

Borough of Garwood Meeting of the Mayor and Council

AGENDA

March 24, 2015

Moment of Silence.....

Salute to the Flag.....

Adequate notice of this meeting was provided to the Cranford Chronicle, advertised on January 16, 2015, 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 Lombardo asks at this time please turn your cell phones to off or vibrate.

ROLL CALL:

Mayor Lombardo _____

Councilman Martin _____

Councilman Mathieu _____

Councilman Petruzzelli _____

Councilwoman Tarantino _____

Councilwoman Todisco _____

Council President Nierstedt _____

MINUTES:

Executive Session of the Mayor and Council held on February 24, 2015.

Executive Session of the Mayor and Council held on March 10, 2015.

Regular Meeting of the Mayor and Council held on March 10, 2015.

Workshop Session of the Mayor and Council held on March 10, 2015.

Special Budget Meeting of the Mayor and Council held on March 12, 2015.

Special Budget Meeting of the Mayor and Council held on March 19, 2015.

COMMUNICATIONS:

1) NEW JERSEY STATE LEAGUE OF MUNICIPALITIES –

a. Mayor's Advisory –

- i. 03/09/15, RE: Washington Watch-Offshore Drilling Proposal Public Hearing Scheduled, Weekly Policy Update
- ii. 03/10/15, RE: I. Trouble Ahead for Road Repair Funding II. Open Space, Farmland & Historic Preservation Funding III. & IV. Upcoming Seminar
- iii. 03/11/15, RE: NJ Supreme Court Council on Affordable Housing (COAH) Ruling
- iv. 03/12/15, RE: League Legislative Webinar
- v. 03/17/15, RE: 100th Anniversary & William G. Dressel, Jr. Retirement Banquet
- vi. 03/20/15, RE: Weekly Policy Update

- 2) **OFFICE OF THE GOVERNOR** – 03/05/15, RE: Governor's Invite to Town Hall Meeting with Governor Chris Christie
- 3) **COUNTY OF UNION BOARD OF CHOSEN FREEHOLDERS** – 03/05/15, RE: Ordinance No. 763-2015
- 4) **GARWOOD PLANNING BOARD** – 03/12/15, RE: Minutes of the meeting held on January 28, 2015

ORDINANCES:

Public Hearing on Ordinance 15-05, as advertised in the Cranford Chronicle on March 13, 2015

ADOPTION:

Municipal Clerk to read Ordinance 15-by title only:

ORDINANCE NO. 15-05

AN ORDINANCE TO PROVIDE FOR A REVISED RATE SCHEDULE FOR 2015 PURSUANT TO §134-16 (RATE SCHEDULE) IN ARTICLE V INDUSTRIAL WASTE & FEES) IN CHAPTER 134 (SEWERS) OF THE CODE OF THE BOROUGH OF GARWOOD, FOR THE INDUSTRIAL USER CHARGE PROVIDED FOR IN §134-15.

List correspondence concerning Ordinance 15-05.

Does anyone present wish to be heard concerning Ordinance 15-05.

Motion to close Public Hearing on Ordinance 15-05.

Motion to adopt Ordinance 15-05. Roll Call.

INTRODUCTION:

Municipal Clerk to read Ordinance 15-06, by title only:

ORDINANCE NO. 15-06

AN ORDINANCE TO AMEND ARTICLE VIII B (BOROUGH ADMINISTRATOR) IN CHAPTER 5 (ADMINISTRATION) OF THE CODE OF THE BOROUGH OF GARWOOD TO ESTABLISH THE POSITION OF ASSISTANT BOROUGH ADMINISTRATOR AND PRESCRIBE THE DUTIES THEREFOR.

Motion to introduce Ordinance 15-06. Roll Call.

Municipal Clerk to read Ordinance 15-07, by title only:

ORDINANCE NO. 15-07

AN ORDINANCE TO AMEND ARTICLE VIII A (OTHER OFFICES AND POSITIONS) IN CHAPTER 5 (ADMINISTRATION) IN THE CODE OF THE BOROUGH OF GARWOOD TO ESTABLISH THE OFFICE ON AGING IN THE BOROUGH OF GARWOOD AND PRESCRIBE THE DUTIES THEREFOR.

Motion to introduce Ordinance 15-07. Roll Call.

Municipal Clerk to read Ordinance 15-08, by title only:

ORDINANCE NO. 15-08
CALENDAR YEAR 2015
ORDINANCE TO ESTABLISH A CAP BANK
(N.J.S.A. 40A:4-45.14)

Motion to introduce Ordinance 15-08. Roll Call.

COUNCIL STANDING COMMITTEE REPORTS AND OTHER REPORTS:

POLICE: Councilwoman Tarantino, Chr.

PUBLIC HEALTH: Council President Nierstedt

STREETS AND ROADS/ECOLOGY: Councilwoman Todisco, Chr.

FIRE: Council President Nierstedt, Chr.

FINANCE: Councilman Petruzzelli, Chr.

BUILDINGS AND GROUNDS: Councilman Mathieu, Chr.

LAWS AND LICENSES: Councilman Martin, Chr.

RECREATION: Councilwoman Todisco Chr.

COMMITTEE ON AGING: Councilwoman Tarantino

LIBRARY, MAYOR'S REPRESENTATIVE: Councilman Petruzzelli

SCHOOL BOARD LIAISON: Councilman Mathieu

CELEBRATION OF PUBLIC EVENTS AND HOLIDAYS LIAISON:
Council President Nierstedt

UNION COUNTY AIR TRAFFIC NOISE ADVISORY BOARD REPRESENTATIVE:
Councilman Mathieu

PARKING COMMITTEE: Councilwoman Tarantino

POLICE NEGOTIATIONS COMMITTEE: Councilwoman Tarantino

ADMINISTRATIVE REVIEW COMMITTEE: Councilwoman Tarantino

HISTORICAL COMMITTEE: Councilwoman Todisco

OFFICER'S REPORTS:

Chief of Police Bruce Underhill: monthly reports for February 2015

Zoning Code Official Len DiStefano: monthly report for February 2015

Municipal Court Administrator Martha Marino: monthly report for February 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. 15-166

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 Off-Premise 50/50 Raffle and an On-Premise Merchandise Raffle to be held on April 17, 2015, at the Westwood, 438 North Avenue, Garwood, NJ from 7:00 p.m. to 11:00 p.m., is hereby granted to HSA of Holy Trinity Interparochial School, pursuant to Application Number RA #1042 and RA #1043.

RESOLUTION NO. 15-167

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 Off Premise 50/50 raffle on March 5, 2016, to be held at The Westwood, 438 North Avenue, Garwood, NJ at 9:00 p.m., is hereby granted to Rahway Honorary PBA Local #31, pursuant to Application Number RA-1044.

RESOLUTION NO. 15-168

WHEREAS, in an effort to support the Citizen's Stamp Advisory Committee, Stamp Development U.S. Postal Service in their consideration for a United States Postage stamp honoring John Matthew Shippen Jr.; and

WHEREAS, John Matthew Shippen Jr. was born on December 12, 1879 in Washington, D.C. and at a very young age was taught to caddy and play golf; and

WHEREAS, at the age of 16, his golfing ability was so evident that he entered the second U.S. Open, becoming the first African American to lead that tournament; and

WHEREAS, John Matthew Shippen Jr. played in the U.S. Open five additional times; and

WHEREAS, John Matthew Shippen Jr. settled in New Jersey and in 1924 became the golf professional and greens keeper at the Shady Rest Golf and Country Club in Scotch Plains; and

WHEREAS, a U.S. Postal Stamp to honor John Matthew Shippen Jr. would be an inspiration to students, educators and the golf community throughout the world.

NOW THEREFORE BE IT RESOLVED, that the Governing Body of the Borough of Garwood requests the U.S. Postal Service Citizen's Stamp Advisory Committee to consider and approve a stamp to honor this great African American golf professional with a United States Postage Stamp honoring John Matthew Shippen Jr.

BE IT FURTHER RESOLVED, that all the levels of government including the Board of Chosen Freeholders of Union County, as well as all municipalities within Union County be informed of the above and requested to support the same.

RESOLUTION NO. 15-169

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 a Casino Night to be held on May 8, 2015, at the Westwood, 438 North Avenue, Garwood, NJ from 7:00 p.m. to 11:00 p.m., is hereby granted to PTO TAMAQUES SCHOOL OF WESTFIELD, pursuant to Application Number RA #1045 and RA #1046.

RESOLUTION NO. 15-170

BE IT RESOLVED by the Council of the Borough of Garwood, County of Union, State of New Jersey, hereby awards the following proposal:

COMPANY: LIFELINE TECHNOLOGY SOLUTIONS
 108A WALNUT AVENUE
 CRANFORD, NJ 07016

DESCRIPTION:

- 1) PC Maintenance and anti-virus software Initial check up on all PC's / Install Norton Security on all PC's (Municipal and GPD) / Check all PC's for viruses and Spyware / Set up remote Access for Lifeline on 2 Servers (15 PC's)
 PRICE: \$1,150
- 2) Rewire GPD to complete separation from Administrative server, includes equipment and other related services
 PRICE: \$1,750

RESOLUTION NO. 15-171

WHEREAS, the Mayor and Council of the Borough of Garwood, County of Union, State of New Jersey, hereby directs the transfers of 2014 budget appropriations be and they are hereby made:

2014 Budget Transfer #4

Resolution #15-171

FROM:	Department	Account Name	Account Number	Amount
	Legal	Legal Fees	10-14-1-2100-2-0950	750.00
				<u>750.00</u>

TO:	Department	Account Name	Account Number	Amount
	Assessment of Taxes	Contractual Services	10-14-1-0300-2-0315	750.00
			Total	<u>750.00</u>

RESOLUTION NO. 15-172

***RESOLUTION AMENDING THE LENGTH OF SERVICE AWARD PROGRAM (LOSAP)
 IN THE BOROUGH OF GARWOOD***

WHEREAS, the Governing Body of the Borough of Garwood, County of Union, State of New Jersey on July 11, 2000 adopted Ordinance No. 00-10, a Length of Service Award Program (LOSAP Program) to enhance the ability of the Garwood Fire Department and Garwood First Aid Squad to retain and recruit volunteers for their respective agencies and;

WHEREAS, in the General Election of the State of New Jersey on November 7, 2000, the legal voters of the Borough of Garwood overwhelmingly approved the establishment of a LOSAP Program with a vote count of 1083 YES and 242 NO; and;

WHEREAS, the Governing Body adopted Resolution No. 14-190 on April 2, 2014 increasing the LOSAP contribution amount from \$1,150 to \$1,589, the maximum amount allowed; and

WHEREAS, it has been determined that the Governing Body desires to amend the LOSAP Eligibility Document in order to further enhance eligibility and the effectiveness of the LOSAP Program; and,

NOW, THEREFORE BE IT RESOLVED by the Governing Body of the Borough of Garwood, County of Union, State of New Jersey that:

1. The maximum LOSAP contribution amount shall be increased by 1.6% from \$1,589 to \$1,614 in accordance with the annual CPI adjustments for CY 2014 as authorized by the Department of Community Affairs Division of Local Government Services in accordance with the requirements of N.J.A.C. 5:30-14.9 and N.J.S.A. 40A:14-185(f).

2. Amendments to the LOSAP Eligibility Document are hereby made in accordance with the requirements of N.J.A.C. 5:30-14 and shall be submitted to the Director of the Division of Local Government Services of the New Jersey State Department of Community Affairs along with a certified copy of this resolution.

3. These amendments shall be effective retroactively to the start of the LOSAP benefit year, 01/01/14 to 12/31/14.

RESOLUTION NO. 15-173

WHEREAS, the Mandatory Source Separation and Recycling Act, P.L. 1987, c:102, has established a recycling fund from which tonnage grant may be made to municipalities in order to encourage local source separation and recycling program; and

WHEREAS, it is the intent and the spirit of the Mandatory Source Separation and Recycling Act to use the tonnage grants to develop new municipal recycling programs and to continue and to expand existing programs; and

WHEREAS, the New Jersey Department of Environmental Protection is promulgating recycling regulations to implement the Mandatory Source Separation and Recycling Act; and

WHEREAS, the recycling regulations impose on municipalities certain requirements as a condition for applying for tonnage grants, including but not limited to, making and keeping accurate, verifiable records of materials collected and claimed by the municipality; and

WHEREAS, a resolution authorizing this municipality to apply for such tonnage grants will memorialize the commitment of this municipality to recycling and to indicate the assent of the Mayor and Council to the efforts undertaken by the municipality and the requirements contained in the Recycling Act and recycling regulations; and

WHEREAS, such a resolution should designate the individual authorized to ensure the application is properly completed and timely filed.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Garwood that the Borough of Garwood hereby endorses the submission of the recycling tonnage grant application to the New Jersey Department of Environment Protection and designates Fred Corbitt to ensure that the application is properly filed; and

BE IT FURTHER RESOLVED that the monies received from the recycling tonnage grant be deposited in a recycling trust fund to be used solely for the purposes of recycling.

RESOLUTION NO. 15-174

WHEREAS, the Greater Westfield Area Chamber of Commerce is hereby requesting authorization to close Center Street from South Avenue to Unami Park and subsequent cross streets between the hours of 7:00 a.m. to 7:00 p.m., for the purpose of conducting Garwood Rocks!! Music, Cars, Shopping & Family Fun on Sunday, June 7, 2015 between 10:00 a.m. to 5:00 p.m.; and

WHEREAS, the Greater Westfield Area Chamber of Commerce is also requesting that Municipal parking lots #1 and #2 be barricaded for use during the event; and

WHEREAS, the Greater Westfield Area Chamber of Commerce has also requested that police officers be present during this event.

NOW THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Garwood, County of Union, State of New Jersey hereby authorize the closing of said streets and Municipal parking lots for the purpose of conducting the Garwood Rocks!! Music, Cars, Shopping & Family Fun on Sunday, June 7, 2015.

BE IT FURTHER RESOLVED that the Governing Body authorizes that Police Officers be present during this event in accordance with the recommendations of Chief of Police Bruce Underhill.

RESOLUTION NO. 15-175

BE IT RESOLVED by the Council of the Borough of Garwood, County of Union, State of New Jersey, hereby awards the quote for the following:

CONTRACTOR: Oswald Enterprises, Inc.
161 East Road
PO Box 126
Belford, NJ 07718

PRICE & DESCRIPTION: Cleaning of the Center Street Storm Sewer Pump Station. Includes all necessary equipment, confined space entry equipment, operators, laborers, and legitimate disposal of all material removed. As per quote dated Monday, March 9, 2015, Not to exceed: **\$4,300.00**

ROLL CALL

RESOLUTIONS DELETED FROM THE CONSENT AGENDA:

15-176 Introduction of the 2015 Municipal Budget

ROLL CALL

NEW BUSINESS:

Any new business the Mayor and Council may have:

PROCLAMATION:

Garwood Day/Little League Opening Day – April 11, 2015

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.

ROLL CALL

ADJOURNMENT:

The Regular Meeting of the Mayor and Council will be held on, **TUESDAY, APRIL 14, 2015**, 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. 15-06, 15-07 AND 15-08, ON TUESDAY, APRIL 14, 2015, AT 7:15 P.M. OR SOON THERE AFTER.