilwoman Todisco asked Ms. Ariemma to find out if the rat problem has increased. Councilman Mathieu expressed his thoughts on the meeting last night and also commented on corner lots and the burden they present to homeowners. He suggested the law not be changed but find other ways to deal with this problem. Councilwoman Palmer explained the resident's position regarding shoveling corner walks. Councilman Nierstedt commented further. Mayor Quattrocchi also commented and she thinks corners should be clear for safety. Councilman Petruzzelli suggested information be included in the garbage schedule concerning these matters.

FIRE: Councilman Mathieu, Chr. **NO REPORT**

FINANCE: Councilwoman Todisco, Chr.

I mentioned earlier the Finance Committee had 2 meetings about the budget. There are plenty scheduled for us to keep the process moving. We plan to hold true to all the deadlines. In response to Councilman Mathieu question earlier. I will have that info at the next meeting regarding the tax impact.

Report received and spread across the minutes by motion of Councilman Nierstedt, seconded by Council President Palmer.

BUILDINGS AND GROUNDS: Councilman Petruzzelli, Chr. **NO REPORT**

LAWS AND LICENSES: Councilwoman Palmer, Chr.

Tonight there are 2 applications for a Raffle Licenses. The Laws & License Committee recommends the following: The adoption of Resolution No. 14-142, for the application of one *off-premise 50/50* raffle license and one *on-premise merchandise raffle* to be held April 6, 2014, at The Westwood, 438 North Avenue, Garwood, NJ, by Summit Animal Rescue Association.

Report received and spread across the minutes, recommendation contained therein be adopted by motion of Councilwoman Todisco, seconded by Councilman Martin.

RECREATION: Councilman Petruzzelli, Chr. **NO REPORT**

COMMITTEE ON AGING: Council President Palmer **NO REPORT**

LIBRARY, MAYOR'S REPRESENTATIVE: Mayor Quattrocchi

February is "Love Your Library" month! There are still plenty of "Blind Dates" available at the Library. Just come in and select one of our specially selected, wrapped books. The rules are simple...First, don't open the wrapper until you get home. Next, you must promise to read the first 50 pages, then either continue reading it or return it for another "blind date". There will be a brief review form included with each book. Every borrower who completes the form and returns it to the library on or before March 14th will be entered into a random drawing for an unspecified prize. This is a great way to meet a new author you've never read, or discover a new genre that you've never tried before. On Tuesday, February 25th, author and illustrator Kevin Woyce will present a program at the Library at 7:00 PM, entitled "Niagara". He will present a descriptive slide presentation on the history of the great Niagara River as well as its magnificent falls. Registration is required for this event and may be done in person at the Library, by phone at 908-789-1670, or at the Library's interactive calendar page found on their website at

yousemore.com/garwood. Just as a reminder, with all the inclement weather we've been experiencing lately, if you are in doubt as to whether the Library is open, please call us to check before you venture out. Please note that the Library will be closed on Monday, February 17th, in recognition of President's Day.

Report received and spread across the minutes by motion of Councilwoman Todisco, seconded by Council President Palmer.

SCHOOL BOARD LIAISON: Councilwoman Todisco *NO REPORT*

CELEBRATION OF PUBLIC EVENTS AND HOLIDAYS LIAISON:
Councilman Martin *NO REPORT*

UNION COUNTY AIR TRAFFIC NOISE ADVISORY BOARD REPRESENTATIVE:
Councilman Mathieu *NO REPORT*

ATHLETIC FIELD COMPLEX PROJECT COMMITTEE REPRESENTATIVE:
Councilman Petruzzelli

All floor and wall structural insulated panels are installed. The roof structural insulated panels are 60 % complete. The weather still has all other site work on hold. The next monthly construction meeting will be Feb. 18th in Borough hall at 10:30am. The Feb 5th meeting was cancelled due to the snow storm.

Report received and spread across the minutes by motion of Councilwoman Todisco, seconded by Council President Palmer.

COMMENTS: Councilwoman Palmer asked if a new schedule has been submitted. Councilman Petruzzelli said no. Councilwoman Todisco asked if there is anything that is projected to be completed in the next two weeks. Councilman Petruzzelli responded.

OFFICER'S REPORTS:

Chief of Police Bruce Underhill: monthly reports for January 2014

Municipal Tax Collector Aggie Kurzweil: monthly report for January 2014

Municipal Court Administrator Martha Marino: Court Operations for 2013

The foregoing reports were adopted as submitted by motion of Councilwoman Todisco, seconded by Councilman Martin. All Ayes.

PUBLIC COMMENT:

Doris Dombrowski 301 Center Street complained about snow plowing, shoveling and the hardship it has presented to her. She said you can't shovel compacted ice.

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. 14-142

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 50/50 Raffle and an On-Premise Merchandise Raffle to be held on April 6, 2014, at the Westwood, 435 North Avenue, Garwood, NJ from 11:00 a.m. to 3:00 p.m., is hereby granted to Summit Animal Rescue Association., pursuant to Application Number RA #1007 and RA #1008.

RESOLUTION NO. 14-143

WHEREAS, the Mayor and Council of the Borough of Garwood, County of Union, State of New Jersey, hereby directs the transfers of 2013 budget appropriations be and they are hereby made:

2013 Budget Transfer #4

Resolution #14-143

FROM:	Department	Account Name	Account Number	Amount
	Collection of Taxes	Convention	10-13-1-0200-2-0201	50.00
	Salary Adjustment	Other Expenses	10-13-1-5700-2-0980	1,100.00
	Total			<u>1,150.00</u>

TO:	Department	Account Name	Account Number	Amount
	Assessment of Taxes	Contractual Services	10-13-1-0300-2-0315	50.00
	Streets & Roads	S&W	10-13-1-0600-1-0100	1,100.00
	Total			<u>1,150.00</u>

RESOLUTION NO. 14-144

BE IT RESOLVED, by the Mayor and Council of the Borough of Garwood, County of Union, State of New Jersey hereby approves the list of members eligible for 2013 LOSAP Benefits from the Garwood First Aid Squad.

BE IT FURTHER RESOLVED, that the list attached be and is hereby made part of this resolution.

RESOLUTION NO. 14-145

BE IT RESOLVED, by the Mayor and Council of the Borough of Garwood, County of Union, State of New Jersey hereby approves the list of members eligible for 2013 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. 14-146

Resolution Calling on the Legislature to Make Permanent the 2% Cap on Interest Arbitration Awards

WHEREAS, on December 21, 2010, Governor Christie signed into law reforms to the Arbitration process that took effect January 1, 2011; and

WHEREAS, the reforms capped arbitration awards on economic factors to no more than 2%, provided for random selection of arbitrators, expedited the determination of awards, required the arbitrator to provide a written report detailing the weight accorded to each of the required considerations and expedited the appeal process; and

WHEREAS, these reforms marked a dramatic change to the arbitration process and have helped municipalities to control the never-ending rise in public safety personnel costs; and

WHEREAS, a key element of the reforms, capping arbitration awards on economic factors to no more than 2% of the property tax levy will expire on April 1, 2014; and

WHEREAS, while municipalities are statutorily limited to raise their property tax levy by no more than 2%, with very limited exceptions, failure to extend the 2% cap on interest arbitration awards will force municipalities throughout the State to further reduce or even eliminate crucial services, personnel, and long-overdue infrastructure improvement projects in order to fund an arbitration award; and

WHEREAS, the 2% Interest Arbitration cap has controlled one of the largest municipal expense, public safety salaries, not only through arbitration awards but through contract negotiations; and

WHEREAS, absent further action by the Legislature, any contract that expires on or after April 1, 2014, will be subject to all new procedures and requirements, EXCEPT the 2% awards cap; and

WHEREAS, without those limits, arbitrators will be able to impose awards that do not account for the 2% limit on the property tax levy, which would immediately threaten funding for all other municipal services; and

WHEREAS, without the 2% cap on Interest Arbitration Awards but with the 2% cap on property tax levy local budget makers could be forced to reduce other essential municipal services to fund an arbitration award;

NOW, THEREFORE, BE IT RESOLVED, that the governing body of the Borough of Garwood strongly urges the Legislature to permanently extend the 2% cap on interest arbitration awards prior to the April 1, 2014 sunset; and

BE IT FURTHER RESOLVED, that a that a copy of this duly adopted resolution be forwarded to Senate President Stephen Sweeney, Assembly Speaker Vincent Prieto, the legislators of the Borough of Garwood, State Legislative representatives, Governor Chris Christie, and the New Jersey State League of Municipalities.

A motion to adopt Consent Agenda as amended was made by Councilman Todisco, seconded by Council President Palmer, whereupon Mayor Quattrocchi directed Roll Call, Council President Palmer-Aye, Councilman Martin-Aye, Councilman Mathieu-Aye, Councilman Nierstedt-Aye, Councilman Petruzzelli-Aye, Councilwoman Todisco-Aye. All Ayes. Amended Consent Agenda Adopted.

RESOLUTIONS DELETED FROM THE CONSENT AGENDA:

RESOLUTION NO. 14-147

WHEREAS, the Mayor and Council of the Borough of Garwood have hereto adopted:

ORDINANCE NO. 14-01
AN ORDINANCE FIXING SALARIES AND WAGES OF CERTAIN OFFICIALS AND EMPLOYEES OF THE BOROUGH OF GARWOOD, IN THE COUNTY OF UNION, STATE OF NEW JERSEY

WHEREAS, said Ordinance reflects changes of salaries and/or hourly rates to be paid to said employee of the Borough of Garwood for the year 2014.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Garwood be and they are hereby authorized and directed to execute checks on Borough funds for the purpose of paying the annual salary to the employee of the Borough of Garwood as set forth below and in the amount set forth opposite the job classification. Said salary to be paid bi-weekly less such deductions as in such cases made. The schedule of salaries hereafter set forth shall be effective as of January 1, 2014 or pro-rated as the case may be.

Name	Title	2014
Bruce D. Underhill	Chief of Police	\$126,490.00

A motion to adopt Resolution 14-147 as was made by Councilman Todisco, seconded by Council President Palmer.

Discussion:

Councilman Mathieu said he is opposing this resolution because the budget is not done yet and it is not known what may be cut. He expressed why he thinks this position should not receive a raise. He suggested we ask our highest paid employee to not take a raise this year. He said the private sector is paying annual raises for borough employees and he feels it is not unreasonable to not grant a raise to this employee. Councilwoman Todisco said there is a written agreement with the Chief of Police to receive this raise and she mentioned that anyone wants a copy may ask for it. She further commented on the process for the Chief to receive a raise. Councilman Mathieu stated that the PSA with the Chief does not include annual increases. He mentioned he was involved in creating the PSA along with Mayor Quattrocchi and he is certain it does not authorize increases or align the position with the PBA contract.

Councilman Nierstedt mentioned the tax impact this increase presents which is about \$2,000. He asked if he still makes more than the highest paid officer if this raise is not granted. Councilman Mathieu said yes he makes about 20% more. There was discussion regarding the contents of the PSA. Mayor Quattrocchi said the PSA does not authorize annual increases or align the position with the PBA contact.

Councilman Mathieu suggested the attorney review the PSA and provide an opinion.

Motion to Table Resolution 14-147 was made by Councilman Mathieu, seconded by Councilman Nierstedt.

Mayor Quattrocchi directed Roll Call, Council President Palmer-Nay, Councilman Martin-Nay, Councilman Mathieu-Aye, Councilman Nierstedt-Aye, Councilman Petruzzelli-Aye, Councilwoman Todisco-Aye. 4-Ayes, 2-Nays. Resolution No. 14-147 was tabled.

Councilman Mathieu suggested Mr. Renaud check the PSA for requirement of a raise and the amount.

NEW BUSINESS:

Any new business the Mayor and Council may have:

PROCLAMATION:

Youth Art Month – March 2014

PAYMENT OF CLAIMS

A motion by Councilwoman Todisco to introduce the following resolution:

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.

Council Meeting Minutes/February 11, 2014

Borough of Garwood		01/30/2014 to 02/12/2014		Check Register	
Check	Date	Payee	PO Number	Description	Amount
032719	02/12/14	MUNICIPAL CAPITAL CORP.	32229	COLOR MFP	25.00
			32229	COLOR MFP	25.00
			32229	COLOR MFP	100.00
			32229	COLOR MFP	25.00
			32229	COLOR MFP	25.00
			32229	COLOR MFP	25.00
			32229	COLOR MFP	25.00
			32229	PAYMENT 7 OF 60, INVOICE 23290114, COLOR MFP	125.00
		Total Check			375.00
032720	02/12/14	NATURE'S CHOICE CORPORATION	32204	INV. 681158; BRUSH-CHRISTMAS TREES	180.00
			32204	INV. 681157, BRUSH-CHRISTMAS TREES	90.00
		Total Check			270.00
032721	02/12/14	NORTHERN SAFETY CO., INC.	32179	INV. 900738164/100419208	28.13
032722	02/12/14	NEW YORK TIMES	32230	ACCOUNT #875902223, SUBSCRIPTION RENEWAL	691.60
032723	02/12/14	PAYROLL DEDUCTION ACCOUNT	32237	LOCAL RETIRED EMPLOYER BILL, FEBRUARY 2014 DENTAL	800.42
			32237	LOCAL ACTIVE EMPLOYER BILL, FEBRUARY 2014 HEALTH	55,042.00
			32237	LOCAL ACTIVE EMPLOYER BILL, FEBRUARY 2014 DENTAL	2,159.94
			32237	LOCAL RETIRED EMPLOYER BILL, FEBRUARY 2014 HEALTH 31714.45	31,714.45
		Total Check			89,716.81
032724	02/12/14	R & R PUMP CONTROL SERVICES, LLC	32186	INV. P7873-14, QUARTERLY INSPECTION 1/13/14, SERVICE AND PARTS	335.06
032725	02/12/14	RED WING SHOE STORE	32238	INV. 59000006387, BOOTS FOR JEFF ATKINSON	116.99
032726	02/12/14	TAJ MAHAL	32191	CONFIRMATION: JXFF4, MUNICIPAL CLERKS' ASSOCIATION CONFERENCE, 3/24/14 THROUGH 3/27/14; CHRISTINA ARIEMMA	300.00
032727	02/12/14	U.C. UTILITIES AUTHORITY	32246	TIPPING FEES FOR 1/31/14; 118.54 TONS @ \$72.44 PER TON LESS TIPPING FEE REBATE; 118.54 TONS @ \$12.00 PER TON.	8,587.04
		Total Check			-1,422.48
					7,164.56
032728	02/12/14	VERIZON	32247	201 X06-1418 034 44Y, PUBLIC LIBRARY	241.00
032729	02/12/14	NEW JERSEY AMERICAN WATER	32248	2ND AVENUE FOUNTAIN	18.16
Borough of Garwood 01/30/2014 to 02/12/2014 Check Register					
Check	Date	Payee	PO Number	Description	Amount
			32248	15 SOUTH AVENUE	24.04
		Total Check			42.20
032730	02/12/14	WORLDWIDE RICHES	32253	INV. 39106, IT SERVICES	185.74
			32253	INV. 39106, IT SERVICES	185.71
			32253	INV. 39106, IT SERVICES	185.71
			32253	INV. 39106, IT SERVICES	185.71
			32253	INV. 39106, IT SERVICES	185.71
			32253	INV. 39106, IT SERVICES	185.71
			32253	INV. 39106, IT SERVICES	185.71
					1,300.00
Total		FF2			808,628.00

Motion duly seconded by Councilman Petruzzelli, whereupon Mayor Quattrocchi directed Roll Call, Council President Palmer-Aye, Councilman Martin-Aye, Councilman Mathieu-Aye, Councilman Nierstedt-Aye, Councilman Petruzzelli-Aye, Councilwoman Todisco-Aye. All Ayes.

ADJOURNMENT

Mayor Quattrocchi announced the Regular Meeting of the Mayor and Council will be held on **TUESDAY, FEBRUARY 25, 2014**, in Council Chambers at 7:15 p.m. Workshop Session to start at 7:00 p.m.

At 9:56 p.m., a motion to adjourn was made by Councilman Todisco, seconded by Council President Palmer. All Ayes.

CHRISTINA M. ARIEMMA, Municipal Clerk
 Borough of Garwood