

**CITY OF CLIFTON
CLIFTON, NEW JERSEY**

REGULAR MEETING MINUTES OF APRIL 3, 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.

8:07 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

Reverend Mike Weber – United Reformed Church

PLEDGE TO THE FLAG

PUBLIC HEARING

APPROVAL OF MINUTES

A Motion was made by Councilman Hatala, seconded by Councilman Eagler, and passed on roll call vote, to approve the minutes of the Workshop, Regular and Executive Session Meetings of March 20, 2018.

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

COMMUNICATIONS FROM THE CITY MANAGER

C-1 Natalie Bornacelli School Traffic Guard, Public Safety has resigned her position effective 03/15/2018.

C-2 Andrew Sobotor Tree Maintenance Worker 1, DPW, resigned his position effective 03/17/2018.

C-3 Eddy Garcia-Bu Laborer 1 DPW, resigned his position effective 03/24/2018.

COMMUNICATIONS – MEETING MINUTES

C-4 Minutes of Advisory Board of Recreation of February 26, 2018

C-5 Minutes of Planning Board of February 22nd and March 22, 2018

C-6 Minutes of Passaic Valley Water Commission of February 28, 2018

C-7 Minutes of North Jersey District Water Supply Commission of February 28, 2018

ORDINANCES – SECOND READING

A. Adoption of Ordinance 7439-18

B. Public Hearing on Ordinance 7439-18

Ordinance to Exceed the Municipal Budget Appropriation Limits and to Establish a Cap Bank

The Mayor opened the floor to the public with regard to the Ordinance 7439-18

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

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

ORDINANCES – FIRST READING

A. Introduction of Ordinance 7440-17

An Ordinance Authorizing the Sale of Easement Upon City of Clifton Easement on Premises Known as Block 3.16, Lot 2.03, on the Tax Map of the City of Clifton to Adjoining Property Owner

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 Hatala, 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, April 17, 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 7441-18

A Capital Ordinance Appropriating \$500,000 from the Capital Fund Balance for Public Improvements In and By the City of Clifton, In the County of Passaic, State of New Jersey

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

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, April 17, 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 7442-18

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 & Benefits" (Sets Salaries for Police Officers for Years 2017, 2018 and 2019 and 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 Hatala, 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, April 17, 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.

D. Introduction of Ordinance 7443-18

An Ordinance to Amend, Revise & Supplement C. 99 of the Code of the City of Clifton, Entitled "Salaries & Compensation," More Particularly Art VI Thereof, Entitled "Confidential Officials & Employees," Sect. 99-37, Entitled "Hospitalization & Insurance" (Amends Insurance Plans and Physician Co-Pays)

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, April 17, 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.

E. Introduction of Ordinance 7444-18

An Ordinance to Amend, Revise & Supplement C. 99 of the Code of the City of Clifton, Entitled "Salaries & Compensation," More Particularly Art I thereof, Entitled "Municipal Council," Sect. 99-1, Entitled "Annual Compensation" (Amends Health, Dental & Prescription Insurance Coverage Options and Co-Pays for Members of the Municipal Council)

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 Councilwoman Murphy 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, April 17, 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

City Manager, Dominick Villano, had no report

FLOOR TO MEMBERS OF THE PUBLIC

Ellen DeLosh, 547 Clifton Ave., read an article from Pro-English.

Guy Madsen, 91 Nugent Dr., spoke about a sewer back up he had in his home.

Gerard Scorziello, 131 Pershing Rd., announced that the Clifton Republican Committee is hosting its third annual Scholarship Program open to Clifton High School seniors. He stated that many Clifton High School Seniors have been offered admittance to Ivy League Schools.

Caitlin White, Vincent Drive, spoke about the effect of technology on human interaction. She talked about Municipal Council benefits. Ms. White mentioned that many celebrations are being held in the City on May 5th and that police presence should be increased to cover the many events.

Keith Bassford, 92 Mountain View Dr., spoke on behalf of Guy Madsen, with regard to the sewer back up Mr. Madsen had in his home.

Joseph Sidor, 181 Highview Dr., talked about gun violence in schools, the second amendment and religion in schools. He asked all residents to support and respect the police.

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

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

Mayor Anzaldi asked City Attorney, Matthew Priore, to provide some insight of the events between the City and Mr. Madsen regarding the sewer back up he experienced in his home. Mr. Priore stated that a monetary offer was made to Mr. Madsen, which he turned down. He stated that it was discovered that Mr. Madsen had installed a toilet and finished his basement without permits. Mr. Priore stated that Mr. Madsen paid fines for not having the proper permits. The matter is now in litigation.

Mayor Anzaldi asked City Attorney, Matthew Priore, to detail the benefits provided to the City Council members in Ordinance 7444-18. Mr. Priore stated that the co-pay has increased to be the same as Confidential Employees. He stated that the life insurance policy has not changed and that any disability insurance is based on the 4k salary the Council is entitled to.

COUNCIL PRIVILEGE

Councilman Eagler

Councilman Eagler announced that there was a gas leak in the area between Main Avenue and Getty Avenue this past week. He asked who is responsible for letting the neighborhood know if an evacuation is warranted. City Manager, Dominick Villano, stated it normally is done by the Fire Department. Councilman Eagler said that no one in the area was properly notified and asked Mr. Villano to find out more about the situation. Councilman Eagler stated the Board of Education's decision to make up snow days on a Saturday, rather than having the students go to school on Good Friday, was a common sense decision. He wished all who celebrate Orthodox Easter a Happy holiday and thanked the Polish and Slavic Federal Credit Union for their help in sponsoring the Easter Egg (Pysanky) display on City Hall grounds.

Councilman Gibson

Councilman Gibson offered his condolences to the Biegel family on the passing of John Biegel Jr. He also offered his condolences to the Barat family on the passing of Angela Barat. He announced that the Clifton Lacrosse team will host its annual Beefsteak and Tricky Tray. He thanked Mrs. Rizula for the donation of the digital sign to the Municipal Complex. Councilman Gibson thanked the Clifton Republican Committee for the running the scholarship program. In closing, Councilman Gibson congratulated Henry Cholewczynski on his appointment to the Traffic Safety Council.

Councilman Grabowski

Councilman Grabowski spoke about gun violence and mental illness. He announced that music scholarships will be offered to Clifton High School Seniors in memory of his late brother Matthew Grabowski. Councilman Grabowski urged parents to search for the many available scholarship opportunities. He announced that the Biegel family asked him to thank everyone for their support and kind words in regard to the passing of John Biegel Jr.

Councilman Hatala

Councilman Hatala expressed his condolences to the Biegel family on the passing of John Biegel, Jr. Councilman Hatala stated that Mr. Biegel deserves an appropriate memorial. He mentioned an article he read about a program that will offer Clifton High School students the ability to graduate high school with an Associates' Degree. Councilman Hatala stated the Economic Development Committee will be meeting soon and he asked City Manager, Dominick Villano, to obtain a list of vacancies in the City. He said that the Fire Committee is close to finalizing the new firehouse. Councilman Hatala said the new storage building on the DPW property will save money by consolidating DPW, Fire and Police storage. He congratulated Henry Cholewczynski on his appointment to the Traffic Safety Council. In closing, Councilman Hatala wished all who celebrate Orthodox Easter a happy holiday.

Councilman Kolodziej

Councilman Kolodziej stated that a resident recently asked him about a Facebook post which contained information about the City budget and increases in certain departments. Councilman Kolodziej stated the information in the post was erroneous and he explained what the percentages actually mean. Councilman Kolodziej stated that the budget was hit hard with an increase in the waste contract and pension funds which are mandated by the State. He announced that the Recycling Program has raised 466K and that Clifton was named the Greenest City in New Jersey by Insurify.

Councilwoman Murphy

Councilwoman Murphy announced that the Summer Concerts will be held again this year. She spoke about a request from a Cricket League to hold games in Holster Park. The team requires a pitch to be installed. She stated that a permanent pitch will be a hazard to other teams utilizing the field for softball, baseball and soccer. Councilwoman Murphy stated the Recreation Committee is looking for alternatives. She announced all the softball, t-ball and baseball opening day ceremonies. Councilwoman Murphy announced that Dundee Canal clean-up day will take place on April 21. She asked City Manager, Dominick Villano, what residents should do with tree limbs since so many have fallen with the recent weather. Mr. Villano stated residents should put larger limbs at the curb and call the DPW to pick them up. Councilwoman Murphy announced the Clifton Homeless Committee will be accepting food donations.

Mayor Anzaldi

Mayor Anzaldi announced that a ceremony to dedicate the Flag Barn to John Biegel, Jr. will take place on June 10, 2018. He wished all that celebrate Orthodox Easter a happy holiday.

Councilman Eagler stated that the City Clerk reached out to Senator Nia Gill's office regarding Ms. Gil's request to have council meet at her office to discuss the legalization of marijuana. Councilman Eagler said that this would require a special meeting to comply with the Sunshine Act. He stated it would be easier if Senator Gill came to Clifton.

RESOLUTIONS VOTED ON SEPERATELY

R128-18 Resolution: Approve Claims List Resolution for the April 3, 2018 City Council Meeting

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

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

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

Exception 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.

**RESOLUTION TO APPROVE CLAIMS TO BE PAID
MEETING OF April 3, 2018**

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

Current Fund	\$	11,777,027.43
Grant Fund	\$	68,086.66
General Capital Fund	\$	45,876.38
Sewer Utility - Operating	\$	118,200.14
Sewer Utility – Capital	\$	22,010.00
Developers Escrow	\$	15,030.34
Dog Trust	\$	162.53
Police Extra Duty	\$	
Trust Other	\$	257,549.92
Section 8 Public Housing	\$	338.20
Community Development	\$	9,775.45
COAH	\$	
Self Insurance	\$	998,965.47
Fire Dedicated Penalties		
Revolving Loan Fund		
Tax Title Lien Redemption		
Unemployment Trust Fund	\$	520.07
Library	\$	90.95
General Liability Trust	\$	23,578.11
Workers Compensation Trust	\$	25,909.98
TOTAL CLAIMS	\$	13,363,121.63

A Motion was made by Councilman Eagler, seconded by Councilman Hatala and passed on roll call vote to table Resolution R139-18.

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

R139-18 Resolution Authorizing Entry Into and Execution of a Traffic Signal Agreement with the State of NJ, Department of Transportation, for a Traffic Signal at Route 46 WB Ramp/Valley Road/Great Notch Road

**RESOLUTION AUTHORIZING ENTRY INTO AND EXECUTION OF A TRAFFIC
SIGNAL AGREEMENT WITH THE STATE OF NJ, DEPARTMENT OF
TRANSPORTATION, FOR A TRAFFIC SIGNAL AT ROUTE 46 WB RAMP/VALLEY
ROAD/GREAT NOTCH ROAD**

WHEREAS, a traffic condition exists at the intersection of Route US 46 WB Ramp (MP 60.5) and Valley Road (CR621)/ Great Notch Road (CR 709), in the City of Clifton, in the County of Passaic, which requires the operation of a semi-actuated traffic control signal with pedestrian push buttons and areas of presence detection in order to minimize the possibility of accidents; and

WHEREAS, it is necessary to expedite the safe movement and conduct of pedestrian and vehicular traffic; and

WHEREAS, the State of New Jersey has indicated its willingness to install a traffic control signal at said intersection; and

WHEREAS, the State of New Jersey has proposed a form of Agreement pertaining to maintenance of said traffic signal;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Municipal Council of the City of Clifton be and are hereby authorized to enter into an Agreement with the State of New Jersey, acting through its Commissioner of Transportation, for the purpose aforesaid, a copy of said Agreement being attached hereto and made a part hereof; and

BE IT FURTHER RESOLVED, that the Mayor and City Clerk of the City of Clifton be and hereby are authorized to execute said Agreement.

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

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

RESOLUTION TO APPROVE CLAIMS TO BE PAID
MEETING OF April 3, 2018

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

Current Fund	\$	11,777,027.43
Grant Fund	\$	68,086.66
General Capital Fund	\$	45,876.38
Sewer Utility - Operating	\$	118,200.14
Sewer Utility – Capital	\$	22,010.00
Developers Escrow	\$	15,030.34
Dog Trust	\$	162.53
Police Extra Duty	\$	
Trust Other	\$	257,549.92
Section 8 Public Housing	\$	338.20
Community Development	\$	9,775.45
COAH	\$	
Self Insurance	\$	998,965.47
Fire Dedicated Penalties		
Revolving Loan Fund		
Tax Title Lien Redemption		
Unemployment Trust Fund	\$	520.07
Library	\$	90.95
General Liability Trust	\$	23,578.11
Workers Compensation Trust	\$	25,909.98
 TOTAL CLAIMS	 \$	 13,363,121.63

R129-18 Resolution Authorizing the Issuance of Change Order No.1 and Final - Woodlawn Ave Drainage Improvements - Consolidated Maintenance Solutions, LLC

RESOLUTION AUTHORIZING THE ISSUANCE OF
CHANGE ORDER NO. 1 AND FINAL
WOODLAWN AVENUE DRAINAGE IMPROVEMENTS
CONSOLIDATED MAINTENANCE SOLUTIONS, LLC

WHEREAS, on September 20, 2016, the City of Clifton adopted Resolution R498-16 awarding a contract to CONSOLIDATED MAINTENANCE SOLUTIONS, LLC of PINE BROOK, NJ, for the performance of certain public work and the furnishing of material, labor and equipment for WOODLAWN AVENUE DRAINAGE IMPROVEMENTS in the amount of \$745,084.20; 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 CONSOLIDATED MAINTENANCE SOLUTIONS, LLC, in the amount of \$19,046.12 a 2.56% 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 \$19,046.12 a 2.56% DECREASE;

WHEREAS, the total contract amount is now \$726,038.08:

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.

R130-18 Resolution Authorizing Final Payment - Woodlawn Ave Drainage Improvements - Consolidated Maintenance Solutions, LLC

**RESOLUTION AUTHORIZING FINAL PAYMENT
WOODLAWN AVENUE DRAINAGE IMPROVEMENTS
CONSOLIDATED MAINTENANCE SOLUTIONS, LLC**

WHEREAS, CONSOLIDATED MAINTENANCE SOLUTIONS, LLC of Pine Brook, New Jersey, did complete WOODLAWN AVENUE DRAINAGE IMPROVEMENTS project in and for the City of Clifton for the total amount
of \$ 726,038.08

And previous payments on account of said total have been paid
in the amount of. \$ 718,777.70

Leaving this FINAL PAYMENT
of \$ 7,260.38

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 \$72,603.81; 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 \$7,260.38 on the claim list.

R131-18 Resolution Authorizing Permission to Bid for Marilyn Place, Fourth Street and East Eighth Street Improvements (NJDOT)

**RESOLUTION AUTHORIZING PERMISSION TO BID FOR
MARILYN PLACE, FOURTH STREET AND EAST EIGHTH
STREET IMPROVEMENTS (NJDOT)**

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 Marilyn place, Fourth street and East Eighth Street Improvements (NJDOT) 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: MAY 8, 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 \$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.

R132-18 Resolution Authorizing Permission to Bid for Valley Road Improvement - Phase 2

**RESOLUTION AUTHORIZING PERMISSION TO BID FOR
VALLEY ROAD IMPROVEMENT – PHASE 2**

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 Valley Road Improvements – Phase 2 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: MAY 8, 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.

R133-18 Resolution Awarding Contract for Industrial East Sewer Replacement

RESOLUTION AWARDING CONTRACT FOR INDUSTRIAL EAST SEWER REPLACEMENT

BE IT RESOLVED: that the contract for the INDUSTRIAL EAST SEWER REPLACEMENT be and the same is hereby awarded to JOHN GARCIA CONSTRUCTION CO., INC. of Clifton, New Jersey, the low bidder meeting the specifications at a grand total bid price of \$75,938.30, in accordance with bids received on March 27, 2018, and recommended by communication dated March 27, 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:

R134-18 Resolution Authorizing Award of Installation Project to Whirl Construction, Inc., the Lowest Respondent to Replace Damaged and/or Missing Parts on Existing Playground Structures

RESOLUTION AUTHORIZING AWARD OF INSTALLATION PROJECT TO WHIRL CONSTRUCTION, INC., THE LOWEST RESPONDENT, TO REPLACE DAMAGED AND/OR MISSING PARTS ON EXISTING PLAYGROUND STRUCTURES

WHEREAS, the Recreation Department solicited quotes from the only two (2) qualified vendors to replace the damaged and/or missing parts on existing playground structures. The following two vendors responded:

- 1. Whirl Construction, Inc. \$28,300
- 2. Sports & Golf Solutions \$30,000

WHEREAS, the Mayor and Council approved said award on the March 20, 2018 Agenda as Action Item A-5; and

WHEREAS, this award is of a non-fair and open contract in accordance with N.J.S.A. 19:44-A-20.4 et seq; 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 Whirl Construction, Inc. and is incorporated in the contract awarded hereby; and

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council that the installation project to replace damaged and/or missing parts on existing playground structures is hereby awarded to Whirl Construction, Inc. in an amount not to exceed \$28,300; and

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

R135-18 Resolution Authorizing Award of Installation Project to Sports & Golf Solutions, the Lowest Respondent, to Replace and Repair Site Amenities at Various Parks Within the City

RESOLUTION AUTHORIZING AWARD OF INSTALLATION PROJECT TO SPORTS & GOLF SOLUTIONS, THE LOWEST RESPONDENT, TO REPLACE AND REPAIR SITE AMENITIES AT VARIOUS PARK WITHIN THE CITY

WHEREAS, the Recreation Department solicited quotes from the only two (2) qualified vendors to replace and repair site amenities at various park within the City. The following two vendors responded:

- 1. Whirl Construction, Inc. \$32,990
- 2. Sports & Golf Solutions \$30,000

WHEREAS, the Mayor and Council approved said award on the March 20, 2018 Agenda as Action Item A-6; and

WHEREAS, this award is of a non-fair and open contract in accordance with N.J.S.A. 19:44-A-20.4 et seq; 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 Sports & Golf Solutions and is incorporated in the contract awarded hereby; and

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council that the installation project to replace and repair site amenities at various parks within the City is hereby awarded to Sports & Golf Solutions in an amount not to exceed \$30,000; and

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

R136-18 Resolution Authorizing Purchase of Ultra Low Sulfur Diesel Off the NJ State Contract Purchasing Program Pursuant to NJSA 40A:11-12a

**CITY OF CLIFTON
RESOLUTION AUTHORIZING PURCHASE OF ULTRA LOW SULFUR DIESEL OFF
THE NEW JERSEY STATE CONTRACT PURCHASING PROGRAM PURSUANT TO
N.J.S.A. 40A:11-12a**

WHEREAS, the City of Clifton is in need of and desires to purchase Ultra Low Sulfur Diesel (ULSD); and

WHEREAS, N.J.S.A. 40A:11-12 authorizes the purchase of any materials, supplies or equipment under New Jersey State Contract entered on behalf of the State by the Division of Purchase and Property in the Department of Treasury without the necessity for public bidding; and

WHEREAS, National Fuel Oil, Inc. New Jersey State Contract #A82768 (T-1845) has been awarded an extension from March 1, 2018 to August 31, 2018;

WHEREAS, the markup charge for Passaic County is \$.0292; and

WHEREAS, pursuant to said Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq., the Municipal Council wishes to authorize the aforesaid mentioned purchases and delegate the power to make the same to the following named official: Robyn Esposito, Purchasing Agent upon the terms and conditions hereafter stated; and

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Municipal Council do hereby approve and authorize the aforementioned purchase above from National Fuel Oil, Inc., 175 Orange Street, Newark, NJ 07103 off of New Jersey State Contract #A-82768 (T-1845) at a cost not to exceed \$200,000 for the contract period without the adoption of a supplemental resolution.

R137-18 Resolution of Thanks and Appreciation to James K. De Lillo for Service on the Clifton Traffic Safety Council

**RESOLUTION OF THANKS AND APPRECIATION TO JAMES K. DE LILLO FOR
SERVICE ON THE CLIFTON TRAFFIC SAFETY COUNCIL**

BE IT RESOLVED, that the Mayor and Members of the Municipal Council of the City of Clifton, New Jersey, on behalf of the City and all its citizens, do hereby formally and officially extent to

JAMES K. DE LILLO

Their sincere thanks and appreciation for his contribution of time and talent to the good and welfare of the City of Clifton through his long-time and dedicated service on the **CLIFTON TRAFFIC SAFETY COUNCIL**; and

BE IT FURTHER RESOLVED, that this resolution be spread upon the minutes of this meeting, and a copy thereof presented to James K. De Lillo.

R138-18 Resolution of Condolence - John Edward Biegel, Jr.

RESOLUTION OF CONDOLENCE - JOHN EDWARD BIEGEL, JR.

WHEREAS, John Edward Biegel, Jr. departed this life on Thursday, March 22, 2018, at the age of 83; and

WHEREAS, he was committed to the community for many years by his extraordinary dedication to veterans affairs and activities, his volunteer service transcending the ordinary, and his continued devotion to the betterment of Our Great City by his participation in countless civic, fraternal and religious organizations, for which he has been recognized, awarded and honored over the years; and

WHEREAS, John has left his mark on Clifton by one of his most outstanding achievements: the creation of the Avenue of Flags, a spectacular display of flags on the City Hall Complex which is visited and revered by people from far and wide; and

WHEREAS, he was predeceased by his late wife, Mary, in 1981, and is survived by three children: his daughter, Kathleen Fieldhouse and her husband Thomas; his son, Jeffrey Biegel and his wife Ida; and his son, Clifton’s Health Officer John Biegel III and his wife Maryann; his sister, Frances Fornelius and her husband Harvey; three beloved grandchildren and five cherished great-grandchildren; and

WHEREAS, this Governing Body notes with profound sadness the passing of our dear friend;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Members of the Municipal Council of the City of Clifton do hereby extend their expression of most sincere sympathy to the family, associates, and many friends of

JOHN EDWARD BIEGEL, JR.

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

R140-18 Resolution Authorizing and Ratifying Filing of Cross Petitions Before the Passaic County Board of Taxation and Counterclaims Before the Tax Court of New Jersey for Year 2018

**RESOLUTION AUTHORIZING AND RATIFYING FILING OF CROSS PETITIONS
BEFORE THE PASSAIC COUNTY BOARD OF TAXATION AND COUNTERCLAIMS
BEFORE THE TAX COURT OF NEW JERSEY FOR YEAR 2018**

BE IT RESOLVED, by the Mayor and Municipal Council of the City of Clifton, that cross-petitions be and are hereby authorized to be filed with the Passaic County Board of Taxation and counterclaims with the Tax Court of New Jersey in connection with the following properties for 2018:

Block	Lot	Address
12.12	6	295 Clifton Avenue
66.01	13	887 Allwood Road

R141-18 Resolution to Approve Renewal Ice Cream Vendor License - Summer Ice Cream

RESOLUTION AUTHORIZING ICE CREAM PEDDLERS LICENSE RENEWAL

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

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

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

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Clifton, County of Passaic, and State of New Jersey that approval for a renewal application for an Ice Cream Peddlers License from Ahmed S. Abdelrahman owner of Summer Ice Cream, 59 Main Street, Little Falls, New Jersey, is hereby granted.

Company name:
Summer Ice Cream

Owner:
Ahmad S. Abdelrahman

Approved Operator:
Ahmad S. Abdelrahman

Approved Vehicle:
2001 Ford E25 Van 2LFTNS24L81HB68469

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

R142-18 Resolution to Approve Renewal of Ice Cream Vendor License - Jack's Ice Cream

RESOLUTION AUTHORIZING ICE CREAM PEDDLERS LICENSE RENEWAL

WHEREAS, the Mayor and Council of the City of Clifton, County of Passaic, State of New Jersey are in receipt of a renewal application for an Ice Cream Peddlers License from Mustafa Alabdou owner of Jack's Ice Cream, 314 Atlantic Street, Paterson, New Jersey; and

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

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

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Clifton, County of Passaic, and State of New Jersey that approval for a renewal application for an Ice Cream Peddlers License from Mustafa Alabdou owner of Jack's Ice Cream, 314 Atlantic Street, Paterson, is hereby granted.

Company name:
Jack's Ice Cream

Owner:
Mustafa Alabdou

Approved Operator:
Mustafa Alabdou

Approved Vehicle:
1988 Chevrolet P30 - 1GCJP32J6J3301315

Parking Location:
314 Atlantic Street – Paterson, NJ 07503

R143-18 Resolution to Approve the Renewal of Ice Cream Peddling License - Mike Ice Cream

RESOLUTION AUTHORIZING ICE CREAM PEDDLERS LICENSE RENEWAL

WHEREAS, the Mayor and Council of the City of Clifton, County of Passaic, State of New Jersey are in receipt of a renewal application for an Ice Cream Peddlers License from Muhiedin Zidan owner of Mike's Ice Cream in the City of Clifton, New Jersey; and

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

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

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Clifton, County of Passaic, and State of New Jersey that approval for a renewal application for an Ice Cream Peddlers License from Muhiedin Zidan owner of Mike's Ice Cream in the City of Clifton is hereby granted.

Company name:
Mike's Ice Cream

Owner:
Muhiedin Zidan

Approved Operator:
Muhiedin Zidan

Approved Vehicle:
2008 Ford Van 21FT2534L98DA60632

Parking Location:
301 Crooks Avenue – Paterson, NJ 07503

R144-18 Resolution Approving New Used Car Lot License - Nash Park Automotive

RESOLUTION AUTHORIZING NEW USED CAR LOT LICENSE

WHEREAS, the Mayor and Council of the City of Clifton, County of Passaic, State of New Jersey are in receipt of a New Used Car Lot License from Nash Park Automotive, Inc., 630 Lexington Avenue in the City of Clifton; 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, 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 the New Used Car Lot License to the Nash Park Automotive, Inc., 630 Lexington Avenue, Clifton be and is hereby granted.

R145-18 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 Ya Hala Ya Hala Restaurant, LLC t/a Ya Hala Ya Hala Restaurant - Restaurant Continued Use Application
CON-2 Rebid - Vehicle Storage Building @ DPW Complex - Legal Opinion
CON-3 Developer Agreement - TFJ Kingsland LLC
CON-4 Proposed Vacant and Abandoned Properties Ordinance
CON-5 New Minglewood, LLC - Revised Developer Agreement
CON-6 Tax Appeal Counterclaims and Cross Petitions
CON-7 Traffic Signal Agreement - Rt 46 WB Ramp/Valley Rd/Great Notch Rd
CON-8 FMBA Contract Negotiations
CON-9 Congregation Shomrei Torah of Passaic/Clifton
CON-10 Legal Update for Medical Benefits for Retired City Employees

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 April 3, 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 Bottle Liquor

RESOLUTION FOR PRELIMINARY APPROVAL

For: Bottle Liquor Clifton, Inc.

T/A: Bottle Liquor

ADDRESS: 550 Lexington Ave., Clifton, NJ 07011

TYPE OF FOR ESTABLISHMENT INTENDED: Grocery – Continued Use

FORMERLY OR NEW: Bottle Liquor

ZONE:

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 Delicias Y Empanadas

RESOLUTION FOR FINAL APPROVAL

BE IT RESOLVED, that the application of Delician y Empanadas Corp t/a Delicias y Empanadas for permission to conduct a Food Vending Vehicle/Milk – Continued Use for a period ending January 31, 2019 on the premises known as: City Wide Zone.

Be and the same is hereby approved and licenses so issued in the compliance with the approval of the Board of Health, Fire Department, Police Department and Zoning Officer.

L-3 Ya Hala Ya Hala Restaurant

RESOLUTION FOR FINAL APPROVAL

BE IT RESOLVED, that the application of Ya Hala Ya Hala Restaurant, LLC., ta/a Ya Hala Ya Hala Restaurant for permission to conduct a Restaurant – Continued Use for a period ending January 31, 2019 on the premises known as: 590 Lexington 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-4 Ant Bookstore

RESOLUTION FOR PRELIMINARY APPROVAL

For: The Light Inc.

T/A: Ant Bookstore

ADDRESS: 345 Clifton Ave., Clifton, NJ 07011

TYPE OF FOR ESTABLISHMENT INTENDED: Restaurant – Continued Use

FORMERLY OR NEW: Grand Waffle

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.

L-5 Bella Grocery

RESOLUTION FOR PRELIMINARY APPROVAL

For: Martha Acosta

T/A: Bella Grocery

ADDRESS: 515 Clifton Ave., Clifton, NJ 07011

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

FORMERLY OR NEW: Clifton Convenience Store

ZONE: BA-1

PERMITTED: Yes

VARIANCE REQUIRED: No

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

L-6 Good Guy Vapes

RESOLUTION FOR PRELIMINARY APPROVAL

For: Shoaib Iqbal

T/A: Good Guy Vapes

ADDRESS: 309 Lakeview Ave., Clifton, NJ 07011

TYPE OF FOR ESTABLISHMENT INTENDED: Grocery - New

FORMERLY OR NEW: Music School

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

APRIL 3, 2018

L-7 Say Hi

RESOLUTION FOR FINAL APPROVAL

BE IT RESOLVED, that the application of Say Hi, LLC. t/a Say Hi for permission to conduct a Grocery/Milk – Continued Use for a period ending January 31, 2019 on the premises known as: 1092B Main Ave., Clifton, NJ 07011.

Be and the same is hereby approved and licenses so issued in the compliance with the approval of the Board of Health, Fire Department, Police Department and Zoning Officer.

ADJOURNMENT

Upon motion made by Councilman Hatala, seconded by Councilwoman Murphy and unanimously passed on roll call vote, the meeting was adjourned at 9:10pm.

Respectfully Submitted,

Nancy Ferrigno
City Clerk

James Anzaldi, Mayor