

# Borough of Garwood

## Meeting of the Mayor and Council

### MINUTES

June 28, 2016

Start Time: 7:50 p.m.  
Moment of Silence.....  
Salute to the Flag.....

Adequate notice of this meeting was provided to the Westfield Leader and Union County Local Source, advertised on January 7, 2016, 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:

Mayor Lombardo	P		
Councilwoman Cuccaro	P	Councilman Sarno	P
Councilman Martin	P	Councilwoman Todisco	P
Councilman Mathieu	P	Council President Petruzzelli	P

#### MINUTES:

Regular and Workshop and Minutes of the Mayor and Council held on June 14, 2016.

Motion by Councilwoman Todisco, Second by Councilman Petruzzelli, to accept minutes as presented.

#### COMMUNICATIONS:

- 1) NEW JERSEY STATE LEAGUE OF MUNICIPALITIES –
    - a. Mayor's Advisory –
      - i. 06/14/16, RE: Daily Update
      - ii. 06/17/16, RE: Weekly Update
      - iii. 06/24/16, RE: Daily Update
  - 2) MR. BRUCE PATERSON - 6/21/2016, RE: Letter to M&C concerning the Casale Redevelopment impact on Garwood.
  - 3) RAHWAY VALLEY SEWERAGE AUTHORITY – 6/21/16, RE: Minutes of the meetings held on May 12, 2016 and May 19, 2016
  - 4) GARWOOD RECREATION COMMISSION – 6/23/16, RE: Minutes of the meetings held on January 18<sup>th</sup>, February 15<sup>th</sup>, March 21<sup>st</sup>, and May 16, 2016
  - 5) GARWOOD PLANNING BOARD – 6/23/16, RE: Minutes of the meeting held May 25, 2016
- RECEIVED AND FILED

#### ORDINANCES:

Public Hearing on Ordinance 16-10 and 16-11, as advertised on June 16, 2016

#### ADOPTION:

Municipal Clerk to read Ordinance 16-10 by title only:

##### ORDINANCE NO. 16-10

**AN ORDINANCE TO AMEND ARTICLE I (ESTABLISHMENT, ORGANIZATION AND ADMINISTRATION) IN CHAPTER 34 (POLICE DEPARTMENT) TO DESIGNATE THE MAYOR AS THE APPROPRIATE AUTHORITY FOR THE POLICE DEPARTMENT PURSUANT TO N.J.S.A. 40A:14-118 AND TO AMEND ADMINISTRATIVE PROCEDURES PERTAINING TO THE POLICE DEPARTMENT.**

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

**SECTION 1.** §34-6.1 (Appropriate Authority) in Article I, (Establishment, Organization and Administration) in Chapter 34 (Police Department) of the Code of the Borough of Garwood is hereby enacted as follows:

##### **§ 34-6.1 Appropriate Authority.**

- A. The Mayor is designated hereby as the Appropriate Authority pursuant to N.J.S.A. 40A:14-118.
- B. The Appropriate Authority shall be responsible for promulgation and adoption of the rules and regulations for the government of the Police Department and for the discipline of its members.
- C. The Appropriate Authority, or his/her designee, shall be the Hearing Officer for the Borough on any complaint against a permanent or probationary police officer charging any disciplinary violation in accordance with N.J.S.A. 40A:14-147

and/or any violation of the internal rules and regulations of the Police Department. In the event the Appropriate Authority does not act as Hearing Officer, the individual so designated to hear the disciplinary matter shall, at the conclusion of the hearing, forward his/her findings and recommendations to the Appropriate Authority, who shall make the final determination. In the event an individual not employed by the Borough is considered by the Appropriate Authority to act as the Hearing Officer, the alternate Hearing Officer shall be appointed by the Borough Council.

**SECTION 2.** § 34-7 through § 34-9 in Article I (Establishment, Organization and Administration) in Chapter 34 (Police Department) of the Code of the Borough of Garwood are hereby amended to read as follows:

**§ 34-7. Chief of Police; Head of Department.**

The Chief of Police shall be the head of the Police Department and shall be directly responsible to the Appropriate Authority for the efficiency and routine day-to-day operations of the Police Department. The Police Chief shall, pursuant to policies established by the Appropriate Authority:

- A. Administer and enforce rules and regulations and special emergency directives for the disposition and discipline of the Department and its officers and personnel.
- B. Have, exercise and discharge the functions, powers and duties of the Department.
- C. Prescribe the duties and assignments of all subordinates and other personnel.
- D. Delegate such of his authority as he may deem necessary for the efficient operation of the Department to be exercised under his direction and supervision.
- E. Report at least monthly to the Appropriate Authority in such form as shall be prescribed by the such Authority on the operation of the Department during the preceding month, and make such other reports as may be requested by such Authority.

**§ 34-8. Investigations; Emergency Directives**

Nothing contained in this Article shall prevent the appointment by the governing body of committees or commissions to conduct investigations of the operation of the police force, and the delegation to such committees or commissions of such powers of inquiry as the governing body deems necessary or to conduct such hearing or investigation authorized by law. Nothing contained in this Article shall prevent the appropriate authority, or any executive or administrative officer charged with the general administrative responsibilities within the municipality, from examining at any time the operations of the police force or the performance of any officer or member thereof. In addition, nothing contained in this Article shall infringe on or limit the power or duty of the Appropriate Authority to act to provide for the health, safety or welfare of the municipality in an emergency situation through special emergency directives.

**§ 34-9. Duties of Police Chief; suspension of members.**

The Chief of Police shall devote his entire time to the duties of his office. Except for oral reprimands and emergency suspensions, all Department disciplinary action shall be taken or approved by the Chief of Police, provided that any member of the Police Department may be terminated, reduced in rank, suspended, or fined for just cause in accordance with the provisions of N.J.S.A. 40A: 14-147. Disciplinary action that results in the loss of time or pay of five days or less may be taken by the Chief of Police, subject to the grievance procedure contained in the current labor agreement between the Borough and PBA Local 117. Disciplinary action that may result in termination, reduction in rank or suspension of more than five (5) days shall be taken only after a hearing before the Appropriate Authority or his/her designee. The Chief of Police shall report the suspension of any member and the reinstatement of any suspended member to the Mayor and Council within 24 hours after the action is taken.

- SECTION 3.** All ordinances or parts of ordinances inconsistent herewith are hereby repealed to the extent of such inconsistency.
- SECTION 4.** 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 5.** This ordinance shall take effect upon final passage and publication in accordance with law.

List correspondence concerning Ordinance 16-10 NONE

Does anyone present wish to be heard concerning Ordinance 16-10? NONE

Motion by Councilwoman Todisco, Second Councilman Sarno to close Public Hearing on Ordinance 16-10.

Motion by Councilman Sarno, Second by Councilwoman Todisco to adopt Ordinance 16-10.

Discussion: Councilman Mathieu mentioned that he cannot support this and feels this should be done by council, not the Mayor. Councilman Sarno said he feels this is a more efficient method.

Roll Call:

<b>Councilwoman Cuccaro</b>	<b>NAY</b>	<b>Councilman Sarno</b>	<b>AYE</b>
<b>Councilman Martin</b>	<b>AYE</b>	<b>Councilwoman Todisco</b>	<b>AYE</b>
<b>Councilman Mathieu</b>	<b>NAY</b>	<b>Council President Petruzzelli</b>	<b>AYE</b>

Municipal Clerk to read Ordinance 16-11 by title only:

**ORDINANCE NO. 16-11**

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

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

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

	<b>S A L A R Y</b>	<b>R A N G E</b>
<b>POSITION</b>	<b>MINIMUM</b>	<b>MAXIMUM</b>
Accounts Payable Clerk – Part time	17 ph	22 ph
Accounts Payable Clerk	35,000	41,000

Administrator/Municipal Clerk	85,000	100,000
Board of Health Secretary	1000	1500
Board of Health Licensing Official	1500	1800
Chief Financial Officer/Treasurer/Assistant Administrator	78,000	88,000
Clerk/Stenographer	37,000	42,000
Clerk/Typist/Payroll Part Time	15.00 per hour	23.00 per hour
Council Members (6)	0	2,000
Deputy Tax Collector/Tax Search Officer	39,000	44,000
Fire Safety Inspectors	17.00 per hour	23.00 per hour
Mayor	0	2,200
Municipal Alliance Coordinator	3,500	7,500
Municipal Court Administrator	42,000	50,000
Municipal Engineer	14,495	14,495
Municipal Judge	18,000	23,000
Network Administrator Police Computers	2,500	3,500
Office of Emergency Management/Secretary	200	500
Office of Emergency Management/Director	1,000	5,000
P/T Clerical Municipal Office	8.38 per hour	12.00 per hour
P/T Deputy Court Administrator/Violations Clerk	14.00 per hour	18.00 per hour
P/T Tax Collector	15,000	20,000
Planning Board Planner/Engineer	2,000	5,000
Planning Board Secretary	11,000	14,000
Police Chief	120,000	132,000
Recreation Aides	8.38 per hour	15.00 per hour
Recreation Director	6,000	10,000
Recreation Director/Summer Program	21.00 per hour	26.00 per hour
Recreation Supervisors	9.00 per hour	20.00 per hour
Registrar of Vital Statistics	4,000	5,200
School Crossing Guards	13.00 per hour	17.00 per hour
Seasonal Help DPW	9.00 per hour	13.00 per hour
Senior Citizen Bus Driver	19.00 per hour	23.00 per hour
Senior Citizen Director	4,000	7,000
Senior Citizen Handyman	17.00 per hour	20.00 per hour
Shade Tree Officer	3,000	5,000
Special Police Officer, Matron – Class “C”	12.00 per hour	18.00 per hour
Superintendent of Public Works/Recycling Coordinator	70,000	78,000
Tax Assessor Part-time	12,000	15,000
Tax Collector/Full-time	50,000	58,000
Zoning Code Review Official	8,000	13,000
Zoning Code Enforcement Official	6,000	10,000

	S A L A R Y	R A N G E
<i>POSITION</i>	<i>MINIMUM</i>	<i>MAXIMUM</i>
Police Dispatcher: RANGE	26,163	46,500

Probationary	26,163	26,163
Class IV	27,341	27,341
Class III	28,825	28,825
Class II	30,309	30,309
Class I	31,793	31,793

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

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

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

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

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

List correspondence concerning Ordinance 16-11 NONE

Does anyone present wish to be heard concerning Ordinance 16-11?

Bruce Paterson, 325 Willow Avenue commented on the ordinance ranges.

Motion by Councilwoman Todisco, Second by Councilman Petruzzelli to close Public Hearing on Ordinance 16-11.

Motion by Councilwoman Todisco, Second by Councilman Sarno, to adopt Ordinance 16-11.

Discussion: Councilwoman Cuccaro asked about ranges for governing body members and if this ordinance ensures that future, councils could never bring back the salary. Ms. Ariemma said future council could regardless of what this ordinance says but they'd have to raise the funds in that budget year and it is highly unlikely, but this council control what future councils may or may not do on this matter.

Roll Call:

<b>Councilwoman Cuccaro</b>	<b>NAY</b>	<b>Councilman Sarno</b>	<b>AYE</b>
<b>Councilman Martin</b>	<b>AYE</b>	<b>Councilwoman Todisco</b>	<b>AYE</b>
<b>Councilman Mathieu</b>	<b>AYE</b>	<b>Council President Petruzzelli</b>	<b>AYE</b>

**INTRODUCTION:**

Municipal Clerk to read Ordinance 16-12 by title only:

**BOND ORDINANCE NO. 16-12**

**BOND ORDINANCE TO AUTHORIZE THE ACQUISITION OF NEW ADDITIONAL OR REPLACEMENT EQUIPMENT AND MACHINERY IN, BY AND FOR THE BOROUGH OF GARWOOD, IN THE COUNTY OF UNION, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$38,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.**

Motion by Councilman Martin, Second by Councilman Mathieu, to introduce Ordinance 16-12

Roll Call:

<b>Councilwoman Cuccaro</b>	<b>NAY</b>	<b>Councilman Sarno</b>	<b>ABSTAIN</b>
<b>Councilman Martin</b>	<b>NAY</b>	<b>Councilwoman Todisco</b>	<b>NAY</b>
<b>Councilman Mathieu</b>	<b>AYE</b>	<b>Council President Petruzzelli</b>	<b>NAY</b>

**FAILED - Mr. Renaud was directed to prepare Capital Ordinance**

Municipal Clerk to read Ordinance 16-13 by title only:

**ORDINANCE NO. 16-13**

**AN ORDINANCE TO ESTABLISH A RESTRICTED PARKING ZONE PURSUANT TO N.J.S.A. 39:4-197.6 IN FRONT OF 346 WILLOW AVENUE, IN THE BOROUGH OF GARWOOD.**

Motion by Councilwoman Todisco, Second by Councilman Petruzzelli, to introduce Ordinance 16-13

Roll Call:

<b>Councilwoman Cuccaro</b>	<b>AYE</b>	<b>Councilman Sarno</b>	<b>AYE</b>
<b>Councilman Martin</b>	<b>AYE</b>	<b>Councilwoman Todisco</b>	<b>AYE</b>
<b>Councilman Mathieu</b>	<b>AYE</b>	<b>Council President Petruzzelli</b>	<b>AYE</b>

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

**POLICE:** Councilman Sarno, Chr.

Garwood Public Schools finished for the year on June 17<sup>th</sup> and our surrounding communities wrap up this week on the 24<sup>th</sup>. With this our kids will be more active during the day and the Garwood Police would like to remind drivers to be alert for their presence and activities. The Garwood Recreation program began Monday at the Sports and Athletic Field Complex from 9:00am to Noon. Again, we would like bring this to everyone's attention and ask that parents be extra careful when dropping or picking up your kids in that area. Residents planning a vacation may register with the Police Department to have their property physically checked while they are away. An officer will do a walk around check of your property as part of our patrol activities. Any resident wish to participate, may go to the "FORMS" page of the police website [www.Garwoodpd.org](http://www.Garwoodpd.org) and fill out a Vacant House Check form and submit to the Dispatch Desk. Unfortunately Garwood is not immune from the poisons that continue to plague our communities. Recently, the Police Department received a thank you note from the parents of resident who was saved twice in a 24 hour period from a narcotic overdose, by using the Narcan nasal agent. This victim lived to see another day and continues to fight the demons via a structured treatment program. Saves such as this would not be possible without the Opiate counter acting agent, Narcan. Chief Underhill would like to again thank the Greater Westfield Area Chamber of Commerce for their donation which we received at the last meeting. That donation has been used to purchase additional doses of the Narcan agent. The Department continues its proactive measures to battle illegal drug use in Garwood.

### **PUBLIC HEALTH: Councilwoman Cuccaro**

1/ Tanya Mon is going to continue to follow up with the food establishment to make sure they are doing everything the BOH recommended to avoid another shut down. As I stated previously if there are any infractions for 2 years, they will be shut down for 5 days.

2/ A lot of the meeting was spent talking about the Zika Virus, where they are most prevalent, ramifications, what to do to avoid an issue etc.

As we all know it is Mosquito season and there have been a lot of calls about concerns. I never knew it but Union County has a committee for tracking and a program for this. They said they actually do a great job on the bug front and tracks and tests twice a week at the current time. The county works hand in hand with the Westfield Board of Health, so they are totally on top of everything to pass along to us. Next week they will be rolling out a more intense Zika awareness program.

They stressed over and over that they breed in the most unlikely spots, toys, tires, and even in things as small as a bottle cap, of course stagnant pool water, so be sure water is dumped and replaced.

Also discussed was that it is rat season, good grief, rats and bugs, I wonder if the rats can eat the bugs and alleviate us of the virus spreading.

3/ 20 residents had Blood pressure screening

4/ There were only 5 vaccinations, which she said was on the light side as per the norm.

5/ 142 School records were inspected for vaccinations and the school was 100% compliant.

6/ They are also working diligently on a Bicycle helmet program, they ran out of helmets and do not want to turn anyone down that may need them for the children.

### **STREETS AND ROADS/ECOLOGY: Councilman Petruzzelli, Chr.**

#### **Reoccurring Activities**

- Complete regular public works services including residential pickup(s) of household waste, brush/grass and white goods.
- Setup and take down the tables/chairs for the seniors events at the firehouse on the first (1<sup>st</sup>) and third (3<sup>rd</sup>) Thursday of the month.
- Check and treat reoccurring problem sewer lines for roots on a weekly basis.
- Perform maintenance on miscellaneous public works vehicle and equipment as needed.
- Clean up the litter and debris throughout the grounds at the Sports and Recreation Complex on a daily basis.
- Pick up the debris/litter from both sides of the underpass sidewalks on Center Street and Kennedy Plaza.
- Mow, trim and maintain all municipal owned properties and parks on a weekly basis.
- Cut up and remove broken branches in various locations of the Borough.
- Repair broken street and traffic signs in various locations of the Borough.

#### **Miscellaneous Activities**

- Perform daily street sweeping operations in various areas throughout the Borough. Post areas to be swept the day before for no parking. Sweeping operations have been completed on the entire south side of the Borough.
- Install the four (4) turf field advisory signs at the Sports and Recreation complex.
- Set up the tents and move the tables at the Sports and Recreation complex for the annual for the senior's picnic. Set up tables at the firehouse for the picnic due to inclement weather.
- Weed all of the mulch beds and trim all shrubs/trees at the Sports and Recreation complex, Hartman Park and at Borough Hall.
- Remove graffiti from the concrete abutment on the Center Street underpass.
- Inspect the entire water system at the Sports and Recreation complex (irrigation, building, etc) for leaks.
- Remove bamboo and weeds from along the brook within the Borough right-of-way(s) in various locations.

### **FIRE: Councilwoman Cuccaro, Chr. NO REPORT**

### **FINANCE: Councilwoman Todisco, Chr.**

Thank you, Mayor. The Finance Committee unanimously recommends the Council adopt Resolution 16-229 on tonight's Consent Agenda. We discussed potential salary increases for non-union employees at our last Finance Committee meeting. First, we agreed to allocate 1.5% raises for the three non-union workers who are protected by State statute as well as the Chief of Police. Additionally, we are proud that we worked together to adjust the process, specifically for non-union, non-protected workers. Our goal as legislators was to put more control in the hands of the administrators that best understand the day to day operations of their departments. However, as elected officials we wanted to ensure guidelines were provided. In essence, we gave each

department head overseeing non-union, unprotected workers a pool of funds for them to allocate who would receive which amount. The resolution before you tonight reflects an even distribution for non-union, non-protected workers at 1.5%, which was recommended by the respective department heads in line with the employee evaluations they've conducted. That's all for my report, Mayor.

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

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

Tonight there are 3 applications for Raffle Licenses. The Laws & License Committee recommends the following: The adoption of Resolution No. 16-266, for the application of three *on premise 50/50 raffle licenses*, to be drawn on November 16, 2016, March 8, 2017 and May 31, 2017, at The Westwood, 438 North Avenue, Garwood, NJ, by UNION CATHOLIC REGIONAL HIGH SCHOOL. That is all for my report Mayor.

**RECREATION: Councilman Martin Chr. *NO REPORT***

**GARWOOD SENIOR CITIZEN LIAISON: Councilwoman Cuccaro**

1/The group wanted me to thank everyone that came to the rededication for the Garwood Complex, they thought it was a great turnout.

2/ Ellen Steinberg from the Senior Citizen Council came and spoke to the group about the Senior newsletter, she stated it has been delivered sporadically in the past, and she assured everyone that she was going to bring them to each meeting.

3/ I handed out the June lunch menus from the Kenilworth senior group that Toni supplied to me, I am printing the menu for July to hand out at the next meeting. As I said before she is going to send them to me monthly so I can keep everyone in the loop as far as choices.

4/ The senior Picnic was indoors this year due to the impending rain, as is the usual it did not rain...

5/ It was a very nice turnout even with it being indoors, The Mayor and Carol attended; there was a DJ for entertainment who brought his very cute children that made nice conversation with everyone in the room.

6/ Freeholder Betty Jane Kowalski stopped by to speak to the group and stayed for a bit, she mentioned the senior initiative "seniors in Motion" for the 21 municipalities. It is a para transit system, to help seniors with transportation. I was very happy to see the county giving back some of those zillions of tax dollars to the townships whose pockets have been getting picked yearly. I did introduce myself and said this is something very good for the group, we traded cards, I said I would be very interested in more info to pass along, she said she will get back to me right away. I am still waiting.....I located some info myself while I waited and did find the particulars, I am happy to pass this along to the Mayor.

It will be the decision of the Mayor of each town if they want to partake in this service.

7/ Paulette the senior director brought leftover burgers and Hotdogs to boro hall and the police department. Some of the seniors wanted to take some leftovers home. Paulette said due to health concerns with leftovers they were not allowed to take it home. She did mention lawsuits in case someone got sick, but to me although that sounds valid, it was shame to see the food being dumped in the garbage, especially the food that would not spoil, like the salads. I spoke to the Kenilworth Senior President and she said it was the correct procedure if the food was supplied by the county. I know that was not the case, as it was paid for by Garwood. She also said it depends on if grant money was used for the food and that would be an issue as well. So I will call Tanya Moon to see what the case study is for leftovers by the Board of health. Maybe Tina you can let me know if it is even possible to breakdown the grant money for food for an event. Maybe futile, but throwing food out when there are people that would partake seems crazy.

8/One of the group was very unhappy as Cranford was cleaning the brook on 5<sup>th</sup> and although that is a very good thing, they left all of the garbage on the street. The Mayor said he was going to take a ride by on his way home.

9/ A resident also complained about a police van being parked on Oak all the time when the owner had a very nice driveway, and they also wanted to know what the ordinance was for this type of vehicle?

10/ Someone else told me There is a missing Street sign on the corner of West and myrtle, could I drive by, I did and yes it is in fact missing. I assume someone is working on this.

11/ Finally the group said they would love a new round Table, the same ones that have been ordered in the past, it can no longer be patched together. They showed it to me and I concur the glue is no longer holding and is very very broken. So can this be done in a timely manner?

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

So far 33 children have signed up for the Library's 22<sup>st</sup> annual Summer Reading Club. Our first summer reading event the **Mad Science Physics Olympics** assembly was attended by 325 children.

This past Wednesday at the library was ours first "**Wacky Olympic Wednesdays**" (WOW) with tug of war and parachute games. Our next WOW will be the straw javelin throw and the paper airplane toss on Wednesday July 6<sup>th</sup> at 2:00pm. The Library will also be showing movies every other Wednesday at 2:00. Movies will include **Zootopia** on June 29; **Kung Fu Panda 3** on July 13<sup>th</sup>; and **Eddie the Eagle** on July 27<sup>th</sup>. This Tuesday kids will be making coffee can stilts at 2:00pm. Every Thursday in July will be Lego club. On July 12<sup>th</sup> at 2:00pm the Library will present "**You Are Who You Eat**". This program will feature frogs, scorpions, snakes and turtles. Kids will learn how these animals find and catch their food and how they avoid becoming food for other animals.

We are also participating in the State Library and Chipotle's Summer Reading initiative "**A Good Read Deserves a Good Feed**". Any child logging in 2 hours of summer reading or signed up for summer reading and participating in summer reading activities will receive a coupon for one free build your own kid's meal. In addition, any child logging 2 hours of reading will also get to draw a prize from the Library's prize box.

Summer hours for the library will begin the week of Monday, June 27<sup>th</sup>. The weekday hours of the library will remain unchanged, however, the library will be closed on Saturdays during July and August. Regular Saturday hours will begin again on Saturday, September 10, after Labor Day.

**SCHOOL BOARD LIAISON: Councilman Sarno**

Lincoln's School's 8<sup>th</sup> grade graduation was held Friday June 17<sup>th</sup> and 32 Garwoodians closed the book on their Junior High years and will disembark on the next chapter of their young careers at ALJ. It was a wonderful evening that I'm sure the graduates will remember and I wish them best of luck next year!

The next meeting of the board is going on concurrently tonight at Lincoln School and the following meeting will be Tuesday August 16<sup>th</sup> at Lincoln School.

That's all for my report

**CELEBRATION OF PUBLIC EVENTS AND HOLIDAYS LIAISON:**

Councilwoman Todisco

Thank you, Mayor. I attended the last meeting of the Celebrations Committee on June 15<sup>th</sup>. Movie Under the Stars will be Friday, September 9<sup>th</sup> at dusk with a rain date of the following day, September 10<sup>th</sup>. The movie will be Minions. Thank you to Spencer Savings Bank, the Greater Westfield Area Chamber of Commerce, and the Borough for sponsoring this event. That's all for my report, Mayor

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

Councilman Mathieu

Reported on air traffic issues and possible planes not flying properly as noise complaints have increased.

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

**HISTORICAL COMMITTEE:** Councilwoman Todisco

Thank you mayor. As we had noted in the past, the Hartman Park sign had been missing for some time and the Hartman relatives had requested that the Borough replace it, since the park is in honor of past councilman and Borough volunteer, Mr. Harry E. Hartman. The task was placed on the Garwood Historical Committee. Through the funding of the Harman family, the Committee has obtained a great replacement sign and set up a small ceremony to take place on Saturday, July 9<sup>th</sup> at 11am at Hartman Park to dedicate the sign being replaced. In attendance will be the Hartman relatives, dignitaries such as the Mayor and Council and the Board of Education and the Garwood Historical Committee. That's all for my report mayor.

**OFFICER'S REPORTS:**

Chief of Police Bruce Underhill: monthly report for May 2016

Motion by Councilwoman Todisco, Second by Councilman Petruzzelli to accept Officer's reports

**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.

Mark Lazarow, 511 Myrtle Avenue asked Councilman Mathieu's reasoning for voting for the bond ordinances. Councilman Mathieu said he would answer him privately.

Bruce Paterson, 325 Willow Avenue commented on Mr. Lazarow's question. He mentioned a resolution asking for 25% grant matches. He also mentioned the letter he wrote concerning the Redevelopment Plan.

**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. 16-223**

**A RESOLUTION AUTHORIZING THE MAYOR AND MUNICIPAL CLERK OF THE MUNICIPALITY OF THE BOROUGH OF GARWOOD TO EXECUTE AN AGREEMENT WITH THE COUNTY OF UNION TO MODIFY THE COOPERATIVE AGREEMENT DATED MAY 27, 2014**

**WHEREAS**, certain Federal funds are potentially available to the County of Union under Title I of the Housing and Community Development Block Grant Act of 1974, as amended, commonly known as the Community Development Block Grant program; and

**WHEREAS**, certain Federal funds are potentially available to the County of Union under Title II of the National Affordable Housing Act of 1990, commonly known as the HOME Investment Partnerships program; and

**WHEREAS**, substantial Federal funds provided through subtitle B of Title IV of the McKinney-Vento Homeless Assistance Act commonly known as the Emergency Solutions Grants program (ESG) are allocated to prevent homelessness and to enable homeless individuals and families to move toward independent living; and

**WHEREAS**, it is necessary to amend an existing Cooperative Agreement for the County of Union and its people to benefit from this program; and

**WHEREAS**, it is in the best interest of the Borough of Garwood and the County of Union in cooperation with each other to enter into a modification of the existing Cooperative Agreement pursuant to N.J.S.A. 40A:65-1 et seq;

**NOW THEREFORE, BE IT RESOLVED** by the Mayor and Governing Body of the Borough of Garwood that the agreement entitled "COOPERATIVE AGREEMENT BETWEEN THE COUNTY OF UNION AND CERTAIN MUNICIPALITIES FOR CONDUCTING CERTAIN COMMUNITY DEVELOPMENT ACTIVITIES," dated May 27, 2014, for the Purpose of Inserting a Description of Activities for Fiscal Year 2016-2017 of the Union County Community Development Block Grant program, the HOME Investment Partnerships program, and the Emergency Solutions Grants program (ESG), a copy of which is attached hereto; be executed by the Mayor and Municipal Clerk in accordance with the provisions of law;

**BE IT FURTHER RESOLVED** that this resolution shall take effect immediately upon its adoption.

**RESOLUTION NO. 16-224**

**WHEREAS**, in accordance with Chapter 72, P.L. 1994, the Borough of Garwood has the authority to prepare and issue estimated tax bills; and

**WHEREAS**, in order for the Borough of Garwood to meet our financial obligations, maintain the tax collection rate, provide uniformity for tax payments and save the unnecessary cost of interest expenses on borrowing it would be in our best interest to do so; and

**WHEREAS**, the Chief Financial Officer has reviewed and computed an estimated levy in accordance with N.J.S.A. 54:4-66.3.

**NOW THEREFORE BE IT RESOLVED**, by the Mayor and Council of the Borough of Garwood on this 28<sup>th</sup>, day of June 2016, as follows:

1. The Borough of Garwood Tax Collector is hereby authorized to prepare and issue estimated bills for the Borough of Garwood for the third quarter of 2016 taxes, in accordance with the provisions of N.J.S.A. 54:4-66.2 et seq.
2. The entire estimated tax levy for 2016 is hereby set at \$17,582,853.90
3. The estimated tax rate for 2016 is hereby set at 9.417

**RESOLUTION NO. 16-226**

**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 On Premise 50/50 Raffles, on November 16, 2016, March 8, 2017 and May 31, 2017 to be held at the Westwood, 438 North Avenue, Garwood, NJ from 6:30 to 9:00 p.m., is hereby granted to HSA Union Catholic High School pursuant to RA#1087, RA#1088 and RA#1089.

**RESOLUTION NO. 16-227**

**BE IT RESOLVED**, by the Council of the Borough of Garwood, in the County of Union, State of New Jersey, that renewal Plenary Retail Consumption Licenses be granted to the following said Licenses to be effective July 1, 2016 and to terminate June 30, 2017.

2006-33-001-006 BPC Restaurant Management, LLC, a Limited Liability Co., t/a The Station Bar & Grill, for the premises at 95-99 Center Street, Garwood, New Jersey.

2006-33-004-003 The Garwood Rest, Inc., a Business Corporation of New Jersey, t/a Garwood Restaurant, for premises at 259 South Avenue, Garwood, New Jersey.

2006-32-006-005 Laxmee, LLC, a Limited Liability Co., t/a Dittrick's Wines and Liquors, for premises at 2 North Avenue, Garwood, New Jersey. (Broad Package Privilege)

2006-33-007-004 B & D Recreation, Inc., a Business Corporation of New Jersey, t/a Garwood Lanes, for premises at 346 North Avenue, Garwood, New Jersey.

2006-33-011-006 RUDY'S OF GARWOOD, LLC, a Limited Liability Co., t/a Rudy's Ristorante & Pizzeria, for premises at 300 South Avenue, Garwood, New Jersey.

2006-33-013-011 ROSEWINE, LLC, a Limited Liability Co., t/a Rosie's Wine Bar, for premises at 514 North Avenue, Garwood, New Jersey.

2006-33-009-007 WGAFFZ, INC., a Business Corporation of New Jersey, t/a The Crossroads, for premises at 78 North Avenue, Garwood, New Jersey.

2006-33-012-002 Westwood Lanes, Inc., a Business Corporation of New Jersey, t/a The Westwood, for premises at 438 North Avenue, Garwood, New Jersey.

**BE IT RESOLVED** that the Municipal Clerk be and she is hereby directed to issue said licenses.

**RESOLUTION NO. 16-228**

**BE IT RESOLVED**, by the Council of the Borough of Garwood, County of Union, State of New Jersey hereby approves the following change order (final) to the original bid submitted by:

Contractor: Midwest Construction Inc.  
23 Dead River Road  
Warren, NJ 07059

Project: 2014 NJDOT Project

Awarded Contract:	\$272,060.90
Supplemental	+ \$6,140.00
Extra Work	+ \$24,872.00
Reduction in Work	(-\$22,509.14)

**TOTAL FINAL: \$280,563.76**

**ADJUSTED AMOUNT BASED ON ADDITIONAL AND/OR REDUCTION IN WORK**

**REASON: AS BUILT**

Motion by Councilwoman Todisco, Second by Councilman Martin to adopt Consent Agenda as Amended.

Roll Call:

<b>Councilwoman Cuccaro</b>	<b>A</b>	<b>Councilman Sarno</b>	<b>A</b>
<b>Councilman Martin</b>	<b>A</b>	<b>Councilwoman Todisco</b>	<b>A</b>
<b>Councilman Mathieu</b>	<b>A</b>	<b>Council President Petruzzelli</b>	<b>A</b>

**RESOLUTIONS DELETED FROM THE CONSENT AGENDA:**

**RESOLUTION NO. 16-225 WAS DELETED**

**RESOLUTION NO. 16-229**

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

**ORDINANCE NO. 16-11**

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

WHEREAS, said Ordinance reflects changes of salaries and/or hourly rates to be paid to said employees of the Borough of Garwood for the year 2016.

**NOW, THEREFORE, BE IT RESOLVED** by the Governing Body of the Borough of Garwood be and they are hereby authorized and directed to execute checks on Borough funds for the purpose of paying the annual salaries and/or hourly rates to the employees of the Borough of Garwood as set forth below and in the amount set forth opposite each job classification. Said salaries to be paid bi-weekly less such deductions as in such cases made. The schedule of salaries hereafter set forth shall be effective as of January 1, 2016 or pro-rated as the case may be.

<b>Name</b>	<b>Title</b>	<b>2016</b>
Bruce D. Underhill	Chief of Police	\$ 130,635.00
Christina M. Ariemma	Borough Administrator/Clerk	\$ 98,494.00
Sandra D. Bruns	CFO/Treasurer/Assistant Administrator/Tax Collector	\$ 98,173.00
Annamarie Switzer	Tax Assessor	\$ 13,254.00
Kathleen J. Wierzbinski	Clerk/Stenographer	\$ 40,241.00
Allison A. Maguire	Accounts Payable Clerk	\$ 38,884.00
Christopher Houghton	Tax Clerk/part-time (EFFECTIVE JULY 1, 2016)	\$ 15.25 PH
Donald R. Guarriello	Municipal Engineer	\$ 14,495.00
Victor Vinegra	Zoning Officer - Review	\$ 10,000.00
Victor Vinegra	Planning/Zoning Board Planner	\$ 3,000.00
Len DiStefano	Zoning Officer - Enforcement	\$ 6,000.00
Adele Lewis	Planning/Zoning Board Secretary	\$ 11,775.00
John Drone	Network Administrator/ Police Department	\$ 2,550.00
Paulette Drogon	Senior Citizen Director	\$ 5,384.42
Albert DelConte, III	Senior Citizen Handyman	\$ 18.00 PH
Gary Bundy	Municipal Court Judge	\$ 19,080.00
Lashonn Durant	Municipal Court Administrator	\$ 49,500.00
Briana Ramirez	Violations Clerk	\$ 15.00 PH
Len Spina	Superintendent Fire Apparatus	\$ 1,000.00
John Drone	Civilian Police Dispatcher	\$ 45,264.00
Diane R. Petraccoro	Civilian Police Dispatcher	\$ 34,329.00
Cassandra Crooks	Civilian Police Dispatcher	\$ 32,270.00
Jean McComb	Civilian Police Matron	\$ 15.00 PH
Cheryl DiStefano	Senior Citizen Bus Driver	\$ 19.00 PH
Nina Kramkowski	Senior Citizen Bus Driver	\$ 19.00 PH
Ed Syers	Senior Citizen Bus Driver	\$ 19.00 PH
	School Crossing Guards – LEVEL A	\$ 13.25 PH
	School Crossing Guards – LEVEL B	\$ 17.00 PH
Albert Toth	Fire Safety Inspector	\$ 19.00 PH
Len Spina	Fire Safety Inspector	\$ 19.00 PH
Tom Spera	Fire Safety Inspector	\$ 19.00 PH
Edward Syers	Fire Safety Inspector	\$ 19.00 PH
Michael Tharaldsen	Fire Safety Inspector	\$ 19.00 PH
	Clerical	\$ 8.50 PH
Christina M. Ariemma	BOH Licensing Official	\$ 1,800.00
Christina M. Ariemma	Shade Tree Officer	\$ 3,000.00
Kathleen J. Wierzbinski	Registrar of Vital Statistics	\$ 4,700.00
Kathleen J. Wierzbinski	BOH Secretary	\$ 1,000.00
Kathleen J. Wierzbinski	OEM Secretary	\$ 300.00
Ken Capobianco	OEM Director	\$ 1,200.00
Barbara Tweedle	Municipal Alliance Coordinator	\$ 5,659.00

Motion by Councilwoman Todisco, Second by Councilman Petruzzelli

Discussion: NONE

Roll Call:

<b>Councilwoman Cuccaro</b>	<b>NAY</b>	<b>Councilman Sarno</b>	<b>AYE</b>
<b>Councilman Martin</b>	<b>AYE</b>	<b>Councilwoman Todisco</b>	<b>AYE</b>
<b>Councilman Mathieu</b>	<b>AYE</b>	<b>Council President Petruzzelli</b>	<b>AYE</b>

**RESOLUTION NO. 16-230**

**BE IT RESOLVED**, by the Council of the Borough of Garwood, in the County of Union, State of New Jersey, that renewal Club Licenses be granted to the following, said Licenses to be effective July 1, 2016 and to terminate June 30, 2017.

2006-31-014-001 Columbian Club of Garwood-Cranford, Inc., t/a Garwood Knights of Columbus, for premises at 37-43 South Avenue, Garwood, New Jersey.

**BE IT FURTHER RESOLVED**, that the Municipal Clerk be and she is hereby directed to issue said license.

Motion by Councilman Martin, Second by Councilwoman Todisco

Discussion: NONE

Roll Call:

<b>Councilwoman Cuccaro</b>	<b>NAY</b>	<b>Councilman Sarno</b>	<b>AYE</b>
<b>Councilman Martin</b>	<b>AYE</b>	<b>Councilwoman Todisco</b>	<b>AYE</b>
<b>Councilman Mathieu</b>	<b>AYE</b>	<b>Council President Petruzzelli</b>	<b>AYE</b>

**RESOLUTION NO. 16-231**

**BE IT RESOLVED**, by the Council of the Borough of Garwood, County of Union, State of New Jersey, that renewal of Plenary Retail Distribution License be granted to the following, said License to be effective July 1, 2016 and to terminate June 30, 2017.

2006-44-002-004 L & J Wine & Liquors, Inc., a Business Corporation, t/a L & J Wines & Liquors, for premises at 109 Center Street, Garwood, New Jersey.

**BE IT FURTHER RESOLVED**, that the Municipal Clerk be and she is hereby directed to issue said license.

Motion by Councilwoman Todisco, Second by Councilman Sarno

Discussion: NONE

Roll Call:

<b>Councilwoman Cuccaro</b>	<b>AYE</b>	<b>Councilman Sarno</b>	<b>AYE</b>
<b>Councilman Martin</b>	<b>AYE</b>	<b>Councilwoman Todisco</b>	<b>AYE</b>
<b>Councilman Mathieu</b>	<b>AYE</b>	<b>Council President Petruzzelli</b>	<b>AYE</b>

**RESOLUTION NO. 16-232**

**A RESOLUTION IN SUPPORT OF SENATE BILL S-2254 AND ASSEMBLY BILL A-3821 WHICH AFFIRMS THE LEGISLATIVE INTENT OF THE FAIR HOUSING ACT**

WHEREAS, the Borough of Garwood supports the provision of affordable housing in a reasonable, rational and achievable way, consistent with economic realities and sound planning; and

WHEREAS, pursuant to the March 2015 New Jersey Supreme Court order which transferred oversight of the Fair Housing Act (FHA) to the courts, hundreds of municipalities filed declaratory judgment actions to voluntarily comply with their State imposed affordable housing requirements; and

WHEREAS, recently the Ocean County Superior Court included a distinct "gap period" analysis retroactively over an additional 16 year period, separate and apart from the normal 10 year present and prospective need; and

WHEREAS the Fair Housing Act (FHA) and existing case law, requires that "present and prospective fair share of the housing need in a given region ... shall be computed for a 10-year period." [N.J.S.A. 52:27D-307(c)]; and

WHEREAS, the "gap issue" arises out of COAH's inability to promulgate third round regulations from 1999 to the present or make any final determination as to state and regional housing need, as well as constant litigation by certain groups; and

WHEREAS, any retroactive "gap" obligations could have significant and unfunded impacts on municipalities, may double count households under both present and prospective need and will likely result in forcing municipalities and their property taxpayers to subsidize development; and

WHEREAS, Senate Bill S-2254 sponsored by Senators Greenstein and Bateman and Assembly Bill A-3821, sponsored by Assemblymen DeAngelo and Benson, re-affirm the legislative intent of the Fair Housing Act so as to preclude significant, unfair impacts and instead progress toward a more rational statewide housing policy, including reasonable and achievable obligations for municipalities, facilitate municipal compliance and the provision of affordable housing.

NOW, THEREFORE, BE IT RESOLVED, on this 28<sup>th</sup> day of June, 2016 by the Borough of Garwood in the County of Union, that:

1. Garwood Borough strongly urges New Jersey Legislators to reaffirm the legislative intent of the Fair Housing Act (FHA) immediately and clarify that affordable housing need is the sum of present and prospective need for a ten year period.
2. Garwood Borough supports Senate Bill S-2254 and Assembly Bill A-3821.
3. Copies of this resolution be distributed to the Governor and Lieutenant Governor, the President of the New Jersey Senate, the Speaker of the New Jersey General Assembly, the Legislative Sponsors, State Senator Thomas Kean Jr., and Assembly Representatives Jon Bramnick and Nancy F. Munoz, Senator Jeff Van Drew, Senator Ronald Rice, Assemblyman Jerry Green and Assemblywoman Mila Jasey and the New Jersey League of Municipalities.

Motion by Councilman Sarno, Second by Councilman Mathieu

Discussion: NONE

Roll Call:

<b>Councilwoman Cuccaro</b>	<b>AYE</b>	<b>Councilman Sarno</b>	<b>AYE</b>
<b>Councilman Martin</b>	<b>AYE</b>	<b>Councilwoman Todisco</b>	<b>AYE</b>
<b>Councilman Mathieu</b>	<b>AYE</b>	<b>Council President Petruzzelli</b>	<b>AYE</b>

**NEW BUSINESS:**

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.

Motion by Councilwoman Todisco, Second by Councilman Petruzzelli to adopt Payment of Claims Resolution

Roll Call:

<b>Councilwoman Cuccaro</b>	<b>A</b>	<b>Councilman Sarno</b>	<b>A</b>
<b>Councilman Martin</b>	<b>A</b>	<b>Councilwoman Todisco</b>	<b>A</b>
<b>Councilman Mathieu</b>	<b>A</b>	<b>Council President Petruzzelli</b>	<b>A</b>

**ADJOURNMENT:**

The Regular Meeting of the Mayor and Council will be held on, **TUESDAY, JULY 12, 2016**, 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. 16-13, ON TUESDAY, JULY 12, 2016, AT 7:15 P.M. OR SOON THERE AFTER**

Motion by Councilwoman Todisco, Second by Councilman Petruzzelli to adjourn  
Time: 8:37 P.M.

Respectfully submitted:



**CHRISTINA M. ARIEMMA, Municipal Clerk**  
Borough of Garwood