

**Borough of Garwood**  
**MEETING OF THE MAYOR AND COUNCIL**  
**AGENDA**  
**December 8, 2022**

Time:

Moment of Silence.....

Salute to the Flag.....

Adequate notice of this meeting was provided to the Union County Hawk advertised on December 2, 2021. Notification was sent to the Star Ledger, and is posted on the Municipal website, 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** \_\_\_\_\_

**Councilman Graham** \_\_\_\_\_

**Councilman Kearney** \_\_\_\_\_

**Councilman Lazarow** \_\_\_\_\_

**Councilwoman Salmon** \_\_\_\_\_

**Council President Blumenstock** \_\_\_\_\_

**Roll call staff and professionals:**

Kyle Harris, Borough Administrator

Adam Abramson, Borough Attorney

James Wright, Chief of Police

Mike Disko, Borough Engineer

**EXECUTIVE SESSION:**

Municipal Clerk to read the following:

**RESOLUTION NO. 22-178**

**CLOSED SESSION RESOLUTION AUTHORIZING AN EXECUTIVE SESSION FOR THE PURPOSE OF DISCUSSING LITIGATION 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 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 subject 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. No action will be taken.

A motion was made by \_\_\_\_\_, second by \_\_\_\_\_ to adopt Resolution 22-178.

All in favor, opposed?

A motion was made by \_\_\_\_\_, second by \_\_\_\_\_ to resume the regular session.

All in favor, opposed?

Mayor Todisco requests a motion, followed by a second, to suspend the regular order of business for the purpose of:

1. Administering Oath of Allegiance to Probationary Patrolman
2. Discussion and appointment of the vacant council seat.

A motion was made by \_\_\_\_\_, second by \_\_\_\_\_ to suspend the regular order of business.

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 Council term from December 8, 2022 to November 7, 2023:

1. Salvatore Piarulli
2. James Mathieu
3. Rachel Herz

Mayor Todisco requests the Borough Council to nominate and elect a Council Member.

A motion was made by \_\_\_\_\_, second by \_\_\_\_\_ to elect a Council Member.

Discussion:

Roll Call:

<b>Councilman Graham</b>	_____	<b>Councilwoman Salmon</b>	_____
<b>Councilman Kearney</b>	_____	<b>Council President Blumenstock</b>	_____
<b>Councilman Lazarow</b>	_____		

Mayor Todisco announces she will administer the Oath of Office to the newly appointed Council Member and to take their seat on the dais.

A motion was made by \_\_\_\_\_, second by \_\_\_\_\_ to resume the regular session.

All in favor, opposed?

Report of Borough Engineer

Report of Borough Attorney

Report of Borough Administrator

### **Report of Mayor Sara Todisco**

#### **Comments from the Council:**

Councilman Graham

Councilman Kearney

Councilman Lazarow

Councilwoman Salmon

Council President Blumenstock

#### **MINUTES:**

Minutes of the Regular Meeting of the Mayor and Council held on November 28, 2022.

Minutes of the Executive Session Meeting of the Mayor and Council held on November 28, 2022.

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

All in favor, opposed?

#### **COMMUNICATIONS:**

##### **1) TOWN OF WESTFIELD**

a) 05/03/2022 RE: Ordinance

[https://garwoodnj.govoffice3.com/vertical/Sites/%7B7F1088A0-CEC9-4505-80EE-1DF1BF7DFFBD%7D/uploads/Westfield\\_Ordinance\\_Intros.pdf](https://garwoodnj.govoffice3.com/vertical/Sites/%7B7F1088A0-CEC9-4505-80EE-1DF1BF7DFFBD%7D/uploads/Westfield_Ordinance_Intros.pdf)

**ORDINANCES:**

**ADOPTION:**

Municipal Clerk to read Ordinance No. 22- 18 by title only:

**ORDINANCE NO. 22-18**

**AN ORDINANCE AMENDING THE BOROUGH CODE OF THE BOROUGH OF GARWOOD BY AMENDING CHAPTER 83, ENTITLED “FIRE PREVENTION”, “ARTICLE I FIRE PREVENTION CODE AND ARTICLE II FIRE HYDRANTS”**

[https://garwoodnj.govoffice3.com/vertical/Sites/%7B7F1088A0-CEC9-4505-80EE-1DF1BF7DFFBD%7D/uploads/22-18-FIRE\\_PREVENTION\(1\).pdf](https://garwoodnj.govoffice3.com/vertical/Sites/%7B7F1088A0-CEC9-4505-80EE-1DF1BF7DFFBD%7D/uploads/22-18-FIRE_PREVENTION(1).pdf)

List correspondence concerning Ordinance No. 22-18.

Does anyone present wish to be heard concerning Ordinance No. 22-18.

A motion was made by \_\_\_\_\_, second by \_\_\_\_\_ to close Public Hearing on Ordinance No. 22-18.

A motion was made by \_\_\_\_\_, second by \_\_\_\_\_ to adopt Ordinance No. 22-18.

Discussion:

Roll Call:

<b>Councilman Graham</b>	_____	<b>Councilwoman Salmon</b>	_____
<b>Councilman Kearney</b>	_____	<b>Council President Blumenstock</b>	_____
<b>Councilman Lazarow</b>	_____	<b>Councilperson</b>	_____

Municipal Clerk to read Ordinance No. 22- 19 by title only:

**ORDINANCE NO. 22-19**

**AN ORDINANCE AMENDING THE BOROUGH CODE OF THE BOROUGH OF GARWOOD BY AMENDING CHAPTER 99, ENTITLED “HEALTH AND SANITATION”, ARTICLE III, “REMOVAL OF WEEDS AND DEBRIS”.**

[https://garwoodnj.govoffice3.com/vertical/Sites/%7B7F1088A0-CEC9-4505-80EE-1DF1BF7DFFBD%7D/uploads/22-19-INTRO-Property\\_Maintenace\(1\).pdf](https://garwoodnj.govoffice3.com/vertical/Sites/%7B7F1088A0-CEC9-4505-80EE-1DF1BF7DFFBD%7D/uploads/22-19-INTRO-Property_Maintenace(1).pdf)

List correspondence concerning Ordinance No. 22-19.

Does anyone present wish to be heard concerning Ordinance No. 22-19.

A motion was made by \_\_\_\_\_, second by \_\_\_\_\_ to close Public Hearing on Ordinance No. 22-19.

A motion was made by \_\_\_\_\_, second by \_\_\_\_\_ to adopt Ordinance No. 22-19.

Discussion:

Roll Call:

<b>Councilman Graham</b>	_____	<b>Councilwoman Salmon</b>	_____
<b>Councilman Kearney</b>	_____	<b>Council President Blumenstock</b>	_____
<b>Councilman Lazarow</b>	_____	<b>Councilperson</b>	_____

**INTRODUCTION:**

Municipal Clerk to read Ordinance No. 22-20 by title only:

**ORDINANCE NO. 22-20**

**AN ORDINANCE AMENDING THE BOROUGH CODE OF THE BOROUGH OF GARWOOD BY AMENDING CHAPTER 34, ENTITLED “POLICE DEPARTMENT,” ARTICLE I, “ESTABLISHMENT, ORGANIZATION, AND ADMINISTRATION.”**

[https://garwoodnj.govoffice3.com/vertical/Sites/%7B7F1088A0-CEC9-4505-80EE-1DF1BF7DFFBD%7D/uploads/22-20-Amending\\_PD\\_Table\\_of\\_Organization.pdf](https://garwoodnj.govoffice3.com/vertical/Sites/%7B7F1088A0-CEC9-4505-80EE-1DF1BF7DFFBD%7D/uploads/22-20-Amending_PD_Table_of_Organization.pdf)

A motion was made by \_\_\_\_\_, second by \_\_\_\_\_ to introduce Ordinance No. 22-20.

Roll Call:

<b>Councilman Graham</b>	_____	<b>Councilwoman Salmon</b>	_____
<b>Councilman Kearney</b>	_____	<b>Council President Blumenstock</b>	_____
<b>Councilman Lazarow</b>	_____	<b>Councilperson</b>	_____

Municipal Clerk to read Ordinance No. 22-21 by title only:

**ORDINANCE NO. 22-21**

**AN ORDINANCE AMENDING THE BOROUGH CODE OF THE BOROUGH OF GARWOOD BY AMENDING CHAPTER 34, ENTITLED "POLICE DEPARTMENT," ARTICLE V, "PRIVATE EMPLOYMENT OF POLICE OFFICERS."**

[https://garwoodnj.govoffice3.com/vertical/Sites/%7B7F1088A0-CEC9-4505-80EE-1DF1BF7DFFBD%7D/uploads/22-21-AMENDING\\_CHIEF\\_OUTSIDE\\_DUTY.pdf](https://garwoodnj.govoffice3.com/vertical/Sites/%7B7F1088A0-CEC9-4505-80EE-1DF1BF7DFFBD%7D/uploads/22-21-AMENDING_CHIEF_OUTSIDE_DUTY.pdf)

A motion was made by \_\_\_\_\_, second by \_\_\_\_\_ to introduce Ordinance No. 22-21.

Roll Call:

<b>Councilman Graham</b>	_____	<b>Councilwoman Salmon</b>	_____
<b>Councilman Kearney</b>	_____	<b>Council President Blumenstock</b>	_____
<b>Councilman Lazarow</b>	_____	<b>Councilperson</b>	_____

Municipal Clerk to read Ordinance No. 22-22 by title only:

**ORDINANCE NO. 22-22**

**AN ORDINANCE TO ESTABLISH A RESTRICTED PARKING ZONE PURSUANT TO N.J.S.A. 39:4-197.6 IN FRONT OF 405 WILLOW AVENUE IN THE BOROUGH OF GARWOOD.**

[https://garwoodnj.govoffice3.com/vertical/Sites/%7B7F1088A0-CEC9-4505-80EE-1DF1BF7DFFBD%7D/uploads/22-22-HANDICAPPED\\_PKNG.pdf](https://garwoodnj.govoffice3.com/vertical/Sites/%7B7F1088A0-CEC9-4505-80EE-1DF1BF7DFFBD%7D/uploads/22-22-HANDICAPPED_PKNG.pdf)

A motion was made by \_\_\_\_\_, second by \_\_\_\_\_ to introduce Ordinance No. 22-22.

Roll Call:

<b>Councilman Graham</b>	_____	<b>Councilwoman Salmon</b>	_____
<b>Councilman Kearney</b>	_____	<b>Council President Blumenstock</b>	_____
<b>Councilman Lazarow</b>	_____	<b>Councilperson</b>	_____

Municipal Clerk to read Ordinance No. 22-23 by title only:

**ORDINANCE NO. 22-23**

**AN ORDINANCE AMENDING THE BOROUGH CODE OF THE BOROUGH OF GARWOOD BY AMENDING CHAPTER 5, ENTITLED "ADMINISTRATION," ARTICLE V, "BOROUGH TAX COLLECTOR, BOROUGH CHIEF FINANCIAL OFFICER, BOROUGH TREASURER" AND ARTICLE VIIIA, "OTHER OFFICERS AND POSITIONS".**

[https://garwoodnj.govoffice3.com/vertical/Sites/%7B7F1088A0-CEC9-4505-80EE-1DF1BF7DFFBD%7D/uploads/22-23-Intro-Removing\\_Job\\_Duties.pdf](https://garwoodnj.govoffice3.com/vertical/Sites/%7B7F1088A0-CEC9-4505-80EE-1DF1BF7DFFBD%7D/uploads/22-23-Intro-Removing_Job_Duties.pdf)

A motion was made by \_\_\_\_\_, second by \_\_\_\_\_ to introduce Ordinance No. 22-23.

Roll Call:

<b>Councilman Graham</b>	_____	<b>Councilwoman Salmon</b>	_____
<b>Councilman Kearney</b>	_____	<b>Council President Blumenstock</b>	_____
<b>Councilman Lazarow</b>	_____	<b>Councilperson</b>	_____

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

**FINANCE AND PERSONNEL: Councilman Lazarow, Chair**

**FIRE AND OEM: Councilman Kearney, Chair**

**FACILITIES, GROUNDS AND SHADE TREES: VACANT**

**STREETS, ECOLOGY AND SUSTAINABILITY: Council President Blumenstock, Chair**

**POLICE AND PUBLIC SAFETY: Councilman Graham, Chair**

**COMMUNITY ENGAGEMENT: RECREATION, HISTORICAL AND CELEBRATIONS COMMITTEES:  
Councilwoman Salmon, Chair**

**COMMUNICATIONS COMMITTEE: Councilman Kearney**

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

**SCHOOL BOARD LIAISON: Councilman Kearney**

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

**SMALL BUSINESS ADVISORY LIAISON: Councilman Kearney**

**OFFICER'S REPORTS:**

Zoning Enforcement Officer's Report for November, 2022.

[https://garwoodnj.govoffice3.com/vertical/Sites/%7B7F1088A0-CEC9-4505-80EE-1DF1BF7DFFBD%7D/uploads/Addendum\\_November\\_2022.pdf](https://garwoodnj.govoffice3.com/vertical/Sites/%7B7F1088A0-CEC9-4505-80EE-1DF1BF7DFFBD%7D/uploads/Addendum_November_2022.pdf)

A motion was made by \_\_\_\_\_, second by \_\_\_\_\_ to accept Officer's reports.  
All in favor, opposed?

**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.

Mayor Todisco requests a motion followed by a second to close public comment.

A motion was made by \_\_\_\_\_ second by \_\_\_\_\_ to close public comment.  
All in favor, opposed?

**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. 22-179**

**RESOLUTION CANCELING UNEXPENDED BALANCE OF 2022 BUDGET APPROPRIATIONS PURSUANT TO N.J.S.A. 40A: 4-60**

**WHEREAS**, N.J.S.A. 40A: 4-60 provides for the governing body to cancel unexpended budget appropriations prior to the end of the fiscal year; and

**WHEREAS**, the CFO/Treasurer has identified appropriations in the 2022 budget that she intends to cancel.

**NOW THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the Borough of Garwood, County of Union, that the following unexpended balances of 2022 budget appropriations be canceled to the credit of Fund Balance:

**Operations – Excluded from “CAPS”**

Debt Service – Interest on Notes \$3.76  
Debt Service – Interest on Loan Repayments \$0.62

**BE IT FURTHER RESOLVED**, that the Chief Financial Officer is hereby directed to record the effects of this resolution on the financial accounts of the Borough.

**RESOLUTION NO. 22-180**

**BE IT RESOLVED** by the Council of the Borough of Garwood, County of Union, State of New Jersey, that they hereby approve the following meeting schedule for 2023.

Regular Meeting of Mayor and Council are Second and Fourth Thursdays at 7:00 P.M. in Council Chambers.

**\*Exception: Monday, Nov. 20, 2023**

2023 Council Meeting Schedule

Jan. 12 & 26	Feb. 9 & 23	March 9 & 23
April 13 & 27	May 11 & 25	June 8 & 22
July 13 & 27	Aug. 10 & 24	Sept. 14 & 28
Oct. 12 & 26	Nov.9 & *Nov.20	Dec. 7 & 21

**RESOLUTION NO. 22-181**

**WHEREAS**, per Resolution No. 22-161 adopted on November 14, 2022 the Borough of Garwood approved the award of purchase of pedestrian safety beacons in accordance with the specifications and quote from Garden State Highway Products, Inc., 301 Riverside Drive, Millville, NJ 08332, dated 11/02/2022; and

**WHEREAS**, a quote has been received from Garden State Highway Products, Inc., 301 Riverside Drive, Millville, NJ 08332, for installation services for said pedestrian safety beacons, #S-QUO016580 in the amount of \$28,404.87 dated 11/30/2022 attached hereto and made part hereof.

**NOW, THEREFORE BE IT RESOLVED** by the Council of the Borough of Garwood hereby amend Resolution No. 22-161 to reflect the award of installation services for said pedestrian safety beacons from Garden State Highway Products, Inc., 301 Riverside Drive, Millville, NJ 08332.

**BE IT FURTHER RESOLVED** that the award of this quote is being charged to Bond Ordinance No. 22-07, subject to the Borough Treasurer executing the appropriate Certification of Funds.

**RESOLUTION NO. 22-182**

**BE IT RESOLVED**, by the Council of the Borough of Garwood, County of Union, State of New Jersey hereby authorizes the Borough Administrator to prepare, sign and submit a Community Development Block Grant application for the construction of 4 (four) ADA ramps at the intersection of West Street and Myrtle Avenue.

**TOTAL PROJECT COSTS: \$50,000**  
**GRANT REQUEST: \$20,000**

**RESOLUTION NO. 22-183**

**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 49 for Senior Citizen Social Service Programs

**GRANT REQUEST: \$50,000.00**

**RESOLUTION NO. 22-184**

**BE IT RESOLVED** by the Council of the Borough of Garwood, County of Union, State of New Jersey hereby amends the time for the Reorganization meeting of the Mayor and Council for 2023 on Tuesday, January 3, 2023, from 7:00 P.M. to 6:00 P.M. to be held in the Council Chambers of the Municipal Building, 403 South Avenue, Garwood, NJ.

**RESOLUTION NO. 22-185**

**RESOLUTION REJECTING THE REQUEST FOR PUBLIC DEFENDER PROFESSIONAL SERVICE CONTRACTS**

**WHEREAS**, by the Council of the Borough of Garwood, County of Union, State of New Jersey the Municipal Clerk was authorized to advertise for an RFP entitled "2023 PROFESSIONAL SERVICE CONTRACTS"; and

**WHEREAS**, the Borough received two proposals for 2023 Professional Services-Public Defender from Kologi Simitz, Counsellors at Law and Jill Anne LaZare, LLC on November 21 2022; and

**WHEREAS**, the proposals must be rejected due to being substantially higher than the budgeted amount.

**NOW, THEREFORE, BE IT RESOLVED** by the Borough Council of the Borough of Garwood that an RFP for 2023 Professional Services - Public Defender requires readvertising.

**BE IT FURTHER RESOLVED** that the Municipal Clerk be and is hereby authorized to readvertise an RFP for 2023 Professional Services - Public Defender.

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

Roll Call:

<b>Councilman Graham</b>	_____	<b>Councilwoman Salmon</b>	_____
<b>Councilman Kearney</b>	_____	<b>Council President Blumenstock</b>	_____
<b>Councilman Lazarow</b>	_____	<b>Councilperson</b>	_____

**RESOLUTIONS DELETED FROM THE CONSENT AGENDA:**

A motion was made by \_\_\_\_\_, second by \_\_\_\_\_ to adopt Resolution No.

Discussion:

Roll Call:

<b>Councilman Graham</b>	_____	<b>Councilwoman Salmon</b>	_____
<b>Councilman Kearney</b>	_____	<b>Council President Blumenstock</b>	_____
<b>Councilman Lazarow</b>	_____	<b>Councilperson</b>	_____

**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:

<b>Councilman Graham</b>	_____	<b>Councilwoman Salmon</b>	_____
<b>Councilman Kearney</b>	_____	<b>Council President Blumenstock</b>	_____
<b>Councilman Lazarow</b>	_____	<b>Councilperson</b>	_____

**ADJOURNMENT:**

The Regular Meeting of the Mayor and Council will be held on **Thursday, December 22, 2022**, at 7:00 P.M. in Council Chambers.

Information for meetings is posted on the Borough website: [https://garwood.org/gb\\_notices](https://garwood.org/gb_notices)

A motion was made by \_\_\_\_\_ second by \_\_\_\_\_ to adjourn. Time: \_\_\_\_\_