

# Borough of Garwood Meeting of the Mayor and Council

## MINUTES

November 14, 2019

Start time: 9:45 p.m.

Moment of Silence.....

Salute to the Flag.....

Adequate notice of this meeting was provided to the Westfield Leader, advertised on January 3, 2019, notification was sent to the Star Ledger and prominently posted on the municipal public bulletin board and filed in the office of the municipal clerk informing the Public of the time and place according to the Provisions of the Open Public Meeting Law (Chapter 231, P.L. 1975).

### **ROLL CALL:**

Mayor Todisco	P		
Councilman Benoit	P	Councilman Ince	P
Councilwoman Blumenstock	P	Councilman McCormack	P
Councilman Graham	P	Council President Lazarow	P

Motion by Councilwoman Blumenstock, second by Council President Lazarow, to suspend the regular order of business to hold public hearing on the Union County Community Development Block Grant Proposal for the Year 46 as advertised on October 31, 2019.

Mayor Todisco asked the Clerk if she has received any applications or correspondence. NONE

Mayor Todisco asked if any one wishes to be heard concerning CDBG applications. NONE

A motion was made by Councilman Graham, second by Councilwoman Blumenstock, to close public hearing.

A motion was made by Councilwoman Blumenstock, second by Councilman Benoit, to submit applications.

Borough of Garwood's Year 46 Applications:

Senior Citizen Social Service Programs \$ 40,000.00

### **MINUTES:**

Regular and Workshop Minutes of the Mayor and Council held on October 24, 2019.

A motion was made by Council President Lazarow, second by Councilman Benoit to accept minutes as presented. All in favor.

### **COMMUNICATIONS:**

- 1) **NEW JERSEY STATE LEAGUE OF MUNICIPALITIES –**
  - a. Mayor's Advisory –
    - i. 10/23/19, RE: State Releases Significant Transitional Aid Funding, Weekly Round-Up
    - ii. 10/23/19, RE: Daily Update, October 21
    - iii. 10/24/19, RE: Daily Update, October 24
    - iv. 10/25/19, RE: Best Practices, OPRA and Budget Cap: Weekly Round-Up, October 25
    - v. 10/28/19, RE: Daily Update, October 28
    - vi. 10/31/19, RE: Daily Update, October 31
    - vii. 11/01/19, RE: Executive Order Issued, OPRA/OPMA, Weekly Round-Up, November 1
- 2) **TOWN OF WESTFIELD** – 10/24/19, RE: Ordinances 2144, 2150 and 2151.
- 3) **TOWNSHIP OF CRANFORD** – 10/24/19, RE: Ordinance 2019-12.
- 4) **GARWOOD RECREATION COMMISSION** – 10/24/19, RE: Minutes of the meeting held on September 9, 2019
- 5) **GARWOOD PLANNING BOARD** – 10/24/19, RE: Minutes of the meeting held on September 25, 2019

**ALL RECEIVED AND FILED**

**ORDINANCES:**

NONE

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

**POLICE: Councilman Ince, Chr.**

It's that time of year again and The Garwood Police Dept. is joining up with The Garwood First Aid Squad, The Garwood Fire Department, The Garwood Celebrations Committee, and the Garwood Girls Daisy Troop 41290 to collect toys for the Toys for Tots Campaign. We ask as in years past that you donate toys that are new in their packaging and that they are not gift wrapped. We will have collection boxes at Police Headquarters, The GFAS building, and the Fire House, as well as more locations to be announced. Some Dates to keep in mind where they will be collecting donations will be as follows; November 30th- Tree Lighting Ceremony December 14th- GFD Santa Ride through the borough December 15th- Garwood Celebrations Committee Brunch with Santa at the Garwood Knights of Columbus.

**STREETS AND ROADS/ECOLOGY: Councilwoman Blumenstock Chr.**

In addition to regular garbage pickup, the DPW performed bagged leaf pickup for the north and south side of the Borough. The leaves were disposed of at the Union County Conservation Center in Springfield. They also performed leaf cleanup and removal from all Borough owned properties and cleaned up the leaves in the right-of-way grass areas on the north side of the Center Street overpass.

The department continued cutting up and removing the overgrown brush and small trees from the brook area in-between Myrtle and Willow Avenues. They performed cleanup on a parcel of Borough property within the 600 Block of Spruce Avenue, adjacent to the Town of Westfield border.

The department is also preparing for winter. They winterized the irrigation system at the Sports Complex utilizing Fanwood's portable air compressor. Inspections, repairs and preventative maintenance were performed on all snow removal and deicing equipment. They also installed the salt spreaders on the Department's 7 yard and 3 yard dump trucks. And in addition, the DPW began to repair and replace bulbs on the street side holiday decorations. That's all for my report, Mayor.

**FIRE: Councilman McCormack, Chr.** Read Fire Chief Tweedle's report.

**FINANCE: Council President Lazarow, Chr.** NO REPORT

**BUILDINGS AND GROUNDS: Councilman Graham** NO REPORT

**LAWS AND LICENSES: Councilman Benoit**

L & L spoke with Chief Wright about the public assembly ordinance. The Chief was supportive of it. He thought it was something that Garwood needed. He had some suggestions for improvement on it, and he was in agreement with making the Chief of Police the point person for any assembly permit that is needed. We're making the changes to the proposed ordinance and we'll be getting that over to the borough attorney and administrator for review soon and hopefully we'll get it on the agenda for the next meeting

**RECREATION: Councilman Benoit**

Recreation is hosting another Game Night at the Rec Complex this Friday for 3<sup>rd</sup> to 5<sup>th</sup> graders, and it will begin at 7pm. I believe the sign up for it is on their Facebook page, so make sure you check it out. Space is limited and I think it might be close to being filled up.

Monday December 2 at 6:30pm Rec will be having its Basketball Parents meeting to talk about the upcoming winter basketball program. I believe the basketball program is open to 3<sup>rd</sup> grade through 8<sup>th</sup> grade.

And of course, check out Recreation's Facebook page for more up to the minute updates.

**GARWOOD SENIOR CITIZEN LIAISON: Councilwoman Blumenstock**

At our last meeting on November 7<sup>th</sup>, Ellen Steinberg and Peter Humphreys of the Senior Citizens Council of Union County gave an in-depth presentation to the club about property tax relief, the various programs available in NJ, how to qualify for each of those programs. There are currently 5 tax relief programs available which include: the Senior Freeze, the Homestead Benefit, the Senior Citizens Annual Property Tax Deduction, the Veterans Property Tax Relief and the NJ State Income Tax Relief: Property Tax Deduction/Credit. Each of these programs has various qualifications that include income level, years of residency and others and our presenters walked us through each of them. They also provided us with a handy booklet with all of the information including how to apply for these programs; if anyone would like any further information on this topic, I am happy to provide what I have and also connect the senior to the Senior Council for more information. Our next meeting is on November 21<sup>st</sup> and our holiday party is coming up on December 5<sup>th</sup> at the Westwood. That's all for my report, Mayor.

**LIBRARY, MAYOR'S REPRESENTATIVE: Council President Lazarow**

The Library's third annual family **pumpkin decorating contest** was won by Collen Hay and family with a "Raggedy Ann" pumpkin. Second place went to the Leonard family with "the Grinch" pumpkin. The first-place winners received a \$30.00 gift card and second place received a \$20 gift card. All children who participated received a Halloween goodie bag. We had over 3000 votes cast on Facebook.

Thanks to the New Jersey State Library **HeritageQuest was added** to the library website. HeritageQuest is a genealogical database that allows researchers to search U.S. Federal Census records, digitized family and local history books, maps, and a wealth of other historical collections and research guides

Santa will take time from his busy holiday schedule to visit the Garwood Public Library on Saturday, **December 7, 2019 from 11 to noon**. Refreshments will be on hand. Parents and caregivers are invited to bring their cameras for a Christmas season photo opportunity. The first 50 children will receive a small gift from Santa. Space is limited, and registration is required.

The Library is open Monday and Wednesday 9:00 AM to 8:00 PM, **Tuesday and Thursday 10:00 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 November 28, 29 and 30 for the Thanksgiving holiday**.

**SCHOOL BOARD LIAISON: Councilwoman Blumenstock**

This past Tuesday the Board of Ed held its first workshop meeting as it now moves to a committee of the whole format. At this meeting, all items that would possibly be up for next Tuesday's agenda were up for discussion aside from personnel.

Dr. Quigley gave a report on some of the district goals, including a professional development day for the teachers on social/emotional learning and having the middle school science teachers going over to Kumpf to observe classes there.

The Business Administrator reported that the school's website is being cleaned up and streamlined, and once that is completed, new items will be added.

There was a lengthy discussion about the gym and stage floor. The floor which was built in 1977 and reskinned in 2000 was tested for mercury, as it has now been found that the materials used in those days unfortunately contained the chemical. Lincoln School's gym floor tested way below state's allowable level, and the custodial staff currently uses protective measures such as maintaining low temperatures and circulating the air properly to ensure it stays this way. However, the board does want to discuss replacing it possibly in the next few years. Mr. Spera gave what he said was a low estimate at \$340,000, but said that when all is said and done, it could run up to \$500,000. The Board is going to look at the budget for next year to determine and how and when to undertake this project.

There was also a lengthy discussion about whether a Board member could be allowed to call into a meeting that they are unable to make in person. It was determined that a member will be allowed to do so at a maximum of once a year, or three times total during their term.

At the next meeting on the 19<sup>th</sup>, Dr. Thomas Gambino, from the NJ Department of Education's Office of School Preparedness and Emergency Planning, will be making an important presentation about school safety. As I will be at the League of Municipalities, Councilman McCormack has offered to attend in my place so that we can hear about this important topic. That's all for my report Mayor.

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

Celebrations has some wonderful upcoming events for our borough. On Saturday November 30<sup>th</sup> from 5-7pm, there will be the annual Tree Lighting. Sunday December 15<sup>th</sup> at 11am there will be Brunch with Santa Clause that will be held at the Knights of Columbus. Tickets are \$15 per person, and tickets can be bought at the Library or here at Borough Hall. If it's anything like Brunch with the Easter Bunny, I'm sure it's going to be a huge success! Lastly, Letters to Santa. Celebrations will have a special mailbox set up here at borough hall from Nov. 29<sup>th</sup> through Dec. 18<sup>th</sup>, where children can send their letters to Santa. Make sure to include a self-addressed stamped envelope, and Celebrations will make sure that Santa gets the letter and responds to it. The next meeting for Celebrations will be Wednesday of next week, and I'll have more updates at our second November meeting.

**HISTORICAL COMMITTEE: Councilman Graham**

The Historical Committee met on October 28. Items discussed were:

The Web page is complete and undergoing BETA testing. The WEB address will be GarwoodhistoryNJ.org. A new Historical Society banner has been purchased and will be displayed at the Xmas tree lighting.

The committee is still looking for dessert recipes for the cookbook fundraiser. Please get them to Carol Lombardo as soon as possible. Due to a delay in getting a grant for the new street signs the new veteran street signs were not acquired. The committee has to wait to see what type of signs and brackets are to be ordered before we can order our signs. It will only take about two weeks to get them once we have that information. That concludes my report.

**OFFICER'S REPORTS:**

Judy Mack, Property Maintenance Officer monthly report for: October 2019  
Sandy Bruns, CFO/Treasurer report regarding Bond Anticipation Note Sale

A motion was made by Council President Lazarow, second by Councilwoman Blumenstock to accept Officer's reports. All in favor.

**PUBLIC COMMENT:**

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

Bruce Paterson, 325 Willow Avenue commented on the Menorah lighting. He commented on the revaluation matter. He commented on Resolution 19-280, 19-281 and 19-283.

A motion was made by Councilwoman Blumenstock, second by Councilman Benoit, to close public comment. All in favor.

Mayor Todisco responded to Mr. Paterson.

**UNFINISHED BUSINESS:**

**CONSENT AGENDA**

(Adoption upon Roll Call)

"Consent agenda items are considered to be routine and will be enacted with a single motion; any items requiring expenditure are supported by a Certification of Availability of funds; any item requiring discussion will be removed from the Consent Agenda; all Consent Agenda items will be reflected in the full minutes."

**RESOLUTION NO. 19-281**

**RESOLUTION OF THE BOROUGH COUNCIL OF THE BOROUGH OF GARWOOD, IN THE COUNTY OF UNION, NEW JERSEY, COVENANTING TO COMPLY WITH THE PROVISIONS OF THE INTERNAL REVENUE CODE OF 1986, AS AMENDED, APPLICABLE TO THE EXCLUSION FROM GROSS INCOME FOR FEDERAL INCOME TAX PURPOSES OF INTEREST ON OBLIGATIONS ISSUED BY THE BOROUGH OF GARWOOD AND AUTHORIZING THE MAYOR, MUNICIPAL CLERK, CHIEF FINANCIAL OFFICER AND OTHER BOROUGH OFFICIALS TO TAKE SUCH ACTION AS THEY MAY DEEM NECESSARY OR ADVISABLE TO EFFECT SUCH COMPLIANCE AND DESIGNATING A \$3,545,691 BOND ANTICIPATION NOTE AND A \$112,000 SPECIAL EMERGENCY NOTE, BOTH ISSUES DATED NOVEMBER 8, 2019 AND PAYABLE NOVEMBER 6, 2020, AS "QUALIFIED TAX-EXEMPT OBLIGATIONS" PURSUANT TO SECTION 265(b)(3) OF THE INTERNAL REVENUE CODE OF 1986, AS AMENDED.**

**WHEREAS**, the Borough of Garwood, in the County of Union, New Jersey (the "Borough") from time to time issues bonds, notes and other obligations, the interest on which is excluded from gross income for Federal income tax purposes, and desires to take such action as may be necessary or advisable to establish and maintain such exclusion; and

**WHEREAS**, the Internal Revenue Code of 1986, as amended (the "Code"), contains provisions with respect to the exclusion from gross income for Federal income tax purposes of interest on obligations, including provisions, among others, which require issuers of tax-exempt obligations, such as the Borough to account for and rebate certain arbitrage earnings to the United States Treasury and to take other action to establish and maintain such Federal tax exclusion; and

**WHEREAS**, the Borough intends to issue a \$3,545,691 Bond Anticipation Note and a \$112,000 Special Emergency Note, both issues dated November 8, 2019 and payable November 6, 2020 (collectively, the "Notes"); and

**WHEREAS**, the Borough desires to designate the Notes as "qualified tax-exempt obligations" pursuant to Section 265(b)(3) of the Code;

**NOW, THEREFORE, BE IT RESOLVED** by the Borough Council of the Borough of Garwood, in the County of Union, New Jersey, as follows:

**SECTION 1.** The Borough Council hereby covenants on behalf of the Borough, to the extent permitted by the Constitution and the laws of the State of New Jersey, to do and perform all acts and things permitted by law and necessary to assure that interest paid on bonds, notes or other obligations of the Borough (including the Notes) be and remain excluded from gross income of the owners thereof for Federal income tax purposes pursuant to Section 103 of the Code.

**SECTION 2.** The Mayor, Municipal Clerk, Chief Financial Officer and the other officials of the Borough are hereby authorized and directed to take such action, make such representations and give such assurances as they may deem necessary or advisable to effect compliance with the Code.

**SECTION 3.** The Notes are hereby designated as "qualified tax-exempt obligations" for the purpose of Section 265(b)(3) of the Code.

**SECTION 4.** It is hereby determined and stated that (1) said Notes are not "private activity bonds" as defined in the Code and (2) the Borough and its subordinate entities, if any, do not reasonably anticipate issuing in excess of \$10 million of new money tax-exempt obligations (other than private activity bonds) during the calendar year 2019.

**SECTION 5.** It is further determined and stated that the Borough has not, as of the date hereof, issued any tax-exempt obligations (other than the Notes) during the calendar year 2019.

**SECTION 6.** The Borough will, to the best of its ability, attempt to comply with respect to the limitations on issuance of tax-exempt obligations pursuant to Section 265(b)(3) of the Code; however, said Borough does not covenant to do so, and hereby expressly states that a covenant is not made hereby.

**SECTION 7.** The issuing officers of the Borough are hereby authorized to deliver a certified copy of this resolution to the original purchaser of the Notes and to further provide such original purchaser with a certificate of obligations issued during the calendar year 2019 dated as of the date of delivery of the Notes.

**SECTION 8.** This resolution shall take effect immediately upon its adoption.

**RESOLUTION NO. 19-282**

**BE IT RESOLVED**, by the Council of the Borough of Garwood, County of Union, State of New Jersey hereby authorizes the Mayor and Municipal Clerk to sign the agreement with the County of Union for the following grants.

**Kids Recreational Trust Fund Grant - \$16,000**  
**Greening Union County - \$5,000**

**RESOLUTION NO. 19-283**

**BE IT RESOLVED** by the Council of the Borough of Garwood, County of Union, State of New Jersey, hereby authorize the CFO/Treasurer to process salary for the Tax Assessor, Annmarie Switzer for additional work performed during the Revaluation of Taxation process in the amount of \$2,500 charged to Ordinance No. 18-06.

**RESOLUTION NO. 19-284**

**BE IT RESOLVED** by the Council of the Borough of Garwood, County of Union, State of New Jersey hereby authorizes the Mayor and Municipal Clerk to sign the grant application for:

Community Development Block Grant "Year 46" \$ 40,000.00  
 Senior Citizen Social Service Programs

**RESOLUTION NO. 19-285**

**WHEREAS**, the following equipment/vehicles used by the Department of Public Works are no longer usable based on their condition and age, and it is in the best interest of the borough to sell the equipment/vehicles for auction on Municibid, an online public auction for government agencies; and

1990 Ford Bucket Truck	2FDLF47G3LCA92333
1991 Mobi Sweeper	1AH23DF0MR059035
1996 International Dump	1HTSDAAN6TH298835
1996 Volvo Garbage Truck	4V5JCBME8TR844882

**THEREFORE, BE IT RESOLVED**, by the Council of the Borough of Garwood, County of Union, State of New Jersey hereby authorize the Chief Wright to list the items on Municibid in accordance with law.

**RESOLUTION NO. 19-286**

**BE IT RESOLVED** by the Council of the Borough of Garwood, County of Union, State of New Jersey hereby set the date for the Reorganization meeting of the Mayor and Council for 2020 for Monday, January 6, 2020 at 6:00 p.m., in the Council Chambers of the Municipal Building, 403 South Avenue, Garwood.

**RESOLUTION NO. 19-287**

**2019 Budget Transfer #1**

<b>FROM:</b>	<b>Department</b>	<b>Account Name</b>	<b>Account Number</b>	<b>Amount</b>
	Unemployment Ins	State Unemployment Ins	9-01-23-225-200-2071	15,000.00
	Streets & Roads	S&W	9-01-26-290-100-0100	11,000.00
			Total	<u>26,000.00</u>

<b>TO:</b>	<b>Department</b>	<b>Account Name</b>	<b>Account Number</b>	<b>Amount</b>
	Buildings & Grounds	Misc Materials & Supplies	9-01-26-310-200-0325	8,750.00
	Shade Tree	General Maintenance	9-01-26-313-200-0920	11,250.00
	Sanitation	Landfill/Garbage	9-01-32-465-200-0570	6,000.00
			Total	<u>26,000.00</u>

**RESOLUTION NO. 19-288**

**WHEREAS**, on November 13, 2019, the Borough Administrator/Clerk received correspondence from Daniel R. Bennett, Laborer DPW dated November 13, 2019, advising that he is resigning from his employment with the Borough of Garwood; and

**WHEREAS**, Mr. Bennett has advised that his resignation shall be effective on November 22, 2019; and

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

- 1) The Borough of Garwood hereby accepts and relies upon the November 13, 2019, notice of resignation from Daniel R. Bennett.
- 2) Effective November 22, 2019, Daniel Bennett shall have resigned from his position as Laborer DPW with the Borough of Garwood.
- 3) This resolution puts the Borough Administrator/Clerk on notice to immediately process this resignation and to commence a search for a candidate to fill the position of Laborer DPW.
- 4) This resolution shall take effect immediately.

**RESOLUTION NO. 19-289**

**BE IT RESOLVED**, by the Mayor and Council of the Borough of Garwood County of Union, State of New Jersey, hereby hires:

**Glenn E. Lewis**  
**605 Myrtle Avenue**  
**Garwood, NJ 07027**

As a seasonal employee for the Department of Public Works effective November 22, 2019, at the rate of \$20.03 per hour.

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

Roll Call:

<b>Councilman Benoit</b>	<b>AYE</b>	<b>Councilman Ince</b>	<b>AYE</b>
<b>Councilwoman Blumenstock</b>	<b>AYE</b>	<b>Councilman McCormack</b>	<b>AYE</b>
<b>Councilman Graham</b>	<b>AYE</b>	<b>Council President Lazarow</b>	<b>AYE</b>

**RESOLUTIONS DELETED FROM THE CONSENT AGENDA:**

**RESOLUTION NO. 19-280**

**Resolution Calling for Study Commission to Review the Open Public Records Act**

**WHEREAS**, the Borough of Garwood strongly believes in and supports open transparent government, and that **citizens and residents** have the right to be informed about the workings of government in order to best participate in a democracy; and

**WHEREAS**, on January 8, 2002 then Acting Governor DiFrancesco signed into law the Open Public Records Act (OPRA) which mandates that government records shall be available, with limited exceptions, for public access and simplifying the procedures for requesting such specific records; and

**WHEREAS**, the intent of the law was to provide the public with easy access to government records with an uncomplicated process for obtaining the records and eliminating bureaucratic red tape; and

**WHEREAS**, over the course of 18 years OPRA has been a positive light, but it has also been fraught with abuse and misuse, and has become an **unanticipated financial cost to the taxpayers** of New Jersey; and

**WHEREAS**, the Borough of Garwood has labored under a well-intended law that has spiraled out of control, due to the volume and nature of requests, the cost to taxpayers in responding to the requests, and the potential liability in having to pay disproportionate prevailing party attorney's fees should the requests turn into litigated matters, as well as the liability in determining which documents shall be released, with or without redaction, while attempting to maintain individual privacy; and

**WHEREAS**, it is not only the volume of OPRA requests that challenge our resources, but it is also the cost associated with reviewing, retrieving, and processing the OPRA request(s) by public entity personnel and counsel and possibly defending our action(s) before the Government Records Council or in Superior Court; and

**WHEREAS**, the Borough of Garwood received and responded to approximately 120 OPRA requests in 2017, 175 OPRA requests in 2018, and to date has received and responded to 255 OPRA requests as of September 1, 2019; and

**WHEREAS**, the Borough of Garwood's extremely limited municipal staff has spent approximately 255 hours responding to OPRA requests received in 2019 to date, and a yearly average of approximately 200 hours since 2017; and

**WHEREAS**, while for some municipalities those numbers may seem low; the Borough of Garwood does not have a Deputy Municipal Clerk nor excess staff therefore all OPRA requests are completed by the Municipal Clerk herself who also serves as the Administrator; and

**WHEREAS**, the requirements of Municipal Clerk's role in the law are broad and complex; the requirements of OPRA, time to respond, what to redact, the redacting process, denial of records, failure to be able to local records; and the consequences to the clerk in this law are unfair; and

**WHEREAS**, due to the often conflicting case law and Government Record Council decisions, as well as the unique characteristics of OPRA request, the Borough of Garwood must often times rely on the municipal attorney to review certain OPRA requests, resulting in additional fees in response to OPRA requests in response to OPRA requests; and

**WHEREAS**, requests for records that must be located via IT staff have costed thousands of dollars and taken countless hours of the Municipal Clerks time, prohibiting and affecting all of her other many responsibilities; and

**WHEREAS**, with limited exceptions OPRA has not been amended to address the clear and apparent advancement in technology that has changed the way government records are created, stored, and/or transmitted; the various interpretive decisions; privacy concerns; abuse for commercial gain; and/or the ever increasing cost to taxpayers; and

**WHEREAS**, as the current law approaches its twentieth (20th) anniversary it has outgrown its original intended use and has become ripe for comprehensive review and reform;

**NOW, THEREFORE BE IT RESOLVED** that the governing body of the Borough of Garwood appeals to the legislature to form a Commission comprised of Mayors, Municipal Clerks, Municipal Managers, Attorneys, Police Chiefs, open government advocates, privacy experts, members of the media, citizens and other appropriate stakeholders, to review and examine the effects of OPRA on local government and the needs to be fulfilled by the law, and use the Commission's findings to perform a comprehensive reform of OPRA; and

**BE IT FURTHER RESOLVED** that copies of this resolution be forwarded to Assembly Representatives Bramnick and Munoz, Senator Thomas Kean Jr., Assembly Speaker Craig Coughlin, Senate President Stephen Sweeney, Senator Weinberg, Executive Director of the Government Records Council, the Governor of the State of New Jersey, the Municipal Clerks Association of New Jersey and New Jersey State League of Municipalities.

A motion was made by Councilwoman Blumenstock, second by Council President Lazarow, to adopt Resolution No. 19-280

Discussion: Councilman Benoit commented on OPRA. Councilman McCormack commented on the resolution. Ms. Ariemma and Mr. Jardim commented on the matter.

Roll Call:

<b>Councilman Benoit</b>	<b>AYE</b>	<b>Councilman Ince</b>	<b>AYE</b>
<b>Councilwoman Blumenstock</b>	<b>AYE</b>	<b>Councilman McCormack</b>	<b>AYE</b>
<b>Councilman Graham</b>	<b>AYE</b>	<b>Council President Lazarow</b>	<b>AYE</b>

**RESOLUTION NO. 19-290**

**BE IT RESOLVED** by the Council of the Borough of Garwood, County of Union, State of New Jersey, in accordance with Borough Code, Chapter 99-12.1-B,C, hereby set forth the following:

1. The bulk pickup program will be held twice in 2020. Spring pick up will be held on Monday, June 15, 2020 and run for as many days as necessary to complete the program in accordance with the number of permits sold. Fall pick up will be held on Monday, October 19, 2020 and run for as many days as necessary to complete the program in accordance with the number of permits sold.
2. The bulk permit program fee for 2020 is hereby set at \$100.00 per permit, per household for the disposal of up to 750 lbs. of bulk type waste

**BE IT FURTHER RESOLVED** by the Council of the Borough of Garwood, County of Union, State of New Jersey, hereby authorize the Borough Administrator/Clerk to proceed to implement the above accordingly.

A motion was made by Councilman Graham, second by Councilwoman Blumenstock, to adopt Resolution No. 19-290

Discussion: NONE

Roll Call:

<b>Councilman Benoit</b>	<b>AYE</b>	<b>Councilman Ince</b>	<b>AYE</b>
<b>Councilwoman Blumenstock</b>	<b>AYE</b>	<b>Councilman McCormack</b>	<b>AYE</b>
<b>Councilman Graham</b>	<b>AYE</b>	<b>Council President Lazarow</b>	<b>AYE</b>

**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 Council President Lazarow, second by Councilman Ince, to adopt Payment of Claims Resolution.

Roll Call:

<b>Councilman Benoit</b>	<b>AYE</b>	<b>Councilman Ince</b>	<b>AYE</b>
<b>Councilwoman Blumenstock</b>	<b>AYE</b>	<b>Councilman McCormack</b>	<b>AYE</b>
<b>Councilman Graham</b>	<b>AYE</b>	<b>Council President Lazarow</b>	<b>AYE</b>

At 10:27 p.m. a motion was made by Councilman Graham, second by Councilwoman Blumenstock to enter into Executive Session

**RESOLUTION NO. 19-291**

**CLOSED SESSION RESOLUTION AUTHORIZING AN EXECUTIVE SESSION FOR THE PURPOSE OF DISCUSSING POTENTIAL LITIGATION CONCERNING THE GARWOOD SPORTS AND RECREATION COMPLEX, 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 matter.

**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 10:50 p.m. a motion was made by Councilwoman Blumenstock, second by Council President Lazarow to resume the regular order of business.

**ADJOURNMENT:**

The Regular Meeting of the Mayor and Council will be held on, **MONDAY, NOVEMBER 25, 2019**, in Council Chambers at 7:15 p.m. Workshop Session to start at 7:00 p.m.

A motion was made by Council President Lazarow, second by Councilman Benoit, to adjourn.

Time: 10:51 p.m.

Respectfully submitted:



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