

**CITY OF CLIFTON
CLIFTON, NEW JERSEY**

REGULAR MEETING MINUTES OF FEBRUARY 20, 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)
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

Nancy Ferrigno – City Clerk

PLEDGE TO THE FLAG

PUBLIC HEARING

Public Hearing on Zelenka Park Improvements

The Mayor opened the floor to the public.

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

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

Public Hearing on Athenia Steel Recreation Complex Improvements

The Mayor opened the floor to the public.

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

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

APPROVAL OF MINUTES

Minutes of Workshop Meeting of February 6, 2018
Minutes of Executive Session of February 6, 2018
Minutes of Regular Meeting of February 6, 2018

Upon a Motion made by Councilman Hatala, seconded by Councilman Eagler, and passed on roll call vote, the Minutes of the Workshop, Regular and Executive Session of February 6, 2018 were approved.

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

COMMUNICATIONS FROM THE CITY MANAGER

C-1 Thomas Atwell hired as Fire Protection Subcode Official at \$33.43 hourly and 20 hours weekly in the Building Dept., effective 02/07/2018.

COMMUNICATIONS – MEETING MINUTES

C- 2 Minutes of Passaic Valley Water Commission of December 20, 2017
C- 3 Minutes of Clifton Historical Commission of February 1, 2018
C- 4 Minutes of Board of Adjustment February 7, 2018
C- 5 Minutes of Alcoholic Beverage Control of January 10, 2018

ORDINANCES – SECOND READING

A. Adoption of Ordinance 7429-18

B. Public Hearing on Ordinance 7429-18

An Ordinance to Amend, Revise & Supplement C. 439 of the Code of the City of Clifton, Entitled "Vehicles & Traffic," More Particularly Sect 439-38 Thereof, Entitled "Handicapped Parking on Streets for Private Residences" (Adds 12 Restricted Handicapped Spaces)

The Mayor opened the floor to the public with regard to the Ordinance 7429-18

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 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 7430-17

An Ordinance to Amend, Revise & Supplement C. 439 of the Code of the City of Clifton, Entitled "Vehicles & Traffic," More Particularly Sect. 439-38 Thereof, Entitled "Handicapped Parking on Streets for Private Residences" (Deletes 21 Restricted Handicapped Parking Spaces No Longer in Use)

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 Hatala, 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, March 6, 2018 at 8:00 p.m. and that the City Clerk be authorized to publish said ordinance together with statutory notice as required by law.

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

B. Introduction of Ordinance 7431-17

An Ordinance to Amend, Revise & Supplement C. 439 of the Code of the City of Clifton, Entitled "Vehicles & Traffic," More Particularly Sect. 439-37 Thereof, Entitled "Handicapped Parking on Streets" (Deletes 33 Designated Handicapped Parking Spaces No Longer in Use)

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

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, March 6, 2018 at 8:00 p.m. and that the City Clerk be authorized to publish said ordinance together with statutory notice as required by law.

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

C. Introduction of Ordinance 7432-17

An Ordinance To Amend, Revise & Supplement C. 439 of the Code of the City of Clifton, More Particularly Sect. 439-18 Thereof, Entitled "Loading Zones" (Adds Location at 547 Van Houten Ave)

The entitled ordinance was introduced and read by the City Clerk, as first reading, which reading was by title, and tabled upon motion made by Councilman Kolodziej, seconded by Councilwoman Murphy pending legal opinion.

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

D. Introduction of Ordinance 7433-17

An Ordinance to Amend, Revise & Supplement C. 439 of the Code of the City of Clifton, More Particularly Sect. 439-13, Entitled "Parking Prohibited at All Times on Certain Streets (Adds Location at 547 Van Houten Ave)

The entitled ordinance was introduced and read by the City Clerk, as first reading, which reading was by title, and tabled upon motion made by Councilman Kolodziej, seconded by Councilman Eagler pending legal opinion.

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

E. Introduction of Ordinance 7434-17

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" (Creates Title & Compensation for Superintendent of Public Works)

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.

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, March 6, 2018 at 8:00 p.m. and that the City Clerk be authorized to publish said ordinance together with statutory notice as required by law.

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

CITY MANAGER PRIVILEGE

FLOOR TO MEMBERS OF THE PUBLIC

Ellen DeLosh, 547 Clifton Ave., read an excerpt from “Responsible Approaches to Marijuana Policies”.

The following spoke about the PBA contract negotiations:

Derek Fogg, Clifton Police Department
Matthew West, Clifton Police Department
Alexander Zamora, Clifton Police Department
Kevin Berdnik, Clifton Police Department
Joseph Cupoli, 71 Hackberry Place

Caitlin White, Vincent Drive, commented on health care benefits for the Clifton City Council members.

Joanne MacBeth, 11 Wheeler Drive, spoke about gun violence. She stated a vigil will be held at City Hall for victims of the Parkland, Florida school shooting.

Joseph Nikischer, 110 Ackerman Ave., stated that the Clifton Police and Fire are the best around. He spoke about a recent experience he had going to the hospital in an ambulance. He stated that the officers and people involved saved his life. Mr. Nikischer said that Medicare will only pay for one service (paramedics or ambulance) and he is now stuck with a \$750.00 bill.

A Motion was made by Councilman Hatala, seconded by Councilman Eagler and passed on roll 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.

City Attorney, Matthew Priore, announced that the Council cannot comment on any ongoing PBA contract negotiations.

COUNCIL PRIVILEGE

Councilman Eagler

Councilman Eagler stated that Council cannot speak about the PBA contract negotiations. He agreed with public speaker, Mr. Nikischer, that the Clifton Police and Fire Departments are outstanding. Councilman Eagler stated he hopes the Council and Police along with the Fire Department can work together regarding the contract negotiations. He spoke about gun control and mental illness. Councilman Eagler stated that March is Women’s History Month and asked that each Council member submit a name of a woman to be honored. In closing, Councilman Eagler wished the United States Olympic team good luck.

Councilman Gibson

Councilman Gibson addressed the police officers who came to the meeting and told them they should know where he stands regarding the PBA. He stated that an alliance meeting with the Board of Education will take place regarding security in schools on February 26, 2018. Councilman Gibson said that the homeless issues and traffic in Botany Village needs to be addressed.

Councilman Grabowski

Councilman Grabowski offered his condolences to the Suto family on the passing of Desmond Suto. He spoke about gun violence in schools and the need for better medical treatment of the mentally ill.

Councilman Hatala

Councilman Hatala spoke about the recent shooting in a school in Parkland, Florida. He thanked the members of the Police Department who came to the meeting. Councilman Hatala stated that the City Police are respected professionals and he said that Council and the Police need to work together moving forward. Councilman Hatala announced that the Economic Development Committee met and that a tenant is pending for the old Driscoll Foods building. He stated that the former Hoffman LaRoche property is waiting for final DEP approval and that once complete will bring additional ratables and jobs to the City. Councilman Hatala stated the Bond Advisory Committee met and that spring road projects should be getting underway soon. He said that he had heard that the County wants to turn Allwood Road into a one lane road and stated that would be a traffic disaster. He asked Mr. Nikischer to bring him the \$750.00 bill he received from the paramedics.

Councilman Kolodziej

Councilman Kolodziej announced a municipal alliance meeting regarding security will take place with the Board of Education on February 26, 2018. He spoke about the upcoming property revaluation Clifton will face in the future. Councilman Kolodziej asked City Manager, Dominick Villano, if Clifton offered shredding days for the residents. Mr. Villano stated that the City does have shredding days in April and September and that they are posted on the City website.

Councilwoman Murphy

Councilwoman Murphy announced that a meeting regarding homeless aid will take place at Johnny's Bar, in Botany Village, on February 21, 2018. She stated that CASA has placed a drop box in City Hall for residents to dispose of old medications.

A Motion was made by Councilwoman Murphy, seconded by Councilman Kolodziej to have Council review the bylaws for the Disabilities Committee.

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

Councilwoman Murphy addressed the police officers in attendance and told them that she respects them and she hopes that all negotiations can be worked out.

Councilman Hatala asked City Manager, Dominick Villano, when the spring road projects will begin. Mr. Villano stated that the projects should begin in March or April when the construction plants reopen. Councilman Hatala also asked Mr. Villano what progress has taken place regarding the new firehouse location. City Manager, Matthew Priore, stated the appraisal was received and sent to the property owner as required by State Law.

Mayor Anzaldi

Mayor Anzaldi asked City Attorney, Matthew Priore, to clarify if Council members get free lifetime medical benefits. Mr. Priore stated that Council members do not get free medical benefits for life but may purchase medical benefits, at age 65, if they served two full terms or eight years.

RESOLUTIONS VOTED ON SEPERATELY

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

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

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

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

Exceptions Resolution 087-18

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

R082-18 Resolution: Approve Claims List Resolution for the February 20, 2018 City Council Meeting

**RESOLUTION TO APPROVE CLAIMS TO BE PAID
MEETING OF FEBRUARY 20, 2018**

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

Current Fund	\$	24,409,447.64
Trust Escrow		
General Capital Fund	\$	6,154.55
Dog Trust	\$	797.61
Trust Other	\$	46,620.53
Community Development	\$	46,577.01
Grant Fund	\$	64,979.41
Reserve for Housing		
Tax Title Lien Redemption	\$	
Unemployment Trust Fund	\$	
Revolving Loan Fund		
Section 8 Public Housing	\$	236,150.90
Self Insurance	\$	454,808.60
Police Extra Duty	\$	31,632.50
COAH	\$	222.73
Fire Dedicated Penalties	\$	
Sewer Utility – Operating	\$	68,245.57
Sewer Utility – Capital	\$	7,787.09
Library	\$	153,631.89
Developers Escrow	\$	10,168.58
General Liability Trust	\$	130,945.49
Workers Compensation Trust	\$	30,997.75
TOTAL CLAIMS	\$	25,699,167.85

RESOLUTIONS

R082-18 Resolution: Approve Claims List Resolution for the February 20, 2018 City Council Meeting

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

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

**RESOLUTION TO APPROVE CLAIMS TO BE PAID
MEETING OF FEBRUARY 20, 2018**

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

Current Fund	\$	24,409,447.64
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Reserve for Housing		
Tax Title Lien Redemption	\$	
Unemployment Trust Fund	\$	
Revolving Loan Fund		
Section 8 Public Housing	\$	236,150.90
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Sewer Utility – Capital	\$	7,787.09
Library	\$	153,631.89
Developers Escrow	\$	10,168.58
General Liability Trust	\$	130,945.49
Workers Compensation Trust	\$	30,997.75
TOTAL CLAIMS	\$	25,699,167.85

R083-18 Resolution: Increase 2018 Temporary Budget to Include TD Green Streets Grant

**2018 TEMPORARY BUDGET
AMENDMENT #1**

WHEREAS, N.J.S.A. 40A:4-19 authorizes temporary appropriations to provide for the period between the beginning of the budget year and the adoption of the budget, where contracts, commitments or payments are to be made prior to the adoption of the budget for any fiscal year; and,

WHEREAS, contracts, commitments or payments are to be made by the City of Clifton for the purpose and amounts requested in the manner and time therein provided; and,

WHEREAS, the adoption of the Temporary Budget was at the Council Meeting of January 2, 2018; and

WHEREAS, the City has received a \$20,000 grant from TD bank for the TD Green Streets Grant and required the funding be placed into the 2018 City Budget,

NOW, THEREFORE, BE IT RESOLVED, that the Temporary Appropriations Amendments are hereby authorized to provide for contracts, commitments, and payments prior to the adoption

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of the 2018 Municipal Budget as follows:

Department	Department Code	Amount
Forest Service Grant	01-201-41-741-323	\$20,000.00
Temporary Budget Increase:		\$20,000.00

R084-18 Resolution Appointing and Authorizing James J. Yellen to Provide Professional Engineering Services for City of Clifton for Licensed Professional Land Surveyor Services and Sanitary Sewer Collection Operator C-4 for Period from January 1, 2018 through December 31, 2018

RESOLUTION APPOINTING AND AUTHORIZING JAMES J. YELLEN TO PROVIDE PROFESSIONAL ENGINEERING SERVICES FOR CITY OF CLIFTON FOR LICENSED PROFESSIONAL LAND SURVEYOR SERVICES AND SANITARY SEWER COLLECTION OPERATOR C-4 FOR PERIOD FROM JANUARY 1, 2018 THROUGH DECEMBER 31, 2018

BE IT RESOLVED, that James J. Yellen is appointed as the Licensed Professional Land Surveyor and Sanitary Sewer Collection Operator C-4 for the City of Clifton, and is authorized to provide services therefor from January 1, 2018 through December 31, 2018, on a temporary, as-needed basis, at a monthly fee of \$500.00, not to exceed \$6,000.00 in total.

R085-18 Resolution Authorizing Permission to Bid for Industrial East Sanitary Sewer Replacement

RESOLUTION AUTHORIZING PERMISSION TO BID FOR INDUSTRIAL EAST SANITARY SEWER REPLACEMENT

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 Industrial East Sanitary Sewer Replacement will be received until 10:30 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: MARCH 27, 2018 AT 10:30 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.

R086-18 Resolution Authorizing Permission to Bid for 2018 Tennis Court Rehabilitation

**RESOLUTION AUTHORIZING PERMISSION TO BID FOR
2018 TENNIS COURT REHABILITATION**

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 2018 Tennis Court Rehabilitation 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: MARCH 27, 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 \$100.00. 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.

R087-18 Resolution Awarding Competitive Contract for Food and Beverage Concession Services at Athenia Steel Recreation Complex to Sole Respondent

**RESOLUTION AWARDING COMPETITIVE CONTRACT FOR FOOD AND
BEVERAGE CONCESSION SERVICES AT ATHENIA STEEL RECREATION
COMPLEX TO SOLE RESPONDENT**

WHEREAS, the City of Clifton solicited proposals, through the competitive contract process, for Food and Beverage Concession Services at Athenia Steel Recreation Complex in accordance with N.J.S.A. 40A:11-4.1et seq; and

WHEREAS, one (1) proposal was received that met the criteria as set forth in the Request for Proposals; and

WHEREAS, a committee was formed to evaluate the proposals; and

WHEREAS, the proposals were reviewed in accordance with the methodology described in the Request for Proposals; and

WHEREAS, after the proposals were fully evaluated and scored, the Qualified Purchasing Agent, on behalf of the Committee, has recommended that a contract be awarded to Gerry D’s Catering of Clifton, NJ; and

NOW, THEREFORE BE IT RESOLVED, that a contract for Food and Beverage Concession Services be and hereby is awarded to Gerry D’s Catering, 20 East 9th Street, Clifton, NJ 07011;

BE IT FURTHER RESOLVED, that the term of this contract shall be for one (1) year, commencing on March 1, 2018 and ending on December 15, 2018, weather permitting. The City reserves the right to extend said contract for two one-year extensions in accordance with the proposals received; and

BE IT FURTHER RESOLVED, that the rent for the term of said contract is \$12,000 (per year) payable in nine (9) equal monthly installments of \$1,333.33; and

BE IT FURTHER RESOLVED, that the Mayor and City Clerk are authorized and directed to execute a contract for said services on behalf of the City of Clifton; and

BE IT FURTHER RESOLVED, that this resolution be placed on file with the original contract and made available for the public 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 one in a legal newspaper of the City of Clifton:

City of Clifton

Notice of Competitive Contract Award

The City of Clifton has awarded a contract pursuant to N.J.S.A. 40A:11-4.1 et seq., Competitive Contracting. The contract and the resolution authorizing it are available for public inspection in the office of the City Clerk.

Awarded to: Gerry D’s Catering, Clifton, NJ 07011
Nature: Food and Beverage Concession Services at Athenia Steel Recreation Complex
Cost: Rental fee of \$12,000
Duration: March 1, 2018 – December 15, 2018, weather permitting

R088-18 Resolution Authorizing Permission to Bid for Solid Waste and Vegetative Waste Services (DPW) 2018

RESOLUTION AUTHORIZING PERMISSION TO BID FOR SOLID WASTE AND VEGETATIVE WASTE SERVICES (DPW) 2018

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

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

R089-18 Resolution Supporting Position of New Jersey State League of Municipalities Opposing Senate Bill No. 5 Which Would Transfer Management of the Police and Firemen's Retirement System (PFRS) to the Board of Trustees of PFRS

RESOLUTION SUPPORTING POSITION OF NEW JERSEY STATE LEAGUE OF MUNICIPALITIES OPPOSING SENATE BILL NO. 5 WHICH WOULD TRANSFER MANAGEMENT OF THE POLICE AND FIREMEN’S RETIREMENT SYSTEM (PFRS) TO THE BOARD OF TRUSTEES OF PFRS

WHEREAS, in 2018, property taxpayers will finance over 73.0% of Police and Firemen’s Retirement System (PFRS), while PFRS members will pay 27.0%; and

WHEREAS, for this reason alone, the New Jersey Association of Counties (NJAC) and the New Jersey State League of Municipalities (NJLM) oppose Senate Bill No. 5, sponsored by Senators Sweeney and Kean, which would transfer management of PFRS to the Board of Trustees of PFRS; and

WHEREAS, this proposed legislation would inequitably vest the Board’s far-reaching power with labor by a 7-5 majority, and would enable the new Board of Trustees to enhance members’ benefits before requiring PFRS to attain any target funded ratio as required under current law, which prohibits enhancing member benefits in any of the State’s six pension systems until the systems achieve a target funded ratio of 80% by fiscal year 2019 and maintain the ratio thereafter; and

WHEREAS, Senate Bill No. 5 would remove that requirement only for PFRS and would further fail to establish a true fiduciary duty to prudently manage fund assets for Board of Trustee members since counties and municipalities would continue to assume the risk of loss with PFRS as it would remain a defined benefit plan and not a defined contribution plan such as a 401(k); and

WHEREAS, the NJSLM has made recommendations that will serve to protect the long-term health and viability of PFRS and are urging the Senate State Government, Wagering, Tourism, & Historic Preservation Committee to consider those recommendations which will establish critical safeguards that demand the new Board of Trustees to manage valuable property taxpayer dollars in an effective and efficient manner; and

WHEREAS, this Governing Body strongly supports the position taken by the NJSLM in opposition to Senate Bill No. 5 and the transfer of management of PFRS to the Board of Trustees of PFRS;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Municipal Council of the City of Clifton, in the County of Passaic, hereby support the position taken by the New Jersey State League of Municipalities in opposition to the passage of Senate Bill No. 5 and the transfer of management of PFRS to the Board of Trustees of PFRS; and

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to Governor Phil Murphy; to Senator Nia H. Gill; to Assemblywoman Britnee T. Timberlake; to Assemblyman Thomas Giblin; to all Passaic County municipalities; and to the New Jersey State League of Municipalities.

R090-18 Resolution Awarding Contract to Sky Contracting, LLC for Asbestos Abatement Services at Fire Station 4/Police Firing Range

RESOLUTION AWARDING CONTRACT TO SKY CONTRACTING, LLC FOR ASBESTOS ABATEMENT SERVICES AT FIRE STATION 4/POLICE FIRING RANGE

WHEREAS, the City of Clifton is in need of asbestos abatement services at Fire Station 4/Police Firing Range; and

WHEREAS, the scope of work includes the removal and disposal of all asbestos containing material from the survey conducted on November 1-14, 2017 by Environmental Health Investigations, Inc., and report of findings dated December 14, 2017; and

WHEREAS, the City Engineer has sought proposals for said services, and in response has

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received two proposals, the low quotation being from Sky Contracting, LLC of Wayne, NJ, in the amount of \$32,900.00; and

WHEREAS, the City Engineer recommends that a contract for said services be awarded to Sky Contracting, LLC;

WHEREAS, the contract is within the bidding threshold and may be awarded without public advertising for bids and bidding 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 19:44-A-20.5; and

WHEREAS, the value of the contract is in excess of \$17,500.00, and the duration of the contract is until the services are completed; and

WHEREAS, the Business Entity Disclosure Certification has been received from vendor 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 services, and the Chief Financial Officer has certified the availability of funds hereon; and

NOW, THEREFORE, BE IT RESOLVED, that a contract for asbestos abatement services at Fire Station 4/Police Firing Range is hereby awarded to SKY CONTRACTING, LLC of Wayne, NJ, at a total price of not to exceed \$32,900.00; and

BE IT FURTHER RESOLVED, that the Mayor and City Clerk are hereby authorized and directed to execute a contract on behalf of the City of Clifton; and

BE IT FURTHER RESOLVED, that the original of this resolution and the contract above referred to be placed on file and made available for public inspection at the Office of the City Clerk of the City of Clifton.

R091-18 Resolution Approving Submission of an Application to the County of Passaic Open Space & Farmland Preservation Trust Fund for Zelenka Park Lighting, Playground Upgrades and Field Improvements

RESOLUTION APPROVING SUBMISSION OF AN APPLICATION TO THE COUNTY OF PASSAIC OPEN SPACE & FARMLAND PRESERVATION TRUST FUND FOR ZELENSKA PARK LIGHTING, PLAYGROUND UPGRADES AND FIELD IMPROVEMENTS

WHEREAS, the Municipal Council of the City of Clifton wishes to make park improvements and upgrades to Zelenka Park with the County of Passaic to participate in the Passaic County Open Space and Farmland Preservation Trust Fund; and

WHEREAS, the City of Clifton desires to further the public interest by obtaining total project funding in the amount of \$500,000.00 from Passaic County to fund the following project: for Zelenka Park Lighting, Playground Upgrades and Field Improvements, located at Block 60.14, Lot 1, 10 Carol Street; and

WHEREAS, a public hearing was held on February 20, 2018 in order to afford the public and opportunity to be heard on this matter;

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the City of Clifton, that Dominick Villano, City Manager, or his successor in office, is hereby authorized to:

- (a) Make application for such a loan and or/grant;
- (b) Provide additional application information and furnish such documents as may be required; and
- (c) Act as the authorized correspondent.

R092-18 Resolution Approving Submission of an Application to the County of Passaic Open Space & Farmland Preservation Trust Fund for Athenia Steel Recreation Complex Improvements

RESOLUTION APPROVING SUBMISSION OF AN APPLICATION TO THE COUNTY OF PASSAIC OPEN SPACE & FARMLAND PRESERVATION TRUST FUND FOR ATHENIA STEEL RECREATION COMPLEX IMPROVEMENTS

WHEREAS, the Municipal Council of the City of Clifton wishes to continue park improvements and upgrades to Athenia Steel Recreation Complex with the County of Passaic to participate in the Passaic County Open Space and Farmland Preservation Trust Fund; and

WHEREAS, the City of Clifton desires to further the public interest by obtaining total project funding in the amount of \$2,000,000.00 from Passaic County to fund the following project: for park improvements at Athenia Steel Recreation Complex, located at Block 29.02, Lot 20.02, 718 Clifton Avenue; and

WHEREAS, a public hearing was held on February 20, 2018 in order to afford the public and opportunity to be heard on this matter;

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the City of Clifton, that Dominick Villano, City Manager, or his successor in office, is hereby authorized to:

- (a) Make application for such a loan and or/grant;
- (b) Provide additional application information and furnish such documents as may be required; and
- (c) Act as the authorized correspondent.

R093-18 Resolution Approving the Submission of a Grant Application and Execute a Grant Contract with the New Jersey Department of Transportation for the Highway Safety Fund Project

RESOLUTION APPROVING THE SUBMISSION OF A GRANT APPLICATION AND EXECUTE A GRANT CONTRACT WITH THE NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR THE HIGHWAY SAFETY FUND PROJECT

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

BE IT FURTHER RESOLVED that the Mayor and City Clerk are hereby authorized to submit an electronic grant application identified as HSF-2017-Clifton City-00004 to the New Jersey Department of Transportation on behalf of the City of Clifton; and

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

R094-18 Resolution Authorizing the Clifton Public Housing Agency to Change the Allowance for Tenant-Furnished Utilities and Other Services for the Section 8 Voucher Program Beginning May 1, 2018

RESOLUTION AUTHORIZING THE CLIFTON PUBLIC HOUSING AGENCY TO CHANGE THE ALLOWANCE FOR TENANT-FURNISHED UTILITIES AND OTHER SERVICES FOR THE SECTION 8 VOUCHER PROGRAM BEGINNING May 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 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 Clifton Public Housing Agency administers the Section 8 Housing Voucher Program; and

WHEREAS, the Allowance for Tenant – Furnished Utilities and Other Services are used in the computation of the tenant rental assistance calculations; and

WHEREAS, in accordance with the U. S. Department of Housing and Urban Development (HUD) regulations, the utility schedule should be periodically updated and changed to reflect current utility rates; and

WHEREAS, it is the desire of the Clifton Public Housing Agency, pursuant to the guides of H.U.D., to change the Allowance for Tenant-Furnished Utilities and Other Services to the new allowances:

	EFF	1 BDRM	2 BDRM	3 BDRM	4 BDRM
Heating Nat/Gas	28	37	51	63	77
Heating Oil/Elec.	54/88	70/118	94/163	114/200	139/244
Cooking Nat/Gas	4	5	6	7	9
Cooking Electric	5	6	9	11	15
Other Electric	32	37	51	57	62
Water Heat/Gas	10	13	15	18	21
Water Heat/Oil/Elec.	31/26	42/35	49/43	57/52	65/60
Water	27	30	37	44	50

WHEREAS, the new allowances have been furnished by Northeastern Utility Consultants, LLC located at P.O. Box 264, Wilkes-Barre, Pennsylvania and prepared on February 9, 2018.

NOW, THEREFORE, BE IT RESOLVED, that the aforesaid Allowance for Tenant-Furnished Utilities and Other Services become effective May 1, 2018.

R095-18 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:

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 February 6, 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 Say Hi

RESOLUTION FOR PRELIMINARY APPROVAL

For: Say Hi, LLC

T/A: Say Hi

ADDRESS: 1092B Main Ave., Clifton, NJ 07011

TYPE OF FOR ESTABLISHMENT INTENDED: Grocery/Milk Continued Use

FORMERLY OR NEW: Hornito’s Bakery

ZONE: BC

PERMITTED: Yes

VARIANCE REQUIRED: No

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

L- 2 Aurora Ristorante

RESOLUTION FOR PRELIMINARY APPROVAL

For: Aurora Ristorante, LLC

T/A: Aurora Ristorante

ADDRESS: 429 Piaget Ave., Clifton, NJ 07011

TYPE OF FOR ESTABLISHMENT INTENDED: Restaurant – Continued Use

FORMERLY OR NEW: La Riveria Gastrominia

ZONE: BD

PERMITTED: Yes

VARIANCE REQUIRED: No

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

L- 3 Clifton Pharmacy Rx

RESOLUTION FOR PRELIMINARY APPROVAL

For: Clifton Pharmacy RX, LLC

T/A: Clifton Pharmacy RX

ADDRESS: 730 Clifton Ave., Clifton , NJ 07011

TYPE OF FOR ESTABLISHMENT INTENDED: Candy Kitchen - New

FORMERLY OR NEW: Office

ZONE: BC

PERMITTED: Yes

FEBRUARY 20, 2018

VARIANCE REQUIRED: No

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

L- 4 Burek King

RESOLUTION FOR PRELIMINARY APPROVAL

For: Bosnian Foods, LLC

T/A: Burek King

ADDRESS: 223 Parker Ave., Clifton, NJ 07011

TYPE OF FOR ESTABLISHMENT INTENDED: Restaurant - Continued Use

FORMERLY OR NEW: Burek King & Platter

ZONE: PD1

PERMITTED: Yes

VARIANCE REQUIRED: No

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

L- 5 Sarina's Bar

RESOLUTION FOR FINAL APPROVAL

BE IT RESOLVED, that the application of SE, LLC t/a Sarina's Bar, for permission to conduct a Restaurant – Continued Use for a period ending January 31, 2019 on the premises known as: 108 Center St., 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- 6 Lakeview Deli Mart

RESOLUTION FOR FINAL APPROVAL

BE IT RESOLVED, that the application of Kalp Trade, LLC t/a Lakeview Deli Mart for permission to conduct a Caterer/Grocery/Milk – Continued Use for a period ending January 31, 2019 on the premises known as: 313 Lakeview 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- 7 Dip'n Chik'n

RESOLUTION FOR FINAL APPROVAL

BE IT RESOLVED, that the application of Kerri Cook, LLC t/a Dip'n Chik'n for permission to

conduct a Grocery/Milk – Continued Use for a period ending January 31, 2019 on the premises known as: 457 Clifton 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.

ADJOURNMENT

Upon motion made by Councilman Hatala, seconded by Councilman Gibson and unanimously passed on roll call vote, the meeting was adjourned at 9:03pm.

Respectfully Submitted,

Nancy Ferrigno
City Clerk

James Anzaldi, Mayor