

**CITY OF CLIFTON
CLIFTON, NEW JERSEY**

REGULAR MEETING MINUTES OF JULY 18, 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.

8:06 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)
Councilman Kolodziej	(JK)
Councilwoman Murphy	(LM)
Mayor Anzaldi	(JA)

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

INVOCATION

Rabbi Mark – Clifton Jewish Center

PLEDGE TO THE FLAG

PUBLIC HEARING

Public Hearing - City of Clifton Community Development August 1, 2017 - July 31, 2018 B-17-MC-34-0103 CDBG Year 43 Budget

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 Hatala, and passed on roll call vote, to close Public Hearing.

(7-0-0-0) Councilman Eagler, Councilman Gibson, Councilman Grabowski, Councilman Hatala, Councilman Kolodziej, Councilwoman Murphy and Mayor Anzaldi voted aye.

A Motion was made by Councilman Kolodziej, seconded by Councilman Eagler, to suspend the regular order of business.

PRESENTATION

Resolution to Carlos Polanco

APPROVAL OF MINUTES

A Motion was made by Councilman Eagler, seconded by Councilman Hatala, and passed on roll call vote to approve the Minutes of the Workshop, Regular and Executive Session Meeting of July 5, 2017 and the Minutes of the Special Meeting of July 11, 2017.

(7-0-0-0) Councilman Eagler, Councilman Gibson, Councilman Grabowski, Councilman Hatala, Councilman Kolodziej, Councilwoman Murphy and Mayor Anzaldi voted aye.

COMMUNICATIONS FROM THE CITY MANAGER

C- 1 Lieutenant Michael Sweeney Retired His Position With the Police Department Effective 07/01/2017

C- 2 Tyler Gibson Hired as Temporary Seasonal Employee in the DPW at \$12.00 Per Hour, Effective 07/03/2017

C- 3 Crystal Gardner temporary seasonal employee terminated effective 06/30/2017.

Minutes of Alcoholic Beverage Control Board of June 14 and June 29, 2017

COMMUNICATIONS – MEETING MINUTES

C-4 Minutes of Alcoholic Beverage Control Board of June 14th and June 29, 2017

ORDINANCES – SECOND READING

A. Adoption of Ordinance 7395-17

B. Public Hearing on Ordinance 7395-17

A Capital Ordinance Appropriating \$87,000 from the Sewer Utility Capital Improvement Fund 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 7395-17

Caitlin White, 88 Vincent Dr. asked for a breakdown of funds being allocated.

City Manager, Dominick Villano, read the breakdown information contained in the ordinance.

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 Gibson and carried by roll call vote.

(7-0-0-0) Councilman Eagler, Councilman Gibson, Councilman Grabowski, Councilman Hatala, Councilman Kolodziej, Councilwoman Murphy and Mayor Anzaldi voted aye.

C. Adoption of Ordinance 7396-17

D. Public Hearing on Ordinance 7396-17

A Capital Ordinance Appropriating \$290,000 from the Sewer Utility 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 7396-17

Caitlin White, 88 Vincent Dr. asked for a breakdown of funds being allocated.

City Manager, Dominick Villano, read the breakdown information contained in the ordinance.

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 Eagler and carried by roll call vote.

(7-0-0-0) Councilman Eagler, Councilman Gibson, Councilman Grabowski, Councilman Hatala, Councilman Kolodziej, Councilwoman Murphy and Mayor Anzaldi voted aye.

E. Adoption of Ordinance 7397-17

F. Public Hearing on Ordinance 7397-17

A Capital Ordinance Appropriating \$58,000 from the Capital Improvement Fund 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 7397-17

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 Hatala, seconded by Councilman Kolodziej and carried by roll call vote.

(7-0-0-0) Councilman Eagler, Councilman Gibson, Councilman Grabowski, Councilman Hatala, Councilman Kolodziej, Councilwoman Murphy and Mayor Anzaldi voted aye.

ORDINANCES – FIRST READING

A. Introduction of Ordinance 7398-17

An Ordinance to Amend, Revise & Supplement C. 99 of the Code of the City of Clifton, Entitled "Salaries & Compensation," More Particularly Art III Thereof, Entitled "Supervisory Officials & Employees," Sect 99-10, Entitled "Minimum & Maximum Salaries Fixed" (Adds Title and Stipend for Community Emergency Response Team [CERT] Program Monitor)

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 Kolodziej, and carried by roll call vote.

(7-0-0-0) Councilman Eagler, Councilman Gibson, Councilman Grabowski, Councilman Hatala, Councilman Kolodziej, Councilwoman Murphy and Mayor Anzaldi voted aye.

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 Wednesday, August 2, 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 Mayor opened the floor to the public.

FLOOR TO MEMBERS OF THE PUBLIC

Caitlin White, 88 Vincent Dr., asked for a breakdown of the sewer surplus. She also read a letter that was sent to PSE&G by City Manager, Dominick Villano, regarding road paving.

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

(7-0-0-0) Councilman Eagler, Councilman Gibson, Councilman Grabowski, Councilman Hatala, Councilman Kolodziej, Councilwoman Murphy and Mayor Anzaldi voted aye.

COUNCIL PRIVILEGE

Councilwoman Murphy

Councilwoman Murphy announced that the Clifton Girls Softball Team won the State Finals and will be traveling to Connecticut for the next round of games. She stated that a Go-Fund-Me page has been posted to help defray the costs of their travel.

Councilman Kolodziej

Councilman Kolodziej explained how money is transferred and accrued in the Capital Sewer Fund. He congratulated Carlos Polanco on his achievement as Youth of the Year in the Northeast Region.

Councilman Hatala

Councilman Hatala congratulated Carlos Polanco on the recent award presented to him for Youth of the Year through the Boys and Girls Club. He commended the Boys and Girls Club for the value they bring to American youth. Councilman Hatala asked residents to consider donating to the club. He stated that the Economic Development and Bond Advisory Committees are slated to meet shortly and that projects for 2018 will be discussed. Councilman Hatala spoke about Capital Improvement, eliminating interest and refinancing. In closing, he stated that the Fire Committee is making progress in securing a new firehouse.

Councilman Eagler

Councilman Eagler welcomed the DeMolay group who was in the audience. He warned residents of the dangers of standing water and mosquitos. Councilman Eagler announced the schedule for the Clifton Centennial Concerts and the Clifton Recreation Concerts. He also announced a Polka Concert which will be taking place in Third Ward Park in Passaic, NJ. Councilman Eagler thanked residents for keeping their lawns well maintained.

Councilman Gibson

Councilman Gibson congratulated Carlos Polanco on his achievement of Boys and Girls Club Youth of the Year, Northeast. He welcomed the DeMolay group who was in the audience. Councilman Gibson announced that the Clifton Girls Softball Team won the State Champs and they will be hosting a fund raiser at Mario's Pizzeria to help defray costs of travel to the next level games in Connecticut. He announced the upcoming Summer Concerts. Councilman Gibson advised all residents to wear sunscreen and talked about home and car security.

Councilman Grabowski

Councilman Grabowski congratulated the Clifton Girls Softball Team for winning the State Championship. He asked that time be put aside at the next Council Meeting to discuss ways to reduce speeding on DwasLine Road.

City Manager, Dominick Villano, stated that the contractor previously provided a cost to provide speeding deterrents but no interest was afforded at the time. He stated he would revisit the issue and provide a cost of speed deterrents.

Councilman Hatala asked City Manager, Dominick Villano, what roads PSE&G plans to work on in the near future. Mr. Villano stated that he would post the list on the City website.

Mayor Anzaldi

Mayor Anzaldi congratulated Carlos Polanco on his achievement as Youth of the Year. He stated that America is a great Country and all citizens are afforded many opportunities. In closing Mayor Anzaldi spoke about Facebook and posting false information.

Councilman Eagler, announced that National Night Out will be held on Tuesday, August 1, 2017 and that the next Council Meeting will be held on Wednesday, August 2, 2017. He also stated that the bus ride to the Yankee/Mets game will be on Tuesday, August 15, 2017 and that the Council Meeting has been moved to Wednesday, August 16, 2017.

Resolutions

A Motion was made by Councilman Eagler, seconded by Councilman Kolodziej to move the group.

(7-0-0-0) Councilman Eagler, Councilman Gibson, Councilman Grabowski, Councilman Hatala, Councilman Kolodziej, Councilwoman Murphy and Mayor Anzaldi voted aye.

R329-17 Resolution to approve claims to be paid meeting of July 18, 2017

**RESOLUTION TO APPROVE CLAIMS TO BE PAID
MEETING OF July 18, 2017**

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

Current Fund	\$	15,057,206.38
Trust Escrow		
General Capital Fund	\$	243,812.22
Dog Trust	\$	224.03
Trust Other	\$	135,372.88
Community Development	\$	31,920.81
Grant Fund	\$	23,763.56
Reserve for Housing		
Tax Title Lien Redemption	\$	
Unemployment Trust Fund	\$	10,501.53
Revolving Loan Fund		
Section 8 Public Housing	\$	257,752.11
Self Insurance	\$	812,233.69
Police Extra Duty	\$	46,035.50
COAH	\$	
Fire Dedicated Penalties	\$	
Sewer Utility – Operating	\$	105,512.23
Sewer Utility – Capital	\$	19,065.00
Library	\$	100,749.61
Developers Escrow	\$	9,453.64
General Liability Trust	\$	9,407.17
Workers Compensation Trust	\$	60,575.87
 TOTAL CLAIMS	 \$	 16,923,586.23

R330-17 Resolution Closing and Canceling Outstanding Capital Project Account Balances

**RESOLUTION CLOSING AND CANCELING
OUTSTANDING CAPITAL PROJECT ACCOUNT BALANCES**

WHEREAS, there exists outstanding capital projects with in the Capital Fund of the City of Clifton; and

JULY 18, 2017

WHEREAS, the accounts indicated below are no longer utilized as capital projects and are now considered complete;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of the City of Clifton, County of Passaic, State of New Jersey, that these Capital Fund Projects be hereby closed and the remaining balance be zeroed and canceled to their respective accounts and balances:

Bond

Account Number and Name Ordinance Cancel Amount

04-215-55-952-000 – 2016 Refunding Bond Ordinance 7280-16 \$ 68,603.50

Total Capital Improvements To Be Canceled: \$ 68,603.50

BE IT FURTHER RESOLVED, that the Finance Office is authorized to cancel said balances and correct the City's financial records for these cancellations.

R331-17 Resolution Closing and Canceling Outstanding Sewer Utility Capital Project Account Balances

**CITY OF CLIFTON SEWER UTILITY
RESOLUTION CLOSING AND CANCELING
OUTSTANDING CAPITAL ACCOUNT BALANCES**

WHEREAS, there exists outstanding capital projects with in the Sewer Utility Capital Fund of the City of Clifton; and

WHEREAS, the accounts indicated below are no longer utilized as capital projects and are now considered complete;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of the City of Clifton, County of Passaic, State of New Jersey, that these Sewer Utility Capital Fund Projects be hereby closed and the remaining balance be zeroed and canceled to their respective accounts and balances:

Account Number and Name Cancel Amount

08-215-55-944-000 2016 Refunding Bond – Ordinance 7280-16 \$ 16,396.50

Total Sewer Utility Capital Improvement Projects To Be Canceled: \$ 16,396.50

R332-17 Resolution Extending Professional Engineering Services Contract to TRC Environmental Corporation for Licensed Site Remediation Professional Construction Phase Services for Athenia Park Phase II Improvements

**RESOLUTION EXTENDING PROFESSIONAL ENGINEERING SERVICES
CONTRACT TO TRC ENVIRONMENTAL CORPORATION FOR LICENSED SITE
REMEDATION PROFESSIONAL CONSTRUCTION PHASE SERVICES FOR
ATHENIA PARK PHASE II IMPROVEMENTS**

WHEREAS, on May 2, 2017, the Municipal Council awarded a contract for LSRP services to TRC at a fee of \$64,000, to provide LSRP oversight services for the Athenia Park Phase II Improvements;

WHEREAS, in accordance with a memorandum dated June 30, 2017 from the City Engineer, additional LSRP services will be required at this time and during the construction phase of this project; and

WHEREAS, TRC has submitted a proposal to furnish these services for the sum of \$14,000.00, making the total contract fee to date \$78,000.00; 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 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 not exceed \$78,000.00, and the duration of the contract is until completion of the construction;

NOW, THEREFORE, BE IT RESOLVED, that the professional engineering services contract awarded to TRC for LSRP Construction Phase Services for Athenia Park Phase II Improvements Project on May 2, 2017 be extended for an additional fee of \$14,000, making the total contract to date \$78,000.00; 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 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 EXTENSION OF CONTRACT AWARDED**

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 extension of contract and the resolution authorizing it are available for public inspection in the Office of the City Clerk.

Awarded to: TRC Environmental Corporation
Services: LSRP Construction Phase Services
Project: Athenia Park Phase II Improvements
Cost: Not to exceed \$14,000 - total contract to date \$78,000
Term: Until construction completion

R333-17 Resolution Authorizing Entertainment License for Heart of Athenia Bar & Grill, LLC
t/a Heart of Athenia Bar & Grill

**RESOLUTION AUTHORIZING ENTERTAINMENT LICENSE FOR HEART OF
ATHENIA BAR & GRILL, LLC, T/A HEART OF ATHENIA BAR & GRILL**

BE IT RESOLVED, by the Municipal Council of the City of Clifton, that the application of Heart of Athenia Bar & Grill, LLC t/a Heart of Athenia Bar & Grill of 25-27 Grunwald Street, Clifton, New Jersey (RB-1 Zone), is approved, and entertainment is authorized for the period from July 1, 2017 through June 30, 2018, on the following terms and conditions:

1. NIGHTS - STANDARD ENTERTAINMENT NIGHTS/HOURS:

Four (4) nights per week: Wednesday, Thursday, Friday and Saturday
Hours: 9:00 p.m. to 12:30 a.m.

2. OPTIONAL ENTERTAINMENT NIGHTS/HOURS:

New Year's Eve
Hours: 8:00 p.m. to 1:00 a.m.

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

DJ Music or Karaoke - Wednesday
DJ Music, Karaoke or Four (4) Piece Band - Thursday, Friday and Saturday

4. TERM OF AUTHORIZATION FOR ENTERTAINMENT:

JULY 18, 2017

July 1, 2017 through June 30, 2018

5. SECURITY/PARKING REQUIREMENTS:

In-house security and private security company.

6. NOISE LEVELS:

In accordance with the Code of the City of Clifton.

7. OUTSIDE DEBRIS CLEANUP:

In accordance with the Code of the City of Clifton.

8. REQUIREMENTS/RESTRICTIONS:

A. An entertainment license is not required for private parties. A private party is defined as a gathering or celebration that is by invitation only and is not advertised or open to any members of the general public and in which no admission fee is charged to guests, whether in advance or at the door. Any party or event that is advertised in any media, including but not limited to newspapers, magazines, internet, radio or television shall not be considered a private party. Any party or event in which an admission fee is charged to guests, whether in advance or at the door, shall not be considered a private party.

B. There will be no loud or offensive music, no go-go or exotic dancers; no dancing or other entertainment of a lewd, licentious or lascivious manner; no topless, bottomless or indecently exposed entertainers or service employees; no entertainers under eighteen (18) years of age.

C. No establishment that is licensed to serve alcoholic beverages shall advertise, promote or hold a teen night for individuals under the age of 18. When holding a private party in which individuals under the age of 21 are invited, no alcoholic beverages may be served to individuals under the age of 21.

R334-17 Resolution Supporting the Adoption of "Idle-Free Zones"

**RESOLUTION SUPPORTING THE
ADOPTION OF AIDLE-FREE ZONES**

WHEREAS, emissions from gasoline and diesel powered vehicles contribute significantly to air pollution, including greenhouse gases, ozone formation, fine particulates, and a multitude of potentially harmful pollutants that can trigger an asthma attack and other ailments; and

WHEREAS, asthma is a significant public health concern in NJ, especially among children (up to 25% of NJ's school age children are asthmatic) and the elderly; and

WHEREAS, for every gallon of gasoline used, the average car produces about 20 pounds of carbon dioxide (CO₂), the largest contributor to greenhouse climate change, with one-third of greenhouse gas emissions coming from the transportation sector; and

WHEREAS, the U.S. Argonne National Laboratory estimates that about 20 million barrels of diesel fuel are consumed each year by idling long-haul trucks (estimated truck emissions total about 10 million tons of CO₂, 50,000 tons of nitrogen oxides, and 2,000 tons of particulate); and

WHEREAS, we can avoid producing unnecessary greenhouse gas emissions and exposure to air toxins by reducing or eliminating wasteful vehicle idling; and

WHEREAS, petroleum-based gasoline and diesel fuel are nonrenewable fuels and should be used wisely and not wasted; and

WHEREAS, idling is not generally beneficial to a vehicle's engine as it wears engine parts; and

WHEREAS, idling more than 10 seconds uses more fuel and emits more pollutants than turning a warm engine off and on again; and

WHEREAS, idling for 10 minutes uses as much fuel as it takes to travel 5 miles; and

WHEREAS, vehicle idling occurs in locations (e.g. school grounds, parking lots, drive-through windows, business centers, etc.) where New Jerseyans can be exposed to air pollutant emissions;

WHEREAS, moving beyond New Jersey's existing no-idling code of three minutes would significantly improve public health, air quality, reduce costs and greenhouse gas emissions;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Municipal Council, that the City of Clifton supports the adoption of Idle-Free Zones by government agencies, schools, businesses, and other organizations by:

Ensuring idling does not occur at idle-frequent locations such as school drop-offs and pick ups, drive-through windows, gas stations, parking lots, business centers, etc.
Maintaining municipal vehicles to eliminate any visible exhaust.
Enforcing existing violations and penalties under New Jersey's existing no-idling code.
Supporting broad education of the public about the health, environmental and economic impacts of idling and ways to reduce idling.

R335-17 Resolution of Support for Sustainable Open Space, Farmland, Historic Preservation and Stewardship Funding for New Jersey

RESOLUTION OF SUPPORT FOR SUSTAINABLE OPEN SPACE, FARMLAND, HISTORIC PRESERVATION AND STEWARDSHIP FUNDING FOR NEW JERSEY

WHEREAS, New Jersey's population demands an ample water supply provided by adequate open space to support our quality of life; and

WHEREAS, Open Space in the form of parkland, family farms, historic and cultural sites, recreational areas and natural watershed areas is vital to our economy, planned growth, protection of property values, water quality, and safety and urban, suburban and rural quality of life; and

WHEREAS, continued, plentiful and sustained funding is vital to a strategic Open Space program to bolster and enhance private, municipal, county, other state and federal Open Space funding programs; and

WHEREAS, provisions for stewardship to properly care for parks, preserved lands, and historic sites is an important component of Open Space efforts; and

WHEREAS, New Jersey's Payment In Lieu of Taxes program (PILOT) should be restored to full funding because it encourages municipalities to host state and nonprofit preserved open space;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Municipal Council, that the City of Clifton supports sustainable, continuing funding for Open Space in New Jersey.

R336-17 Resolution Authorizing Entertainment License for Serelem, Inc./Juan Melendres t/a J Aldo's Bar & Pizzeria

RESOLUTION AUTHORIZING ENTERTAINMENT LICENSE FOR SERELEM, INC./JUAN MELENDRES T/A J ALDO'S BAR & PIZZERIA

BE IT RESOLVED, by the Municipal Council of the City of Clifton, that the application of Serelem, Inc./Juan Melendres, t/a J Aldo's Bar & Pizzeria, of 40 Highland Avenue, Clifton, New Jersey (B-C Zone), is approved, and entertainment is authorized for the period from July 1, 2017 through June 30, 2018, on the following terms and conditions:

JULY 18, 2017

1. NIGHTS - STANDARD ENTERTAINMENT NIGHTS/HOURS:

Three (3) nights per week: Thursday, Friday and Saturday
Hours: 5:00 p.m. to 1:00 a.m.

2. OPTIONAL ENTERTAINMENT NIGHTS:

New Year's Eve

3. OPTIONAL ENTERTAINMENT HOURS:

Hours: 8:00 p.m. to 1:00 a.m.

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

DJ music or Karaoke

5. TERM OF AUTHORIZATION FOR ENTERTAINMENT:

July 1, 2017 through June 30, 2018

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 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.

D. The applicant is required to appear before the Municipal Council at its first regularly scheduled Council meeting on October 3, 2017 to review the permission granted for entertainment under this Resolution.

R337-17 Resolution Authorizing Entertainment License for Octavio Perez/Palenque Bar & Grill
at 283 Parker Ave

**RESOLUTION AUTHORIZING ENTERTAINMENT LICENSE FOR OCTAVIO
PEREZ/PALENQUE BAR AND GRILL AT 283 PARKER AVE**

BE IT RESOLVED, by the Municipal Council of the City of Clifton, that the application of Octavio Perez/Palenque Bar and Grill of 283 Parker Avenue, Clifton, New Jersey (PD-1 Zone), is approved, and entertainment is authorized for the period from July 1, 2017 through June 30, 2018, on the following terms and conditions:

1. NIGHTS - STANDARD ENTERTAINMENT NIGHTS/HOURS:

Three (3) days per week:

Friday and Saturday - 8:00 p.m. to 12:00 a.m.

DJ, Karaoke, or Up to Two (2)-Piece Acoustic Band

Sunday: 1 p.m. to 8 p.m. - DJ, Karaoke, or Up to Two (2)-Piece Acoustic Band

2. OPTIONAL ENTERTAINMENT NIGHTS/HOURS:

New Year's Eve

Hours: 8:00 p.m. to 1:00 a.m.

3. TYPE OF ENTERTAINMENT:

DJ, Karaoke, or up to Two (2)-Piece Acoustic Band

4. TERM OF AUTHORIZATION FOR ENTERTAINMENT:

July 1, 2017 through June 30, 2018

5. SECURITY/PARKING REQUIREMENTS:

N/A

6. NOISE LEVELS:

In accordance with the Code of the City of Clifton.

7. OUTSIDE DEBRIS CLEANUP:

In accordance with the Code of the City of Clifton.

8. REQUIREMENTS/RESTRICTIONS:

A. An entertainment license is not required for private parties. A private party is defined as a gathering or celebration that is by invitation only and is not advertised or open to any members of the general public and in which no admission fee is charged to guests, whether in advance or at the door. Any party or event that is advertised in any media, including but not limited to newspapers, magazines, internet, radio or television shall not be considered a private party. Any party or event in which an admission fee is charged to guests, whether in advance or at the door, shall not be considered a private party.

B. There will be no loud or offensive music, no go-go or exotic dancers; no dancing or other entertainment of a lewd, licentious or lascivious manner; no topless, bottomless or indecently exposed entertainers or service employees; no entertainers under eighteen (18) years of age.

C. No establishment that is licensed to serve alcoholic beverages shall advertise, promote or hold a teen night for individuals under the age of 18. When holding a private party in which individuals under the age of 21 are invited, no alcoholic beverages may be served to individuals under the age of 21.

R338-17 Resolution of Congratulations and Commendation to Clifton High School Graduate Carlos Polanco - Boys & Girls Club Youth of the Year NJ 2017 and Northeast Region's Top Youth 2017

**RESOLUTION OF CONGRATULATIONS AND COMMENDATION TO CLIFTON
HIGH SCHOOL GRADUATE CARLOS POLANCO - BOYS & GIRLS CLUB YOUTH
OF THE YEAR NJ 2017 AND NORTHEAST REGION'S TOP YOUTH 2017**

WHEREAS, this past June, recent Clifton High School graduate Carlos Polanco was selected from a field of 16 candidates as Boys' & Girls' Club "Youth of the Year" for 2017, a prestigious honor now in its 70th year, which is reserved for an exemplary young person recognized for leadership, service and academic excellence; and

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WHEREAS, less than two weeks later, the organization named Carlos as the Northeast region's top youth, selected from an impressive crop of 11 fellow nominees from the region; and

WHEREAS, these awards are accompanied by generous scholarships bestowed upon the deserving honoree to help with the cost of college; and

WHEREAS, among this extraordinary young man's many activities over the years are: he has been an extremely active member of the Clifton Boys' & Girls' Club for many years; has served the student body of Clifton High School in many capacities; has excelled academically and in athletics; was a delegate to the American Legion Jersey Boys State conference, during which he was elected as the first Latino governor in the 70-year history of the conference; and he served as Mayor Anzaldi's counterpart during Clifton's 2017 Youth Week activities; and

WHEREAS, Carlos will be attending Dartmouth College this fall, where he plans to study history and political science before pursuing a career in law; and

WHEREAS, this outstanding young man and his great achievements are certainly worthy of the recognition of this Governing Body;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Members of the Municipal Council, on behalf of all the citizens of the City of Clifton, do hereby proudly and sincerely congratulate

CARLOS POLANCO

Boys' & Girls' Club 2017 Youth of the Year
Northeast Region's Top Youth 2017

and do extend to him every good wish for success in all his future endeavors; and

BE IT FURTHER RESOLVED, that this resolution be spread upon the minutes of this meeting, and a copy thereof presented to Carlos Polanco.

R339-17 Resolution of Best Wishes Upon Retirement - Police Lieutenant Michael F. Sweeney

**RESOLUTION OF BEST WISHES UPON RETIREMENT - POLICE LIEUTENANT
MICHAEL F. SWEENEY**

WHEREAS, on July 1, 2017, Police Lieutenant Michael F. Sweeney officially retired from his position with the Clifton Police Department; and

WHEREAS, he was appointed as a Police Officer on September 19, 1994, and rose through the ranks to attain the title of Police Lieutenant; and

WHEREAS, his retirement concludes a twenty-three-year career in law enforcement and service to the public; and

WHEREAS, he has been a credit to the City of Clifton and the Police Department during all this time, having always displayed an attitude of loyalty, diligence and dedication to duty; and

WHEREAS, this Governing Body wishes to acknowledge his fine and long-time service to the City and its citizens;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Members of the Municipal Council of the City of Clifton do hereby extend to

**Police Lieutenant
MICHAEL F. SWEENEY**

their thanks and appreciation for a job well done, and do further extend their sincere best wishes to him for peace, happiness and good health in his well-earned retirement; and

BE IT FURTHER RESOLVED, that this resolution be spread upon the minutes of this meeting, and a copy thereof presented to Michael F. Sweeney.

R340-17 Resolution Appointing Marilyn Rowan as a Member of the 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 Faith Ann Webb who served as a Member of the Advisory Committee for Individuals with Disabilities; and

WHEREAS, Marilyn Rowan has applied to fill this position and said application was approved by the Mayor and Council at the July 5, 2017 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 Marilyn Rowan be appointed as a Member of the Advisory Committee for Individuals with Disabilities to fill the unexpired term of Faith Ann Webb commencing this day and expiring on December 31, 2020.

R341-17 Resolution Authorizing New Limousine License - Clifton Taxi, Limo & Car Service

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 Said Y. Saleh, Clifton Taxi, Limo & Car Service, 76 E. Emerson Street, Clifton, NJ 07013; 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 Said Y. Saleh, Clifton Taxi, Limo & Car Service, 76 E. Emerson Street, Clifton, NJ 07013 be and is hereby granted.

Company Name
Clifton Taxi, Limo & Car Service

Owner:
Said Y. Saleh

Approved Operator:
Said Y. Saleh

Approved Vehicle:
2006 Lincoln Towncar 1LNHM8176Y607110

Approved Parking Location:
76 Emerson Street, Clifton, NJ 07013

R342-17 Resolution Authorizing the City of Clifton to Make Application for Community Development Year 43 Funds Grant No. B-17-MC-34-0103

**RESOLUTION AUTHORIZING THE CITY OF CLIFTON TO MAKE
APPLICATION FOR COMMUNITY DEVELOPMENT YEAR 43 FUNDS
Grant No. B-17-MC-34-0103**

WHEREAS, the City of Clifton has been designated an
Entitlement City under the current Community Development and Housing Act;
And

WHEREAS, the City of Clifton is entitled to make an application
for a proposed designated Community Development Block Grant Year 43, in the
amount of Nine Hundred Eighteen thousand three hundred eighteen dollars
(\$918,318.00).

NOW, THEREFORE, BE IT RESOLVED, that the City Manager
as Chief Executive Officer of the City of Clifton, be and hereby authorized by the
Mayor and Municipal Council of the City of Clifton to make appropriate
application for the City of Clifton to receive the said funds available under the
said Act.

R343-17 Late - Resolution Canceling Grant Fund Account Balances

**RESOLUTION CANCELING
GRANT FUND ACCOUNT BALANCES**

WHEREAS, there exists outdated grant projects with in the Current Fund and the Grant Fund
of the City of Clifton; and,

WHEREAS, the indicated are no longer valid in the Current Fund Budget and subsequent Grand
Fund Ledger, are no longer required or valid projects; and,

WHEREAS, the Finance Department has researched these balances to the best of their ability to
confirm the validity of the Grant Receivables and Grant Appropriations;

NOW, THEREFOR, BE IT RESOLVED, by the Mayor and City Council of the City of
Clifton, County of Passaic, State of new Jersey, that these Grant Fund Project balances be hereby
closed, the remaining balances canceled, and/or improvement authorizations be canceled in the
appropriate manner to clear in information from the financial statements of the City.

Account Name	Cancel Amount
NJDOT Madeline Avenue	\$ 1,068.00
NJDOT Valley Road Curb Improvements	\$ 345.00
NJDOT Lakeview Avenue Improvements	\$62,291.00
U.S. Dept. of Energy Efficiency Improvements	\$16,200.00
TOTAL:	\$79,904.00

R344-17 Late - Resolution Authorizing and Ratifying Sanitary Sewer Emergency Services at the
Clifton Adult Opportunity Center

**RESOLUTION AUTHORIZING AND RATIFYING SANITARY SEWER
EMERGENCY SERVICES AT THE CLIFTON ADULT OPPORTUNITY CENTER**

WHEREAS, a report, dated July 12, 2017 was submitted to the City Manager by City Engineer
Michael J. Lardner, which indicated the need for emergency work to the sanitary sewer at the
Clifton Adult Opportunity Center; and

WHEREAS, the report notes that the sewer crew discovered a broken sanitary sewer pipe, and
needed to be excavated and repaired; and

WHEREAS, because of the emergent nature of the sewer blockage, which would have impacted the health, safety and welfare of the public, it was necessary to engage the services of Montana Construction, Inc. of Lodi, New Jersey to cope with the emergency conditions, all without the necessity of formal bidding for services; and

WHEREAS, the emergency was abated by the construction of 2 manholes and approximately 78' of pipe and restoration of the trench; and

WHEREAS, The City Engineer recommends an expenditure to cover the cost of the work at this location, and this Governing Body wishes to approve and ratify the emergency services and the expenditure of funds:

NOW THEREFORE BE IT RESOLVED, by the Mayor and Municipal Council of the City of Clifton, that the emergency sanitary sewer work performed at the Clifton Adult Opportunity Center by Montana Construction, Inc. is hereby approved and ratified, and an amount not to exceed \$60,000.00 is authorized to be allocated to this project.

R345-17 Late - Resolution Authorizing Ice Cream Peddlers License Renewal - Summer Ice Cream

**RESOLUTION AUTHORIZING ICE CREAM
PEDDLERS LICENSE RENEWAL**

WHEREAS, the Mayor and Council of the City of Clifton, County of Passaic, State of New Jersey are in receipt of a renewal application for an Ice Cream Peddlers License from Ahmad S. Abdelrahman owner of Summer Ice Cream, 59 Main Street, Little Falls, New Jersey; and

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

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

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 a renewal application for an Ice Cream Peddlers License from Ahmad S. Abdelrahman owner of Summer Ice Cream, 59 Main Street, Little Falls, New Jersey, is hereby granted.

Company name:
Summer Ice Cream

Owner:
Ahmad S. Abdelrahman

Approved Operator:
Ahmad S. Abdelrahman

Approved Vehicle:
2001 Ford E25 Van 2LFTNS24L81HB68469

Parking Location:
59 Main Street, Little Falls, NJ 07424

R 346-17 Late - Resolution Awarding Contract to DeCotiis, FitzPatrick, Cole & Giblin, LLP, for Environmental Counsel Services for Period 8/6/17 - 8/5/18

**RESOLUTION AWARDING CONTRACT TO DE COTIIS, FITZPATRICK, COLE &
GIBLIN, LLP, FOR ENVIRONMENTAL COUNSEL SERVICES
FOR PERIOD 8/6/17 - 8/5/18**

JULY 18, 2017

WHEREAS, the City of Clifton requires the services of environmental counsel to perform certain legal services for the City of Clifton in connection with the Hoffman-La Roche Site; and

WHEREAS, De Cotiis, Fitzpatrick, Cole & Giblin, LLP of Teaneck, NJ, have been providing legal services for the City of Clifton in connection with the redevelopment of the site in a satisfactory manner, and the Municipal Attorney recommends their appointment as environment counsel to provide said services, effective August 6, 2017 through August 5, 2018, at the rate of \$175.00 per hour, however, not to exceed \$120,000.00 for the term of the contract; and

WHEREAS, any fee in excess of \$120,000.00 for the contract term shall require the approval of the Municipal Council and the adoption of a supplementary resolution; and

WHEREAS, the services to be performed are professional and/or extraordinary unspecifiable services, within the meaning of those terms as used in the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq., and, accordingly, a contract may be awarded therefor without public advertising for bids and bidding in accordance with N.J.S.A 40A:11-5; and

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

WHEREAS, the estimated value of the contract is expected to be in excess of \$17,500.00, and the duration of the contract is from August 6, 2017 through August 5, 2018; and

WHEREAS, the Business Entity Disclosure Certification has been received from counsel and is incorporated in the contract awarded hereby, along with the Determination of Value; and

WHEREAS, there are funds available for the payment of the aforesaid services;

NOW, THEREFORE, BE IT RESOLVED, that:

1. A contract for professional environmental counsel services, in the form as approved by the Clifton Law Department, is awarded to De Cotiis, Fitzpatrick, Cole & Giblin, LLP, effective August 6, 2017 through August 5, 2018, the rate to be paid for said services is \$175.00 per hour, not to exceed \$120,000.00 for the term of the contract without the express approval of the Municipal Council and adoption of a supplementary resolution.
2. The required Certificate of Availability of Funds for the above contract has been obtained from the Chief Financial Officer of the City of Clifton.
3. The Mayor and City Clerk are authorized and directed to execute a contract on behalf of the City of Clifton.
4. The original of this resolution and the contract in question shall be placed on file and made available for public inspection in the City Clerk's Office of the City of Clifton.
5. 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 professional services contract without competitive bidding pursuant to N.J.S.A. 40A:11-5(1)(a). This contract and the resolution authorizing it are available for public inspection in the Office of the City Clerk.

Awarded to: De Cotiis, Fitzpatrick, Cole & Giblin, LLP of Teaneck, NJ
Services: Environmental Counsel Services
Project: Hoffman-La Roche Site
Amount: \$175 per hour, not to exceed \$120,000 for the contract term
Term: 8/6/17- 8/5/18

R-347-17 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 Clifton Supervisors Association (CSA) - 2016 Contract Negotiations
CON- 2 Liability Claims Against City of Clifton 2016-2017
CON- 3 Secretary to Principal Executive Officer - Personnel
CON- 4 Memo from Redevelopment Counsel - Negotiations - Roche Redevelopment
CON- 5 SOA Contract Negotiations
CON- 6 Driscoll Foods - Easements and Traffic Regulations - Potential 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 July 18, 2017 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 Park Food Market

RESOLUTION FOR FINAL APPROVAL

BE IT RESOLVED, that the application of Dugo Enterprises, LLC t/a Park Food Market for permission to conduct a caterer/grocery/milk-continued use for a period ending January 31, 2018 on the premises known as: 1404 Main Ave., Clifton, NJ 07011
Be and the same is hereby approved and licenses so issued in the compliance with the approval of the Board of Health, Fire Department, Police Department and Zoning Officer.

L-2 Philly Pretzel Factory Clifton

RESOLUTION FOR PRELIMINARY APPROVAL

For: Symbom Group, LLC

T/A: Philly Pretzel Factory Clifton

ADDRESS: 859 Clifton Ave., Clifton, NJ 07013

TYPE OF FOR ESTABLISHMENT INTENDED: Caterer/Bakery - New

FORMERLY OR NEW: Beauty Spa

ZONE: B-C

PERMITTED: Yes

VARIANCE REQUIRED: No

FINAL APPROVAL WILL BE ISSUED PENDING APPROVAL OF THIS RESOLUTION.
FURTHER PROCESSING AND APPROVAL OF VARIOUS CITY DEPARTMENTS.

JULY 18, 2017

ADJOURNMENT

Upon motion made by Councilman Hatala, seconded by Councilman Gibson and unanimously passed on roll call vote, the meeting was adjourned at 8:45 p.m.

Respectfully Submitted,

Nancy Ferrigno
City Clerk

James Anzaldi, Mayor