

# Borough of Garwood

## Meeting of the Mayor and Council

### MINUTES

June 26, 2018

Start time: 7:55 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:**

<b>Mayor Lombardo</b>	<b>P</b>	<b>Councilman Lazarow</b>	<b>P</b>
<b>Councilwoman Blumenstock</b>	<b>P</b>	<b>Councilman McCormack</b>	<b>P</b>
<b>Councilwoman Cuccaro</b>	<b>P</b>	<b>Council President Todisco</b>	<b>P</b>

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

Motion by Councilwoman Todisco, Second by Councilwoman Cuccaro, 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 Republican Municipal Committee has submitted the following three names for consideration to fill the unexpired term to December 31, 2018:

- 1) Salvatore Piarulli
- 2) Michael Collings
- 3) Stephanie Bianco

Councilwoman Cuccaro nominated Salvatore Piarulli. No second was made.

Councilman McCormack nominated Michael Collings. No second was made.

Councilwoman Todisco nominated Stephanie Bianco, second was made by Councilman Lazarow.

Discussion: Councilwoman Todisco commented on the matter.

Roll Call:

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

**Newly appointed Councilwoman Stephanie Bianco was sworn in by Municipal Clerk Ariemma and Councilwoman Bianco took her seat on the dais.**

Motion by Councilwoman Todisco, Second by Councilwoman Cuccaro, to resume the regular order of business.

Motion by Council President Blumenstock, seconded by Councilman Lazarow, to nominate Councilwoman Todisco as Planning Board Liaison Class III, for an unexpired term to 12/31/2018.

#### **RESOLUTION NO. 18-135 A**

**BE IT RESOLVED** by the Council of the Borough of Garwood, County of Union, State of New Jersey, hereby appoint Councilwoman Todisco Planning Board Liaison, Class III, for an unexpired term of June 26, 2018 to December 31, 2018.

Roll Call:

<b>Councilwoman Cuccaro</b>	<b>NAY</b>	<b>Councilwoman Bianco</b>	<b>ABSTAIN</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>

4-AYE, 1-NAY, 1-ABSTAIN. Resolution 18-142 was adopted

#### **RESOLUTION NO. 18-135 B**

**CLOSED SESSION RESOLUTION AUTHORIZING AN EXECUTIVE SESSION FOR THE PURPOSE OF DISCUSSING THE REDEVELOPMENT OF NORTH AVENUE PROJECT, THE LONG TERM TAX EXEMPTION AND FINANCIAL AGREEMENT FOR SOUTH AVENUE II URBAN RENEWAL LLC, AND CONTRACT NEGOTIATIONS CONCERNING SHARED SERVICE AGREEMENT WITH THE**

**BOROUGH OF FANWOOD, AND MATTERS OF ATTORNEY-CLIENT PRIVILEGE RELATING TO THE ABOVE AND IN ACCORDANCE WITH N.J.S.A., 10:4-12, Closed session, Meetings open to public; exclusion of public; subject of matter.**

**WHEREAS**, it is necessary for the Mayor and Council of the Borough of Garwood to conduct an executive session closed to the public in order to discuss the above listed matters.

**NOW THEREFORE BE IT RESOLVED** that the Council of the Borough of Garwood hereby move to go into executive session in accordance with the provisions of the Open Public Meetings Act, N.J.S.A. 10:4-6 et. seq., for the purpose of discussing the subjects stated above; and **BE IT FURTHER RESOLVED** that the matters discussed in and minutes of the closed session shall be disclosed to the public when the reason for confidentiality no longer exists.

At 8:05 p.m. a motion was made by Councilwoman Cuccaro, second by Councilman Lazarow to adopt Resolution 18-135 B

Roll Call:

<b>Councilwoman Cuccaro</b>	<b>AYE</b>	<b>Councilwoman Bianco</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>

ALL AYES, Resolution 18-135B was adopted

The Regular meeting resumed at 8:32 p.m.

### **MINUTES:**

Regular and Workshop Minutes of the Mayor and Council held on June 12, 2018.

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

### **COMMUNICATIONS:**

- 1) **NEW JERSEY STATE LEAGUE OF MUNICIPALITIES –**
  - a. Mayor's Advisory –
    - i. 06/10/18, RE: Weekly Round-Up
    - ii. 06/13/18, RE: Urgent Alert
    - iii. 06/15/18, RE: Weekly Round-Up
- 2) **UNION COUNTY BOARD OF CHOSEN FREEHOLDERS –** 06/14/18, RE: Resolution 2018-543
- 3) **GARWOOD PLANNING BOARD –** 06/13/18, RE: Minutes of the meeting held on April 25, 2018

RECEIVED AND FILED

### **ORDINANCES:**

#### **INTRODUCTION:**

Municipal Clerk to read Ordinance 18-17 by title only:

#### **ORDINANCE NO. 18-17**

**ORDINANCE OF THE BOROUGH OF GARWOOD, COUNTY OF UNION, NEW JERSEY APPROVING THE APPLICATION FOR A LONG TERM TAX EXEMPTION AND AUTHORIZING THE EXECUTION OF A FINANCIAL AGREEMENT WITH SOUTH AVE II URBAN RENEWAL, LLC**

Ms. Edwards made a short presentation.

A motion was made by Council President Blumenstock, second by Councilman Lazarow, to introduce Ordinance 18-17.

Roll Call:

<b>Councilwoman Cuccaro</b>	<b>NAY</b>	<b>Councilwoman Bianco</b>	<b>NAY</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>

4-AYE, 2-NAY, Ordinance 18-17 was introduced

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

**POLICE: VACANT, Chr.**

READ BY: Councilwoman Cuccaro

School is out and the Garwood Summer Recreation Program has begun. The program runs every Monday through Friday until August 3<sup>rd</sup> between the hours of 9 a.m. and 12 noon at the Athletic Field Complex.

Motorists are reminded to stay alert and be mindful of children walking and biking in the area.

The Westfield Area Y has informed us that they will be holding their summer camp programs at Washington School from June 25 through August 29<sup>th</sup> between the hours of 7:00 am until 6:30 pm Mondays through Fridays. Please be alert when driving in the area of Washington School.

The dog days of summer are upon us. What better way to beat the heat is there than a dip in the pool? Please remember some simple rules to make your backyard oasis a safe environment for all.

- Make sure that the fence surrounding the pool is closed at all times.
- Never leave children unattended while they are near the pool.
- It's always a good idea to learn CPR. Classes can be found locally through the following websites: Cpr.heart.org Redcross.org

**PUBLIC HEALTH:** Councilwoman Cuccaro

This was my first board of health meeting in quite a while, and I remembered how enjoyable it was. We all have great conversations, and no bickering. Just great discussions and learning something new at every meeting. There was a Wendy's plan review in March and April Garwood Rocks collected 650\$ in temporary permits. 4 marriage licenses were issued. A food establishment was fined 250\$ for not having a Certified food handler present. 2-food handler classes were offered in May and 2 Garwood businesses attended. There were 2 child health conferences in April, The lead case in Garwood was continuing from over a year ago as the state changed the guidelines. Some regulations had been modified and some cases were reopened. Childhood lead evaluation Grant was approved. Garwood has not seen an increase in these cases in 2018. Please remember that the biggest threat for lead contamination is from home renovations and as per evidenced in the previous contamination from window replacement. Also I was very surprised that turmeric was tested and came in at off the charts with the lead traces. And here I love this spice and the health benefits have also been charted as over the top. The majority of them tested came from bulk purchases so be aware of where you are purchasing these spices. I know I purchased 3 bottles from a spice store and was not aware that these levels have been detected. Garwood board of health is putting forth resolution 01-2018, a resolution in support of legislation clarifying exemptions from mandatory immunizations for students. The board of health continues to hold a position in support of vaccinations. On March 5<sup>th</sup> senate referred bill # 2173 clarifying statutory exemptions from mandatory immunizations for students. On April 5 the Assembly health and senior services committee released from committee bill# 3818 for consideration to the full assembly. These identical companion bills would impose more rigorous requirements in order for parents to claim a religious exemption from mandatory vaccinations for school children. The BOH is endorsing this resolution and said we can put it forth on council as well. The NJ Department of Health has reported that almost 11,000 religious exemptions were reported in school year 2016-2017. The star ledger also reported that religious exemptions were claimed for nearly 9000 students in the 2013-2014, compared with 1641 in 2005-2006. The scientific evidence states that vaccinations are overwhelmingly safe, and proposed legislations does not preclude an exemption when vaccination would conflict with bona fide religious tenets or practices. But the decrease in vaccinations poses serious risk to public health. Outbreaks of preventable diseases such as measles, mumps are on the rise again. And that is something we will not be able to control if children are not immunized. There were a lot more items on our agenda but there is just not enough time at this meeting to list them all. The BOH is working on Public screenings now that the grant has been approved so they will keep us posted when this will be done, so we can get the word out.

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

In addition to regular garbage duty, the DPW performed sign maintenance/relocation in various areas of the Borough and re-located the recreation supplies in the shed at Hartman Park to the Sports Complex. They sprayed the poison ivy/poison oak located along the Eastern and Northern perimeter of the Sports Complex. Fanwood completed the work due to pesticide licensing requirements. Also, the department installed the 21 means 21 signs throughout the Borough and is working to complete the installation of the permit parking signs throughout the Borough. In addition, shade tree pruning/elevating was performed in the following locations:

- Parts of 2<sup>nd</sup> Avenue
- 100 block of North Avenue
- 200 block of Cedar
- 300 block of Locust
- East Street (between Myrtle and Spruce)
- North side of underpass near the Borough clock

That's all for my report, Mayor

**FIRE:** Councilman McCormack, Chr. **NO REPORT**

**FINANCE:** Councilwoman Todisco, Chr. **NO REPORT**

**BUILDINGS AND GROUNDS:** Councilman Lazarow

Last Wednesday, I met with the Building and Grounds Committee. I want to thank Councilwoman Blumenstock for finding some model checklists that our DPW Foreman has agreed to use as a monthly checklist for both Hartman Park and the Recreation complex playground to make sure these investments stay in tip top shape. The extensive checklist that has been given to the Council and Mayor by our Borough Clerk will be used and then reported on by the chair of the Buildings and Grounds committee. While it is commendable that the equipment lasted 30 years, we want to make sure that the council was aware of any major repairs necessary to maintain the equipment. This will prevent surprises in the future and hopefully keep these investments lasting a long time.

On another note, I want to encourage the council to vote in favor of Resolution No 18-144 for the purchase and installation of the mulch at Hartman Park. We are fortunate that our DPW Superintendent was able to acquire a quote from Park Builders Inc in the amount of \$7500 for the installation and purchase of the playground grade mulch. Originally, we had been assured by our DPW that they would be able to provide the labor to complete the job, but when we added the sensory arch to the scope of the project and changed the shape and size of the playground area, the logistics of where to store such a large amount of mulch while our DPW worked on it also changed, and it became apparent that this would be too difficult, too time consuming and not cost efficient for them to do. The changing logistics would also now require the rental of an expensive piece of equipment. Park Builders will be able to complete the installation in a very short period of time, and the price is comparable to our DPW workers completing the task. This cost also will come out of the Hartman Park bond. This is precisely why I advocated for 30% increase on top of the cost of the park when passing the bond to be able to deal with some of these unforeseen costs.

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

**RECREATION: Councilman Lazarow**

Last Monday, I met with the Recreation Commission, and they requested as mentioned earlier that they would like the council to apply for the netting on the back of the field through the Kids Recreation Summer Program has started yesterday with 119 students participating and 7 trips planned for this summer. All staff has been hired and there are many returning staff members as well. A discussion was had regarding the eventually need to replace the turf field 6-7 years from now, so the commission talked about saving some money each year from rental fees to help defray the cost. We also discussed vending machines again but the Commission is still debating the idea of buying versus renting.

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

Just a quick report, Mayor. At our last meeting on the 21<sup>st</sup>, we were lucky to get a very nice meal donated by Dooley's Funeral Home in Westfield. So we of course want to thank them for that, it was delicious and very generous of them. We have our senior picnic this Thursday at the Rec Complex so we'll all looking forward to that and of course our meetings will continue through the summer with our next one on July 5<sup>th</sup>. That's all for my report, Mayor.

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

So far, 32 children have signed up for the Library's 24th annual Summer Reading Program. The first summer reading event the kid friendly rock concert with Ron Polka Dot was held in the Lincoln school. It was attended by about 165 children.

On Wednesday, June 27, **Fit4kids'** Muscle Man Mike and his puppet friend Rocky Rabbit will present an entertaining and interactive magic show. Kid's movies will be held Mondays, July 2, 9 and 23 at 2pm and **Kid's Crafts** will take place Thursdays on July 5, 12 and 19, at 2:00 pm. **Outragehiss Pets** visit the Library on July 10<sup>th</sup> at 3pm. On July 11<sup>th</sup> and 25<sup>th</sup> at 10:30 am the **Pipsqueak Players** will entertain and engage emerging readers with stories, play and a dramatic performance.

The Library will be closed Wednesday, July 4 in honor of Independence Day. Summer hours for the library will begin July 7. The weekday hours will remain unchanged; however, the library will be closed on Saturdays during July and August. Regular Saturday hours will begin again on Saturday, September 8.

**SCHOOL BOARD LIAISON: Councilman McCormack NO REPORT**

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

Councilwoman Cuccaro reminded everyone movie night is scheduled for September 14<sup>th</sup> with a rain date of September 15<sup>th</sup>.

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

Councilman McCormack **NO REPORT**

**HISTORICAL COMMITTEE:** Councilwoman Todisco

Thank you, Mayor. I attended the Historical Committee meeting held last night. The Committee is continuing to sell Garwood magnets for \$5 each. The magnets are a new item for sale this year that look great on your car or refrigerator. You can purchase them at Borough Hall, the Library, or through any member of the Historical Committee. Money collected by the Historical Committee is deposited in a trust fund so it is solely used for preserving Garwood's history and educating our community about its past. Tonight, I am happy to announce that the winner of the grand prize drawing for the rock hunt is Collin Maloney. Congratulations! The Historical Committee has begun brainstorming and drafting its next newsletter to be distributed late this summer/early fall. We have also set a date for the plaque rededication ceremony at Georginia Guerrieri Memorial Park for Saturday, September 29th at noon as 2018 marks the 20th(?) anniversary of the park at the corner of Walnut and Fourth. More details will be forthcoming. That's all for my report, Mayor.

**PARKING COMMITTEE:** VACANT **NO REPORT**

**OFFICER'S REPORTS:**

Municipal Court Administrator Lashonn Durant: monthly report for May 2018

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

Bruce Paterson, 325 Willow Avenue commented on the redeveloper agreement resolution and other matters.

**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. 18-136**

**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 2018 in the sum of \$8,307.27 which item is now available as a revenue from the STATE OF NEW JERSEY, SOLID WASTE ADMINISTRATION FY2018 CLEAN COMMUNITIES GRANT PROGRAM, in the amount of \$8,307.27.

**BE IT FURTHER RESOLVED**, that the sum of \$8,307.27 is hereby appropriated under the caption of "FY2018 CLEAN COMMUNITIES GRANT PROGRAM".

**RESOLUTION NO. 18-137**

**A RESOLUTION URGING NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION TO 1) FUND THE STATE'S COST SHARE OF THE GEOTECHNICAL STUDY OF THE ORANGE RESERVOIR DAM, 2) THAT SUCH STUDY BE DONE EXPEDITIOUSLY, 3) TO AGREE TO A REGIONAL RIVER MAINTENANCE PLAN; AND URGES THE UNITED STATES ARMY CORPS TO UNDERWRITE THE FIRST MAINTENANCE EFFORT IN 2018 UNDER NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION GUIDELINES**

**WHEREAS**, the United States Senate Committee on Environment and Public Works unanimously voted on May 22, 2018 to issue a report to the full chamber recommending that the bill S. 2800: America's Water Infrastructure Act of 2018 be considered further.

**WHEREAS**, the Borough of Garwood, a community in the Rahway River Watershed, has greatly appreciated the efforts and cooperation provided by the New Jersey Department of Environmental Protection and the U.S. Army Corps of Engineers addressing flood mitigation measures in the Watershed; and

**WHEREAS**, the Rahway River Flood Mitigation Project, also known as Alternative 4A, is now in the TSP approval stage in the United States Army Corps of Engineers' review process; and

**WHEREAS**, the Chief Engineer has introduced some questions which are now under review. Once such review is completed, a Chief Report and Construction Authorization are expected to be processed;

**WHEREAS**, the Mayor and Council of the Borough of Garwood hereby urges the New Jersey Department of Environmental (NJDEP) to fund the state's cost share of the Geotechnical Study of the Orange Reservoir Dam. Such study is expected to provide certainty that the Storage Project can be done without impacting the integrity of the dam; and

**WHEREAS**, the Mayor and Council of the Borough of Garwood hereby urges that the study be done expeditiously so that the Chief's Report can be completed so 1) that the Project can then be included in the 2018 Federal Water Resources Development Act reauthorization; and 2) preconstruction and engineering can begin; and

**WHEREAS**, the Mayor and Council of the Borough of Garwood urges the New Jersey Department of Environmental Protection to agree to a Regional River maintenance plan that will allow the Borough of Garwood and communities of the Rahway River Watershed to better maintain the River.

**NOW, THEREFORE, BE IT FURTHER RESOLVED**, that the Mayor and Council urges the United States Army Corps to fund the first maintenance effort in 2018 under New Jersey Department of Environmental Protection guidelines.

**BE IT FURTHER RESOLVED**, that a copy of this resolution be sent to Governor Phil Murphy, the U.S. Army Corps of Engineers, New York District Planning Division-Environmental Branch, to Congressman Leonard Lance, to the Commissioner of the New Jersey Department of Environmental Protection, to Senators Menendez and Booker, the Union County Board of Chosen Freeholders, and the Union County municipalities of Springfield, Union, Clark and Rahway, Kenilworth and Winfield

**RESOLUTION NO. 18-138**

**BE IT RESOLVED**, by the Council of the Borough of Garwood, in the County of Union, State of New Jersey, that renewal Club Licenses be granted to the following, said Licenses to be effective July 1, 2018 and to terminate June 30, 2019.

2006-31-014-001 Columbian Club of Garwood-Cranford, Inc., t/a Garwood Knights of Columbus, for premises at 37-43 South Avenue, Garwood, New Jersey.

**BE IT FURTHER RESOLVED**, that the Municipal Clerk be and she is hereby directed to issue said license.

**RESOLUTION NO. 18-139**

**BE IT RESOLVED**, by the Council of the Borough of Garwood, in the County of Union, State of New Jersey, that renewal Plenary Retail Consumption Licenses be granted to the following said Licenses to be effective July 1, 2018 and to terminate June 30, 2019.

2006-33-001-006 BPC Restaurant Management, LLC, a Limited Liability Co., t/a The Station Bar & Grill, for the premises at 95-99 Center Street, Garwood, New Jersey.

2006-33-004-003 The Garwood Rest, Inc., a Business Corporation of New Jersey, t/a Garwood Restaurant, for premises at 259 South Avenue, Garwood, New Jersey.

2006-32-006-005 Laxmee, LLC, a Limited Liability Co., t/a Dittrick's Wines and Liquors, for premises at 2 North Avenue, Garwood, New Jersey. (Broad Package Privilege)

2006-33-007-004 B & D Recreation, Inc., a Business Corporation of New Jersey, t/a Garwood Lanes, for premises at 346 North Avenue, Garwood, New Jersey.

2006-33-011-006 RUDY'S OF GARWOOD, LLC, a Limited Liability Co., t/a Rudy's Ristorante & Pizzeria, for premises at 300 South Avenue, Garwood, New Jersey.

2006-33-013-011 ROSEWINE, LLC, a Limited Liability Co., t/a Rosie's Wine Bar, for premises at 514 North Avenue, Garwood, New Jersey.

2006-33-009-007 WGAFFZ, INC., a Business Corporation of New Jersey, t/a The Crossroads, for premises at 78 North Avenue, Garwood, New Jersey.

2006-33-012-002 Westwood Lanes, Inc., a Business Corporation of New Jersey, t/a The Westwood, for premises at 438 North Avenue, Garwood, New Jersey.

**BE IT RESOLVED** that the Municipal Clerk be and she is hereby directed to issue said licenses.

**RESOLUTION NO. 18-140**

**BE IT RESOLVED**, by the Council of the Borough of Garwood, County of Union, State of New Jersey, that renewal of Plenary Retail Distribution License be granted to the following, said License to be effective July 1, 2018 and to terminate June 30, 2019.

2006-44-002-004 L & J Wine & Liquors, Inc., a Business Corporation, t/a L & J Wines & Liquors, for premises at 109 Center Street, Garwood, New Jersey.

**BE IT FURTHER RESOLVED**, that the Municipal Clerk be and she is hereby directed to issue said license.

**RESOLUTION NO. 18-141**

**BE IT RESOLVED**, by the Council of the Borough of Garwood, County of Union, State of New Jersey, hereby hires Peter Picarelli as part-time Property Maintenance Officer in accordance with Chapter 5, Article VIII, of the code of the Borough of Garwood, effective June 26, 2018, at a salary of \$20.00 per hour.

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

**RESOLUTION NO. 18-143**

**BE IT RESOLVED**, by the Council of the Borough of Garwood, County of Union, State of New Jersey that David D. Perrotta be and is hereby appointed to the position of Lieutenant of the Garwood Police Department in the Borough of Garwood, effective June 27, 2018, at an annual salary of \$104,141.00, in accordance with the current PBA contract.

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

Roll Call:

<b>Councilwoman Cuccaro</b>	<b>AYE</b>	<b>Councilwoman Bianco</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>

**RESOLUTIONS DELETED FROM THE CONSENT AGENDA:**

**RESOLUTION NO. 18-142**

**RESOLUTION OF THE BOROUGH COUNCIL OF THE BOROUGH OF GARWOOD, COUNTY OF UNION, NEW JERSEY DESIGNATING A REDEVELOPER AND AUTHORIZING THE EXECUTION OF A REDEVELOPMENT AGREEMENT WITH SOUTH AVE II URBAN RENEWAL, LLC, PURSUANT TO THE LOCAL REDEVELOPMENT AND HOUSING LAW, N.J.S.A. 40A:12A-1 et seq.**

WHEREAS, pursuant to N.J.S.A. 40A:12A-4, the Borough of Garwood (the "Borough") has determined to act as the "Redevelopment Entity" (as such term is defined at N.J.S.A. 40A:12A-3) for the Redevelopment Area to exercise the powers contained in the Redevelopment Law; and

WHEREAS, the municipal council of the Borough ("Municipal Council") directed the Borough planning board ("Planning Board") to investigate whether that certain area of the Borough commonly known as Block 401, Lots 1- 5; and Block 403, Lots 1- 6 and 19-22, on the tax maps of the Borough, constitutes as an "area in need of redevelopment" as defined in the Redevelopment Law ("Study Area"); and

WHEREAS, on May 27, 2015, the Planning Board conducted an investigation and prepared a study and map of the boundaries of the Borough and made a recommendation to the Municipal Council to designate the Study Area as an area in need of redevelopment; and

WHEREAS, based upon the recommendation of the Planning Board, the Municipal Council on September 13, 2016 adopted a resolution to designate the Study Area as an "area in need of redevelopment" ("Redevelopment Area") in accordance with the Redevelopment Law; and

WHEREAS, on December 26, 2017 by Ordinance 17-30, the Borough Council adopted the South Avenue Area II Redevelopment Plan (the "Redevelopment Plan"), as it pertains to Block 403, Lots 1- 6 and 19-22 on the tax maps of the Borough, as later amended by Ordinance 18-12 on May 8, 2018 by Borough Council, following review and recommendation by the Planning Board on March 15, 2018; and

WHEREAS, South Ave II Urban Renewal, LLC (the "Redeveloper") desires to be designated as the "redeveloper" (as such term is defined in the Redevelopment Law) to implement and complete the redevelopment of the Redevelopment Area to consist of a three (3) story, residential structure with a maximum of 73 residential units, with 62 market rate units consisting of approximately eight (8) studio units, thirty (30) one-bedroom units, eighteen (18) two-bedroom units, and five (5) three-bedroom units and 11 COAH units consisting of two (2) one-bedroom units, six (6) two-bedroom units, and three (3) three-bedroom units; (ii) approximately 116 covered parking spaces and 18 exterior parking spaces dedicated for residents, and an additional 22 spaces reserved for Borough use (which includes 8 spaces on Borough owned property) (the "Project"); and

WHEREAS, the Borough has determined that the Redeveloper meets all necessary criteria, including financial capabilities, experience, and expertise to implement and complete the rehabilitation of the Project in accordance with the Redevelopment Plan and all other applicable laws, ordinances and regulations; and

WHEREAS, the Borough and Redeveloper have negotiated the terms and conditions of a redevelopment agreement governing the Project (the "Redevelopment Agreement"); and

WHEREAS, the Borough has determined the Project to be in the vital and best interests of the Borough, and that it promotes the health, safety, and welfare of the Borough's residents; and

WHEREAS, the Borough desires to designate the Redeveloper as the redeveloper of the Project and to authorize the execution of the Redevelopment Agreement.

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

1. The aforementioned recitals are incorporated herein as though fully set forth at length.
2. The Borough Council hereby authorizes the execution of a redevelopment agreement with the Redeveloper in substantially the form attached hereto as Exhibit A and by this reference incorporated herein.
3. The Mayor is authorized to execute the Redevelopment Agreement with the Redeveloper in substantially the same form as the Redevelopment Agreement attached hereto, with such additions, deletions and modifications as the Mayor may determine necessary upon consultation with counsel and the Redeveloper.
4. South Ave II Urban Renewal, LLC, is hereby designated as the redeveloper of the Project, subject to the execution of the Redevelopment Agreement.
5. If any part of this Resolution shall be deemed invalid, such parts shall be severed and the invalidity thereby shall not affect the remaining parts of this Resolution.
6. A copy of this Resolution shall be filed and available for public inspection at the in the offices of the Township.
7. This Resolution shall take effect immediately.

A motion was made by Councilman Lazarow, second by Council President Blumenstock, to adopt Resolution 18-142

Discussion: NONE

Roll Call:

<b>Councilwoman Cuccaro</b>	<b>NAY</b>	<b>Councilwoman Bianco</b>	<b>NAY</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>

4-AYE, 2-NAY, Resolution 18-142 was adopted

**RESOLUTION NO. 18-144**

WHEREAS, the Superintendent of Public Works solicited quotes from vendors for the supply and installation of 5,950 sq. ft. of certified playground mulch, 8 inch in depth, for Hartman Park Playground Project. Quotes were received as follows:

Vendor	Price
Park Builders LLC	\$7,500
Boyce Associates	\$11,626.00
Whirl Construction, Inc.	\$12,637.50

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: Park Builder LLC  
 8 Evergreen Court

Jackson, NJ 08527

A motion was made by Councilman Lazarow, second by Council President Blumenstock to adopt Resolution 18-144

Discussion:

Councilwoman Cuccaro said she doesn't like the way the process has been handled.

Councilman Lazarow commented on the matter.

Councilman McCormack commented on the matter.

Council President Blumenstock commented on the matter.

Councilwoman Todisco commented on the matter.

Roll Call:

<b>Councilwoman Cuccaro</b>	<b>NAY</b>	<b>Councilwoman Bianco</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, Resolution 18-144 was adopted

### **NEW BUSINESS:**

NONE

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

Roll Call:

<b>Councilwoman Cuccaro</b>	<b>AYE</b>	<b>Councilwoman Bianco</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, JULY 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 ORDINANCE NO. 18-17, ON TUESDAY, JULY 10, 2018, AT 7:15 P.M. OR SOON THERE AFTER**

A motion was made by Council President Blumenstock, Second by Councilwoman Cuccaro, to adjourn.

Time: 9:04 p.m.

Respectfully submitted:



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