

BOROUGH of GARWOOD

Regular MINUTES of the COUNCIL MEETING

April 8, 2014

The Regular Meeting of the Mayor and Council was held in Council Chambers and called to order at 8:14 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:

Roll Call. Present: Mayor Quattrocchi (Not voting), 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.

MINUTES:

Regular Meeting of the Mayor and Council held on March 25, 2014.

Executive Session #1 of the Mayor and Council held on March 25, 2014.

Executive Session #2 of the Mayor and Council held on March 25, 2014.

Workshop Session of the Mayor and Council held on March 25, 2014.

Motion: Action: Approve, **Moved by** Councilwoman Todisco, **Seconded by** Council President Palmer. All Ayes.

COMMUNICATIONS:

- 1) **NEW JERSEY STATE LEAGUE OF MUNICIPALITIES –**
 - a. Mayor's Advisory –
 - i. 03/24/14, RE: I. Press Conference on Deadline on the 2% Cap on Interest Arbitration Awards
II. Reduced Public Employee Pension Bills Posted Online
 - ii. 03/24/14, RE: I. President Walters Delivers League Outlook on Governor's Budget Proposal
II. Technology Education Conference (TEC)
 - iii. 03/24/14, RE: President Signs Flood Insurance Rate Relief Bill
 - iv. 03/25/14, RE: Urgent Legislative Alert: I. Interest Arbitration 2% CAP II. Morris Canal Greenway Conference
 - v. 03/25/14, RE: CORRECTED COPY Interest Arbitration 2% CAP
 - vi. 03/28/14, RE: Arbitration Cap Reform Developments - March 27th
 - vii. 03/28/14, RE: March 27th Arbitration Cap Reform Developments
 - viii. 03/28/14, RE: URGENT LEGISLATIVE ALERT NEED ACTION ON INTEREST ARBITRATION CAP
 - ix. 03/31/14, RE: DON'T STOP NOW! INSIST ON ACTION TO REINSTATE THE ARBITRATION CAP!
 - x. 04/04/14, RE: Corrected - URGENT LEGISLATIVE ALERT NEED ACTION ON INTEREST ARBITRATION CAP
 - xi. 04/04/14, RE: NEED LEGISLATIVE ACTION ON INTEREST ARBITRATION CAP
 - xii. 04/04/14, RE: I. Office of Legislative Services Budget & Finance Officer Rosen & State Treasurer Eristoff Testify on Governor's Budget Proposal II. Educational Foundation Inc. Special Events Forum **Received and filed**

- 2) **TOWNSHIP OF CRANFORD** – 04/01/14, RE: Resolution 2014-184, urging Governor and State OEM to request FEMA funding to reimburse New Jersey municipalities for unanticipated costs due to the severe weather in 2014. **Received and filed**
- 3) **RAHWAY VALLEY SEWERAGE AUTHORITY** –03/25/14, RE: Minutes of the meeting held February 20, 2014 **Received and filed**
- 4) **GARWOOD PLANNING BOARD**- 03/27/14, RE: Minutes of the meeting held on February 26, 2014 **Received and filed**
- 5) **GARWOOD BOARD OF HEALTH** – 04/03/14, RE: Minutes of the meetings held on January 15, 2014 and March 19, 2014. **Received and filed**

ORDINANCES:

INTRODUCTION:

Municipal Clerk to read Ordinance 14-06 by title only:

ORDINANCE NO. 14-06

AN ORDINANCE TO PROVIDE FOR A REVISED RATE SCHEDULE FOR 2014 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.

Motion: Action: Introduce, **Moved by** Council President Palmer, **Seconded by** Councilman Martin.

Vote: Motion carried by unanimous roll call vote (**summary:** Yes = 6).

Yes: Council President Palmer, Councilman Martin, Councilman Mathieu, Councilman Nierstedt, Councilman Petruzzelli, Councilwoman Todisco. Ordinance No. 14-06 was introduced.

COMMITTEE REPORTS

POLICE: Councilman Martin, Chr. NO REPORT

PUBLIC HEALTH: Councilwoman Todisco NO REPORT

STREETS AND ROADS/ECOLOGY: Councilman Nierstedt, Chr.

The Streets and Roads Committee met and discussion included the following items:

- We are continuing our research into the true costs of the Boro running its own garbage pick-up operations with the goal of obtaining true comparisons with a similar operation run by the private sector. The purpose of this research is to eventually put out an RFP for Boro garbage pick-up, thereby allowing the DPW employees to undertake other public work tasks, and to save the Boro money.
- We are also continuing our research towards making a recommendation regarding costs/benefits of running the Boro recycling program with Boro employees- thereby keeping the profits ourselves, or continuing to have it operated by the private sector.
- The employee who had been hurt returned to work and then aggravated the injury. The DPW has commenced using seasonal help, but they are still a man down.
- The DPW continues to work furiously on patching the potholes caused by the winter storms. Residents are urged to contact the DPW directly if they are aware of potholes that still need to be filled.
- The dump truck has not yet made an appearance. I will keep you informed of its delivery when it arrives.
- I have received some comments in response to our letter to the editor asking for resident comment on snow issue this past winter. We look forward to submitting ordinance change recommendation at the next meeting.
- The DPW had to request the assistance of Cranford and Westfield for separate sewer blockages incidents on North Avenue as our sewer jet was incapable of breaking them. I mention this because I want everyone to recognize it as a 'heads-up' that we may need to purchase a new sewer jet as it is over 20 years old.
- The committee would like to thank Superintendent Fred Corbitt and the DPW employees for their dedicated work this past winter and we hope that the spring brings easier times for them.

Motion: Action: Approve, **Moved by** Councilwoman Todisco, **Seconded by** Council President Palmer.

FIRE: Councilman Mathieu, Chr. NO REPORT

FINANCE: Councilwoman Todisco, Chr.
Budget hearing next meeting.

BUILDINGS AND GROUNDS: Councilman Petruzzelli, Chr. NO REPORT

LAWS AND LICENSES: Councilwoman Palmer, Chr.

Tonight there 2 applications for a Raffle Licenses.

The Laws & License Committee recommends the adoption of Resolution No. 14-178, for the application of one On-Premise **50/50** raffle License, to be held on June 8, 2014, at The Garwood Street Fair (Garwood Rocks), Garwood, NJ, by **the Paul Jackson Fund**.

The Laws & License Committee also recommends the adoption of Resolution No. 14-185, for the application of one On-Premise **50/50** raffle License, to be held on June 8, 2014, at The Garwood Street Fair (Garwood Rocks), Garwood, NJ, by **Liberty Hose Co. #1 Garwood New Jersey**.

That is all for my report Mayor.

Motion: Action: Approve, **Moved by** 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

Looking to the events of April the Library will present a variety of entertainment for all ages. On Thursday, April 10, there will be a Spring Craft for children in 2nd grade and up at 3:15 PM. Registration is required.

On Tuesday, April 15th, during the week of Lincoln School's Spring Break, there will be a magic show for the little ones, ages 2 to 8, presented by Muscle Man Mike, at 1:30 in the afternoon. The program is free, but space is limited, so registration is required for this event as well.

On Wednesday, April 23rd, at 7:00 PM, the Library will present "A Touch of Sinatra", narrated by Joe Gilligan and performed by Donnie Farraro. The program will include anecdotes of Sinatra's life and career, as well as a performance of many of Sinatra's most well-known songs including "Summer Wind", "I've got you under my skin", and of course, "New York, New York". Registration is required.

Registration for these events may be done in person at the Library, by phone at 908-789-1670, or at the interactive calendar found on the Library's website at youseemore.com/garwood. All these events and much more can be found on our Facebook page and on the Library's website.

As is the Library's annual spring tradition, the Library will host *Amnesty Week*, from Monday, April 21st through Saturday, April 26th. Bring any overdue item back to the library and no fines will be collected. Items can be overdue for days, weeks, months, or years - no fines, no questions asked. One week only!

Motion: Action: Approve, **Moved by** Councilwoman Todisco, **Seconded by** Councilman Martin.

SCHOOL BOARD LIAISON: Councilwoman Todisco

Thank you Mayor. I would again just like to remind everyone to attend the annual appreciation dinner of the Education Foundation of Garwood on April 24 at 6:30 PM at the Westwood. This year there are two educators to be honored, teacher Mrs. Karen McCarrick and school nurse, Ms. Karen Lukocovic. The EFG will also be celebrating its 10th anniversary that night. Please see a member of the EFG if you need tickets. They are \$45 each. Also, I attended the Talent Show on Friday night. I went mainly to see my brother who is in 6th grade sing, but all the children did a great job. Many did solos and others performed in groups. It takes real courage to go up on stage and perform in front of all those people and all the students should be commended. In fact, it was a sold out show. That's off my report, Mayor.

Motion: Action: Approve, **Moved by** Councilman Nierstedt, **Seconded by** Council President Palmer.

CELEBRATION OF PUBLIC EVENTS AND HOLIDAYS LIAISON:

Councilman Martin

1st Movie under the stars will be held on September 19th at the Garwood YMCA/Washington School property.

Motion: Action: Approve, **Moved by** Councilman Nierstedt, **Seconded by** Council President Palmer.

UNION COUNTY AIR TRAFFIC NOISE ADVISORY BOARD REPRESENTATIVE: NO REPORT

Councilman Mathieu

ATHLETIC FIELD COMPLEX PROJECT COMMITTEE REPRESENTATIVE:

Councilman Petruzzelli

Thank You Mayor

The two week update is as follows. The roofing fabric and paper is installed to protect the sheathing. The metal roofing is still in production and is estimated completion date is April 21, 2014.

The siding is 80 percent complete and the balance will be complete once the roof is installed. The interior sheathing has begun. Plumbing and HVAC rough in is 75 percent complete. The electrical rough in is complete and awaiting inspection later this week.

The exterior windows are installed. Decking lumber will be delivered by the weeks end.

Gas service has been installed and the meter is in place, water service is installed as well. We are still awaiting electric service to be complete. I spoke with the representative this week. They will get back to work this week.

The field perimeter work is still on hold pending weather conditions. (now the field is too wet) and before the field can be installed the air temperature will need to moderate.

The next meeting will be April 9th at 10am Borough Hall.

Garwood Baseball opening day is this Saturday 9am at Washington School with the parade going into Unami Park.

That's all for my report.

Motion: Action: Approve, **Moved by** Councilwoman Todisco, **Seconded by** Council President Palmer.

OFFICER'S REPORTS:

Municipal Tax Collector Aggie Kurzweil: monthly report for March 2014

Motion: Action: Approve, **Moved by** Councilwoman Todisco, **Seconded by** Councilman Nierstedt.

PUBLIC COMMENT:

John Conlin 350 Hemlock Avenue asked if surveillance system to the police department is in place for the AFC. He commented on this matter.

Bruce Paterson 325 Willow Avenue mentioned the Union County budget is ½ billion dollars. He mentioned that he feels this is excessive.

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. 14-178

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 on June 8, 2014, to be held on Center St., Garwood, NJ at the Garwood Rocks Street Fair, 10:00 a.m. to 5:00 p.m., is hereby granted to The Paul Jackson Fund, pursuant to Application Number RA-1014.

RESOLUTION NO. 14-179

WHEREAS, Midwest Construction, Inc., 23 Dead River Road Warren, NJ 07059, has satisfactorily completed on November 26, 2013, the project known as “NJDOT 2012 Road Improvement Program”; and

WHEREAS, the work included in the “NJDOT 2012 Road Improvement Program” is as follows: Road Resurfacing (including drainage, sidewalk, curb and driveway apron improvements, where necessary) Willow Avenue (from West Street to Maple Street) Maple Street (from Myrtle Avenue to Spruce Avenue) and Drainage Hickory Avenue (from East Street to Lexington Avenue); and

WHEREAS, Maintenance Bond No. S279637 has been received for one-year period concluding on November 26, 2014, for \$29,223.56; and **WHEREAS**, the construction cost is \$292,235.64, minus 15% penalty -\$5,264.45, total final \$286,971.19.

NOW THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Garwood, County of Union, State of New Jersey hereby accepts the Municipal Engineer’s recommendation that the project is complete and authorizes the Treasurer to issue a check made payable to Midwest Construction Inc., for final payment.

RESOLUTION NO. 14-180

BE IT RESOLVED by the Mayor and Council of the Borough of Garwood, County of Union, State of New Jersey, hereby authorize the Tax Collector Aggie Kurzweil to attend the 2014 Annual Spring Conference of the Tax Collectors & Treasurers Association of New Jersey from May 20 to 21, 2014, at the Tropicana Hotel, Atlantic City, New Jersey.

RESOLUTION NO. 14-181

BE IT RESOLVED by the Mayor and Council of the Borough of Garwood, County of Union, State of New Jersey, hereby authorize the Chief Financial Officer/Treasurer Sandy Bruns to attend the 2014 Annual Conference of the Government Finance Officer's Association of New Jersey from September 17th – 19th, 2014, at the Sheridan Convention Center in Atlantic City New Jersey.

RESOLUTION NO. 14-182

Whereas, the Tax Collector of the Borough of Garwood had previously issued a tax sale certificate to Royal Tax Lien Services, LLC which certificate is dated October 28th, 2009 covering premises commonly known and referred to as Block 111 Lot 12 as set out on the Borough tax map then in use which certificate bears number 2009-01.

Whereas, the owner of the property redeemed this certificate on December 30, 2009.

Whereas, the owner of this property has indicated to the Tax Collector that he has lost or otherwise misplaced the original tax sale certificate and has duly filed the appropriate Affidavit of Loss with the Tax Collector.

Now, therefore, be it resolved by the Council of the Borough of Garwood that the Tax Collector of the Borough be and is hereby authorized, upon receipt of the appropriately executed and notarized Loss Affidavit and the payment of a fee of \$100.00 per certificate, to issue an appropriate duplicate tax sale certificate to the said purchaser covering the certificate lost as previously described all in accordance with the requirements of Chapter 99 of Public Laws of 1997.

Be it further resolved that a copy of this Resolution and the Loss Affidavit be attached to the duplicate certificate shall be stamped or otherwise have imprinted upon it the word "Duplicate" as required by law.

RESOLUTION NO. 14-183

BE IT RESOLVED, by the Council of the Borough of Garwood, County of Union, State of New Jersey hereby authorizes the upgrading of Dispatcher Susanna dos Santos from Probationary to Class IV Dispatcher effective May 6, 2014, at an annual salary of \$27,341.00.

RESOLUTION NO. 14-184

WHEREAS, the Interlocal Services Act, N.J.S.A. 40:8a-1 et seq., authorized the Borough of Garwood to enter into an agreement for the provision of certain governmental services with the Garwood Board of Education specifically Janitorial services for the Borough of Garwood properties; and

WHEREAS, Municipal properties in this service include, Borough Hall at 403 South Avenue, Fire Department Building at 415 South Avenue and Department of Public Works at 10 South Avenue; and

WHEREAS, N.J.S.A. 40:8 requires such agreement to be authorized by resolution or ordinance; and

WHEREAS, it is the desire of the Council of the Borough of Garwood to authorize the execution of an agreement with the Members of the Garwood Board of Education for the provision of Janitorial services to Municipal properties for an annual cost of \$22,888.00.

NOW THEREFORE, BE IT RESOLVED, by the Council of the Borough of Garwood that the Mayor and Borough Clerk be and are hereby authorized to enter into an Interlocal Services Agreement between the Borough of Garwood and the Garwood Board of Education for the provision of Janitorial services; and

BE IT FURTHER RESOLVED that said Agreement shall be effective April 1, 2014 and have a term of one year and shall be in a form approved of by the Borough Attorney.

RESOLUTION NO. 14-185

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 on June 8, 2014, to be held on Center St., Garwood, NJ at the Garwood Rocks Street Fair, 10:00 a.m. to 5:00 p.m., is hereby granted to The Liberty Hose Co. #1 Garwood, NJ, pursuant to Application Number RA-1015.

RESOLUTION NO. 14-186

WHEREAS, the Council of the Borough of Garwood, County of Union, State of New Jersey authorized the Municipal Clerk to advertised for bids on March 20, 2014, FOR TREE REMOVAL, TREE TRIMMING & STUMP GRINDING SERVICES IN THE BOROUGH OF GARWOOD; and

WHEREAS, on April 4, 2014, at 11:00 a.m., on behalf of the Council, two bids were received encompassing the cost for services as indicated in the specifications on the bid proposal pages #16 & 17, from Caffrey Tree & Landscaping, LLC and Downes Tree Service Co., Inc.; and

WHEREAS, Caffrey Tree & Landscaping, LLC, PO Box 608, Scotch Plains, NJ, 07076, was determined to be the lowest overall responsible bidder for furnishing said services as indicated on the bid proposal form attached hereto and made a part hereof.

NOW THEREFORE, BE IT RESOLVED, by the Council of the Borough of Garwood that the contract is hereby awarded to Caffrey Tree & Landscaping, LLC, PO Box 608, Scotch Plains, NJ, 07076, for furnishing said services as indicated on the bid proposal form attached hereto and made a part hereof for a cost not to exceed \$25,000 for each contract period.

BE IT FURTHER RESOLVED, that the Mayor and Municipal Clerk be and are hereby authorized to execute an agreement in the form approved by the Borough Attorney.

Motion: , Action: Adopt, Moved by Councilwoman Todisco, Seconded by Councilman Nierstedt.

Vote: Motion carried by unanimous roll call vote (summary: Yes = 6).

Yes: Council President Palmer, Councilman Martin, Councilman Mathieu, Councilman Nierstedt, Councilman Petruzzelli, Councilwoman Todisco. Consent agenda was adopted.

RESOLUTIONS DELETED FROM THE CONSENT AGENDA: NONE

NEW BUSINESS:

Any new business the Mayor and Council may have:
None.

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.

Dog Tax Acct: \$78.00 Trust Acct: \$110.00 Developers Escrow \$1,465.00
Capital Acct: \$31,440.31 Block Grant Trust: \$3,212.05 Current Acct: \$985,251.67

Motion: Action: Adopt, **Moved by** Council President Palmer, **Seconded by** Councilman Petruzzelli.
Vote: Motion carried by unanimous roll call vote (**summary:** Yes = 6).
Yes: Council President Palmer, Councilman Martin, Councilman Mathieu, Councilman Nierstedt, Councilman Petruzzelli, Councilwoman Todisco.

ADJOURNMENT

Mayor Quattrocchi announced The Regular Meeting of the Mayor and Council will be held on, **TUESDAY, APRIL 22, 2014**, 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. 14-06, ON TUESDAY, APRIL 22, 2014, AT 7:15 P.M. OR SOON THERE AFTER.

THERE WILL BE A PUBLIC HEARING IN COUNCIL CHAMBERS ON THE ADOPTION OF THE 2014 MUNICIPAL BUDGET ON TUESDAY, APRIL 22, 2014, AT 7:15 P.M. OR SOON THERE AFTER.

Motion: 8:52 P.M., **Action:** Adjourn, **Moved by** Council President Palmer, **Seconded by** Councilwoman Todisco.

CHRISTINA M. ARIEMMA, Municipal Clerk
Borough of Garwood