

CLIFTON, NEW JERSEY
REGULAR MEETING MINUTES SEPTEMBER 3, 2024

The Regular Meeting of the Municipal Council of the City of Clifton was held in the Municipal Conference Room of Clifton City Hall, 900 Clifton Avenue, Clifton, New Jersey.

8:00 P.M. CALL OF ROLL

Mayor Grabowski called the meeting to order and presided, and announced that the location of exits should be noted for use in case of fire or other emergencies and that smoking regulations apply to the building and cell phones should be deactivated and turned off and read the following Statement of Compliance into the record:

Adequate notice of this meeting has been provided by the Annual Notice of regularly scheduled meetings of the Municipal Council for the year 2024, which was published as legal advertisements in the Herald News on December 10, 2023, and was additionally advertised in the Record on December 10, 2023. Further notice of this meeting was given on Friday prior to the meeting to The Herald News and by posting of said notice on the bulletin board at City Hall and on the Clifton Website which notice stated that formal action may or may not be taken on matters to come before the Municipal Council.

Upon roll call, the following were noted present:

Councilman Gibson	(BG)
Councilman Kolodziej	(JK)
Councilman Latona	(AL)
Councilman D’Amato	(CD)
Councilwoman Pino	(RP)
Councilwoman Sadrakula	(MS)
Mayor Grabowski	(RG)

Also present were City Manager, Dominick Villano; City Attorney, Matthew Priore; Assistant City Attorney, Andrew Oddo; City Clerk, Nancy Ferrigno and Deputy City Clerk, Michele Butler.

CALL TO ORDER / ROLL CALL / INVOCATION / PLEDGE TO THE FLAG

Father Oleksii - Holy Ascension

APPROVAL OF MINUTES

A Motion was made by Councilman Latona, seconded by Councilman D’Amato and passed on roll call vote to approve the Workshop Session, Executive Session and Regular Session Meeting Minutes of September 3, 2024.

(7-0-0-0) Councilman Gibson, Councilman Kolodziej, Councilman Latona, Councilman D’Amato, Councilwoman Pino, Councilwoman Sadrakula and Mayor Grabowski voted aye.

COMMUNICATIONS FROM THE CITY MANAGER

- C-1 Ariel Alvarez, Public Safety, Hired as Firefighter, effective August 26, 2024, at \$43,190.00 annually.
- C-2 Steven Blanchard, Public Safety, Hired as Firefighter, effective August 26, 2024, at \$43,190.00 annually.
- C-3 Michael Wolf, Public Safety, Hired as Firefighter, effective August 26, 2024, at \$43,190.00 annually.
- C-4 Austin Reza, Public Safety, Hired as Firefighter, effective August 26, 2024, at \$43,190.00 annually.
- C-5 Nico Desousa, Public Safety, Hired as Firefighter, effective August 26, 2024, at \$43,190.00 annually.

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- C-6 Thomas McNulty, Public Safety, Hired as Firefighter, effective August 26, 2024, at \$43,190.00 annually.
- C-7 Christine LaMonica, Public Safety, resigned position of School Traffic Guard, effective August 26, 2024.
- C-8 Karen Wilk, Public Safety, retired position of School Traffic Guard, effective September 1, 2024.

COMMUNICATIONS MEETING MINUTES

- C-9 Minutes of Planning Board of August 22, 2024
- C-10 Minutes of Special Meeting of Disabilities Committee of August 19, 2024

SECOND READING ORDINANCES

None

FIRST READING ORDINANCES

A. Introduction of Ordinance 7933-24

The entitled ordinance was introduced and read by the City Clerk, as first reading, which reading was by title, passed upon motion made by Councilman Kolodziej, seconded by Councilman D'Amato, and passed on roll call vote.

An Ordinance to Amend, Revise and Supplement Chapter 367 of the Code of the City of Clifton Entitled "Retail Food Establishments" at Various Locations (Revises Licensing Provisions to Add Section for Temporary Food Establishments)

It was regularly moved, seconded, and carried that the ordinance now pending be further considered for final passage after public hearing at the regular meeting of the Municipal Council to be held Tuesday, September 17, 2024, at 8:00 p.m. and that the City Clerk be authorized to publish said ordinance together with statutory notice as required by law.

(7-0-0-0) Councilman Gibson, Councilman Kolodziej, Councilman Latona, Councilman D'Amato, Councilwoman Pino, Councilwoman Sadrakula and Mayor Grabowski voted aye.

B. Introduction of Ordinance 7934-24

The entitled ordinance was introduced and read by the City Clerk, as first reading, which reading was by title, passed upon motion made by Councilman Kolodziej, seconded by Councilman D'Amato and passed on roll call vote.

A Capital Ordinance Appropriating \$680,000.00 from the General Capital - Fund Balance for Public Improvements in and for the City of Clifton, County of Passaic, State of New Jersey

It was regularly moved, seconded, and carried that the ordinance now pending be further considered for final passage after public hearing at the regular meeting of the Municipal Council to be held Tuesday, September 17, 2024, at 8:00 p.m. and that the City Clerk be authorized to publish said ordinance together with statutory notice as required by law.

(7-0-0-0) Councilman Gibson, Councilman Kolodziej, Councilman Latona, Councilman D'Amato, Councilwoman Pino, Councilwoman Sadrakula and Mayor Grabowski voted aye.

C. Introduction of Ordinance 7935-24

The entitled ordinance was introduced and read by the City Clerk, as first reading, which reading was by title, passed upon motion made by Councilman Kolodziej, seconded by Councilman D'Amato, and passed on roll call vote.

A Capital Ordinance Appropriating \$640,000.00 from the Sewer Utility Capital - Fund Balance for Public Improvements in and for the City of Clifton, County of Passaic, State of New Jersey

It was regularly moved, seconded, and carried that the ordinance now pending be further considered for final passage after public hearing at the regular meeting of the Municipal Council to be held Tuesday, September 17, 2024, at 8:00 p.m. and that the City Clerk be authorized to publish said ordinance together with statutory notice as required by law.

(7-0-0-0) Councilman Gibson, Councilman Kolodziej, Councilman Latona, Councilman D'Amato, Councilwoman Pino, Councilwoman Sadrakula and Mayor Grabowski voted aye.

D. Introduction of Ordinance 7936-24

The entitled ordinance was introduced and read by the City Clerk, as first reading, which reading was by title, passed upon motion made by Councilman Gibson, seconded by Councilman D'Amato, and passed on roll call vote.

An Ordinance to Amend, Revise and Supplement Chapter 461 of the Code of the City of Clifton, Entitled "Zoning", More Particularly Article XI Thereof, Entitled "Definitions and Word Usage", Section 461-64, Entitled "Definitions" (Amends Definition of Height of Building)

It was regularly moved, seconded, and carried that the ordinance now pending be further considered for final passage after public hearing at the regular meeting of the Municipal Council to be held Tuesday, September 17, 2024, at 8:00 p.m. and that the City Clerk be authorized to publish said ordinance together with statutory notice as required by law.

(7-0-0-0) Councilman Gibson, Councilman Kolodziej, Councilman Latona, Councilman D'Amato, Councilwoman Pino, Councilwoman Sadrakula and Mayor Grabowski voted aye.

E. Introduction of Ordinance 7937-24

The entitled ordinance was introduced and read by the City Clerk, as first reading, which reading was by title, passed upon motion made by Councilman Gibson, seconded by Councilman D'Amato, and passed on roll call vote.

An Ordinance to Amend, Revise and Supplement Chapter 17 of the Code of the City of Clifton Entitled "Clifton Arts Center Gallery and Sculpture Park Committee" at Section 17-1 and Section 17-2 (Increases Board Membership to Include a Representative From Montclair State University)

It was regularly moved, seconded, and carried that the ordinance now pending be further considered for final passage after public hearing at the regular meeting of the Municipal Council to be held Tuesday, September 17, 2024, at 8:00 p.m. and that the City Clerk be authorized to publish said ordinance together with statutory notice as required by law.

(7-0-0-0) Councilman Gibson, Councilman Kolodziej, Councilman Latona, Councilman D'Amato, Councilwoman Pino, Councilwoman Sadrakula and Mayor Grabowski voted aye.

F. Introduction of Ordinance 7938-24

The entitled ordinance was introduced and read by the City Clerk, as first reading, which reading was by title, and tabled upon motion made by Councilwoman Sadrakula, seconded by Councilman Latona, and passed on roll call vote.

Bond Ordinance Providing for Various 2024 Capital Improvements, by and in the City of Clifton, in the County of Passaic, State of New Jersey Appropriating \$18,000,000 Therefor and Authorizing the Issuance of \$17,139,100 Bonds or Notes of the City to Finance Part Of the Cost Thereof

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(4-3-0-0) Councilman Gibson, Councilman Latona, Councilman D’Amato, and Councilwoman Sadrakula voted aye. Councilman Kolodziej, Councilwoman Pino and Mayor Grabowski voted nay.

G. Introduction of Ordinance 7939-24

The entitled ordinance was introduced and read by the City Clerk, as first reading, which reading was by title, and tabled upon motion made by Councilwoman Sadrakula, seconded by Councilman Latona, and passed on roll call vote.

Bond Ordinance Providing for Various Sewer Utility Capital Improvements in and by the City of Clifton, County of Passaic, State of New Jersey Appropriating \$8,050,000 Therefor and Authorizing the Issuance of \$8,050,000 Bonds or Notes to Finance the Cost Thereof

(4-3-0-0) Councilman Gibson, Councilman Latona, Councilman D’Amato, and Councilwoman Sadrakula voted aye. Councilman Kolodziej, Councilwoman Pino and Mayor Grabowski voted nay.

FLOOR TO THE MEMBERS OF THE PUBLIC

Tom Whittles, CASA, pointed out the CASA is a non-political organization and does not endorse any candidates. He thanked the volunteers who helped with the Overdose Awareness Memorial.

Gary Perino, 491 Mt. Prospect Ave., expressed his gratitude to the city manager for the installation of a speeding sign. He noted that the Traffic Safety Council is set to reconvene after their summer break and highlighted the need for a meeting with the county to discuss the Allwood Road project. Perino also raised concern about a stop sign at the bridge near Costco, which is obstructed by overgrown bushes, posing a potential hazard to drivers. He urged that all new developments should include blinking stop signs to enhance traffic safety. Reflecting on the last council meeting, which he deemed a debacle, he suggested that it would be beneficial to announce when a council member leaves the dais to avoid confusion. Furthermore, Perino advocated for the immediate start of 2025 budget meetings and proposed a review of discontinuing medical benefits for council members as part of fiscal responsibility.

Donna Popowich, 57 Dalewood Road, addressed several community concerns, beginning with an explanation of the procedure regarding unkempt grass in the neighborhood. She queried the enforcement of regulations against Airbnbs in Clifton and urged Administration to check the Airbnbs’ website for violations. Ms. Popowich highlighted ongoing issues with the abuse of garage sale ordinances and sought clarity on the status of hiring a new communications manager. She also mentioned her outreach to Congressman Pascrell's office for assistance with flooding issues, noting that with the Congressman’s recent passing, the new point of contact would be Senator Corey Booker. Additionally, she inquired about the scheduling of a County meeting concerning the Allwood Road project and emphasized the importance of adhering to Roberts Rules of Order. To conclude, Popowich firmly expressed her opposition to any new taxes that would burden residents.

Judy Bassford, 92 Mountainview Drive, took the opportunity to speak about an upcoming 911 Memorial Service. She emphasized the importance of the event as a solemn remembrance of a tragic day in history. Ms. Bassford kindly requested that attendees refrain from engaging in any political campaigning during the service, urging everyone to maintain the focus on honoring the memory of those who lost their lives.

With no one else wishing to be heard, a Motion was made by Councilwoman Sadrakula, seconded by Councilman Latona and passed on roll call vote to close the Public Session.

(7-0-0-0) Councilman Gibson, Councilman Kolodziej, Councilman Latona, Councilman D'Amato, Councilwoman Pino, Councilwoman Sadrakula and Mayor Grabowski voted aye.

CITY MANAGER PRIVILEGE/RESPONSE TO RESIDENTS

Gary Perino – City Manager, Dominick Villano, will contact owner to have the stop sign cleared.

Donna Popowich – City Manager, Dominick Villano, explained the grass maintenance ordinance. He remarked that short term rentals are against the City's ordinance and urged residents to call the City if the suspect one is being operated.

COMMITTEE REPORTS

Councilman Gibson read Recreation Department news.

Councilman D'Amato presented a Power Point presentation with suggestions to change, add and delete committees.

COUNCIL PRIVILEGE

Councilwoman Pino

Councilwoman Pino asserted the importance of granting Anthony's Towing a hearing to discuss their towing contract. She asked if amendments to the towing procedures were being collaborated on and the timeline for completion. A Motion was made by Councilwoman Pino, seconded by Councilman Latona and passed on roll call vote to add a discussion item on the next agenda to consider changes to the Towing Ordinance. Councilwoman Pino announced the upcoming Latino Carnival. She took the opportunity to wish all students and families a safe and successful new school year.

Councilman D'Amato

Councilman D'Amato reminded everyone to exercise caution for the safety of children as school opens soon. He stated the CASA overdose vigil was noted as a particularly moving event and thanked the organizers for putting it together. He asked City Manager, Dominick Villano, about the status of the DEP application concerning Third River flooding and the protocol for using the City's Reverse 911. Furthermore, he pointed out a rise in the rat population and asked what was being done to address this public health concern. Councilman D'Amato asked when the Allwood Road project meeting with the County would be occurring, as residents seek clarity on this development. He suggested a short recess during council meetings to avoid members leaving the dais at all different times. Councilman D'Amato mentioned the issue of illegal long-term rentals, noting that such rentals can often be found on various websites, raising concerns about regulation and enforcement. He requested an update on the status of the new Communications Manager. While some Councilmembers expressed dissatisfaction with adding a Stormwater Utility fee—viewed by some as an additional tax—he underscored its necessity for future infrastructure improvements and environmental management. Councilman D'Amato announced the upcoming 911 memorial honoring the lives lost and fostering a spirit of remembrance within the community.

Councilman Gibson

Councilman Gibson questioned the status of the hiring of a Communications Manager. He announced the forthcoming 911 memorial, highlighting its importance in honoring those who served and sacrificed.

Councilman D'Amato left the dais at 9:09 p.m.

Councilman Gibson extended his gratitude to the Subcommittee on Committees for their comprehensive Power Point presentation, which outlined innovative strategies to improve the functionality and efficiency of various committees. As the school year opens, he urged the community to exercise caution and remain vigilant, while also expressing deep appreciation for

the hard work and dedication of teachers in shaping the future of students.

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Councilwoman Sadrakula

Councilwoman Sadrakula addressed her concern regarding an incomplete overtime report she received from the Fire Department. She pointed out an ongoing problem of rat infestations in the City and asked what the City is implementing to tackle this issue. Councilwoman Sadrakula discussed enforcement of the prohibition against short-term rentals. She asked that a discussion item was added to address unfinished business. Councilwoman Sadrakula proposed sending letters to community groups inviting them to host forums ahead of the upcoming municipal council election, fostering civic engagement and participation. She inquired about the timeline for the installation of speed tables and expressed concerns about the number of garage sale violations occurring within the City. Councilwoman Sadrakula commented that there is a need for repainting crosswalks and asked when a meeting would be arranged with the County for the public to discuss the Allwood Road project.

Councilman D'Amato returned to the dais at 9:15 p.m.

She discussed the need to update the current zoning ordinances to ensure they are aligned with current development needs, alongside the importance of conducting soil testing for new projects to safeguard environmental standards. Councilwoman Sadrakula firmly opposed the creation of a stormwater utility, equating it to an additional tax burden on residents. Moreover, she mentioned that a property tax revaluation is on the horizon, which could impact local finances considerably. To support ongoing projects, Clifton requires additional funding from State legislatures, especially for critical infrastructure needs. Councilwoman Sadrakula asked Administration to send a letter to Senator Cory Booker's office, seeking assistance regarding the persistent flooding issues along the Third River. Lastly, she asked for the start and finish dates for the Fire Chief test.

Councilman Latona

Councilman Latona began by congratulating the new firefighters in our community. He remarked that it is now the back-to-school season and urged residents to be particularly cautious and mindful of safety. He asked if the letters were sent to local organizations, encouraging them to hold candidate forums in preparation for the November election. Councilman Latona requested a copy of the vehicle fleet report, suggesting that the Council should consider issuing a Request for Proposals (RFP) for new vehicles. He extended his gratitude to the Subcommittee on Committees for their efforts in creating a Power Point presentation aimed at streamlining committee functions. He proposed that the finalization of this committee streamlining be placed on the next meeting's agenda. Councilman Latona expressed a desire to receive monthly status reports on any new developments in the area. He inquired about the current status of speed tables and bump-outs. Councilman Latona addressed Mr. Whittles in response to concerns raised, he clarified that he did not intend to disparage the CASA organization but emphasized the need for notification as a governing body whenever someone is being recognized. He announced the creation of a council calendar, which will include updates on local events. Councilman Latona suggested adding stormwater management fees and infrastructure upgrades within developer agreements. Lastly, he sought information on the scheduling of a public hearing regarding the Allwood Road project.

Councilman Kolodziej

Councilman Kolodziej exercised his Council Privilege to announce an upcoming fundraiser for the Arts Center, while also drawing attention to the critical issue of non-functioning air conditioning in the facility. In a motion that garnered support, Councilman Kolodziej proposed, and Councilman Latona seconded, a plan to add a discussion item to the next agenda regarding the expiration of the SALT Act, which imposes limitations on property tax deductions. Councilman Kolodziej underscored the importance of addressing this issue, stressing its potential impact on local taxpayers. He shared insights from his experiences, cautioning his colleagues about the pitfalls of having multiple council liaisons on advisory committees. He recalled a previous instance where an excess of liaisons led to concerns about nepotism and highlighted that some committees are statutory, which may impose limitations on changes. Councilman Kolodziej articulated a pressing need for the establishment of a Storm Water Utility, pointing out the significance of addressing stormwater management in the community. He expressed

frustration over various projects that would now be delayed due to the Council's decision to table the Bond Ordinance and urged his colleagues to reconsider their stance to prevent further setbacks.

Mayor Grabowski

Mayor Grabowski took a moment to express heartfelt gratitude to CASA for their invaluable contribution in organizing the recent overdose awareness vigil. He commented that the event not only raised awareness but also fostered a sense of community and support for those affected by substance use disorders. Additionally, he celebrated the success of the recent Veterans Food Truck Festival. Mayor Grabowski announced that revisions have been made to the zoning ordinance regarding building heights. These changes aim to prevent the exploitation of loopholes by architects and ensure that our urban landscape aligns with the vision of our community. He confirmed that the Zoning Committee is actively updating several additional zoning ordinances to enhance the overall functionality and safety of our neighborhoods. Mayor Grabowski clarified that while he appreciates the guidance of Robert's Rules of Order, it serves only as a guideline for our proceedings. Our city operates under its own established rules of order, and per these regulations, members of the public are not permitted to call a point of order during meetings.

City Manager response to Council

In response to recent council inquiries, the City Manager provided updates on several key initiatives and issues facing the city. The Manager has engaged with the Director of the Department of Environmental Protection (DEP) regarding an application aimed at mitigating flooding at the Third River and will also reach out to Governor Murphy's office for further support. The reverse 911 communication protocol is set for improvement once the new communications manager is hired. The City Manager emphasized the need for an Assistant City Manager to both support ongoing projects and prepare for future leadership roles. In addressing the ongoing complaints about rat infestations, the city has initiated the use of exterminators to manage the issue effectively. A meeting is currently being organized with the County to discuss the Allwood Road project. Additionally, the city is actively monitoring short-term rental sites to identify and address illegal rentals. The job posting for the communications manager has been posted on the New Jersey League of Municipalities (NJLM) website and will close on September 5th, after which interviews will commence. An updated report on fire department overtime will be provided. The City Manager noted that work is ongoing regarding the installation of speed tables and bump outs, while many crosswalks have already been painted, with more scheduled for completion. Efforts to upgrade zoning ordinances are also in progress. Lastly, the fire chief's examination opened on August 1st and will remain open until October 31st, and the air conditioning system failure at the Arts Center is being assessed.

RESOLUTIONS VOTED ON SEPERATELY

A Motion was made by Councilwoman Sadrakula, seconded by Councilman D'Amato and passed on roll call vote to table Resolution 427-24

R427-24 Resolution Approving Developer Agreement Between the City of Clifton and PB Nutclif Master, LLC

RESOLUTION APPROVING DEVELOPER AGREEMENT BETWEEN THE CITY OF CLIFTON AND PB NUTCLIF MASTER, LLC

BE IT RESOLVED, that a Developer Agreement between the City of Clifton and PB Nutclif Master LLC, the developer of Block 80.02, Lots 1.08, 1.09, 1.10, 4.13 & 4.14, 310 Kingsland Street, Clifton, New Jersey, is hereby authorized and approved; and

BE IT FURTHER RESOLVED, that the Mayor and City Clerk are hereby authorized and directed to execute said Developer Agreement on behalf of the City of Clifton.

(7-0-0-0) Councilman Gibson, Councilman Kolodziej, Councilman Latona, Councilman D'Amato, Councilwoman Pino, Councilwoman Sadrakula and Mayor Grabowski voted aye.

A Motion was made by Councilman Kolodziej, seconded by Councilman D’Amato and passed on roll call vote to move the group.

(7-0-0-0) Councilman Gibson, Councilman Kolodziej, Councilman Latona, Councilman D'Amato, Councilwoman Pino, Councilwoman Sadrakula and Mayor Grabowski voted aye.

R413-24 Resolution: Approve Claims List Resolution for the September 3, 2024, City Council Meeting

**RESOLUTION
TO APPROVE
Claims to be paid the
Meeting of September 3, 2024**

Current Fund	\$	18,253,161.44
Grant Fund	\$	465,838.16
General Capital Fund	\$	14,215.00
Sewer Utility -Operating	\$	4,142.34
Sewer Utility-Capital	\$	-
Developers Escrow	\$	12,731.00
Dog Trust	\$	586.88
Revolving Loan Fund		
Police Extra Duty	\$	-
Trust Other	\$	50,850.35
Section 8 Public Housing	\$	1,359.00
Reserve for Housing	\$	-
Community Development	\$	37,522.42
Payroll Agency	\$	-
Tax Title Lien Redemption	\$	-
Affordable Housing	\$	-
	\$	-
Self Insurance	\$	1,383,562.15
	\$	
Fire Dedicated Penalties	-	
Revolving Loan Fund	\$	-
Tax Title Lien Redemption	\$	-
Unemployment Trust Fund	\$	-
Library	\$	-
General Liability Trust	\$	1,227.00
Workers Compensation Trust	\$	-
Trust Escrow	\$	-
Reserve for Housing	\$	-
Federal DOJ Forfeiture	\$	-
	\$	
TOTAL CLAIMS		20,225,195.74

Resolved that all claims on the attached sheets are approved as reasonable and proper claims against the City of Clifton.

R414-24 Resolution for Reclassification of Payments

**RESOLUTION
RECLASSIFICATION OF PAYMENTS**

BE IT RESOLVED, by the Mayor and City Council of the City of Clifton, County of Passaic, State of New Jersey, that the Chief Financial Officer is hereby authorized to reclassify the following payment as follows:

CHECK#	DATE	PAYEE	AMOUNT	FROM	TO
904732	07/17/2024	U.S.A DISTRIBUTORS INC	\$777.00	02-213-40-702-018	01-201-27-330-248

R415-24 Resolution - Chapter 159 Resolution to Amend the 2024 Municipal Budget to Include Grant - \$168,049.00 NJACCHO Sustaining Local Public Health

CHAPTER 159 RESOLUTION
AMENDING THE 2024 CITY BUDGET FOR
ADDITIONAL REVENUE AND APPROPRIATION

WHEREAS, N.J.S. 40A:4-87 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 an item of appropriation for an equal amount, and

WHEREAS, the City of Clifton has received \$168,049.00 from the New Jersey Association of County and City Health Officers (NJACCHO) for Sustaining Local Public Health Infrastructure Grant (07/01/2024 to 03/31/2026) and wishes to amend the 2024 Municipal Budget to include these amounts as revenue,

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of the City of Clifton, County of Passaic, State of New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2024 in the sum of \$168,049.00, which is now available as a revenue from:

Miscellaneous Revenues:
 Special Items of General Revenue Anticipated
 With Prior Written Consent of the Director of the
 Division of Local Government Services:
 State and Federal Revenues Off-set with
 Appropriations:

NJACCHO Sustaining Local Public Health (07/01/2024 to 03/31/2026) - \$168,049.00

BE IT FURTHER RESOLVED, that the like sum of \$168,049.00 be and the same is hereby appropriated under the caption of:

General Appropriations:
 (a) Operations Excluded from CAPS
State and Federal Programs Off-set by
Revenues:

NJACCHO Sustaining Local Public Health (07/01/2024 to 03/31/2026) - \$168,049.00

BE IT FURTHER RESOLVED, that the City forward copies of this resolution to the Director of Local Government Services for approval.

R416-24 Resolution - Chapter 159 Resolution to Amend the 2024 Municipal Budget to Include Grant - \$45,150.00 Safe & Secure Communities

**CHAPTER 159 RESOLUTION
AMENDING THE 2024 CITY BUDGET FOR
ADDITIONAL REVENUE AND APPROPRIATION**

WHEREAS, N.J.S. 40A:4-87 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 an item of appropriation for an equal amount, and

WHEREAS, the City of Clifton has received \$45,150.00 from the New Jersey Department of Law and Public Safety for the 2024 Safe & Secure Communities Grant Program and wishes to amend the 2024 Municipal Budget to include these amounts as revenue,

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of the City of Clifton, County of Passaic, State of New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2024 in the sum of \$45,150.00, which is now available as a revenue from:

Miscellaneous Revenues:

Special Items of General Revenue Anticipated
With Prior Written Consent of the Director of the
Division of Local Government Services:
State and Federal Revenues Off-set with
Appropriations:

2024 Safe & Secure Communities Program - \$45,150.00

BE IT FURTHER RESOLVED, that the like sum of \$45,150.00
be and the same is hereby appropriated under the caption of:
General Appropriations:

(a) Operations Excluded from CAPS
State and Federal Programs Off-set by
Revenues:

2024 Safe & Secure Communities Program - \$45,150.00

BE IT FURTHER RESOLVED, that the City forward copies of this resolution to the Director of Local Government Services for approval.

R417-24 Resolution of the Governing Body Certification of the Annual Audit

GOVERNING BODY CERTIFICATION OF THE ANNUAL AUDIT

WHEREAS, N.J.S.A. 40A:5-4 requires the Governing Body of every local unit to have made an annual audit of its books, accounts and financial transactions; and

WHEREAS, the Annual Report of Audit for the year 2023 has been filed by a Registered Municipal Accountant with the Municipal Clerk pursuant to N.J.S.A. 40A:5-6, and a copy has been received by each member of the Governing Body; and

WHEREAS, R.S. 52:27BB-34 authorizes the Local Finance Board of the State of New Jersey to prescribe reports pertaining to the local fiscal affairs; and

WHEREAS, the Local Finance Board has promulgated N.J.A.C. 5:30-6.5, a regulation requiring that the Governing Body of each municipality shall by resolution certify to the Local Finance

Board of the State of New Jersey that all members of the Governing Body have reviewed, as a minimum, the sections of the Annual Audit entitled “Comments and Recommendations”; and

WHEREAS, the members of the Governing Body have personally reviewed at a minimum the Annual Report of Audit, and specifically the sections of the Annual Audit entitled “Comments and Recommendations”, as evidenced by the Group Affidavit Form of the Governing Body attached hereto; and

WHEREAS, such resolution of certification shall be adopted by the Governing Body no later than forty-five days after the receipt of the Annual Audit, pursuant to N.J.A.C. 5:30-6.5; and

WHEREAS, all members of the Governing Body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board; and

WHEREAS, failure to comply with the regulations of the Local Finance Board of the State of New Jersey may subject the members of the local Governing Body to the penalty provisions of R.S. 52:27BB-52, to wit:

R.S. 52:27BB-52: A local officer or member of a local Governing Body who, after a date fixed for compliance, fails or refuses to obey an order of the Director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined no more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the City of Clifton hereby states that it has complied with N.J.A.C. 5:30-6.5 and does hereby submit a certified copy of this resolution and the required Affidavit to said Board to show evidence of said compliance.

R418-24 Resolution Authorizing Purchase of Ten (10) New 2024 Dodge Durango Pursuit AWD Vehicles (WDEE75) for Clifton Police Department off New Jersey State Contract Pursuant to N.J.S.A. 40A:11-12a

**RESOLUTION AUTHORIZING PURCHASE OF TEN (10) NEW 2024 DODGE
DURANGO PURSUIT AWD VEHICLES (WDEE75) FOR CLIFTON POLICE
DEPARTMENT OFF NEW JERSEY STATE CONTRACT PURSUANT TO N.J.S.A.
40A:11-12a**

WHEREAS, the City of Clifton Police Department has a requested to purchase ten (10) 2024 Dodge Durango pursuit vehicles; and

WHEREAS, Nielsen of Morristown, Inc., 200 Ridgedale Avenue, Morristown NJ 07960 has been awarded New Jersey State Contract No. 23-FLEET-34933, Sport Utility Vehicles, Gasoline /Hybrid/ Electric, which expires on June 17, 2025; and

WHEREAS, the Clifton Police Department has obtained quotes from Nielsen Ford for 2024 Dodge Durango Pursuit vehicles at \$41,891.25 per vehicle, including optional equipment in

accordance with the contract awarded by New Jersey State, in a not to exceed total amount of \$418,912.50 for ten (10) of the above vehicles; and

WHEREAS, pursuant to said Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq., the Municipal Council wishes to authorize the aforesaid mentioned purchases and delegate the power to make the same to the following named official: **Amisha Jariwala, Purchasing Agent** upon the terms and conditions hereafter stated; and

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NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Municipal Council do hereby approve and authorize the aforementioned purchase above from Nielsen of Morristown, Inc., 200 Ridgedale Avenue Ridgedale Avenue, Morristown NJ 07960, off the NJ State Contract No23-FLEET-34933 for a price of \$41,891.25 each unit, and a total not to exceed amount for three units of \$418,912.50

BE IT FURTHER RESOLVED, that no services and/or goods shall commence prior to issuance of a Purchase Order by the Finance Department.

R419-24 Resolution to Award Contract to Trane to Replace HEPA Filter in Clifton Police Firing Range via National Co-Op OMNIA Partners Racine Contract (Police Department)

**RESOLUTION TO AWARD CONTRACT TO TRANE TO REPLACE HEPA FILTER
IN CLIFTON POLICE FIRING RANGE VIA NATIONAL CO-OP OMNIA PARTNERS
RACINE CONTRACT (POLICE DEPARTMENT)**

WHEREAS, the City of Clifton is permitted to join national Cooperative purchasing agreement under the authority of N.J.S.A. 52:34-6.2(b)(3); and

WHEREAS, Trane U.S., Inc., was awarded Omnia Partners national cooperative contract # WI Racine Contract #3341 for HVAC Products, Installation, Labor Based Solutions and related Services”, which provides for as-needed repairs for Trane HVAC equipment and systems; and

WHEREAS, the City of Clifton is a member of the Omnia Partners (formerly U.S. Communities), a national cooperative, since January 1, 2012, thru present, in accordance with N.J.S.A. 52:34-6.2, and LFN 2012-10, which allows local contracting units to utilize national cooperative contracts as a method of procurement; and

WHEREAS, pursuant to Resolution R225-24 of May 7,2024, an advertisement was initially place in the Herald News on May 16,2024 to announce City’s interest in utilizing the OMNIA Partners national cooperative contract for the replacement of exhaust fan HEPA Filters at the Clifton Police Department Firing Range, (subsequent to the 10-day period for comments, which ended in May 26,2024, without comments submitted); and

WHEREAS, Clifton Police Department requires a replacement of Exhaust Fan HEPA (High Efficiency Particulate Air) filter to ensure proper air quality in Police Firing Range; and

WHEREAS, The Purchasing Agent and DPW Director concur that it is in the City’s best interest to utilize the Omnia Partners national cooperative contract and has followed all the applicable guidelines stipulated by the Department of Community Affairs, Division of Local Government Services as outlined in LFN 2012-20; and

WHEREAS, Omnia Partners (formerly U.S. Communities) awarded the above referenced contract (Omnia Racine Contract #3341), to Trane U.S., Inc., 19 Chapin Road, Bldg. B, Suite 200, Pine Brook, NJ 07058, for a term of September 1,2022 – August 31, 2027, which provides for purchase and maintenance of HVAC Products, Installation, Labor Based Solutions and related products and services; and

WHEREAS, pursuant to said Local Public Contracts Law, N.J.S.A. 40:11-1 et. seq. the Municipal Council wishes to authorize the aforementioned purchase and delegate the power to make the same to following name official: Amisha Jariwala, Purchasing Agent; and

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Municipal Council do hereby approve and authorize the aforementioned contract to Trane located at 19 Chapin Road, Bldg. B, Suite 200, Pine Brook, NJ 07058 in the amount not to exceed \$27,950.00.

R420-24 Resolution Authorizing the Purchase of Equipment Repair Parts and Services for Wide Area Lawnmower off the Bergen County Co-Op (DPW)

**RESOLUTION AUTHORIZING THE PURCHASE OF EQUIPMENT REPAIR PARTS
AND SERVICES FOR WIDE AREA LAWNMOWER OFF THE BERGEN COUNTY
CO-OP
(DEPARTMENT OF PUBLIC WORKS)**

WHEREAS, pursuant to R576-16, R459-17, R472-17 and R571-17 the Department of Public Works (DPW) has previously purchased Storr Lawnmowers off the local cooperatives; and

WHEREAS, the Department of Public Works is in need to repair the lawn mowers; and

WHEREAS, Storr Tractor Company, Inc. has been awarded a contract under the Catalog/Equipment Repairs: Parts and Services -Catalog- CK04 COOP, via Bergen County Cooperative BC-BID-23-52 Equipment Repairs - Parts & Service; and

WHEREAS, the above Bergen County cooperative contract BC-BID-23-52 provides for the Equipment Repairs - Parts & Service, for a not to exceed amount of \$35000.00; and

WHEREAS, the City is a member of the Bergen County Cooperative, from which the above contract was awarded for a bid term extended through to February 6, 2026; and

WHEREAS, pursuant to said Local Public Contracts Law, N.J.S.A. 40A:11-1 et. seq., the Municipal Council wishes to authorize the aforesaid mentioned purchase and delegate the power to make the same to the following named official: Amisha J. Jariwala, Purchasing Agent; and

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Municipal Council do hereby approve and authorize the aforementioned award of contract to Storr Tractor Company, located at 3191 US 22 Branchburg, NJ 08876, based on the contract period and terms outlined in the above Bergen County Cooperative contract in an amount not to exceed \$35000.00 for Equipment Repairs - Parts & Service; and

BE IT FURTHER RESOLVED, that no services and/or goods shall commence prior to issuance of a Purchase Order by the Finance Department.

R421-24 Resolution Authorizing Award of Contract for Preventative Maintenance and Emergency Repair for Fire Apparatus for the City of Clifton

**RESOLUTION AUTHORIZING AWARD OF CONTRACT FOR
PREVENTATIVE MAINTENANCE AND EMERGENCY REPAIR
FOR FIRE APPARATUS FOR THE CITY OF CLIFTON**

WHEREAS, on July 30, 2024, the City of Clifton solicited bids for “Preventative Maintenance and Emergency Repair for Fire Apparatus” to for the fire apparatus fleet; and

WHEREAS, two bids were received from Fire and Safety Services and FF1 Apparatus LLC; and

WHEREAS, upon attorney review of the submitted documents, FF1 Apparatus LLC located at 34 Wilson Drive, Sparta NJ, was deemed the lowest responsive and responsible bidder; and

WHEREAS, the Fire Chief has stated that FF1 Apparatus LLC has provided the responsive bid, and has requested that the City Council authorize the 2024 Contract, for a total not to exceed amount of \$95,000 for the term on August 1,2024 and end on July 31,2026; and

WHEREAS, the lowest bidder FF1 Apparatus submitted the following rates:

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- 1. Repair (emergency and/or non-emergency)
 - a. Labor Hourly Rate = \$125.00 per hour
- 2. Annual Preventative Maintenance Chassis Service
 - a. \$995.00 per unit
- 3. Annual Pump Service/Maintenance – Other
 - a. \$495.00 per unit
- 4. Annual Pump Service/Maintenance – Pierce
 - a. \$495.00 per unit
- 5. Annual Aerial Ladder Preventative Maintenance Services – Other
 - a. \$1,595.00 per unit
- 6. Annual Aerial Ladder Preventative Maintenance Services – Pierce
 - a. \$1,595.00 per unit
- 7. Percentage Markup for parts above Dealer’s Cost
 - a. 20%

NOW, THEREFORE, BE IT RESOLVED, that the contract award for the Preventative Maintenance and Emergency Repair for Fire Apparatus be and is hereby approved and authorized to FF1 Apparatus LLC located at 34 Wilson Drive, Sparta NJ in accordance with the bid received on July 30, 2024, for a total contract not to exceed amount of \$95,000.00. The term of the contract shall commence on August 1, 2024, and end on July 31, 2026. The City of Clifton may renew said contract for one-year extension in accordance with the bid received on July 30, 2024.

R422-24 Resolution to Award Contract to Efficient Air Service LLC for the Purchase of HVAC System at Fire Station #4 for the City of Clifton

**RESOLUTION TO AWARD CONTRACT TO
EFFICIENT AIR SERVICE LLC FOR THE PURCHASE OF HVAC SYSTEM AT THE
FIRE STATION #4 FOR THE CITY OF CLIFTON**

WHEREAS, the City of Clifton DPW Department wishes to replace the HVAC unit at the Fire Station#4; and

WHEREAS, quotations were solicited for the purpose of the above procurement. The following two vendors submitted the quotes:

		Total Cost
1.	Efficient Air Service LLC	\$23,414.00
2.	Total Mechanical Systems	\$26,223.00

WHEREAS, this award is of a non-fair and open contract in accordance with N.J.S.A. 19:44-A-20.5; and

WHEREAS, the estimated value of the contract is expected to be in excess of \$17,500.00; and

WHEREAS, the Business Entity Disclosure Certification has been received from Efficient Air Service LLC located at 10- NJ-23 Riverdale NJ 07457and is incorporated in the contract awarded hereby; and

WHEREAS, upon review of the submitted quotes, it is recommended the contract be awarded to the lowest responsive and responsible vendor Efficient Air Service LLC located at 10- NJ-23 Riverdale NJ 07457 in the amount of \$23,414.0; and

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Municipal Council that the contract (by way of a purchase order) for purchase of HVAC system be awarded to the lowest respondent, Efficient Air Service LLC located at 10- NJ-23 Riverdale NJ 07457 in an amount not to exceed \$23,414.00. Term of contract shall commence September 1, 2024, and end on August 31, 2025; and

BE IT FURTHER RESOLVED, that no services and/or goods shall commence prior to issuance of a Purchase Order by the Finance Department.

R423-24 Resolution to Award Contract to Trane US, Inc. for the Maintenance of HVAC Building Automated System for City Owned Buildings

**RESOLUTION TO AWARD CONTRACT TO
TRANE US INC FOR THE MAINTENANCE OF HVAC BUILDING AUTOMATED
SYSTEM FOR CITY OWNED BUILDINGS**

WHEREAS, the City of Clifton DPW Department has need to maintain the HVAC Building Automated System (BAS) for City owned buildings; and

WHEREAS, quotations were solicited for the purpose of the above procurement. The following two vendors submitted the quotes for City Hall Building, Police Firing Range and Clifton Art Center:

		Total Cost
1.	Trane US Inc.	\$32,001.00
2.	Efficient Air Services LLC	Unable to provide the maintenance agreement due to the lack of software compatibility with Trane Tracer BAS system

WHEREAS, this award is of a non-fair and open contract in accordance with N.J.S.A. 19:44-A-20.5; and

WHEREAS, the estimated value of the contract is expected to be in excess of \$17,500.00; and

WHEREAS, the Business Entity Disclosure Certification has been received from Trane US Inc. located at 19 Chapin Road, Building B Suite 200 Pine Brook NJ 07058 and is incorporated in the contract awarded hereby; and

WHEREAS, upon review of the submitted quotes, it is recommended the contract be awarded to the lowest responsive and responsible vendor Trane US Inc. located at 19 Chapin Road, Building B Suite 200 Pine Brook NJ 07058 in the amount of \$32,001.00; and

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Municipal Council that the contract (by way of a purchase order) for purchase of HVAC system be awarded to the lowest respondent, Trane US Inc. located at 19 Chapin Road, Building B Suite 200 Pine Brook NJ 07058 in the amount of \$32,001.00. Term of contract shall commence September 1, 2024 and end on August 31, 2025; and

BE IT FURTHER RESOLVED, that no services and/or goods shall commence prior to issuance of a Purchase Order by the Finance Department.

R424-24 Resolution Approving Access Agreement with Newfields, LLC Allowing Access to Anzaldi Park for Soil and Groundwater Testing

**RESOLUTION APPROVING ACCESS AGREEMENT WITH NEWFIELDS, LLC
ALLOWING ACCESS TO ANZALDI PARK FOR SOIL AND GROUNDWATER
TESTING**

BE IT RESOLVED, that an Access Agreement allowing access by NewFields, LLC on behalf of Clifton Metals Realty, LLC to Anzaldi Park for soil and groundwater testing in connection with the environmental investigation and remediation of the former Parkway Iron & Metals, Inc. facility; and

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BE IT FURTHER RESOLVED, that the Mayor and City Clerk are hereby authorized and directed to execute an Access Agreement on behalf of the City of Clifton in a form to be approved by the Law Department.

R425-24 Resolution Authorizing Supplemental Funds for Professional Services to Adams, Lattibourdere, Croot & Herman, for Prosecution of Disciplinary Matters Against Employees of the City of Clifton

RESOLUTION AUTHORIZING SUPPLEMENTAL FUNDS FOR PROFESSIONAL SERVICES TO ADAMS, LATTIBOURDERE, CROOT & HERMAN, FOR PROSECUTION OF DISCIPLINARY MATTERS AGAINST EMPLOYEES OF THE CITY OF CLIFTON

WHEREAS, on June 5, 2024, a professional services contract for prosecution of disciplinary matters against employees of the City of Clifton, was awarded to Adams, Lattibourdere, Croot & Herman, for the one-year period from June 5, 2024 through June 4, 2025; and

WHEREAS, the authorized amount under the contract for said services was not to exceed \$5,000.00 for the contract term without the adoption of a supplemental resolution; and

WHEREAS, Adams, Lattibourdere, Croot & Herman, have provided satisfactory prosecution of disciplinary matter services to the City of Clifton and, due to greatly enhanced activity, it is projected that the fee for said services will exceed the original authorized amount of \$5,000.00; and

WHEREAS, supplemental funding in the amount of an additional not to exceed \$5,000.00 for a total not to exceed \$10,000.00 will be required through the conclusion of the contract on June 4, 2025;

NOW, THEREFORE, BE IT RESOLVED, that supplemental funding in the amount of an additional not to exceed \$5,000.00 for a total not to exceed \$10,000.00 for prosecution of disciplinary matters through June 4, 2025, by Adams, Lattibourdere, Croot & Herman, is authorized and approved.

R426-24 Resolution Authorizing Entertainment License for Madin S. Bawwab, MRM Lebanese Cuisine, Inc., d/b/a Beirut Lebanese Cuisine at 1543 Main Avenue

RESOLUTION AUTHORIZING ENTERTAINMENT LICENSE FOR MADIN S. BAWWAB, MRM LEBANESE CUISINE, INC., D/B/A /BEIRUT LEBANESE CUISINE AT 1543 MAIN AVENUE

BE IT RESOLVED, by the Municipal Council of the City of Clifton, that the application of Madin S. Bawwab, MRM Lebanese Cuisine, Inc., d/b/a /Beirut Lebanese Cuisine, of 1543 Main Avenue, Clifton, New Jersey (B-C Zone), is approved, and entertainment is authorized for the period from July 1, 2024 through June 30, 2025, on the following terms and conditions:

1. NIGHTS - STANDARD ENTERTAINMENT NIGHTS/HOURS:

One (1) night per week:
Saturday
Hours: 10:00 p.m. to 1:00 a.m.

2. OPTIONAL ENTERTAINMENT NIGHTS/HOURS:

New Year's Eve

3. TYPE OF ENTERTAINMENT (one of the following at permitted times):

Two-piece band

4. TERM OF AUTHORIZATION FOR ENTERTAINMENT:

July 1, 2024, through June 30, 2025

5. SECURITY/PARKING REQUIREMENTS:

Not applicable.

6. NOISE LEVELS:

In accordance with the Code of the City of Clifton.

7. OUTSIDE DEBRIS CLEANUP:

In accordance with the Code of the City of Clifton.

8. REQUIREMENTS/RESTRICTIONS:

- A. An entertainment license is not required for private parties. A private party is defined as a gathering or celebration that is by invitation only and is not advertised or open to any members of the general public and in which no admission fee is charged to guests, whether in advance or at the door. Any party or event that is advertised in any media, including but not limited to newspapers, magazines, internet, radio or television shall not be considered a private party. Any party or event in which an admission fee is charged to guests, whether in advance or at the door, shall not be considered a private party.
- B. There will be no loud or offensive music, no go-go or exotic dancers; no dancing or other entertainment of a lewd, licentious or lascivious manner; no topless, bottomless or indecently exposed entertainers or service employees; no entertainers under eighteen (18) years of age.
- C. No establishment that is licensed to serve alcoholic beverages shall advertise, promote or hold a “teen night” for individuals under the age of 18. When holding a private party in which individuals under the age of 21 are invited, no alcoholic beverages may be served to individuals under the age of 21.

R428-24 Resolution Moving Alternate Members of the Clifton Zoning Board of Adjustment

RESOLUTION MOVING ALTERNATE MEMBERS OF THE CLIFTON ZONING BOARD OF ADJUSTMENT

WHEREAS, the Mayor and Council of the City of Clifton, County of Passaic, State of New Jersey is aware of a member vacancy on the Clifton Zoning Board of Adjustment; and

WHEREAS, currently, David Braid holds the position of Alternate #1 and Avraham Eisenman currently holds the position of Alternate #2 on said committee;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Municipal Council of the City of Clifton, County of Passaic, State of New Jersey that David Braid be moved from Alternate #1 to Member of the Clifton Zoning Board of Adjustment commencing this day; and

BE IT FURTHER RESOLVED, that Avraham Eisenman be moved from Alternate #2 to Alternate #1 commencing this day.

R429-24 Resolution for Appointment to the Advisory Committee for Individuals with Disabilities

RESOLUTION FOR APPOINTMENT TO THE ADVISORY COMMITTEE FOR INDIVIDUALS WITH DISABILITIES

September 3, 2024
WHEREAS, the Mayor and Council of the City of Clifton, County of Passaic, State of New Jersey are in receipt of an application from Janice Struwe to become Alternate #2 of the Advisory Committee for Individuals with Disabilities;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Municipal Council of the City of Clifton, County of Passaic, State of New Jersey that Janice Struwe be and is hereby appointed as Alternate #2 to the Advisory Committee for Individuals with Disabilities for a four-year term commencing this day through December 31, 2028.

R430-24 Resolution Authorizing New Limousine License - Gio Rides LLC

RESOLUTION AUTHORIZING NEW LIMOUSINE LICENSE

WHEREAS, the Mayor and Council of the City of Clifton, County of Passaic, State of New Jersey are in receipt of a new Limousine License application from Eduardo Romero the owner and operator of Gio Rides, LLC, 29 Harrison Place, in the City of Clifton; and

WHEREAS, all paperwork has been completed and all fees have been paid; and

WHEREAS, all inspections have been completed by the Police and Zoning Departments;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Clifton, County of Passaic, State of New Jersey that approval for a new Limousine License from Eduardo Romero, the owner and operator of Gio Rides LLC in the City of Clifton is hereby granted.

Company name:

Gio Rides LLC

Owner and Operator:

Eduardo Romero

Approved Vehicles:

2023 Chevy Suburban 1GNSKFKD4PR181042

Approved Parking Location:

29 Harrison Place, Clifton, NJ

R431-24 Resolution Authorizing Tax Collector to Lien Properties and Bill Property Owners and Collect for Reimbursement of Expenditures Made by City of Clifton for Emergency Order Clean-Ups

**RESOLUTION AUTHORIZING TAX COLLECTOR TO LIEN PROPERTIES AND
BILL PROPERTY OWNERS AND COLLECT FOR REIMBURSEMENT OF
EXPENDITURES MADE BY CITY OF CLIFTON FOR EMERGENCY ORDER
CLEAN-UPS**

WHEREAS, numerous code violations and an emergent health situation existed at the following premises for a long period of time, and despite countless letters, warnings, notices and citations issued to the property owners, the violations and health conditions continued unabated; and

WHEREAS, the City of Clifton took emergency clean-up action on the properties and expended funds from its revolving lien account, **inclusive of \$100 Administrative Fee**, as follows:

<u>Address</u>	<u>Service Fee</u>	<u>Administrative Fee</u>	<u>Total Lien</u>
121 Getty Avenue Blk 12.05 Lot 10	\$ 175.00	\$ 100.00	\$ 275.00
802 Van Houten Avenue Blk 36.10 Lot 16	\$ 175.00	\$ 100.00	\$ 275.00

53 Haddenfield Road	\$ 150.00	\$ 100.00	\$ 250.00
Blk 74.08 Lot 9			

WHEREAS, it is necessary to place a lien on each property in order to seek reimbursement from each property owner for the funds expended by the City of Clifton; and

WHEREAS, it may be necessary for the City of Clifton to expend funds in the future for the aforesaid properties;

NOW, THEREFORE, BE IT RESOLVED, that the Tax Collector is authorized to lien the properties as set forth above, and to take whatever action is necessary to accomplish reimbursement from the property owners for the current expenditures and any expenditures incurred in the future.

R432-24 Resolution Authorizing the Cancellation of 50% of the Taxes and Refund of 50% of a Portion of the 2023 Third Quarter Taxes, a 50% Refund of the 2023 Fourth Quarter Taxes, a 50% of the 2024 First Quarter Taxes, a 50% of the 2024 2nd Quarter Taxes and a 50% Refund of the 2024 3rd Quarter Taxes for Block 21.02, Lot 68, 434 Highland Avenue, Owned by Disable Veteran

RESOLUTION AUTHORIZING THE CANCELLATION OF 50% OF THE TAXES AND REFUND OF 50 % OF A PORTION OF THE 2023 THIRD QUARTER TAXES, A 50% REFUND OF THE 2023 FOURTH QUARTER TAXES, A 50% OF THE 2024 FIRST QUARTER TAXES, A 50% OF THE 2024 2ND QUARTER TAXES, AND A 50% REFUND OF THE 2024 3RD QUARTER TAXES FOR BLOCK 21.02, LOT 68, 434 HIGHLAND AVENUE, OWNED BY DISABLED VETERAN

WHEREAS the Tax assessor has confirmed that Hanner Erazo the owner of a two-family residence located at Block 21.02 Lot 68, 432 Highland Avenue has been declared 100% disabled as of September 1, 2023, by the United States Department of Veteran Affairs; and

WHEREAS, Hanner Erazo has made application to the Tax Assessor of the City of Clifton for a 50% property tax exemption on the subject property in accordance with the law; and

WHEREAS, by virtue of his disabled veteran exemption, Hanner Erazo is entitled to the cancellation of 50% of the taxes and refund of a portion of the 50% of the 2023 third quarter property taxes, a 50% refund of the 2023 fourth quarter property taxes, a 50% refund of the 2024 first quarter property taxes, a 50% of the 2024 second quarter property taxes, and a 50% refund of the 2024 third quarter property taxes and on the subject property; and

WHEREAS, the Municipal Council, having reviewed the facts and circumstances of the application, grants the application and approves the 50% tax exemption on the subject property as of September 1, 2023 and hereby authorizes the cancellation and a 50% refund 2023 third quarter property taxes in the amount of \$418.50, a 50% refund of the 2023 fourth quarter property taxes in the amount of \$1,225.06, a 50% refund of the 2024 first quarter property taxes in the

amount of \$1,222.54, a 50% refund of the 2024 second quarter property taxes in the amount of \$1,222.54, and a 50%refund the 2024 third quarter property taxes in the amount of \$1,334.79 for a total refund of \$5,423.43;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Municipal Council of the City of Clifton, that for the reasons aforesaid, the Tax Collector and/or City Treasurer are hereby authorized and directed:

1. To cancel 50% and refund a portion of 50% of the 2023 third quarter tax payments in the amount of \$418.50, refund 50% of the 2023 fourth quarter tax payments in the amount of \$1,225.06, refund 50% of the 2024 first quarter tax payments in the amount of \$1,222.54, refund 50% of the 2024 second quarter tax payments in the amount of \$1,222.54, and refund 50%

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of the 2024 third quarter tax payments in the amount of \$1,334.79 for a total refund of \$5,423.43.

- 2. To keep the subject 50% tax exemption on the property for the totally disabled veteran for so long as he shall qualify for the exemption and for so long as the exemption is authorized by law based upon the facts and circumstances of this matter.

R433-24 Executive Session

Councilwoman Sadrakula objected to discussing CON-6 in Executive Session.

A Motion was made by Councilman Kolodziej, seconded by Councilman D’Amato, and passed on roll call vote to enter into Executive Session.

(7-0-0-0) Councilman Gibson, Councilman Kolodziej, Councilman Latona, Councilman D'Amato, Councilwoman Pino, Councilwoman Sadrakula and Mayor Grabowski voted aye.

RESOLUTION AUTHORIZING EXECUTIVE SESSION

WHEREAS, the Municipal Council deems it essential in the furtherance of the public interest, to discuss, in closed session, as expressly permitted by N.J.S.A. 10:4-12, the following subject(s), to wit:

- CON-1 Applications for Assistant Municipal Judge
- CON-2 City of Clifton and Clifton Station Developers, LLC Redevelopment Agreement – Potential Litigation
- CON-3 Prezioso v. Clifton Arbitration - Potential Litigation
- CON-4 Sidewalk Liability Claims - Legal Opinion
- CON-5 Developer Agreement - PB Nutclif Master, LLC, 310 Kingsland Avenue (R427)
- CON-6 Reconsideration of Resolution R356-24 Legal Counsel to Handle Independent Investigation Services

NOW, THEREFORE, BE IT RESOLVED that the public shall be excused and excluded from that portion of the Council’s meeting to be held on September 3, 2024, at which time, said subject(s) shall be discussed; and

BE IT FURTHER RESOLVED, that the discussion held at such closed session can be disclosed to the public on or about the time the matter is concluded.

LICENSES

L-1 Daisy Mini Mart

RESOLUTION FOR PRELIMINARY APPROVAL

FOR KG FOOD AND GROCERY LLC
T/A DAISY MINI MART
ADDRESS 781 VAN HOUTEN AVE CLIFTON, NJ 07013
TYPE OF FOOD ESTABLISHMENT INTENDED GROCERY/MILK
FORMERLY OR NEW NEW
ZONE B-C
PERMITTED YES
VARIANCE REQUIRED NO
FINAL APPROVAL WILL BE ISSUED PENDING APPROVAL OF THIS RESOLUTION.
FURTHER PROCESSING AND APPROVAL OF VARIOUS CITY DEPARTMENTS.

L-2 Ak Café

RESOLUTION FOR FINAL APPROVAL

BE IT RESOLVED, THAT THE APPLICATION OF AK CAFÉ AND RESTAURANT, LLC
T/A AK CAFÉ for permission to conduct a: RESTAURANT - CONTINUED USE
for a period ending January 31, 2025, on the premises known as:
415 CROOKS AVE., CLIFTON, NJ 07011
be and the same is hereby approved and licenses so issued in the compliance with the approval
of the Board of Health, Fire Department, Police and Zoning Officer.

L-3 Muscle Maker Grill

RESOLUTION FOR PRELIMINARY APPROVAL

FOR CUTTA ENTERPRISES INC.
T/A MUSCLE MAKER GRILL
ADDRESS 1043 BLOOMFIELD AVE CLIFTON, NJ 07012
TYPE OF FOOD ESTABLISHMENT INTENDED RESTAURANT-CONTINUED USE
FORMERLY OR NEW MUSCLE MAKER GRILL
ZONE B-D
PERMITTED YES
VARIANCE REQUIRED NO
FINAL APPROVAL WILL BE ISSUED PENDING APPROVAL OF THIS RESOLUTION.
FURTHER PROCESSING AND APPROVAL OF VARIOUS CITY DEPARTMENTS.

ADJOURNMENT

A Motion was made by Councilman Kolodziej, seconded by Councilman Gibson to adjourn
the meeting at 11:13 p.m.

(5-0-0-2) Councilman Gibson, Councilman Kolodziej, Councilman Latona, Councilman D'Amato,
and Mayor Grabowski voted aye. Councilwoman Pino and Councilwoman Sadrakula were absent.

Respectfully Submitted,

Nancy Ferrigno, City Clerk

Raymond Grabowski, Mayor