

**CITY OF CLIFTON
CLIFTON, NEW JERSEY**

REGULAR MEETING MINUTES OF AUGUST 16, 2017

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

8:00 P.M. CALL OF ROLL

Mayor Anzaldi 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 also 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 2017 which was published as legal advertisements in the Herald News on December 8, 2016 and was additionally given to the Clifton Journal, Herald News and The Record. Further notice of this meeting was given on Friday prior to the meeting to the Clifton Journal, Herald News and The Record 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 Eagler	(PE)
Councilman Gibson	(BG)
Councilman Grabowski	(RG)
Councilman Hatala	(SH) ABSENT
Councilman Kolodziej	(JK)
Councilwoman Murphy	(LM)
Mayor Anzaldi	(JA)

Also present were City Manager, Dominick Villano; City Attorney, Matthew Priore; Assistant City Attorney, David Bruins; City Clerk, Nancy Ferrigno; Deputy City Clerk, Michele Butler

INVOCATION

Pastor Eric Farrar – Hope Reformed Church

PLEDGE TO THE FLAG

PUBLIC HEARING

APPROVAL OF MINUTES

A Motion was made by Councilman Eagler, seconded by Councilman Kolodziej, and passed on roll call vote to approve the Minutes of the Workshop, Regular and Executive Session Meeting of August 2, 2017.

(6-0-0-1) Councilman Eagler, Councilman Gibson, Councilman Grabowski, Councilman Kolodziej, Councilwoman Murphy and Mayor Anzaldi voted aye. Councilman Hatala was absent.

A Motion was made by Councilman Kolodziej, seconded by Councilman Grabowski and passed on roll call vote, to suspend the regular order of business.

(6-0-0-1) Councilman Eagler, Councilman Gibson, Councilman Grabowski, Councilman Kolodziej, Councilwoman Murphy and Mayor Anzaldi voted aye. Councilman Hatala was absent.

PRESENTATION

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Presentation to NOVA UA Federal Credit Union

COMMUNICATIONS FROM THE CITY MANAGER

C- 1 Marc Hippe Police Officer, retired effective 08/01/2017.

C-2 Nicholas Graviano hired as Planning Director at \$105,000.00 annually, in the Housing/Zoning Department effective 08/01/2017.

C-3 Dana Listfield hired as temp/seas Clerk 1, at \$14.00 per hour for the Dog Census, effective 08/03/2017.

C-4 Lynn Zehr hired as Parking Enforcement Officer effective 08/16/2016, at \$11.81 per hour and 20 hours per week.

COMMUNICATIONS – MEETING MINUTES

C-5 Minutes of Board of Adjustment of July 19, 2017

C-6 Minutes of Alcoholic Beverage Control Board of July 12, 2017

ORDINANCES – SECOND READING

A. Adoption of Ordinance 7399-17

B. Public Hearing on Ordinance 7399-17

An Ordinance to Amend, Revise & Supplement C 99 of the Code of the City of Clifton, Entitled "Salaries & Compensation," More Particularly Art VI Thereof, Entitled "Confidential Officials & Employees," Sect 99-34, Entitled "Minimum & Maximum Salaries Fixed" (Amends Compensation of Secretary to Principal Executive Officer)

The Mayor opened the floor to the public with regard to the Ordinance 7399-17

The following entitled ordinance had been introduced and having passed on first reading, which first reading was by title and said entitled ordinance having been published according to the law and thereafter placed on the Agenda of the present meeting, said ordinance was brought up for public hearing at the opening of such hearing said ordinance was given a second reading which reading was by title and all persons interested having been given an opportunity to be heard concerning said ordinance and upon motion, adopted said hearing was closed and said ordinance was thereafter finally passed without amendments, upon motion regularly made by Councilman Grabowski, seconded by Councilman Kolodziej and carried by roll call vote.

(6-0-0-1) Councilman Eagler, Councilman Gibson, Councilman Grabowski, Councilman Kolodziej, Councilwoman Murphy and Mayor Anzaldi voted aye. Councilman Hatala was absent.

C. Adoption of Ordinance 7400-17

D. Public Hearing on Ordinance 7400-17

Bond Ordinance Providing for Various Sewer Improvements, by and in the City of Clifton, in the County of Passaic, State of New Jersey; Appropriating \$5,000,000 Therefor and Authorizing the Issuance of \$5,000,000 Bonds or Notes of the City to Finance Part of the Cost Therefor

The Mayor opened the floor to the public with regard to the Ordinance 7400-17

The following entitled ordinance had been introduced and having passed on first reading, which first reading was by title and said entitled ordinance having been published according to the law and thereafter placed on the Agenda of the present meeting, said ordinance was brought up for public hearing at the opening of such hearing said ordinance was given a second reading which reading was by title and all persons interested having been given an opportunity to be heard concerning said ordinance and upon motion, adopted said hearing was closed and said ordinance was thereafter finally passed without amendments, upon motion regularly made by Councilman Grabowski, seconded by Councilman Kolodziej and carried by roll call vote.

(6-0-0-1) Councilman Eagler, Councilman Gibson, Councilman Grabowski, Councilman

Kolodziej, Councilwoman Murphy and Mayor Anzaldi voted aye. Councilman Hatala was absent.

E. Adoption of Ordinance 7401-17

F. Public Hearing on Ordinance 7401-17

A Capital Ordinance Appropriating \$140,000 from the Capital Fund Balance for Public Improvements in and by the City of Clifton, in the County of Passaic, State of New Jersey

The Mayor opened the floor to the public with regard to the Ordinance 7401-17

The following entitled ordinance had been introduced and having passed on first reading, which first reading was by title and said entitled ordinance having been published according to the law and thereafter placed on the Agenda of the present meeting, said ordinance was brought up for public hearing at the opening of such hearing said ordinance was given a second reading which reading was by title and all persons interested having been given an opportunity to be heard concerning said ordinance and upon motion, adopted said hearing was closed and said ordinance was thereafter finally passed without amendments, upon motion regularly made by Councilman Kolodziej, seconded by Councilman Grabowski and carried by roll call vote.

(6-0-0-1) Councilman Eagler, Councilman Gibson, Councilman Grabowski, Councilman Kolodziej, Councilwoman Murphy and Mayor Anzaldi voted aye. Councilman Hatala was absent.

G. Adoption of Ordinance 7402-17

H. Public Hearing on Ordinance 7402-17

An Ordinance to Amend, Revise & Supplement C 439 of the Code of the City of Clifton, Entitled "Vehicles & Traffic," More Particularly Sect 439-36 Thereof, Entitled "School Crossings" (Adds Luddington Avenue & 5th Street)

The Mayor opened the floor to the public with regard to the Ordinance 7402-17

The following entitled ordinance had been introduced and having passed on first reading, which first reading was by title and said entitled ordinance having been published according to the law and thereafter placed on the Agenda of the present meeting, said ordinance was brought up for public hearing at the opening of such hearing said ordinance was given a second reading which reading was by title and all persons interested having been given an opportunity to be heard concerning said ordinance and upon motion, adopted said hearing was closed and said ordinance was thereafter finally passed without amendments, upon motion regularly made by Councilman Eagler, seconded by Councilman Kolodziej and carried by roll call vote.

(6-0-0-1) Councilman Eagler, Councilman Gibson, Councilman Grabowski, Councilman Kolodziej, Councilwoman Murphy and Mayor Anzaldi voted aye. Councilman Hatala was absent.

I. Adoption of Ordinance 7403-17

J. Public Hearing on Ordinance 7403-17

An Ordinance to Amend, Revise & Supplement C 439 of the Code of the City of Clifton, Entitled "Vehicles & Traffic," More Particularly Sect 439-38 Thereof, Entitled "Handicapped Parking on Streets for Private Residences" (Adds 5 Restricted Handicapped Spaces)

The Mayor opened the floor to the public with regard to the Ordinance 7403-17

The following entitled ordinance had been introduced and having passed on first reading, which first reading was by title and said entitled ordinance having been published according to the law and thereafter placed on the Agenda of the present meeting, said ordinance was brought up for public hearing at the opening of such hearing said ordinance was given a second reading which reading was by title and all persons interested having been given an opportunity to be heard concerning said ordinance and upon motion, adopted said hearing was closed and said ordinance

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was thereafter finally passed without amendments, upon motion regularly made by Councilman Gibson, seconded by Councilman Kolodziej and carried by roll call vote.

(6-0-0-1) Councilman Eagler, Councilman Gibson, Councilman Grabowski, Councilman Kolodziej, Councilwoman Murphy and Mayor Anzaldi voted aye. Councilman Hatala was absent.

K. Adoption of Ordinance 7404-17

L. Public Hearing on Ordinance 7404-17

An Ordinance to Amend, Revise & Supplement C 203 of the Code of the City of Clifton, Entitled "Dogs and Other Animals," as Amended, Revised & Supplemented (Adds Article XII - Feeding of Free-Roaming Cats and Feral Cats)

The Mayor opened the floor to the public with regard to the Ordinance 7404-17

The following entitled ordinance had been introduced and having passed on first reading, which first reading was by title and said entitled ordinance having been published according to the law and thereafter placed on the Agenda of the present meeting, said ordinance was brought up for public hearing at the opening of such hearing said ordinance was given a second reading which reading was by title and all persons interested having been given an opportunity to be heard concerning said ordinance and upon motion, adopted said hearing was closed and said ordinance was thereafter finally passed without amendments, upon motion regularly made by Councilman Eagler, seconded by Councilman Kolodziej and carried by roll call vote.

(6-0-0-1) Councilman Eagler, Councilman Gibson, Councilman Grabowski, Councilman Kolodziej, Councilwoman Murphy and Mayor Anzaldi voted aye. Councilman Hatala was absent.

M. Adoption of Ordinance 7405-17

N. Public Hearing on Ordinance 7405-17

Bond Ordinance Providing for Various 2017 Capital Improvements by and in the City of Clifton, in the County of Passaic, State of New Jersey; Appropriating \$10,000,000 Therefor and Authorizing the Issuance of \$9,500,000 Bonds or Notes of the City to Finance Part of the Cost Thereof

The Mayor opened the floor to the public with regard to the Ordinance 7405-17

The following entitled ordinance had been introduced and having passed on first reading, which first reading was by title and said entitled ordinance having been published according to the law and thereafter placed on the Agenda of the present meeting, said ordinance was brought up for public hearing at the opening of such hearing said ordinance was given a second reading which reading was by title and all persons interested having been given an opportunity to be heard concerning said ordinance and upon motion, adopted said hearing was closed and said ordinance was thereafter finally passed without amendments, upon motion regularly made by Councilman Grabowski, seconded by Councilman Gibson and carried by roll call vote.

(6-0-0-1) Councilman Eagler, Councilman Gibson, Councilman Grabowski, Councilman Kolodziej, Councilwoman Murphy and Mayor Anzaldi voted aye. Councilman Hatala was absent.

ORDINANCES – FIRST READING

A. Introduction of Ordinance 7406-17

An Ordinance to Amend, Revise & Supplement C 439 of the Code of the City of Clifton, Entitled "Vehicles & Traffic," More Particularly Sect 439-38 Thereof, Entitled "Handicapped Parking on Streets for Private Residences" (Adds 3 Restricted Handicapped Spaces)

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 Eagler, and carried by roll call vote.

(6-0-0-1) Councilman Eagler, Councilman Gibson, Councilman Grabowski, Councilman Kolodziej, Councilwoman Murphy and Mayor Anzaldi voted aye. Councilman Hatala was absent.

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 5, 2017 at 8:00 p.m. and that the City Clerk be authorized to publish said ordinance together with statutory notice as required by law.

B. Introduction of Ordinance 7407-17

An Ordinance to Amend, Revise & Supplement C 439 of the Code of the City of Clifton, Entitled "Vehicles & Traffic," More Particularly Sect 439-37 Thereof, Entitled "Handicapped Parking on Streets" (Adds 34 Lincoln Pl)

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 Grabowski, and carried by roll call vote.

(6-0-0-1) Councilman Eagler, Councilman Gibson, Councilman Grabowski, Councilman Kolodziej, Councilwoman Murphy and Mayor Anzaldi voted aye. Councilman Hatala was absent.

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 5, 2017 at 8:00 p.m. and that the City Clerk be authorized to publish said ordinance together with statutory notice as required by law.

CITY MANAGER PRIVILEGE

The City Manager, Dominick Villano, had no report.

The Mayor opened the floor to the public.

FLOOR TO MEMBERS OF THE PUBLIC

Caitlin White, Vincent Drive, spoke about side consultations, mumbling and shuffling of papers at the Council Meeting. She also spoke about the development of the Shomrei Torah on Dwasline Road and the Open Public Meetings Act.

Steven Goldberg, 124 Charles Street, spoke about the development of the Shomrei Torah with regard to safety and enforcement.

Ellen DeLosh, 547 Clifton Avenue, read a letter she received from The Faith and Freedom Coalition.

Sandra Jalowicz, 65 Martin Avenue, spoke about water problems on Martin Avenue.

A Motion was made by Councilman Eagler, seconded by Councilman Gibson and passed on roll call vote to close the Public Session.

(6-0-0-1) Councilman Eagler, Councilman Gibson, Councilman Grabowski, Councilman Kolodziej, Councilwoman Murphy and Mayor Anzaldi voted aye. Councilman Hatala was absent.

City Attorney, Matthew Priore, explained the approval process in regard to the development of the Shomrei Torah on Dwasline Road.

COUNCIL PRIVILEGE

Councilman Gibson

Councilman Gibson stated that the Yankee/Mets game hosted by the Centennial Committee was a great time. He spoke about graffiti on a building at 200 Piaget Ave. City Manager, Dominick Villano, stated that the process to get the owner to remove the graffiti must be adhered to. They

are given an opportunity to rectify the situation. If they do not comply in a reasonable amount of time, the City will remove the graffiti and put a lien on the property until the City is paid for the work. Councilman Gibson asked that two illegally posted signs be removed at the Allwood Park and Ride. He warned residents of a recent rash of car break-ins. Councilman Gibson wished new employee, Nick Graviano, success in his new position of City Planner. He spoke about concerns being brought forth regarding the development of the Shomrei Torah on Dwasline Road. He stated that the judge's decision in the matter must be respected and that we have to move forward on the project. Councilman Gibson made a Motion to have the City hire an outside attorney to review the City's Zoning Laws. There was no second to the Motion. City Manager, Dominick Villano, explained to Councilman Gibson that the newly hired City Planner will be reviewing all Zoning Laws as a part of his position. In closing, Councilman Gibson stated that he met with a business owner in Botany Village who voiced concerns regarding racing, traffic and homelessness.

A Motion was made by Councilman Gibson, seconded by Councilwoman Murphy, and passed on roll call vote to prepare a proclamation for the Girls 14U Softball Team on their victory as NJ State Little League Champions

(6-0-0-1) Councilman Eagler, Councilman Gibson, Councilman Grabowski, Councilman Kolodziej, Councilwoman Murphy and Mayor Anzaldi voted aye. Councilman Hatala was absent.

Councilman Grabowski

Councilman Grabowski explained that the Planning Board and Board of Adjustment are self-governing and do not need the approval of the Council.

Councilwoman Murphy

Councilwoman Murphy announced the following upcoming events; Family Camp Out, Main Memorial Concerts, Scavenger Hunt and Day Camps. She stated that a proactive approach will be taken to deal with the homeless in Botany Village.

Councilman Kolodziej

Councilman Kolodziej stated that the Passaic Valley Water Commission's Bond Rating was upgraded. He said that overdrafts will have a significant upward impact on rates from the North Jersey Water District. Councilman Kolodziej asked City Manager, Dominick Villano, to reach out to other municipalities and obtain verbiage for a Resolution against the North Jersey Water District amending rules which would increase rates. Councilman Kolodziej said he is looking forward to Zoning Law change recommendations from the City's new Planner. City Manager, Dominick Villano, told Councilman Kolodziej that the new Planner has already made some recommendations and that he will make time to sit down with the Legal Department and Council to discuss the changes. He stated that many religious organizations are holding vigils this week for the Charlottesville victims.

Councilman Eagler

Councilman Eagler thanked the Centennial Committee for organizing the Yankees/Mets game on August 15th. He felt everyone had a good time. Councilman Eagler spoke about the recent opioid crisis. He asked City Manager, Dominick Villano, to obtain a report that contains the number of overdose deaths in the City. He stated that a plan needs to be put into place to help individuals with addiction problems. Councilman Eagler stated that a new law is going into effect in New Jersey that moves the age to buy cigarettes from 18 to 21. He mentioned that school will be starting soon and suggested parents go to the library and obtain books for their children to get them prepared for the school year. In closing, Councilman Eagler announced that there will be a joint meeting of the Board of Education and the City Council on August, 29, 2017.

Councilman Hatala

Councilman Hatala was absent.

Mayor Anzaldi

Mayor Anzaldi stated that the Yankee/Mets game was a good thing for the City and that all that attended had a great time.

A Motion was made by Councilman Eagler, seconded by Councilman Kolodziej, and passed on roll call vote to amend Resolution R391-17 to read that any streets that are currently cement surfaces will be refaced as cement surfaces and not asphalt.

(6-0-0-1) Councilman Eagler, Councilman Gibson, Councilman Grabowski, Councilman Kolodziej, Councilwoman Murphy and Mayor Anzaldi voted aye. Councilman Hatala was absent.

RESOLUTIONS

A Motion was made by Councilman Gibson, seconded by Councilman Eagler and passed by roll call vote to move the group.

(6-0-0-1) Councilman Eagler, Councilman Gibson, Councilman Grabowski, Councilman Kolodziej, Councilwoman Murphy and Mayor Anzaldi voted aye. Councilman Hatala was absent.

R376-17 Resolution to approve claims to be paid meeting of August 16, 2017

**RESOLUTION TO APPROVE CLAIMS TO BE PAID
MEETING OF August 16, 2017**

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

Current Fund	\$	13,993,362.08
Trust Escrow		
General Capital Fund	\$	1,255,872.93
Dog Trust	\$	2,097.18
Trust Other	\$	151,675.43
Community Development	\$	
Grant Fund	\$	26,496.46
Reserve for Housing		
Tax Title Lien Redemption	\$	
Unemployment Trust Fund	\$	
Revolving Loan Fund		
Section 8 Public Housing	\$	250,430.09
Self Insurance	\$	615,673.05
Police Extra Duty	\$	44,618.00
COAH	\$	
Fire Dedicated Penalties	\$	1,879.00
Sewer Utility – Operating	\$	1,697,834.54
Sewer Utility – Capital	\$	9,347.10
Library	\$	95,340.71
Developers Escrow	\$	495.00
General Liability Trust	\$	20,583.67
Workers Compensation Trust	\$	49,184.43
TOTAL CLAIMS	\$	18,214,889.67

R377-17 Resolution: Corrective Action Plan for the Annual Audit Ending December 31, 2016

**RESOLUTION
CORRECTIVE ACTION PLAN FOR THE
ANNUAL AUDIT ENDING DECEMBER 31, 2016**

WHEREAS, the annual Audit Report for the year ending December 31, 2016 was delivered to the City Clerk’s Office on July 17, 2017; and,

WHEREAS, the annual Audit Report for the year ending December 31, 2016 was received by the Governing Body of the City of Clifton on August 2, 2017; and,

WHEREAS, the Division of Local Government Services requires a Corrective Action Plan to be prepared and submitted within sixty (60) days from the date the annual Audit is

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received by the Governing Body; and,

WHEREAS, the Corrective Action Plan covers all findings and recommendations in the Audit Report, including State, Federal, and General Findings; and,

WHEREAS, the Corrective Action Plan should be prepared by the Chief Financial Officer, with the assistance from other Municipal Officials affected by the Audit Recommendations, and approved by the Governing Body,

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of the City of Clifton, County of Passaic, State of New Jersey, hereby approves the Corrective Action Plan prepared and submitted by the Chief Financial Officer in response to the findings and recommendations included as part of the Audit Report for the fiscal year ended December 31, 2016.

R378-17 Resolution Endorsing a Permit Application to the NJ Dept of Environmental Protection for Treatment Works Approval (TWA) for the Hazel St Area Sewer Improvements and Authorizing Execution of the Application by the City Engineer

**RESOLUTION ENDORSING A PERMIT APPLICATION TO THE NEW JERSEY
DEPARTMENT OF ENVIRONMENTAL PROTECTION FOR TREATMENT WORKS
APPROVAL (TWA) FOR THE HAZEL STREET AREA SEWER IMPROVEMENTS
AND AUTHORIZING EXECUTION OF THE APPLICATION BY THE CITY
ENGINEER**

WHEREAS, the Clifton Engineering Department has prepared plans and specifications for a project named HAZEL STREET AREA SEWER IMPROVEMENTS; and

WHEREAS, based on the scope of the proposed activities, the regulations of the New Jersey Department of Environmental Protection require a Treatment Works Approval Permit; and

WHEREAS, an application for treatment works approval has been prepared by the Clifton Engineering Department for the construction of 3,000 linear feet of new 8 inch PVC sanitary sewer and other related improvements; and

NOW, THEREFORE, BE IT RESOLVED that the City Engineer and the Mayor are hereby authorized and directed to execute a statement of consent on behalf of the City of Clifton and that a certified copy of this resolution be provided to the applicant.

R379-17 Resolution Authorizing Request to Solicit Bids for the Disposal of Vegetative Waste (DPW)

**RESOLUTION AUTHORIZING REQUEST TO SOLICIT BIDS FOR
THE DISPOSAL OF VEGETATIVE WASTE (DPW)**

WHEREAS, the City of Clifton seeks Disposal of Vegetative Waste; and

WHEREAS, the City of Clifton shall incur no expense exceeding \$17,500, except where either authorized by law or waived by the Municipal Council up to the State of New Jersey bid threshold; and

NOW THEREFORE BE IT RESOLVED, by the governing body of the City of Clifton, that authorization is hereby given to solicit bids for the Disposal of Vegetative Waste and that the City Clerk and/or Purchasing Agent is authorized to advertise the Notice to Bidders when bid specs are completed.

R380-17 Resolution Awarding a Contract for the Purchase and Installation of Lockers in the Female Police Officers' Locker Room

RESOLUTION AWARDING A CONTRACT FOR THE PURCHASE AND INSTALLATION

OF LOCKERS IN THE FEMALE POLICE OFFICER’S LOCKER ROOM

WHEREAS, in an effort to ensure compliance with the Local Public Contracts Law N.J.S.A. 40A:11-6.1, the Department of Public Works solicited quotations for the purchase and installation of lockers in the female police officer’s locker room; and

WHEREAS, the following vendors submitted quotes:

- | | | |
|----|---------------------|----------|
| 1. | Storage Systems USA | \$17,498 |
| 2. | Systematics | \$19,920 |

WHEREAS, after a review of the submitted quotes, it is recommended that the contract for the purchase and installation of lockers in the female police officer’s locker room be awarded to the vendor that submitted the lowest responsible quote, Storage Systems USA in the amount of \$17,498; and

NOW, THEREFORE, BE IT RESOLVED, that the contract (by way of a purchase order) for the purchase and installation of lockers in the female police officer’s locker room be and is hereby awarded to Storage Systems USA, 400 Heckman Street, Phillipsburg, New Jersey 08865 in the amount of \$17,498; and

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

R381-17 Resolution Awarding Contract for Preparation of Solid Waste Collection Specifications to De Feo Associates

**RESOLUTION AUTHORIZING REQUEST TO SOLICIT BIDS FOR
THE DISPOSAL OF VEGETATIVE WASTE (DPW)**

WHEREAS, the City of Clifton seeks Disposal of Vegetative Waste; and

WHEREAS, the City of Clifton shall incur no expense exceeding \$17,500, except where either authorized by law or waived by the Municipal Council up to the State of New Jersey bid threshold; and

NOW THEREFORE BE IT RESOLVED, by the governing body of the City of Clifton, that authorization is hereby given to solicit bids for the Disposal of Vegetative Waste and that the City Clerk and/or Purchasing Agent is authorized to advertise the Notice to Bidders when bid specs are completed.

R382-17 Resolution Authorizing and Approving Waiver of Fees and Tax Exemption for Congregation Shomrei Torah, Block 50.12, Lots 5.01, 5.02 and 5.03 - Corner of Dwasline Road and Virginia Avenue

**RESOLUTION AUTHORIZING AND APPROVING WAIVER OF FEES AND TAX
EXEMPTION FOR CONGREGATION SHOMREI TORAH, BLOCK 50.12, LOTS 5.01,
5.02 AND 5.03 - CORNER OF DWASLINE ROAD AND VIRGINIA AVENUE**

WHEREAS, litigation was commenced by the Congregation Shomrei Torah against the Planning Board of the City of Clifton in 2015 known as Docket No. PAS-L-4266-15; and

WHEREAS, the City of Clifton was recently added as a party to said litigation, now known as Congregation Shomrei Torah of Passaic/Clifton v. The Planning Board of the City of Clifton and the City of Clifton, Docket No. PAS-L-4266-15"; and

WHEREAS, the trial date was set in this matter for July 14, 2017; and

WHEREAS, a settlement was reached among the parties resulting in the Consent Judgment

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entered on July 14, 2017 by The Honorable Ernest M. Caposela, A.J.S.C.; and

WHEREAS, the Municipal Council wishes to memorialize its authorization and approval of the terms set forth in the Consent Judgment relating to the City of Clifton;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Municipal Council of the City of Clifton, as follows:

1. All permit fees and charges of any nature from the City of Clifton, including, but not limited to, building permit fees and inspection fees, are waived retroactive to July 1, 2017, in connection with the application of Congregation Shomrei Torah for premises located at Block 50.12, Lots 5.01, 5.02 and 5.03, at the corner of Dwasline Road and Virginia Avenue.

2. The aforesaid subject property shall be exempted from taxation retroactive to July 1, 2017, subject to the appropriate documentation being filed with the Tax Assessor, and subject to the continuing jurisdiction of the Court pursuant to its July 14, 2017 Order.

R383-17 Resolution of Congratulations to NOVA UA Federal Credit Union on Being Ranked the Healthiest Credit Union in the United States for 2017

**RESOLUTION OF CONGRATULATIONS TO NOVA UA FEDERAL CREDIT UNION
ON BEING RANKED THE HEALTHIEST CREDIT UNION IN THE UNITED STATES
FOR 2017**

WHEREAS, Clifton's NOVA UA Federal Credit Union was established in 1960, and was, until September 2016, known as the Self Reliance (NJ) FCU; and

WHEREAS, NOVA UA is a non-profit financial institution with branches At 237 Dayton Avenue and 398 Valley Road, and it recently broke ground for a new headquarters to be built at 851 Allwood Road; and

WHEREAS, NOVA UA is the 26th largest credit union in New Jersey and the 1,478th largest in the nation, and currently boasts a membership of 3,759 and \$116 million in assets; and

WHEREAS, Clifton's NOVA UA Federal Credit Union was recently ranked the Healthiest Credit Union in the USA for 2017, out of 5,785 credit unions evaluated by DepositAccounts.com;

NOW, THEREFORE, BE IT RESOLVED, that we, the Mayor and Members of the Municipal Council of the City of Clifton, on behalf of all the citizens of the City of Clifton, do hereby extend sincere congratulations to all the members of the

**NOVA UA FEDERAL CREDIT UNION
on being named
THE HEALTHIEST CREDIT UNION IN THE USA - 2017**

and do further extend to them best wishes for continued success and further development in the future; and

BE IT FURTHER RESOLVED, that this resolution be spread upon the minutes of this meeting, and a copy thereof presented to NOVA UA Federal Credit Union.

R384-17 Resolution Awarding Professional Services Contract to Neglia Engineering Associates for Construction Management Services in Connection with Bonsal Preserve Sewer Improvements

**RESOLUTION AWARDING PROFESSIONAL SERVICES CONTRACT TO NEGLIA
ENGINEERING ASSOCIATES FOR CONSTRUCTION MANAGEMENT SERVICES
IN CONNECTION WITH BONSAL PRESERVE SEWER IMPROVEMENTS**

WHEREAS, on December 6, 2016, a contract was awarded to Northeast Remsco Construction for Bonsal Preserve Sewer Improvements in the amount of \$4,985,000.00, and the City requires

professional construction management services to oversee the work being done by Northeast Remsco Construction; and

WHEREAS, Neglia Engineering Associates was previously awarded a professional services contract for design services, and by virtue of same is familiar with this project; and

WHEREAS, upon request of the City Engineer, Neglia Associates submitted a proposal for said construction management services in the amount of not to exceed \$290,000.00; and

WHEREAS, the City Engineer recommends that a contract for professional construction management services be awarded to Neglia Engineering Associates, based on their proposal, in an amount not to exceed \$290,000; 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 contractor 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 \$290,000.00, and the duration of the contract is until completion;

NOW, THEREFORE, BE IT RESOLVED, that a professional services contract for construction management services for the Bonsal Preserve Sewer Improvements project is hereby awarded to NEGLIA ENGINEERING ASSOCIATES, for the sum of not to exceed \$290,000.00; 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; and

BE IT FURTHER RESOLVED, that the following short notice be printed once in a legal newspaper of the City of Clifton:

**CITY OF CLIFTON
NOTICE OF CONTRACT AWARDED**

The City of Clifton has awarded a contract without competitive bidding as a professional service pursuant to N.J.S.A. 40:11-5(1)(a). The contract and the resolution authorizing it are available for public inspection in the Office of the City Clerk.

Awarded to: Neglia Engineering Associates, Lyndhurst, NJ
Services: Construction Management Services
Project: Bonsal Preserve Sewer Improvements
Cost: Not to Exceed \$290,000.00
Term: Until completion

R385-17 Resolution Extending Professional Engineering Services Contract to TRC Environmental Corporation (TRC) for Environmental Consulting Services for Athenia Park Phase II Improvements

**RESOLUTION EXTENDING PROFESSIONAL ENGINEERING SERVICES
CONTRACT TO TRC ENVIRONMENTAL CORPORATION (TRC) FOR
ENVIRONMENTAL CONSULTING SERVICES FOR ATHENIA PARK PHASE II
IMPROVEMENTS**

WHEREAS, on September 2, 2014, the City of Clifton awarded a contract to TRC Environmental Corporation for professional environmental consulting services in connection with the Athenia Park Phase II Improvements project, at a fee of \$73,150.00; and

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WHEREAS, subsequently, the contract was extended for the provision of additional environmental consulting services in the amount of \$71,100.00, making the total fee for the contract \$144,250.00; and

WHEREAS, the City Engineer has reported that additional services are required in accordance with the New Jersey Department of Environmental Protection's Modification of Closure and Post-Closure Plan Approval, along with other required tasks; and

WHEREAS, TRC Environmental Corporation has submitted a proposal, dated August 2, 2017, to provide the additional services for a fee of \$51,100.00, thereby making the total fee for the contract \$195,350.00; and

WHEREAS, after reviewing the proposal and the recommendation of the City Engineer, the Municipal Council wishes to extend the contract with TRC for the provision of additional services; 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 additional services is determined to be \$51,100.00, making the total contract \$195,350.00, and the duration of the contract is until completion;

NOW, THEREFORE, BE IT RESOLVED, that the professional engineering services contract for environmental consulting services in connection with the Athenia Park Phase II Improvements Project previously awarded to TRC ENVIRONMENTAL CORPORATION be extended to provide for additional environmental services, for a total additional fee of \$51,100.00, in accordance with its proposal dated August 2, 2017, making the total fee under the contract \$195,350.00; and

BE IT FURTHER RESOLVED, that the Mayor and City Clerk are hereby authorized and directed to execute an extension of 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; and

BE IT FURTHER RESOLVED, that the following short notice be printed once in a legal newspaper of the City of Clifton:

**CITY OF CLIFTON
NOTICE OF EXTENSION OF CONTRACT**

The City of Clifton has awarded an extension of contract without competitive bidding as a professional service pursuant to N.J.S.A. 40:11-5(1)(a). The contract and the resolution authorizing it are available for public inspection in the Office of the City Clerk.

Awarded to: TRC Environmental Corporation, New Providence, NJ
Services: Additional Environmental Consulting Services
Project: Athenia Park, Phase II Improvements
Cost: Additional fees \$51,100 Total Contract \$195,350
Term: As per proposal; until completion

R386-17 Resolution Authorizing New Limousine License - Uber Limo 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 Farid Mkalech, 1360 Clifton Avenue, Clifton, NJ 07012; 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 of a limousine License to Farid Mkalech, 1360 Clifton Avenue, Clifton, NJ 07012 be and is hereby granted.

Company Name
Uber Limo LLC

Owner:
Farid Mkalech

Approved Operator:
Farid Mkalech

Approved Vehicle:
2013 Chevy SUV 1GNSKJE79DR368992

Approved Parking Location:
10 Urma Avenue, Clifton, NJ 07013

R387-17 Resolution for Appointment of Member to the Advisory Committee for Individuals with Disabilities

**RESOLUTION FOR APPOINTMENT OF
MEMBER TO THE ADVISORY COMMITTEE FOR INDIVIDUALS WITH
DISABILITIES**

WHEREAS, the Mayor and Council of the City of Clifton, County of Passaic and State of New Jersey are in receipt of a letter of resignation from Roy Noonburg who served as a Member of the Advisory Committee for Individuals with Disabilities; and

WHEREAS, Andrea-Christine Kischkat has applied to fill this position and said application was approved by the Mayor and Council at the August 2, 2017 Council Meeting;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the City of Clifton, County of Passaic and State of New Jersey, that Andrea-Christine Kischkat be appointed as a Member of the Advisory Committee for Individuals with Disabilities to fill the unexpired term of Roy Noonburg commencing this day and expiring on December 31, 2018.

R388-17 Resolution Authorizing Games of Skill Operator License Renewal - Disabled American Vets

**RESOLUTION AUTHORIZING GAMES OF SKILL OPERATOR LICENSE
RENEWAL**

WHEREAS, the Mayor and Council of the City of Clifton, County of Passaic, State of New Jersey are in receipt of Games of Skill Operator License Renewal from Disabled American Vets, 315 Hazel Street 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 Zoning and Police Departments;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Clifton, County of Passaic, and State of New Jersey that approval for the renewal of Games of Skill

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Operator License to Disabled American Vets, 315 Hazel Street, Clifton, New Jersey be and is hereby granted.

R389-17 Resolution Approving Renewal of Vending Machine License - Parkway Iron

RESOLUTION AUTHORIZING VENDING LICENSE RENEWAL

WHEREAS, the Mayor and Council of the City of Clifton, County of Passaic, State of New Jersey are in receipt of a Vending License Renewal from Parkway Iron & Metal Co., 613-639 Route 46 East in the City of Clifton; and

WHEREAS, all paperwork has been completed by the various applicants and all fees have been paid; and

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

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Clifton, County of Passaic, and State of New Jersey that approval for renewal of a Vending License to Parkway Iron & Metal Co., 613-639 Route 46 East , Clifton, be and is hereby granted.

R 390-17 Resolution Authorizing Sale of Abandoned Motor Vehicles - 2017 Auction

WHEREAS, the following motor vehicles have been abandoned; and

WHEREAS, it is required that the sale of same be approved by the Governing Body of the Municipality,

NOW, THEREFORE, be it resolved, that the following motor vehicles be authorized for sale in accordance with N.J.S.A. : 14 - 157, N.J.S.A. 39 : 10A-1 AND N.J.S.A. 40A : 11 - 36 subject to the minimum bid of \$10.00 plus starting bid price as per market value.

VITO'S TOWING 65 CLIFTON BLVD. (973) 773-2929

1999 NISSAN ALTIMA	1N4DL 01D9X C2547 66	"	"	"	"
1998 HONDA ACCORD	1HGCG 5654W A1099 46	"	"	"	"
2002 FORD EXPLORER	1FMZU 73E82 ZB686 19	"	"	"	"
1997 FORD ECONOLINE	1FBJS 31S5V HB532 13	"	"	"	"
2002 HYUNDAI ACCENT	KMHCG 45CX2 U2855 74	"	"	"	"
2000 FORD MUSTANG	1FAFP 42X8Y F1081 28	"	"	"	"
1997 NISSAN MAXIMA	JN1CA 21D7V M5141 29	"	"	"	"
2000 NISSAN ALTIMA	1N4DL 01D5Y C2074 76	"	"	"	"
2002 HONDA ACCORD	1HGCG 66802 A0140 66	"	"	"	"

NICOLETTE TOWING 618 LEXINGTON AVE. (973) 253-0025

2007 CHEVY COBALT	1G1AL 55F27 72324 23	"	"	"	"
2003 TOYOTA CAMRY	4T1BE 32K53 U7668 12	"	"	"	"
2000 BMW 323	WBAAM 3340Y KC709 84	"	"	"	"

TELEP MOTOR'S 574 VAN HOUTEN AVE. (973) 779-0283

1998 NISSAN MAXIMA	JN1CA 21D4W M9059 18	"	"	"	"
1998 HONDA ACCORD	1HGCG 1644W A0728 20	"	"	"	"
1996 HONDA CIVIC	1HGEJ 6229T L0518 62	"	"	"	"
2007 ACURA TL	19UUA 76557 A0427 00	"	"	"	"
2004 INFINITI G35	JNKCVC 51F54 M7135 98	"	"	"	"
1999 SATURN SC1	1G8ZF 1284X Z1260 67	"	"	"	"
2002 MAZDA PROTÉGÉ	JM1BJ 22512 15993 53	"	"	"	"
10 x 10 TRAILER	N/A	"	"	"	"

POLIZZI TOWING 99 WABASH AVE. (973) 546-7993

2003 MERCEDES BENZ C240	WDBRF 61J83 A3852 41	"	"	"	"
2004 HYUNDAI SANTE FE	KM8SC 73EX4 U7229 74	"	"	"	"
2008 CHRYSLER SEBRING	1C3LC 66KX8 N1625 89	"	"	"	"
2004 SATURN VUE	5GZCZ 53434 S8695 06	"	"	"	"
2002 DODGE CARAVAN	1B4GP 24322 B5551 26	"	"	"	"
2006 NISSAN ALTIMA	1N4AL 11D06 N3730 43	"	"	"	"
2000 HONDA ACCORD	1HGCG 2256Y A0149 09	"	"	"	"
1998 HONDA CIVIC	1HGCG 5659W A1223 67	"	"	"	"
1997 DODGE RAM	2B7HB 21X7V K5470 20	"	"	"	"
2006 HONDA CR-V	JHLRD 68516 C0002 43	"	"	"	"
1998 PONTIAC GT	1G2WP 52K3W F3071 11	"	"	"	"
1998 HONDA ACCORD	1HGCG 564XW A1398 95	"	"	"	"
2001 HONDA ATV	NO VIN	"	"	"	"

R 391-17 Late - Resolution For Approval To Submit A Grant Application And Execute A Grant Contract With The New Jersey Department Of Transportation For The Fy18 Municipal Aid Program For Improvements Along Englewood Road, Burlington Road, Sussex Road, Windsor Road, Marlboro Road, Summit Road, New Briar Road, Combee Lane, Hugo Street And Chaplin Court

RESOLUTION FOR APPROVAL TO SUBMIT A GRANT APPLICATION AND EXECUTE A GRANT CONTRACT WITH THE NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR THE FY18 MUNICIPAL AID PROGRAM FOR IMPROVEMENTS ALONG ENGLEWOOD ROAD, BURLINGTON ROAD, SUSSEX ROAD, WINDSOR ROAD, MARLBORO ROAD, SUMMIT ROAD, NEW BRIAR ROAD, COMBEE LANE, HUGO STREET AND CHAPLIN COURT

NOW, THEREFORE, BE IT RESOLVED, that the Municipal Council of the City of Clifton formally approves the grant application for the above-stated project; and

BE IT FURTHER RESOLVED, that the Mayor and City Clerk are hereby authorized to submit an electronic grant application identified as MA-2018-Clifton City-00023 to the New Jersey Department of Transportation on behalf of the City of Clifton; and

BE IT FURTHER RESOLVED, that the Mayor and City Clerk are hereby authorized to sign the grant agreement on behalf of the City of Clifton, and that their signature constitute acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

R392-17 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 6W BP Opportunity LLC v. The Municipal Council of the City of Clifton and the City of Clifton
- CON-2 Special Police Pay Rates - Personnel
- CON-3 New Age Ventures, Inc. v. Clifton City - Litigation
- CON-4 PBA & SOA - Contract Negotiations
- CON-5 Congregation Shomrei Torah Clifton/Passaic v. City of Clifton - Legal Question Regarding Consent Judgment
- CON-6 Jackson v. City of Clifton - Litigation

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 August 16, 2017 at which time, said subject(s) shall be discussed; and

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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

ADJOURNMENT

Upon motion made by Councilman Kolodziej, seconded by Councilman Eagler and unanimously passed on roll call vote, the meeting was adjourned at 9:03 p.m.

Respectfully Submitted,

Nancy Ferrigno
City Clerk

James Anzaldi, Mayor