

Borough of Garwood

Meeting of the Mayor and Council

AGENDA

August 28, 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	_____	Councilman McCormack	_____
Councilwoman Bianco	_____	Councilwoman Todisco	_____
Councilwoman Cuccaro	_____	Council President Blumenstock	_____
Councilman Lazarow	_____		

MINUTES:

Regular and Workshop Minutes of the Mayor and Council held on August 14, 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. 08/13/18, RE: Urgent Alert
 - ii. 08/13/18, RE: Weekly Round-Up
 - iii. 08/14/18, RE: Daily Update
 - iv. 08/15/18, RE: Daily Update
 - v. 08/17/18, RE: Weekly Round-Up
 - vi. 08/24/18, RE: Weekly Round-Up
- 2) **UNION COUNTY BOARD OF CHOSEN FREEHOLDERS –** 08/13/18, RE: Resolution 2018-711, Union County Audit Report, Ordinance 795-2018, Ordinance 796-2018 and Ordinance 797-2018
- 3) **UNION COUNTY BOARD OF CHOSEN FREEHOLDERS –** 08/23/18, POW/MIA Remembrance Day
- 4) **RAHWAY VALLEY SEWERAGE AUTHORITY –** 08/20/18, RE: Minutes of the meeting held on 7/19/2018.
- 5) **TOWNSHIP OF CRANFORD –** 08/14/18, RE: Ordinance 2018-13 and Ordinance 2018-14

- 6) **TOWNSHIP OF WESTFIELD** – 08/20/18, RE: Ordinance 2111
- 7) **GARWOOD PLANNING BOARD** – 08/13/18, RE: Minutes of the meeting held on June 27, 2018

ORDINANCES:

Public Hearing on Ordinance 18-20 as advertised in the Westfield Leader.

ADOPTION:

Municipal Clerk to read Ordinance 18-20 by title only:

ORDINANCE NO. 18-20

ORDINANCE OF THE BOROUGH COUNCIL OF THE BOROUGH OF GARWOOD, COUNTY OF UNION, NEW JERSEY ADOPTING THE 'GARWOOD PAPERBOARD REDEVELOPMENT PLAN – BLOCK 211, LOT 6 – 75 NORTH AVENUE,' PURSUANT TO THE LOCAL REDEVELOPMENT AND HOUSING LAW, N.J.S.A. 40A:12A-1 et seq.

List correspondence concerning Ordinance 18-20.

Does anyone present wish to be heard concerning Ordinance 18-20.

A motion was made by _____, second by _____, to close Public Hearing on Ordinance 18-20.

A motion was made by _____, second by _____, to adopt Ordinance 18-20.

Discussion:

Roll Call:

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

INTRODUCTION:

Municipal Clerk to read Ordinance 18-21 by title only:

ORDINANCE NO. 18-21

AN ORDINANCE TO AMEND ARTICLE VII (MAINTENANCE AND REPAIR OF RESIDENTIAL PROPERTIES SUBJECT TO FORECLOSURE) IN CHAPTER 67 (BUILDINGS AND STRUCTURES) OF THE CODE OF THE BOROUGH OF GARWOOD TO REQUIRE REGISTRATION OF CERTAIN PROPERTIES AND TO PRESCRIBE REQUIREMENTS PERTAINING TO SAME

A motion was made by _____, second by _____, to introduce Ordinance 18-21.

Roll Call:

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

Municipal Clerk to read Bond Ordinance 18-22 by title only:

ORDINANCE NO. 18-22

BOND ORDINANCE TO AMEND SECTIONS 4, 5, 8, 9, 10 AND 13 OF THE BOND ORDINANCE (ORD. NO. 17-13) ENTITLED: "BOND ORDINANCE TO AUTHORIZE THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS IN, BY AND FOR THE BOROUGH OF GARWOOD, IN THE COUNTY OF UNION, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$433,000 TO PAY THE COST THEREOF, TO APPROPRIATE VARIOUS GRANTS, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS," ADOPTED ON JULY 11, 2017.

A motion was made by _____, second by _____, to introduce Bond Ordinance 18-22.

Roll Call:

Councilwoman Bianco	_____	Councilman McCormack	_____
Councilwoman Cuccaro	_____	Councilwoman Todisco	_____
Councilman Lazarow	_____	Council President Blumenstock	_____

Municipal Clerk to read Ordinance 18-23 by title only:

ORDINANCE NO. 18-23

AN ORDINANCE TO AMEND ARTICLE I (TRAFFIC AND PARKING) AND ARTICLE XIV (RESIDENT PREFERENTIAL PERMIT PARKING) IN CHAPTER 21 (VEHICLES AND TRAFFIC) TO ESTABLISH RESIDENT PREFERENTIAL PERMIT PARKING ON MYRTLE AVENUE AND SPRUCE AVENUE NEAR THE GARWOOD SPORTS AND RECREATION COMPLEX.

A motion was made by _____, second by _____, to introduce Ordinance 18-23.

Roll Call:

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

Municipal Clerk to read Ordinance 18-24 by title only:

ORDINANCE NO. 18-24

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 18-24.

Roll Call:

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

COUNCIL STANDING COMMITTEE REPORTS AND OTHER REPORTS:

POLICE: Councilwoman Bianco, Chr.

PUBLIC HEALTH: Councilwoman Cuccaro

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

UNION COUNTY TRANSPORTATION ADVISORY REPRESENTATIVE: Councilwoman Bianco

HISTORICAL COMMITTEE: Councilwoman Todisco

PARKING COMMITTEE: Councilwoman Bianco

OFFICER'S REPORTS:

NONE

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. 18-176

WHEREAS Local Public contract law requires that bids be awarded by the Governing Body within 60 days of receipt of bids, except that the proposals of any vendors who consent to it, may, at the request of the contracting unit, be held for consideration for a longer period as may be agreed.

THEREFORE, BE IT RESOLVED, by the Council of the Borough of Garwood, County of Union, State of New Jersey, hereby authorize the Borough Administrator/Clerk to request an extension of award for the bids received on August 9, 2018 for the 2017 DOT Road Project and hereby authorize her to request an extension in writing from the three lowest bidders for the purpose of amending Bond Ordinance 17-13 to include additional funding.

RESOLUTION NO. 18-177

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 refund check for the tax overpayment on the following property:

PROPERTY OWNER	ADDRESS	BLOCK/LOT	AMOUNT
PAUL T MARTIN	242 SECOND AVE	205/26	\$2,526.11

REFUND TO:

PAUL T MARTIN
242 SECOND AVE
GARWOOD, NJ 07027

AMOUNT OF REFUND: \$2,526.11

EXPLANATION: 3Qtr 2018 taxes were paid by Corelogic Tax Services as well as the homeowner. Refund is made to the homeowner.

RESOLUTION NO. 18-178

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 refund check for the tax overpayment on the following properties:

PROPERTY OWNER	ADDRESS	BLOCK/LOT	AMOUNT
SOUTH AVE URBAN RENEWAL	450-490 SOUTH AVE	401/1	\$5,825.25
SOUTH AVE URBAN RENEWAL	50 CENTER STREET	401/2	\$1,978.03
SOUTH AVE URBAN RENEWAL	400 SOUTH AVE	401/4	\$9,716.25
SOUTH AVE URBAN RENEWAL	70 CENTER STREET	401/5	\$1,483.41
SOUTH AVE URBAN RENEWAL	451 SOUTH AVE	403/2	\$ 616.81

REFUND TO:

SOUTH AVE URBAN RENEWAL LLC
c/o RUSSO DEVELOPMENT
570 COMMERCE BLVD
CARLSTADT, NJ 07072

AMOUNT OF REFUND: \$19,619.75

EXPLANATION: The Tax Assessor reduced the improvement values on these properties resulting in an overpayment of 2018 preliminary taxes.

RESOLUTION NO. 18-179

BE IT RESOLVED that the ordinance entitled:

"BOND ORDINANCE TO AMEND SECTIONS 4, 5, 8, 9, 10 AND 13 OF THE BOND ORDINANCE (ORD. NO. 17-13) ENTITLED: 'BOND ORDINANCE TO AUTHORIZE THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS IN, BY AND FOR THE BOROUGH OF GARWOOD, IN THE COUNTY OF UNION, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$433,000 TO PAY THE COST THEREOF, TO APPROPRIATE VARIOUS GRANTS, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS,' ADOPTED ON JULY 11, 2017."

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 11th day of September, 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. 18-180

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 \$3,750.00 which item is now available as a revenue from the FREEHOLDER GRANT TO LIBRARIES FOR CHILDREN'S PROGRAMMING in the amount of \$3,750.00.

BE IT FURTHER RESOLVED, that the sum of \$3,750.00 is hereby appropriated under the caption of "CHILDREN'S PROGRAMMING GRANT 2018".

RESOLUTION NO. 18-181

BOROUGH OF GARWOOD, COUNTY OF UNION

ADOPTING THE AFFIRMATIVE FAIR HOUSING MARKETING PLAN FOR THE BOROUGH OF GARWOOD

RESOLUTION NO. 18-182

WHEREAS, on March 28, 2017, the Borough of Garwood entered into a Settlement Agreement in connection with its affordable housing litigation, In the matter of the Petition of the Borough of Garwood, Docket No. UNN-L-2406-15; and

WHEREAS, in connection with said litigation, several of the proposed projects have been modified, necessitating an amendment to the settlement agreement; and

WHEREAS, an amendment to the Settlement Agreement has been prepared in order to memorialize the agreements that have been made since the original Settlement Agreement was entered into;

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Borough Clerk be and are hereby authorized to execute such amendment to the settlement agreement in the form approved of by the Borough Attorney.

RESOLUTION NO. 18-183

BE IT RESOLVED, by the Mayor and Council of the Borough of Garwood, County of Union, State of New Jersey hereby authorize the Mayor and Municipal Clerk to sign the contract with the County of Union Municipal Alliance, for the period of July 1, 2018 to June 30, 2019.

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

Roll Call:

Councilwoman Bianco	_____	Councilman McCormack	_____
Councilwoman Cuccaro	_____	Councilwoman Todisco	_____
Councilman Lazarow	_____	Council President Blumenstock	_____

RESOLUTIONS DELETED FROM THE CONSENT AGENDA:

A motion was made by _____, second by _____.

Discussion:

Roll Call:

Councilwoman Bianco	_____	Councilman McCormack	_____
Councilwoman Cuccaro	_____	Councilwoman Todisco	_____
Councilman Lazarow	_____	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 Bianco	_____	Councilman McCormack	_____
Councilwoman Cuccaro	_____	Councilwoman Todisco	_____
Councilman Lazarow	_____	Council President Blumenstock	_____

ADJOURNMENT:

The Regular Meeting of the Mayor and Council will be held on, **TUESDAY, SEPTEMBER 11, 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 18-21, ORDINANCE 18-22, ORDINANCE 18-23 AND ORDINANCE 18-24, ON TUESDAY, SEPTEMBER 11, 2018, AT 7:15 P.M. OR SOON THERE AFTER

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