

Borough of Garwood Meeting of the Mayor and Council

AGENDA

July 14, 2015

Moment of Silence.....

Salute to the Flag.....

Adequate notice of this meeting was provided to the Cranford Chronicle, advertised on January 16, 2015, notification was sent to the Star Ledger and prominently posted on the municipal public bulletin board and filed in the office of the municipal clerk informing the Public of the time and place according to the Provisions of the Open Public Meeting Law (Chapter 231, P.L. 1975).

Mayor Lombardo asks at this time please turn your cell phones to off or vibrate.

ROLL CALL:

Mayor Lombardo _____

Councilman Martin _____

Councilman Mathieu _____

Councilman Petruzzelli _____

Councilwoman Tarantino _____

Councilwoman Todisco _____

Council President Nierstedt _____

MINUTES:

Regular Meeting of the Mayor and Council held on June 23, 2015.

Workshop Session of the Mayor and Council held on June 23, 2015.

COMMUNICATIONS:

1) NEW JERSEY STATE LEAGUE OF MUNICIPALITIES –

a. Mayor's Advisory –

- i. 06/22/15, RE: A. Weekly Policy Update B. Regional Coastal Resiliency Grants Program
- ii. 06/23/15, RE: Federal Update
- iii. 06/23/15, RE: Niagara Bottled Water Recall Information
- iv. 06/24/15, RE: Important Legislative Update
- v. 06/25/15, RE: Sunset of certain provisions of c. 78 Pension and Healthcare Reforms
- vi. 06/25/15, RE: Weekly Policy Update
- vii. 06/30/15, RE: New NJ Taxpayer's Dollar Demonstrates Need for Property Tax Relief and Reform
- viii. 07/02/15, RE: League of Municipalities Appoints New Executive Team
- ix. 07/06/15, RE: Weekly Policy Update

- 2) **UNION COUNTY BOARD OF CHOSEN FREEHOLDERS** – 06/23/15, RE: Ordinances 0765-2015 and 0766-2015.
- 3) **BRUCE PATERSON** – 06/30/15, RE: My concerns on DPW
- 4) **KEITH SLUKA** – 07/08/15, RE: Letter in support of the Shared Service
- 5) **RAHWAY VALLEY SEWERAGE AUTHORITY** – 06/23/15, RE: Approved minutes of the meeting held on May 14, 2015.
- 6) **GARWOOD PLANNING BOARD** – 06/26/15, RE: Minutes of the meeting held on May 27, 2015

ORDINANCES:

Public Hearing on Ordinance 15-12 and 15-13, as advertised in the Westfield Leader on July 2, 2015

ADOPTION:

Municipal Clerk to read Ordinance 15-12 by title only:

ORDINANCE NO. 15-12

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.

List correspondence concerning Ordinance 15-12.

Does anyone present wish to be heard concerning Ordinance 15-12.

Motion to close Public Hearing on Ordinance 15-12.

Motion to adopt Ordinance 15-12. Roll Call.

Municipal Clerk to read Ordinance 15-13 by title only:

ORDINANCE NO. 15-13

AN ORDINANCE TO AMEND ARTICLE XII (COMMUTER PARKING) IN CHAPTER 21 (TRAFFIC AND PARKING) OF THE REVISED ORDINANCES OF THE BOROUGH OF GARWOOD, 1974, TO ESTABLISH A COMMUTER PARKING AREA AT BLOCK 211, LOT 3 AND TO ESTABLISH REGULATIONS THEREFOR.

List correspondence concerning Ordinance 15-13.

Does anyone present wish to be heard concerning Ordinance 15-13.

Motion to close Public Hearing on Ordinance 15-13.

Motion to adopt Ordinance 15-13. Roll Call.

INTRODUCTION:

Municipal Clerk to read Ordinance 15-14 by title only:

ORDINANCE NO. 15-14

AN ORDINANCE PROVIDING FOR THE COMPENSATION OF REGULAR POLICE OFFICERS OF THE BOROUGH OF GARWOOD.

Motion to introduce Ordinance 15-14. Roll Call.

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

BOND ORDINANCE NO. 15-15

BOND ORDINANCE TO AUTHORIZE THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS IN, BY AND FOR THE BOROUGH OF GARWOOD, IN THE COUNTY OF UNION, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$395,000 TO PAY THE COST THEREOF, TO APPROPRIATE VARIOUS GRANTS, 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 to introduce Ordinance 15-15. Roll Call.

COUNCIL STANDING COMMITTEE REPORTS AND OTHER REPORTS:

POLICE: Councilwoman Tarantino, Chr.

PUBLIC HEALTH: Council President Nierstedt

STREETS AND ROADS/ECOLOGY: Councilwoman Todisco, Chr.

FIRE: Council President Nierstedt, Chr.

FINANCE: Councilman Petruzzelli, Chr.

BUILDINGS AND GROUNDS: Councilman Mathieu, Chr.

LAWS AND LICENSES: Councilman Martin, Chr.

RECREATION: Councilwoman Todisco Chr.

COMMITTEE ON AGING: Councilwoman Tarantino

LIBRARY, MAYOR'S REPRESENTATIVE: Councilman Petruzzelli

SCHOOL BOARD LIAISON: Councilman Mathieu

CELEBRATION OF PUBLIC EVENTS AND HOLIDAYS LIAISON:

Council President Nierstedt

UNION COUNTY AIR TRAFFIC NOISE ADVISORY BOARD REPRESENTATIVE:

Councilman Mathieu

PARKING COMMITTEE: Councilwoman Tarantino

POLICE NEGOTIATIONS COMMITTEE: Councilwoman Tarantino

ADMINISTRATIVE REVIEW COMMITTEE: Councilwoman Tarantino

HISTORICAL COMMITTEE: Councilwoman Todisco

OFFICER'S REPORTS:

Chief of Police Bruce Underhill: Monthly report for May 2015

Municipal Tax Collector Aggie Kurzweil: monthly report for June 2015

Municipal Court Administrator Martha Marino: monthly report for June 2015

PUBLIC COMMENT:

Is there anyone in the audience who wishes to address the mayor and council please step to the microphone, sign in and state your full name and address. Please limit your comments to three minutes.

UNFINISHED BUSINESS:

CONSENT AGENDA

(Adoption upon Roll Call)

“Consent agenda items are considered to be routine and will be enacted with a single motion; any items requiring expenditure are supported by a Certification of Availability of funds; any item requiring discussion will be removed from the Consent Agenda; all Consent Agenda items will be reflected in the full minutes.”

RESOLUTION NO. 15-219

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 Three Off Premise 50/50 raffles on November 11, 2015, March 09, 2016 and June 1, 2016, all to be drawn at The Westwood, 438 North Avenue, Garwood, NJ at between 6:30 and 9:00 p.m. on each occasion, is hereby granted to Union Catholic High Regional School pursuant to RA#1055, RA#1056 and RA#1057.

RESOLUTION NO. 15-220

BE IT RESOLVED that the ordinance entitled:

"BOND ORDINANCE TO AUTHORIZE THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS IN, BY AND FOR THE BOROUGH OF GARWOOD, IN THE COUNTY OF UNION, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$395,000 TO PAY THE COST THEREOF, TO APPROPRIATE VARIOUS GRANTS, 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."

heretofore introduced, does now pass on first reading, and that said ordinance be further considered for final passage at a meeting to be held on the 28th day of July, 2015, at 7:15 P.M., or as soon thereafter as the matter can be reached, at the regular meeting place of the Borough Council, and that at such time and place all persons interested be given an opportunity to be heard concerning said ordinance, and that the Municipal Clerk is hereby authorized and directed to publish said ordinance according to law with a notice of its introduction and passage on first reading and of the time and place when and where said ordinance will be further considered for final passage.

RESOLUTION NO. 15-221

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 Conference of the Government Finance Officer's Association of New Jersey from September 16th – 18th, 2015, at the Sheridan Convention Center in Atlantic City New Jersey.

RESOLUTION NO. 15-222

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 prepare a Request for Proposals for professional services for the purpose of preparing a plan for redevelopment of South Avenue area, Block 401 and 403 in accordance with the recommendations from the Garwood Planning Board and the redevelopment study.

BE IT FURTHER RESOLVED that the Municipal Clerk be and is hereby authorized to solicit proposals for the above services in accordance with law.

RESOLUTION NO. 15-223

BE IT RESOLVED, by the Council of the Borough of Garwood, County of Union, State of New Jersey hereby authorizes the Borough Administrator/Clerk to prepare, sign and submit a grant application for:

2015 GREENING UNION COUNTY

RESOLUTION NO. 15-224

BE IT RESOLVED, by the Council of the Borough of Garwood, in the County of Union, State of New Jersey, that the Mayor be and is hereby authorized to sign the Rights-of-Way and Use Agreement for Proposed Temporary Well Point Investigation/Center Street in the public Rights-of-Way with:

Casale Industries, Inc.

490 South Avenue

Garwood NJ 07027

Russo Development, LLC

570 Commerce Blvd.

Carlstadt, NJ 07072

EcoSciences

75 Fleetwood Drive, Suite 250

Rockaway, NJ 07866

TPI Environmental

724 S. 27th Street

Easton PA 18045

RESOLUTION NO. 15-225

WHEREAS, N.J.S.A. 40A:87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any County or Municipality when such items shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, said Director may also approve the insertion of any item of appropriation for equal amount;

NOW THEREFORE, BE IT RESOLVED, that the Council of the Borough of Garwood hereby requests the Director of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2015 in the sum of \$2,200.00 which item is now available as a revenue from the NJ DIVISION OF HIGHWAY TRAFFIC SAFETY, 2015 CLICK IT OR TICKET PROGRAM, in the amount of \$2,200.00;

BE IT FURTHER RESOLVED, that the sum of \$2,200.00 is hereby appropriated under the caption of "2015 CLICK IT OR TICKET PROGRAM".

RESOLUTION NO. 15-226

WHEREAS, on March 28, 2000, per Resolution No. 00-188, the Mayor and Council of the Borough of Garwood adopted a document entitled, "PURCHASING POLICY AND PROCEDURES MANUAL" which established a policy and procedure to govern the purchase of all materials supplies, services and expenditures exceeding \$100.00; and

WHEREAS, on February 24, 2009, per Resolution No. 09-159, and on April 24, 2012, per Resolution No. 12-196, the Mayor and Council of the Borough of Garwood adopted said resolutions amending the document entitled, "PURCHASING POLICY AND PROCEDURES MANUAL" implementing changes and updates; and

WHEREAS, the policy requires the elimination of Section 5.1, because it has become non- applicable with the current finance software.

NOW THEREFORE BE IT RESOLVED by the Council of the Borough of Garwood approves and adopts the amended document entitled, "PURCHASING POLICY AND PROCEDURES MANUAL", amended July 14, 2015; and

BE IT FURTHER RESOLVED that this policy becomes effective immediately and a copy of this resolution and policy be distributed to all Department Heads to insure all personnel follow procedures contained in this policy and cooperate fully with the Borough Administrator/Clerk and the Chief Financial Officer/Treasurer/Assistant Borough Administrator.

RESOLUTION NO. 15-228

WHEREAS, a proposal has been received from Office Business Systems, Inc., 600M Ryerson Road, Lincoln Park, NJ, 07058, for the purchase of one (1) Revcord CYA Voice Logger and other related equipment in accordance with the specifications attached hereto and made part hereof; and

WHEREAS, said supplier represents to the Borough of Garwood that it is under contract with the State of New Jersey, Division of Purchase and Property in the Department of the Treasury, State Contract #T-010983896 for the supplying of said equipment at the price offered to the Borough of Garwood, to wit; \$17,015.00 total; and

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Garwood hereby authorize the purchase of the aforementioned in accordance with the quote for \$17,015.00, attached hereto and that the Clerk be and she is hereby authorized to enter such order on behalf of this Borough and to sign such documents as may be required to consummate this transaction.

BE IT FURTHER RESOLVED that the award of this quote be subject to the Borough Treasurer executing the appropriate Certification of Funds.

RESOLUTION NO. 15-229

WHEREAS, a proposal has been received from Mobile Techtronics Inc., 1127 Lake Avenue, Clark, NJ, 07066, for the purchase of one (1) Zetron Model 4010 Consoles and other related equipment in accordance with the specifications attached hereto and made part hereof; and

WHEREAS, said supplier represents to the Borough of Garwood that it is under contract with the State of New Jersey, Division of Purchase and Property in the Department of the Treasury, State Contract #A83924 for the supplying of said equipment at the price offered to the Borough of Garwood, to wit; \$36,530.00 total; and

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Garwood hereby authorize the purchase of the aforementioned in accordance with the quote for \$36,530.00, attached hereto and that the Clerk be and she is hereby authorized to enter such order on behalf of this Borough and to sign such documents as may be required to consummate this transaction.

BE IT FURTHER RESOLVED that the award of this quote be subject to the Borough Treasurer executing the appropriate Certification of Funds.

RESOLUTION NO. 15-230

WHEREAS, the Uniform Shared Services and Consolidation Act (the "Act"), N.J.S.A. 40A:65-1, et seq., permits, authorizes and encourages public bodies such as municipalities to enter into agreements with each other to contract for the provision of any service which the parties to such agreement are empowered to render under and within its own jurisdiction, whether administrative, educational, instructional or otherwise; and

WHEREAS, there is a mutually beneficial opportunity to further improve the efficiency of public works services for Fanwood and Garwood (each a "Municipality" and collectively, the "Municipalities"), while protecting the health, safety and welfare of the municipal residents; and

WHEREAS, the Borough Council of the Borough of Garwood has determined it to be in the best interests of the Borough of to provide for shared public works services with Fanwood serving as the lead agency; and

WHEREAS, in accordance with N.J.S.A 40A:9-154.6g, the governing body or chief executive officer of each municipality, as appropriate, shall appoint a principal public works manager for that municipality; and

WHEREAS, the Municipalities under the agreement will share management in which the Director of Public Works for the Borough of Fanwood will serve as Superintendent of Public Works for the Borough of Garwood as defined in the Code of the Borough of Garwood; and

WHEREAS, the shared service agreement will promote efficiency and economy and will satisfy the requirements of N.J.S.A 40A:9-154.6g, and cause the elimination of the need to employ a full time Superintendent of Public Works in the Borough of Garwood; and

WHEREAS, § 5-44 of the Garwood Code provides that the Superintendent of Public Works shall serve at the pleasure of the Council;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Garwood, County of Union, State of New Jersey, that the employment of Frederick W. Corbitt, Superintendent of Public Works in the Borough of Garwood, be and is hereby terminated, effective July 31, 2015.

RESOLUTION NO. 15-231

WHEREAS, the Uniform Shared Services and Consolidation Act (the "Act"), N.J.S.A. 40A:65-1, et seq., permits, authorizes and encourages public bodies such as municipalities to enter into agreements with each other to contract for the provision of any service which the parties to such agreement are empowered to render under and within its own jurisdiction, whether administrative, educational, instructional or otherwise; and

WHEREAS, there is a mutually beneficial opportunity to further improve the efficiency of public works services for Fanwood and Garwood (each a "Municipality" and collectively, the "Municipalities"), while protecting the health, safety and welfare of the municipal residents; and

WHEREAS, the Municipalities have determined it to be in their mutual best interests to provide for shared public works services with Fanwood serving as the lead agency; and

WHEREAS, each Municipality has authorized the execution of this Agreement by duly adopted resolution of its respective governing body.

BE IT RESOLVED by the Borough Council of the Borough of Garwood that the Mayor and Municipal Clerk be and are hereby authorized to sign the agreement for Shared Service with the Borough of Fanwood for a three-year term commencing August 1, 2015; and

BE IT FURTHER RESOLVED that the agreement is substantially approved subject to final approval by the Borough Attorney and Insurance Carrier.

ROLL CALL

RESOLUTIONS DELETED FROM THE CONSENT AGENDA:

ROLL CALL

NEW BUSINESS:

Any new business the Mayor and Council may have:

PAYMENT OF CLAIMS:

BE IT RESOLVED that the following claims as approved be and the same are hereby ordered paid when properly signed and verified; and the payment of payrolls as listed is hereby confirmed and ratified.

ROLL CALL

ADJOURNMENT:

The Regular Meeting of the Mayor and Council will be held on, **TUESDAY, JULY 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. 15-14 AND 15-15, ON TUESDAY, JULY 28, 2015, AT 7:15 P.M. OR SOON THERE AFTER.