

CLIFTON, NEW JERSEY
REGULAR MEETING MINUTES DECEMBER 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.

8:10 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) (Absent)
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

Pastor Daisy Kirchofer – Crossroads Church

PUBLIC HEARING

Public Hearing - December 3, 2024, 8:00 p.m. Fiscal Year 2025 Budget Downtown Clifton Economic Development Group, Inc. Special Improvement District

The Mayor opened the floor to the public.

With no one wishing to be heard, a Motion was made by Councilman Kolodziej, seconded by Councilman D’Amato, and passed on roll call vote to close the Public Hearing.

(6-0-0-1) Councilman Latona, Councilman Kolodziej, Councilman D’Amato, Councilwoman Pino, Councilwoman Sadrakula and Mayor Grabowski voted aye. Councilman Gibson was absent.

APPROVAL OF MINUTES

A Motion was made by Councilman Kolodziej, seconded by Councilman D’Amato and passed on roll call vote to approve the Minutes of Executive Session of November 6, 2024, Workshop Session of November 18, 2024, Executive Session of November 18, 2024 and Regular Session of November 18.

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(6-0-0-1) Councilman Kolodziej, Councilman Latona, Councilman D'Amato, Councilwoman Pino, Councilwoman Sadrakula and Mayor Grabowski voted aye. Councilman Gibson was absent.

COMMUNICATIONS FROM THE CITY MANAGER

- C-1 Colin Hogan, Public Safety, Resigned position of Police Officer, effective November 22, 2024.
- C-2 Joanne Hathaway, Human Services, retired position of Public Health Nurse, effective December 1, 2024.
- C-3 Craig Hopkins, Public Safety, retired from his position of Deputy Fire Chief, effective December 1, 2024.

COMMUNICATIONS MEETING MINUTES

- C-4 Minutes of North Jersey District Water Supply Commission of October 23, 2024
- C-5 Minutes of Traffic Safety Council of October 30, 2024
- C-6 Minutes of Board of Recreation of November 4, 2024

SECOND READING ORDINANCES

A. Adoption of Ordinance 7956-24

B. Public Hearing on Ordinance 7956-24

Mayor Grabowski opened the floor to the public with regard to Ordinance 7956-24.

With no one wishing to be heard, a Motion was made by Councilman Latona, seconded by Councilman D'Amato to close the public hearing.

An Ordinance to Amend, Revise and Supplement Chapter 439 of the Code of the City of Clifton, Entitled "Vehicles and Traffic", More Particularly Section 439-37 Thereof, Entitled "Handicapped Parking on Streets" (Deletes 1 Handicapped Space)

(6-0-0-1) Councilman Kolodziej, Councilman Latona, Councilman D'Amato, Councilwoman Pino, Councilwoman Sadrakula and Mayor Grabowski voted aye. Councilman Gibson was absent.

C. Adoption of Ordinance 7957-24

D. Public Hearing on Ordinance 7957-24

Mayor Grabowski opened the floor to the public with regard to Ordinance 7957-24.

With no one wishing to be heard, a Motion was made by Councilman Kolodziej, seconded by Councilman D'Amato to close the public hearing.

An Ordinance to Amend, Revise and Supplement Chapter 439 of the Code of the City of Clifton, Entitled "Vehicles and Traffic", More Particularly Section 439-38 Thereof, Entitled "Handicapped Parking on Streets for Private Residences" (Adds 6 Restricted Handicapped Spaces)

(6-0-0-1) Councilman Kolodziej, Councilman Latona, Councilman D'Amato, Councilwoman Pino, Councilwoman Sadrakula and Mayor Grabowski voted aye. Councilman Gibson was absent.

E. Adoption of Ordinance 7958-24

F. Public Hearing on Ordinance 7958-24

Mayor Grabowski opened the floor to the public with regard to Ordinance 7958-24.

With no one wishing to be heard, a Motion was made by Councilman Kolodziej, seconded by Councilman D'Amato to close the public hearing.

An Ordinance to Amend, Revise and Supplement Chapter 439 of the Code of the City of Clifton, Entitled "Vehicles and Traffic", More Particularly Section 439-38 Thereof, Entitled "Handicapped Parking on Streets for Private Residences" (Deletes 2 Restricted Handicapped Spaces)

(6-0-0-1) Councilman Kolodziej, Councilman Latona, Councilman D'Amato, Councilwoman Pino, Councilwoman Sadrakula and Mayor Grabowski voted aye. Councilman Gibson was absent.

G. Adoption of Ordinance 7959-24

H. Public Hearing on Ordinance 7959-24

Mayor Grabowski opened the floor to the public with regard to Ordinance 7959-24.

With no one wishing to be heard, a Motion was made by Councilman Kolodziej, seconded by Councilman D'Amato to close the public hearing.

An Ordinance to Amend, Revise and Supplement Chapter 439 of the Code of the City of Clifton, Entitled "Vehicles and Traffic", More Particularly Section 439-38 Thereof, Entitled "Handicapped Parking on Streets for Private Residences" (Amends Handicapped Parking Placard Number)

(6-0-0-1) Councilman Kolodziej, Councilman Latona, Councilman D'Amato, Councilwoman Pino, Councilwoman Sadrakula and Mayor Grabowski voted aye. Councilman Gibson was absent.

I. Adoption of Ordinance 7960-24

J. Public Hearing on Ordinance 7960-24

Mayor Grabowski opened the floor to the public with regard to Ordinance 7960-24.

With no one wishing to be heard, a Motion was made by Councilman Kolodziej, seconded by Councilman D'Amato to close the public hearing.

An Ordinance to Amend, Revise and Supplement Chapter 77 of the Code of the City of Clifton, Entitled "Police Department" (Amends Section 77-2 Composition) (Table of Organization)

(6-0-0-1) Councilman Kolodziej, Councilman Latona, Councilman D'Amato, Councilwoman Pino, Councilwoman Sadrakula and Mayor Grabowski voted aye. Councilman Gibson was absent.

K. Adoption of Ordinance 7962-24

L. Public Hearing on Ordinance 7962-24

Mayor Grabowski opened the floor to the public with regard to Ordinance 7962-24.

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With no one wishing to be heard, a Motion was made by Councilman Kolodziej, seconded by Councilman D'Amato to close the public hearing.

An Ordinance to Amend, Revise, and Supplement Chapter 425 of the Code of the City of Clifton Entitled "Towers" at Various Locations (Revises Selection Process for the Appointment of Towers, Location of Storage Areas to be Maintained by Towers, and Various Other Provisions)

(6-0-0-1) Councilman Kolodziej, Councilman Latona, Councilman D'Amato, Councilwoman Pino, Councilwoman Sadrakula and Mayor Grabowski voted aye. Councilman Gibson was absent.

FIRST READING ORDINANCES

A. Introduction of Ordinance 7961-24

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 203 of the Code of the City of Clifton, Entitled "Dogs and Other Animals" to Make Various Updates to Conform to State Statutes and Regulations and to Make Various Other Revisions

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, December 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.

(5-1-0-1) Councilman Latona, Councilman Kolodziej, Councilman D'Amato, Councilwoman Pino and Mayor Grabowski voted aye. Councilwoman Sadrakula voted nay and Councilman Gibson was absent.

B. Introduction of Ordinance 7963-24

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 349 of the Code of the City of Clifton, Entitled "Permit Parking on Residential Streets and Municipal Lots", Article I, Entitled "Residential Streets", More Particularly Section 349-2 Thereof, Entitled "Restricted Streets" (Adds West 2nd Street)

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, December 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.

(5-0-1-1) Councilman Latona, Councilman Kolodziej, Councilman D'Amato, Councilwoman Sadrakula and Mayor Grabowski voted aye. Councilwoman Pino abstained and Councilman Gibson was absent.

C. Introduction of Ordinance 7964-24

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 461 of the Code of the City of Clifton, Entitled "Zoning", More Particularly Section 461-13.1 Thereof, Entitled "Use Regulations" (Adds Section CC "Cottage Food Operations")

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, December 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.

(6-0-0-1) Councilman Kolodziej, Councilman Latona, Councilman D'Amato, Councilwoman Pino, Councilwoman Sadrakula and Mayor Grabowski voted aye. Councilman Gibson was absent.

FLOOR TO THE MEMBERS OF THE PUBLIC

Joseph Holzi, 75 Mountainside Terrace, commented on the bickering back and forth between the members of the Council. He spoke about a tree that needs to be removed from the Pearl Brook.

Gary Perino, 491 Mt. Prospect Ave. extended his well wishes for a speedy recovery to Councilman Gibson. He expressed gratitude to City Manager Dominick Villano for his efforts in securing a speed monitor on Hepburn Road. Mr. Perino also commended Councilman Latona for adopting a senior dog from the animal shelter. He raised a point regarding Program 1033, which allows for the procurement of military vehicles and equipment for police use, suggesting that whenever a vehicle is purchased, a second should be acquired as a source for parts, given the challenges in obtaining them. Additionally, he noted the filming taking place at Stop and Shop, recognizing it as a beneficial revenue opportunity for the community. Mr. Perino proposed the establishment of a dedicated hotline for citizens to share suggestions on enhancing revenue streams. He concluded by addressing concerns about drag racing and the dangers posed by individuals crossing streets at night while dressed in dark clothing, emphasizing the need for increased awareness and safety measures.

Joe Siano, 102 Trenton Ave., commented that the bickering between Council members is unproductive and unnecessary. He congratulated Chris D'Amato on his appointment a Council member. Mr. Siano invited all to attend a Christmas event at his Colfax Ave. location to support the leukemia and lymphoma foundation.

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

(6-0-0-1) Councilman Kolodziej, Councilman Latona, Councilman D'Amato, Councilwoman Pino, Councilwoman Sadrakula and Mayor Grabowski voted aye. Councilman Gibson was absent.

CITY MANAGER PRIVILEGE/RESPONSE TO RESIDENTS

Joseph Holzi – The City cannot remove the tree due to a lack of a permit to remove it.

COMMITTEE REPORTS

Councilman Kolodziej provided an update from the recent meeting of the Holiday Committee, highlighting several developments for the upcoming season. He announced that residents will soon have access to a preloaded map on an application that will allow them to track Santa during the Christmas Eve parade. Additionally, Councilman Kolodziej shared the news of tree lightings scheduled throughout the City. He also noted that the Department of Public Works (DPW) has acquired five thousand new Christmas lights. To support these initiatives, the committee is revising the letters requesting donations for holiday events to encourage community participation. Finally, Councilman Kolodziej confirmed a collective decision to consistently hold fireworks displays on the Fourth of July.

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Councilman Latona added that the committee is looking to alter the routes each year so more residents have a chance to have Santa come to their street. He also stated that for those who cannot use the application for the Santa route, that he would update the location on social media. He also announced that he would be alternating between the lead car and the float.

Councilwoman Pino asked for clarification of Councilman Latona's intent to ride in the lead car since former Mayor Anzaldi, who established the parade over 30 years ago, asked to ride in the lead card for one last time. Councilman Latona responded that he would ride in the lead car beginning 2025. Councilwoman Pino thanked Councilman Latona for the clarification.

Councilman Kolodziej gave a report on the recent Municipal Alliance meeting with the Board of Education, several important topics were discussed that underscore the commitment to student safety and community engagement. One of the key points highlighted was the need for enhanced safety measures, particularly the installation of flashing lights in school zones to protect students as they arrive and leave school grounds. The discussion also touched upon the accessibility of Chromebook browsing history for parents.

Additionally, there was a strong push to revive Youth Day, an event that encourages youth participation and local engagement. Another significant topic addressed was the condition of the under-highway tunnel at Christopher Columbus Middle School, improving it to meet ADA compliance standards.

The meeting also covered contractual matters related to Paul VI School, with discussions around leasing the property. Lastly, there was concern raised regarding the recent denial of a charter school proposed on Hazel Street. It was noted that stakeholders have the option to appeal this decision.

Councilman Kolodziej gave a report on the Passaic Valley Water Commission meeting. One significant issue currently facing the commission is the challenge to the contract awarded for the enclosure of the reservoir, as competing bidders have contested the award. He announced that progress on the lead service line replacement initiative in Clifton is 80 percent completed. However, he also emphasized that property owners who have not complied with directives to replace their lead pipes will face fines.

COUNCIL PRIVILEGE

Councilman Kolodziej

Councilman Kolodziej addressed several pressing issues affecting the City's budget and services. He highlighted the challenges the Council faces as they prepare for the upcoming budget, emphasizing that increased costs, such as rising garbage collection fees, a newly signed contract with the police bargaining association and rising pension costs. Additionally, he pointed out that the cumulative fund was cut by the Council in 2023, which is further straining the budget. Councilman Kolodziej commented that with projections showing revenue losses and the unavailability of American Rescue Plan Act (ARPA) funds, the Council is navigating a complex landscape of fiscal responsibility. He noted the need for careful planning as the Council works to balance the budget.

Councilwoman Pino

Councilwoman Pino expressed her hope that everyone had a wonderful Thanksgiving. She extended her condolences to Lieutenant Passenti on the recent passing of his father. Councilwoman Pino thanked Councilman Kolodziej for his committee reports. She emphasized the necessity for the Council to convene earlier to start discussions on the budget, underscoring the need to consider potential revenue generators, including the possibilities presented by cannabis initiatives. Lastly, she offered her congratulations to Councilman D'Amato on his recent victory in securing a Council seat.

Councilman D'Amato

Councilman D'Amato announced the hiring of a new communications manager, who will play a crucial role in enhancing outreach to the community. He reported that the cottage food license has successfully passed, providing new opportunities for local entrepreneurs. Councilman D'Amato emphasized the need for the City to explore new revenue sources. He proposed that the rules of order be updated to increase efficiency. Councilman D'Amato advocated for an online payment system for yearly parking permits. He asked for an update on the Third River flooding issue. Councilman D'Amato spoke about the potential for film shoots to generate revenue for both the City and local businesses. He expressed his vision for Clifton to become a film-ready city, which would attract filmmakers and foster economic growth. In closing, Councilman D'Amato extended his gratitude to Joe Siano for his dedication to helping the City and its citizens.

Councilman Gibson

Councilman Gibson was absent.

Councilwoman Sadrakula

Councilwoman Sadrakula spoke about the City's lack of response when resident Gina Scaduto offered to volunteer for a City function. She asked why there have been no updates reported from the subcommittee on committees. Councilwoman Sadrakula said she was glad to see that Councilman Latona would be riding in the lead car at the Santa parade, and she questioned whether it would pose a liability for a non-council member to ride in the lead car during such events. She inquired about the status of the Hoffman-La Roche developer agreement and the Black Prince project, reflecting ongoing concerns about local development plans. Councilwoman Sadrakula commented that there is a need for stronger streetlights. She asked who is paying for the excessive lighting at Richfield Village. Councilwoman Sadrakula extended good wishes to the new communications manager and called for a detailed breakdown of fire and police overtime by rank. She asked for the total amounts currently in the Christmas and Fourth of July trust funds. Councilwoman Sadrakula said she received many complaints about cars parked on the corner of Clifton Boulevard and Highland Avenue, and the removal of trees by contractors. She asked for an update on the Blue Acres buyout at the Third River and the plan to solve the parking shortages in Botany Village. Councilwoman Sadrakula asked when the last time the Zoning Committee met to update zoning ordinances and inquired as to the status of the Fire Chief's exam. She asked when the map of the Santa Parade will be made available to the public.

Councilman Latona

Councilman Latona extended wishes for a speedy recovery to Councilman Gibson. He highlighted local news and events. Councilman Latona shared his recent experience of adopting a senior pet from the local shelter, encouraging others to consider adopting senior pets as well. He discussed reading the results of the City's Best Practices to the public. Councilman Latona announced that the anchor program will soon expire and asked if there was a quota for affordable and senior housing units. He announced the 250th Anniversary of America is approaching in 2026. Councilman Latona spoke about rent control, addressing concerns over apartment owners charging for parking that impacts residents. Councilman Latona extended his condolences to Lieutenant Passenti on the passing of his father.

Mayor Grabowski

Mayor Grabowski extended his condolences to Lieutenant Passenti on the passing of his father. He urged the Council to focus on additional parking and less traffic in the next budget. Mayor Grabowski announced that the developers of the old Allwood Theater have agreed to give the City the theater sign for the future museum.

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CITY MANAGER RESPONSE TO COUNCIL

Councilwoman Sadrakula – the trees you reported that were removed on Mountainview Drive are being replaced. Two homeowners have accepted the Blue Acres buyout and two others are still considering. Botany Village parking will stop 48-hour parking and will have a Zoning Committee meeting set up shortly. Two candidates signed up for the Fire Chief exam but did not take the test. Since the new DEP application was sent in, the 90-day application time starts over.

RESOLUTIONS VOTED ON SEPERATELY

A Motion was made by Councilwoman Sadrakula, seconded by Councilman Latona and passed on roll call vote to table Resolutions R548-24, R557-24 and R565-24.

R548-24 Resolution - Dedication By Rider for Uniform Construction Code Fees

**A RESOLUTION REQUESTING PERMISSION FOR
THE DEDICATION BY RIDER FOR
UNIFORM CONSTRUCTION CODE FEES**

WHEREAS, permission is required of the Director of the Division of Local Government Services for approval as a dedication by rider of revenues received by a municipality when the revenue is not subject to reasonably accurate estimates in advance; and,

WHEREAS, the Division of Local Government Services of the Department of Community Affairs, State of New Jersey, has promulgated regulations for New Jersey Construction Code pursuant to the State Uniform Construction Code Act (Chapter 217, P.L. 1975, as amended), and,

WHEREAS, such regulations provide for dedicated Uniform Construction Code revenues to be collected by the city and deposited into a separate revolving fund; and,

WHEREAS, N.J.S.A. 40A:4-39 provides the dedicated revenues anticipated from the Uniform Construction Code Fees in our Trust Fund and are hereby appropriated for the purpose to which said revenue is dedicated by statute or other legal requirements:

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council, of the City of Clifton, County of Passaic, State of New Jersey as follows (passage requires passage by a majority of the full membership (4)):

1. The City Council does hereby request permission of the Director of the Local Government Services to establish a “Dedication by Rider” for the sole purpose of the Uniform Construction Code Fees under N.J.S.A. 40A:4-39
2. The City Clerk of the City of Clifton, County of Passaic, State of New Jersey is hereby directed to forward two certified copies of this resolution, with the votes indicated, to the Director of the Division Local Government Services for approval.
3. The City Clerk of the City of Clifton provides the Construction Official of the City of Clifton with a certified copy of this resolution.

(6-0-0-1) Councilman Kolodziej, Councilman Latona, Councilman D’Amato, Councilwoman Pino, Councilwoman Sadrakula and Mayor Grabowski voted aye. Councilman Gibson was absent.

R557-24 Resolution Awarding the Contract for the Marketing of Class D Recyclable Materials to New Tech Recycling

**RESOLUTION AWARDING THE CONTRACT FOR THE MARKETING OF CLASS
D RECYCLABLE MATERIALS TO NEWTECH RECYCLING**

WHEREAS, in accordance with the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq., the City of Clifton issued a Request for Proposals (RFP) to solicit competitive proposals for the marketing of Class D Recyclable Materials; and

WHEREAS, sealed proposals were due on October 31, 2024, and three (3) proposals were received from the following vendors:
Newtech Recycling – 600 Apgor Drive, Somerset, NJ 08873
EACR – 190 Rutgers University Blvd Suite 103, Lakewood, NJ 08701
MRM – 5775 Wayzata Boulevard, Suite 700, Minneapolis, MN 55416

WHEREAS, the City of Clifton seeks to implement a collection program for Used Consumer Electronics (UCE) to achieve the maximum degree of recycling and reuse, while ensuring the proper, legal, and safe disposal of UCE unsuitable for disposal in the municipal solid waste stream; and

WHEREAS, the Evaluation Committee, consisting of the following individuals, reviewed the proposals and ranked them based on the criteria of technical competence, management, and cost:
Dominick Villano, City Manager
Jason VanWinkle, Director of Public Works
Joseph Kunz, Chief Financial Officer
Amisha Jariwala, Qualified Purchasing Agent
Andrew Oddo, First Assistant Municipal Attorney

WHEREAS, the Evaluation Committee scored the proposals as follows:

Evaluator	Newtech Recycling	EACR	MRM
Dominick Villano, City Manager	94.50	77.50	60.50
Jason VanWinkle, Director of Public Works	100	80	60
Joseph Kunz, Chief Financial Officer	100	78.50	38.50
Amisha Jariwala, Qualified Purchasing Agent	100	68	38.50
Andrew Oddo, First Assistant Municipal Attorney	94.50	77.50	60.50

Total Scores:

- **Newtech Recycling:** 489.50
- **EACR:** 381.50
- **MRM:** 197.00

WHEREAS, the Evaluation Committee has determined that the proposal from **Newtech Recycling** is the most advantageous, taking into consideration price, technical competence, management capabilities, and overall value to the City of Clifton; and

WHEREAS, the Evaluation Committee recommends awarding the contract for the marketing of Class D Recyclable Materials to **Newtech Recycling** for a term of three (3) years, with an option for two (2) one-year extensions; and

WHEREAS, the term of the contract shall begin on **January 1, 2025**, and end on **December 31, 2027**, with optional extensions for years **2028** and **2029**; and

WHEREAS, Newtech Recycling will make quarterly payments to the City of Clifton throughout the term of the contract.
NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of Clifton, County of Passaic, State of New Jersey, that the contract for the **Marketing of Class D Recyclable**

Materials is hereby awarded to **Newtech Recycling**, 600 Apgor Drive, Somerset, NJ 08873, for a term of three (3) years, beginning on January 1, 2025, and ending on December 31, 2027, with the option for two (2) one-year extensions; and

BE IT FURTHER RESOLVED, that the Mayor and City Clerk are hereby authorized and directed to execute the necessary contract documents with Newtech Recycling, in accordance

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with the terms and conditions outlined in the Request for Proposals, and in compliance with all applicable laws, regulations, and policies; and

BE IT FURTHER RESOLVED, that the City Council hereby authorizes quarterly payments to be made by Newtech Recycling to the City of Clifton in accordance with the contract terms; and

BE IT FURTHER RESOLVED, that this resolution shall take effect immediately upon adoption.

(6-0-0-1) Councilman Kolodziej, Councilman Latona, Councilman D’Amato, Councilwoman Pino, Councilwoman Sadrakula and Mayor Grabowski voted aye. Councilman Gibson was absent.

R565-24 Resolution for Appointment to Arts & Sculpture Committee

**RESOLUTION FOR APPOINTMENT TO
ARTS & SCULPTURE COMMITTEE**

BE IT RESOLVED, by the Mayor and Municipal Council of the City of Clifton, that Brian LoPinto is hereby appointed as Alternate #2 on the Clifton Arts & Sculpture Committee commencing this day.

(6-0-0-1) Councilman Kolodziej, Councilman Latona, Councilman D’Amato, Councilwoman Pino, Councilwoman Sadrakula and Mayor Grabowski voted aye. Councilman Gibson was absent.

A Motion was made by Councilwoman Pino, seconded by Councilman D’Amato and passed on roll call vote to table Resolution R561-24.

R561-24 Resolution Reappointing Joseph C. Kolodziej as one of Clifton's Representatives to and on the Passaic Valley Water Commission

**RESOLUTION REAPPOINTING JOSEPH C. KOLODZIEJ AS ONE OF CLIFTON’S
REPRESENTATIVES TO AND ON THE PASSAIC VALLEY WATER COMMISSION**

BE IT RESOLVED, that Joseph C. Kolodziej be and is hereby reappointed as one of Clifton’s representatives on the Passaic Valley Water Commission, for the term of four (4) years as provided by law, commencing on January 1, 2025.

(5-0-1-1) Councilman Latona, Councilman D’Amato, Councilwoman Pino, Councilwoman Sadrakula and Mayor Grabowski voted aye. Councilman Kolodziej abstained and Councilman Gibson was absent.

A Motion was made by Councilman Kolodziej, seconded by Councilman D’Amato and passed on roll call vote to table Resolution R564-24.

R564-24 Resolution Reappointing Members of the Clifton Zoning Board of Adjustment

**RESOLUTION REAPPOINTING MEMBERS OF THE
CLIFTON ZONING BOARD OF ADJUSTMENT**

WHEREAS, Gerard Scorziello, David Braid and Mark Zecchino’s terms as Members of the Clifton Zoning Board of Adjustment expires on December 31, 2024;

BE IT RESOLVED, by the Mayor and Municipal Council of the City of Clifton, that Gerard Scorziello, David Braid and Mark Zecchino are hereby reappointed as Members of the Zoning Board of Adjustment, for a term of four years, commencing January 1, 2025 through December 31, 2028.

(6-0-0-1) Councilman Kolodziej, Councilman Latona, Councilman D’Amato, Councilwoman Pino, Councilwoman Sadrakula and Mayor Grabowski voted aye. Councilman Gibson was absent.

A Motion was made by Councilman Kolodziej, seconded by Councilman D’Amato and passed on roll call vote to approve Entertainment License and special request for a 4 piece band on New Year’s Eve.

R567-24 Resolution Approving Entertainment License for Grand Saloon

**RESOLUTION AUTHORIZING ENTERTAINMENT LICENSE FOR HEIRLOOM
HOSPITALITY LLC t/a THE GRAND SALOON, 940 VAN HOUTEN AVE**

BE IT RESOLVED, by the Municipal Council of the City of Clifton, that the application of Heirloom Hospitality, LLC t/a Grand Saloon, of 940 Van Houten Avenue, Clifton, New Jersey (A-3 Zone), is approved, and entertainment is authorized for the period from December 3, 2024 through June 30, 2025 on the following terms and conditions:

1. NIGHTS - STANDARD ENTERTAINMENT NIGHTS/HOURS:

Four (4) nights per week: Wednesday, Thursday, Friday and Saturday
Wednesday: 7:00 p.m. to 11:00 p.m.
Thursday, Friday and Saturday: 9:00 a.m. to 1:00 a.m.

2. OPTIONAL ENTERTAINMENT NIGHTS:

New Year’s Eve

3. OPTIONAL ENTERTAINMENT HOURS:

Hours: 7:00 p.m. to 1:00 a.m.

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

Wednesday - Trivia or Two Piece Unamplified Band
Thursday, Friday and Saturday - Two Piece Unamplified Band

5. TERM OF AUTHORIZATION FOR ENTERTAINMENT:

December 3, 2024 through June 30, 2025

6. SECURITY/PARKING REQUIREMENTS:

Not Applicable.

7. NOISE LEVELS:

In accordance with the Code of the City of Clifton.

8. OUTSIDE DEBRIS CLEANUP:

In accordance with the Code of the City of Clifton.

9. 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

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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.

(5-0-1-1) Councilman Kolodziej, Councilman Latona, Councilman D’Amato, Councilwoman Pino and Councilwoman Sadrakula voted aye. Mayor Grabowski abstained, and Councilman Gibson was absent.

RESOLUTIONS

A Motion was made by Councilwoman Sadrakula, seconded by Councilman Latona and passed on roll call vote to move the group.

(6-0-0-1) Councilman Kolodziej, Councilman Latona, Councilman D'Amato, Councilwoman Pino, Councilwoman Sadrakula and Mayor Grabowski voted aye. Councilman Gibson was absent.

R547-24 Resolution: Approve Claims List Resolution for the December 3, 2024, City Council Meeting

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

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

Current Fund			\$ 6,021,591.79
Grant Fund			\$ 612,661.82
General Capital Fund			\$ 10,435,503.52
Sewer Utility -Operating			\$ 134,219.45
Sewer Utility-Capital			\$ 681,506.00
Developers Escrow			\$ -
Dog Trust			\$ 2,003.82
Revolving Loan Fund			\$ -
Police Extra Duty			\$ 187,195.00
Trust Other			\$ 41,469.10
Section 8 Public Housing			\$ 55,081.80
Reserve for Housing			\$ -
Community Development			\$ 43,689.70
Payroll Agency			\$ -
Tax Title Lien Redemption			\$ -
Affordable Housing			\$ -
			\$ -
Self Insurance			\$ 1,069,250.76

Fire Dedicated Penalties			\$ -
Revolving Loan Fund			\$ -
Tax Title Lien Redemption			\$ -
Unemployment Trust Fund			\$ 67,452.99
Library			\$ 274,052.12
General Liability Trust			\$ 406,417.80
Workers Compensation Trust			\$ 4,681.48
Trust Escrow			\$ -
Reserve for Housing			\$ -
Federal DOJ Forfeiture			\$ -
TOTAL CLAIMS			\$ 20,036,777.15

R549-24 Resolution Awarding Contract for Plog Brook Culvert Rehabilitation to PIM Corporation

**RESOLUTION AWARDING CONTRACT FOR
PLOG BROOK CULVERT REHABILITATION**

BE IT RESOLVED: that the contract for the **PLOG BROOK CULVERT REHABILITATION** be and the same is hereby awarded to **PIM CORPORATION** of **Piscataway, New Jersey**, the low bidder meeting the specifications at a grand total bid price of **\$1,297,875.00**, in accordance with bids received on **November 14, 2024**, and recommended by communication dated **November 22, 2024**, to the Mayor and Council; and

NOW, THEREFORE BE IT FURTHER RESOLVED: that the Mayor and City Clerk be and they are authorized and directed hereby to execute such contract, upon approval by the Law Department.

BE IT FURTHER RESOLVED: that the required Certificate of Availability of Funds for the above contract has been obtained from the Chief Financial Officer of the City of Clifton.

R550-24 Resolution Authorizing Furnishing and Installation of Vehicle Emergency Lights and Other Equipment off New Jersey State Contract for Police Department from Nielsen of Morristown

**RESOLUTION AUTHORIZING FURNISHING AND INSTALLATION OF
VEHICLE EMERGENCY LIGHTS AND OTHER EQUIPMENTS OFF NEW JERSEY
STATE CONTRACT FOR THE CITY OF CLIFTON POLICE DEPARTMENT FROM
NIELSEN OF MORRISTOWN**

WHEREAS, pursuant to Resolution R418-24, adopted September 3,2024, the City of Clifton authorized the procurement of ten (10) Dodge Durango Pursuit AWD SUV’s (WDEE75) off New Jersey State Contract 23-Fleet-34933; and

WHEREAS, the City of Clifton Police Department is seeking to install the required emergency lights, sirens, center consoles, prisoners’ partitions, weapon retention system and computer mounting equipment necessary for Patrol Usage and other equipment for the aforementioned ten (10) Dodge Durango Pursuit vehicles, the cost of which shall exceed the Local Public Contracts Law bid threshold; and,

WHEREAS, Nielsen of Morristown Inc, located at 172 Ridgedale Ave, Morristown NJ 07960, which was awarded following NJ State contracts, which encompasses the outfitting of the above vehicles; and,

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17-FLEET-00719	Consoles and Computer Mounting Equipment necessary for Patrol Usage	\$89,330.80
17-FLEET-00761	Emergency Lighting, Sirens and Wiring	\$83,352.50
17-FLEET-00768	Center Consoles, Prisoners Partitions and Weapon Retention System	\$59,570.00

WHEREAS, the proposed not to exceed the amount for the furnishing and installing of the above equipment is \$232,253.30, via NJ State Contracts mentioned above; and,

WHEREAS, the City Purchasing Agent has reviewed and verified the above NJ State contracts for upfitting the vehicles with the necessary equipment, and services; and,

NOW, THEREFORE, BE IF RESOLVED, that the Mayor and Municipal Council do hereby approve and authorize the aforementioned purchase above from Nielsen of Morristown Inc, located at 172 Ridgedale Ave, Morristown NJ 07960, off the New Jersey State Contract No. 17-FLEET-00719,17FLEET-00761 and 17-FLEET-00768, for a total not to exceed amount of \$232,253.30.

R551-24 Resolution Authorizing Purchase of Multiple Products from Atlantic Tactical of NJ off of the NJ State Contract Purchasing Program for Clifton Police Department

RESOLUTION AUTHORIZING PURCHASE OF MULTIPLE PRODUCTS FROM ATLANTIC TACTICAL OF NJ OFF OF THE NJ STATE CONTRACT PURCHASING PROGRAM PURSUANT TO N.J.S.A. 40A:11-12a FOR CLIFTON POLICE DEPARTMENT

WHEREAS, the City of Clifton Police Department has requested to purchase multiple products including ammunition and related items like firearm and range equipment; and

WHEREAS, Atlantic Tactical Inc., 763 Corporate Circle, New Cumberland, PA 17070, has been assigned NJ State Contract No. T0106/17-FLEET-00732 - Law Enforcement Firearms Equipment and Supplies valid till May 13,2025; 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 J. Jariwala, Purchasing Agent upon the terms and conditions hereafter stated; and

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Municipal Council do hereby approve and authorize the aforementioned purchase above from Atlantic Tactical Inc., 763 Corporate Circle, New Cumberland, PA 17070, which has been assigned NJ State Contract No. T0106/17-FLEET-00732, at a cost not to exceed \$40,000.00.

CERTIFICATION OF FUNDS: Funds shall be charged accordingly as expenses occur with presentation of properly executed Purchase Order based on budget adoption.

R552-24 Resolution Awarding Professional Design Engineering and Architectural Services Contract to George A. Held, AIA, for Police Department Alterations

RESOLUTION AWARDING PROFESSIONAL DESIGN ENGINEERING AND ARCHITECTURAL SERVICES CONTRACT TO GEORGE A. HELD, AIA, FOR POLICE DEPARTMENT ALTERATIONS

WHEREAS, the City of Clifton requires professional Design engineering and architectural services in connection with Police Department Alterations Project; and

WHEREAS, the City Engineer and Police Department recommends that a contract for architectural services be awarded to George A. Held, AIA & Associates in accordance with its submitted proposal, dated November 25,2024, for only Tasks 1-5, in the amount not to exceed \$9,750.00; and

WHEREAS, after reviewing the proposal and upon the recommendation of the City Engineer and Police Captain, the Municipal Council wishes to award a contract to George A. Held, AIA & Associates for the provision of said services, in the amount not to exceed \$9,750.00; and

WHEREAS, the subject matter is professional services and may be awarded without public advertising for bids and bidding therefor under *N.J.S.A. 40A:11-5 et seq.*; and

WHEREAS, this award is of a non-fair and open contract in accordance with *N.J.S.A. 19:44A-20.5*, and, therefore, the Business Entity Disclosure Certification has been received from the engineer and is incorporated into the contract awarded hereby, along with the Determination of Value; and

WHEREAS, the value of the contract is determined to be not to exceed \$9,750.00, and the duration of the contract is until completion; and

NOW, THEREFORE, BE IT RESOLVED, that a professional design Engineering and architectural services contract in connection with the Police Department Alterations Project hereby is awarded to **George A. Held, AIA & Associates**, located at 600 Getty Avenue, Clifton, New Jersey, 07011, in accordance with its proposal dated November 25,2024, for Phases I and II, in the amount not to exceed \$9,750.00 and shall not exceed that amount except upon the adoption of a supplemental resolution authorizing additional funding; and

BE IT FURTHER RESOLVED, that the Mayor and City Clerk are hereby authorized and directed to execute a contract on behalf of the City of Clifton, and that the original of this resolution and the contract above referred to be placed on file and made available for inspection at the Office of the City Clerk of the City of Clifton.

R553-24 Resolution Authorizing Award of Contract to PL Custom Emergency Vehicles, off of a Sourcewell National Cooperative Contract for One (1) Ambulance Apparatus

**RESOLUTION AUTHORIZING AWARD OF CONTRACT TO PL CUSTOM
EMERGENCY VEHICLES, OFF OF A SOURCEWELL NATIONAL
COOPERATIVE CONTRACT FOR ONE (1) AMBULANCE APPARATUS**

WHEREAS, the City of Clifton is allowed to participate in inter-local purchasing systems per *N.J.S.A. 52:34-6.2 (b) P.L. 2011, c.139* which was enacted into law permitting agencies to utilize cooperative purchasing agreements with other states; and

WHEREAS, pursuant to resolution R274-18, adopted June 19, 2018, the City of Clifton is a member of Sourcewell National Cooperative, in accordance with *N.J.S.A. 52:34-6.2*, and LFN 2012-10; and

WHEREAS, pursuant to Resolution R506-24 of November 6,2024, an advertisement was placed in the Herald News on November 15,2024, to announce the City's interest in utilizing the Sourcewell national cooperative for one (1) 2026 Type 1 Classic Ford F-550 Ambulance, which was awarded to PL Custom Emergency Vehicles, located at 2201 Atlantic Ave, Manasquan, NJ 08736; and

WHEREAS, the current contract term for Sourcewell contract #122123-PLC for Ambulance & Emergency Vehicles expires on February 28, 2028; and

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WHEREAS, the Purchasing Agent is satisfied with the procurement process conducted by Sourcewell, and the contract which was awarded to PL Custom Emergency Vehicles., located at 2201 Atlantic Ave, Manasquan, NJ 08736, pursuant to the proposal submitted in response to Sourcewell’s Notice to Bidders Titled “Ambulance and Emergency Medical Transport Vehicles, with Related Equipment, Accessories and Supplies” and Contract Award # 122123-PLC for Ambulance & Emergency Vehicles; and

WHEREAS, the Purchasing Agent followed all applicable guidelines stipulated by the Department of Community Affairs, Division of Local Government Services as outlined in Local Finance Notice 2012-10, and finds all is in compliance with the guidance in LFN 2012-10, pursuant to the proposal submitted, and is in concurrence with the Fire Chief to recommend award of the same; and

WHEREAS, there were no alternative approaches and/or rejections made by any New Jersey contractors/vendors by the November 25,2024 comment deadline; 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, by the Mayor and Municipal Council of the City of Clifton, State of New Jersey as follows:

1. The City of Clifton is authorized to award said one (1) 2026 Type 1 Classic Ford F-550 Ambulance, pursuant to Sourcewell contract number #122123-PLC.
2. The proposal submitted by PL Custom Emergency Vehicles for the procurement of one (1) ambulance rigs as described above, for a combined total not to exceed amount of \$447,638.00 is hereby awarded.
3. Regarding Fund Certification, funds are available under the following account number:
04-215-55-978-302 - \$400,000.00
04215-55-976-108 - \$47,638.00

R554-24 Resolution Authorizing Purchase of One (1) 2025 Chevrolet Tahoe Special Service Vehicle (SSV) for Clifton Fire Department off New Jersey State Contract

**RESOLUTION AUTHORIZING PURCHASE OF ONE (1) 2025
CHEVROLET TAHOE SPECIAL SERVICE VEHICLE (SSV) FOR CLIFTON FIRE
DEPARTMENT OFF NEW JERSEY STATE CONTRACT PURSUANT TO N.J.S.A.
40A:11-12a**

WHEREAS, the City of Clifton Fire Department has a requested to purchase One (1) 2025 Chevrolet Tahoe Fire special service vehicles; and

WHEREAS, Hertrich Fleet Services, Inc., 1427 Bay Road, Milford DE 19963 has been awarded New Jersey State Contract No. 21-FLEET-01483 under the umbrella contract T2776, Tahoe Special Service Vehicle (SSV), 4 – Door, w/Gasoline Engine (Non-Police Pursuit) 4WD; and

WHEREAS, the Clifton Fire Department has obtained quote from Hertrich Fleet Services for 2025 Chevrolet Tahoe vehicles in a not to exceed total amount of \$56,444.42; 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 J. Jariwala, Purchasing Agent** upon the terms and conditions hereafter stated; and

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Municipal Council do hereby approve and authorize the aforementioned purchase above from Hertrich Fleet Services, Inc., 1427 Bay Road, Milford DE 19963, off the NJ State Contract No. 21-FLEET-01483 for total not to exceed amount of \$56,444.42; and

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

R555-24 Resolution Authorizing Purchase of License Plate Readers (LPR's), off the Bergen County Cooperative Purchasing Program Pursuant to N.J.S.A. 40A:11-12a

**RESOLUTION AUTHORIZING PURCHASE OF LICENSE
PLATE READERS (LPR's), OFF THE BERGEN COUNTY COOPERATIVE
PURCHASING PROGRAM PURSUANT TO N.J.S.A. 40A:11-12a**

WHEREAS, the City of Clifton Police Department requires additional License Plate Readers (LPR's) to bolster the Police Department's existing units by expanding nine (9) new fixed location cameras and mobile units installed on Patrol cars; and,

WHEREAS, the City is a member of the New Jersey Cooperative Purchasing Association (11BCCP), the sister cooperative under Bergen County (CK04), from which a contract for Computer Equipment & Peripherals is available under Bergen County's NJCPA Cooperative Contract BC- BID #23-17 was awarded to Gold Type Business Machines, Inc.; and

WHEREAS, The Clifton Police Department has obtained a written quote from Gold Type Business Machines, Inc., located at 351 Paterson Avenue, East Rutherford, NJ 07023, for a total amount not to exceed amount of \$147,999.47, pursuant to the requirements of Bergen County Cooperative Bid 23-17 which was awarded by Bergen County with a term of May 18, 2024, thru May 17,2024, with additional optional renewal years; and,

WHEREAS, pursuant to said Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq., the Municipal Council wishes to authorize procurement of Computer Equipment & Peripherals, via the aforesaid Bergen County cooperative contract, and therefore delegates the power to make the same to the following named official: **Amisha Jariwala, Purchasing Agent** upon the terms and conditions hereafter stated; and,

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Municipal Council do hereby approve and authorize the aforementioned procurements as needed from the above-named awarded contractor off the Bergen County's NJCPA Cooperative Contract No. Bid 19-34, awarded from May 18, 2024, thru May 17,2024, in a total not to exceed amount of \$147,999.47.

R556-24 Resolution to Purchase Road Rock Salt for the City of Clifton off of New Jersey State Contract Pursuant to N.J.S.A. 40A:11-12a

**RESOLUTION TO PURCHASE ROAD ROCK SALT FOR THE CITY OF CLIFTON
OFF OF NEW JERSEY STATE CONTRACT PURSUANT TO N.J.S.A:40A:11-12a**

WHEREAS, the City of Clifton, Department of Public Works has need to purchase Road Rock Salt; and,

WHEREAS, the New Jersey State contract price at \$81.55 per ton for Rock Salt is lower than all other available cooperative contracts; and,

WHEREAS, the Department of Public Works recommends authorization to procure Road Rock Salt at \$81.55 per ton, on an as-needed basis from Morton Salt located at 444 West Lake Street, Suite 3000, Chicago, Illinois 60606, pursuant to New Jersey State Contract number 20-Fleet-01519, BID 20DPP00538 under umbrella T0213, which expires June 30, 2025; and

WHEREAS, the City of Clifton, pursuant to N.J.S.A. 40A:11-5 may by resolution and without advertising for bids, purchase any goods or services under a State of New Jersey Division of Local Government Services approved cooperative purchasing program; and,

WHEREAS, it is in the best interest of the City of Clifton to procure Road Rock Salt via the above New Jersey State contract at \$81.55 per ton, as other such cooperatives are higher in price

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per ton, including the Morris County Cooperative Contract, currently priced at \$98.08 per ton; 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 J. Jariwala, Purchasing Agent** upon the terms and conditions hereafter stated; and,

NOW, THEREFORE BE IT RESOLVED, that the Mayor and Municipal Council do hereby approve and authorize the Purchasing Agent to procure goods as-needed from Morton Salt, 444 West Lake Street, Suite 3000, Chicago, Illinois 60606 via New Jersey State contract 20-Fleet-01519, in an estimated not to exceed amount of \$400,000.00, for the period of December 1, 2024, through to April 30, 2025 (the 2024-2025 Winter Season).

BE IT FURTHER RESOLVED, funds shall be available from 15-286-56-004-000, budget adoption and subsequent year budgetary appropriations considered.

R558-24 Resolution Authorizing Purchase of Playground Safety Surfacing from Rubbercycle LLC off the NJ State Contract Purchasing Program

**RESOLUTION AUTHORIZING PURCHASE OF PLAYGROUND SAFETY
SURFACING FROM RUBBERCYCLE LLC OFF THE NJ STATE CONTRACT
PURCHASING PROGRAM PURSUANT TO N.J.S.A. 40A:11-12a**

WHEREAS, the City of Clifton Recreation Department has a need to purchase Playground Safety Surfacing for the Stefan Tatarenko Memorial Park, which is available off of New Jersey State Contract; and,

WHEREAS, this procurement request is made in accordance with N.J.S.A:40A:11-12a, via New Jersey State Contract 16-FLEET-00131, which expires May 30, 2025; and,

WHEREAS, Rubbercycle LLC, located at 1985 Rutgers University Boulevard, Lakewood, NJ 08701 has been awarded the NJ State Contract No. 16-FLEET-00131; and,

WHEREAS, NJ State Contract 16-FLEET-00131 has been awarded to Rubberecycle LLC for a term of May 31, 2017, to May 30, 2025; 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 J. Jariwala, Purchasing Agent** upon the terms and conditions hereafter stated; and,

NOW, THEREFORE, BE IF RESOLVED, that the Mayor and Municipal Council do hereby approve and authorize the aforementioned purchase above from Rubberecycle LLC, located at 1985 Rutgers University Boulevard, Lakewood, NJ 08701, in an amount not to exceed \$128,878.40, off the New Jersey State Contract No. 16-FLEET-00131, pursuant to the above New Jersey State contract.

R559-24 Resolution Authorizing Purchase of Playground Equipment for Stefan Tatarenko Memorial Park from Marturano Recreation Company, Inc. off the ESCNJ Cooperative Contract

**RESOLUTION AUTHORIZING PURCHASE OF PLAYGROUND EQUIPMENT
FOR STEFAN TATARENKO MEMORIAL PARK FROM MARTURANO
RECREATION COMPANY, INC
OFF THE ESCNJ COOPERATIVE CONTRACT # 24/25-01
PURSUANT TO N.J.S.A. 40A:11-1 ET SEQ.**

WHEREAS, the City of Clifton Recreation Department has a need to purchase Playground Equipment, from Marturano Recreation Company, Inc (MRC, Inc.) for the Stefan Tatarenko Memorial Park, which is available off of ESCNJ Cooperative Contract # 24/25-01; and

WHEREAS, the City is a member of the Educational Services Commission of New Jersey (ESCNJ), from which the above contract was awarded for a bid term of July 1,2024 through June 30,2026; and

WHEREAS, this procurement request is made in accordance with N.J.S.A 40A:11-1 *et seq.*, via ESCNJ Cooperative Contract # 20/21-06, for the term July 1,2024 through June 30,2026; and

WHEREAS, MRC, Inc., located at P O Box 106, Spring Lake, New Jersey 07762 has been awarded the ESCNJ cooperative contract No. 24/25-01for a term of July 1,2024 through June 30,2026; 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 purchases and delegate the power to make the same to the following named official: **Amisha J. Jariwala, Purchasing Agent** upon the terms and conditions hereafter stated; and,

NOW, THEREFORE, BE IF RESOLVED, the Mayor and Municipal Council do hereby approve and authorize the aforementioned purchase above from MRC, Inc., located at P O Box 106, Spring Lake, New Jersey 07762, in an amount not to exceed \$238,712.11, in accordance with the ESCNJ cooperative contract No. 24/25-01, pursuant to the contract award thereof.

R560-24 Resolution Approving Developer Agreement Between The City of Clifton and Public Service Electric and Gas Company (PSE&G)

**RESOLUTION APPROVING DEVELOPER AGREEMENT BETWEEN
THE CITY OF CLIFTON AND PUBLIC SERVICE ELECTRIC AND GAS COMPANY
(PSE&G)**

BE IT RESOLVED, that a Developer Agreement between the City of Clifton and Public Service Electric and Gas Company (PSE&G), the Developer of Block 41.08, Lots 1 & 2; Block 41.05, Lot 95, 121 St. Andrews Blvd and Mt. Prospect Avenue, 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.

R562-24 Resolution for Reappointment of Members to the Clifton Civil Rights Committee

**RESOLUTION FOR REAPPOINTMENT OF
MEMBERS TO THE CLIFTON CIVIL RIGHTS COMMITTEE**

WHEREAS, the Mayor and Council of the City of Clifton, County of Passaic, State of New Jersey are in receipt of a reappointment form for the Clifton Civil Rights Committee recommending reappointment of the members listed below; and

WHEREAS, said members' term will expire on December 31, 2024; and

WHEREAS, said members are being reappointed to said committee for a term of two years commencing January 1, 2025, through December 31, 2026;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Municipal Council of the City of Clifton, County of Passaic, State of New Jersey that the members listed below be and are hereby reappointed to the Clifton Civil Rights Committee for a two-year term, commencing on January 1, 2025 through December 31, 2026:

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Neha Shah
Sidra Habal
Anthony Santiago
Kim Castellano
Dana Williams
Tamara Ackerman
Alias Ragsdale

Tricia Hibbert
Cameron Hebro
Samantha Bassford
David Hood
Ben Schwartz
Maria Williamson

R563-24 Resolution for Appointment to the Civil Rights Committee

**RESOLUTION FOR APPOINTMENT TO THE
CIVIL RIGHTS COMMITTEE**

WHEREAS, the Mayor and Council of the City of Clifton, County of Passaic, State of New Jersey are in receipt of applications from Iris A. Reyes to become a Member of the Civil Rights 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 Iris A. Reyes be and is hereby appointed to the Civil Rights Committee commencing this day.

R566-24 Resolution Authorizing Transient Merchant License to Fred Dauth

**RESOLUTION AUTHORIZING FRED DAUTH
AS A TRANSIENT MERCHANT**

WHEREAS, the Mayor and Council of the City of Clifton, County of Passaic, State of New Jersey are in receipt of an application from Fred Dauth of 194 Shore Road, Cape Neddick, ME for the sale of Christmas Trees as a Transient Merchant; and

WHEREAS, Fred Dauth has requested that said Christmas Tree sales will operate on the premises known as 875 Grove Street, Clifton, NJ 07013;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Clifton, County of Passaic, State of New Jersey that authorization be given to Fred Dauth of 194 Shore Road, Cape Neddick, ME for the sale of Christmas Trees and to operate as a Transient Merchant at 875 Grove Street, Clifton, NJ 07013.

R568-24 Resolution Authorizing Execution of Cancellation of Mortgages Between City of Clifton and Matilda Samarro; Adolfo, Lucila C. and Eladia M. Alvarado; and Luis M. Vasquez (Clifton Home Improvement Program)

**RESOLUTION AUTHORIZING EXECUTION OF CANCELLATION OF
MORTGAGE BETWEEN CITY OF CLIFTON AND MATILDA SAMARRO;
ADOLFO, LUCILA C. and ELADIA M. ALVARADO; and LUIS M. VASQUEZ
(CLIFTON HOME IMPROVEMENT PROGRAM)**

WHEREAS, on August 23, 2017, in conjunction with a CHIP grant to Matilda Samarro, a mortgage in the amount of \$10,000.00 was given by the City of Clifton for property situated at 677 Paulison Avenue, Clifton, New Jersey (Block 31.01, Lot 5); and

WHEREAS, on May 17, 2018, in conjunction with a CHIP grant to Adolfo, Lucila C. and Eladia M. Alvarado, a mortgage in the amount of \$9,550.00 was given by the City of Clifton for property situated at 69 Sipp Avenue, Clifton, New Jersey (Block 42.08, Lot 33); and

WHEREAS, on January 24, 2018, in conjunction with a CHIP grant to Luis M. Vasquez, a mortgage in the amount of \$6,277.35 was given by the City of Clifton for property situated at 184 Day Street, Clifton, New Jersey (Block 9.17, Lot 7); and

WHEREAS, the Program Director of the Clifton Home Improvement Program has advised that the aforesaid mortgages have expired;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and the Municipal Council of the City of Clifton, that the Mayor and City Clerk be and they are hereby authorized to execute Cancellation of Mortgage in a form satisfactory to the Law Department.

R569-24 Resolution of Support by Local Governing Body Authorizing Submission to the Sustainable Jersey Climate Vulnerability Assessment Technical Assistance Application by the City of Clifton

**RESOLUTION OF SUPPORT BY LOCAL GOVERNING BODY AUTHORIZING
SUBMISSION TO THE SUSTAINABLE JERSEY CLIMATE VULNERABILITY
ASSESSMENT TECHNICAL ASSISTANCE APPLICATION BY THE CITY OF
CLIFTON**

WHEREAS, the City of Clifton aims to be a climate-ready community that is resilient to climate change.

WHEREAS, a climate-ready community seeks to understand current and projected climate hazards affecting health, safety, infrastructure, property, and businesses so that appropriate actions may be implemented before hazard events occur to cause harm; and

WHEREAS, a climate-ready community seeks to optimize sustainability through improving quality of life for its residents by ensuring that its environmental, economic, and social objectives are balanced and mutually supportive; and

WHEREAS, The City of Clifton’s Master Plan is aimed at guiding the use of lands within the municipality in a manner which protects public health and safety and promotes the general welfare; and

WHEREAS, The City of Clifton strives to save tax dollars, assure clean land, air, and water, and improve working and living environments; and

WHEREAS, a Climate Change-Related Hazard Vulnerability Assessment is required by NJ law (N.J.S.A. 40:55D-28) to be included in the City of Clifton’s Master Plan Land Use Plan Element; and

WHEREAS, one of the purposes of the Sustainable Jersey Program is to provide resources to municipalities to make progress on sustainability issues, and, recognizing municipalities are interested in guidance on climate resilience, created a Guide to Local Climate Change Adaptation Planning; and

WHEREAS, Sustainable Jersey provides a Climate Vulnerability Assessment Technical Assistance Program for municipalities to use the Guide to Local Climate Change Adaptation Planning to complete a Climate Change-Related Hazard Vulnerability Assessment consistent with the NJ law;

THEREFORE, the Mayor and Council of the City of Clifton has determined that the City of Clifton should apply for the aforementioned Climate Vulnerability Assessment Technical Assistance Program.

THEREFORE, the City of Clifton will commit to providing staff support for the duration of the Climate Vulnerability Assessment Technical Assistance project, including providing planning documents and relevant assessment data and supporting public events and opportunities to share and receive comment on the project.

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THEREFORE, the City of Clifton will commit to providing a professional planner to review the draft and final version of the Climate Change-Related Vulnerability Assessment for potential adoption into the municipal Master Plan Land Use Plan Element.

THEREFORE, BE IT RESOLVED, that Mayor and Council of the City of Clifton, State of New Jersey, authorize the submission of the aforementioned application to Sustainable Jersey for Climate Vulnerability Assessment Technical Assistance.

R570-24 Resolution Authorizing the City of Clifton Through the Clifton Police Department, to Participate in the Defense Logistics Agency, Law Enforcement Support Office, 1033 Program to Enable the Clifton Police Department to Request and Acquire Excess Department of Defense Equipment

**RESOLUTION AUTHORIZING THE CITY OF CLIFTON THROUGH THE
CLIFTON POLICE DEPARTMENT TO PARTICIPATE IN THE DEFENSE
LOGISTICS AGENCY, LAW ENFORCEMENT SUPPORT OFFICE, 1033 PROGRAM
TO ENABLE THE CLIFTON POLICE DEPARTMENT TO REQUEST AND AQUIRE
EXCESS DEPARTMENT OF DEFENSE EQUIPMENT**

WHEREAS, The United States Congress authorized the Defense Logistics Agency (DLA) Law Enforcement Support Office (LESO) 1033 to make use of excess Department of Defense personal property by making that personal property available to municipal, county and State law enforcement agencies (LEAs); and

WHEREAS, rules mandate that all equipment acquired through the 1033 Program remain under control of the requesting LEA; and

WHEREAS, participation in the 1033 Program allows municipal and County LEAs to obtain property they might not otherwise be able to afford in order to enhance community preparedness, response and resiliency; and

WHEREAS, although property is provided through the 1033 Program at no cost to the municipal and county LEAs, these entities are responsible for the costs associated with delivery, maintenance, fueling and upkeep of the property, and for the specialized training on any acquired property; and

WHEREAS, N.J.S.A. 40A:5-30.2 requires that the governing body of the municipality or county approve, by a majority of the full membership, both the enrollment in, and the acquisition of any property thru the 1033 Program.

NOW THEREFORE, BE IT RESOLVED, by the Mayor and Municipal Council of the City of Clifton, County of Passaic, State of New Jersey, that the Clifton Police Department is hereby authorized to enroll in the 1033 Program for the period, January 1, 2025, to December 31, 2025; and

BE IT FURTHER RESOLVED, that the Clifton Police Department is hereby authorized to acquire items of non-controlled property designated "DEMIL-A", which may include office supplies, office furniture, computers, electronic equipment, generators, field packs, nonmilitary vehicles, off-road vehicles, clothing, traffic and transit signal systems, exercise equipment, farming and moving equipment, excavation equipment, storage devices and containers, tools, medical and first aid equipment and supplies, personal protection equipment and supplies, respirators, binoculars, and any other supplies and equipment of a nonmilitary nature identified by the LEA, if it shall become available in the period of time for which this resolution authorizes, based on the needs of the Clifton Police Department without restriction; and

BE IT FURTHER RESOLVED, that the Clifton Police Department is hereby authorized to acquire "DEMIL B through Q" property, listed in the attached unredacted portion of the DEMIL inventory sheet if it shall become available in the period of time for which this resolution authorizes and

BE IT FURTHER RESOLVED, that the Chief of Police for the Clifton Police Department shall develop and implement a full training plan and policy for the maintenance and use of the acquired property; and

BE IT FURTHER RESOLVED, that the Clifton Police Department shall provide a quarterly accounting of all property obtained through the 1033 program which shall be available to the public upon request; and

BE IT FURTHER RESOLVED, that this resolution shall take effect immediately and shall be valid to authorized requests to acquire “DEMIL A” property and “DEMIL B through Q” property that may be made available through the 1033 program during the period of time for which this resolution authorizes; and

BE IT FURTHER RESOLVED, that this authorizing resolution will expire on December 31, 2025 and continued participation in this program will require annual authorization by the governing body.

R571-24 Resolution Authorizing the Cancellation and Refund of a Portion of the 2024 3rd Quarter Taxes and the 2024 4th Quarter Taxes, on Property Known as Block 51.02, Lot 36 - 17 Adams Terrace, Owned by a Disabled Veteran

**RESOLUTION AUTHORIZING THE CANCELLATION AND REFUND OF A
PORTION OF THE 2024 3rd QUARTER TAXES AND THE 2024 4th QUARTER
TAXES, ON PROPERTY KNOWN AS BLOCK 51.02 LOT 36 17 ADAMS TERRACE,
OWNED BY A DISABLED VETERAN**

WHEREAS, the Tax Assessor has confirmed that Yassiel Rivera, the owner of a single-family residence located at Block 51.02 Lot 36, commonly known as 17 Adams Terrace has been declared 100% disabled as of July 12, 2024 by the United States Department of Veteran Affairs; and

WHEREAS, Yassiel Rivera has made an application to the Tax Assessor of the City of Clifton for a 100% property tax exemption on the subject property in accordance with the law; and

WHEREAS, by virtue of his disabled veteran exemption, Yassiel Rivera is entitled to the cancellation and a partial refund of the 2024 third quarter property taxes and 2024 fourth quarter property taxes on the subject property; and

WHEREAS, the Municipal Council, having reviewed the facts and circumstances of the application, wishes to grant the application, and approved the 100% tax exemption on the subject property as of July 12, 2024, and hereby authorizes the cancellation of 100% of the taxes and a partial refund of the 2024 third quarter property taxes and 2024 fourth quarter property taxes on the subject property in the amount of \$8,480.20; and

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:

To cancel and refund the pro-rated portion of 2024 third quarter property taxes in the amount of \$4,136.85 and 2024 fourth quarter property taxes in the amount of \$4,343.35 for a total refund in the amount of \$ 8,480.20 and cancel the remaining 2024 property taxes on the subject property.

To keep the subject 100% property tax exemption 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.

R572-24 Resolution Authorizing the Cancellation and Refund of a Portion of the 2024 4th Quarter Taxes Paid on Property Known as Block 16.01, Lot 59 - 54 Edward Court, Owned by a Disabled Veteran

December 3, 2024

RESOLUTION AUTHORIZING THE CANCELLATION AND REFUND OF A PORTION OF THE 2024 4th QUARTER TAXES PAID ON PROPERTY KNOWN AS BLOCK 16.01 LOT 59, 54 EDWARD COURT, OWNED BY A DISABLED VETERAN

WHEREAS, the Tax Assessor has confirmed that Elian F Corporan Espinal, the owner of a single-family residence located at Block 16.01 Lot 59, commonly known as 54 Edward Court has been declared 100% disabled as of September 16, 2022 by the United States Department of Veteran Affairs; and

WHEREAS, Elian F. Corporan Espinal became a resident of the City of Clifton on October 2, 2024; and

WHEREAS, Elian F. Corporan Espinal has made application to the Tax Assessor of the City of Clifton for a 100% property tax exemption on the subject property in accordance with the law; and

WHEREAS, by virtue of his disabled veteran exemption, Elian F. Corporan Espinal is entitled to the cancellation and a partial refund of the 2024 fourth quarter property taxes on the subject property; and

WHEREAS, the Municipal Council, having reviewed the facts and circumstances of the application, wishes to grant the application, and approved the 100% tax exemption on the subject property as of October 2, 2024, and hereby authorizes the cancellation of 100% of the taxes and a partial refund of the 2024 fourth quarter property taxes for a total refund of \$2,186.45 on the subject property; and

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:

To cancel and refund the pro-rated portion of 2024 fourth quarter property taxes in the amount of \$2,186.45 for a total refund in the amount of \$2,186.45 and cancel the remaining 2024 property taxes on the subject property.

To keep the subject 100% property tax exemption 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.

R573-24 Executive Session

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 FMBA Negotiations and Table of Organization Increase
- CON-2 Developer Agreement - PSE&G 121 St. Andrews Blvd. & Mt. Prospect Ave.
- CON-3 Occidental Chemical Corp. v. 21st Century Fox America, et al 2:18-CV-11273 – Update
- CON-4 Donna Rybicki v. City of Clifton, et al

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 December 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 Damasco Café

RESOLUTION FOR PRELIMINARY APPROVAL

FOR CAFÉ LEVANTE LLC
T/A DAMASCO CAFÉ
ADDRESS 600 GETTY AVE CLIFTON, NJ 07011
TYPE OF FOOD ESTABLISHMENT INTENDED RESTAURANT/MILK
FORMERLY OR NEW NEW
ZONE PDO-2
PERMITTED YES
VARIANCE REQUIRED NO
FINAL APPROVAL WILL BE ISSUED PENDING APPROVAL OF THIS RESOLUTION.

L-2 Cumac

RESOLUTION FOR FINAL APPROVAL

BE IT RESOLVED, THAT THE APPLICATION OF CUMAC ECHO, INC
T/A CUMAC for permission to conduct a: FOOD VENDING VEHICLE
for a period ending January 31, 2025, on the premises known as:
CITY WIDE ZONE 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.

ADJOURNMENT

Upon a Motion made by Councilwoman Sadrakula, seconded by Councilman D’Amato, the
meeting was adjourned at 10:32 p.m.

Respectfully Submitted,

Nancy Ferrigno, City Clerk

Raymond Grabowski, Mayor