

# Borough of Garwood

## Meeting of the Mayor and Council

### MINUTES

MAY 8, 2018

Start Time: 9:03 p.m.

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	P		
Councilwoman Blumenstock	P	Councilman McCormack	P
Councilwoman Cuccaro	P	Councilman Sarno	P
Councilman Lazarow	P	Council President Todisco	P

Also, present: Borough Administrator/Clerk Christina M Ariemma and Borough Attorney Robert Renaud.

#### **MINUTES:**

Regular and Workshop Minutes of the Mayor and Council held on April 24, 2018.

A motion was made by Councilman Lazarow, second by Council President Blumenstock, to accept minutes as presented.

#### **COMMUNICATIONS:**

- 1) **NEW JERSEY STATE LEAGUE OF MUNICIPALITIES** –
  - a. Mayor's Advisory –
    - i. 04/24/18, RE: Weekly Round-Up
    - ii. 04/27/18, RE: Weekly Round-Up
    - iii. 05/01/18, RE: Daily Update
- 2) **UNION COUNTY BOARD OF CHOSEN FREEHOLDERS** – 04/27/2018, RE: Notice concerning canceling and rescheduling of Board meetings.
- 3) **RAHWAY VALLEY SEWERAGE AUTHORITY** – 04/24/2018, RE: RVSA Approved Minutes
- 4) **GARWOOD PLANNING BOARD** – 04/26/2018, RE: Minutes of the meeting held on March 14, 2018
- 5) **GARWOOD BOARD OF HEALTH** – 04/26/2018, RE: Minutes of the meeting held on April 18, 2018

RECEIVED AND FILED

#### **ORDINANCES:**

Public Hearing on Ordinance 18-10, 18-11, 18-12 and 18-13 as advertised in the Westfield Leader.

#### **ADOPTION:**

Municipal Clerk to read Ordinance 18-10 by title only:

##### **ORDINANCE NO. 18-10**

**AN ORDINANCE TO AMEND § 5-11 (DUTIES OF THE BOROUGH CLERK) IN ARTICLE 2 (OFFICE OF THE BOROUGH CLERK) IN CHAPTER 5 (ADMINISTRATION) OF THE CODE OF THE BOROUGH OF GARWOOD TO AMEND THE DUTIES OF THE BOROUGH CLERK TO ADD SERVING AS THE ISSUING AUTHORITY FOR RAFFLE AND BINGO LICENSES.**

**WHEREAS**, N.J.A.C. 13:47-1.1 permits a governing body to delegate, by ordinance, the authority to approve the granting of raffle and bingo licenses; and

**WHEREAS**, the governing body of the Borough of Garwood has chosen to do so;

**BE IT ORDAINED**, by the Mayor and Council of the Borough of Garwood as follows:

**SECTION 1.** § 5-11 (Duties of the Borough Clerk) in Article II (Office of the Borough Clerk) in Chapter 5 (Administration) of the Code of the Borough of Garwood is hereby amended to read § 5-11. Duties of Borough Clerk.

The Borough Clerk shall:

- A. Serve as Clerk of the Borough Council and keep its minutes and records of its proceedings in appropriate books to be kept in his/her office.
- B. Keep suitable records of all Borough business transacted by him/her and shall report the same to the Mayor and Council at regular Council meetings or immediately whenever the interest of the Borough requires.
- C. Have custody of all records, documents, reports, papers and maps required to be filed in his/her office and shall keep and maintain the seal of the Borough.
- D. Maintain and compile the ordinances and resolutions of the Borough as required by law.
- E. Preaudit all bills, claims, and demands against the Borough.
- F. Authorize the payment of bills, claims and demands against payrolls, upon proper certification of the appropriate department and resolutions of governing body.
- G. Perform such other duties as may be provided by law, the charter, ordinances, and resolutions of the Borough.
- H. Review potential Federal and State grants for availability and eligibility by the Borough of Garwood, review application to insure that same are prepared by qualified persons and/or employees and that the said grants are administered by qualified persons and/or employees, review and process all vouchers, keep and maintain accurate accounting records of all moneys which are subject to Federal and/or State audit, attend any and all required meetings pertaining to the above.
- I. Serve as the Issuing Authority pursuant to N.J.A.C. 13:47-1.1 to approve the granting of raffle and bingo licenses.

**SECTION 2.** All ordinances or parts of ordinances inconsistent herewith are hereby repealed to the extent of such inconsistency.

**SECTION 3.** If any portion of this ordinance shall be determined to be invalid, such determination shall not affect the validity of the remaining portions of said ordinance.

**SECTION 4.** This ordinance shall take effect upon final passage and publication in accordance with law.

List correspondence concerning Ordinance 18-10. NONE

Does anyone present wish to be heard concerning Ordinance 18-10. NONE

A motion was made by Councilman Sarno, second by Council President Blumenstock, to close Public Hearing on Ordinance 18-10.

A motion was made by Council President Blumenstock, second by Councilman Lazarow, to adopt Ordinance 18-10.

Discussion: NONE

Roll Call:

<b>Councilwoman Cuccaro</b>	<b>AYE</b>	<b>Councilman Sarno</b>	<b>AYE</b>
<b>Councilman Lazarow</b>	<b>AYE</b>	<b>Councilwoman Todisco</b>	<b>AYE</b>
<b>Councilman McCormack</b>	<b>AYE</b>	<b>Council President Blumenstock</b>	<b>AYE</b>

6-AYE, 0-NAY, Ordinance 18-10 was adopted

Municipal Clerk to read Ordinance 18-11 by title only:

**ORDINANCE NO. 18-11**

**AN ORDINANCE OF THE BOROUGH OF GARWOOD REPEALING ARTICLE 5 (PROPERTY MAINTENANCE) IN CHAPTER 67 (BUILDINGS AND STRUCTURES) OF THE CODE OF THE BOROUGH OF GARWOOD, AND ENACTING A NEW ARTICLE 5 (PROPERTY MAINTENANCE) IN CHAPTER 67 (BUILDINGS AND STRUCTURES) BY ADOPTING, WITH CERTAIN REVISIONS, THE 2015 EDITION OF THE INTERNATIONAL PROPERTY MAINTENANCE CODE, REGULATING AND GOVERNING THE CONDITIONS AND MAINTENANCE OF ALL PROPERTY, BUILDINGS AND STRUCTURES**

**BE IT ORDAINED** by the Mayor and Council of the Borough of Garwood

**Section 1.** Article V (Property Maintenance) in Chapter 67 (Buildings and Structures) of the Code of the Borough of Garwood is hereby repealed in its entirety

**Section 2.** A new Article V (Property Maintenance) in Chapter 67 (Buildings and Structures) of the Code of the Borough of Garwood is hereby enacted to read as follows:

**ARTICLE V. PROPERTY MAINTENANCE**

§ 67-13. Adoption of Standards.

That certain document, three (3) copies of which are on file in the office of the Borough Clerk of the Borough of Garwood, being marked and designated as the *International Property Maintenance Code*, 2015 edition, as published by the International Code Council, is hereby adopted as the Property Maintenance Code of the Borough of Garwood for regulating and governing the conditions and maintenance of all property, buildings and structures; and each and all of the regulations, provisions, penalties, conditions and terms of said Property Maintenance Code on file in the office of the Borough Clerk are hereby referred to, adopted, and made a part hereof, as if fully set out in this legislation, with the additions, insertions, deletions and changes prescribed in § 67-14 of this Article.

§ 67-14. Additions, Insertions, Deletions and Changes. The provisions of the *International Property Maintenance Code*, 2015 edition, incorporated herein, are hereby amended and revised in the following respects:

The International Property Maintenance Code is amended and revised in the following respects:

- A. Section 101.1 (page 1, second line). Insert: "The Borough of Garwood."
- B. Section 103.1. Delete entire section.
- C. Section 103.3. Delete entire section.
- D. Section 103.5. Delete entire section.
- E. Section 106.4 (page 3). Delete entire section and replace with: "106.4. Violation Penalties. Any person or entity subject to this Article found by the Municipal Court or by any other Court of competent jurisdiction to be in violation of any requirement to correct a care, maintenance, security or upkeep violation cited in a notice pursuant to this Article shall be subject to a fine as follows:
  - A. If the property is a single-family residence, not to exceed \$100 for each day of the violation.
  - B. If the property is a two-family residence, not to exceed \$250 for each day of the violation.
  - C. For any other type of property, not to exceed \$500 for each day of the violation.

No violation and fines shall be deemed to have commenced until thirty-one days following the receipt of a notice sent pursuant to this Article, unless the violation presents an imminent risk to public health and safety, in which case a violation and fines shall commence eleven days following receipt of the notice."

- F. Section 111. Sections 111.1, 111.4, 111.5, and 111.6 are amended such that the "Mayor and Council" is substituted for "Board of Appeals" and "Board." Sections 111.2 and 111.3 are deleted in their entirety.
- G. Section 302.4 (page 11, entire section). Delete entire section. (weeds)
- H. Section 302.5 (page 11, entire section). Delete entire section. (rodent harborage)
- I. Section 302.6 (page 11, entire section). Delete entire section. (exhaust vents)
- J. Section 304.3 (page 12, entire section). Delete entire section. (premises identification)
- K. Section 304.8 (page 13, entire section). Delete entire section. (decorative features)
- L. Section 304.10 (page 13, entire section). Delete entire section. (stairways, decks, porches, and balconies)
- M. Section 304.13 (page 13, entire section). Delete entire section. (window, skylight and door frames)
- N. Section 304.14 (page 13, entire section). Delete entire section. (insect screens)
- O. Section 304.15 (page 13, entire section). Delete entire section. (doors)
- P. Section 304.16 (page 13, entire section). Delete entire section. (basement hatchways)
- Q. Section 304.17 (page 13, entire section). Delete entire section. (guards for basement windows)
- R. Section 305 (page 13, entire section). Delete entire section. (interior structure)
- S. Section 308 (page 15, entire section). Delete entire section. (rubbish and garbage)
- T. Section 309 (page 15, entire section). Delete entire section. (pest elimination)
- U. Chapter 4 (page 17, et. seq.) Delete entire chapter. (light, ventilation and occupancy limitations)
- V. Chapter 5 (page 19, et. seq.) Delete entire chapter. (plumbing facilities and fixture requirements)
- W. Chapter 6 (page 21, et. seq.) Delete entire chapter. (mechanical and electrical requirements)
- X. Chapter 7 (page 25, et. seq.) Delete entire chapter. (fire safety requirements)

§ 67-15. Designation of Code Official.

The *Code Official* under the Property Maintenance Code shall be the Property Maintenance Officer created by §5-51.20, except that the Chief of Police or his designee shall be the Code Official for the enforcement of the following sections; 302.1 (sanitation), 302.8 (motor vehicles), and 304.2 (exterior painting).

Section 3. All ordinances or parts of ordinances inconsistent herewith are hereby repealed to the extent of such inconsistency.

Section 4. If any portion of this ordinance shall be determined to be invalid, such determination shall not affect the validity of the remaining portions of said ordinance.

Section 5. This ordinance shall take effect upon final passage and publication in accordance with law.

List correspondence concerning Ordinance 18-11. NONE

Does anyone present wish to be heard concerning Ordinance 18-11. NONE

A motion was made by Councilman Sarno, second by Council President Blumenstock, to close Public Hearing on Ordinance 18-11.

A motion was made by Councilman Lazarow, second by Council President Blumenstock, to adopt Ordinance 18-11.

Discussion:

Roll Call:

<b>Councilwoman Cuccaro</b>	<b>AYE</b>	<b>Councilman Sarno</b>	<b>AYE</b>
<b>Councilman Lazarow</b>	<b>AYE</b>	<b>Councilwoman Todisco</b>	<b>AYE</b>
<b>Councilman McCormack</b>	<b>AYE</b>	<b>Council President Blumenstock</b>	<b>AYE</b>

6-AYE, 0-NAY, Ordinance 18-11 was adopted

Municipal Clerk to read Ordinance 18-12 by title only:

**ORDINANCE NO. 18-12**

**ORDINANCE OF THE BOROUGH COUNCIL OF THE BOROUGH OF GARWOOD, COUNTY OF UNION, NEW JERSEY ADOPTING AN AMENDMENT TO THE SOUTH AVENUE AREA II REDEVELOPMENT PLAN CONCERNING CERTAIN AFFORDABLE HOUSING LANGUAGE, PURSUANT TO THE LOCAL REDEVELOPMENT AND HOUSING LAW, N.J.S.A. 40A:12A-1 et seq**

**WHEREAS**, the Borough of Garwood, in the County of Union, New Jersey (the "Borough"), a public body corporate and politic of the State of New Jersey, is authorized pursuant to the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq. (the "Redevelopment Law"), to determine whether certain parcels of land within the Borough constitute an area in need of rehabilitation and/or an area in need of redevelopment; and

**WHEREAS**, on June 10, 2014, the Borough Council (the "Borough Council") adopted Resolution No. 14-220 authorizing the Planning Board of the Borough (the "Planning Board") to investigate whether the area commonly known on the Borough tax maps as Block 401, Lots 1-5 and Block 403, Lots 1-6 and 19-22 (the "Property") met certain criteria under the Redevelopment Law as an "area in need of redevelopment"; and

**WHEREAS**, on May 27, 2015, the Planning Board recommended to the Borough Council that the Property met certain criteria under the Redevelopment Law as an "area in need of redevelopment"; and

**WHEREAS**, by Resolution 15-274, the Borough Council designated the Property as an "area in need of redevelopment" in accordance with the Redevelopment Law (the "Redevelopment Area") and directed the Planning Board to prepare a redevelopment plan for the Redevelopment Area; and

**WHEREAS**, the Planning Board held a public hearing on December 14, 2017, to review and comment on the proposed redevelopment plan entitled "South Avenue Area II Redevelopment Plan," as it specifically pertains to Block 403, Lots 1-6 and 19-22 on the tax maps of the Borough (the "Redevelopment Plan"), and resolved to transmit the Redevelopment Plan to the Borough Council with a recommendation that the Redevelopment Plan be adopted; and

**WHEREAS**, on December 26, 2017, after considering those certain recommendations of the Planning Board and by Ordinance 17-30, pursuant to N.J.S.A. 40A:12A-7, the Borough Council adopted the Redevelopment Plan; and

**WHEREAS**, pursuant to a October 26, 2017 report issued by the Special Master in that certain litigation captioned In re Borough of Garwood, Docket Number UNN-L-2406-15 with regard to the Borough's affordable housing obligations, the Special Master reviewed and made additional comments to the Redevelopment Plan, to which the Borough Council desires to implement by way of an amendment to the Redevelopment Plan, attached hereto as Exhibit A, which was referred to the Planning Board by way of Borough Council Resolution #18-075, and as reviewed and considered by the Planning Board at its meeting on March 15, 2018, approving all proposed revisions to the Redevelopment Plan previously forwarded by the Borough Council in its Resolution #18-075.

**NOW THEREFORE, BE IT ORDAINED** by the Borough Council of the Borough of Garwood, County of Union, New Jersey that:

Section 1. The aforementioned recitals are incorporated herein as though fully set forth at length.

Section 2. The amendments to the Redevelopment Plan, attached hereto as Exhibit A, are hereby adopted pursuant to the terms of N.J.S.A. 40A:12A-7.

Section 3. A copy of this Ordinance and the Redevelopment Plan shall be available for public inspection at the office of the Borough Clerk during regular business hours.

Section 4. This Ordinance shall take effect in accordance with all applicable laws.

List correspondence concerning Ordinance 18-12. NONE

Does anyone present wish to be heard concerning Ordinance 18-12.

Bruce Paterson, 325 Willow Avenue questioned the ordinance. Council responded.

A motion was made by Councilman Lazarow, second by Council President Blumenstock, to close Public Hearing on Ordinance 18-12.

A motion was made by Councilman Lazarow, second by Council President Blumenstock, to adopt Ordinance 18-12.

Discussion:

Roll Call:

<b>Councilwoman Cuccaro</b>	<b>NAY</b>	<b>Councilman Sarno</b>	<b>NAY</b>
<b>Councilman Lazarow</b>	<b>AYE</b>	<b>Councilwoman Todisco</b>	<b>AYE</b>
<b>Councilman McCormack</b>	<b>NAY</b>	<b>Council President Blumenstock</b>	<b>AYE</b>
<b>Mayor Lombardo</b>	<b>AYE</b>		

4-AYE, 3-NAY, Ordinance 18-12 was adopted

Municipal Clerk to read Ordinance 18-13 by title only:

**ORDINANCE NO. 18-13**

**ORDINANCE OF THE BOROUGH COUNCIL OF THE BOROUGH OF GARWOOD, COUNTY OF UNION, NEW JERSEY ADOPTING AN AMENDMENT TO THE SOUTH AVENUE – TRANSIT ORIENTED REDEVELOPMENT PLAN, PURSUANT TO THE LOCAL REDEVELOPMENT AND HOUSING LAW, N.J.S.A. 40A:12A-1 et seq.**

**WHEREAS**, the Borough of Garwood, in the County of Union, New Jersey (the "**Borough**"), a public body corporate and politic of the State of New Jersey, is authorized pursuant to the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq. (the "**Redevelopment Law**"), to determine whether certain parcels of land within the Borough constitute an area in need of rehabilitation and/or an area in need of redevelopment; and

**WHEREAS**, on June 10, 2014, the Borough Council (the "**Borough Council**") adopted Resolution No. 14-220 authorizing the Planning Board of the Borough (the "**Planning Board**") to investigate whether the area commonly known on the Borough tax maps as Block 401, Lots 1-5 and Block 403, Lots 1-6 and 19-22 (the "**Property**") met certain criteria under the Redevelopment Law as an "area in need of redevelopment"; and

**WHEREAS**, on May 27, 2015, the Planning Board recommended to the Borough Council that the Property met certain criteria under the Redevelopment Law as an "area in need of redevelopment"; and

**WHEREAS**, by Resolution 15-274, the Borough Council designated the Property as an "area in need of redevelopment" in accordance with the Redevelopment Law (the "**Redevelopment Area**") and directed the Planning Board to prepare a redevelopment plan for the Redevelopment Area; and

**WHEREAS**, the Planning Board held public hearings on April 18, 2016 and April 25, 2016 to review and comment on the proposed redevelopment plan entitled "South Avenue – Transit Oriented Redevelopment Plan," (the "**Redevelopment Plan**"), and at its meeting held on May 25, 2016, the Planning Board resolved to transmit the Redevelopment Plan to the Borough Council with a recommendation that the Redevelopment Plan be adopted; and

**WHEREAS**, the Planning Board thereafter prepared additional revisions to the Redevelopment Plan, and at a Planning Board meeting on July 11, 2016, the Planning Board reviewed and revised the Redevelopment Plan and recommended that the Redevelopment Plan pertain only to Block 401, Lots 1-5; and

**WHEREAS**, at the Borough Council's September 13, 2016 council meeting, the Borough Council voted to table the vote as to the adoption of the Redevelopment Plan; and

**WHEREAS**, on March 14, 2017, by Resolution 17-079, the Borough Council referred certain, additional revisions to the Redevelopment Plan to the Planning Board for review and comment pursuant to N.J.S.A. 40A:12A-7; and

**WHEREAS**, on April 17, 2017, the Planning Board reviewed the Redevelopment Plan and voted in favor of the Redevelopment Plan, with certain recommendations; and

**WHEREAS**, on May 23, 2017, after considering those certain recommendation of the Planning Board and by Ordinance 17-06, pursuant to N.J.S.A. 40A:12A-7, the Borough Council adopted the Redevelopment Plan; and

**WHEREAS**, pursuant to an October 26, 2017 report issued by the Special Master in that certain litigation captioned In re Borough of Garwood, Docket Number UNN-L-2406-15 with regard to the Borough's affordable housing obligations, the Special Master reviewed and made additional comments to the Redevelopment Plan, to which the Borough Council desires to amend as more fully set forth and attached hereto as Exhibit A, which was referred to the Planning Board by way of Borough Council Resolution #18-052, and as reviewed and considered by the Planning Board at its meeting on April 25, 2018, approving all proposed revisions to the Redevelopment Plan previously forwarded by the Borough Council in its Resolution #18-052.

**NOW THEREFORE, BE IT ORDAINED** by the Borough Council of the Borough of Garwood, County of Union, New Jersey that:

Section 1. The aforementioned recitals are incorporated herein as though fully set forth at length.

Section 2. The amendment to the Redevelopment Plan, attached hereto as Exhibit A, is hereby adopted pursuant to the terms of N.J.S.A. 40A:12A-7.

Section 3. A copy of this Ordinance and the Redevelopment Plan shall be available for public inspection at the office of the Borough Clerk during regular business hours.

Section 4. This Ordinance shall take effect in accordance with all applicable laws.

List correspondence concerning Ordinance 18-13. NONE

Does anyone present wish to be heard concerning Ordinance 18-13. NONE

A motion was made by Councilwoman Todisco, second by Council President Blumenstock, to close Public Hearing on Ordinance 18-13.

A motion was made by Councilman Lazarow, second by Councilman Sarno, to adopt Ordinance 18-13.  
Discussion: Councilman Sarno commented.

Roll Call:

<b>Councilwoman Cuccaro</b>	<b>NAY</b>	<b>Councilman Sarno</b>	<b>AYE</b>
<b>Councilman Lazarow</b>	<b>AYE</b>	<b>Councilwoman Todisco</b>	<b>AYE</b>
<b>Councilman McCormack</b>	<b>AYE</b>	<b>Council President Blumenstock</b>	<b>AYE</b>

5-AYE, 1-NAY, Ordinance 18-13 was adopted

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

#### **POLICE:** Councilman Sarno, Chr.

1. Hurricane Preparedness Week is May 6-12, 2018. This is the time to prepare for a potential land-falling tropical storm or hurricane. For more information on how to prepare please visit The National Weather Service at [www.weather.gov/prepare](http://www.weather.gov/prepare)
2. There is still space available for the inaugural youth academy. The academy is open to children entering 6th through 8<sup>th</sup> grade of the upcoming year. Applications are available at the police desk in headquarters and also online at [www.garwoodpd.org](http://www.garwoodpd.org). The deadline for applications is May 25, 2018
3. May is Bicycle Safety Month. Cyclist under the age of 18 must wear a helmet and all cyclist are required to obey the rules of the road. To our motoring public, please slow down and yield to cyclists. Thank you.
4. On Wednesday April 18 we celebrated another successful year of D.A.R.E. instruction with the graduation of our fifth grade students of Lincoln School. Congratulations to all of the students that participated and thank you again to Lt Rocco, Detective Czachorowski, Barbara Tweedle, Dr. Quiqley, Principal Emmons and the faculty of Lincoln School for their hard work and dedication to the program.

#### **PUBLIC HEALTH:** Councilwoman Cuccaro **NO REPORT**

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

In addition to regular garbage pickup, the DPW installed new permit parking signs and poles in various locations utilizing Fanwood's portable air compressor. They continue to call for underground utility markouts (approximately 55 locations) in new sign proposed locations.

They also installed the Garwood Rocks banners along Center Street, cleaned the mulch beds and landscaping areas at all Borough owned properties and installed new mulch at Borough Hall and the Georgina memorial.

The DPW also provided assistance to Union County Public Works for tree removal operations at Hartman Park.

Fanwood began sweeping operations and completed approximately 2/3 of the south side streets. They are tentatively scheduled to complete the South side tomorrow morning.

Also of note: The 2017 Recycling Tonnage Grant has been submitted to the NJDEP. The Borough reported that 3,920.99 tons of recyclables were picked up from commercial and residential units in 2017. The tonnage for last year is a 112.08 ton **increase** over the amount reported in 2016.

#### **FIRE:** Councilman McCormack, Chr.

On Saturday, May 5<sup>th</sup>, we the Fire Committee gathered. Councilwoman Todisco, Councilwoman Cuccaro and myself Fire Commissioner Councilman McCormack, the Chief Alan Tweedle along with Assistant Chief John Scalzadonna of the Fire Department and discussed what the department may be needing in the future. The committee talked about the present and learned more about what the Fire Department doe's for the Borough of Garwood. The committee spoke about the fire department building, the roof in general and some maintenance on the outside of the building, however those items will be brought forth to the Building and Grounds Committee.

#### **FINANCE:** Councilwoman Todisco, Chr.

Thank you, Mayor. The Finance Committee has met since our last Council meeting to continue discussing ways to make our administrative operations more efficient and ultimately, save tax dollars. I will report back

when we have recommendations. We also discussed capital items, which I brought up already in Workshop. That's all for my report.

**BUILDINGS AND GROUNDS:** Councilman Lazarow

Hartman Park is progressing on schedule with the equipment scheduled to be delivered on Thursday and if the weather holds, we anticipate it should be completed in/or around Memorial Day Weekend.

The Rec. Complex is also on schedule to be finished by the end of May/first week of June and we have had an engineer, hired architect and multiple council people visit to help monitor and track progress.

**LAWS AND LICENSES:** Councilwoman Cuccaro **NO REPORT**

**RECREATION:** Councilman Lazarow - **NO REPORT**

**GARWOOD SENIOR CITIZEN LIAISON:** Council President Blumenstock

At our May 3<sup>rd</sup> meeting, we were visited by a representative from the Senior Corps, a division of the Jewish Family Service of Central New Jersey. The Senior Corp is a group of retired and senior volunteers that come together to help seniors with socialization and transportation. They also help with food programs such as packing at a food pantry and serving lunch at a nutrition site. They may even help maintain a community garden. They also volunteer to tutor elementary students, read to young children and assist in libraries. If anyone over the age of 55 would like to become a part of this program you can call 908-352-8375 or you can contact me and I'll provide all the information. We were also visited by the Liquid Church to see if any senior wanted help with their lawn care. The church will have volunteers coming out this weekend to assist with light yard work. Lunch and bingo finished out another great meeting. Our next one is scheduled for May 17<sup>th</sup>. That's all for my report Mayor.

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

**MAY ACTIVITIES:**

In May the Library will continue its ongoing programs including:

**Knitting Club** – Every Monday and Thursday at 10:30am

**Book Clubs** – Monday afternoon May 21 and Thursday evening April 3<sup>rd</sup>

**Chess Club** – Mondays at 3:00pm

**Story Time** - Wednesdays at 10:30am,

**Movie Time** - Fridays at 10:00 am

**Adult Craft** – May 8<sup>th</sup> at 6:00pm

**Kids Craft** – May 8<sup>th</sup> at 3:00pm

**Lego Club** - May 10<sup>th</sup> and 24<sup>th</sup> at 3:00pm

The Legislative Breakfast will be May 11<sup>th</sup> at 8:00am at the Clark Public Library. Invitations have been emailed.

On May 31<sup>st</sup> at 7:00, RB Express, a Doo Wop and oldies band will perform the tight harmonies and rhythms of early street corner groups.

The Garwood Library is open Monday through Thursday from 9:00 AM to 8:00 PM, Fridays from 9:00 AM to 4:30 PM, and Saturdays from 9:00 AM to 1:00 PM. The Library will be closed Monday, May 28 for Memorial Day.

**SCHOOL BOARD LIAISON:** Councilman McCormack

The Board of Education held a School Safety forum the night of their budget presentation. The Board made it clear from the beginning that they were not answering any questions. The purpose was to field questions, concerns and suggestions from residents. Several people spoke including members of council and the Mayor. The Board Business Administrator, Eric Larson presented the school budget which will increase by half a percent. Some of the increases were due to putting away savings for possible new children coming into the district due to redevelopment projects. When asked if rates would even out the tax increase. He said, no it doesn't work that way. Each new student costs about \$14,000.00 and they need to be prepared. He said that the Board can apply to have the current 2% cap increased if we do get a lot of kids at once, meaning that they would be able to raise taxes above the 2% cap. In addition he said that we also have 14 students that need to be schooled out of district which costs \$1.4 million when you factor in transportation costs. Lastly the boiler at Washington School need to be replaced, which is going to cost the district about \$600,000

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

Councilwoman Cuccaro **NO REPORT**

**UNION COUNTY AIR TRAFFIC NOISE ADVISORY BOARD REPRESENTATIVE:**  
Councilman McCormack **NO REPORT**

**SPECIAL REVIEW COMMITTEE:** Councilwoman Todisco **NO REPORT**

**HISTORICAL COMMITTEE:** Councilwoman Todisco

Thank you, Mayor. I attended the Historical Committee meeting on April 30th. We spoke about a number of open topics, including the most pressing, which is preparing the rocks to be hidden about one week before the Garwood Rocks Street Fair on June 3rd. We are very excited to have 25 rocks this year about various historical topics. An informational booklet will be put together as it was last year to be distributed to winners of the rock hunt contest along with a prize. Please remember, only one rock per family. A member of our Committee asked me to pass along the push for more visibility for Garwood, including through potentially local access TV and the Chamber of Commerce. We hope everyone will be sure to stop by the Historical Committee booth at Garwood Rocks. That's all for my report, Mayor.

**PARKING COMMITTEE:** Councilman Sarno **NO REPORT**

**OFFICER'S REPORTS:**

Zoning Code Enforcement Officer Len DiStefano: monthly report for March 2018.

A motion was made by Councilwoman Todisco, second by Council President Blumenstock, 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.

Larry Cohen, Humane Society of the U.S. presented documents  
Bruce Paterson, 325 Willow Avenue commented.

**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. 18-111**

RECOGNIZING that cats and dogs are an integral and valuable part of all communities, and contribute to the well-being of humans, whether as companions, service animals, or therapy pets, and

UNDERSTANDING that municipalities have an important role in ensuring the well-being of animals while balancing the needs of pet owners and non-pet owners.

WHEREAS legislators and municipal officials report that the number of calls from citizens about animal related issues rival any other issue(s);

WHEREAS there are approximately 2.2 million owned dogs and 2.5 million owned cats in New Jersey;

WHEREAS New Jersey was the first state in the nation to develop an innovative state-wide spay/neuter program and all proceeds from the sale of Animal Friendly License Plates are used to reimburse participating veterinarians for spaying and neutering surgeries;

WHEREAS State responsibility for promoting responsible pet care and ensuring that pets do not suffer due to abuse, neglect, or lack of proper care in kennels, pet shops, shelters, and pounds (animal facilities) is vested in the Office of Animal Welfare within the New Jersey Department of Health and Senior Services;

WHEREAS the county prosecutor and our municipality's police department are responsible for investigating and acting as officers for the detection, apprehension, and arrest of offenders against the animal cruelty laws;

WHEREAS New Jersey mandates training requirements for animal control officers and humane law enforcement officers

WHEREAS New Jersey impounds over 100,000 animals per year in animal shelters and impoundment facilities;

WHEREAS approximately 37% of the animals that enter New Jersey's impoundment facilities are euthanized, at a rate of around 3000 every month;

WHEREAS free-roaming unvaccinated cats and dogs present a potential health threat to humans through the spread of such zoonotic diseases as rabies, leptospirosis, toxoplasmosis, roundworms, animal bites, and environmental contamination from animal feces;

WHEREAS stray and unwanted pets place an enormous financial burden on municipalities and non-profit humane agencies organized to care for these animals; (To calculate an average per animal cost for your municipality, divide the total shelter expenditures - municipal animal control and shelter expenses -by the total number of animals served per year);;

WHEREAS it is more humane and cost-effective to reduce the number of unwanted animals than it is to impound and euthanize unwanted or unclaimed dogs and cats;

WHEREAS all dogs are required to be licensed in the municipality where they are housed and the majority of municipalities also require licensure of cats. (Current vaccination against rabies is a pre-requisite to licensure);

WHEREAS all municipalities are required to canvass their residents to locate unlicensed dogs;  
NOW THEREFORE, we the municipality of Garwood, resolve to take the following steps with regard to our municipal responsibilities with the intent of making Garwood a truly sustainable community.

It is our intent to do our utmost, within the bounds of our jurisdiction, to ensure that companion animals are treated humanely, respectfully, and responsibly through public education and through exercise of powers vested within New Jersey municipalities as follows:

**Authority of municipalities:**

Pursuant to New Jersey Statutes, all municipalities must appoint a certified animal control officer who shall be responsible for animal control within the jurisdiction of the municipality, including providing emergency veterinary care for injured stray animals and coverage outside of normal working hours;

The municipality in which an animal facility is located is responsible for issuing the license for that facility to operate;

The NJ Vicious Dog Law establishes a state-wide standard for municipalities to effectively address situations of vicious or potentially dangerous dogs, regardless of breed;

The Animal Population Control Program provides for low-cost spaying and neutering for pet owners adopting dogs and cats from New Jersey shelters, pounds, and animal adoption referral agencies and pet owners participating in one of several Public Assistance Programs.

The Municipality pledges to:

- Enforce all animal and rabies control statutes and regulations, including the requirement to pick up and impound all stray dogs and cats, excepting stray and feral cats in managed TNR programs.
- Work to improve the enforcement of animal cruelty statutes.
- Educate our community, including school children, about their responsibilities towards the pet animals they chose to keep.
- Institute, as appropriate, cat licensing ordinances and increase the percentage of licensed dogs and cats through ease of licensing and licensing enforcement measures.
- Identify and work to implement best practices to prevent unwanted breeding through effective animal control, availability of low-cost pet spaying and neutering services, public education, and pet-friendly rental and senior housing.
- Assist in identifying resources to improve the conditions and increase the capacity of animal shelters and impoundment facilities and animal control services.

**RESOLUTION NO. 18-112**

**PLEDGE of Municipal Support for New Jersey's Wildlife Action Plan**

This Plan is in support of New Jersey Department of Environmental Protection, Division of Fish and Wildlife, State-level Priority Conservation Goals and Strategies

Recognizing that animals are an integral and valuable part of all communities and believing concern for the wellbeing of wild animals and wild species is a hallmark of a sustainable natural community the Municipality of Garwood pledges its support for the New Jersey Wildlife Action Plan as outlined:

WHEREAS, New Jersey is home to a rich diversity of wildlife and ecologically significant natural communities,

WHEREAS, New Jersey's wildlife and wild places are under threat from development, fragmentation, invasive species and the impacts of people,

WHEREAS, the populations of mammals, birds, invertebrates, fish, reptiles and amphibians that live in and migrate through New Jersey find themselves clinging to smaller and smaller pieces of wild clean lands and aquatic habitats,

WHEREAS, it is more cost-effective to prevent species from becoming imperiled than it is to recover them once their populations have declined,

WHEREAS, a naturally functioning and healthy ecosystem represents a healthy environment for NJ wildlife and our citizens,

WHEREAS, the NJ Division of Fish and Wildlife, other state and federal agencies, and many partners in conservation have worked together to develop a state Wildlife Action Plan for the benefit of biologists, wildlife experts, municipal leaders, land stewards, non-profit organizations, educators, planners, researchers, outdoor recreation enthusiasts, landowners and all the people who know the wild places of New Jersey State,

WHEREAS, the New Jersey Wildlife Action plan is a comprehensive action agenda for the conservation of native wildlife, the restoration of important lands and water, and public education targeting the needs of rare wildlife in New Jersey,

WHEREAS, the residents of, and visitors to, New Jersey also enjoy and benefit from New Jersey's wildlife and wild spaces.

NOW THEREFORE, we the Borough of Garwood, resolve to take the following steps with regard to our municipal land-use decisions with the intent of making Garwood an ecologically sustainable community. It is our intent to include these principles in our public lands management, our environmental resources inventory and to inform the next master plan revision and update our zoning accordingly.

Acknowledging that it is more cost-effective to protect species than recover species, we will protect populations of rare and imperiled species that live and breed in, and migrate through, the municipality and the habitats they depend upon.

Because habitat integrity is critical to healthy biodiversity we will manage publicly owned lands in accordance with wildlife management actions laid out in the New Jersey Wildlife Action Plan and will promote the management of all protected lands to promote biodiversity.

We will protect wildlife habitats and maintain connectivity of habitat when formulating an open space acquisition strategy, open space stewardship plans and through the municipal master plan including planning and zoning ordinances.

We will seek to minimize disturbance of critical wildlife populations and their habitats from human activities, subsidized predators and invasive species.

When possible and appropriate, we will work with neighboring municipalities to implement the aforementioned principles across municipal boundaries.

When possible and appropriate, we will strive to monitor and implement appropriate management of municipal easements to ensure native vegetation and wildlife takes precedence over invasive and/or exotic species.

**RESOLUTION NO. 18-113**

**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 a check to refund the tax overpayment on the following property:

<b>PROPERTY OWNER/ADDRESS</b>	<b>BLK/LOT</b>	<b>AMOUNT</b>
Creative Property Management 657-663 Myrtle Avenue Garwood, NJ 07027	306/1-2	\$3,150.80

**REFUND TO:**

Creative Property Management  
80 West Grand Street  
Elizabeth, NJ 07202

Amount of refund: \$3,150.80

EXPLANATION: Tax Assessor changed property class to 15F exempt property. Refund 2018 preliminary taxes paid.

**RESOLUTION NO. 18-114**

**BE IT RESOLVED**, by the Council of the Borough of Garwood, County of Union, State of New Jersey, that in continuance of past practice, a contract be entered into for the year 2018, from January 1, 2018 to December 31, 2018, with the Garwood First Aid Squad, Inc., for the furnishing of municipal ambulance service and first aid treatment for residents and person employed in industrial establishments throughout the Borough of Garwood; and



**BE IT FURTHER RESOLVED**, that the sum of \$9,000.00 as budgeted and appropriated by the Borough of Garwood for this purpose shall be contributed to the said Garwood First Aid Squad, Inc., and made a part of the said contract; and  
**BE IT FURTHER RESOLVED**, that the Mayor and Municipal Clerk be and they are hereby directed to execute said contract with the said Garwood First Aid Squad, Inc., on behalf of the Borough of Garwood, on the basis hereof; and  
**BE IT FURTHER RESOLVED**, that a voucher in the sum of \$9,000.00 be drawn to the order of the Garwood First Aid Squad, Inc.

**RESOLUTION NO. 18-115**

**BE IT RESOLVED**, by the Council of the Borough of Garwood, County of Union, State of New Jersey hereby authorize the Borough Administrator/Municipal Clerk Christina M. Ariemma to prepare Request for Qualifications from qualified Broker agencies for the purpose of marketing the Borough's Employee Health and Dental Insurance in accordance with law.

A motion was made by Councilwoman Todisco, second by Council President Blumenstock, to adopt Consent Agenda as amended.

Roll Call:

<b>Councilwoman Cuccaro</b>	<b>AYE</b>	<b>Councilman Sarno</b>	<b>AYE</b>
<b>Councilman Lazarow</b>	<b>AYE</b>	<b>Councilwoman Todisco</b>	<b>AYE</b>
<b>Councilman McCormack</b>	<b>AYE</b>	<b>Council President Blumenstock</b>	<b>AYE</b>

6-AYE, 0-NAY

**RESOLUTIONS DELETED FROM THE CONSENT AGENDA:**

**RESOLUTION NO. 18-110**

**RESOLUTION TO ESTABLISHING A GREEN TEAM ADVISORY COMMITTEE IN THE BOROUGH OF GARWOOD**

**WHEREAS**, the Council of the Borough of Garwood strives to save tax dollars, assure clean air and water, improve working and living environments to build a community that is sustainable economically, environmentally and socially; a community which would thrive well into the new century; and

**WHEREAS**, the Council of the Borough of Garwood wishes to build a model of government which benefits our residents now and far into the future with green community initiatives which are easy to replicate and affordable to implement; and

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

**Section 1: Establishment.**

A group of citizens dedicated to the sustainability of the community and known as the Green Team, appointed by the Mayor is hereby established.

**Section 2: Purpose**

- a. To facilitate the successful completion of the requirements for certification of Sustainable Jersey;
- b. To educate and encourage all Borough employees, residents, and businesses to participate in green initiatives;
- c. To collaborate with public and private green committees to ensure the replication of best practices and to ensure a coordinated effort within the Borough of Garwood and with neighboring communities.

**Section 3: Membership**

- a. The Green Team will consist of no less than 10 members.
- b. The Green Team shall be persons who reside in or are employed by the Borough of Garwood and shall be appointed for a 3-year term commencing March 1, 2018 to March 1, 2021.

A motion was made by Council President Blumenstock, second by Councilwoman Todisco, to adopt Resolution 18-110

Discussion: Council commented

Roll Call:

<b>Councilwoman Cuccaro</b>	<b>AYE</b>	<b>Councilman Sarno</b>	<b>AYE</b>
<b>Councilman Lazarow</b>	<b>AYE</b>	<b>Councilwoman Todisco</b>	<b>AYE</b>
<b>Councilman McCormack</b>	<b>AYE</b>	<b>Council President Blumenstock</b>	<b>AYE</b>

6-AYE, 0-NAY, Resolution 18-110 was adopted

**NEW BUSINESS:**

**PROCLAMATION:**

National Police Week – May 13<sup>th</sup> to May 19<sup>th</sup> / Peace Officer's Memorial Day May 15<sup>th</sup>

**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 Councilwoman Todisco, second by Councilwoman Cuccaro, to adopt Payment of Claims Resolution.

Roll Call:

<b>Councilwoman Cuccaro</b>	<b>AYE</b>	<b>Councilman Sarno</b>	<b>AYE</b>
<b>Councilman Lazarow</b>	<b>AYE</b>	<b>Councilwoman Todisco</b>	<b>AYE</b>
<b>Councilman McCormack</b>	<b>AYE</b>	<b>Council President Blumenstock</b>	<b>AYE</b>

**ADJOURNMENT:**

The Regular Meeting of the Mayor and Council will be held on, **TUESDAY, MAY 22, 2018**, in Council Chambers at 7:15 p.m. Workshop Session to start at 7:00 p.m.

**ON WEDNESDAY, MAY 15, 2018 AT 6:00 P.M., THE MAYOR AND COUNCIL WILL HOLD STUDENTS IN GOVERNMENT NIGHT. THE PUBLIC IS ENCOURAGED TO ATTEND THIS FUN EVENING WHEN STUDENTS TAKE OVER THE ROLES OF THE GOVERNING BODY. NO ACTION WILL BE TAKEN.**

Councilman McCormack and Councilman Lazarow commented

A motion was made by Councilwoman Cuccaro, Second by Councilwoman Todisco, to adjourn.  
Time: 10:00 p.m.

Respectfully submitted:



**CHRISTINA M. ARIEMMA, Municipal Clerk**  
Borough of Garwood

