

# BOROUGH of GARWOOD

## *Regular MINUTES of the COUNCIL MEETING*

May 12, 2015

The Regular Meeting of the Mayor and Council was held in Council Chambers and called to order at 8:40 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 April 28, 2015.

Executive Session of the Mayor and Council held on April 28, 2015.

Workshop Session of the Mayor and Council held on April 28, 2015.

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

### **COMMUNICATIONS:**

- 1) **NEW JERSEY STATE LEAGUE OF MUNICIPALITIES –**
    - a. Mayor's Advisory –
      - i. 04/24/15, RE: I. Weekly Policy Update
      - ii. 04/30/15, RE: A. Federal Update B. Final Week! Do Not Forget to Claim Your CEU's from the 2014 NJLM Annual Conference!
      - iii. 04/30/15, RE: League of Municipalities Appoints New Executive Team
      - iv. 05/04/15, RE: Surface Transportation Subcommittee
      - v. 05/05/15, RE: I. A history of the League's first 100 years is available online II. Status Report on the "Roadmap to Pension & Benefits Reform" III. Mayor Wahler Addresses U.S. Senate Committee on Transportation Funding Issues
      - vi. 05/06/15, RE: I. NJWELL 2015: Healthy Rewards for Employers too! II. Seminar Round Up
  - 2) **UNION COUNTY BOARD OF CHOSEN FREEHOLDERS**, 04/30/15, RE: Resolution #2015-300: 2015 Union County Budget Cap Bank, Resolution #2015-301: 2015 Union County Budget Introduction with Revenue and Appropriation Summaries.
  - 3) **UNION COUNTY BOARD OF CHOSEN FREEHOLDERS**, 05/04/15, RE: Ordinance 764-2015.
  - 4) **TOWNSHIP OF UNION** – 04/30/15, RE: Resolution No. 2015-138
  - 5) **TOWNSHIP OF WESTFIELD** – 05/04/15, RE: Ordinances
  - 6) **RAHWAY VALLEY SEWERAGE AUTHORITY** – 05/04/15, RE: Minutes of the meetings held on February 19, 2015 and March 19, 2015.
- ALL WERE RECEIVED AND FILED**

### **ORDINANCES:**

Public Hearing on Ordinance 15-10, as advertised in the Cranford Chronicle on May 1, 2015

### **ADOPTION:**

Municipal Clerk to read Ordinance 15-10 by title only:

#### **ORDINANCE NO. 15-10**

**AN ORDINANCE TO REPEAL §115-2 (BEGGING) IN ARTICLE I (DISORDERLY AND OFFENSIVE CONDUCT) IN CHAPTER 115 (MISCELLANEOUS OFFENSES).**

**BE IT ORDAINED BY THE MAYOR AND COUNCIL OF THE BOROUGH OF GARWOOD AS FOLLOWS:**

**SECTION 1.** §115-2(Begging) in Article I (Disorderly and Offensive Conduct) in Chapter 115 (Miscellaneous Offenses) of the Code of the Borough of Garwood is hereby repealed.

**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, and after the posting of appropriate signs.

List correspondence concerning Ordinance 15-10. NONE.

Does anyone present wish to be heard concerning Ordinance 15-10? No Response.

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

**Motion: Action:** ADOPT ORDINANCE 15-10, **Moved by** Councilwoman Todisco, **Seconded by** Councilwoman Tarantino

Discussion: Councilman Mathieu said that repealing this will allow persons to beg anywhere such as in front of borough hall. Mr. Renaud said that is true. Councilwoman Todisco stated failure to do this could cause the borough to be sued and that could be costly.

**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. 15-10 was adopted.

#### **COUNCIL STANDING COMMITTEE REPORTS AND OTHER REPORTS:**

**POLICE:** Councilwoman Tarantino, Chr. *NO REPORT*

**PUBLIC HEALTH:** Council President Nierstedt

No report, mayor. The next meeting is May 20<sup>th</sup> at 6:00PM, where the ordinance to require fees for plan review will be proposed.

**STREETS AND ROADS/ECOLOGY:** Councilwoman Todisco, Chr.

Thank you, Mayor. Weekly yard waste collection is underway. This takes place on Wednesday of each week through October. 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 is also underway. Additionally, the DPW has a pile of wood chips from contractors for residents to take for free mulch for their gardens, as it did last year. One final reminder, the DPW will pick up white goods or metal items at no charge to residents. Residents simply need to make an appointment by calling the DPW. That's all for my report, Mayor.

**FIRE:** Council President Nierstedt, Chr.

The Fire Division will hold its annual Fire Department Memorial on Wednesday, May 20 at 8:00PM in the Fire Division HQ. All are invited to attend this moving, memorial service.

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

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

**LAWS AND LICENSES:** Councilman Martin, Chr.

Tonight there are FIVE applications for a Raffle Licenses.

The committee recommends the adoption of Resolution No. 15-194 for the application of one **off-premise 50/50 raffle license** that was previously drawn March 8, 2015, at The Church of St. Anne, 325 Second Avenue, Garwood, NJ, by The Church of St. Anne.

The committee recommends the adoption of Resolution No. 15-195 for the application of four **off-premise 50/50 raffle licenses** to be drawn October 11, 2015, December 13, 2015, February 14, 2016 and April 24, 2016, at The Church of St. Anne, 325 Second Avenue, Garwood, NJ, by The Church of St. Anne.

By Councilwoman Tarantino

Thank you Mayor

The committee met last week to discuss the signs ordinance. The Zoning officer was invited to attend this meeting and provided some good insight. The committee needs to discuss some issues with Mr. Renaud and reconvene.

That is all for my report Mayor

**RECREATION:** Councilwoman Todisco Chr. *NO REPORT*

Next meeting is May 20<sup>th</sup>

**COMMITTEE ON AGING:** Councilwoman Tarantino

Thank you Mayor

I attended the Senior Meeting last week. They had a representative from Rahway Hospital who demonstrated emergency life saving measures. She explained signs and symptoms of a stroke, a heart attack and how they could be different for men and women. She also demonstrated how to perform the Heimlich maneuver on yourself by using a chair. It should be noted that I played Bingo and did not win this time.

Also, the senior picnic will be held at the new Garwood Sport and Rec complex this year on June 25<sup>th</sup>. In the past shade was provided to the seniors by the gazebo. Since we no longer have the gazebo, no shade is a concern. I contacted the county about borrowing a tent. They have a procedure in place where you fill out an online form and give all the details of what you need and why. I was told if the tent was not being used on that day there should be no problem in lending it to the Garwood Seniors for the picnic. At this point, I'm still waiting to be notified.

That is all for my report.

**LIBRARY, MAYOR'S REPRESENTATIVE:** Councilman Petruzzelli

Now that spring has finally arrived, the Library is also hosting a program on Thursday, May 14<sup>th</sup>, at 6:30 PM, presented by horticulturist Bryan Lowe, who will educate the audience on garden preparations. How to get your gardens and lawns ready for all the spring and summer will be the topic and is something we are all looking forward to doing about this time. Registration is required for this event.

You can register in person at the library, by phone at 908-789-1670 or at the library's interactive calendar found on their website.

The Thursday evening book club, held on the 1<sup>st</sup> Thursday of each month will continue throughout the summer. No registration is required.

The Monday afternoon book club, held on the 3<sup>rd</sup> Monday of each month at 1:00PM, will meet on May 18<sup>th</sup> and June 15<sup>th</sup> then take a break for the summer, reconvening on September 21<sup>st</sup>. Registration is not required for this book club either.

The Wednesday morning toddler story time, for children up to age 4, held at 10:30 am, will continue through June 10<sup>th</sup> then take a break for the summer, starting up again on September 16<sup>th</sup>. Registration is suggested but not required for this group.

**SCHOOL BOARD LIAISON:** Councilman Mathieu *NO REPORT*

**CELEBRATION OF PUBLIC EVENTS AND HOLIDAYS LIAISON:** Council President Nierstedt

The annual Memorial Day ceremony will be held at noon at the Knights of Columbus. All are invited to attend to hear our guest speaker, and to partake in the hot dogs and soda to follow.

**UNION COUNTY AIR TRAFFIC NOISE ADVISORY BOARD REPRESENTATIVE:**

Councilman Mathieu *NO REPORT*

**PARKING COMMITTEE:** Councilwoman Tarantino

Letters were mailed out to the homes that will be affected by the proposed 'residential permit parking' ordinance. We've received some feedback in letters to the clerk and also email. There have been suggestions made that the committee feels we need to revisit and see if the ordinance may need to be revised to accommodate as many concerns as we can.

That is all for my report Mayor.

**POLICE NEGOTIATIONS COMMITTEE:** Councilwoman Tarantino *NO REPORT*

**ADMINISTRATIVE REVIEW COMMITTEE:** Councilwoman Tarantino *NO REPORT*

**HISTORICAL COMMITTEE:** Councilwoman Todisco

Thank you, Mayor. The Historical Committee is currently seeking 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 was in the most recent issue of the Garwood Gazette in order to inform all residents of this opportunity. The next meeting will be on May 20<sup>th</sup>. That's all for my report, Mayor.

**OFFICER'S REPORTS:**

Municipal Tax Collector Aggie Kurzweil: monthly report for April 2015

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

**PUBLIC COMMENT:**

Karen McCarrick, 348 Locust Avenue asked if the Garwood Rocks event be held 11-4 instead of 10-5. She asked council to consider the residents in that this is not a borough event that it is a Chamber event and she said it is disruptive to residents.

Bruce Paterson, 325 Willow Avenue complained about the procedure for the 2015 UC Infrastructure grant process.

**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. 15-194**

**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 8, 2015, that was drawn at Church of St. Anne, 325 Second Avenue, Garwood, NJ at 1:00 p.m., is hereby granted to Church of St. Anne pursuant to RA#1047.

**RESOLUTION NO. 15-195**

**BE IT RESOLVED**, by the Mayor and Council of the Borough of Garwood, in the County of Union, State of New Jersey, that the licenses to conduct four Off Premise 50/50 raffles on October 11, 2015, December 13, 2015, February 14, 2016, April 24, 2016, all to be drawn at Church of St. Anne, 325 Second Avenue, Garwood, NJ at 1:00 p.m. on each occasion, is hereby granted to Church of St. Anne pursuant to RA#1048, RA#1049, RA#1050, and RA#1051.

**Motion: Action:** Adopt consent agenda, **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.

**RESOLUTIONS DELETED OR REMOVED FROM THE CONSENT AGENDA:**

Ms. Ariemma read Resolution No. 15-196

**RESOLUTION NO. 15-196**

**BE IT RESOLVED**, by the Council of the Borough of Garwood, County of Union, State of New Jersey that the Borough Administrator/Clerk be and is hereby authorized to prepare, sign and submit the following grant application on behalf of the Borough of Garwood.

UC 2015 Infrastructure and Municipal Aid Grant Program

FOR: The 2015 Sidewalk Repair/Replacement and Tree Removal Program

**BE IT FURTHER RESOLVED** that the Grant Application is attached hereto and made a part of this resolution.

**Motion: Action:** Adopt consent agenda, **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. Resolution No. 15-196 was adopted.

**NEW BUSINESS:**

Any new business the Mayor and Council may have:

**PROCLAMATION:**

National Police Week – May 10-16, 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.

Trust Acct: 5,008.50  
Dog Tax Acct: \$712.00

Block Grant Trust Acct: \$6,192.04    Capital Acct: \$37,795.43  
Current Acct: \$1,180,716.92

**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.

#### **ADJOURNMENT**

The Regular Meeting of the Mayor and Council will be held on, **TUESDAY, MAY 26, 2015**, in Council Chambers at 7:15 p.m. Workshop Session to start at 7:00 p.m.

**Motion: Action: At 9:09 p.m., adjourn, Moved by Council President Nierstedt, Seconded by Councilwoman Todisco.**