

**CITY OF CLIFTON
CLIFTON, NEW JERSEY**

REGULAR MEETING MINUTES OF JUNE 6, 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

Pastor Daisy Kirchofer - Crossroads Free Methodist Church

PLEDGE TO THE FLAG

PUBLIC HEARING

Public Hearing - Community Development Year 44 Action Plan August 1, 2018 - July 31, 2019

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 Gibson, 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 Amendment B-10,11,13,14 & 15 MC-34-0103 Multiple Transfers to Sylvan Avenue Road Improvements \$146,466.31

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 Gibson, 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.

PRESENTATION

APPROVAL OF MINUTES

Minutes of Workshop Session of May 15, 2018
Minutes of Executive Session of May 15, 2018
Minutes of Regular Meeting of May 15, 2018

Upon a Motion made by Councilman Kolodziej, seconded by Councilman Murphy, and passed on roll call vote, the Minutes of the Workshop, Regular and Executive Session of May 15, 2018 were approved.

(6-0-1-0) Councilman Eagler, Councilman Gibson, Councilman Grabowski, Councilman Kolodziej, Councilwoman Murphy and Mayor Anzaldi voted aye. Councilman Hatala abstained as to the Regular Meeting Minutes.

COMMUNICATIONS FROM THE CITY MANAGER

C-1 Vincent Beck Fire Prevention Specialist part-time, Fire Department resigned his position effective 05/24/2018.

COMMUNICATIONS – MEETING MINUTES

C- 2 Minutes of Advisory Committee for Individuals with Disabilities of April 16, 2018
C- 3 Minutes of North Jersey District Water Supply Commission of April 25, 2018
C- 4 Minutes of Board of Adjustment Meetings of May 9th & May 16, 2018

ORDINANCES – SECOND READING

A. Adoption of Ordinance 7454-18

B. Public Hearing on Ordinance 7454-18

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 1229-1231 Van Houten Ave)

The Mayor opened the floor to the public with regard to the Ordinance 7454-18

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 Hatala 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 7455-17

An Ordinance to Amend, Revise & Supplement C. 439 of the Code of the City of Clifton, Entitled "Vehicles & Traffic," More Particularly Sect. 439-38 Thereof, Entitled "Handicapped Parking on Streets for Private Residences" (Adds 13 Restricted Handicapped Spaces)

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

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

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, June 19, 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.

B. Introduction of Ordinance 7456-17

An Ordinance to Amend, Revise & Supplement C. 223 of the Code of the City of Clifton, Entitled "Fees", to Add a New Section 223-30, Entitled "Accident Reports" (Establishes Fees for Accident Reports)

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.

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

It was regularly moved, seconded and carried that the ordinance now pending be further considered for final passage after public hearing at the regular meeting of the Municipal Council to be held Tuesday, June 19, 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.

CITY MANAGER PRIVILEGE

City Manager, Dominick Villano, urged all residents to keep their grass mowed. He announced if the City has to cut the grass, a lien will be placed on the property for the mowing fee.

FLOOR TO MEMBERS OF THE PUBLIC

Ellen DeLosh, 547 Clifton Ave., read a letter from Senator Ted Cruz of Texas for the American Conservative Union

Guy Madsen, 91 Nugent Dr., spoke about a sewer back up that occurred in his home and the resulting litigation process with the City. He asked why the Mayor did not attend the deposition pertaining to the litigation.

Ray Robertello, 66 Woodlawn Ave., announced that the Gay Pride flag raising will take place on June 23, 2018 and invited the public to attend. He also spoke about the accomplishments of the Gay-Straight Alliance.

Eladio Villanueva, 83 South Parkway, spoke about parking problems since the opening of Rumba Cubana restaurant.

COUNCIL PRIVILEGE

Councilman Eagler

Councilman Eagler thanked everyone who participated in the Memorial Day activities. He announced that Flag Day is on June 14th and urged all residents to fly the flag on that day. He stated that a memorial for Mr. John Biegel will take place on June 10, 2018 at the Flag Barn on City Hall grounds. Councilman Eagler stated he has witnessed an ice cream truck that parks in the travel lane on Lexington Avenue. He stated it is a safety issue and it needs to be checked by the police.

Councilman Kolodziej

Councilman Kolodziej suggested the employees of Rumba Cubana restaurant park in the underutilized valet area to help relieve the parking problems in the area. He stated the Police Committee met and the following items were discussed: firing range repairs, increasing the Table

of Organization, utilizing the Rice List to obtain more officers, using retired officers to assist with hiring background checks, expanding hiring eligibility to additional counties, starting salaries, Pittman Schedule and school security.

Councilwoman Murphy

Councilwoman Murphy asked City Manager, Dominick Villano, when the garbage pick up schedule is going to change. Mr. Villano stated that all residents will be notified and the new schedule will begin on January 1, 2019. She said that many mailboxes on Lakeview Avenue are covered with graffiti and asked Administration to contact the Post Office to have the graffiti removed. Councilwoman Murphy stated she is concerned about security at the Independence Day fireworks and asked that the City inquire about adding County Sheriff's Officer for the event. She announced the upcoming events: City picnic and fireworks, Special Olympics trip to Trenton, city wide baseball tournament, St. Peter's Haven Tricky Tray and the Summer Concerts in the City parks.

Councilman Grabowski

Councilman Grabowski said he received many complaints regarding overgrown grass and weeds on the site of a closed restaurant on 110 Vincent Dr. City Manager, Dominick Villano, stated the grass was cut today. Councilman Grabowski talked about a new Health Department program which mandates restaurants to display their health rating placards in plain view to customers.

Councilman Gibson

Councilman Gibson spoke about summer safety issues such as leaving children/pets in hot cars, locking windows and doors, making sure air conditioning units are screwed in place and swimming pool safety. He asked City Manager, Dominick Villano, for a list of streets that will be paved this year. Mr. Villano stated that the list is posted on the City website.

Councilman Hatala

Councilman Hatala stated the Gay Pride flag raising is a large affair and suggested the City obtain extra security. He advised that extra patrol should be sent to the South Parkway area to monitor for illegal parking. Councilman Hatala announced the city wide Little League Tournament was taking place this upcoming weekend. Councilman Hatala gave reports on the meeting of the Fire Committee and the Economic Development Committee. He talked about City trees that been trimmed by PSE&G. He said they are leaning and dangerous. Councilman Hatala urged all residents to attend the free concerts in Botany Village.

Mayor Anzaldi

City Attorney, Matthew Priore, explained to public speaker, Guy Madsen, that Mayor Anzaldi has no relevant information to provide to the court and that is the reason he was not at the deposition.

Mayor Anzaldi announced the City Picnic and Fireworks being held on July 4, 2018. He said that vendors are still needed for the event. Mayor Anzaldi announced that Relay for Life program is being held in June. He stated it is a wonderful event and everyone should consider participating. Mayor Anzaldi mentioned that the potholes on Svea Ave. are big and need to be repaired. He announced the Veterans Committee will be hosting the Amazing Foods dinner on June 18th, the Special Olympics trip to Trenton and that the 100th Anniversary Committee will be purchasing a bronze plaque for the time capsule. In closing, Mayor Anzaldi urged everyone to be a part of lifting up the community.

RESOLUTIONS

Councilman Kolodziej made a Motion, seconded by Councilman Eagler, and passed on roll call vote, to have City Clerk, Nancy Ferrigno chair.

(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 Eagler, and passed on roll call vote to vote on the following exceptions:

Exceptions Page 1, Item 308 and Page 5, Item 1400

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

R215-18 Resolution: Approve Claims List Resolution for the February 6, 2018 City Council Meeting

**RESOLUTION TO APPROVE CLAIMS TO BE PAID
MEETING OF JUNE 6, 2018**

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

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Current Fund	\$	8,006,470.18
Grant Fund	\$	246,669.15
General Capital Fund	\$	463,837.85
Sewer Utility - Operating	\$	250,561.82
Sewer Utility - Capital	\$	504,319.61
Developers Escrow	\$	5,601.70
Dog Trust	\$	2,802.86
Police Extra Duty	\$	269,704.50
Trust Other	\$	188,412.15
Section 8 Public Housing	\$	56,456.50
Community Development	\$	76,605.67
COAH	\$	980.00
Self Insurance	\$	1,460,043.02
Fire Dedicated Penalties	\$	
Revolving Loan Fund	\$	
Tax Title Lien Redemption	\$	
Unemployment Trust Fund	\$	4,237.71
Library	\$	271,589.20
General Liability Trust	\$	33,392.85
Workers Compensation Trust	\$	25,440.98
TOTAL CLAIMS	\$	11,867,125.75

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

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

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Library	\$	271,589.20
General Liability Trust	\$	33,392.85
Workers Compensation Trust	\$	25,440.98
TOTAL CLAIMS	\$	11,867,125.75

R216-18 Chapter 159 Resolution - 2018 Alcohol Education Fund To Be Added to the 2018 Municipal Budget - \$8,934.36

CHAPTER 159 RESOLUTION
AMENDING THE 2018 CITY BUDGET FOR
ADDITIONAL REVENUE AND APPROPRIATION

WHEREAS, N.J.S. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such items shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget, and

WHEREAS, said Director may also approve the insertion of an item of appropriation for an equal amount, and

WHEREAS, the City of Clifton has received notice of an award of \$8,934.36 from the New Jersey Courts, Administrative Office of the Courts Municipal Court Alcohol Education, Rehabilitation and Enforcement Fund and wishes to amend the 2018 Municipal Budget to include this amount as revenue.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of the City of Clifton, County of Passaic, State of New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2018 in the sum of \$8,934.36

Which is now available as a revenue from:
Miscellaneous Revenues:

Special Items of General Revenue Anticipated
With Prior Written Consent of the Director of the
Division of Local Government Services:
State and Federal Revenues Off-set with
Appropriations:
Alcohol Education, Rehabilitation and Enforcement Fund \$8,934.36

BE IT FURTHER RESOLVED, that the like sum of \$8,934.36
be and the same is hereby appropriated under the caption of:
General Appropriations:
(a) Operations Excluded from CAPS
State and Federal Programs Off-set by
Revenues:
Alcohol Education, Rehabilitation and Enforcement Fund 2018

Other Expenses \$8,934.36

BE IT FURTHER RESOLVED, that the City forward to the Director of Local Government Services for approval.

R217-18 Chapter 159 Resolution - Passaic County Task Force To Be Added to the 2018 Municipal Budget - \$7,731.00

**CITY OF CLIFTON
CHAPTER 159 RESOLUTION
AMENDING THE 2018 CITY BUDGET FOR
ADDITIONAL REVENUE AND APPROPRIATION**

WHEREAS, N.J.S. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such items shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget, and

WHEREAS, said Director may also approve the insertion of an item of appropriation for an equal amount, and

WHEREAS, the City of Clifton has received notice of an award of \$7,731.00 from the County of Passaic, Passaic County Prosecutor's Office, Narcotics, Gangs & Violent Crimes Task Force and wishes to amend the 2018 Municipal Budget to include this amount as revenue.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of the City of Clifton, County of Passaic, State of New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2018 in the sum of \$7,731.00

Which is now available as a revenue from:

Miscellaneous Revenues:
Special Items of General Revenue Anticipated
With Prior Written Consent of the Director of the
Division of Local Government Services:
State and Federal Revenues Off-set with
Appropriations:
Passaic County (Police) Task Force - \$7,731.00

BE IT FURTHER RESOLVED, that the like sum of \$7,731.00
be and the same is hereby appropriated under the caption of:

General Appropriations:
(a) Operations Excluded from CAPS
State and Federal Programs Off-set by
Revenues:
Passaic County (Police) Task Force - \$7,731.00

BE IT FURTHER RESOLVED, that the City forward to the Director of Local Government Services for approval.

R218-18 Chapter 159 Resolution - To Include Click It or Ticket Grant in the 2018 Municipal Budget - \$5,500.00

**CHAPTER 159 RESOLUTION
AMENDING THE 2018 CITY BUDGET FOR
ADDITIONAL REVENUE AND APPROPRIATION**

WHEREAS, N.J.S. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or

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municipality when such items shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget, and

WHEREAS, said Director may also approve the insertion of an item of appropriation for an equal amount, and

WHEREAS, the City of Clifton has received \$5,500.00 from the New Jersey Division of Highway Traffic Safety and wishes to amend the 2018 Municipal Budget to include this amount as revenue,

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of the City of Clifton, County of Passaic, State of New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2018 in the sum of \$5,500.00

Which is now available as a revenue from:

Miscellaneous Revenues:

Special Items of General Revenue Anticipated

With Prior Written Consent of the Director of the

Division of Local Government Services:

State and Federal Revenues Off-set with

Appropriations:

Click It or Ticket Grant 2018 \$5,500.00

BE IT FURTHER RESOLVED, that the like sum of \$5,500.00

be and the same is hereby appropriated under the caption of:

General Appropriations:

(a) Operations Excluded from CAPS

State and Federal Programs Off-set by

Revenues:

Click It or Ticket Grant 2018 \$5,500.00

BE IT FURTHER RESOLVED, that the City forwards a copy of this Resolution to the Director of Local Government Services for approval.

R219-18 Chapter 159 Resolution for New Jersey State Green Acres Grant for Athenia Park 2 to be Added to the 2018 Municipal Budget - \$1,000,000.00

**CHAPTER 159 RESOLUTION
AMENDING THE 2018 CITY BUDGET FOR
ADDITIONAL REVENUE AND APPROPRIATION**

WHEREAS, N.J.S. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such items shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget, and

WHEREAS, said Director may also approve the insertion of an item of appropriation for an equal amount, and

WHEREAS, the City of Clifton has received \$1,000,000.00 from the State of New Jersey, Department of Environmental Protection. Green Acres Program and wishes to amend the 2018 Municipal Budget to include this amount as revenue,

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of the City of Clifton, County of Passaic, State of New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2018 in the sum of \$1,000,000.00

Which is now available as a revenue from:

Miscellaneous Revenues:

Special Items of General Revenue Anticipated

With Prior Written Consent of the Director of the

Division of Local Government Services:

State and Federal Revenues Off-set with

Appropriations:

Green Acres Athenia Park 2 Grant (2018) \$1,000,000.00

BE IT FURTHER RESOLVED, that the like sum of \$1,000,000.00

be and the same is hereby appropriated under the caption of:

General Appropriations:

(a) Operations Excluded from CAPS

State and Federal Programs Off-set by

Revenues:

Green Acres Athenia Park 2 Grant (2018) \$1,000,000.00

BE IT FURTHER RESOLVED, that the City's Grant Matching Share of \$333,333.00 is available in Capital Account 04-215-55-949-502,

BE IT FURTHER RESOLVED, that the City forwards a copy of this Resolution to the Director of Local Government Services for approval.

R220-18 Resolution Amending Resolution R-123-18, Adopted on March 20, 2018, Entitled "Resolution Authorizing Execution of Service Agreement with Public Service Electric & Gas Company for the Provision and Installation of PSE&G Street and Decorative Lighting for Phase 2 Improvements at the James Anzaldi Park Recreation Complex" (Amends Purchase Agreement to Include One Additional Light)

**RESOLUTION AMENDING RESOLUTION R-123-18, ADOPTED ON MARCH 20, 2018,
ENTITLED ARESOLUTION AUTHORIZING EXECUTION OF SERVICE
AGREEMENT WITH PUBLIC SERVICE ELECTRIC & GAS COMPANY FOR THE
PROVISION AND INSTALLATION OF PSE&G STREET AND DECORATIVE
LIGHTING FOR PHASE 2 IMPROVEMENTS AT THE JAMES ANZALDI PARK
RECREATION COMPLEX (AMENDS PURCHASE AGREEMENT TO INCLUDE ONE
ADDITIONAL LIGHT)**

WHEREAS, on March 20, 2018, the Municipal Council adopted resolution R-123-18, entitled AResolution Authorizing Execution of Service Agreement with Public Service Electric & Gas Company for the Provision and Installation of PSE&G Street and Decorative Lighting for Phase 2 Improvements at the James Anzaldi Park Recreation Complex; and

WHEREAS, the City Engineer advises that after a review of formal engineering drawings, it was discovered that the project was short one light; and

WHEREAS, the original cost of the project was in the amount of \$181,066.24, and the additional cost for the one required light is \$4,665.08, revising the total to \$185,731.21;

NOW, THEREFORE, BE IT RESOLVED, that the cost of the additional one light of \$4,665.08 for the decorative lighting for Phase 2 Improvements at the James Anzaldi Park Recreation Complex and the revised total for the project of \$185,731.31 is hereby approved, and the City Engineer is authorized to take whatever action may be required for the purpose mentioned herein;

BE IT FURTHER RESOLVED, that the Mayor and City Clerk are hereby authorized and directed to execute whatever documents are required to accomplish this amendment.

R221-18 Resolution Authorizing the Issuance of Change Order No. 1 and Final - Weasel Brook Park Sanitary Sewer Lining - National Water Main Cleaning Co.

**RESOLUTION AUTHORIZING THE ISSUANCE OF
CHANGE ORDER NO. 1 AND FINAL
WEASEL BROOK PARK SANITARY SEWER LINING
NATIONAL WATER MAIN CLEANING CO.**

WHEREAS, on December 19, 2017, the City of Clifton adopted Resolution R607-17 awarding a contract to NATIONAL WATER MAIN CLEANING CO. of KEARNY, NJ, for the performance

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of certain public work and the furnishing of material, labor and equipment for WEASEL BROOK PARK SANITARY SEWER LINING in the amount of \$48,620.00; 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 NATIONAL WATER MAIN CLEANING CO., in the amount of \$23,270.00 a 47.86% 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 \$23,270.00 a 47.86% DECREASE;

WHEREAS, the total contract amount is now \$25,350.00:

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.

R222-18 Resolution Authorizing Final Payment - Weasel Brook Sanitary Sewer Lining - National Water Main Cleaning Co.

**RESOLUTION AUTHORIZING FINAL PAYMENT
WEASEL BROOK PARK SANITARY SEWER LINING
NATIONAL WATER MAIN CLEANING CO.**

WHEREAS, NATIONAL WATER MAIN CLEANING CO. of Kearny, New Jersey, did complete WEASEL BROOK PARK SANITARY SEWER LINING project in and for the City of Clifton for the total amount
of \$ 25,350.00

And previous payments on account of said total have been paid
in the amount of. \$ 16,750.00

Leaving this FINAL PAYMENT
of \$ 8,600.00

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 \$2,535.00; 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 \$8,600.00 on the claim list.

R223-18 Resolution Releasing Guarantees for Site Improvements: Mesivta of Clifton, Inc., 282 & 292-294 Main Ave - Block 59.10, Lots 29 & 30

**RESOLUTION RELEASING GUARANTEES FOR SITE IMPROVEMENTS:
MESIVTA OF CLIFTON, INC., 282 AND 292-294 MAIN AVENUE
BLOCK 59.10, LOTS 29 AND 30**

WHEREAS, MESIVTA OF CLIFTON, INC. (the Developer) originally posted with the City of Clifton a Performance Bond in the amount of \$286,331.76 which was reduced to \$126,750.96; and a Cash Guarantee in the amount of \$31,814.64 which was reduced to \$14,083.44 for site improvements at their facility located at 282 and 292-294 Main Avenue, designated as Block 59.10, Lot 29 and 30; 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 \$47,721.96 for a period of two years; and

NOW, THEREFORE, BE IT RESOLVED, that the site improvements for the Mesivta of Clifton, Inc., 282 and 292-294 Main Avenue, New Jersey, Block 59.10, Lots 29 and 30 are accepted, the City Engineer is hereby directed to return the Performance Bond and all escrow funds to Mesivta of Clifton, Inc. upon receipt of the aforementioned Maintenance Bond.

R224-18 Resolution Authorizing the Execution of a Treatment Works Approval on Behalf of Hackensack Meridian Health Building 123A

**RESOLUTION AUTHORIZING THE EXECUTION OF A TREATMENT WORKS
APPROVAL ON BEHALF OF HACKENSACK MERIDIAN HEALTH BUILDING 123A**

WHEREAS, an application for a treatment works approval has been received from PAULUS, SKOLOWSKI & SARTOR, INC., 67B MOUNTAIN BOULEVARD EXTENSION, WARREN, NJ 07059 for the modification of existing Building 123A resulting in increased flows to the existing sanitary sewer for the facility to be known as HACKENSACK MERIDIAN HEALTH/SETON HALL UNIVERSITY MEDICAL SCHOOL, 340 KINGSLAND AVENUE, CLIFTON, NEW JERSEY 07012; and

WHEREAS, based on the scope of the proposed activities, the regulations of the New Jersey Department of Environmental Protection require a municipal endorsement of this project in order to properly process a treatment works approval; and

WHEREAS, the City Engineer has determined that the existing sewer is structurally sound with adequate capacity to accommodate the projected flows based on the proposed change in use and recommends that the Governing Body endorse this work by executing the Statement of Consent Form WQM-003, in accordance with NJDEP requirements; and

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

R225-18 Resolution Authorizing Fireworks to be Displayed July 4, 2018 (Rain Date of July 6, 2018)

**RESOLUTION AUTHORIZING FIREWORKS TO BE DISPLAYED ON JULY 4, 2018
(RAIN DATE OF JULY 6, 2018)**

JUNE 6, 2018

WHEREAS, N.J.S.A. 21:3-3 requires that a municipal governing body authorize the display of fireworks within its boundaries as a precondition to such display in accordance with the above statute; and

WHEREAS, it is the City of Clifton's desire to conduct such a display on the night of July 4, 2018 (with a rain date of July 6, 2018) AT Clifton Stadium at Main Memorial Park, Route 46 and Piaget Avenue, Clifton, New Jersey; and

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council of the City of Clifton, in the County of Passaic hereby authorizes the display of such fireworks upon satisfaction of all statutory requirements with regard to same by the approved contractor.

R226-18 Resolution Authorizing the Purchase of Lighting Equipment for Police Dept Vehicles off the NJ State Purchasing Program Pursuant to NJSA 40A:11-12a

**RESOLUTION AUTHORIZING THE PURCHASE OF LIGHTING EQUIPMENT FOR
POLICE DEPARTMENT VEHICLES OFF THE NEW JERSEY STATE PURCHASING
PROGRAM PURSUANT TO N.J.S.A. 40A:11-12a**

WHEREAS, the Police Department has a need to outfit the ten (10) 2018 Ford Interceptors, the 2018 Ford Pickup and the 2018 Ford Sedan that were recently purchased; and

WHEREAS, the City of Clifton, pursuant to N.J.S.A. 40A:11-12a and N.J.A.C. 5:34-7.29(c), may by resolution and without advertising for bids, purchase any goods or services under the State of New Jersey Purchasing Program for any State contracts entered into on behalf of the State by the Division of Purchase and Property in the Department of Treasury; and

WHEREAS, Code 3, Inc. was awarded New Jersey State Contract number 81331 for Police and Homeland Security Equipment and Supplies; 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 purchase and delegate the power to make the same to the following named official: Robyn Esposito, Purchasing Agent; and

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Municipal Council do hereby approve and authorize the aforementioned purchase of vehicle lighting equipment for the above mentioned off New Jersey State Contract #81331 from Code 3, Inc., 10986 North Warson Road, St. Louis, MO 63114-2029 in an amount not to exceed \$78,368.84.

R227-18 Resolution Authorizing the Purchase of Console Equipment for Police Dept Vehicles off the NJ State Purchasing Program Pursuant to NJSA 40A:11-12a

**RESOLUTION AUTHORIZING THE PURCHASE OF CONSOLE EQUIPMENT FOR
POLICE DEPARTMENT VEHICLES OFF THE NEW JERSEY STATE PURCHASING
PROGRAM PURSUANT TO N.J.S.A. 40A:11-12a**

WHEREAS, the Police Department has a need to outfit the ten (10) 2018 Ford Interceptors, the 2018 Ford Pickup and the 2018 Ford Sedan that were recently purchased; and

WHEREAS, the City of Clifton, pursuant to N.J.S.A. 40A:11-12a and N.J.A.C. 5:34-7.29(c), may by resolution and without advertising for bids, purchase any goods or services under the State of New Jersey Purchasing Program for any State contracts entered into on behalf of the State by the Division of Purchase and Property in the Department of Treasury; and

WHEREAS, Troy Products was awarded New Jersey State Contract number 81335 for Police and Homeland Security Equipment and Supplies; 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 purchase and delegate the power to make the same to the following named official: Robyn Esposito, Purchasing Agent; and

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Municipal Council do hereby approve and authorize the aforementioned purchase of vehicle console equipment for the above mentioned off New Jersey State Contract #81335 from Troy Products, 1024 South Vail Avenue, Montebello, CA in an amount not to exceed \$32,789.60.

R228-18 Resolution Awarding Contract to Low Bidder for the Collection of Solid Waste, Collection of Bulk Waste, and the Collection of Vegetative Waste Services

**RESOLUTION AWARDING CONTRACT TO LOW BIDDER
FOR THE COLLECTION OF SOLID WASTE, COLLECTION OF BULK WASTE, AND
THE COLLECTION OF VEGETATIVE WASTE SERVICES**

WHEREAS, on April 25, 2018 the Purchasing Agent received bids for the Collection of Solid Waste, Collection of Bulk Waste, and Collection of Vegetative Waste Services; and

WHEREAS, two (2) bids were submitted; one from Suburban Disposal and the other from Waste Management; and

WHEREAS, at the May 15, 2018 Council Meeting, the governing body approved that the contract for the Collection of Solid Waste, Collection of Bulk Waste, and the Collection of Vegetative Waste Services be awarded to the low bidder Suburban Disposal, 54 Montesano Road, Fairfield, New Jersey as follows:

SOLID WASTE COLLECTION TWO (2) TIMES PER WEEK, BULK WASTE ONE (1) TIME PER WEEK – 2 SECTIONS

Collection of All Residential and Commercial Solid Waste Per Year Total

Year 1 \$ 4,304,000.00

Year 2 & 7 months \$ 6,991,000.00

TOTAL \$11,295,000.00

Option Year 1 \$ 4,549,000.00

Option Year 2 \$ 4,634,000.00

VEGETATIVE WASTE COLLECTION ONE (1) TIME PER WEEK

Collection of Vegetative Material Per Year Total

Year 1 \$ 471,000.00

Year 2 & 7 months \$ 866,000.00

TOTAL \$ 1,337,000.00

Option Year 1 \$ 563,000.00

Option Year 2 \$ 577,000.00

BE IT RESOLVED, that the contract for the collection of solid waste, collection of bulk waste, and the collection of vegetative waste services for a period of two years and seven months, commencing June 1, 2018 through December 31, 2020 with two (2) one (1) year renewal options to be exercised at the City's discretion, is hereby awarded to the low bidder, Suburban Disposal of 54 Montesano Road, Fairfield, New Jersey 07006 as outlined above; and

BE IT FURTHER RESOLVED, that the Mayor and City Clerk are authorized and directed to execute such contract on behalf of the City of Clifton, upon approval by the Law Department; and

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

BE IT FURTHER RESOLVED, that the appropriation(s) to be charged for these expenditures are as follows:

\$2,863,000.00 (2018) 01-201-32-465-502

JUNE 6, 2018

\$5,018,157.89 (2019)	01-201-32-465-502 - Subject to adoption of the 2019 budget
\$5,096,842.11 (2020)	01-201-32-465-502 - Subject to adoption of the 2020 budget
\$5,255,000.00 (2021) Option Year 1	01-201-32-465-502
\$5,358,000.00 (2022) Option Year 2	01-201-32-465-502

R229-18 Resolution Awarding Contract for Vegetative Waste Disposal to Low Bidder

RESOLUTION AWARDING CONTRACT FOR VEGETATIVE WASTE DISPOSAL TO LOW BIDDER

WHEREAS, bids were received on May 8, 2018 for the Disposal of Vegetative Waste; and

WHEREAS, two (2) bids were submitted; one from RER Supply and the other from Nature’s Choice Corp.; and

WHEREAS, at the May 15, 2018 Council Meeting, the governing body approved that the contract for the Disposal of Vegetative Waste (Option 2: Transported by Contractor) be awarded to the low bidder RER Supply, 4 South Corporate Drive, Riverdale, NJ 07457 as follows:
Option 2: Transported by Contractor

Item Number/Description	Lump Sum Price
6/1/2018 – 12/31/2020	
Item #13 – Veg Waste Disposal	
38,750 cubic yards @ \$12.94 c/y	
\$ 501,425.00	
Item #16 - Brush Waste Disposal	
18,000 cubic yards @ \$6.25 c/y	
\$ 112,500.00	
Item #19 – Leaves	
30,000 cubic yards @ \$7.40 c/y	
\$ 222,000.00	
Item #22 – Logs and Stumps	
7,500 cubic yards @ \$10.25 c/y	
\$ 76,875.00	
Total Contract Price:	\$ 912,800.00

WHEREAS, the total contract price for two years and seven months is \$912,800.00; and

WHEREAS, Item #25 Brush/Logs and Stumps Chipped by Contractor on DPW Site – Daily rate be awarded at a rate of \$4,945.00, as required; and

WHEREAS, the City of Clifton has the option to renew said contract for two one-year extensions at the same price, terms and conditions in accordance with bids received on May 8, 2015 as follows:
Option 2: Transported by Contractor

Item Number/Description	Option Year One
1/1/2021- 12/31/2021	
Item Number/Description	Option Year Two
1/1/2022- 12/31/2022	
Item #14 - Veg Waste Disposal	
15,000 cubic yards @ \$12.94 c/y	
\$ 194,100.00	Item #15 - Veg Waste Disposal 15,000 cubic yards @ \$12.94 c/y
\$ 194,100.00	
Item #17 - Brush Waste	
6,000 cubic yards @ \$6.25 c/y	
\$ 37,500.00	Item #18 - Brush Waste
6,000 cubic yards @ \$6.25 c/y	
\$ 37,500.00	
Item #20 – Leaves	
10,000 cubic yards @ \$7.40 c/y	

\$ 74,000.00 Item #21 – Leaves
10,000 cubic yards @ \$7.40 c/y
\$ 74,000.00
Item #23 Logs and Stumps
2500 cubic yards @ \$10.25 c/y
\$ 25,625.00 Item #24 Logs and Stumps
2500 cubic yards @ \$10.25 c/y
\$ 25,625.00
Total Contract Price: \$ 331,225.00 \$ 331,225.00

NOW, THEREFORE, BE IT RESOLVED, that the contract for Vegetative Waste Disposal is hereby awarded to RER Supply, LLC, 4 South Corporate Drive, Riverdale, New Jersey 07457 as outlined above; and

BE IT FURTHER RESOLVED, that the Mayor and City Clerk are authorized and directed hereby to execute a contract for said services, upon approval of the Law Department; and

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

R230-18 Resolution Authorizing Execution of Agreement with Public Service Electric & Gas Company for the Provision and Installation of PSE&G High Pressure Gas Service for Fire Headquarters and Fire Station #2 in Connection with Emergency Generators at Various Locations Project

RESOLUTION AUTHORIZING EXECUTION OF AGREEMENT WITH PUBLIC SERVICE ELECTRIC & GAS COMPANY FOR THE PROVISION AND INSTALLATION OF PSE&G HIGH PRESSURE GAS SERVICE FOR FIRE HEADQUARTERS AND FIRE STATION #2 IN CONNECTION WITH EMERGENCY GENERATORS AT VARIOUS LOCATIONS PROJECT

WHEREAS, the City of Clifton has bid and undertaken a project to install emergency generators at various locations throughout the City; and

WHEREAS, two of the locations, Fire Headquarters and Fire Station #2, will require new gas service to service the proposed natural gas generators; and

WHEREAS, Public Service Electric & Gas Company is the owner of the utility and, therefore, the sole source provider for the work that is required, and has advised that the cost of the contracted services would be \$25,669.90 for Fire Headquarters and \$28,188.54 for Fire Station #2, for a total of \$53,858.44; and

WHEREAS, the City Engineer, by memorandum to the City Manager dated May 7, 2018, recommends that a contract be entered into with PSE&G for the provision of said services;

NOW, THEREFORE, BE IT RESOLVED, that entry into and execution of a Contract between the City of Clifton and Public Service Electric & Gas Company for the provision and installation of high pressure gas service for Fire Headquarters in the amount of \$25,669.90, and for Fire Station #2 in the amount of \$28,188.54, for a total of \$53,858.44, is hereby authorized; and

BE IT FURTHER RESOLVED, that the Mayor and City Clerk are hereby authorized and directed to execute whatever documents are required in connection with the said agreement on behalf of the City of Clifton.

R231-18 Resolution Rejecting Bids for Marketing of Recyclable Materials Received May 15, 2018

RESOLUTION REJECTING BIDS RECEIVED FOR MARKETING OF RECYCLABLE MATERIALS RECEIVED MAY 15, 2018

JUNE 6, 2018

WHEREAS, in response to invitations to bid, one bid and one response were received on May 15, 2018 for Marketing of Recyclable Materials as follows:

Recycle City
Atlantic Coast Recycling; and

WHEREAS, Recycle City failed to bid on all items and Atlantic Coast Recycling did not submit a bid; and

WHEREAS, for the reasons stated above, all bids must be rejected;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Municipal Council, that the bids received on May 15, 2018 for Marketing of Recyclable Materials be rejected.

R232-18 Resolution Authorizing Excecution of Green Acres Project Agreement - Re: Athenia Park 2

**RESOLUTION AUTHORIZING EXECUTION OF GREEN ACRES PROJECT
AGREEMENT - RE: ATHENIA PARK 2**

STATE OF NEW JERSEY
DEPARTMENT OF ENVIRONMENTAL PROTECTION
GREEN ACRES
ENABLING RESOLUTION

WHEREAS, the New Jersey Department of Environmental Protection, Green Acres Program (State), provides loans and/or grants to municipal and county governments and grants to nonprofit organizations for assistance in the acquisition and development of lands for outdoor recreation and conservation purposes; and

WHEREAS, the City of Clifton desires to further public interest by obtaining a matching grant of \$1,000,000 from the State to fund the following project:

#1602-17-060
Athenia Park 2

NOW, THEREFORE, the governing body resolves that Dominick Villano, City Manager of the City of Clifton, or the successor to the office of City Manager, is hereby authorized to:

- (a) make application for such loan and/or such a grant
- (b) provide additional application information and furnish such documents as may be required
- (c) act as the authorized correspondent of the above-named applicant; and

WHEREAS, the State shall determine if the application is complete and in conformance with the scope and intent of the Green Acres Program, and notify the applicant of the amount of the funding award; and

WHEREAS, the applicant is willing to use the State's funds in accordance with such rules, regulations, and applicable statutes, and is willing to enter into an agreement with the State for the above-named project;

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

1. The City Manager of the above-named body or board is hereby authorized to execute an agreement and any amendment thereto with the State known as the Athenia Park 2; and
2. The applicant has its matching share of the project, if a match is required, in the amount of \$333,333; and
3. In the event the State's funds are less than the total project cost specified above, the applicant has the balance of funding necessary to complete the project; and
4. The applicant agrees to comply with all applicable federal, state, and local laws, rules and regulations in its performance of the project; and

5. This resolution shall take effect immediately.

R233-18 Resolution Authorizing Entertainment License for Athenia Veterans Post, Inc.

**RESOLUTION AUTHORIZING ENTERTAINMENT LICENSE FOR ATHENIA
VETERANS POST, INC.**

BE IT RESOLVED, by the Municipal Council of the City of Clifton, that the application of the Athenia Veterans Post, Inc., of 147 Huron Avenue, Clifton, New Jersey (RB1 Zone), is approved, and entertainment is authorized for the period from July 1, 2018 through June 30, 2019, on the following terms and conditions:

1. NIGHTS - STANDARD ENTERTAINMENT NIGHTS/HOURS:

One (1) night per week: Thursday
Hours: 8:00 p.m. to 12:00 a.m.

2. OPTIONAL ENTERTAINMENT NIGHTS/HOURS:

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

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

Karaoke

4. TERM OF AUTHORIZATION FOR ENTERTAINMENT:

July 1, 2018 through June 30, 2019

5. SECURITY/PARKING REQUIREMENTS:

Not Applicable.

6. NOISE LEVELS:

In accordance with the Code of the City of Clifton.

7. OUTSIDE DEBRIS CLEANUP:

In accordance with the Code of the City of Clifton.

8. REQUIREMENTS/RESTRICTIONS:

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

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

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

JUNE 6, 2018

R234-18 Resolution Authorizing Entertainment License for Tri-Corners, Inc. t/a Bogey's Sports Pub & Restaurant

**RESOLUTION AUTHORIZING ENTERTAINMENT LICENSE FOR TRI-CORNERS,
INC. T/A BOGEY'S SPORTS PUB & RESTAURANT**

BE IT RESOLVED, by the Municipal Council of the City of Clifton, that the application of Tri-Corners, Inc. t/a Bogey's Sports Pub & Restaurant, of 103 Valley Road, Clifton, New Jersey (B-B Zone), is approved, and entertainment is authorized for the period from July 1, 2018 through June 30, 2019, on the following terms and conditions:

1. NIGHTS - STANDARD ENTERTAINMENT NIGHTS/HOURS:

Four (4) nights per week: Wednesday, Thursday Friday and Saturday
Hours: 9:00 p.m. to 1:00 a.m.

2. OPTIONAL ENTERTAINMENT NIGHTS:

New Year's Eve

3. OPTIONAL ENTERTAINMENT HOURS:

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

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

DJ Music and up to 4 Piece Band

5. TERM OF AUTHORIZATION FOR ENTERTAINMENT:

July 1, 2018 through June 30, 2019

6. SECURITY/PARKING REQUIREMENTS:

Not applicable

7. NOISE LEVELS:

In accordance with the Code of the City of Clifton.

8. OUTSIDE DEBRIS CLEANUP:

In accordance with the Code of the City of Clifton.

9. REQUIREMENTS/RESTRICTIONS:

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

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

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

R235-18 Resolution Authorizing Entertainment License for Martha's Vineyard, Inc. t/a Buco Ristorante

**RESOLUTION AUTHORIZING ENTERTAINMENT LICENSE FOR MARTHA'S
VINEYARD, INC., T/A BUCO RISTORANTE**

BE IT RESOLVED, by the Municipal Council of the City of Clifton, that the application of Martha's Vineyard, Inc., t/a Buco Ristorante, 955 Allwood Road, Clifton, New Jersey (Zone B-D), is approved, and entertainment is authorized for the period from July 1, 2018 through June 30, 2019, on the following terms and conditions:

1. NIGHTS - STANDARD ENTERTAINMENT NIGHTS/HOURS:

Two (2) nights per week: Friday and Saturday to accompany dining experience.
Hours: Friday 4:00 p.m. to 2:00 a.m. & Saturday 2:00 p.m. to 2:00 a.m.

2. OPTIONAL ENTERTAINMENT NIGHTS:

New Year's Eve and five (5) optional nights per week to accompany dining experience.

3. OPTIONAL ENTERTAINMENT HOURS:

Hours: Saturday and Sunday 2:00 p.m. to 2:00 a.m. & Monday through Friday 4:00 p.m. to 2:00 a.m.

4. TYPE OF ENTERTAINMENT:

Keyboard, Bass & Vocalist

5. TERM OF AUTHORIZATION FOR ENTERTAINMENT:

July 1, 2018 through June 30, 2019

6. SECURITY/PARKING REQUIREMENTS:

Not Applicable.

7. NOISE LEVELS:

In accordance with the Code of the City of Clifton.

8. OUTSIDE DEBRIS CLEANUP:

In accordance with the Code of the City of Clifton.

9. REQUIREMENTS/RESTRICTIONS:

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

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

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

R236-18 Resolution Authorizing Entertainment License for Dillinger's Pub, Inc. t/a Dillinger's Pub

**RESOLUTION AUTHORIZING ENTERTAINMENT LICENSE FOR DILLINGER'S
PUB, INC. T/A DILLINGER'S PUB**

BE IT RESOLVED, by the Municipal Council of the City of Clifton, that the application of Dillinger's Pub, Inc. t/a Dillinger's Pub, of 349 Hazel Street, Clifton, New Jersey (RB-1 Zone), is approved, and entertainment is authorized for the period from July 1, 2018 through June 30, 2019, on the following terms and conditions:

1. NIGHTS - STANDARD ENTERTAINMENT NIGHTS/HOURS:

Two (2) nights per week: Friday and Saturday
Hours: 9:30 p.m. to 1:00 a.m.

2. OPTIONAL ENTERTAINMENT NIGHTS/HOURS:

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

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

DJ Music or Karaoke

4. TERM OF AUTHORIZATION FOR ENTERTAINMENT:

July 1, 2018 through June 30, 2019

5. SECURITY/PARKING REQUIREMENTS:

In-house security and private security company.

6. NOISE LEVELS:

In accordance with the Code of the City of Clifton.

7. OUTSIDE DEBRIS CLEANUP:

In accordance with the Code of the City of Clifton.

8. REQUIREMENTS/RESTRICTIONS:

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

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

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

R237-18 Resolution Authorizing Entertainment License for Wiski II, LLC t/a Dingbatz

**RESOLUTION AUTHORIZING ENTERTAINMENT LICENSE FOR WISKI II, LLC
T/A DINGBATZ**

BE IT RESOLVED, by the Municipal Council of the City of Clifton, that the application of Wiski II, LLC t/a Dingbatz, 620 Van Houten Avenue, Clifton, New Jersey (B-C Zone), is approved, and entertainment is authorized for the period from July 1, 2018 through June 30, 2019, on the following terms and conditions:

1. NIGHTS - STANDARD ENTERTAINMENT NIGHTS/HOURS:

Four (4) nights per week: Wednesday, Thursday, Friday and Saturday
Hours: 9:00 p.m. to 1:00 a.m.

2. OPTIONAL ENTERTAINMENT NIGHTS:

New Year's Eve, and, in lieu of standard entertainment nights/hours, but only upon seven (7) days' advance written notice to the City Clerk, licensee may substitute an alternative night. Such alternative nights may not exceed more than five (5) nights per year.

3. OPTIONAL ENTERTAINMENT HOURS:

Hours: 9:00 p.m. to 1:00 a.m. Sunday until 8:00 p.m.

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

DJ music, Comedy, Karaoke and up to five-piece band

5. TERM OF AUTHORIZATION FOR ENTERTAINMENT:

July 1, 2018 through June 30, 2019

6. SECURITY/PARKING REQUIREMENTS:

Not Applicable.

7. NOISE LEVELS:

In accordance with the Code of the City of Clifton.

8. OUTSIDE DEBRIS CLEANUP:

In accordance with the Code of the City of Clifton.

9. REQUIREMENTS/RESTRICTIONS:

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

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

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

JUNE 6, 2018

RESOLUTION AUTHORIZING ENTERTAINMENT LICENSE FOR WISKI, LLC T/A DINGO'S DEN

BE IT RESOLVED, that the application of Wiski, LLC t/a Dingo's Den, of 615 Van Houten Avenue, Clifton, New Jersey (B-C Zone), is approved, and entertainment is authorized for the period from July 1, 2018 through June 30, 2019, on the following terms and conditions:

1. NIGHTS - STANDARD ENTERTAINMENT NIGHTS/HOURS:

Four (4) nights per week: Wednesday, Thursday, Friday, Saturday
Hours: 9:00 p.m. to 1:00 a.m.

2. OPTIONAL ENTERTAINMENT NIGHTS:

New Year's Eve, and, in lieu of standard entertainment nights/hours, but only upon seven (7) days' advance written notice to the City Clerk, licensee may substitute an alternative night. Such alternative nights may not exceed more than five (5) nights per year.

3. OPTIONAL ENTERTAINMENT HOURS:

Hours: 9:00 p.m. to 1:00 a.m. Sunday until 8:00 p.m.

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

DJ music, Comedy, Karaoke and up to five-piece band

5. TERM OF AUTHORIZATION FOR ENTERTAINMENT:

July 1, 2018 through June 30, 2019

6. SECURITY/PARKING REQUIREMENTS:

On nights when live musical instruments are used an off duty Police Officer is to be hired to patrol/police/maintain order of outside area of premises.

7. NOISE LEVELS:

In accordance with the Code of the City of Clifton.

8. OUTSIDE DEBRIS CLEANUP:

In accordance with the Code of the City of Clifton.

9. REQUIREMENTS/RESTRICTIONS:

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

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

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

R239-18 Resolution Authorizing Entertainment License for F & Z Foods, Inc. t/a El Dorado Restaurant

**RESOLUTION AUTHORIZING ENTERTAINMENT LICENSE FOR F & Z FOODS,
INC. T/A EL DORADO RESTAURANT**

BE IT RESOLVED, by the Municipal Council of the City of Clifton, that the application of F & Z Foods, Inc. t/a El Dorado Restaurant, of 255 Parker Avenue, Clifton, New Jersey (PD-1 Zone), is approved, and entertainment is authorized for the period from July 1, 2018 through June 30, 2019, on the following terms and conditions:

1. NIGHTS - STANDARD ENTERTAINMENT NIGHTS/HOURS:

Five (5) nights per week: Monday, Tuesday, Thursday, Friday and Saturday
Hours: 2:00 p.m. to 1:00 a.m.

2. OPTIONAL ENTERTAINMENT NIGHTS:

New Year's Eve

3. OPTIONAL ENTERTAINMENT HOURS:

Hours: 9:00 p.m. to 1:00 a.m.

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

Monday, Tuesday and Thursday - DJ Music or Karaoke
Friday & Saturday - Up to Four (4) Piece Band

5. TERM OF AUTHORIZATION FOR ENTERTAINMENT:

July 1, 2018 through June 30, 2019

6. SECURITY/PARKING REQUIREMENTS:

Not applicable

7. NOISE LEVELS:

In accordance with the Code of the City of Clifton.

8. OUTSIDE DEBRIS CLEANUP:

In accordance with the Code of the City of Clifton.

9. REQUIREMENTS/RESTRICTIONS:

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

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

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

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R240-18 Resolution Authorizing Entertainment License for Serelem, Inc./Juan Melendrez t/a J Aldo's Bar & Pizzeria

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

BE IT RESOLVED, by the Municipal Council of the City of Clifton, that the application of Serelem, Inc./Juan Melendres, t/a J Aldo's Bar & Pizzeria, of 40 Highland Avenue, Clifton, New Jersey (B-C Zone), is approved, and entertainment is authorized for the period from July 1, 2018 through June 30, 2019, on the following terms and conditions:

1. NIGHTS - STANDARD ENTERTAINMENT NIGHTS/HOURS:

Three (3) nights per week: Thursday, Friday and Saturday
Hours: 7:00 p.m. to 1:00 a.m.

2. OPTIONAL ENTERTAINMENT NIGHTS:

New Year's Eve

3. OPTIONAL ENTERTAINMENT HOURS:

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

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

DJ music or Karaoke

5. TERM OF AUTHORIZATION FOR ENTERTAINMENT:

July 1, 2018 through June 30, 2019

6. SECURITY/PARKING REQUIREMENTS:

Not applicable

7. NOISE LEVELS:

In accordance with the Code of the City of Clifton.

8. OUTSIDE DEBRIS CLEANUP:

In accordance with the Code of the City of Clifton.

9. REQUIREMENTS/RESTRICTIONS:

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

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

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

R241-18 Resolution Authorizing Entertainment License for Pini, Inc. t/a Rutt's Hut

**RESOLUTION AUTHORIZING ENTERTAINMENT LICENSE FOR PINI, INC. T/A
RUTT'S HUT**

BE IT RESOLVED, by the Municipal Council of the City of Clifton, that the application of Pini, Inc. t/a Rutt's Hut, of 413-417 River Road, Clifton, New Jersey (Zone M-2), is approved, and entertainment is authorized for the period from July 1, 2018 through June 30, 2019, on the following terms and conditions:

1. NIGHTS - STANDARD ENTERTAINMENT NIGHTS/HOURS:

Two (2) nights per week: Tuesday and Wednesday
Hours: 7:00 p.m. to 10:00 p.m.

2. OPTIONAL ENTERTAINMENT NIGHTS:

New Year's Eve

3. OPTIONAL ENTERTAINMENT HOURS:

Hours: 7:00 p.m. to 12:00 a.m.

4. TYPE OF ENTERTAINMENT:

DJ music

5. TERM OF AUTHORIZATION FOR ENTERTAINMENT:

July 1, 2018 through June 30, 2019

6. SECURITY/PARKING REQUIREMENTS:

Not Applicable.

7. NOISE LEVELS:

In accordance with the Code of the City of Clifton.

8. OUTSIDE DEBRIS CLEANUP:

In accordance with the Code of the City of Clifton.

9. REQUIREMENTS/RESTRICTIONS:

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

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

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

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R242-18 Resolution Authorizing Entertainment License for Sportzone Bar & Grill, Inc. t/a Sportzone Bar & Grill

RESOLUTION AUTHORIZING ENTERTAINMENT LICENSE FOR SPORTZONE BAR & GRILL, INC. T/A SPORTZONE BAR & GRILL

BE IT RESOLVED, by the Municipal Council of the City of Clifton, that the application of Sportzone Bar & Grill, Inc. t/a Sportzone Bar & Grill, of 593 Van Houten Avenue, Clifton, New Jersey (B-C Zone), is approved, and entertainment is authorized for the period from July 1, 2018 through June 30, 2019, on the following terms and conditions:

1. NIGHTS - STANDARD ENTERTAINMENT NIGHTS/HOURS:

Three (3) nights per week: Thursday, Friday and Saturday
Hours: 9:00 p.m. to 1:00 a.m.

2. OPTIONAL ENTERTAINMENT NIGHTS:

New Year's Eve

3. OPTIONAL ENTERTAINMENT HOURS:

Hours: 9:00 p.m. to 1:00 a.m.

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

Thursday - Karaoke
Friday & Saturday - DJ Music

5. TERM OF AUTHORIZATION FOR ENTERTAINMENT:

July 1, 2018 through June 30, 2019

6. SECURITY/PARKING REQUIREMENTS:

Not applicable

7. NOISE LEVELS:

In accordance with the Code of the City of Clifton.

8. OUTSIDE DEBRIS CLEANUP:

In accordance with the Code of the City of Clifton.

9. REQUIREMENTS/RESTRICTIONS:

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

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

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

R243-18 Resolution Authorizing Entertainment License for Huseyin Bayram t/a Toros Turkish & Mediterranean Cuisine, 489 Hazel Street

**RESOLUTION AUTHORIZING ENTERTAINMENT LICENSE FOR HUSEYIN
BAYRAM T/A TOROS TURKISH & MEDITERRANEAN CUISINE, 489 HAZEL
STREET**

BE IT RESOLVED, by the Municipal Council of the City of Clifton, that the application of Huseyin Bayram t/a Toros Turkish & Mediterranean Cuisine, of 489 Hazel Street, Clifton, New Jersey (Zone B-B), is approved, and entertainment is authorized for the period from July 1, 2018 through June 30, 2019, on the following terms and conditions:

1. NIGHTS - STANDARD ENTERTAINMENT NIGHTS/HOURS:

Two (2) nights per week: Friday and Saturday
Hours: 8:00 p.m. to 1:00 a.m.

2. OPTIONAL ENTERTAINMENT NIGHTS:

New Year's Eve

3. OPTIONAL ENTERTAINMENT HOURS:

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

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

DJ music or Classic Guitar with Singer

5. TERM OF AUTHORIZATION FOR ENTERTAINMENT:

July 1, 2018 through June 30, 2019

6. SECURITY/PARKING REQUIREMENTS:

Not Applicable.

7. NOISE LEVELS:

In accordance with the Code of the City of Clifton.

8. OUTSIDE DEBRIS CLEANUP:

In accordance with the Code of the City of Clifton.

9. REQUIREMENTS/RESTRICTIONS:

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

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

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

R244-18 Resolution Authorizing Entertainment License for Yesterdays, LLC t/a Yesterdays Bar and Grille

**RESOLUTION AUTHORIZING ENTERTAINMENT LICENSE FOR YESTERDAY’S,
LLC T/A YESTERDAY’S BAR AND GRILLE**

BE IT RESOLVED, by the Municipal Council of the City of Clifton, that the application of Yesterday’s LLC t/a Yesterday’s Bar and Grille, of 70 Main Avenue, Clifton, New Jersey (Zone B-C), is approved, and entertainment is authorized for the period from July 1, 2018 through June 30, 2019, on the following terms and conditions:

1. NIGHTS - STANDARD ENTERTAINMENT NIGHTS/HOURS:

Two (2) nights per week: Wednesday & Saturday
Hours: 9:00 p.m. to 12:00 a.m.

2. OPTIONAL ENTERTAINMENT NIGHTS:

New Year’s Eve. One additional night per week on advanced seven (7) days’ written notice to the City Clerk. Such optional nights may not exceed more than five (5) nights per year.

3. OPTIONAL ENTERTAINMENT HOURS:

Hours: 9:00 p.m. to 12:00 a.m.

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

Karaoke or DJ Music - Wednesday and Saturday
Optional Nights - DJ Music

5. TERM OF AUTHORIZATION FOR ENTERTAINMENT:

July 1, 2018 through June 30, 2019

6. SECURITY/PARKING REQUIREMENTS:

Not Applicable.

7. NOISE LEVELS:

In accordance with the Code of the City of Clifton.

8. OUTSIDE DEBRIS CLEANUP:

In accordance with the Code of the City of Clifton.

9. REQUIREMENTS/RESTRICTIONS:

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

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

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

individuals under the age of 21 are invited, no alcoholic beverages may be served to individuals under the age of 21.

R245-18 Resolution Authorizing Entertainment License for Italian American Family Association
t/a Italian American Family Association

**RESOLUTION AUTHORIZING ENTERTAINMENT LICENSE FOR ITALIAN
AMERICAN FAMILY ASSOCIATION T/A ITALIAN AMERICAN FAMILY
ASSOCIATION**

BE IT RESOLVED, by the Municipal Council of the City of Clifton, that the application of Italian American Family Association t/a Italian American Family Association, of 280-282 Parker Avenue, Clifton, New Jersey (Zone PD-1), is approved, and entertainment is authorized for the period from July 1, 2018 through June 30, 2019, on the following terms and conditions:

1. NIGHTS - STANDARD ENTERTAINMENT NIGHTS/HOURS:

One (1) night per week: Either Friday or Saturday
Hours: 8:00 p.m. to 1:00 a.m.

2. OPTIONAL ENTERTAINMENT NIGHTS:

New Year's Eve

3. OPTIONAL ENTERTAINMENT HOURS:

Hours: 6:00 p.m. to 1:00 a.m.

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

DJ Music or Band

5. TERM OF AUTHORIZATION FOR ENTERTAINMENT:

July 1, 2018 through June 30, 2019

6. SECURITY/PARKING REQUIREMENTS:

Not Applicable.

7. NOISE LEVELS:

In accordance with the Code of the City of Clifton.

8. OUTSIDE DEBRIS CLEANUP:

In accordance with the Code of the City of Clifton.

9. REQUIREMENTS/RESTRICTIONS:

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

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

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

R246-18 Resolution Authorizing Entertainment License for Madin S. Bawwab, MRM Lebanese Cuisine, Inc. d/b/a Beirut Lebanese Cuisine at 1543 Main Ave

**RESOLUTION AUTHORIZING ENTERTAINMENT LICENSE FOR MADIN S.
BAWWAB, MRM LEBANESE CUISINE, INC., D/B/A /BEIRUT LEBANESE CUISINE
AT 1543 MAIN AVENUE**

BE IT RESOLVED, by the Municipal Council of the City of Clifton, that the application of Madin S. Bawwab, MRM Lebanese Cuisine, Inc., d/b/a /Beirut Lebanese Cuisine, of 1543 Main Avenue, Clifton, New Jersey (B-C Zone), is approved, and entertainment is authorized for the period from July 1, 2018 through June 30, 2019, on the following terms and conditions:

1. NIGHTS - STANDARD ENTERTAINMENT NIGHTS/HOURS:

One (1) night per week:

Saturday

Hours: 10:00 p.m. to 1:00 a.m.

2. OPTIONAL ENTERTAINMENT NIGHTS/HOURS:

New Year's Eve

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

Two-piece band

4. TERM OF AUTHORIZATION FOR ENTERTAINMENT:

July 1, 2018 through June 30, 2019

5. SECURITY/PARKING REQUIREMENTS:

Not applicable.

6. NOISE LEVELS:

In accordance with the Code of the City of Clifton.

7. OUTSIDE DEBRIS CLEANUP:

In accordance with the Code of the City of Clifton.

8. REQUIREMENTS/RESTRICTIONS:

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

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

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

individuals under the age of 21 are invited, no alcoholic beverages may be served to individuals under the age of 21.

R247-18 Resolution Authorizing Entertainment License for Bravo Food Service of Clifton, LLC t/a Chevy's Tex Mex

RESOLUTION AUTHORIZING ENTERTAINMENT LICENSE FOR BRAVO FOOD SERVICE OF CLIFTON, LLC t/a CHEVY'S TEX MEX

BE IT RESOLVED, by the Municipal Council of the City of Clifton, that the application of Bravo Food Service of Clifton, LLC t/a Chevy's Tex Mex, of 375 Route 3 East, Clifton, New Jersey (Zone PMU), is approved, and entertainment is authorized for the period from July 1, 2018 through June 30, 2019, on the following terms and conditions:

1. NIGHTS - STANDARD ENTERTAINMENT NIGHTS/HOURS:

Two (2) nights per week: Friday and Saturday
Hours: 9:00 p.m. to 1:00 am.

2. OPTIONAL ENTERTAINMENT NIGHTS:

New Year's Eve and Cinco DeMayo (subject to the issuance of special permits).

3. OPTIONAL ENTERTAINMENT HOURS:

Hours: 6:00 p.m. to 12:30 a.m.

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

Four (4) Piece Band and One (1) Singer, or DJ music.

5. TERM OF AUTHORIZATION FOR ENTERTAINMENT:

July 1, 2018 through June 30, 2019

6. SECURITY/PARKING REQUIREMENTS:

Not applicable.

7. NOISE LEVELS:

In accordance with the Code of the City of Clifton.

8. OUTSIDE DEBRIS CLEANUP:

In accordance with the Code of the City of Clifton.

REQUIREMENTS/RESTRICTIONS:

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

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

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

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individuals under the age of 21 are invited, no alcoholic beverages may be served to individuals under the age of 21.

R248-18 Resolution Authorizing Entertainment License for Robert and Elyssa Cook t/a Clash Bar, LLC

RESOLUTION AUTHORIZING ENTERTAINMENT LICENSE FOR ROBERT AND ELYSSA COOK, T/A CLASH BAR, LLC

BE IT RESOLVED, by the Municipal Council of the City of Clifton, that the application of Robert and Elyssa Cook t/a Clash Bar, LLC of 39 Harding Avenue, Clifton, New Jersey (B-C Zone), is approved, and entertainment is authorized for the period from July 1, 2018 through June 30, 2019, on the following terms and conditions:

1. NIGHTS - STANDARD ENTERTAINMENT NIGHTS/HOURS:

Three (3) nights per week: Thursday, Friday and Saturday
Hours: 9:00 p.m. to 1:00 a.m.

2. OPTIONAL ENTERTAINMENT NIGHTS/HOURS:

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

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

DJ Music or Band - Thursday, Friday and Saturday

4. TERM OF AUTHORIZATION FOR ENTERTAINMENT:

July 1, 2018 through June 30, 2019

5. SECURITY/PARKING REQUIREMENTS:

In-house security and private security company.

6. NOISE LEVELS:

In accordance with the Code of the City of Clifton.

7. OUTSIDE DEBRIS CLEANUP:

In accordance with the Code of the City of Clifton.

8. REQUIREMENTS/RESTRICTIONS:

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

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

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

R249-18 Resolution Authorizing Execution of Cancellation of Mortgage Between City of Clifton and Juan Rudas and Fanny Asprilla (Clifton Home Improvements Program)

**RESOLUTION AUTHORIZING EXECUTION OF CANCELLATION OF MORTGAGE
BETWEEN CITY OF CLIFTON AND JUAN RUDAS and FANNY ASPRILLA
(CLIFTON HOME IMPROVEMENT PROGRAM)**

WHEREAS, on December 23, 2011, in conjunction with a CHIP grant to Juan Rudas and Fanny Asprilla, a mortgage in the amount of \$10,000.00 was given by the City of Clifton for property situated at 63 Cutler Street, Clifton, New Jersey (Block 4.02, Lot 22); and

WHEREAS, the Program Director of the Clifton Home Improvement Program has advised that the aforesaid mortgage has expired; and

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.

R250-18 Resolution Authorizing Execution of Subordination Agreement Between City of Clifton and Nationstar Mortgage, LLC, D/B/A Mr. Cooper Isaoa/Atima, (Its Successors and/or Assigns), as Their Interest May Appear (William J. & Laura A. Marchioni)

**RESOLUTION AUTHORIZING EXECUTION OF SUBORDINATION AGREEMENT
BETWEEN CITY OF CLIFTON AND NATIONSTAR MORTGAGE, LLC, D/B/A MR.
COOPER ISAOA/ATIMA, (ITS SUCCESSORS AND/OR ASSIGNS), AS THEIR
INTEREST MAY APPEAR (WILLIAM J. & LAURA A. MARCHIONI)**

WHEREAS, in conjunction with a Clifton Housing Improvement Program (CHIP) grant to William J. & Laura A. Marchioni, a mortgage loan dated March 17, 2016, recorded October 6, 2016, in the amount of \$10,000.00 was given by the City of Clifton for property situated at Block 43.17, Lot 30, 100 Alfred Street, Clifton, New Jersey; and

WHEREAS, the said William J. & Laura A. Marchioni have requested that the City of Clifton subordinate this mortgage to a mortgage given by Nationstar Mortgage, LLC d/b/a Mr. Cooper ISAOA/ATIMA (its successors and/or assigns), as their interest may appear, to William J. & Laura A. Marchioni; and

WHEREAS, such a subordination is within the regulations established for the Clifton Home Improvement Program (CHIP); and

WHEREAS, the Director of Community Development has no objection to the request of William J. & Laura A. Marchioni to subordinate Clifton's \$10,000.00 mortgage;

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 a Subordination Agreement as set forth above, in a form satisfactory to the Law Department.

R251-18 Resolution Approving Developer Agreement Between the City of Clifton and 7-Eleven, Inc.

**RESOLUTION APPROVING DEVELOPER AGREEMENT BETWEEN THE CITY OF
CLIFTON AND 7-ELEVEN, INC.**

BE IT RESOLVED, that a Developer Agreement between the City of Clifton and 7-Eleven, Inc., the developer of Block 43.05, Lots 3 and 6, 547 Van Houten 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.

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R252-18 Resolution Authorizing the Cancellation of 50% of the Taxes and a Refund of 50% of the 2017 Second, Third and Fourth Quarter Taxes and the Cancellation of 50% of the 2018 Taxes and a 50% Refund of the 2018 First and Second Quarter Taxes for Block 7.02, Lot 15, 8 Arlington Place, Owned by Disabled Veteran

RESOLUTION AUTHORIZING THE CANCELLATION OF 50% OF THE TAXES AND A REFUND OF 50% OF THE 2017 SECOND, THIRD AND FOURTH QUARTER TAXES AND THE CANCELLATION OF 50% OF THE 2018 TAXES AND A 50% REFUND OF THE 2018 FIRST AND SECOND QUARTER TAXES FOR BLOCK 7.02, LOT 15, 8 ARLINGTON PLACE OWNED BY DISABLED VETERAN

WHEREAS, the Tax assessor has confirmed that Walter Sudol, the owner of a two-family residence located at Block 7.02, Lot 15, 8 Arlington Place has been declared 100% disabled as of March 23, 2017 by the United States Department of Veteran Affairs; and

WHEREAS, Walter Sudol has made application to the Tax Assessor of the City of Clifton for a 50% property tax exemption on the subject property in accordance with the law; and

WHEREAS, by virtue of his disabled veteran exemption, Walter Sudol is entitled to the cancellation of 50% of the taxes and refund of 50% of the 2017 second, third and fourth quarter property taxes on the subject property, a cancellation of 50% of the 2018 taxes, and a refund of 50% of the first and second quarter taxes paid on the subject property; and

WHEREAS, the Municipal Council, having reviewed the facts and circumstances of the application, grants the application and approves the 50% tax exemption on the subject property as of March 23, 2017, and hereby authorizes the cancellation of 50% of the taxes and a 50% refund of the 2017 second, third and fourth quarter property taxes on the subject property in the amount of \$3,509.86; and the cancellation of 50% of the 2018 property taxes, and a refund of 50% of the 2018 first and second quarter property taxes quarter taxes paid on said property in the amount of \$2,324.48;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Municipal Council of the City of Clifton, that for the reasons aforesaid, the Tax Collector and/or City Treasurer are hereby authorized and directed:

1. To cancel 50% and refund 50% of the 2017 second, third and fourth quarter tax payments in the amount of \$3,509.86;
2. To cancel 50% of all 2018 property taxes and refund 50% of the 2018 first and second quarter taxes paid in the amount of \$2,324.48; and
3. To keep the subject 50% property tax exemption for the totally disabled veteran for so long as he shall qualify for the exemption and for so long as the exemption is authorized by law based upon the facts and circumstances of this matter.

R253-18 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., located 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, 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 July 17, 2018, subject to the provision that Parkway Iron & Metal Co. diligently pursues fulfilling the conditions of its land use approval.

R 254-18 Resolution of Congratulations Upon Retirement - Supervisor of Public Works James K. DeLillo

RESOLUTION OF CONGRATULATIONS UPON RETIREMENT - SUPERVISOR OF PUBLIC WORKS JAMES K. DeLILLO

WHEREAS, on May 17, 2018, James K. DeLillo performed as an employee of the City of Clifton for the last time prior to his upcoming retirement; and

WHEREAS, he was appointed as a Laborer in the Department of Public Works on December 5, 1983, and through hard work and dedication to duty he was elevated to the position of Supervisor of Public Works; and

WHEREAS, his official retirement will culminate a thirty-five year career in service to the public and the City of Clifton; and

WHEREAS, during all this time, he has served the Department of Public Works and the City of Clifton well, with professionalism and dedication to duty; and

WHEREAS, this Governing Body wishes to publicly acknowledge the upcoming retirement of Supervisor of Public Works James K. DeLillo;

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

Supervisor of Public Works
JAMES K. DeLILLO

upon his retirement, do express sincere thanks and appreciation to him for a job well done, and do extend to him best wishes for good health, peace and happiness in all the years ahead; and

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

R255-18 Resolution Authorizing the City of Clifton to Make Application for Community Development Year 44 Funds Grant No. B-18-MC-34-0103

**RESOLUTION AUTHORIZING THE CITY OF CLIFTON TO MAKE APPLICATION FOR COMMUNITY DEVELOPMENT YEAR 44 FUNDS
Grant No. B-18-MC-34-0103**

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

WHEREAS, the City of Clifton is entitled to make an application for a proposed designated Community Development Block Grant Year 44, in the amount of one million forty-seven thousand three hundred three dollars (\$1,047,303.00).

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

R256-18 Resolution Approving Amendment to Community Development Block Grant Program Budget - Amendment B-10,11,13,14 & 15-MC-34-0103 (Transfer of CDBG Funds from: Year 36, 37, 39,40 and 41 to Sylvan Avenue Road Improvement \$146,466.31 - June 6, 2018 Council Meeting)

**RESOLUTION APPROVING AMENDMENT TO COMMUNITY DEVELOPMENT
BLOCK GRANT PROGRAM BUDGET – AMENDMENT B-10,11,13,14 & 15-MC-34-
0103**

**(TRANSFER OF CDBG FUNDS FROM: Year 36, 37, 39, 40 and 41 to Sylvan Avenue
Road Improvement \$146,466.31 – June 6, 2018 Council Meeting)**

WHEREAS, the City of Clifton is an entitlement community under the Federal Community Development Block Grant Program; and

WHEREAS, the City of Clifton was awarded a contract by the United States Department of Housing and Urban Development (HUD) as proposed in budget applications for the year 2010, 2011, 2013, 2014 and 2015; and

WHEREAS, the City of Clifton now finds a need to amend the budget to reflect changing needs in the community;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Municipal Council of the City of Clifton hereby approve the said amendment as reflected on the attached schedule, and authorizes the City Manager to execute any approvals required by the local HUD office.

R257-18 Resolution Approving the Transfer of Greater Than Ten Percent (10%) of the Membership Interest in Kingsland Street Urban Renewal, LLC, Which Membership Interest is Currently Held by Seton Hall University, to HMH Hospitals Corporation or Another Wholly-Owned Affiliate of Hackensack Meridian Health, Inc.

**RESOLUTION APPROVING THE TRANSFER OF GREATER THAN TEN (10%)
PERCENT OF THE MEMBERSHIP INTEREST IN KINGSLAND STREET URBAN
RENEWAL, LLC, WHICH MEMBERSHIP INTEREST IS CURRENTLY HELD BY
SETON HALL UNIVERSITY, TO HMH HOSPITALS CORPORATION OR ANOTHER
WHOLLY-OWNED AFFILIATE OF HACKENSACK MERIDIAN HEALTH, INC.**

WHEREAS, the City Council (the “City Council”) of the City of Clifton (the “City”) identified certain properties in the City designated as Block 80.02, Lots 1 and 4 and Block 79.04, Lots 10 and 21 on the official Tax Map of the City (collectively, the “Study Area”), also known as the Hoffmann-La Roche site, to be considered for designation as a non-condemnation “area in need of redevelopment” under the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq. (the “LRHL”); and

WHEREAS, by Resolution R513-14 adopted November 5, 2014, the City Council directed the Planning Board of the City of Clifton (the “Planning Board”) to conduct a preliminary investigation to determine whether the Study Area, or any portions thereof, constitute a non-condemnation “area in need of redevelopment” according to the criteria set forth in N.J.S.A. 40A:12A-5; and

WHEREAS, a preliminary investigation/report entitled “Redevelopment Study Area, Determination of Need, Hoffmann-La Roche Site – Nutley/Clifton” dated February 5, 2015, was prepared and issued by Maser Consulting, P.A. (the “Preliminary Investigation”); and

WHEREAS, N.J.S.A. 40A-12A-6(b)(4)-(5) of the LRHL provides in pertinent part relative to the Planning Board’s public hearing on the Preliminary Investigation and whether the Study Area should be considered for designation as a non-condemnation “area in need of redevelopment”:
“(4) At the hearing, which may be adjourned from time to time, the planning board shall hear all persons who are interested in or would be affected by a determination that the delineated area is a redevelopment area. All objections to such a determination and evidence in support of those

objections, given orally or in writing, shall be received and considered and made part of the public record.

(5) (a) After completing its hearing on this matter, the planning board shall recommend that the delineated area, or any part thereof, be determined, or not be determined, by the municipal governing body to be a redevelopment area”; and

WHEREAS, on April 23, 2015, the Planning Board held a public hearing during which any persons interested in or affected by a determination that the Study Area is a redevelopment area were given the opportunity to be heard, and any objections to such a determination and evidence in support of those objections, were received and considered and made part of the public record; and

WHEREAS, the Planning Board concurred and agreed with the reasons stated in the Preliminary Investigation that the Study Area constitutes and meets the criteria under the LRHL supporting the recommendation that the Study Area be delineated as a non-condemnation “area in need of redevelopment”; and

WHEREAS, on April 23, 2015, the Planning Board adopted a Resolution recommending that Block 80.02, Lots 1 and 4, and Block 79.04, Lots 10 and 21, as shown on the official Tax Map of the City of Clifton (the “Property”), be determined by the City Council to be a non-condemnation “area in need of redevelopment” under the LRHL; and

WHEREAS, the City Council concurred and agreed with the Planning Board’s recommendation, as supported by the reasons stated in the Preliminary Investigation, that the Property constitutes and meets the criteria under the LRHL and that the Property should be determined and declared a non-condemnation “area in need of redevelopment”; and

WHEREAS, on May 5, 2015, the City Council adopted Resolution R251-15 declaring the Property a non-condemnation “area in need of redevelopment” under the LRHL; and

WHEREAS, on July 19, 2016, after conducting the requisite hearings therefor, the City Council, pursuant to Ordinance O-7309-16, adopted the redevelopment plan entitled Clifton Hoffmann-La Roche Redevelopment Plan – Phase I (the “Phase I Redevelopment Plan”) for a portion of the Property comprised of Block 80.02, Lot 4 (the “Phase I Premises”) in accordance with the provisions of the LRHL, which Phase I Redevelopment Plan provides, inter alia, that, at the City’s discretion, the designated redeveloper of the Phase I Premises shall enter into a financial agreement with the City under the Exemption Law (as defined herein); and

WHEREAS, on August 3, 2016, the City Council (a) designated Kingsland Street Urban Renewal, LLC (“Kingsland”) as the redeveloper of the Phase I Premises; and (b) authorized the City to enter into a redevelopment agreement pursuant to Resolution R441-16, setting forth the terms and conditions by which Kingsland will redevelop the Phase I Premises for the construction, renovation and operation of, inter alia, Buildings 123 and 123A within the Phase I Premises (the “Phase I Project”) subject to certain conditions stated in such resolution; and

WHEREAS, on September 29, 2016, the City and Kingsland entered into a Redevelopment Agreement setting forth their respective undertakings, rights and obligations in connection with the development of the Phase I Premises in accordance with the Phase I Redevelopment Plan and applicable law (the “Redevelopment Agreement”); and

WHEREAS, on September 29, 2016, the City and Kingsland entered a Financial Agreement (the “Financial Agreement”, and together with the Redevelopment Agreement, collectively, the “Agreements”) setting forth the long term tax exemption granted to Kingsland concerning the Phase I Premises under the New Jersey Long Term Tax Exemption Law, N.J.S.A. 40A:20-1 et seq. (the “Exemption Law”); and

WHEREAS, Seton Hall University, currently the owner of a fifty (50%) percent membership interest in Kingsland, wishes to assign its fifty (50%) percent membership interest in Kingsland to the other member of Kingsland, HMH Hospitals Corporation, which assignment will result in that entity, or another wholly-owned affiliate of Hackensack Meridian Health, Inc., owning a one hundred (100%) percent membership interest in Kingsland (the “Transfer”); and

WHEREAS, on April 25, 2018, Kingsland requested in writing that the City approve the Transfer; and

WHEREAS, the Agreements provide that any sale, transfer, assignment, or conveyance of any interest whatsoever in the Phase I Project, including, without limitation, a transfer of greater than ten (10%) percent of the membership interests in Kingsland, shall be void unless approved in advance by resolution of the City Council; and

WHEREAS, the Redevelopment Agreement provides that “the City’s consent to any Transfer shall not be unreasonably withheld, conditioned or delayed”, and the City is entitled to require, in relevant part, as a condition to its approval of any transfer that:

(a) “The proposed transferee will have qualifications and financial responsibility necessary and adequate to fulfill the obligations undertaken in [the Redevelopment Agreement] with respect to the [t]ransferred portion of the Phase I Project and other obligations pursuant to [g]overnmental [a]pprovals or any part of such obligations that may pertain to the [t]ransferred interest or the [t]ransferred portion of the Phase I Premises”;

(b) Any proposed [t]ransferee, by instrument in writing reasonably acceptable to the City, will, for itself and its [t]ransferees, and expressly for the benefit of the City, have expressly assumed all of the relevant obligations of [Kingsland] under [the Agreements], including, without limitation, all restrictions related to the prepayment, redemption, or defeasance of the [b]onds, and agrees to be subject to all of the [c]ovenants and [r]estrictions to which [Kingsland] is subject”; and

(c) The [t]ransferee will comply with such other reasonable conditions as the City may find necessary in order to achieve and safeguard the purposes of the Phase I Redevelopment Plan.”

WHEREAS, the Financial Agreement also provides that the City “will not unreasonably withhold its consent to a [t]ransfer provided: (i) the entity to whom the interest in the Phase I Project are to be transferred...is an urban renewal entity formed and eligible to operate under the Exemption Law; (ii) the [t]ransferee does not own any other project subject to long term tax exemption at the time of transfer; (iii) [Kingsland] is not then in [d]efault under [the] Financial Agreement or the Exemption Law; (iv) Kingsland’s obligations under [the] Financial Agreement are fully assumed by the transferee...; (v) [Kingsland] shall pay to the City a non-refundable transfer fee equal to two (2%) percent of the then current Annual Service Charge as required by the Exemption Law (N.J.S.A. 40A:20-10(d)) for the processing of such request for the continuation of the Long Term Tax Exemption to the benefit of the [t]ransferee; and (vi) such [t]ransfer would not otherwise result in the Phase I Premises, the Phase I Project, and the [i]mprovements related thereto, being no longer subject to the requirement to pay the Annual Service Charge in accordance with generally applicable law and [the] Financial Agreement.”; and

WHEREAS, the qualifications and identity of Kingsland and its principals are of particular concern to the City; and

WHEREAS, Kingsland, in support of the requested Transfer, has provided to the City the Certification of Jeffrey Boscamp, M.D., the Senior Vice President of Medical School Development and Integration and Co-Chief Academic Officer at HMH Hospitals Corporation, which Certification was provided for the purpose of responding to and addressing questions raised by the City concerning the Transfer; and

WHEREAS, the City Council believes the proposed Transfer satisfies the criteria set forth in the Agreements, and the Transfer is not contrary to the vital and best interests of the community and the promotion of the health, safety, morals and welfare of the City’s residents and same is in accord with the public purpose and provisions of the Redevelopment Law, the Exemption Law, and all other applicable law; and

WHEREAS, the City Council, in consideration of the above, now desires to approve the proposed Transfer of the fifty (50%) percent membership interest in Kingsland, currently held by Seton Hall University, to HMH Hospitals Corporation or another wholly-owned affiliate of Hackensack Meridian Health, Inc.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Clifton, being the governing body thereof, as follows:

Section 1. The above “**WHEREAS**” paragraphs are hereby incorporated herein by reference as though specifically set forth herein below.

Section 2. The proposed Transfer of Seton Hall University's fifty (50%) percent membership interest in Kingsland Street Urban Renewal, LLC to HMM Hospitals Corporation, or another wholly-owned affiliate of Hackensack Meridian Health, Inc., is hereby authorized and approved, subject to any and all conditions contained in the Agreements, including, but not limited to, Kingsland's payment to the City of a non-refundable transfer fee equal to two (2%) percent of the current Annual Service Charge, and such transferee/affiliate providing a written instrument reasonably acceptable to the City confirming that such transferee/affiliate will, for itself and its transferees, and expressly for the benefit of the City, expressly assume all of the relevant obligations of Kingsland under the Agreements.

Section 3. The City Clerk is hereby directed to publish and post notice of this resolution as required by applicable law.

Section 4. This resolution shall take effect at the time and in the manner provided by applicable law.

R258-18 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 Lease of a Portion of Kensington Ave/Hollywood Ave - 125425, Inc.
(Fragrance Resources)
CON-2 Cell Tower Lease - Potential Firehouse Sites
CON-3 Genardi Realty, LLC - Right-of-Way License Agreement - Negotiations,
Block 12.11, Lots 1 & 12
CON-4 Developer Agreement - 7-Eleven, Inc.
CON-5 Parkway Iron Junkyard Renewal Application - Potential Litigation
CON-6 Rumba Cubana - Land Swap
CON-7 Recycling Contract Negotiations
CON-8 Cambridge Crossings - Potential Litigation

NOW, THEREFORE, BE IT RESOLVED that the public shall be excused and excluded from that portion of the Council's meeting to be held on May 15, 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 Greeting Place

RESOLUTION FOR FINAL APPROVAL

BE IT RESOLVED, that the application of Shree Lalji, LLC t/a Greeting Place, for permission to conduct a Candy Kitchen – New for a period ending January 31, 2019 on the premises known as: 1221 Van Houten Ave., Clifton, NJ 07013.

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

L-2 Lucky Store

RESOLUTION FOR FINAL APPROVAL

BE IT RESOLVED, that the application of South Philly Convenience Store, LLC t/a Lucky Store for permission to conduct a Cater/Grocery/Milk – Continued use for a period ending January 31,

JUNE 6, 2018

2019 on the premises known as: 145 Valley Road, Clifton, NJ 07013.

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 Clifton Pharmacy RX

RESOLUTION FOR FINAL APPROVAL

BE IT RESOLVED, that the application of Clifton Pharmacy RX, LLC for permission to conduct a Candy Kitchen – New for a period ending January 31, 2019 on the premises known as: 730 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.

L-4 What Convenience Store

RESOLUTION FOR FINAL APPROVAL

BE IT RESOLVED, that the application of What Convenience Store, Inc. t/a What Convenience Store for permission to conduct a Grocery/Milk – New for a period ending January 31, 2019 on the premises known as: 575 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.

L-5 Food and More

RESOLUTION FOR FINAL APPROVAL

BE IT RESOLVED, that the application of Chetnu Patel t/a Food and More for permission to conduct a Caterer/Grocery/Milk - Continued Use for a period ending January 31, 2019 on the premises known as: 553-555 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-6 Bagel Bunch Express

RESOLUTION FOR FINAL APPROVAL

BE IT RESOLVED, that the application of Elias Badraki t/a Bagel Bunch Express for permission to conduct a Restaurant - Continued Use for a period ending January 31, 2019 on the premises known as: 4 Brighton Road, Clifton, NJ 07012.

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 Gibson and unanimously passed on roll call vote, the meeting was adjourned at 9:00 pm.

Respectfully Submitted,

Nancy Ferrigno
City Clerk

James Anzaldi, Mayor

