

Borough of Garwood

Meeting of the Mayor and Council

AGENDA

March 27, 2018

Moment of Silence.....

Salute to the Flag.....

Adequate notice of this meeting was provided to the Westfield Leader, advertised on January 4, 2018, 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 _____

Councilwoman Cuccaro _____

Councilman Lazarow _____

Councilman McCormack _____

Councilman Sarno _____

Councilwoman Todisco _____

Council President Blumenstock _____

MINUTES:

Special Budget Meeting of the Mayor and Council held on March 6, 2018.

Regular, Workshop and Executive Minutes of the Mayor and Council held on March 13, 2018.

A motion was made by _____, second by _____, to accept minutes as presented.

COMMUNICATIONS:

- 1) **NEW JERSEY STATE LEAGUE OF MUNICIPALITIES –**
 - a. Mayor's Advisory –
 - i. 03/12/17, RE: Weekly Update
 - ii. 03/19/18, RE: Weekly Update
 - iii. 03/19/18, RE: Daily Update - Legislative Alert
 - iv. 03/23/18, RE: Weekly Round-Up
- 2) **UNION COUNTY BOARD OF CHOSEN FREEHOLDERS –** 03/13/18, RE: Ordinance 793-2018
- 3) **RAHWAY VALLEY SEWERAGE AUTHORITY –** 03/16/18, RE: Minutes of the meetings held on February 8, 2018 and February 15, 2018
- 4) **GARWOOD RECREATION COMMISSION –** 03/20/18, RE: Minutes of the meeting held on March 19, 2018

ORDINANCES:

INTRODUCTION:

Municipal Clerk to read Ordinance 18-04 by title only:

ORDINANCE NO. 18-04

AN ORDINANCE TO PROVIDE FOR A REVISED RATE SCHEDULE FOR 2018 PURSUANT TO §134-16 (RATE SCHEDULE) IN ARTICLE V (INDUSTRIAL WASTE & FEES) IN CHAPTER 134 (SEWERS) OF THE CODE OF THE BOROUGH OF GARWOOD, FOR THE INDUSTRIAL USER CHARGE PROVIDED FOR IN §134-15.

A motion was made by _____, second by _____, to introduce Ordinance 18-04.

Roll Call:

Councilwoman Cuccaro	_____	Councilman Sarno	_____
Councilman Lazarow	_____	Councilwoman Todisco	_____
Councilman McCormack	_____	Council President Blumenstock	_____
Mayor Lombardo	_____		

Municipal Clerk to read Ordinance 18-05 by title only:

ORDINANCE NO. 18-05

AN ORDINANCE TO AMEND ARTICLE XIV (AFFORDABLE HOUSING) IN CHAPTER 106 (LAND USE) OF THE CODE OF THE BOROUGH OF GARWOOD TO FURTHER ADDRESS THE REQUIREMENTS OF THE FAIR HOUSING ACT AND THE UNIFORM HOUSING AFFORDABILITY CONTROLS (UHAC) REGARDING COMPLIANCE WITH THE BOROUGH'S AFFORDABLE HOUSING OBLIGATIONS

A motion was made by _____, second by _____, to introduce Ordinance 18-05.

Roll Call:

Councilwoman Cuccaro	_____	Councilman Sarno	_____
Councilman Lazarow	_____	Councilwoman Todisco	_____
Councilman McCormack	_____	Council President Blumenstock	_____
Mayor Lombardo	_____		

Municipal Clerk to read Ordinance 18-06 by title only:

ORDINANCE NO. 18-06

ORDINANCE OF THE BOROUGH OF GARWOOD, IN THE COUNTY OF UNION, NEW JERSEY AUTHORIZING A SPECIAL EMERGENCY APPROPRIATION IN THE AMOUNT OF \$140,000 FOR THE PREPARATION OF AN APPROVED TAX MAP AND A PROGRAM OF REVALUATION OF REAL PROPERTY IN, BY AND FOR THE BOROUGH.

A motion was made by _____, second by _____, to introduce Ordinance 18-06.

Roll Call:

Councilwoman Cuccaro	_____	Councilman Sarno	_____
Councilman Lazarow	_____	Councilwoman Todisco	_____
Councilman McCormack	_____	Council President Blumenstock	_____
Mayor Lombardo	_____		

Municipal Clerk to read Ordinance 18-07 by title only:

ORDINANCE NO. 18-07
CALENDAR YEAR 2018
ORDINANCE TO ESTABLISH A CAP BANK
(N.J.S.A. 40A:4-45.14)

A motion was made by _____, second by _____, to introduce Ordinance 18-07.

Roll Call:

Councilwoman Cuccaro	_____	Councilman Sarno	_____
Councilman Lazarow	_____	Councilwoman Todisco	_____
Councilman McCormack	_____	Council President Blumenstock	_____
Mayor Lombardo	_____		

Municipal Clerk to read Ordinance 18-08 by title only:

ORDINANCE NO. 18-08
AN ORDINANCE TO AMEND SUBSECTION (H) IN §106-118 (FENCES AND WALLS) IN ARTICLE VIII (ZONE REGULATIONS) IN CHAPTER 106 (LAND USE) OF THE CODE OF THE BOROUGH OF GARWOOD TO AMEND RESTRICTIONS ON FENCES ON CORNER LOTS.

A motion was made by _____, second by _____, to introduce Ordinance 18-08.

Roll Call:

Councilwoman Cuccaro	_____	Councilman Sarno	_____
Councilman Lazarow	_____	Councilwoman Todisco	_____
Councilman McCormack	_____	Council President Blumenstock	_____
Mayor Lombardo	_____		

COUNCIL STANDING COMMITTEE REPORTS AND OTHER REPORTS:

POLICE: Councilman Sarno, Chr.

PUBLIC HEALTH: Councilman McCormack

STREETS AND ROADS/ECOLOGY: Council President Blumenstock, Chr.

FIRE: Councilman McCormack, Chr.

FINANCE: Councilwoman Todisco, Chr.

BUILDINGS AND GROUNDS: Councilman Lazarow

LAWS AND LICENSES: Councilwoman Cuccaro

RECREATION: Councilman Lazarow

GARWOOD SENIOR CITIZEN LIAISON: Council President Blumenstock

LIBRARY, MAYOR'S REPRESENTATIVE: Councilman Lazarow

SCHOOL BOARD LIAISON: Councilman McCormack

CELEBRATION OF PUBLIC EVENTS AND HOLIDAYS LIAISON:

Councilwoman Cuccaro

UNION COUNTY AIR TRAFFIC NOISE ADVISORY BOARD REPRESENTATIVE:

Councilman McCormack

SPECIAL REVIEW COMMITTEE: Councilwoman Todisco

HISTORICAL COMMITTEE: Councilwoman Todisco

PARKING COMMITTEE: Councilman Sarno

OFFICER'S REPORTS:

Chief of Police James H. Wright monthly reports for February 2018

A motion was made by _____, second by _____, 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, 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. 18-088

WHEREAS, N.J.S.A. 40A:4-19 provides that the governing body may, and if any contracts, commitments or payments are to be made prior to the adoption of the Budget, shall, by resolution adopted prior to January 31, of the fiscal year, make appropriations to provide for the period between the beginning of the fiscal year and the adoption of the budget.

NOW, THEREFORE, BE IT RESOLVED that the list of temporary appropriations be made for the year 2018.

RESOLUTION NO. 18-089

WHEREAS, the Mandatory Source Separation and Recycling Act, P.L. 1987, c:102, has established a recycling fund from which tonnage grant may be made to municipalities in order to encourage local source separation and recycling program; and

WHEREAS, it is the intent and the spirit of the Mandatory Source Separation and Recycling Act to use the tonnage grants to develop new municipal recycling programs and to continue and to expand existing programs; and

WHEREAS, the New Jersey Department of Environmental Protection is promulgating recycling regulations to implement the Mandatory Source Separation and Recycling Act; and

WHEREAS, the recycling regulations impose on municipalities certain requirements as a condition for applying for tonnage grants, including but not limited to, making and keeping accurate, verifiable records of materials collected and claimed by the municipality; and

WHEREAS, a resolution authorizing this municipality to apply for such tonnage grants will memorialize the commitment of this municipality to recycling and to indicate the assent of the Mayor and Council to the efforts undertaken by the municipality and the requirements contained in the Recycling Act and recycling regulations; and

WHEREAS, such a resolution should designate the individual authorized to ensure the application is properly completed and timely filed.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Garwood that the Borough of Garwood hereby endorses the submission of the recycling tonnage grant application to the New Jersey Department of Environment Protection and designates Clint Dickson to ensure that the application is properly filed; and

BE IT FURTHER RESOLVED that the monies received from the recycling tonnage grant be deposited in a recycling trust fund to be used solely for the purposes of recycling.

RESOLUTION NO. 18-090

WHEREAS, the Council of the Borough of Garwood has heretofore adopted Ordinance No. 18-01.

ORDINANCE NO. 18-01

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

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 2018.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of Garwood that the CFO/Treasurer of the Borough be and is hereby authorized and directed to payrolls on Borough funds for the purpose of paying the annual base salaries and or hourly rates to the employees of the Garwood Police Department in 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, 2018, or as indicated and in accordance with law.

Name	TITLE / STEP	Salary
Stoffer, Douglas	CAPTAIN	\$109,076
Rocco, Samuel	LIEUTENANT	\$104,141
Perrotta, David	SERGEANT	\$100,029
Wright, John	SERGEANT	\$100,029
Lewis, Philip J	SERGEANT	\$100,029
Herz, Todd	STEP 10	\$92,392
Kleinsorgen, Jeffery	STEP 10	\$92,392
Eriksen, Scott	STEP 10	\$92,392
Ostrander, Joseph	STEP 10	\$92,392
Suggs, George	STEP 9	\$85,680
Czachorowski, Christopher	STEP 9	\$85,680
Pridy, Jonathan	STEP 5	\$64,260
Camporeale, Roberto	STEP 4	\$58,611
Sanchez, Gregory L.	STEP 1	\$44,880
Mironski, Edward	PROBATIONARY	\$41,565

RESOLUTION NO. 18-191

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 Merchandise Raffle and an On-Premise 50/50 on May 10, 2018, to be held at the Westwood, 438 North Avenue, Garwood, NJ at 6:00 p.m., is hereby granted to Westfield Daycare Center Inc., pursuant to Application Number RA #1142 and RA #1143.

RESOLUTION NO. 18-092

BE IT RESOLVED, by the Mayor and Council of the Borough of Garwood, in the County of Union, State of New Jersey, hereby authorizes the amendment of on premise merchandise raffle license #1140 rescheduling event due to a Nor' Easter. New date is March 28, 2018, to be held at the Westwood, 438 North Avenue, Garwood, NJ at 6:00 p.m.

RESOLUTION NO. 18-093

RESOLUTION RATIFYING THE SIDEBAR AGREEMENT BETWEEN THE BOROUGH OF GARWOOD AND TEAMSTERS UNION LOCAL 11 REGARDING THE FOREMAN HOURLY RATE.

WHEREAS, the foreman is a title within the Teamsters Union Local 11 (hereinafter “the Union”) bargaining unit; and
WHEREAS, the Borough of Garwood has determined pursuant to Article 6, Section 3(a) of the collective negotiations agreement to increase the hourly rate for the position of foreman; and
WHEREAS, the parties’ have negotiated a sidebar agreement setting forth the an increase in the hourly rate for the position of foreman which is attached hereto as Exhibit A; and
WHEREAS, the Union ratified and executed the sidebar agreement on March 20, 2018; and
WHEREAS, the Borough of Garwood is desirous of ratifying and executing the sidebar agreement; and
NOW, THEREFORE BE IT RESOLVED that the Borough Council of the Borough of Garwood hereby ratifies the sidebar agreement between the Borough of Garwood and Teamsters Union Local 11 which increases the hourly rate for the position of foreman and further authorizes the Mayor to execute the sidebar agreement on behalf of the Borough.

RESOLUTION NO. 18-094

BE IT RESOLVED that the ordinance entitled:

"ORDINANCE OF THE BOROUGH OF GARWOOD, IN THE COUNTY OF UNION, NEW JERSEY AUTHORIZING A SPECIAL EMERGENCY APPROPRIATION IN THE AMOUNT OF \$140,000 FOR THE PREPARATION OF AN APPROVED TAX MAP AND A PROGRAM OF REVALUATION OF REAL PROPERTY IN, BY AND FOR THE BOROUGH."

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 10th day of April, 2018, 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. 18-095

*RESOLUTION AMENDING THE LENGTH OF SERVICE AWARD PROGRAM (LOSAP)
 IN THE BOROUGH OF GARWOOD*

WHEREAS, the Governing Body of the Borough of Garwood, County of Union, State of New Jersey on July 11, 2000 adopted Ordinance No. 00-10, a Length of Service Award Program (LOSAP Program) to enhance the ability of the Garwood Fire Department and Garwood First Aid Squad to retain and recruit volunteers for their respective agencies and;
WHEREAS, in the General Election of the State of New Jersey on November 7, 2000, the legal voters of the Borough of Garwood overwhelmingly approved the establishment of a LOSAP Program with a vote count of 1083 YES and 242 NO; and;
WHEREAS, the Governing Body adopted Resolution No. 14-190 on April 2, 2014 increasing the LOSAP contribution amount from \$1,150 to \$1,589, the maximum amount allowed; and
WHEREAS, the Governing Body adopted Resolution No. 15-172 on March 24, 2015 increasing the LOSAP contribution amount from \$1,589 to \$1,614, the maximum amount allowed; and
WHEREAS, the Governing Body adopted Resolution No. 17-084 on March 28, 2017 increasing the LOSAP contribution amount from \$1,614 to \$1,635, the maximum amount allowed; and
WHEREAS, it has been determined that the Governing Body desires to amend the LOSAP Eligibility Document in order to further enhance eligibility and the effectiveness of the LOSAP Program; and,
NOW, THEREFORE BE IT RESOLVED by the Governing Body of the Borough of Garwood, County of Union, State of New Jersey that:

1. The maximum LOSAP contribution amount shall be increased by 0.8% from \$1,635 to \$1,648 in accordance with the annual CPI adjustments for CY 2017 as authorized by the Department of Community Affairs Division of Local Government Services in accordance with the requirements of N.J.A.C. 5:30-14.9, N.J.S.A. 40A:14-185(f) and LFN 2018-02.
2. Amendments to the LOSAP Eligibility Document are hereby made in accordance with the requirements of N.J.A.C. 5:30-14 and shall be submitted to the Director of the Division of Local Government Services of the New Jersey State Department of Community Affairs along with a certified copy of this resolution.
3. These amendments shall be effective retroactively to the start of the LOSAP benefit year, 01/01/17 to 12/31/17.

RESOLUTION NO. 18-096

WHEREAS, the Superintendent of Public Works solicited quotes from vendors for the disposal of Type 23 Vegetative Yard Waste which is Brush, Grass and Mixed Yard Waste combined. Quotes were received as follows:

Vendor	Description	Price
Natures Choice Corp.	Per cubic yard	\$15.95
Rotundi & Sons	Failed to submit a quote	---

Plainfield Municipal Utilities Authority	Failed to submit a quote	---
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BE IT RESOLVED by the Council of the Borough of Garwood, County of Union, State of New Jersey, hereby awards the quote to the vendor as follows:

CONTRACTOR: NATURES CHOICE CORPORATION
 398 LINCOLN BOULEVARD
 MIDDLESEX, NJ

PRICE & DESCRIPTION: **Type 23 Vegetative Waste**
 \$15.95 per cy mixed delivered to transfer station
 TERM: April 1, 2018 to April 1, 2019

RESOLUTION NO. 18-097

The 2018 Municipal Budget Resolution is attached hereto and made part hereof.

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

Roll Call:

Councilwoman Cuccaro	_____	Councilman Sarno	_____
Councilman Lazarow	_____	Councilwoman Todisco	_____
Councilman McCormack	_____	Council President Blumenstock	_____
Mayor Lombardo	_____		

RESOLUTIONS DELETED FROM THE CONSENT AGENDA:

A motion was made by _____, second by _____.

Discussion:

Roll Call:

Councilwoman Cuccaro	_____	Councilman Sarno	_____
Councilman Lazarow	_____	Councilwoman Todisco	_____
Councilman McCormack	_____	Council President Blumenstock	_____
Mayor Lombardo	_____		

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.

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

Roll Call:

Councilwoman Cuccaro	_____	Councilman Sarno	_____
Councilman Lazarow	_____	Councilwoman Todisco	_____
Councilman McCormack	_____	Council President Blumenstock	_____
Mayor Lombardo	_____		

ADJOURNMENT:

The Regular Meeting of the Mayor and Council will be held on, **TUESDAY, APRIL 10, 2018**, 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 ORDINANCES NO. 18-04, 18-05, 18-06, 18-07 AND 18-08, ON TUESDAY, APRIL 10, 2018, AT 7:15 P.M. OR SOON THERE AFTER

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