

Borough of Garwood

Meeting of the Mayor and Council

AGENDA

January 24, 2019

Moment of Silence.....

Salute to the Flag.....

Adequate notice of this meeting was provided to the Westfield Leader, advertised on January 3, 2019, 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 Todisco | _____ | Councilman Ince | _____ |
| Councilman Benoit | _____ | Councilman McCormack | _____ |
| Councilwoman Blumenstock | _____ | Council President Lazarow | _____ |

Mayor Todisco requests a motion, followed by a second, to suspend the regular order of business for the purpose of discussion and appointment of the vacant council seat.

In accordance with MUNICIPAL VACANCY LAW, [N.J.S.A. 40A:16 et seq], the Democratic Municipal Committee has submitted the following three names for consideration to fill the unexpired term to November 5, 2019:

- 1) Vincent Kearney
- 2) Russell Graham
- 3) Ann Tarantino

Mayor Todisco requests a nomination, followed by a second.

Discussion:

Roll Call:

| | | | |
|---------------------------------|-------|----------------------------------|-------|
| Councilman Benoit | _____ | Councilman McCormack | _____ |
| Councilwoman Blumenstock | _____ | Council President Lazarow | _____ |
| Councilman Ince | _____ | | |

Newly appointed councilperson to be sworn in by the Municipal Clerk and take their seat on the dais.

Mayor Todisco requests a motion to resume the regular order of business, followed by a second. All in favor, opposed?

MINUTES:

Regular, Workshop and Executive Minutes of the Mayor and Council held on January 10, 2019.

A motion was made by _____, second by _____, to accept minutes as presented.
All in favor, opposed?

COMMUNICATIONS:

- 1) **NEW JERSEY STATE LEAGUE OF MUNICIPALITIES –**
 - a. Mayor’s Advisory –
 - i. 01/11/19, RE: Weekly Round-Up
 - ii. 01/16/19, RE: Daily Update
 - iii. 01/17/19, RE: Daily Update
 - iv. 01/17/19, RE: Daily Update
 - v. 01/18/19, RE: Weekly Round-Up
- 2) **TOWNSHIP OF WESTFIELD –** 01/18/19, RE: Ordinances 2122 and 2123

ORDINANCES:

INTRODUCTION:

Municipal Clerk to read Ordinance 19-01 by title only:

ORDINANCE NO. 19-01

BOND ORDINANCE TO AUTHORIZE THE ACQUISITION OF A NEW STREET SWEEPER IN, BY AND FOR THE BOROUGH OF GARWOOD, IN THE COUNTY OF UNION, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$280,000 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.

A motion was made by _____, second by _____, to introduce Ordinance 19-01.

Roll Call:

| | | | |
|---------------------------------|-------|----------------------------------|-------|
| Councilman Benoit | _____ | Councilman McCormack | _____ |
| Councilwoman Blumenstock | _____ | Council President Lazarow | _____ |
| Councilman Ince | _____ | Councilperson | _____ |

Municipal Clerk to read Ordinance 19-02 by title only:

ORDINANCE NO. 19-02

ORDINANCE OF THE BOROUGH COUNCIL OF THE BOROUGH OF GARWOOD, COUNTY OF UNION, NEW JERSEY ADOPTING AN AMENDMENT TO CERTAIN PROVISIONS OF THE LAND USE ORDINANCE TO REVISE ZONING REGULATIONS PERTAINING TO EATING AND DRINKING ESTABLISHMENTS.

A motion was made by _____, second by _____, to introduce Ordinance 19-02.

Roll Call:

| | | | |
|---------------------------------|-------|----------------------------------|-------|
| Councilman Benoit | _____ | Councilman McCormack | _____ |
| Councilwoman Blumenstock | _____ | Council President Lazarow | _____ |
| Councilman Ince | _____ | Councilperson | _____ |

COUNCIL STANDING COMMITTEE REPORTS AND OTHER REPORTS:

POLICE: Councilman Ince, Chr.

STREETS AND ROADS/ECOLOGY: Councilwoman Blumenstock Chr.

FIRE: Councilman McCormack, Chr.

FINANCE: Council President Lazarow, Chr.

BUILDINGS AND GROUNDS: Council Person

LAWS AND LICENSES: Councilman Benoit

RECREATION: Councilman Benoit

GARWOOD SENIOR CITIZEN LIAISON: Councilwoman Blumenstock

LIBRARY, MAYOR'S REPRESENTATIVE: Council President Lazarow

SCHOOL BOARD LIAISON: Councilwoman Blumenstock

CELEBRATION OF PUBLIC EVENTS AND HOLIDAYS LIAISON: Councilman Benoit

HISTORICAL COMMITTEE: Council Person

OFFICER'S REPORTS:

Jim Wright, Chief of Police: report for the month of December 2018

A motion was made by _____, second by _____, to accept Officer's reports.

All in favor, opposed?

PUBLIC COMMENT:

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

Mayor Todisco requests a motion followed by a second to close public comment.

All in favor, opposed?

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. 19-150

BE IT RESOLVED that the ordinance entitled:

"BOND ORDINANCE TO AUTHORIZE THE ACQUISITION OF A NEW STREET SWEEPER IN, BY AND FOR THE BOROUGH OF GARWOOD, IN THE COUNTY OF UNION, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$280,000 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."

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 14th day of February, 2019, 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. 19-151

BE IT RESOLVED by the Council of the Borough of Garwood, County of Union, State of New Jersey, hereby hires Bryanna Brea as part-time Violations Clerk for the Garwood Municipal Court effective January 28, 2019 at the rate of \$13.50 per hour.

BE IT FURTHER RESOLVED that she will be on probation for a period of one year.

RESOLUTION NO. 19-152

GOVERNING BODY CERTIFICATION OF COMPLIANCE WITH THE UNITED STATES EQUAL EMPLOYMENT OPPORTUNITY COMMISSION'S

"Enforcement Guidance on the Consideration of Arrest and Conviction Records in Employment Decisions Under Title VII of the Civil Rights Act of 1964"

FORM OF RESOLUTION

WHEREAS, N.J.S.A. 40A:4-5 as amended by P.L. 2017, c.183 requires the governing body of each municipality and county to certify that their local unit's hiring practices comply with the United States Equal Employment Opportunity Commission's "Enforcement Guidance on the Consideration of Arrest and Conviction Records in Employment Decisions Under Title VII of the Civil Rights Act of 1964," as amended, 42 U.S.C. § 2000e *et seq.*, (April 25, 2012) before submitting its approved annual budget to the Division of Local Government Services in the New Jersey Department of Community Affairs; and

WHEREAS, the members of the governing body have familiarized themselves with the contents of the above-referenced enforcement guidance and with their local unit's hiring practices as they pertain to the consideration of an individual's criminal history, as evidenced by the group affidavit form of the governing body attached hereto.

NOW, THEREFORE BE IT RESOLVED, that the Council of the Borough of Garwood, hereby states that it has complied with N.J.S.A. 40A:4-5, as amended by P.L. 2017, c.183, by certifying that the local unit's hiring practices comply with the above-referenced enforcement guidance and hereby directs the Clerk to cause to be maintained and available for inspection a certified copy of this resolution and the required affidavit to show evidence of said compliance.

RESOLUTION NO. 19-153

WHEREAS, the Mayor and Council of the Borough of Garwood, County of Union, State of New Jersey, hereby directs the transfers of 2018 budget appropriations be and they are hereby made:

BE IT RESOLVED, that the Chief Financial Officer be and is hereby authorized to make necessary transfers prior to year-end and that these be ratified at the next regularly scheduled meeting of the Governing Body.

2018 Budget Transfer #5

Resolution #19-153

| FROM: | Department | Account Name | Account Number | Amount |
|-------|-----------------|-----------------|----------------------|-----------------|
| | Group Insurance | Employer Dental | 8-01-23-220-200-1020 | 2,300.00 |
| | Group Insurance | Employer Active | 8-01-23-220-200-1000 | 5,700.00 |
| | | | | <u>8,000.00</u> |

TO:

| | | | |
|-----------------|----------------------|----------------------|----------|
| Utilities | Water Gas Electric | 8-01-31-431-200-0163 | 2,600.00 |
| Street Lighting | Street Lighting Fees | 8-01-31-435-200-1115 | 2,000.00 |

| | | | |
|-----------------|------------------------------|----------------------|-----------------|
| Financial Admin | Audit Fee Deferred Comp Plan | 8-01-20-130-200-0276 | 1,000.00 |
| Legal Fees | Mt Laurel Litigation | 8-01-20-155-200-0952 | 2,400.00 |
| Total | | | <u>8,000.00</u> |

RESOLUTION NO. 19-154

WHEREAS, on January 23, 2019, the Borough Administrator/Clerk received email correspondence from Lashonn Durant, Municipal Court Administrator dated January 23, 2019, advising that she is resigning from her employment with the Borough of Garwood; and

WHEREAS, Ms. Lashonn has advised that her resignation shall be effective on January 23, 2019; and

NOW, THEREFORE BE IT RESOLVED, by the Borough Council of the Borough of Garwood as follows:

- 1) The Borough of Garwood hereby accepts and relies upon the January 23, 2019 notice of resignation from Lashonn Durant.
- 2) Effective January 23, 2019, Lashonn Durant shall have resigned from her position as Municipal Court Administrator with the Borough of Garwood.
- 3) This resolution puts the Borough Administrator/Clerk on notice to immediately process this resignation.
- 4) This resolution shall take effect immediately.

RESOLUTION NO. 19-155

BE IT RESOLVED by the Council of the Borough of Garwood, County of Union, State of New Jersey, that Stephen D. Greet, 409 Brookside Place, Garwood, New Jersey, be and is hereby appointed Commissioner of the Rahway Valley Sewerage Authority from the Borough of Garwood for a five (5) year term – commencing February 1, 2019 to February 1, 2024.

RESOLUTION NO. 19-156

BE IT RESOLVED by the Council of the Borough of Garwood, County of Union, State of New Jersey, that: Investors Savings Bank, Cranford Office, shall be the depository for the Municipal Court Regular Account and Municipal Court Bail Account. All disbursements shall be made by checks signed by Judge Gary Bundy, and Marisa Noelle Jimenez.

A motion was made by _____, second by _____, to adopt Consent Agenda.

Roll Call:

| | |
|---------------------------------------|--|
| Councilman Benoit _____ | Councilman McCormack _____ |
| Councilwoman Blumenstock _____ | Council President Lazarow _____ |
| Councilman Ince _____ | Councilperson _____ |

RESOLUTIONS DELETED FROM THE CONSENT AGENDA:

A motion was made by _____, second by _____.

Discussion:

Roll Call:

| | |
|---------------------------------------|--|
| Councilman Benoit _____ | Councilman McCormack _____ |
| Councilwoman Blumenstock _____ | Council President Lazarow _____ |
| Councilman Ince _____ | Councilperson _____ |

NEW BUSINESS:

APPOINTMENT:

Historical Committee - Stephanie Bianco

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.

A motion was made by _____, second by _____, to adopt Payment of Claims Resolution.

Roll Call:

| | | | |
|---------------------------------|-------|----------------------------------|-------|
| Councilman Benoit | _____ | Councilman McCormack | _____ |
| Councilwoman Blumenstock | _____ | Council President Lazarow | _____ |
| Councilman Ince | _____ | Councilperson | _____ |

ADJOURNMENT:

The Regular Meeting of the Mayor and Council will be held on, **THURSDAY, FEBRUARY 14, 2019**, 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. 19-01 and 19-02, ON THURSDAY, FEBRUARY 14, 2019, AT 7:15 P.M. OR SOON THERE AFTER

A motion was made by _____ Second by _____, to adjourn. Time: _____