

# Borough of Garwood Meeting of the Mayor and Council

## AGENDA

November 15, 2016

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:**

<b>Mayor Lombardo</b>	_____		
<b>Councilwoman Cuccaro</b>	_____	<b>Councilman Sarno</b>	_____
<b>Councilman Martin</b>	_____	<b>Councilwoman Todisco</b>	_____
<b>Councilman Mathieu</b>	_____	<b>Council President Petruzzelli</b>	_____

Motion to suspend the regular order of business to hold public hearing on the Union County Community Development Block Grant Proposal for the Year 43 as advertised on November 3, 2016.

Mayor Lombardo asks the Clerk if she has received any applications or correspondence.

Mayor Lombardo asks if any one wishes to be heard concerning CDBG applications.

Motion to close public hearing:

Motion to submit applications:

#### Borough of Garwood's Year 43 Applications:

Senior Citizen Social Service Programs	\$ 35,000.00
Senior Citizen Handyman Program	\$ 10,000.00
Redevelopment of North and South Avenue	\$ 30,000.00

Motion to resume the regular order of business

### **MINUTES:**

Regular, Workshop and Executive Minutes of the Mayor and Council held on October 25, 2016.

Motion \_\_\_\_\_ Second \_\_\_\_\_, to accept minutes as presented.

**COMMUNICATIONS:**

- 1) **NEW JERSEY STATE LEAGUE OF MUNICIPALITIES –**
  - a. Mayor’s Advisory –
    - i. 10/17/16, RE: Governor Signs TTF Reauthorization
    - ii. 10/26/16, RE: Weekly Update
    - iii. 10/28/16, RE: Weekly Update
    - iv. 11/04/16, RE: Weekly Update
    - v. 11/09/16, RE: Daily Update
- 2) **RAHWAY VALLEY SEWERAGE AUTHORITY –** 10/27/16, RE: Minutes of the meeting held on September 15, 2016
- 3) **RAHWAY VALLEY SEWERAGE AUTHORITY –** 10/31/16, RE: Meeting Notice
- 4) **BRUCE PATERSON –** 10/27/16, RE: Suggestion for street banners that support First Responders vs street line painting
- 5) **NANCY MATTERN, LIQUID CHURCH –** 11/04/16, RE: Winter outreach information

**ORDINANCES:**

Public Hearing on Ordinance 16-17, as advertised on October 27, 2016

**ADOPTION:**

Municipal Clerk to read Ordinance 16-17 by title only:

**ORDINANCE NO. 16-17**

**AN ORDINANCE FIXING THE SALARIES AND WAGES FOR THE DEPARTMENT OF PUBLIC WORKS OF THE BOROUGH OF GARWOOD, IN THE COUNTY OF UNION, STATE OF NEW JERSEY.**

List correspondence concerning Ordinance 16-17.

Does anyone present wish to be heard concerning Ordinance 16-17.

Motion \_\_\_\_\_ Second \_\_\_\_\_, to close Public Hearing on Ordinance 16-17.

Motion \_\_\_\_\_ Second \_\_\_\_\_, to adopt Ordinance 16-17.

Discussion:

Roll Call:

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

**INTRODUCTION:**

Municipal Clerk to read Ordinance 16-18 by title only:

**ORDINANCE NO. 16-18**

**AN ORDINANCE TO ESTABLISH A RESTRICTED PARKING ZONE PURSUANT TO N.J.S.A. 39:4-197.6 IN FRONT OF 250 WILLOW AVENUE, IN THE BOROUGH OF GARWOOD.**

Motion \_\_\_\_\_ Second \_\_\_\_\_, to introduce Ordinance 16-18.

Roll Call:

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

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

**POLICE:** Councilman Sarno, Chr.

**PUBLIC HEALTH:** Councilwoman Cuccaro

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

**FIRE:** Councilwoman Cuccaro, Chr.

**FINANCE:** Councilwoman Todisco, Chr.

**BUILDINGS AND GROUNDS:** Councilman Mathieu, Chr.

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

**RECREATION:** Councilman Martin Chr.

**GARWOOD SENIOR CITIZEN LIAISON:** Councilwoman Cuccaro

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

**SCHOOL BOARD LIAISON:** Councilman Sarno

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

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

**ADMINISTRATIVE REVIEW COMMITTEE:** Councilwoman Todisco

**HISTORICAL COMMITTEE:** Councilwoman Todisco

**PARKING COMMITTEE:** Councilman Sarno

**OFFICER'S REPORTS:**

Zoning Code Enforcement Officer, Len DiStefano monthly reports for September & October 2016  
Municipal Court Administrator Lashonn Durant monthly report for October 2016

Motion \_\_\_\_\_ Second \_\_\_\_\_, 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.

**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. 16-292**

A RESOLUTION REQUESTING PERMISSION TO ESTABLISH THE DEDICATION BY RIDER FOR POLICE DONATIONS ACCEPTANCE OF BEQUESTS/GIFTS

**WHEREAS**, permission is required from the Director of the Division of Local Government Services for approval as a dedication by rider of revenues received by a county or municipality when the revenue is not subject to reasonably accurate estimates in advance; and

**WHEREAS**, N.J.S.A. 40A:5-29 provides the Director of the Division of Local Government Services may approve expenditures or money by dedication by rider; and

**NOW THEREFORE, BE IT RESOLVED**, by the Governing Body of the Borough of Garwood, County of Union, as follows

1. The Governing Body does hereby request permission of the Director of the Division of Local Government Services to pay expenditures under provisions of N.J.S.A. 40A:5-29, for Police Donations Acceptance of Bequests/Gifts.
2. The Clerk of the Borough of Garwood, County of Union is hereby directed to forward two certified copies of this Resolution to the Director of the Division of Local Government Services.

**RESOLUTION NO. 16-293**

**WHEREAS**, certain Capital Improvement Authorization balances remain dedicated to projects which have been completed; and **WHEREAS**, the balances are no longer necessary for the purposes originally created.

**NOW THEREFORE, BE IT RESOLVED**, by the Governing Body of the Borough of Garwood, County of Union, that the following balances or unexpended General Capital Improvement Authorizations be cancelled as follows:

<b>Ordinance</b>	<b>Title</b>	<b>Capital Fund Balance</b>	<b>Capital Improvement Fund</b>
05-10	Road Improvements	2,015.99	
06-04	Road Improvements	14,718.66	
06-21	Gabion Walls	1,134.89	
06-07	Storm Sewer Map		451.55
06-19	DPW Roof		1,500.00
08-04	Police/Fire Equipment		5,992.97
09-09	Fire Dept Fill Station		2,372.34
09-11	Road & Drainage Improvements	241.70	
13-13	Dump Truck with Flow & Spreader	1,433.43	

**RESOLUTION NO. 16-294**

**WHEREAS**, the Borough of Garwood hereby opposes the Legislature's approval of a 23-cent gas tax hike; and

**WHEREAS**, the 23-cent gas tax hike directly significantly impacts the hardworking middle families and business owners of the Borough of Garwood; and

**WHEREAS**, the 23 cent gas tax hike is unconscionable since it asks hardworking families who have to drive back and forth to work every day to pay this increase without any real or measurable offset to cost saving measures; and

**WHEREAS**, the Borough of Garwood opposes the 23-cent gas tax hike, not only for the residents and business owners of the borough, but to all residents and business owners in the State of New Jersey; and

**NOW THEREFORE, BE IT RESOLVED**, by the Governing Body of the Borough of Garwood, County of Union, that:

- 1) The Borough of Garwood opposes the Legislature's approval of a 23-cent gas tax hike, which specifically impact the hardworking families and business owners of the Borough of Garwood.
- 2) A copy of this resolution shall be forwarded to the twenty one municipalities in the County of Union, the Union County Board of Chosen Freeholders, all New Jersey Legislators (Assembly and Senate) and the Governor.

**RESOLUTION NO. 16-295**

**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 2016 in the sum of \$3,395.45 which item is now available as a revenue from the BULLET PROOF VEST PARTNERSHIP GRANT, in the amount of \$3,395.45;

**BE IT FURTHER RESOLVED**, that the sum of \$3,395.45 is hereby appropriated under the caption of "BULLET PROOF VEST PARTNERSHIP GRANT".

**RESOLUTION NO. 16-296**

**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 2016 in the sum of \$5,000.00 which item is now available as a revenue from the COUNTY OF UNION, 2016 GREENING UNION COUNTY GRANT PROGRAM, in the amount of \$5,000.00;

**BE IT FURTHER RESOLVED**, that the sum of \$5,000.00 is hereby appropriated under the caption of "2016 GREENING UNION COUNTY GRANT PROGRAM".

**RESOLUTION NO. 16-297**

**WHEREAS**, in accordance with N.J.S.A 40:14B-66 **municipal** authorities shall cause an annual audit of its accounts to be made, and for this purpose it shall employ a registered **municipal accountant** of New Jersey or a certified public **accountant** of New Jersey to conduct an annual audit and provide other required accounting services and therefore the Mayor and Council have determined that there exists a need for professional auditing and consultant services to provide Auditing/Consultant services of a specialized nature to the Borough; and

**WHEREAS**, the Council of the Borough of Garwood posted in accordance with law a request for proposals and received proposals on October 21, 2016, under a fair and open process in accordance with P.L. 2004, c.19, as amended by P.L. 2005, c.51; and

**WHEREAS**, the said Governing Body has determined that such services are professional services as defined in the Local Public Contracts Law of the State of New Jersey; and

**WHEREAS**, the Local Public Contracts Law requires that a notice stating the nature, duration, services and amount of each contract awarded as a professional services contract be printed once in the official newspaper of the municipality;

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of Garwood:

That the Mayor and Borough Clerk be and are hereby authorized and directed to execute an agreement with Suplee, Clooney & Company, 308 East Broad Street, Westfield, NJ 07090, for the provision of professional auditing and consulting services for the Borough of Garwood; and

That said Contractor shall receive fees not to exceed \$46,125.00 for 2016 Statutory Audit, \$2,675.00 for 2016 Financial/Debt Statement including 2017 Municipal Budget preparation, and \$425.00 per preparation of Supplement Debt Statements, \$1,100.00 Borough's Deferred Compensation Plan, and telephone consultation and meeting attendance as needed for no charge which are included in proposal dated October 25, 2016; and

That the Borough Clerk be and is hereby authorized and directed to maintain this resolution and the professional services contract on file and available for public inspection in the Office of the Borough Clerk; and

That the Borough Clerk is hereby authorized and directed to publish a copy of this notice as required by law.

**RESOLUTION NO. 16-298**

**WHEREAS**, the Council of the Borough of Garwood has heretofore adopted Ordinance 16-17.

**ORDINANCE NO. 16-17**

**AN ORDINANCE FIXING THE SALARIES AND WAGES FOR THE DEPARTMENT OF PUBLIC WORKS 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 that the proper officer or officers of the Borough 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 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

NAME	TITLE	SALARY PER HOUR
Atkinson, Jeffrey	Laborer/Foreman	\$34.62
Bongiovanni, Peter	Laborer	\$31.62
Byrne, Richard	Laborer	\$31.62
Delgado, Timothy	Laborer	\$31.62
Lewis, Glenn	Laborer	\$31.62
Fagan-Moore, Matthew W.	Laborer	\$15.81
Moore, William N.	Laborer	\$31.62
Navarro, Linwood	Laborer	\$31.62

**RESOLUTION NO. 16-299**

**BE IT RESOLVED**, by the Council that the treasurer be and she is hereby authorized to draw checks to the sum of \$15,915.00 to members of Garwood Fire Department for clothing allowances and salaries due for 2016; and

**BE IT FURTHER RESOLVED**, that the report of the Chief and Secretary of the Garwood Fire Department, which shows the amounts due to by said members for a period of one year from December 1, 2015 to November 30, 2016, be made a part hereof.

**RESOLUTION NO. 16-300**

**BE IT RESOLVED** by the Mayor and Council of the Borough of Garwood, County of Union, State of New Jersey, hereby approve the CFO/Treasurer to issue check for the tax overpayment on the following property:

PROPERTY OWNER/ADDRESS	BLK/LOT	AMOUNT
Katrina Marsiglia 526 Beech Avenue Garwood, NJ 07027	310/15	\$2,491.54

**REFUND TO:**

CoreLogic Refund Department  
 PO Box 961250  
 Fort Worth, TX 76262  
 Amount of refund: \$2,491.54

EXPLANATION: 4<sup>th</sup> Quarter 2016 taxes were paid by CoreLogic Tax Services and also by the title company, First Integrity Title Agency. This refund is being made to CoreLogic Refund Department on behalf of the homeowner.

**RESOLUTION NO. 16-301**

**BE IT RESOLVED** by the Council of the Borough of Garwood, County of Union, State of New Jersey hereby authorizes the Mayor and Municipal Clerk to sign the grant application for:

Community Development Block Grant "Year 43"	
Senior Citizen Social Service Programs	\$ 35,000.00
Senior Citizen Handyman Program	\$ 10,000.00
Redevelopment of North and South Avenue	\$ 30,000.00

Motion \_\_\_\_\_ Second \_\_\_\_\_, to adopt Consent Agenda.

Roll Call:

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

**RESOLUTIONS DELETED FROM THE CONSENT AGENDA:**

Motion \_\_\_\_\_ Second \_\_\_\_\_.

Discussion:

Roll Call:

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

**NEW BUSINESS:**

**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 \_\_\_\_\_ Second \_\_\_\_\_, to adopt Payment of Claims Resolution.

Roll Call:

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

**ADJOURNMENT:**

The Regular Meeting of the Mayor and Council will be held on, **TUESDAY, NOVEMBER 29, 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. 16-18, ON TUESDAY, NOVEMBER 29, 2016, AT 7:15 P.M. OR SOON THERE AFTER**

Motion \_\_\_\_\_ Second \_\_\_\_\_, to adjourn.

Time: \_\_\_\_\_

*Happy Thanksgiving*