

Borough of Garwood

Meeting of the Mayor and Council

AGENDA

December 12, 2019

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	_____	Councilman Ince	_____
Councilman Benoit	_____	Councilman McCormack	_____
Councilwoman Blumenstock	_____	Council President Lazarow	_____
Councilman Graham	_____		

MINUTES:

Regular and Workshop and Minutes of the Mayor and Council held on November 25, 2019.

A motion was made by _____, second by _____ to accept minutes as presented.
All in favor, opposed?

COMMUNICATIONS:

- 1) **NEW JERSEY STATE LEAGUE OF MUNICIPALITIES –**
 - a. Mayor's Advisory –
 - i. 11/26/19, RE: Daily Update, November 25
 - ii. 12/02/19, RE: Claim Your CEUs from the 2019 League Conference, Daily Up, November 27
 - iii. 12/03/19, RE: Daily Update, December 3
 - iv. 12/03/19, RE: Education Opportunities for Newly Elected Officials
 - v. 12/05/19, RE: Daily Update, December 5
 - vi. 12/06/19, RE: Public Hearing on Cannabis Question, Weekly Round-Up, December 6
 - vii. 12/09/19, RE: League Mourns Mayor Chuck Chiarello's Passing, NJLM Past President
- 2) **UNION COUNTY BOARD OF CHOSEN FREEHOLDERS –** 12/06/19, RE: Ordinances 810-2019, 811-2019 and 812-2019
- 3) **BOROUGH OF ROSELLE PARK –** 12/05/19, RE: Resolution 317-19, Supporting OPRA Study
- 4) **TOWNSHIP OF PLUMSTED –** 12/09/19, RE: Resolution 2019-338. Supporting OPRA Study

ORDINANCES:

Public Hearing on Ordinance 19-19 as advertised in the Westfield Leader

ADOPTION:

Municipal Clerk to read Ordinance 19-19 by title only:

ORDINANCE NO. 19-19

**ORDINANCE OF THE BOROUGH COUNCIL OF THE BOROUGH OF GARWOOD, COUNTY OF UNION, NEW JERSEY
CREATING A PARKS AND RECREATION COMMITTEE**

List correspondence concerning Ordinance 19-19.

Does anyone present wish to be heard concerning Ordinance 19-19.

A motion was made by _____, second by _____ to close Public Hearing on Ordinance 19-19.

A motion was made by _____, second by _____ to adopt Ordinance 19-19.

Discussion:

Roll Call:

Councilman Benoit	_____	Councilman Ince	_____
Councilwoman Blumenstock	_____	Councilman McCormack	_____
Councilman Graham	_____	Council President Lazarow	_____

INTRODUCTION:

Municipal Clerk to read Ordinance 19-20 by title only:

ORDINANCE NO. 19-20

AN ORDINANCE TO AMEND ARTICLE VIII A (OTHER OFFICES AND POSITIONS) IN CHAPTER 5 (ADMINISTRATION) IN THE CODE OF THE BOROUGH OF GARWOOD TO ESTABLISH THE OFFICE OF PUBLIC INFORMATION IN THE BOROUGH OF GARWOOD AND PRESCRIBE THE DUTIES THEREFOR.

A motion was made by _____, second by _____ to introduce Ordinance 19-20.

Roll Call:

Councilman Benoit	_____	Councilman Ince	_____
Councilwoman Blumenstock	_____	Councilman McCormack	_____
Councilman Graham	_____	Council President Lazarow	_____

INTRODUCTION:

Municipal Clerk to read Ordinance 19-21 by title only:

ORDINANCE NO. 19-21

AN ORDINANCE FIXING THE SALARY AND WAGE FOR THE OFFICE OF PUBLIC INFORMATION (OFFICER) OF THE BOROUGH OF GARWOOD, IN THE COUNTY OF UNION, STATE OF NEW JERSEY

A motion was made by _____, second by _____ to introduce Ordinance 19-21.

Roll Call:

Councilman Benoit _____
Councilwoman Blumenstock _____
Councilman Graham _____

Councilman Ince _____
Councilman McCormack _____
Council President Lazarow _____

INTRODUCTION:

Municipal Clerk to read Ordinance 19-22 by title only:

ORDINANCE NO. 19-22

ORDINANCE OF THE BOROUGH COUNCIL OF THE BOROUGH OF GARWOOD, COUNTY OF UNION, NEW JERSEY REGARDING AND REGULATING LAWFUL PUBLIC ASSEMBLY

A motion was made by _____, second by _____ to introduce Ordinance 19-22.

Roll Call:

Councilman Benoit _____
Councilwoman Blumenstock _____
Councilman Graham _____

Councilman Ince _____
Councilman McCormack _____
Council President Lazarow _____

INTRODUCTION:

Municipal Clerk to read Ordinance 19-23 by title only:

ORDINANCE NO. 19-23

AN ORDINANCE TO ESTABLISH A RESTRICTED PARKING ZONE PURSUANT TO N.J.S.A. 39:4-197.6 IN FRONT OF 119 WILLOW AVENUE, IN THE BOROUGH OF GARWOOD.

A motion was made by _____, second by _____ to introduce Ordinance 19-23.

Roll Call:

Councilman Benoit _____
Councilwoman Blumenstock _____
Councilman Graham _____

Councilman Ince _____
Councilman McCormack _____
Council President Lazarow _____

COUNCIL STANDING COMMITTEE REPORTS AND OTHER REPORTS:

POLICE: Councilman Ince, Chr.

STREETS AND ROADS/ECOLOGY: Councilwoman Blumenstock Chr.

FIRE: Councilman McCormack, Chr.

FINANCE: Council President Lazarow, Chr.

BUILDINGS AND GROUNDS: Councilman Graham

LAWS AND LICENSES: Councilman Benoit

RECREATION: Councilman Benoit

GARWOOD SENIOR CITIZEN LIAISON: Councilwoman Blumenstock

LIBRARY, MAYOR'S REPRESENTATIVE: Council President Lazarow

SCHOOL BOARD LIAISON: Councilwoman Blumenstock

CELEBRATION OF PUBLIC EVENTS AND HOLIDAYS LIAISON: Councilman Benoit

HISTORICAL COMMITTEE: Councilman Graham

OFFICER'S REPORTS:

Judy Mack, Property Maintenance Officer: monthly report for November 2019.

Len DiStefano, Zoning Code Enforcement Officer: monthly report for November 2019

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.
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. 19-297

BE IT RESOLVED, by the Council of the Borough of Garwood, County of Union, State of New Jersey, hereby direct and authorize Mr. Thomas C. Jardim, Esq., of Jardim, Meinser & Susser, P.C., to pursue legal action regarding the construction defects at the Garwood Sports and Recreation Complex.

COST FOR EXPENSES AND DISBURSEMENTS NOT TO EXCEED: \$25,000.00

RESOLUTION NO. 19-298

BE IT RESOLVED, by the Council of the Borough of Garwood, County of Union, State of New Jersey, hereby appoints:

Ian M. Rivera
2211 Wilson Road
Point Pleasant, NJ 08742

As a Probationary Patrolman in the Garwood Police Department, effective December 13, 2019, at an annual salary of \$42,396, in accordance with P.B.A. Contract 2018-2022.

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

RESOLUTION NO. 19-299

BE IT RESOLVED by the Council of the Borough of Garwood, County of Union, State of New Jersey, hereby authorizes the Borough Administrator/Clerk to sign a contract to provide professional animal control services to the Borough of Garwood:

WITH: Animal Control Solutions, LLC
 2 Marshall Drive
 Flemington, NJ 08822
 COST: \$8,400.00 (Annually)
 TERM: 3-year contract
 January 1, 2020 to December 31, 2022

RESOLUTION NO. 19-300

RESOLUTION BY THE GOVERNING BODY OF THE BOROUGH OF GARWOOD AUTHORIZING AN APPLICATION TO THE COMPLETE STREETS TECHNICAL ASSISTANCE PROGRAM

WHEREAS, the New Jersey Department of Transportation Complete Streets Design Guide defines complete streets as follows: "Complete Streets are streets designed for all users, all modes of transportation, and all ability levels. They balance the needs of drivers, pedestrians, bicyclists, transit riders, emergency responders, and goods movement based on the local context"; and

WHEREAS, while the primary benefit of complete streets is improved safety, particularly for people who walk or bike who are the most vulnerable users of the street, there are other positive outcomes. Complete streets create better places to live, work, and do business. They can help improve the health of a community by encouraging people to walk and bike, bolster the local economy by generating foot traffic in business districts and provide greater mobility options for residents and visitors; and

WHEREAS, through the North Jersey Transportation Planning Authority's FY2020 Complete Streets Technical Assistance Program, Sustainable Jersey will coordinate and the Voorhees Transportation Center at Rutgers University will provide planning-level technical assistance services to municipalities for a specific project related to advancing a complete streets initiative in their communities; and

WHEREAS, although no direct funding is provided, selected municipalities will receive free direct technical assistance services to complete a specific task related to advancing a complete streets initiative in their communities.

THEREFORE, BE IT RESOLVED the Governing Body of the Borough of Garwood authorizes the Municipal Engineer Michael Disko to submit an application to the Complete Streets Technical Assistance Program to receive free direct technical assistance services to complete a specific task related to advancing complete streets, and also commits pertinent municipal staff to coordinate and collaborate with Sustainable Jersey, Voorhees Transportation Center and the North Jersey Transportation Planning Authority to support the successful and timely delivery of technical assistance services.

RESOLUTION NO. 19-301

BE IT RESOLVED by the Council of the Borough of Garwood, County of Union, State of New Jersey, hereby authorizes the following:

Vendor: Shade Tree Maintenance
 Rich's Tree Service, Inc.
 325 Bergen Street
 S. Plainfield, NJ
 07080-3320
 Cost of contract: \$11,320.40

BE IT FURTHER RESOLVED that the award of this quote be subject to the Borough Treasurer executing the appropriate Certification of Funds.

RESOLUTION NO. 19-302

WHEREAS, the Mayor and Council of the Borough of Garwood, County of Union, State of New Jersey, hereby directs the transfers of 2019 budget appropriations be and they are hereby made:

BE IT RESOLVED, that the Chief Financial Officer be and is hereby authorized to make necessary transfers prior to year-end and that these be ratified at the next regularly scheduled meeting of the Governing Body.

2019 Budget Transfer #3

Resolution #19-302

FROM:	Department	Account Name	Account Number	Amount
	Group Insurance	Employer Active	9-01-23-220-200-1000	125.00
				<u>125.00</u>
TO:	Shade Tree	General Maintenance	9-01-26-313-200-0920	125.00
			Total	<u>125.00</u>

RESOLUTION NO. 19-303

WHEREAS, the Governor's Council on Alcoholism and Drug Abuse established the Municipal Alliances for the Prevention of Alcoholism and Drug Abuse in 1989 to educate and engage residents, local government and law enforcement officials, schools, nonprofit organizations, the faith community, parents, youth and other allies in efforts to prevent alcoholism and drug abuse in communities throughout New Jersey.

WHEREAS, The Garwood Council of the Borough of Garwood, County of Union, State of New Jersey recognizes that the abuse of alcohol and drugs is a serious problem in our society amongst persons of all ages; and therefore has an established Municipal Alliance Committee; and,

WHEREAS, the Garwood Borough Council further recognizes that it is incumbent upon not only public officials but upon the entire community to take action to prevent such abuses in our community; and,

WHEREAS, the Garwood Borough Council has applied for funding to the Governor's Council on Alcoholism and Drug Abuse through the County of Union;

NOW, THEREFORE, BE IT RESOLVED by the Borough of Garwood, County of Union, State of New Jersey hereby recognizes the following:

1. The Garwood Borough Council does hereby authorize submission of a strategic plan for the Garwood Municipal Alliance grant for fiscal year July 1, 2020 – June 30, 2025 in the amount of:
DEDR \$ 12,068
Cash Match \$ 3,017
In-Kind \$ 9,051
2. The Garwood Borough Council acknowledges the terms and conditions for administering the Municipal Alliance grant, including the administrative compliance and audit requirements.

RESOLUTION NO. 19-304

RESOLUTION CANCELING UNEXPENDED BALANCE OF 2018
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 2019 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 2019 budget appropriations be canceled to the credit of Fund Balance:

Operations – Excluded from “CAPS”

Debt Service – Pay down on Notes	\$6.00
Debt Service – Interest on Notes	\$2.96
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. 19-305

RESOLUTION OF THE BOROUGH OF GARWOOD CANCELLING GRANT BALANCES

WHEREAS, there exists various Grant Receivable and Grant Reserves on the Balance Sheet; and

WHEREAS, it is necessary to formally cancel the receivable balances and their offsetting appropriation balances from the balance sheet;

NOW THEREFORE BE IT RESOLVED by the council of the Borough of Garwood, County of Union, State of New Jersey that the following grant receivables and appropriation balances be cancelled:

Grant Receivables

2018/2019 Municipal Alliance Grant	\$ 823.45
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Grant Appropriated Reserves

2018/2019 Municipal Alliance Grant	\$ 823.45
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Grant Appropriated Reserves

2017 Local Match	\$46.56
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2018 Local Match	\$12.84
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<u>Operations</u>	\$59.40
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RESOLUTION NO. 19-306

BE IT RESOLVED, by the Council of the Borough of Garwood, County of Union, State of New Jersey hereby authorize the Borough Administrator/Municipal Clerk Christina M. Ariemma to prepare Request for Qualifications from qualified Broker agencies for the purpose of providing Professional Services for Insurance Consultant/Broker Services and Risk Management Services.

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

Roll Call:

Councilman Benoit	_____	Councilman Ince	_____
Councilwoman Blumenstock	_____	Councilman McCormack	_____
Councilman Graham	_____	Council President Lazarow	_____

RESOLUTIONS DELETED FROM THE CONSENT AGENDA:

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:

Councilman Benoit	_____	Councilman Ince	_____
Councilwoman Blumenstock	_____	Councilman McCormack	_____
Councilman Graham	_____	Council President Lazarow	_____

ADJOURNMENT:

The Regular Meeting of the Mayor and Council will be held on, **THURSDAY, DECEMBER 26, 2019**, 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.19-20, 19-21, 19-22 and 19-23 ON THURSDAY, DECEMBER 26, 2019, AT 7:15 P.M. OR SOON THERE AFTER

A motion was made by _____ second by _____ to adjourn. Time: _____