

Borough of Garwood

Meeting of the Mayor and Council

AGENDA

December 09, 2014

Moment of Silence.....

Salute to the Flag.....

Adequate notice of this meeting was provided to the Westfield Leader, advertised on January 9, 2014, 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 Quattrocchi asks at this time please turn your cell phones to off or vibrate.

ROLL CALL:

Mayor Quattrocchi

Council President Tarantino

Councilman Martin

Councilman Mathieu

Councilman Nierstedt

Councilman Petruzzelli

Councilwoman Todisco

MINUTES:

Regular Meeting of the Mayor and Council held on November 18, 2014.

Workshop Session of the Mayor and Council held on November 18, 2014.

Special Meeting of the Mayor and Council held on November 13, 2014.

COMMUNICATIONS:

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

a. Mayor's Advisory –

- i. 11/14/14, RE: A. Weekly Policy Update B. Two Issues
- ii. 12/01/14, RE: Your Legislators Must Hear From You on Transportation Funding
- iii. 12/01/14, RE: URGENT REMINDER! Municipal Strategies for Supporting Military Installations
- iv. 12/01/14, RE: Upcoming Sustainable Jersey events
- v. 12/03/14, RE: Transition
- vi. 12/05/14, RE: 23rd Annual Mayor's Legislative Day, February 4, 2015.

2) **UNION COUNTY BOARD OF CHOSEN FREEHOLDERS – 12/2/14, RE: Ordinance 761-2014.**

3) **BRUCE PATERSON – 12/3/14, RE: Open Space Trust Fund Grant from Union County**

- 4) **RAHWAY VALLEY SEWERAGE AUTHORITY** – 11/18/14, RE: Minutes of the meeting held on October 14, 2014.
- 5) **RAHWAY VALLEY SEWERAGE AUTHORITY** – 12/02/14, RE: Resolution #14-53 and Resolution #14-59

ORDINANCES:

Public Hearing on Ordinance 14-13, 14-14 and 14-15 as advertised in the Westfield Leader on November 20, 2014

ADOPTION:

Municipal Clerk to read Ordinance 14-13 by title only:

ORDINANCE NO. 14-13

This ordinance repeals the existing Chapter 126 of the Code of the Borough of Garwood pertaining to Parks, Facilities, Playgrounds and Recreation and replaces it with a new Chapter 126 pertaining to Park, Facilities, Playgrounds and Recreation. The ordinance governs use of the parks, facilities and playgrounds, establishes a permit procedure and fees for parks, facilities and playgrounds, sets forth requirements for criminal history background checks for volunteers and public employees and establishes a procedure for the setting of fees for recreation programs and activities.

List correspondence concerning Ordinance 14-13.

Does anyone present wish to be heard concerning Ordinance 14-13.

Motion to close Public Hearing on Ordinance 14-13.

Motion to adopt Ordinance 14-13. Roll Call.

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

ORDINANCE NO. 14-14

AN ORDINANCE TO AMEND ARTICLE VI (SMOKING) IN CHAPTER 99 (HEALTH AND SANITATION) OF THE CODE OF THE BOROUGH OF GARWOOD TO PROHIBIT SMOKING AT PUBLIC PARKS AND PLAYGROUNDS.

List correspondence concerning Ordinance 14-14.

Does anyone present wish to be heard concerning Ordinance 14-14.

Motion to close Public Hearing on Ordinance 14-14.

Motion to adopt Ordinance 14-14. Roll Call.

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

ORDINANCE NO. 14-15

AN ORDINANCE FIXING THE SALARY FOR CHRISTINA M ARIEMMA, BOROUGH ADMINISTRATOR/MUNICIPAL CLERK AS PER THE SETTLEMENT AUTHORIZATION IN THE MATTER OF *ARIEMMA V. BOROUGH OF GARWOOD* AND AS DIRECTED IN RESOLUTION NO. 14-279 ADOPTED OCTOBER 28, 2014

List correspondence concerning Ordinance 14-15.

Does anyone present wish to be heard concerning Ordinance 14-15.

Motion to close Public Hearing on Ordinance 14-15.

Motion to adopt Ordinance 14-15. Roll Call.

INTRODUCTION:

Municipal Clerk to read Ordinance 14-16 by title only:

ORDINANCE NO. 14-16

AN ORDINANCE TO AMEND §30-14 (GROUP MEDICAL INSURANCE) IN ARTICLE II (EMPLOYEE COMPENSATION AND BENEFITS) IN CHAPTER 30 (PERSONNEL POLICIES) OF THE CODE OF THE BOROUGH OF GARWOOD TO AMEND SUBSECTION B (STATEMENT OF POLICY) TO REFLECT THE PROVISIONS OF L.2011, C. 78, AND TO REPEAL SUBSECTION C (STIPEND ON WAIVER OF GROUP MEDICAL INSURANCE COVERAGE) TO REPEAL THE STIPEND FOR WAIVER OF GROUP MEDICAL INSURANCE COVERAGE.

Motion to introduce Ordinance 14-16. Roll Call.

COMMITTEE REPORTS:

POLICE: Councilman Martin, Chr.

PUBLIC HEALTH: Councilwoman Todisco

STREETS AND ROADS/ECOLOGY: Councilman Nierstedt , Chr.

FIRE: Councilman Mathieu, Chr.

FINANCE: Councilwoman Todisco, Chr.

BUILDINGS AND GROUNDS: Councilman Petruzzelli, Chr.

LAWS AND LICENSES: Council President Tarantino, Chr.

RECREATION: Councilman Petruzzelli, Chr.

COMMITTEE ON AGING: Council President Tarantino

LIBRARY, MAYOR'S REPRESENTATIVE: Mayor Quattrocchi

SCHOOL BOARD LIAISON: Councilwoman Todisco

CELEBRATION OF PUBLIC EVENTS AND HOLIDAYS LIAISON:
Councilman Martin

UNION COUNTY AIR TRAFFIC NOISE ADVISORY BOARD REPRESENTATIVE:
Councilman Mathieu

ATHLETIC FIELD COMPLEX PROJECT COMMITTEE REPRESENTATIVE:
Councilman Petruzzelli

OFFICER'S REPORTS:

Municipal Tax Collector Aggie Kurzweil: monthly report for November 2014.

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. 14-296

RESOLUTION OF THE BOROUGH COUNCIL OF THE BOROUGH OF GARWOOD, IN THE COUNTY OF UNION, NEW JERSEY, DESIGNATING A \$2,464,842 BOND ANTICIPATION NOTE, DATED NOVEMBER 10, 2014, PAYABLE APRIL 10,

2015, AS A "QUALIFIED TAX-EXEMPT OBLIGATION" PURSUANT TO SECTION 265(b)(3) OF THE INTERNAL REVENUE CODE OF 1986, AS AMENDED.

WHEREAS, the Borough of Garwood, in the County of Union, New Jersey (the "Borough") desires to designate a \$2,464,842 Bond Anticipation Note, dated November 10, 2014, payable April 10, 2015 (the "Note"), as a "qualified tax-exempt obligation" pursuant to Section 265(b)(3) of the Internal Revenue Code of 1986, as amended (the "Code");

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Garwood, in the County of Union, New Jersey, as follows:

SECTION 1. The Note is hereby designated as a "qualified tax-exempt obligation" for the purpose of Section 265(b)(3) of the Code.

SECTION 2. It is hereby determined and stated that (1) said Note is not a "private activity bond" as defined in the Code and (2) the Borough and its subordinate entities, if any, do not reasonably anticipate issuing in excess of \$10 million of new money tax-exempt obligations (other than private activity bonds) during the calendar year 2014.

SECTION 3. It is further determined and stated that the Borough has, as of the date hereof, issued the following tax-exempt obligations (other than the Note) during the calendar year 2014:

AMOUNT	DATED – DUE
\$600,550 BAN	4/11/14 – 4/10/15
\$2,389,842 BAN	4/11/14 – 11/10/14

SECTION 4. The Borough will, to the best of its ability, attempt to comply with respect to the limitations on issuance of tax-exempt obligations pursuant to Section 265(b)(3) of the Code; however, said Borough does not covenant to do so, and hereby expressly states that a covenant is not made hereby.

SECTION 5. The issuing officers of the Borough are hereby authorized to deliver a certified copy of this resolution to the original purchaser of the Note and to further provide such original purchaser with a certificate of obligations issued during the calendar year 2014 dated as of the date of delivery of the Note.

SECTION 6. This resolution shall take effect immediately upon its adoption.

RESOLUTION NO. 14-297

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 separate checks for the refund of 2014 sewer bill overpayment on the following property.

REFUND:

BLOCK	LOT	NAME & ADDRESS	AMOUNT
402	5	Jumbo Wash 300 South Avenue Garwood, NJ 07027	\$13.64

EXPLANATION: Payment on the balance of the sewer bill for Jumbo Wash was received. The check was written for \$300.00. Balance was \$286.36. This caused an overpayment on the account.

RESOLUTION NO. 14-298

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 On-Premise 50/50 Raffle, to be held on February 28, 2015, to be held at the Westwood, 438 North Avenue, Garwood, NJ from 7:00 p.m. to 12:00 a.m., is hereby granted to Junior Woman's Club of Westfield, of Cranford NJ, pursuant to Application Number RA #1028.

RESOLUTION NO. 14-299

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Garwood that Sandra Bruns, Chief Financial Officer, be and is hereby authorized to perform the following:

- Cancel the following Grant Receivable Balances:

Grant	Amount
Municipal Alliance Grant / January 2013-June 2014	\$5,296.52

- Cancel the following Grant Reserve Balances:

Grant	Amount
Municipal Alliance Grant / January 2013-June 2014	\$5,296.52

RESOLUTION NO. 14-300

RESOLUTION CANCELING UNEXPENDED BALANCE OF 2014
 BUDGET APPROPRIATIONS PURSUANT TO N.J.S.A. 40A: 4-60

WHEREAS, N.J.S.A. 40A: 4-60 provides for the governing body to cancel unexpended budget appropriations prior to the end of the fiscal year; and

WHEREAS, the CFO/Treasurer has identified appropriations in the 2014 budget that she intends to cancel.

NOW THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Garwood, County of Union, that the following unexpended balances of 2014 budget appropriations be canceled to the credit of Fund Balance:

Operations – Within “CAPS”

Sanitation Fees – Bulk Waste \$15,367.56

BE IT FURTHER RESOLVED, that the Chief Financial Officer is hereby directed to record the effects of this resolution on the financial accounts of the Borough.

RESOLUTION NO. 14-301

RESOLUTION CANCELING UNEXPENDED BALANCE OF 2014
 BUDGET APPROPRIATIONS PURSUANT TO N.J.S.A. 40A: 4-60

WHEREAS, N.J.S.A. 40A: 4-60 provides for the governing body to cancel unexpended budget appropriations prior to the end of the fiscal year; and

WHEREAS, the CFO/Treasurer has identified appropriations in the 2014 budget that she intends to cancel.

NOW THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Garwood, County of Union, that the following unexpended balances of 2014 budget appropriations be canceled to the credit of Deferred Charges-Emergency authorizations

Operations – Regular Emergency Appropriations

Emergency Roof Repair \$33,590.00

BE IT FURTHER RESOLVED, that the Chief Financial Officer is hereby directed to record the effects of this resolution on the financial accounts of the Borough.

RESOLUTION NO. 14-302

RESOLUTION CANCELING UNEXPENDED BALANCE OF 2014
 BUDGET APPROPRIATIONS PURSUANT TO N.J.S.A. 40A: 4-60

WHEREAS, N.J.S.A. 40A: 4-60 provides for the governing body to cancel unexpended budget appropriations prior to the end of the fiscal year; and

WHEREAS, the CFO/Treasurer has identified appropriations in the 2014 budget that she intends to cancel.

NOW THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Garwood, County of Union, that the following unexpended balances of 2014 budget appropriations be canceled to the credit of Fund Balance:

Operations – Excluded from “CAPS”

Debt Service – Interest on Notes \$9,212.50

BE IT FURTHER RESOLVED, that the Chief Financial Officer is hereby directed to record the effects of this resolution on the financial accounts of the Borough.

RESOLUTION NO. 14-303

WHEREAS, the Mayor and Council of the Borough of Garwood, County of Union, State of New Jersey, hereby directs the transfers of 2014 budget appropriations be and they are hereby made:

2014 Budget Transfer #1				
Resolution #14-303				
FROM:	Department	Account Name	Account Number	Amount
	Salary Adjustment	Other Expenses	10-14-1-5700-2-0980	1,200.00
	State Unemployment	Insurance	10-14-1-5304-2-2071	3,000.00
	Recreation	Summer Supplies	10-14-1-0800-2-0720	250.00
			Total	4,450.00
TO:	Department	Account Name	Account Number	Amount
	Admin & Exec	S&W	10-14-1-0100-1-0100	1,200.00
	Admin & Exec	Email Hosting	10-14-1-0100-2-0238	1,000.00
	Admin & Exec	Computer Hardware	10-14-1-0100-2-0245	1,000.00
	Building & Grounds	Repairs & Contractual	10-14-1-0400-2-0320	1,000.00
	Recreation	S&W	10-14-1-0800-1-0100	250.00
			Total	4,450.00

RESOLUTION NO. 14-304

NOW THEREFORE BE RESOLVED, by the Mayor and Council of the Borough of Garwood, County of Union, State of New Jersey that Sandra Bruns, Chief Financial Officer, be and is hereby authorized to cancel various grants and reserve balances as follows:

Municipal Alliance Grant Local Match / January 2013-June 2014	\$0.48
Body Armor Replacement Fund 2006	\$0.17
Clean Communities Grant 2013	\$0.01

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, DECEMBER 23, 2014**, in Council Chambers at 7:15 p.m. Workshop Session to start at 7:00 p.m.