

BOROUGH of GARWOOD

Regular MINUTES of the COUNCIL MEETING

April 14, 2015

The Regular Meeting of the Mayor and Council was held in Council Chambers and called to order at 8:21 p.m. by Mayor Lombardo. He 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 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).

ROLL CALL:

Present: Mayor Lombardo (Not voting), Councilman Martin, Councilman Mathieu, Councilman Petruzzelli, Councilwoman Tarantino, Councilwoman Todisco and Council President Nierstedt.

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

MINUTES:

Regular Meeting of the Mayor and Council held on March 24, 2015.

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

Workshop Session of the Mayor and Council held on March 24, 2015.

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

COMMUNICATIONS:

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

a. Mayor's Advisory –

- i. 04/08/15, RE: I. State Budget Developments II. New Jersey Digital Government Summit
- ii. 04/08/15, RE: I. NJ Public Employment Conference II. Upcoming Webinar III. Upcoming Seminar
- iii. 04/08/15, RE: Upcoming NJLM Educational Foundation Event
- iv. 04/08/15, RE: Weekly Policy Update
- v. 04/08/15, RE: I. REMINDER: Free Statewide Summit II. Grant Program III. Do Not Forget to Claim Your CEU's IV. Upcoming WEBINAR V. Upcoming Seminar
- vi. 04/08/15, RE: I. Review of Anti-panhandling Ordinances Recommended II. Upcoming Webinar
- vii. 04/09/15, RE: In Re Failure of the Council of Affordable Housing Trust Fund Commitment Regulations

RECEIVED AND FILED

2) **NEW JERSEY ASSEMBLY, ASSEMBLYMAN AUTH,** 04/08/215, RE: Bill A4235 the "Transparent Act of 2015"

RECEIVED AND FILED

3) **TOWNSHIP OF UNION,** 04/08/15, RE: Resolution No. 2015-106, requesting US Postal Service Citizen's Stamp Advisory Committee to consider stamp honoring John Matthew Shippen Jr.

RECEIVED AND FILED

4) **GARWOOD PLANNING BOARD** 03/26/15, RE: Minutes of the meeting held on March 11, 2015.

RECEIVED AND FILED

5) **GARWOOD BOARD OF HEALTH,** 03/27/15, RE: Minutes of the meeting held on January 21, 2015 and March 18, 2015.

RECEIVED AND FILED

6) **GARWOOD CELEBRATIONS COMMITTEE,** 03/30/15, RE: Minutes of the meeting held on February 18, 2015.

RECEIVED AND FILED

7) **RAHWAY VALLEY SEWERAGE AUTHORITY,** 04/08/15, RE: Meeting Notice

RECEIVED AND FILED

ORDINANCES:

Public Hearing on Ordinance 15-06, 15-07 and 15-08, as advertised in the Cranford Chronicle on April 3, 2015

ADOPTION:

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.

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

SECTION 1. in Article VIII B (Borough Administrator); in Chapter 5 (Administration) of the Code of the Borough of Garwood is hereby amended by enacting:

§ 5.51-26 Assistant Borough Administrator.

A. There is hereby created in the Borough of Garwood the position of part-time Assistant Borough Administrator who shall be appointed by Mayor with the advice and consent of the Council. Said appointee shall serve at the pleasure of the governing body.

B. Said appointee may or may not hold other positions in the Borough.

§ 5.51-27. Duties and responsibilities of the Assistant Borough Administrator.

The Assistant Borough Administrator shall have the following duties and responsibilities with respect to said position:

A. To assist the Borough Administrator/Clerk in the discharge of all duties assigned to the office of the Borough Administrator.

B. To serve as acting Borough Administrator in the absence or disability of the Borough Administrator/Clerk.

C. To acquire all knowledge and operations of the office of the Borough Administrator/Clerk.

D. Other duties as assigned.

§ 5.51-28. Reporting to Borough Administrator/Clerk.

The Assistant Administrator shall report to the Borough Administrator/Clerk and is to keep her/him informed of all events and information relevant to the position.

§ 5.51-29. Compensation.

The governing body shall fix the compensation or salary of the Assistant Administrator by ordinance.

SECTION 2. All ordinances or parts of ordinances inconsistent herewith are hereby repealed to the extent of such inconsistency.

SECTION 3. 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 4. This ordinance shall take effect upon final passage and publication in accordance with law.

List correspondence concerning Ordinance 15-06. NONE.

Does anyone present wish to be heard concerning Ordinance 15-06? No Response.

Motion: Action: Close Public hearing, **Moved by** Councilwoman Todisco, **Seconded by** Councilman Petruzzelli.

Motion: Action: ADOPT ORDINANCE 15-06, **Moved by** Councilwoman Tarantino, **Seconded by** Councilwoman Todisco

Vote: Motion carried by unanimous roll call vote (**summary:** Yes = 5, No = 1)

Yes: Councilman Martin, Councilman Petruzzelli, Councilwoman Tarantino, Councilwoman Todisco and Council President Nierstedt. **No:** Councilman Mathieu Ordinance No. 15-06 was adopted.

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.

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

SECTION 1. Chapter 5 (Administration) of the Code of the Borough of Garwood is hereby amended by enacting §5-51.19 through §5-51.19.7 to read as follows:

§5-51.19 Office on Aging

There is hereby created in the Borough of Garwood an office to be known as the "Office on Aging."

§ 5.51-19.1 Positions: Appointment.

The Office on Aging shall consist of the following positions:

A. Director. There shall be within the Office on Aging the position of Director of the Office on Aging, who shall be known as the "Senior Citizen Director" and which position shall be either a full-time or part-time position as determined by the governing body. The Director shall be appointed by the Mayor with the advice and consent of the Council. Said appointee shall serve at the pleasure of the governing body.

B. Bus driver. There shall be within the Office on Aging the position of part-time bus driver There may be one or more bus drivers, who shall be appointed by the Mayor with the advice and consent of the Council. Said appointee shall serve at the pleasure of the governing body.

C. Handyman. There shall be within the Office on Aging the position of part-time handyman. There may be one or more handyman, who shall be appointed by the Mayor with the advice and consent of the Council and upon recommendation from the Borough Administrator. Said appointee shall serve at the pleasure of the governing body.

§ 5.51-19.2. Duties and responsibilities of Director.

The Director of the Office on Aging shall have the following duties and responsibilities with respect to said position:

A. Be responsible for all aspects and administration of the Garwood Office on Aging.

B. Supervise, evaluate, and schedule all employees assigned to the Office on Aging.

C. Be responsible for scheduling and supervising the bus/transportation services.

D. Serve as liaison for senior benefits.

E. Pursue, investigate, prepare and monitor grant opportunities for the Office on Aging.

F. Maintain and distribute a comprehensive monthly calendar of programs and events.

G. Maintain a comprehensive database and records programs for the Office on Aging and all of its programs.

H. Pursue, investigate, develop, prepare and monitor new programs for the Office on Aging; coordinate programs and service with local and county officials.

I. Prepare and present the annual Office on Aging budget to the Borough Administrator, Finance Committee and Mayor and Council, as directed.

J. Accept and follow up on requests, proposals, and complaints from citizens and accommodate reasonable requests.

K. Coordinate programs and projects with other department heads.

L. Coordinate and keep the Borough Administrator informed.

M. Assure that the Office on Aging is at all times in compliance with all Borough, state and federal reporting requirements, rules, regulations and statutes.

N. Maintain, collect and report all monies received by the Office on Aging in the appropriate format as designated by the Chief Financial Officer and the Borough Auditor.

O. Other duties as assigned.

§ 5.51-19.3 Duties and responsibilities of the bus driver.

The part-time bus driver shall report directly to the Director of the Office on Aging and have the following duties and responsibilities.

- A. Obtain all directions and travel information needed to ensure the most expeditious, cost effective and safe route.
- B. Obtain all bus passenger logs at close of each business day; annotate list to ensure all passengers are picked up and returned to their desired location; write all additional walk-on unscheduled passengers on logs; keep copies of all log information in monthly folders at the Office on Aging for monthly measurements review.
- C. Review events and schedule periodically or as needed with the Senior Citizen Director and/or Borough Administrator to ensure total time allowed for each event scheduled doesn't exceed the funds and grants established for these purposes.
- D. Maintain bus by sweeping aisles, keeping traffic areas free of debris, clean seats and report maintenance concerns to Director and Borough garage; ensure all appropriate and legal signage is posted as required.

§ 5.51-19.4. Duties and responsibilities of the handyman.

The part-time handyman shall report directly to the Director of the Office on Aging and have the following duties and responsibilities:

- A. Make minor home repairs to senior participants through the Handyman Program.
- B. Keep accurate records of work performed, including address and time worked for all work order requests.
- C. Submit completed work orders and other supporting documents to the Office on Aging.

§.5.51-19.5. Salaries.

The Senior Citizen Director of the Office on Aging and all employees of the Office on Aging shall be paid a salary as set forth in the Salary Ordinance in the Borough of Garwood. Salaries are established and regulated based on grant funding received.

§ 5.51-19.6. Office space; hours.

The governing body shall designate office space to be utilized by the Office on Aging. Said space shall be maintained by the Borough of Garwood. Hours of said office shall be determined by the Mayor and Borough Council.

§ 5.51-19.7. Council liaison.

The Mayor of the Borough of Garwood shall appoint one member of Council to serve as liaison to the Office on Aging.

SECTION 2. All ordinances or parts of ordinances inconsistent herewith are hereby repealed to the extent of such inconsistency.

SECTION 3. 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 4. This ordinance shall take effect upon final passage and publication in accordance with law.

List correspondence concerning Ordinance 15-07. NONE.

Does anyone present wish to be heard concerning Ordinance 15-07?

Bruce Paterson, 325 Willow Avenue asked if this would cause new hires. Ms. Ariemma answered no, these positions are already filled.

Motion: Action: Close Public hearing, **Moved by** Councilman Petruzzelli, **Seconded by** Councilwoman Todisco.

Motion: Action: ADOPT ORDINANCE 15-07, **Moved by** Councilman Martin, **Seconded by** Council President Nierstedt

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

Yes: Councilman Martin, Councilman Mathieu, Councilman Petruzzelli, Councilwoman Tarantino, Councilwoman Todisco and Council President Nierstedt. Ordinance No. 15-07 was adopted.

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)

WHEREAS, the Local Government Cap Law, N.J.S. 40A:4-45.1 et.seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said final budget appropriations to 1.50% unless authorized by ordinance to increase it to 3.5% over the previous years final appropriations; and,

WHEREAS, a municipality may, by ordinance, bank the difference between its final budget appropriations and the 3.5% increase authorized by this ordinance when said difference is not appropriated as part of the final budget; and,

WHEREAS, the Borough Council of the Borough of Garwood, County of Union, hereby determines that this difference in the amount of \$119,128.38 that is not appropriated as part of the final 2015 budget shall be retained as an exception to the final appropriations in either of the next two succeeding years.

NOW THEREFORE BE IT ORDAINED, that any amount authorized herein above that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and

BE IT FURTHER ORDAINED that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

List correspondence concerning Ordinance 15-08. NONE.

Does anyone present wish to be heard concerning Ordinance 15-08?

Bruce Paterson, 325 Willow Avenue objected to the ordinance and asked council to reconsider.

Motion: Action: Close Public hearing, **Moved by** Council President Nierstedt, **Seconded by** Councilwoman Todisco.

Motion: Action: ADOPT ORDINANCE 15-08, **Moved by** Councilman Martin, **Seconded by** Councilwoman Todisco

Councilwoman Todisco supports the ordinance but explained she doesn't understand why Trenton does this. She said she would be finding out more about this.

Vote: Motion carried by unanimous roll call vote (**summary:** Yes = 5, No = 1)

Yes: Councilman Martin, Councilman Petruzzelli, Councilwoman Tarantino, Councilwoman Todisco and Council President Nierstedt. **No:** Councilman Mathieu Ordinance No.15-08 was adopted.

INTRODUCTION:

Ms. Ariemma read Ordinance 15-09 by title only.

ORDINANCE NO. 15-09

AN ORDINANCE TO AMEND § 21-37 (SCHEDULE OF RESIDENT PREFERENTIAL PERMIT PARKING ZONES) IN ARTICLE XIV (RESIDENT PREFERENTIAL PERMIT PARKING) IN CHAPTER 21 (VEHICLES AND TRAFFIC) AND TO AMEND § 21-8. (TWO-HOUR PARKING) IN ARTICLE I (TRAFFIC AND PARKING) IN CHAPTER 21 (VEHICLES AND TRAFFIC) OF THE CODE OF THE BOROUGH OF GARWOOD TO REVISE THE RESIDENT PREFERENTIAL PERMIT PARKING ZONE AND TO REVISE THE TWO-HOUR PARKING ZONE BY ADDING ADDITIONAL STREETS TO EACH.

Motion: Action: INTRODUCE ORDINANCE 15-09, **Moved by** Councilwoman Tarantino, **Seconded by** Councilwoman Todisco.

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

Yes: Councilman Martin, Councilman Mathieu, Councilman Petruzzelli, Councilwoman Tarantino, Councilwoman Todisco and Council President Nierstedt. Ordinance No. 15-09 was introduced.

COUNCIL STANDING COMMITTEE REPORTS AND OTHER REPORTS:

POLICE: Councilwoman Tarantino, Chr.

The Police department has applied for grants to pay or offset the costs of solar powered radar warning speed signs to assist in addressing complaints of speeding on Fourth Avenue between Westfield and Cranford. Also included was funding to replacement lighted stop signs at Spruce & West with new solar powered signs. The deadline for filing was April 30 and we should receive a reply by June. The National Highway and Traffic Safety Agency (NHSTA) has designated April as "Distracted Driver Awareness Month". The Garwood Police will be patrolling with an extra emphasis on cell phone enforcement. Residents will see the traffic trailer out in various locations displaying NHSTA's warning "U DRIVE – U TEXT – U PAY" posted on it. The Garwood Police Department urge all residents to drive safely at all times. Officer Zuena has completed phase "A" of his training and is currently in Phase "B". Training is progressing on schedule and his coach reports nothing but positive feedback.

PUBLIC HEALTH: Council President Nierstedt No Report

STREETS AND ROADS/ECOLOGY: Councilwoman Todisco, Chr.

Thank you, Mayor. I think this is the first report where it is safe to not talk about snow. Weekly yard waste collection is underway. This takes place on Wednesday of each week. The DPW has been busy hot patching potholes. If residents would like to report a pothole, they can contact Borough Hall or the Department of Public Works. Street sweeping has also begun. That's all for my report, Mayor.

FIRE: Council President Nierstedt, Chr.

February: 23 Incidents: 1 Fire, 8 Alarm Activations, 3 Odor of Gas, 1 Investigation, 1 CO Alarm, 2 Water-flows, 1 Broken Utility Pole. 6 Mutual Aid: Elizabeth, 24 hours, Linden (4), 42 hours, Plainfield, 12 hours. Total man hours: 147 (all alarms). Meeting: 25 men/37 hours. Drill: Right to Know & Blood Born Pathogen Training, 20 men/40 hours. Extra Duty: Westfield Fire Chief Kelly Funeral: 18 men/79 hours.

March: 12 Incidents: 1 Fire (furnace), 2 Alarm Activations, 2 Odors of Gas, 1 Investigation, 1 CO Alarm, 1 MVA, 1 Burning Odor, 3 Mutual Aid: Elizabeth, 4 hours, Cranford 30 hours, Westfield 12 hours, Total Man Hours 119 (All Alarms), Meeting: 24 Men/36 hours, Drill: 19 Men/38 hours, Power Saw Awareness/Starting & Safety Hose Deployment & Packing, Extra Duty: Driver Training: 7 Men/21 hours.

FINANCE: Councilman Petruzzelli, Chr.

The Borough recently issued general improvement bonds in the amount of \$2,741,000 in order to permanently finance all outstanding short term debt incurred since the last bond issue in 2003. The Net Interest Cost on these new bonds will be 1.886683% over an 11 year period. Our bond issue was favorably received by the market. We achieved a near historical low in our interest rate due in part to the relatively short length of the issue and our strong bond rating. Seventeen different bond ordinances from 2004 through 2014, previously funded by short term notes, make up the new bond issue. These ordinances authorized various capital improvements such as equipment acquisitions, road projects and also the new Sports and Recreation Complex. Part of the bond issuance process involves obtaining a bond rating. The Borough received a rating of AA Stable from Standard & Poors. Their report cited a very strong local economy and strong budgetary performance as factors in awarding this rating. The fact that the Borough is amortizing its debt rapidly also impressed Standard & Poors. Most towns in the surrounding area have a rating of AA with the exception of Westfield and Summit who have a rating of AAA. This is most likely due to their population, the size of their ratable base and their larger number of commercial ratables. On March 31st electronic bids via Parity were received and reviewed by the CFO and the successful bidder was determined to be Robert W. Baird & Co. with the lowest net interest rate of 1.88%. The other bidders offered net interest rates of 2.08% and 2.24%. The bonds will mature in annual installments with a principal payment due each April and interest payable each October and April. The interest rate on these bonds is lower than projected. Therefore the debt service costs will be lower than originally anticipated. The estimated savings in interest costs over the life of the issue is \$54,207 which translates to approximately \$3 per home each year. The CFO certification, which you have all received as part of your council mail, provides more detail on this recent bond sale. If you have further questions please feel free to reach out to our CFO or bond counsel. One matter I would like to update the Council on

with regards to the budget stemmed from a conversation Council President Nierstedt had with me. He inquired as to whether or not the Planning Board budget could be reduced by another \$10,000.00 as they may not have to spend money in 2015 for the redevelopment of the Paperboard site. However, in taking into consideration that the Planning Board has two legal matters pending this year, the Finance Committee does not feel it would be wise to reduce their budget as they have not allocated any money to these pending legal matters.

BUILDINGS AND GROUNDS: Councilman Mathieu, Chr.

There will be a meeting tomorrow with the Board of Education. Building & Grounds recommends the adoption of Resolution 15-183.

LAWS AND LICENSES: Councilman Martin, Chr. *No Report*

RECREATION: Councilwoman Todisco Chr.

Meeting tomorrow 4/15 at 7pm at the Rec. Complex

COMMITTEE ON AGING: Councilwoman Tarantino

Thank you Mayor

I've been reporting an issue with the seniors and bus schedule. This week I met with Ms. Ariemma and Mrs. DiStefano, one of the bus drivers of the senior bus. We made some progress in this matter, a little more work needs to be done. The next meeting of Senior Citizens is the Thursday at noon.

That is all for my report Mayor.

LIBRARY, MAYOR'S REPRESENTATIVE: Councilman Petruzzelli

The Garwood Library Board of Trustees announces the retirement of Carol Lombardo, the current Library Director, effective July 1, 2015. Mrs. Lombardo has been the Director since 1998, and was Library Assistant at the Library since 1989. Since having earned her Master of Library Science Degree from Rutgers University in 1997, Mrs. Lombardo has endeavored to bring the Garwood Library up to date with technology by adding public access computers, on-line card catalog searching, Wi-Fi in the Library, e-books for patrons to borrow, as well as a presence on the Internet and Facebook. Hosted by the Library's Board of Trustees, there will be a "Farewell Reception" for Mrs. Lombardo at the Library on Saturday, June 27th from 10:00 AM to 12 Noon. Light refreshments will be served. All borough residents are invited to stop by to bid farewell to Mrs. Lombardo who has served the Garwood Library for over 25 years. The Library Board of Trustees has appointed Maryanne Duffy, a current Library Assistant at the Library, as the new Director, effective July 1st. Ms. Duffy has been employed at the Garwood Library for more than 10 years and is anxious to continue the work that has been started and to enhance services to the Borough. This year's 21st annual Summer Reading theme is "Every Hero Has a Story". All the details have not yet been finalized, but registration will begin on Wednesday, June 17th, with the program running for seven weeks through Friday, August 7th. As the date nears, more information will be available at the Library, on the Library's web page, and on its Facebook page. The program is open to Garwood children, all ages, through grade 8. As long as you can read or be read to, you can participate in the program. During the summer, there will be craft events for children (going into grade 2 and up) on Tuesdays at 3:00 PM and kid-friendly movies on Thursdays at 2:00 PM. Registration is required for the craft days (limited to 20) but not for the movie days. On Thursday, April 16th, at 7:00 PM, Walter Choroszewski (pronounced Koro-shef-ski) will present a program on "Hollywood Romance, On and Off the Screen", highlighting some of Hollywood's most famous romances, those that lasted a lifetime, and those that were brief and/or kept under wraps. An entertaining visual program that is sure to surprise. Registration is required for this event and may be done at the Library, by phone, or at the Library's website.

SCHOOL BOARD LIAISON: Councilman Mathieu *No Report*

CELEBRATION OF PUBLIC EVENTS AND HOLIDAYS LIAISON: Council President Nierstedt

The Celebrations Committee will be having its annual Memorial Day Remembrance Ceremony to remember those who have lost their life serving in the military at the Knight of Columbus on Monday, May 25th at noon. Please join us – hot dogs and soda will be served after the ceremony. The Celebrations Committee is collecting favorite recipes from people of our community to be published in a Garwood cookbook. If you would like to contribute to the cookbook, please fill out the recipe form making sure to include a title for your recipe and your name. You may download the form at www.garwood.org. Each recipe that is printed will feature the name of the contributor so everyone can easily locate the favorite recipe of their friends and local residents. We expect to publish the cookbook this fall, in plenty of time to

be available for the holidays. Please submit your recipe to Borough Hall by June 1st or go to garwoodcelebrations@garwood.org.

UNION COUNTY AIR TRAFFIC NOISE ADVISORY BOARD REPRESENTATIVE:

Councilman Mathieu No Report

PARKING COMMITTEE: Councilwoman Tarantino

Thank you Mayor

I've previously reported that we've tentatively entered into an agreement with Burger King for 36 parking spaces to be used as commuter parking. We are waiting on some legal insurance language to be finalized on the agreement before we can sign off on it.

That is all for my report Mayor.

POLICE NEGOTIATIONS COMMITTEE: Councilwoman Tarantino

Thank you Mayor

There was a mediation meeting this afternoon and we will be going into executive session at the end of this meeting so council can be given an update.

That is all for my report Mayor

ADMINISTRATIVE REVIEW COMMITTEE: Councilwoman Tarantino

Thank you Mayor

We discussed a few topics at our last meeting that we are very excited about but we are not ready yet to disclose to council. We have a little more work to do and will present when ready.

That is all for my report Mayor.

HISTORICAL COMMITTEE: Councilwoman Todisco

Thank you, Mayor. The Historical Committee will be looking for donations from interested Garwood families to sponsor historical photos in the meeting room of the Garwood Sports and Recreation Complex building. The donations will be used to pay for the frames and all other proceeds will go to preserving Garwood's history. So far, 6 photos have been selected and hung up by the Committee, but more will be going up in the near future. An article seeking such donations will be in the next issue of the Garwood Gazette. We are planning on having our next meeting in May. That's all for my report, Mayor.

OFFICER'S REPORTS:

Chief of Police Bruce Underhill: monthly reports for March 2015

Zoning Code Enforcement Officer, Len Di Stefano monthly report for March 2015

Municipal Tax Collector Aggie Kurzweil: monthly report for March 2015

Treasurer/CFO Sandy Bruns report for Bond Sale

Municipal Court Administrator Martha Marino: monthly report for March 2015

Motion: Action: Approve, **Moved by** Councilwoman Todisco, **Seconded by** Councilwoman Tarantino

PUBLIC COMMENT:

Bruce Paterson, 325 Willow Avenue discussed the letter written by GOP Chairman and its relationship between the GOP role. He asked for the second time for Councilman Mathieu to step down as Chair.

Councilman Mathieu said it sent it the letter to the editor without signing it and the newspaper added the signature and title. He said he generally signs his council name.

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. 15-176

BE IT RESOLVED by the 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 2015 Annual Spring Conference of the Tax Collectors & Treasurers Association of New Jersey from May 19 to 21, 2015, at the Tropicana Hotel, Atlantic City, New Jersey. Registration cost \$385.00, lodging cost \$195.00, total \$580.00.

RESOLUTION NO. 15-177

WHEREAS, the Council of the Borough of Garwood, County of Union, State of New Jersey, hereby authorizes the following change order to the fence project as follows:

COMPANY: CAPITAL FENCE LLC.

2300 E. LINDEN AVENUE
LINDEN, NEW JERSEY 07036
DESCRIPTION: CHAIN LINK FENCE AT THE
GARWOOD SPORTS AND RECREATION COMPLEX
ADDITIONAL WORK: Additional removal/discard of chain link fence \$200
6ft chain link fence w/bottom tension wire at 164 Myrtle Avenue \$1,345
PRICE: \$200 + \$1,345
TOTAL: \$ 1,545.00

RESOLUTION NO. 15-178

WHEREAS, the Council of the Borough of Garwood, County of Union, State of New Jersey, hereby authorizes the following:
COMPANY: CAPITAL FENCE LLC.

2300 E. LINDEN AVENUE
LINDEN, NEW JERSEY 07036
DESCRIPTION: 8FT X 10FT TRASH ENCLOSURE WITH 2 6FT X 4 FT GATES
GARWOOD SPORTS AND RECREATION COMPLEX
PRICE: \$1,515.00

RESOLUTION NO. 15-179

WHEREAS, the Council of the Borough of Garwood, County of Union, State of New Jersey, hereby authorize the following:
COMPANY: HEDGEHOG LANDSCAPING, LLC

96 EVERGREEN AVENUE
SPRINGFIELD, NJ 07081
DESCRIPTION: CONCRETE PAD FOR SHED AND TRASH ENCLOSURE
INSTALL 2 CONCRETE PADS – 21'x16'x6" AND 13'x8'x6"
REMOVE MULCH TO SAND CAP
CONSTRUCT PADS TO PLANS PROVIDED
GARWOOD SPORTS AND RECREATION COMPLEX
140 MYRTLE AVENUE
PRICE: \$3,496.00

RESOLUTION NO. 15-180

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 Class IV to Class III effective May 6, 2015, at an annual salary of \$28,825.00.

RESOLUTION NO. 15-181

WHEREAS by the Council of the Borough of Garwood, County of Union, State of New Jersey the Municipal Clerk was authorized to advertise on March 16, 2015, for a bid entitled "FOR THE RESURFACING OF BEECH AVENUE FROM WEST STREET TO THE BOROUGH LINE; MAPLE STREET FROM MYRTLE AVENUE TO SPRUCE AVENUE AND DRAINAGE CONSTRUCTION ON HICKORY AVENUE FROM CENTER STREET TO EAST STREET AND THIRD AVENUE FROM WALNUT TO CEDAR STREET IN THE BOROUGH OF GARWOOD, UNION COUNTY, N.J."; and

WHEREAS on March 31, 2015, at the advertised time of 11:00 a.m., Midwest Construction, Inc., submitted a bid amount of \$272,060.90, which is determined the lowest responsible bidder.

NOW THEREFORE BE IT RESOLVED by the Council of the Borough of Garwood that the contract be hereby awarded to Midwest Construction, Inc., for \$272,060.90, pending New Jersey State Department of Transportation approval.

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

Motion to remove Resolution No. 15-182 from consent agenda was made by Councilman Mathieu.

Motion: Action: Adopt consent agenda as amended, **Moved by** Council President Nierstedt, **Seconded by** Councilwoman Todisco

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

Yes: Councilman Martin, Councilman Mathieu, Councilman Petruzzelli, Councilwoman Tarantino, Councilwoman Todisco and Council President Nierstedt. Consent agenda was adopted as amended.

RESOLUTIONS DELETED OR REMOVED FROM THE CONSENT AGENDA:

RESOLUTION NO. 15-182

WHEREAS, the Mayor and Council of the Borough of Garwood desire to secure recycling services to complete calendar year 2015; and
WHEREAS, Equipment Rental Services, LLC, 110 Main Street, South Amboy, NJ 08879 submitted a proposal for said services as follows:

PERIOD: July 1, 2015 to December 31, 2015
SCHEDULE: July 9, 23
August 6, 20
September 3, 17
October 1, 15, 29
November 12, 27
December 10, 24

SERVICES: Single stream collection of curbside recyclables in the Borough of Garwood
COST: \$1,300 per pick up, **TOTAL: \$16,900.00**

BE IT RESOLVED, by the Council of the Borough of Garwood, County of Union, State of New Jersey, hereby award the proposed to Equipment Rental Services, LLC in accordance with the above and the proposal dated March 18, 2015.

BE IT FURTHER RESOLVED that said Agreement shall be effective July 1, 2015 to December 31, 2015 and have a term of 6 months and shall be in a form prepared and approved by the Borough Attorney.

Motion: Action: Adopt, **Moved by** Councilwoman Todisco, **Seconded by** Councilman Petruzzelli

Councilman Mathieu said he was confused about this company and why we are picking this company. He asked if this company is somehow related to Great Northern and stated he did some research and this company only comes up as renting equipment.

Council President Nierstedt responded this company was the lowest quote.

Councilwoman Todisco said she is unsure of the relationship between the two companies but suggested it's not relevant to this matter.

Councilman Mathieu stated he is concerned about the competency of this company and asked if they do recycling.

Councilman Petruzzelli responded yes they do.

Council President Nierstedt said the company has been around for a long time and again said this is being awarded because it was the lowest quote.

Councilman Mathieu continued to express his concerns regarding the name of the company and his confusion in why it being awarded to them.

Mayor Lombardo said the contract is only for six months.

Councilman Petruzzelli mentioned the quotes that came in for the new boiler and the project was awarded to the higher quote. He asked Councilman Mathieu why?

Councilman Mathieu said he took the recommendation of the DPW Superintendent and went with it.

Councilwoman Todisco mentioned the Borough has a relationship already with Equipment Rental Services and stated this is the company that picks up our bulk and we have not had any complaints with them.

Councilwoman Todisco stated when DPW Superintendent took in two quotes for the new boiler why Councilman Mathieu was comfortable with going with the higher quote and didn't question the ability of the either vendor. She said when the Administrator receives quotes Councilman Mathieu questions it.

Councilman Mathieu responded he deferred the boiler matter to DPW Superintendent.

Vote: Motion carried by unanimous roll call vote (**summary:** Yes = 5, No = 1)

Yes: Councilman Martin, Councilman Petruzzelli, Councilwoman Tarantino, Councilwoman Todisco and Council President Nierstedt. **No:** Councilman Mathieu Resolution No. 15-182 was adopted.

RESOLUTION NO. 15-183

WHEREAS, the Mayor and Council of the Borough of Garwood currently participate in an Interlocal Shared Services agreement for the provision of Janitorial services with the Garwood Board of Education 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, said agreement expired on April 1, 2015 and both parties need more time to agree on terms and conditions for a new agreement; and

WHEREAS, both parties have agreed to extend the existing agreement for a period of 2 month(s), commencing April 1, 2015 in accordance with the following: Janitorial services to Municipal properties listed above for an annual cost of \$23,345.00/\$1,945.42 per month; and

WHEREAS, both parties have agreed to include Janitorial services for the recently constructed Garwood Sports and Recreation Complex, located at 140 Myrtle Avenue, as follows:

Janitorial services to the Garwood Sports and Recreation Complex for cost of \$75.00 per week to include two cleaning visits per week.

WHEREAS, the twice a week service schedule will be utilized as a gauge to further determine the appropriate number of cleaning visits required per week to maintain the facility.

NOW THEREFORE, BE IT RESOLVED, by the Council of the Borough of Garwood that the above is hereby approved.

Motion: Action: Adopt, **Moved by** Councilman Mathieu, **Seconded by** Council President Nierstedt.

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

Yes: Councilman Martin, Councilman Mathieu, Councilman Petruzzelli, Councilwoman Tarantino, Councilwoman Todisco and Council President Nierstedt. Resolution 15-183 was adopted.

NEW BUSINESS:

Any new business the Mayor and Council may have:

Councilwoman Todisco mentioned conflict of interest in Chairman of the GOP. She said she is happy to hear that Councilman Mathieu will no longer be the chairman. Councilwoman Todisco addressed her concerns with Councilman Mathieu's behavior and the letter written to the newspaper. She again expressed her concerns and displeasure with the way Councilman Mathieu represents the council and his statement that his job it to argue with the council.

Council President Nierstedt also commented on the letter Councilman Mathieu wrote and stated his concerns asking him to please refrain from writing derogatory letters.

PROCLAMATION:

National Library Week – April 12th through 18th

Earth Day – April 22, 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.

Law Enforcement Trust Fund: \$200.00 Trust Acct: \$2,735.32

Capital Acct: \$40,489.00

Dog Tax Acct: \$835.00

Current Acct: \$1,700,869.98

Motion: Action: Adopt, **Moved by** Councilwoman Todisco, **Seconded by** Councilwoman Tarantino

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

Yes: Councilman Martin, Councilman Mathieu, Councilman Petruzzelli, Councilwoman Tarantino, Councilwoman Todisco and Council President Nierstedt. Payment of Claims was adopted.

RESOLUTION NO. 15-184

CLOSED SESSION RESOLUTION AUTHORIZING AN EXECUTIVE SESSION FOR THE PURPOSE OF DISCUSSING CONTRACT NEGOTIATIONS BETWEEN THE BOROUGH OF GARWOOD, AND GARWOOD PBA LOCAL NO. 117, AND MATTERS OF ATTORNEY-CLIENT PRIVILEGE RELATING TO THE ABOVE AND IN ACCORDANCE WITH N.J.S.A., 10:4-12, Closed session, Meetings open to public; exclusion of public; subject of matter.

WHEREAS, it is necessary for the Mayor and Council of the Borough of Garwood to conduct an executive session closed to the public in order to discuss the above listed matters.

NOW THEREFORE BE IT RESOLVED that the Council of the Borough of Garwood hereby move to go into executive session in accordance with the provisions of the Open Public Meetings Act, N.J.S.A. 10:4-6 et. seq., for the purpose of discussing the subjects stated above; and

BE IT FURTHER RESOLVED that the matters discussed in and minutes of the closed session shall be disclosed to the public when the reason for confidentiality no longer exists.

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

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

Yes: Councilman Martin, Councilman Mathieu, Councilman Petruzzelli, Councilwoman Tarantino, Councilwoman Todisco and Council President Nierstedt. Resolution 15-184 was adopted.

At 9:17 p.m., a motion was made by Councilman Martin, seconded by Councilwoman Todisco to enter executive session with respect to contract negotiations and Attorney Client Privilege. At 9:30 p.m., a motion was made by Council President Nierstedt, seconded by Councilwoman Todisco to resume the workshop session.

RESOLUTION NO. 15-185

BE IT RESOLVED, by the Council of the Borough of Garwood, County of Union, State of New Jersey hereby authorize the Borough Administrator/Clerk to sign the Memorandum of Agreement between the Garwood PBA Local #117 and the Borough of Garwood.

BE IT FURTHER RESOLVED that the Memorandum of Agreement is attached hereto and made a part of this resolution.

Motion: Action: Adopt, Moved by Councilman Martin, Seconded by Councilman Petruzzelli.

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

Yes: Councilman Martin, Councilman Mathieu, Councilman Petruzzelli, Councilwoman Tarantino, Councilwoman Todisco and Council President Nierstedt. Resolution 15-185 was adopted.

ADJOURNMENT

The Regular Meeting of the Mayor and Council will be held on, **TUESDAY, APRIL 28, 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. 15-09 ON TUESDAY, APRIL 28, 2015, AT 7:15 P.M. OR SOON THERE AFTER.

THERE WILL BE A PUBLIC HEARING IN COUNCIL CHAMBERS, ON THE ADOPTION OF THE 2015 MUNICIPAL BUDGET ON TUESDAY, APRIL 28, 2015, AT 7:15 P.M. OR SOON THERE AFTER.

Motion: Action: At 9:32 p.m., adjourn, Moved by Council President Nierstedt, Seconded by Councilwoman Todisco.