

**CITY OF CLIFTON  
CLIFTON, NEW JERSEY**

**REGULAR MEETING MINUTES OF JANUARY 16, 2018**

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 2018 which was published as legal advertisements in the Herald News on December 9, 2017 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) | ABSENT |
| 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 Kronenberg – Daughters of Miriam

**PLEDGE TO THE FLAG**

**PUBLIC HEARING**

**APPROVAL OF MINUTES**

Upon a Motion made by Councilman Eagler, seconded by Councilman Gibson, and passed on roll call vote, the Minutes of the Workshop, Regular and Executive Session of January 2, 2018 were approved.

(5-0-0-2) Councilman Eagler, Councilman Gibson, Councilman Grabowski, Councilman Kolodziej and Mayor Anzaldi voted aye. Councilman Hatala and Councilwoman Murphy were absent.

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

(5-0-0-2) Councilman Eagler, Councilman Gibson, Councilman Grabowski, Councilman Kolodziej and Mayor Anzaldi voted aye. Councilman Hatala and Councilwoman Murphy were absent.

**PRESENTATION**

Jr. Mustang Football Team

**ROLL CALL FROM RECESS**

|                      |      |        |
|----------------------|------|--------|
| Councilman Gibson    | (BG) |        |
| Councilman Eagler    | (PE) |        |
| Councilman Grabowski | (RG) |        |
| Councilman Hatala    | (SH) | ABSENT |
| Councilman Kolodziej | (JK) |        |
| Councilwoman Murphy  | (LM) | ABSENT |
| Mayor Anzaldi        | (JA) |        |

**COMMUNICATIONS FROM THE CITY MANAGER**

- C-1 John Tauber hired as Animal Control Officer full-time (provisionally) effective 12/26/17 at \$35,000. annually.
- C-2 Al DiMartino Jr. hired as Fire Prevention Specialist part-time provisionally at \$18.00 hourly and 27 hours weekly, effective 01/02/2018.
- C-3 Malgorzata Nysk hired as Senior Citizen Program Aide in the Senior Center-Human Services Dept., at \$50,000.00 annually effective 12/26/2017.
- C-4 Robert Boyle retired as Animal Control Officer, Health Department effective 01/01/2018.
- C-5 Gail Hoogmoed Omnibus Operator in the Senior Center-Human Services Department retired her position effective 01/01/2018.
- C-6 Mary Cotter School Traffic Guard, Public Safety Retired her Position Effective 01/01/2018.
- C-7 Deborah Bates School Traffic Guard Public Safety resigned her position effective 01/01/2018.
- C-8 William Christian hired as Electrical Inspector part-time in the Building Dept. at \$33.43 hourly and 21 hours weekly, effective 01/03/2018.
- C-9 Kathy Baker Fire Civilian promoted to Keyboarding Clerk 2 provisionally pending promotional exam at \$37,000.00 annually, effective 01/01/2018.
- C-10 James McMahon Police Officer Public Safety, resigned his position effective 01/05/2018.
- C-11 Alex Collins Police Officer Public Safety, resigns his position effective 01/09/2018.

**COMMUNICATIONS – MEETING MINUTES**

- C-12 Minutes of Board of Adjustment of January 3, 2018
- C-13 Minutes of Alcoholic Beverage Control Board of December 13, 2017

**ORDINANCES – SECOND READING**

**A. Adoption of Ordinance 7422-18**

**B. Public Hearing on Ordinance 7422-18**

**An Ordinance to Amend, Revise & Supplement C. 99 of the Code of the City of Clifton, Entitled "Salaries," More Particularly Art. IV, Entitled "Officials & Employees Not Represented by a Bargaining Unit" (Amends Salary of Secretary, ABC Board)**

The Mayor opened the floor to the public with regard to the Ordinance 7422-18

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.

(5-0-0-2) Councilman Eagler, Councilman Gibson, Councilman Grabowski, Councilman Kolodziej and Mayor Anzaldi voted aye. Councilman Hatala and Councilwoman Murphy were absent.

**C. Adoption of Ordinance 7423-18**

**D. Public Hearing on Ordinance 7423-18**

**An Ordinance to Amend, Revise & Supplement C. 439 of the Code of the City of Clifton, Entitled "Vehicles & Traffic," More Particularly Sect. 439-33 Thereof, Entitled "Speed Limits Established" (Amends Speed Limits to 20 MPH on Both Sides of Hazel St [County Road 702] from Broad Street to a Point 350 Feet East Therefrom)**

The Mayor opened the floor to the public with regard to the Ordinance 7423-18

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 voted aye.

(5-0-0-2) Councilman Eagler, Councilman Gibson, Councilman Grabowski, Councilman Kolodziej and Mayor Anzaldi voted aye. Councilman Hatala and Councilwoman Murphy were absent.

**E. Adoption of Ordinance 7424-18**

**F. Public Hearing on Ordinance 7424-18**

**An Ordinance to Amend, Revise & Supplement C. 439 of the Code of the City of Clifton, Entitled "Vehicles & Traffic," More Particularly Sect. 439-33 Thereof, Entitled "Speed Limits Established" (Amends Speed Limit to 25 MPH on Both Sides of Main Ave [County Road 601] from Park Slope to Vreeland Ave)**

The Mayor opened the floor to the public with regard to the Ordinance 7424-18

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 Gibson, seconded by Councilman Eagler and carried by roll call voted aye.

(5-0-0-2) Councilman Eagler, Councilman Gibson, Councilman Grabowski, Councilman Kolodziej and Mayor Anzaldi voted aye. Councilman Hatala and Councilwoman Murphy were absent.

**G. Adoption of Ordinance 7425-18**

**H. Public Hearing on Ordinance 7425-18**

**An Ordinance to Amend, Revise and Supplement Chapter 439 of the Code of the City of Clifton, Entitled "Vehicles and Traffic", more Particularly Section 439-37 Thereof, Entitled "Handicapped Parking on Streets" (Deletes two Designated Handicapped Parking Spaces)**

The Mayor opened the floor to the public with regard to the Ordinance 7425-18

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 voted aye.

(5-0-0-2) Councilman Eagler, Councilman Gibson, Councilman Grabowski, Councilman Kolodziej and Mayor Anzaldi voted aye. Councilman Hatala and Councilwoman Murphy were absent.

#### **I. Adoption of Ordinance 7426-18**

#### **J. Public Hearing on Ordinance 7426-18**

#### **An Ordinance to Amend, Revise and Supplement Chapter 439 of the Code of the City of Clifton, Entitled "Vehicles and Traffic" more Particularly Section 439-38 Thereof, Entitled "Handicapped Parking on Streets for Private Residences" (Adds 8 Restricted Handicapped Spaces)**

The Mayor opened the floor to the public with regard to the Ordinance 7426-18

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 Gibson, seconded by Councilman Kolodziej and carried by roll call voted aye.

(5-0-0-2) Councilman Eagler, Councilman Gibson, Councilman Grabowski, Councilman Kolodziej and Mayor Anzaldi voted aye. Councilman Hatala and Councilwoman Murphy were absent.

#### **ORDINANCES – FIRST READING**

#### **A. Introduction of Ordinance 7427-17**

#### **An Ordinance to Amend, Revise & Supplement C. 99 of the Code of the City of Clifton, Entitled "Salaries," More Particularly Article V Thereof, Entitled "School Crossing Guards" (Establishes Salaries for 2016, 2017, 2018, 2019 and 2020)**

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

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, February 6, 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.

(5-0-0-2) Councilman Eagler, Councilman Gibson, Councilman Grabowski, Councilman Kolodziej and Mayor Anzaldi voted aye. Councilman Hatala and Councilwoman Murphy were absent.

#### **B. Introduction of Ordinance 7428-17**

#### **An Ordinance to Amend, Revise & Supplement C. 77 of the Code of the City of Clifton, Entitled "Police Department," More Particularly Art. II Thereof, Entitled "Salaries and Benefits," Sect. 77-39, Entitled "Salaries; Extra Compensation" (Sets Salaries of Superior Officers for Years 2017, 2018, 2019 and 2020; Amends Other Provisions)**

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

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, February 6, 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.

(4-0-1-2) Councilman Eagler, Councilman Grabowski, Councilman Kolodziej and Mayor Anzaldi voted aye. Councilman Gibson abstained. Councilman Hatala and Councilwoman Murphy were absent.

City Attorney, Matthew Priore, stated that he is not certain if the CATV Bylaws have ever been approved by Council. He said he would look into it. Mr. Priore also advised Council not to comment on issues that are currently before the Zoning Board. He informed the public that building on Richfield Farms is prohibited according to the current City Zoning Laws so they must apply for a variance. He stated the current Zoning Laws are doing exactly what they were meant to do.

### **CITY MANAGER PRIVILEGE**

### **FLOOR TO MEMBERS OF THE PUBLIC**

Caitlin White, Vincent Drive, spoke about the CATV Bylaws and the broadcasting of public meetings. She also spoke about the current Zoning Laws.

The following members of the public spoke about the preservation of Richfield Farms:

Allessia Eramo, 35 Merrill Road  
Vera Lazar, 22 Spencer Ave.  
Kurt Schnakenberg, 268 Washington Avenue  
Ann Schnakenbert, 268 Washington Avenue  
Steve Goldberg, 124 Charles Street  
Joseph Canova, 21 Hudson Street  
Daron Vasquez, 84 Central Avenue

Kristen Cardell, Luisser Street, spoke about public figures using Facebook as a political forum and ACLU compliance.

A Motion was made by Councilman Kolodziej, seconded by Councilman Eagler and passed on roll vote to close the public session.

(5-0-0-2) Councilman Eagler, Councilman Gibson, Councilman Grabowski, Councilman Kolodziej and Mayor Anzaldi voted aye. Councilman Hatala and Councilwoman Murphy were absent.

### **COUNCIL PRIVILEGE**

#### **Councilman Gibson**

Councilman Gibson congratulated the Junior Mustangs on their championship and selection to the Pro Football Hall of Fame Championship Game. He urged all residents who came to speak about the preservation of Richfield Farms to attend the Zoning Board of Adjustment meeting. Councilman Gibson congratulated Robert Boyle on his retirement as Animal Control Officer. He also congratulated John Tauber on his new position as Animal Control Officer. Councilman Gibson thanked Mary Cotter and Deborah Bates for their service as Crossing Guards. He spoke about the Police Table of Organization and Police Officers who are resigning. In closing, Councilman Gibson announced that a budget meeting will be held on Saturday, January 20, 2018 at 9am in City Hall.

#### **Councilman Grabowski**

Councilman Grabowski congratulated the Junior Mustangs on their championship and selection to the Pro Football hall of Fame Championship Game. He urged all citizens who came to the Council Meeting to speak about the preservation of Richfield Farms to go to the Zoning Board of Adjustment meeting. Councilman Grabowski spoke about repairs and improvements in the

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Boswell Preserve and asked City Manager, Dominick Villano, about the status of the project. Mr. Villano stated that the project is funded and should start at the beginning of March 2018.

**Councilman Hatala**

Councilman Hatala was absent.

**Councilman Kolodziej**

Councilman Kolodziej mentioned that due process does not allow comment from Council on any issue currently in front of the Zoning Board of Adjustment. He stated that the Zoning Board is independent of the Mayor and Council and that the laws must be adhered to. Councilman Kolodziej mentioned that the Zoning Laws are reviewed every year. He urged all residents concerned with the preservation of Richfield Farms, attend the Zoning Board of Adjustment meeting. Councilman Kolodziej congratulated the Junior Mustangs for their championship and selection to attend the Pro Football Hall of Game Championship game. He stated that the Junior Football Program is an asset to the City's youth and that much more than the game of football is learned in the program.

**Councilman Eagler**

Councilman Eagler announced that a budget meeting will be held Saturday, January 20, 2018. He stated that Council cannot comment on the Richfield Farm issue due to the fact that it is before the Zoning Board of Adjustment. Councilman Eagler said preserving open space is very important and that more property should be appealed for. He urged the public to go to the Zoning Board of Adjustment meeting, voice their opinions and ask questions. Councilman Eagler wished the new Governor, Phil Murphy, good luck. He mentioned that there is lack of street lighting on Huron Avenue from Speer Ave. to the Veterans Building. He also mentioned that some street lights are in need of repair along Main Avenue. Councilman Eagler spoke about the new Federal Tax Law going into effect for 2018.

**Councilwoman Murphy**

Councilwoman Murphy was absent.

**Mayor Anzaldi**

**RESOLUTIONS VOTED ON SEPERATELY**

Councilman Kolodziej made a Motion, seconded by Councilman Gibson, and passed on roll call vote, to have Councilman Eagler chair.

(4-0-1-2) Councilman Eagler, Councilman Gibson, Councilman Grabowski, Councilman Kolodziej voted aye. Mayor Anzaldi abstained. Councilman Hatala and Councilwoman Murphy were absent.

A Motion was made by Councilman Kolodziej, seconded by Councilman Gibson, and passed on roll call vote to vote on the following exceptions:

Exceptions Page 1, Item 308

(4-0-1-2) Councilman Eagler, Councilman Gibson, Councilman Grabowski, Councilman Kolodziej voted aye. Mayor Anzaldi abstained. Councilman Hatala and Councilwoman Murphy were absent.

R023-18 Resolution: Approve Claims List Resolution for the January 16, 2018 City Council Meeting

**RESOLUTION TO APPROVE CLAIMS TO BE PAID  
MEETING OF JANUARY 16, 2018**

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

|                            |           |                      |
|----------------------------|-----------|----------------------|
| Current Fund               | \$        | 2,334,792.87         |
| Trust Escrow               |           |                      |
| General Capital Fund       | \$        | 1,199,875.01         |
| Dog Trust                  | \$        | 7,473.10             |
| Trust Other                | \$        | 192,690.07           |
| Community Development      | \$        | 43,955.96            |
| Grant Fund                 | \$        | 70,996.63            |
| Reserve for Housing        |           |                      |
| Tax Title Lien Redemption  | \$        |                      |
| Unemployment Trust Fund    | \$        |                      |
| Revolving Loan Fund        |           |                      |
| Section 8 Public Housing   | \$        | 249,557.25           |
| Self Insurance             | \$        | 44,811.21            |
| Police Extra Duty          | \$        |                      |
| COAH                       | \$        | 1,575.00             |
| Fire Dedicated Penalties   | \$        |                      |
| Sewer Utility – Operating  | \$        | 64,811.79            |
| Sewer Utility – Capital    | \$        | 198,439.53           |
| Library                    | \$        |                      |
| Developers Escrow          | \$        | 63,673.48            |
| General Liability Trust    | \$        | 60,354.67            |
| Workers Compensation Trust | \$        |                      |
| <b>TOTAL CLAIMS</b>        | <b>\$</b> | <b>4,533,,006.57</b> |

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**RESOLUTIONS**

R023-18 Resolution: Approve Claims List Resolution for the January 16, 2018 City Council Meeting

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

(5-0-0-2) Councilman Eagler, Councilman Gibson, Councilman Grabowski, Councilman Kolodziej and Mayor Anzaldi voted aye. Councilman Hatala and Councilwoman Murphy were absent.

**RESOLUTION TO APPROVE CLAIMS TO BE PAID  
MEETING OF JANUARY 16, 2018**

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

|                           |    |              |
|---------------------------|----|--------------|
| Current Fund              | \$ | 2,334,792.87 |
| Trust Escrow              |    |              |
| General Capital Fund      | \$ | 1,199,875.01 |
| Dog Trust                 | \$ | 7,473.10     |
| Trust Other               | \$ | 192,690.07   |
| Community Development     | \$ | 43,955.96    |
| Grant Fund                | \$ | 70,996.63    |
| Reserve for Housing       |    |              |
| Tax Title Lien Redemption | \$ |              |
| Unemployment Trust Fund   | \$ |              |
| Revolving Loan Fund       |    |              |
| Section 8 Public Housing  | \$ | 249,557.25   |
| Self Insurance            | \$ | 44,811.21    |
| Police Extra Duty         | \$ |              |
| COAH                      | \$ | 1,575.00     |
| Fire Dedicated Penalties  | \$ |              |
| Sewer Utility – Operating | \$ | 64,811.79    |
| Sewer Utility – Capital   | \$ | 198,439.53   |
| Library                   | \$ |              |

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|                            |           |                     |
|----------------------------|-----------|---------------------|
| Developers Escrow          | \$        | 63,673.48           |
| General Liability Trust    | \$        | 60,354.67           |
| Workers Compensation Trust | \$        |                     |
| <b>TOTAL CLAIMS</b>        | <b>\$</b> | <b>4,533,006.57</b> |

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R024-18 Resolution Authorizing Permission to Bid for Video Inspection and Cleaning of Brookside Drive Culvert

**RESOLUTION AUTHORIZING PERMISSION TO BID FOR  
VIDEO INSPECTION AND CLEANING OF BROOKSIDE DRIVE CULVERT**

**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

**WHEREAS**, the City of Clifton seeks construction services estimated to cost in excess of \$17,500 without waiver; and

**WHEREAS**, the City Engineer of the City of Clifton has prepared Bid Specifications, Notice to Bidders, Proposals and Specifications for said improvements in anticipation of the public bidding for same and finds same to be acceptable for public bidding; and

**NOW THEREFORE BE IT RESOLVED** by the Mayor and Municipal Council of the City of Clifton that the City Clerk and/or Purchasing Agent is authorized to advertise the Notice to Bidders herein included and to receive public bids for the services described therein:

**BE IT FURTHER RESOLVED** that the following Notice to Bidders be published once in a legal newspaper of the City of Clifton not less than ten full days prior to the date fixed for the receipt of bids, and that revisions, if necessary, be published and made available by written notice sent certified mail no later than seven days, Saturdays, Sundays, and holidays excepted, prior to the date for acceptance of bids to any person who has submitted a bid or has received a bid package.

**CITY OF CLIFTON - NOTICE TO BIDDERS**

Sealed identified bids for Video Inspection and Cleaning of Brookside Drive Culvert will be received until 10:00 a.m. on the date(s) indicated below at which time same will be opened and read at Clifton City Hall Municipal Council Conference Room (Room No. 101).

BIDS DUE: FEBRUARY 22, 2018 AT 10:00 A.M.

Drawings, Plans, Specifications and Instruction to Bidders are on file and may be obtained at the Engineering Department, 900 Clifton Avenue, Clifton, New Jersey 07013, First Floor for a non-refundable payment of \$50.00. Checks shall be made payable to the City of Clifton.

Bidders shall comply with the requirements of the Equal Employment Opportunity/Affirmative Action Requirements as specified in N.J.S.A. 10:5-31 and N.J.A.C. 17:27 et seq.

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R025-18 Resolution Authorizing the Issuance of Change Order No.1 and Final - Dwasline Rd Improvements (NJDOT) Smith-Sondy Asphalt Construction Co., Inc.

**RESOLUTION AUTHORIZING THE ISSUANCE OF  
CHANGE ORDER NO. 1 AND FINAL  
DWASLINE ROAD IMPROVEMENTS (NJDOT)  
SMITH SONDY ASPHALT CONSTRUCTION CO., INC.**

**WHEREAS**, on July 5, 2017, the City of Clifton adopted Resolution R307-17 awarding a contract to SMITH SONDY ASPHALT CONSTRUCTION CO., INC. of WALLINGTON, NJ,

for the performance of certain public work and the furnishing of material, labor and equipment for DWASLINE ROAD IMPROVEMENTS (NJDOT) in the amount of \$261,065.31; and

**WHEREAS**, regulations, adopted by the Local Finance Board of the State of New Jersey, and dealing with “Contract Change Order” open-end contracts, etc., became effective on April 15, 1977; and

**WHEREAS**, the City Engineer has requested that a Change Order be made to the contract awarded to SMITH SONDY ASPHALT CONSTRUCTION CO., INC., in the amount of \$36,226.65 a 13.88% Decrease as authorized by Resolution said being necessary for the proper completion of the project job; and

**WHEREAS**, the City of Clifton desires to comply with said regulations, and to the end herewith files with the Governing Body a report of the Engineering Department stating the facts involved and indicating that the proposed contract Change Order is necessary and should be approved and allowed; and

**WHEREAS**, the Chief Financial Officer has certified the availability of sufficient funds for the amendatory change for which authorization is requested in the amount of \$36,226.65 a 13.88% DECREASE;

**WHEREAS**, the total contract amount is now \$224,838.67:

**NOW, THEREFORE, BE IT RESOLVED**, by the Municipal Council of the City of Clifton that the said amendatory Change Order be and the same is hereby ratified and payment therefore is hereby approved.

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R026-18 Resolution Authorizing Final Payment - Dwasline Rd Improvements (NJDOT) Smith-Sondy Asphalt Construction Co., Inc.

**RESOLUTION AUTHORIZING FINAL PAYMENT  
DWASLINE ROAD IMPROVEMENTS (NJDOT)  
SMITH SONDY ASPHALT CONSTRUCTION CO. INC.**

**WHEREAS**, SMITH SONDY ASPHALT CONSTRUCTION CO. INC. of Wallington, New Jersey, did complete DWASLINE ROAD IMPROVEMENTS (NJDOT) project in and for the City of Clifton for the total amount of ..... \$ 224,838.67

And previous payments on account of said total have been paid in the amount of. . \$ 219,342.30

Leaving this FINAL PAYMENT of. .... \$ 5,496.37

**WHEREAS**, said work was authorized by contract duly awarded at a regular meeting of the Governing Body of the City of Clifton; and

**WHEREAS**, the Contractor has posted a Maintenance Bond, for a period of two years, in the amount of \$22,483.87; and

**WHEREAS**, the City Engineer has inspected the work done and has determined that said work has been properly done and completed, to the best of his knowledge, in accordance with the terms and provisions of the contract as amended, if amended, and hereby recommends that the said work be accepted;

**NOW, THEREFORE, BE IT RESOLVED**, that the City of Clifton does hereby formally accept the work as shown as completed in this resolution and contract.

**NOW BE IT FURTHER RESOLVED** that the Chief Financial Officer be and he is authorized and directed to include the said claim totaling \$5,496.37 on the claim list.  
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R027-18 Resolution Releasing Guarantees for Site Improvements: House of Fire Christian Church, 837 Grove Street, Block 74.08, Lot 27

**RESOLUTION RELEASING GUARANTEES FOR SITE IMPROVEMENTS:  
HOUSE OF FIRE CHRISTIAN CHURCH, 837 GROVE STREET  
BLOCK 74.08, LOT 27**

**WHEREAS**, HOUSE OF FIRE CHRISTIAN CHURCH (the Developer) originally posted with the City of Clifton a Performance Bond in the amount of \$212,498.64; and a Cash Guarantee in the amount of \$23,610.96 for site improvements at their facility located at 837 Grove Street, designated as Block, 74.08, Lot 27; and

**WHEREAS**, the City of Clifton Engineering Department has inspected the site improvements and finds that the Developer has satisfactorily completed all the work in accordance with the approved plan, and is acceptable; and

**WHEREAS**, prior to the return of the Performance Guarantees, the Developer agrees to submit to the City of Clifton a Maintenance Bond in the amount of \$35,416.44 for a period of two years; and

**NOW, THEREFORE, BE IT RESOLVED**, that the site improvements for the House of Fire Christian Church, 837 Grove Street, Clifton, New Jersey, Block 74.08, Lot 27 are accepted, the City Engineer is hereby directed to return the Performance Bond and all escrow funds to House of Fire Christian Church upon receipt of the aforementioned Maintenance Bond.

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R028-18 Resolution Authorizing Request to Solicit Bids for the Purchase and Delivery of One (1) Trailer Mounted Drum Style Brush Chipper (DPW)

**RESOLUTION AUTHORIZING REQUEST TO SOLICIT BIDS FOR  
THE PURCHASE AND DELIVERY OF ONE (1) TRAILER MOUNTED DRUM STYLE  
BRUSH CHIPPER (DPW)**

**WHEREAS**, the Department of Public Works desires to purchase one (1) Trailer Mounted Drum Style Brush Chipper; and

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

**WHEREAS**, as this is a purchase of a product, which will not be paid until delivery, it is recommended that the governing body waive the requirement of a surety bond; 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 purchase and delivery of one (1) Trailer Mounted Drum Style Brush Chipper when bid specs are completed; and

**BE IT FURTHER RESOLVED**, that the governing body hereby waives the requirement of a surety bond for said bid.

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R029-18 Resolution Authorizing Purchases Off the NJ State Contract and Cooperative Purchasing Contracts Pursuant to N.J.S.A. 40A:11-10, N.J.S.A. 40A:11-12a, and N.J.A.C. 5:34-7.1 et seq. for Calendar Year 2018

**RESOLUTION AUTHORIZING PURCHASES OFF OF THE NEW JERSEY STATE  
CONTRACT AND COOPERATIVE PURCHASING CONTRACTS PURSUANT TO  
N.J.S.A. 40A:11-10, N.J.S.A. 40A:11-12A, and N.J.A.C. 5:34-7.1 et seq.  
FOR CALENDAR YEAR 2018**

**WHEREAS**, the City of Clifton pursuant to N.J.S.A. 40A:11-12a and N.J.A.C. 5:34-7.1 et seq., may by resolution and without advertising for bids, purchase any goods and/or services off the

State of New Jersey Cooperative Purchasing Program for any State contracts entered into on behalf of the State by the Division of Purchase and Property in the Department of the Treasury and, as well as, through Cooperative Purchasing Contracts of which the City is an authorized member; and

**WHEREAS**, the City of Clifton has the need on a timely basis to purchase goods and/or services utilizing New Jersey State contracts as well as Cooperative Purchasing contracts; and

**WHEREAS**, the City of Clifton intends to enter into New Jersey State contracts as well as Cooperative Purchasing contracts by means of this resolution and properly executed contracts, which shall be subject to the Local Public Contracts Law N.J.S.A. 40A:11-1 et seq. and N.J.A.C. 5:34-7.1 et seq.; and

**WHEREAS**, this resolution does not alter the Municipal Council’s Rules of Order No. 4, which states that the City Manager shall incur no expense exceeding \$17,500 except where authorized by law or the Municipal Council, which remains in effect; and

**NOW, THEREFORE, BE IT RESOLVED**, that pursuant to the New Jersey Local Public Contracts Law N.J.S.A. 40A:11-1 et seq. and N.J.A.C. 5:34-7.1 et seq. the Mayor and Municipal Council of the City of Clifton hereby authorizes the Purchasing Agent to purchase goods and/or services through the New Jersey State contract as well as through Cooperative Purchasing contracts of which the City is an authorized member pursuant to all applicable conditions of the individual State and Cooperative contracts and the Municipal Council’s Rules of Order; and

**BE IT FURTHER RESOLVED**, that the Mayor and Municipal Council of the City of Clifton, pursuant to N.J.A.C. 5:30-5.5(b), the certification of available funds, shall either certify the full maximum amount against the budget at the time the contract is awarded, or no contract amount shall be chargeable or certified until such time as the goods and/or services are ordered or otherwise called for prior to placing the order, and a certification of availability of funds is made by the Chief Finance Officer;

**BE IT FURTHER RESOLVED**, that no services and/or goods shall commence prior to issuance of a Purchase Order by the Finance Department.  
R030-18 Resolution Authorizing the Purchase of a 32-Foot Scissor Lift (DPW)

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**RESOLUTION AUTHORIZING THE PURCHASE OF  
A 32 FOOT SCISSOR LIFT (DPW)**

**WHEREAS**, the Department of Public Works seeks a 32 Foot Scissor Lift; and

**WHEREAS**, this scissor lift will be utilized to reach mechanical equipment, heating units, lighting fixtures, etc.; and

**WHEREAS**, in an effort to ensure compliance with the Local Public Contracts Law N.J.S.A. 40A:11-6.1, quotes were solicited for same and the following two (2) quotes were submitted:

| Amount |             |           |
|--------|-------------|-----------|
| 1.     | Foley, Inc. | \$ 17,650 |
| 2.     | United      | \$ 18,069 |

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

**WHEREAS**, the Business Entity Disclosure Certification has been received from Foley, Inc. and is incorporated in the contract awarded hereby; and

JANUARY 16, 2018

**NOW, THEREFORE, BE IT RESOLVED**, that the Mayor and Municipal Council do hereby approve and authorize the aforementioned purchase (by way of a purchase order) from Foley, Inc., 855 Centennial Avenue, Piscataway, New Jersey 08855 in an amount not to exceed \$17,650; 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.

-----

R031-18 Resolution of Congratulations Upon Retirement - School Traffic Guard Mary Cotter

**RESOLUTION OF CONGRATULATIONS UPON RETIREMENT - SCHOOL TRAFFIC  
GUARD MARY COTTER**

**WHEREAS**, on January 1, 2018, School Traffic Guard MARY COTTER officially retired from her employment with the Police Traffic Division of the City of Clifton; and

**WHEREAS**, having been appointed on May 31, 1994, she has served the City of Clifton and its citizens well and faithfully for over twenty-three years; and

**WHEREAS**, during all her years of service, she has monitored her post diligently, and has become a familiar and welcome sight to both the school children and the residents of the City; and

**WHEREAS**, this Governing Body wishes to acknowledge with appreciation her fine and long-time service;

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

**School Traffic Guard  
MARY COTTER**

their thanks and appreciation for a job well done, and do further extend to her sincere best wishes for good health and happiness in her 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 MARY COTTER.

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R032-18 Resolution Authorizing Extension of Junk Yard License Renewal for Parkway Iron & Metal Co.

**RESOLUTION AUTHORIZING EXTENSION OF JUNK YARD LICENSE RENEWAL  
FOR PARKWAY IRON & METAL CO.**

**WHEREAS**, the Mayor and Council of the City of Clifton, County of Passaic, State of New Jersey, are in receipt of Junk Yard License Renewal from Parkway Iron & Metal Co. at 639 Route 46 East in Clifton, New Jersey; and

**WHEREAS**, in order to approve the renewal of the license, the City requires additional time for all review and/or inspections to be completed by the Zoning, Fire, Health and Police Departments, following the applicant's obtaining its necessary approvals from the Clifton Zoning Board of Adjustment;

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Municipal Council of the City of Clifton, County of Passaic and State of New Jersey, that approval for the renewal of a Junk Yard License to Parkway Iron & Metal Co. at 639 Route 46 East in Clifton, New Jersey 07013, will be held but the 2015 license will be extended until April 30, 2018, subject to the provision that Parkway Iron & Metal Co. diligently pursues its land use application.

-----  
R033-18 Resolution Authorizing Execution of Cancellation of Mortgage Between City of Clifton and Jane A. Kroczenski (Clifton Home Improvement Program)

**RESOLUTION AUTHORIZING EXECUTION OF CANCELLATION OF MORTGAGE  
BETWEEN CITY OF CLIFTON AND JANE A. KROCZENSKI (CLIFTON HOME  
IMPROVEMENT PROGRAM)**

**WHEREAS**, on October 11, 2013, in conjunction with a CHIP grant to Jane A. Kroczenski, a mortgage in the amount of \$4,763.00 was given by the City of Clifton for property situated at 156 Englewood Avenue, Clifton, New Jersey (Block 57.04, Lot 12); and

**WHEREAS**, the Program Director of the Clifton Home Improvement Program has advised that the aforesaid mortgage has been repaid;

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

-----  
R034-18 Resolution of the City of Clifton Recognizing January 21-27, 2018 as Clifton School Choice Week

**RESOLUTION OF THE CITY OF CLIFTON RECOGNIZING JANUARY 21-27, 2018  
AS CLIFTON SCHOOL CHOICE WEEK**

**WHEREAS**, all children in Clifton, New Jersey, should have access to the highest quality education possible; and

**WHEREAS**, the City of Clifton recognizes the important role that an effective education plays in preparing all students in Clifton to be successful adults; and

**WHEREAS**, quality education is critically important to the economic vitality of Clifton; and

**WHEREAS**, the City of Clifton is home to a multitude of excellent education options from which parents can choose for their children; and

**WHEREAS**, educational variety not only helps to diversify our economy, but also enhances the vibrancy of our community; and

**WHEREAS**, our area has many high-quality teaching professionals who are committed to educating our children; and

**WHEREAS**, School Choice Week is celebrated across the country by millions of students, parents, educators, schools and organizations to raise awareness of the need for effective educational options;

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Municipal Council of the City of Clifton, that January 21-27, 2018, is recognized as

**“CLIFTON SCHOOL CHOICE WEEK”**

and we call this observance to the attention of all our citizens.

-----  
R035-18 Resolution Appointing Public Agency Compliance Officer (P.A.C.O.) for the City of Clifton for 2018

**RESOLUTION APPOINTING PUBLIC AGENCY COMPLIANCE OFFICER (P.A.C.O.)  
FOR THE CITY OF CLIFTON FOR 2018**

**BE IT RESOLVED**, by the Mayor and Municipal Council of the City of Clifton, that Robyn Esposito is hereby appointed and designated as the Public Agency Compliance Officer (P.A.C.O.) for the City of Clifton for the year 2018, in accordance with the provisions of N.J.A.C. 17:27-3.2.

-----  
R036-18 Resolution Approving Developer Agreement Between the City of Clifton and Let it Grow, Inc. and New Minglewood, LLC

**RESOLUTION APPROVING DEVELOPER AGREEMENT BETWEEN THE CITY OF CLIFTON AND LET IT GROW, INC. and NEW MINGLEWOOD, LLC**

**BE IT RESOLVED**, that a Developer Agreement between the City of Clifton and Let it Grow, Inc., and New Minglewood, LLC, the developers of Block 3.16, Lots 2.02 and 2.03, 14 Ackerman Avenue, Clifton, New Jersey, is hereby authorized and approved; and

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

-----  
R037-18 Resolution Authorizing Tax Appeal Settlement (Block 8.08, Lot 1)

**RESOLUTION AUTHORIZING TAX APPEAL SETTLEMENT (BLOCK 8.08, LOT 1)**

**Block: 8.08**  
**Lot: 1**  
**Street Address: 251 Clifton Avenue**  
**Owner: Theodore Oaks, Inc.**

**WHEREAS**, an appeal of the tax assessment for the years 2015, 2016 and 2017 has been filed for the above-noted property; and

**WHEREAS**, an adjustment in the assessed value has been recommended by the City’s expert appraiser, James Hannoch, and concurred with by the City Tax Assessor, Matthew Rinaldi, as reflected on Exhibit A attached hereto, and it is believed that these adjustments will cause the assessment to reflect the actual fair market value of said property as reflected by comparable sales and/or income and expense data; and therefore

**BE IT RESOLVED** by the Mayor and Council of the City of Clifton that the tax assessment adjustment for the above referenced property is approved for the years as reflected on Exhibit A, and the Law Department is authorized to execute an appropriate Stipulation of Settlement agreeing to the entry of a judgment reflecting these adjustments.

Block: 8.08  
Lot: 1  
Year: 2015  
Street Address: 251 Clifton Avenue

Original County Board Requested Tax

|              | <u>Assessment</u>  | <u>Judgment</u> | <u>Court Judgment</u> |
|--------------|--------------------|-----------------|-----------------------|
| Land         | \$1,053,700        | DIRECT          | \$1,053,700           |
| Improvements | <u>\$1,146,300</u> | APPEAL          | <u>\$ 746,300</u>     |
| TOTAL        | \$2,200,000        |                 | \$1,800,000           |

Block: 8.08  
Lot: 1  
Year: 2016  
Street Address: 251 Clifton Avenue

| Original     | County Board Requested Tax |                 |                       |
|--------------|----------------------------|-----------------|-----------------------|
|              | <u>Assessment</u>          | <u>Judgment</u> | <u>Court Judgment</u> |
| Land         | \$1,053,700                | DIRECT          | \$1,053,700           |
| Improvements | <u>\$1,146,300</u>         | APPEAL          | <u>\$ 846,300</u>     |
| TOTAL        | \$2,200,000                |                 | \$1,900,000           |

Block: 8.08  
Lot: 1  
Year: **2017**  
Street Address: 251 Clifton Avenue

| Original     | County Board Requested Tax |                 |                       |
|--------------|----------------------------|-----------------|-----------------------|
|              | <u>Assessment</u>          | <u>Judgment</u> | <u>Court Judgment</u> |
| Land         | \$1,053,700                | DIRECT          | \$1,053,700           |
| Improvements | <u>\$1,146,300</u>         | APPEAL          | <u>\$1,146,300</u>    |
| TOTAL        | \$2,200,000                |                 | \$2,200,000           |

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R038-18 Resolution of Congratulations to the 2017 Clifton Jr. Mustangs 14U Football Team

**RESOLUTION OF CONGRATULATIONS TO THE 2017 CLIFTON JR. MUSTANGS  
14U FOOTBALL TEAM**

**WHEREAS**, the 2017 CLIFTON JR. MUSTANGS 14U FOOTBALL TEAM recently won the Hudson County Youth Football Championship, thereafter went on to become the Mid-Atlantic Regional Champions, and was then selected to the Pro Football Hall of Fame National Championship that took place in Canton, Ohio; and

**WHEREAS**, the team ended their season with an impressive record of 15-1; and

**WHEREAS**, the team roster consists of 27 dedicated players who are to be congratulated for their dedication, hard work and concerted effort:

|                   |                    |                 |
|-------------------|--------------------|-----------------|
| Joseph Abill      | Jason Gentilello   | Gavin Quinones  |
| Matt Acevedo      | Michael Gentilello | Mankera Rivera  |
| Kevin Arroyo      | Dyemer Jackson     | Claudy Robinson |
| Anthony Bereunger | Michael Kristof    | Enrique Rojas   |
| Chance Blount     | Thomas Liguori     | Devon Swasey    |
| Nick Burgess      | Jacob Maldonado    | Dylan Urban     |
| Luke Ceneri       | Marcello Maninna   | Alex Velez      |
| Matt DeSopo       | Anthony Martinez   | Kyle Vellis     |
| Bryan Feliciano   | Omar Muheisen      | Tyler Williams  |

**WHEREAS**, this team’s accomplishments are a testimonial to the capable leadership of its director and coaches:

Joseph Gaccione, Director  
Steve Abill, Head Coach

|                        |                      |
|------------------------|----------------------|
| Tony Ceneri, Coach     | Edgar Matos, Coach   |
| Nick Drozjock, Coach   | Charles Mills, Coach |
| Bill Gentilello, Coach | Jim Sognzoni, Coach  |

**WHEREAS**, these young people have brought great pride to the City of Clifton, and are to be highly commended for their team effort and winning spirit;

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

**2017 CLIFTON JR. MUSTANGS 14U FOOTBALL TEAM**

for their outstanding performance, and do commend their director, coaches, and all others connected with the team for a job well done.

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R039-18 Resolution Rejecting All Bids Received for Vehicle Storage Facility and Authorizing Purchasing Agent to Re-Advertise for Bids

**RESOLUTION AWARDING CONTRACT FOR  
MUNICIPAL VEHICLE STORAGE FACILITY**

**BE IT RESOLVED:** that the contract for the MUNICIPAL VEHICLE STORAGE FACILITY be and the same is hereby awarded to THOMAS AND SONS BUILDERS of New Milford, New Jersey, the low bidder meeting the specifications at a grand total bid price of \$1,752,000.00, in accordance with bids received on January 4, 2018, and recommended by communication dated January 8, 2018 to the Mayor and Council; and

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

**BE IT FURTHER RESOLVED:** that the required Certificate of Availability of Funds for the above contract has been obtained from the Chief Financial Officer of the City of Clifton. The appropriation to be charged for this expenditure is:

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R040-18 Resolution Re-Appointing Members to Hazardous Materials Control Board

**RESOLUTION FOR RE-APPOINTMENT TO  
HAZARDOUS MATERIALS CONTROL BOARD (HAZMAT)**

**WHEREAS,** the Mayor and Council of the City of Clifton, county of Passaic, State of New Jersey are in receipt of a reappointment form from Victoria Kaufman, Secretary of the Hazardous Materials Control Board (HAZMAT); and

**WHEREAS,** said form indicates that the term of two members of the Hazardous Materials Control Board (HAZMAT) expired on August 31, 2017;

**WHEREAS,** Steven Shukaitis and John P. Neglia wish to continue as members of the Hazardous Materials Control Board (HAZMAT);

**NOW, THEREFORE, BE IT RESOLVED,** by the Mayor and Municipal Council of the City of Clifton, County of Passaic and State of New Jersey that Steven Shukaitis and John P. Neglia are hereby re-appointed to the Hazardous Materials Control Board (HAZMAT) for a three-year term, commencing on September 1, 2017 through August 30, 2020.

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R041-18 Resolution Renewing Game of Skill Operator License

**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 Burger King, 461 Piaget Ave. 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 Operator License to Burger King, 461 Piaget Avenue, Clifton, New Jersey be and is hereby granted.

-----  
R042-18 Resolution Re-Appointing Member to the Alcoholic Beverage Control Board

**RESOLUTION FOR RE-APPOINTMENT OF  
MEMBER OF THE ALCOHOLIC BEVERAGE CONTROL BOARD**

**WHEREAS**, the Mayor and Council of the City of Clifton, County of Passaic, State of New Jersey are in receipt of a re-appointment form from the secretary of the Alcoholic Beverage Control Board recommending re-appointment of Barbara Picciocchi; and

**WHEREAS**, said member’s term will expire on March 25, 2018; and

**WHEREAS**, said member is being re-appointed to the ABC Board for a term of three years commencing March 25, 2018 through March 24, 2021;

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Municipal Council of the City of Clifton, County of Passaic, State of New Jersey that Barbara Picciocchi be and is hereby re-appointed to the Alcoholic Beverage Control Board for a three year term, commencing on March 25, 2018 through March 24, 2021.

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R043-18 Resolution Authorizing Renewal of Vending Machine Licenses

**RESOLUTION AUTHORIZING VENDING MACHINE LICENSE RENEWALS**

**WHEREAS**, the Mayor and Council of the City of Clifton, County of Passaic, State of New Jersey are in receipt of Vending Machine License Renewals from various businesses; 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 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 Vending Machine Licenses listed below, be and are hereby granted:

|                                  |                    |             |
|----------------------------------|--------------------|-------------|
| Rushen Service, Inc.             | 534 Route 3 West   | Clifton, NJ |
| Liberty Coca-Cola Beverages, LLC | 605 Lake Kathy Dr. | Brandon, FL |

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R044-18 Resolution Authorizing Theater License Renewal

**RESOLUTION AUTHORIZING THEATER LICENSE RENEWAL**

**WHEREAS**, the Mayor and Council of the City of Clifton, County of Passaic, State of New Jersey are in receipt of Theater License Renewal from Allwood Cinemas, 96 Market Street, Clifton; and

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

**WHEREAS**, all inspections have been completed by the Zoning, Fire, 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 Theater License to Allwood Cinemas, 96 Market Street, Clifton, be and is hereby granted.

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R045-18 Resolution Authorizing the Clifton Public Housing Agency to Utilize the Small Area Fair Market Rent Rule and to Change the Payment Standards for the Section 8 Voucher Program Retroactive to January 1, 2018

**RESOLUTION AUTHORIZING THE CLIFTON PUBLIC HOUSING AGENCY TO  
UTILIZE THE SMALL AREA FAIR MARKET RENT RULE AND TO CHANGE THE  
PAYMENT STANDARDS FOR THE SECTION 8 VOUCHER PROGRAM  
RETROACTIVE TO JANUARY 1, 2018**

**WHEREAS**, ON April 6, 1976, the Mayor and Municipal Council of the City of Clifton, pursuant to Section 8 of the United States Housing Act of 1937, as amended, (42 USC 1437 F), adopted a resolution establishing the Clifton Public Housing Agency; and

**WHEREAS**, the Clifton Public Housing Agency administers the Section 8 Voucher Program and the purpose of this Agency is to make available certain federal funds to aid the housing needs of certain low- and moderate-income citizens of the City of Clifton; and

**WHEREAS**, the Section 8 Voucher Program has established payment standards used in computation of rental assistance payments; and

**WHEREAS**, in accordance with U.S. Department of Housing and Urban Development (H.U.D.) regulations, the payment standards should be periodically updated and changed to reflect changes in the H.U.D. published fair market rents; and

**WHEREAS**, Federal Register Document 2016-27112 Filed on 11-15-16 and Final Rule Docket FR-5855-F-03 effective 1-17-17 has established a Small Area Fair Market Rent Rule entitled: Department of Housing Urban Development - Establishing a More Effective Fair Market Rent System; Using Small Area Fair Market Rents (SAFMR) in the Housing Choice Voucher Program Instead of the Current 50th Percentile FMRs; and

**WHEREAS**, as per notification from HUD on August 11, 2017, HUD exercised its authority under 24 CFR 888.113 (c)(4)(iii) to suspend the Small Area FMR designation for two Federal Fiscal years and will become effective at the beginning of FY 2020 instead of 2018; and

**WHEREAS**, on December 23, 2017 the United States District Court for the District of Columbia ordered HUD to implement the mandatory components of the Small Area FMR rule on January 1, 2018 therefore making the PHA’s previously subject to the Small Area FMR’s required to now implement the SAFMR’s for January, 2018; and

**WHEREAS**, the Clifton Public Housing Agency is desirous to immediately implement the published 2018 Small Area Fair Market Rents pertaining to the multiple zip codes within the City of Clifton; and

**WHEREAS**, the following chart depicts the published Fiscal Year FY2018 Advisory Small Area FMR’s for Passaic County defining Small Areas using Zip Codes within the metropolitan area and are effective as of January 1, 2018;

| ZIP Code | Efficiency | One-Bedroom | Two-Bedroom | Three-Bedroom | Four-Bedroom |
|----------|------------|-------------|-------------|---------------|--------------|
| 07011    | \$1,160    | \$1,340     | \$1,570     | \$2,010       | \$2,380      |
| 07012    | \$1,110    | \$1,280     | \$1,500     | \$1,920       | \$2,280      |
| 07013    | \$1,080    | \$1,250     | \$1,470     | \$1,880       | \$2,230      |
| 07014    | \$1,290    | \$1,500     | \$1,760     | \$2,250       | \$2,660      |
| 07015    | \$1,080    | \$1,250     | \$1,470     | \$1,870       | \$2,220      |

**WHEREAS**, it is the desire of the Clifton Public Housing Agency, pursuant to the guidelines of H.U.D., to change the current payment standards to reflect the 2018 SAFMR’s as listed above; and

**WHEREAS**, the Clifton Public Housing Agency will also implement the new Small Area Fair Market Rents to the 2018 payment standards as listed in the chart above; and

**WHEREAS**, the new payment standards are equal to the H.U.D.’s latest published Small Area Fair market rents for Bergen and Passaic counties;

**NOW, THEREFORE, BE IT RESOLVED**, that the aforesaid new payment standards shall become effective immediately upon adoption of this resolution.

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R046-18    RESOLUTION AUTHORIZING 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 Parkway Iron Junkyard Renewal Application - Potential Litigation
- CON- 2 Developer Agreement - Let it Grow, Inc. and New Minglewood, LLC
- CON- 3 North Jersey Media Group, Inc. v. City of Clifton et al - Docket No. A-1469-16T4
- CON- 4 Potential Sites for New Firehouse - Potential Litigation
- CON- 5 Municipal Vehicle Storage Facility Bids - Legal Opinion
- CON- 6 IBEW Contract Negotiations
- CON- 7 Contract Negotiation Updates
- CON- 8 Zoning Matter Legal Question

**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 January 16, 2018 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 Dante’s Liquors**

**RESOLUTION FOR PRELIMINARY APPROVAL**

For: Dante’s Liquor & Wine Corp.

T/A: Dante’s Liquor & Wine

ADDRESS: 729 Van Houten Ave.

TYPE OF FOR ESTABLISHMENT INTENDED: Grocery/Milk – Continued Use

FORMERLY OR NEW: Wright Wine and Liquors

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.

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JANUARY 16, 2018

**ADJOURNMENT**

Upon motion made by Councilman Eagler, seconded by Councilman Grabowski and unanimously passed on roll call vote, the meeting was adjourned at 9:15 pm.

Respectfully Submitted,

Nancy Ferrigno  
City Clerk

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James Anzaldi, Mayor