

**CITY OF CLIFTON
CLIFTON, NEW JERSEY
REGULAR MEETING MINUTES OF AUGUST 20, 2019**

The Regular Meeting of the Municipal Council of the City of Clifton was held in the Municipal Court Room of Clifton City Hall, 900 Clifton Avenue, Clifton, New Jersey.

8:00 P.M. CALL OF ROLL

Mayor Anzaldi called the meeting to order and presided, and announced that the location of exits should be noted for use in case of fire or other emergencies and also that smoking regulations apply to the building and cell phones should be deactivated and turned off and read the following Statement of Compliance into the record:

Adequate notice of this meeting has been provided by the Annual Notice of regularly scheduled meetings of the Municipal Council for the year 2019 which was published as legal advertisements in the Herald News on December 19, 2018 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)	Absent
Councilman Gibson	(BG)	
Councilman Grabowski	(RG)	
Councilwoman Murphy	(LM)	
Councilwoman Pino	(RP)	
Councilwoman Sadrakula	(MS)	
Mayor Anzaldi	(JA)	

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

INVOCATION

Pastor Eric Farrar - Hope Reformed Church

PLEDGE TO THE FLAG

APPROVAL OF MINUTES

A Motion was made by Councilman Grabowski seconded by Councilman Gibson and passed on roll call vote to approve the Minutes of the Regular, Workshop and Executive Session of August 7, 2019.

(6-0-0-1) Councilman Gibson, Councilman Grabowski, Councilwoman Murphy, Councilwoman Pino, Councilwoman Sadrakula and Mayor Anzaldi voted aye. Councilman Eagler was absent.

COMMUNICATIONS FROM THE CITY MANAGER

C- 1 Ryan McCann, Public Safety Telecommunicator Trainee Public Safety hired effective 08/01/2019 at \$31,837.38.

C- 2 Brian Ferraro, Public Safety Telecommunicator Trainee Public Safety hired 08/01/2019 at \$31,837.38 annually.

C- 3 William C. Ricci, Fire Lieutenant Public Safety, retired his position effective 08/01/2019.

C- 4 Thomas Trommelen Police Officer Public Safety, resigns his position effective 08/12/2019.

COMMUNICATIONS – MEETING MINUTES

C- 5 Minutes of the Planning Board of July 25, 2019

C- 6 Minutes of Clifton Cable Advisory Committee of June 26, 2019

C- 7 Minutes of Board of Adjustment of July 17, 2019

ORDINANCES – SECOND READING

A. Adoption of Ordinance 7530-19

B. Public Hearing on Ordinance 7530-19

The Mayor opened the floor to the public with regard to the Ordinance 7530-19

With no one wishing to be heard, a Motion was made by Councilman Gibson, seconded by Councilwoman Murphy and passed on roll call vote to close the public hearing.

The following entitled ordinance had been introduced and having passed on first reading, which first reading was by title and said entitled ordinance having been published according to the law and thereafter placed on the Agenda of the present meeting, said ordinance was brought up for public hearing at the opening of such hearing said ordinance was given a second reading which reading was by title and all persons interested having been given an opportunity to be heard concerning said ordinance and upon motion, adopted said hearing was closed and said ordinance was thereafter finally passed without amendments, upon motion regularly made by Councilman Eagler, seconded by Councilwoman Murphy and carried by roll call vote.

A Capital Ordinance Appropriating \$255,000 From the Capital Improvement Fund For Public Improvements In and By the City of Clifton, In the County of Passaic, State of New Jersey

(6-0-0-1) Councilman Gibson, Councilman Grabowski, Councilwoman Murphy, Councilwoman Pino, Councilwoman Sadrakula and Mayor Anzaldi voted aye. Councilman Eagler was absent.

C. Adoption of Ordinance 7531-19

D. Public Hearing on Ordinance 7531-19

The Mayor opened the floor to the public with regard to the Ordinance 7531-19

With no one wishing to be heard, a Motion was made by Councilman Grabowski, seconded by Councilman Gibson and passed on roll call vote to close the public hearing.

The following entitled ordinance had been introduced and having passed on first reading, which first reading was by title and said entitled ordinance having been published according to the law and thereafter placed on the Agenda of the present meeting, said ordinance was brought up for public hearing at the opening of such hearing said ordinance was given a second reading which reading was by title and all persons interested having been given an opportunity to be heard concerning said ordinance and upon motion, adopted said hearing was closed and said ordinance was thereafter finally passed without amendments, upon motion regularly made by Councilman Eagler, seconded by Councilwoman Murphy and carried by roll call vote.

An Ordinance to Amend, Revise and Supplement Chapter 439 of the Code of the City of Clifton, Entitled "Vehicles and Traffic", More Particularly Section 439-38 Thereof, Entitled "Handicapped Parking on Streets for Private Residences" (Deletes 4 Restricted Handicapped Spaces)

(6-0-0-1) Councilman Gibson, Councilman Grabowski, Councilwoman Murphy, Councilwoman Pino, Councilwoman Sadrakula and Mayor Anzaldi voted aye. Councilman Eagler was absent.

E. Adoption of Ordinance 7532-19

F. Public Hearing on Ordinance 7532-19

The Mayor opened the floor to the public with regard to the Ordinance 7532-19

With no one wishing to be heard, a Motion was made by Councilman Grabowski, seconded by Councilwoman Murphy and passed on roll call vote to close the public hearing.

The following entitled ordinance had been introduced and having passed on first reading, which first reading was by title and said entitled ordinance having been published according to the law and thereafter placed on the Agenda of the present meeting, said ordinance was brought up for public hearing at the opening of such hearing said ordinance was given a second reading which reading was by title and all persons interested having been given an opportunity to be heard concerning said ordinance and upon motion, adopted said hearing was closed and said ordinance was thereafter finally passed without amendments, upon motion regularly made by Councilman Eagler, seconded by Councilwoman Murphy and carried by roll call vote.

An Ordinance to Amend, Revise and Supplement Chapter 439 of the Code of the City of Clifton, Entitled "Vehicles and Traffic", More Particularly Section 439-38 Thereof, Entitled "Handicapped Parking on Streets for Private Residences" (Adds 21 Restricted Handicapped Spaces)

(6-0-0-1) Councilman Gibson, Councilman Grabowski, Councilwoman Murphy, Councilwoman Pino, Councilwoman Sadrakula and Mayor Anzaldi voted aye. Councilman Eagler was absent.

G. Adoption of Ordinance 7533-19

H. Public Hearing on Ordinance 7533-19

The Mayor opened the floor to the public with regard to the Ordinance 7533-19

With no one wishing to be heard, a Motion was made by Councilman Gibson, seconded by Councilman Grabowski and passed on roll call vote to close the public hearing.

The following entitled ordinance had been introduced and having passed on first reading, which first reading was by title and said entitled ordinance having been published according to the law and thereafter placed on the Agenda of the present meeting, said ordinance was brought up for public hearing at the opening of such hearing said ordinance was given a second reading which reading was by title and all persons interested having been given an opportunity to be heard concerning said ordinance and upon motion, adopted said hearing was closed and said ordinance was thereafter finally passed without amendments, upon motion regularly made by Councilman Eagler, seconded by Councilwoman Murphy and carried by roll call vote.

Ordinance to Amend, Revise and Supplement Chapter 31 of the Code of the City of Clifton, Entitled "Defense and Indemnification", More Particularly Article I Thereof, Entitled "Legal Expenses of Officers, Officials and Employees," Section 31-1 Thereof, Entitled "City to Defray Expenses; Guidelines (Amends Hourly Rate)

(4-1-1-1) Councilman Gibson, Councilman Grabowski, Councilwoman Pino and Mayor Anzaldi voted aye. Councilwoman Murphy abstained. Councilwoman Sadrakula voted nay. Councilman Eagler was absent.

I. Adoption of Ordinance 7535-19

J. Public Hearing on Ordinance 7535-19

A Motion was made by Councilwoman Murphy, seconded by Councilman Grabowski and passed on roll call vote to table this Ordinance contingent on notifying the affected residents.

Ordinance to Amend, Revise and Supplement Chapter 439 of the Code of the City of Clifton, Entitled "Vehicles & Traffic", More Particularly Article II Thereof, Entitled

"Stopping, Standing and Parking", Section 439-12, Entitled "Parking Prohibited for Street Cleaning" (Adds Burgess Place)

(6-0-0-1) Councilman Gibson, Councilman Grabowski, Councilwoman Murphy, Councilwoman Pino, Councilwoman Sadrakula and Mayor Anzaldi voted aye. Councilman Eagler was absent.

ORDINANCES – FIRST READING

A. Introduction of Ordinance 7536-19

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.

An Ordinance to Amend, Revise and Supplement Chapter 379 of the Code of the City of Clifton Entitled "Skating Rinks", More Particularly Sections 379-5, Entitled "Application for License" and 379-9 Entitled "Granting of License; Grounds for Denial" (Amends Sections to Delete References to Schools)

(6-0-0-1) Councilman Gibson, Councilman Grabowski, Councilwoman Murphy, Councilwoman Pino, Councilwoman Sadrakula and Mayor Anzaldi voted aye. Councilman Eagler was absent.

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, September 3, 2019 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 7537-19

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.

An Ordinance To Amend, Revise And Supplement Chapter 461 Of The Code Of The City Of Clifton, Entitled "Zoning," More Particularly Article V Thereof Entitled "Supplementary Regulations," Section 461-24.1 Entitled "Steep Slope District," Article Vi Thereof, Entitled "Conditional Uses," § 461.27 Entitled "R-A1, R-A2 And R-A3 Districts," Section 461-33, Entitled "B-C Zones," Section 461-34, Entitled "B-D Zones," Section 461-36, Entitled "M-2 Zones," Section 461-37.1, Entitled "Pcd Zones," Article Vii Thereof Entitled "Site Plan Approval," Section § 461-38 Entitled "Approval Required For Issuance Of Building Permit," Article Ix Thereof Entitled "Signs," Section 461-54 Entitled "R Districts," Article Xi Thereof, Entitled Definitions And Word Usage," Section 461-64, Entitled "Definitions," And 461 Attachment 5 Thereof Entitled "Summary Table Of Conditional Uses" (Amends Various Provisions To Include Public, Private And Parochial Schools)

(6-0-0-1) Councilman Gibson, Councilman Grabowski, Councilwoman Murphy, Councilwoman Pino, Councilwoman Sadrakula and Mayor Anzaldi voted aye. Councilman Eagler was absent.

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, September 3, 2019 at 8:00 p.m. and that the City Clerk be authorized to publish said ordinance together with statutory notice as required by law.

C. Introduction of Ordinance 7538-19

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

Ordinance to Amend, Revise and Supplement Chapter 137 of the Code of the City of Clifton, Entitled "Alcoholic Beverages", More Particularly Article I Thereof, Entitled "Sale and Distribution" (Adds References to Parochial Schools and Houses of Worship)

(6-0-0-1) Councilman Gibson, Councilman Grabowski, Councilwoman Murphy, Councilwoman Pino, Councilwoman Sadrakula and Mayor Anzaldi voted aye. Councilman Eagler was absent.

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, September 3, 2019 at 8:00 p.m. and that the City Clerk be authorized to publish said ordinance together with statutory notice as required by law.

D. Introduction of Ordinance 7539-19

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

An Ordinance to Amend, Revise and Supplement Chapter 141 of the Code of the City of Clifton Entitled "Amusements" Article II Thereof, Entitled "Games of Skill; Jukeboxes", More Particularly Section 141-13, Entitled "Licensing of Operators" (Amends Section to Include Private Schools)

(5-0-1-1) Councilman Gibson, Councilman Grabowski, Councilwoman Murphy, Councilwoman Sadrakula and Mayor Anzaldi voted aye. Councilwoman Pino abstained and Councilman Eagler was absent.

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, September 3, 2019 at 8:00 p.m. and that the City Clerk be authorized to publish said ordinance together with statutory notice as required by law.

E. Introduction of Ordinance 7540-19

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.

An Ordinance to Amend, Revise and Supplement Chapter 99 of the Code of the City of Clifton, Entitled "Salaries and Compensation", More Particularly Article II Thereof, Entitled "Non-Uniformed Officials and Employees" Section 99-2, Entitled "Minimum and Maximum Salaries Fixed; Uniform Allowances" (Creates Title of and Compensation for Gardener)

(6-0-0-1) Councilman Gibson, Councilman Grabowski, Councilwoman Murphy, Councilwoman Pino, Councilwoman Sadrakula and Mayor Anzaldi voted aye. Councilman Eagler was absent.

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, September 3, 2019 at 8:00 p.m. and that the City Clerk be authorized to publish said ordinance together with statutory notice as required by law.

F. Introduction of Ordinance 7541-19

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.

An Ordinance to Amend, Revise and Supplement Chapter 439 of the Code of the City of Clifton, Entitled "Vehicles and Traffic", More Particularly Section 439-37 Thereof, Entitled "Handicapped Parking on Streets" (Deletes 1 Restricted Handicapped Space)

(6-0-0-1) Councilman Gibson, Councilman Grabowski, Councilwoman Murphy, Councilwoman Pino, Councilwoman Sadrakula and Mayor Anzaldi voted aye. Councilman Eagler was absent.

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, September 3, 2019 at 8:00 p.m. and that the City Clerk be authorized to publish said ordinance together with statutory notice as required by law.

G. Introduction of Ordinance 7542-19

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.

An Ordinance to Amend, Revise and Supplement Chapter 439 of the Code of the City of Clifton, Entitled "Vehicles and Traffic", More Particularly Section 439-38 Thereof, Entitled "Handicapped Parking on Streets for Private Residences" (Adds 9 Restricted Handicapped Spaces)

(6-0-0-1) Councilman Gibson, Councilman Grabowski, Councilwoman Murphy, Councilwoman Pino, Councilwoman Sadrakula and Mayor Anzaldi voted aye. Councilman Eagler was absent.

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, September 3, 2019 at 8:00 p.m. and that the City Clerk be authorized to publish said ordinance together with statutory notice as required by law.

H. Introduction of Ordinance 7543-19

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

An Ordinance to Amend, Revise and Supplement Chapter 349 of the Code of the City of Clifton, Entitled "Permit Parking on Residential Streets and Municipal Lots", Article I, Entitled "Residential Streets", More Particularly Section 349-2 Thereof, Entitled "Restricted Streets" (Adds West First Street)

(6-0-0-1) Councilman Gibson, Councilman Grabowski, Councilwoman Murphy, Councilwoman Pino, Councilwoman Sadrakula and Mayor Anzaldi voted aye. Councilman Eagler was absent.

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, September 3, 2019 at 8:00 p.m. and that the City Clerk be authorized to publish said ordinance together with statutory notice as required by law.

I. Introduction of Ordinance 7544-19

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

Bond Ordinance Rescinding Bond Ordinance No. 7534-19 Providing for Various 2019 Capital Improvements, by and in the City of Clifton, in the County of Passaic, State of New Jersey; Appropriating \$4,432,000 Therefor and Authorizing the Issuance of \$4,220,000 Bonds or Notes of the City to Finance Part of the Cost Thereof

(5-1-0-1) Councilman Gibson, Councilman Grabowski, Councilwoman Murphy, Councilwoman Pino, and Mayor Anzaldi voted aye. Councilwoman Sadrakula voted nay and Councilman Eagler was absent.

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, September 3, 2019 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, explained the particulars in regard to the sewer breaks at the former WPAT property on Broad Street.

FLOOR TO MEMBERS OF THE PUBLIC

Ellen DeLosh, 547 Clifton Ave., read an excerpt from a letter she received from Senator Ted Cruz of the American Conservative Union.

Mark Peterson, 15 East Parkway, announced upcoming events and auditions being held at the Theater League of Clifton.

Henry Cholewczynski, 37 Phyllis Place, discussed the Uniform Building Code compliance of the front stairs at City Hall, lighting in the front of City Hall and lighting in the City parks.

Michael Miller, 75 Brantwood Pl., discussed converting some unused park tennis courts into pickle ball courts. He invited Council to attend a pickle ball lesson.

Joe Sidor, 181 Highview Dr., spoke about getting along with others and agreeing to disagree civilly. He gave accolades to former Mayor, Gloria Kolodziej, and current City Manager, Dominick Villano. Mr. Sidor discussed the clocking in and out of City employees, flooding in the city and County taxes.

Edward Jimenez, 327 Madison Ave., discussed establishing pickle ball courts in City parks.

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

(6-0-0-1) Councilman Gibson, Councilman Grabowski, Councilwoman Murphy, Councilwoman Pino, Councilwoman Sadrakula and Mayor Anzaldi voted aye. Councilman Eagler was absent.

Mayor Anzaldi suggested that the timer be checked for the lights in front of City Hall to see if it needs to be reset.

City Manager, Dominick Villano, discussed the Uniform Building Code compliance in reference to the front stairs at the City Hall complex.

Mayor Anzaldi addressed the public speakers regarding establishing a pickle ball court. He informed them that the issue will be sent for review by the Recreation Department.

COUNCIL PRIVILEGE

Councilwoman Sadrakula

Councilwoman Sadrakula expressed her condolences to the Eagler family on the passing of Olga Eagler. She discussed the steps and landing flooding at the front of the City Hall complex. Councilwoman Sadrakula inquired as to the timeline of repainting city crosswalks. She spoke about traffic safety issues at the intersection of Brighton Road and Bloomfield Avenue and asked that a letter be sent to the County to address the issues. Councilwoman Sadrakula discussed the sewer collapse at the former WPAT property and asked administration for the plan for sewer upgrades/replacement. In closing, Councilwoman Sadrakula inquired if Councilman Grabowski is violating ethics laws with regard to his pens and business cards.

Councilwoman Pino

Councilwoman Pino expressed her condolences to the Eagler family on the passing of Olga Eagler. She congratulated everyone who helped make Safety Town a success. Councilwoman Pino addressed public speaker, Mark Peterson, and conveyed her interest in the Clifton Theater League. She thanked public speaker, Michael Miller, for the invitation to a pickle ball lesson. Councilwoman Pino wished all residents a Happy Labor Day and all students a successful first day of school.

Councilwoman Murphy

Councilwoman Murphy announced Recreation Department news, an upcoming Food Truck Festival and Botany Village concerts. She stated that she is seeking a barber who would be willing to give haircuts to the homeless on upcoming shower day and asked residents to donate towels to the cause. Councilwoman Murphy expressed her condolences to the Eagler family on the passing of Olga Eagler.

Councilman Grabowski

Councilman Grabowski expressed his condolences to the Eagler family on the passing of Olga Eagler and to the Lacki family on the passing of Frank Lacki. He thanked public speaker, Michael Miller, for the invitation to the pickle ball lesson. Councilman Grabowski thanked the DPW for their quick response repairing a pothole on Elm Street. In closing, Councilman Grabowski refuted any alleged ethics violations regarding his business cards and pens.

Councilman Gibson

Councilman Gibson expressed his condolences to the Eagler family on the passing of Olga Eagler. He assured public speaker, Henry Cholewczynski, that City Manager, Dominick Villano, will take care on any issues with the stairs at the City Hall complex. Councilman Gibson thanked Mr. Miller for the invitation to the pickle ball lesson. He thanked City Manager, Dominick Villano, for all he does. Councilman Gibson announced the upcoming John Samra Run/Walk. He wished luck to all students and teachers in the upcoming school year. Councilman Gibson urged parents to enroll their children in extracurricular activities and asked all parents not let their children exit cars on the street side when dropping them off at school. Councilman Gibson discussed the advantages of wireless doorbell cameras. He warned all residents not to leave valuables in their cars due to recent thefts. Councilman Gibson spoke about plastic and its effect on the environment.

Councilman Eagler

Councilman Eagler was absent.

Mayor Anzaldi

Mayor Anzaldi expressed his condolences to the Eagler family on the passing of Olga Eagler. He announced an upcoming Food Truck Festival for the Veterans Parade and mentioned the need for sponsors for the event. Mayor Anzaldi also announced the Botany Village Merchants festival and the John Samra Run/Walk. He discussed the fact that too many street lights are out and asked residents to report any non-functioning street lights to PSE&G. City Manager, Dominick Villano, reported that he met with PSE&G to discuss the use of LED lights which last longer. Mayor Anzaldi wished all students a successful school year.

RESOLUTIONS VOTED ON SEPERATELY

A Motion was made by Councilman Grabowski, seconded by Councilwoman Murphy and passed on roll call vote to have Councilman Gibson chair.

(5-0-1-1) Councilman Gibson, Councilman Grabowski, Councilwoman Murphy, Councilwoman Pino and Councilwoman Sadrakula voted aye. Mayor Anzaldi abstained and Councilman Eagler was absent.

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

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(5-0-1-1) Councilman Gibson, Councilman Grabowski, Councilwoman Murphy, Councilwoman Pino and Councilwoman Sadrakula voted aye. Mayor Anzaldi abstained and Councilman Eagler was absent

R400-19 Resolution: Approve Claims List Resolution for the August 20, 2019 City Council Meeting

**RESOLUTION TO APPROVE CLAIMS TO BE PAID
MEETING OF AUGUST 20, 2019**

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

Current Fund	\$21,532,822.49
Grant Fund	\$ 215,410.10
General Capital Fund	\$ 708,648.41
Sewer Utility -Operating	\$ 104,844.09
Sewer Utility-Capital	\$ 33,225.36
Developers Escrow	\$ 52,277.68
Dog Trust	\$ 1,010.74
Police Extra Duty	\$ 114,600.00
Trust Other	\$ 56,291.40
Section 8 Public Housing	\$ 223,891.90
Community Development	\$ 3,041.00
COAH	
Self Insurance	\$ 227,097.29
Fire Dedicated Penalties	
Revolving Loan Fund	
Tax Title Lien Redemption	
Unemployment Trust Fund	
Library	\$ 80,749.19
General Liability Trust	\$ 2,697.00
Workers Compensation Trust	\$ 215,173.73
TOTAL CLAIMS	\$23,571,780.38

RESOLUTIONS

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

R400-19 Resolution: Approve Claims List Resolution for the August 20, 2019 City Council Meeting

(6-0-0-1) Councilman Gibson, Councilman Grabowski, Councilwoman Murphy, Councilwoman Pino, Councilwoman Sadrakula and Mayor Anzaldi voted aye. Councilman Eagler was absent

**RESOLUTION TO APPROVE CLAIMS TO BE PAID
MEETING OF AUGUST 20, 2019**

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

Current Fund	\$21,532,822.49
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Self Insurance	\$ 227,097.29
Fire Dedicated Penalties	
Revolving Loan Fund	
Tax Title Lien Redemption	
Unemployment Trust Fund	
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General Liability Trust	\$ 2,697.00
Workers Compensation Trust	\$ 215,173.73
TOTAL CLAIMS	\$23,571,780.38

R401-19 Resolution Releasing Guarantees for Site Improvements: PSE&G, Mt. Prospect Avenue and 84 Runyon Road, Block 41.08, Lots 1 and 2, Block 41.05, Lot 95

**RESOLUTION RELEASING GUARANTEES FOR SITE IMPROVEMENTS:
PSE&G, MT. PROSPECT AVENUE AND 84 RUNYON ROAD
BLOCK 41.08, LOTS 1 & 2, BLOCK 41.05, LOT 95**

WHEREAS, Public Service Electric and Gas (the Developer) originally posted with the City of Clifton a Performance Bond in the amount of \$250,333.20; and a Cash Guarantee in the amount of \$27,814.80 for site improvements at their facility located at Mt. Prospect Avenue and 84 Runyon Road, designated as Block 41.08, Lots 1 & 2 and Block 41.05, Lot 95; 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 \$41,722.20 for a period of two years; and

NOW, THEREFORE, BE IT RESOLVED, that the site improvements for the Public Service Electric and Gas, Mt. Prospect Avenue and 84 Runyon Road, New Jersey, Block 41.08, Lots 1 & 2 and Block 41.05, Lot 95 are accepted, the City Engineer is hereby directed to return the Performance Bond and all escrow funds to Public Service Electric and Gas upon receipt of the aforementioned Maintenance Bond.

R402-19 Resolution Authorizing Purchase of Ten (10) 2020 Police Interceptor SUV's Off of Bergen County Cooperative

**RESOLUTION AUTHORIZING PURCHASE OF TEN (10) 2020 POLICE
INTERCEPTOR SUV’S OFF OF BERGEN COUNTY COOPERATIVE**

WHEREAS, the Police Department is in need of and desires to purchase ten (10) 2020 Police Interceptor SUV’s off of Bergen County Cooperative Contract (BCCP) BID #19-13; and

WHEREAS, these new vehicles will replace the current depleted police fleet; and

WHEREAS, the City is a member of the Bergen County Cooperative Pricing Council (CK04-BERGEN) and the Police Department wishes to purchase said vehicles off of BCCP Contract BID#19-13 from Winner Ford LLC, 250 Haddonfield Berlin Road, Cherry Hill, NJ 08034; 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: James J. Jorgensen, Purchasing Agent; and

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Municipal Council do hereby approve and authorize the aforementioned purchases from Winner Ford LLC, 250 Haddonfield Berlin Road, Cherry Hill, NJ 08034 off of BCCP Contract BID#19-13 as listed below:

- A) Ten (10) 2020 Police Interceptor SUV's in the amount of \$32,103.25 per vehicle;
- B) Total cost for ten (10) vehicles is approximately \$321,032.50

R403-19 Resolution to Purchase Industrial Supplies and Equipment from W.W. Grainger for the City of Clifton off of NJ State Contract Purchasing Program Pursuant to N.J.S.A. 40A:12a

**RESOLUTION TO PURCHASE INDUSTRIAL SUPPLIES AND EQUIPMENT
FROM W.W. GRAINGER FOR THE CITY OF CLIFTON
OFF OF NJ STATE CONTRACT PURCHASING PROGRAM
PURSUANT TO N.J.S.A:40A:11-12a**

WHEREAS, the City of Clifton, Department of Public Works has need to purchase the Industrial Supplies and Equipment; and,

WHEREAS, W.W. Grainger was awarded New Jersey State Contract number 79875 for Industrial Supplies and Equipment, expiring June 30, 2023; and,

WHEREAS, the Department of Public Works recommends authorization to procure goods on an as-needed basis from W.W. Grainger, Grainger Industrial Supply Division, Government Call Center, 55 Jackson Drive, Cranford, NJ 07016-3582, pursuant to New Jersey State Contract number 79875; 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, pursuant to said Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq., the Municipal Council wishes to authorize the aforesaid mentioned purchases and delegate the power to make the same to the following named official: James J. Jorgensen, Purchasing Agent upon the terms and conditions hereafter stated; and,

NOW, THEREFORE BE IT RESOLVED, that the Mayor and Municipal Council do hereby approve and authorize the Purchasing Agent to procure goods as-needed from W.W. Grainger, Grainger Industrial Supply Division, Government Call Center, 55 Jackson Drive, Cranford, NJ 07016-3582 via New Jersey State Contract number 79875, in an amount not to exceed \$50,000.00, for the period of July 1, 2019 through to December 31, 2020.

BE IT FURTHER RESOLVED, a properly executed purchase order, processed as-needed, shall be the instrument of fund encumbrance for each department and division usage, budgetary appropriations considered.

R404-19 Resolution to Purchase Industrial Supplies and Equipment from Fastenal Company for the City of Clifton off the New Jersey State Contract Purchasing Program Pursuant to N.J.S.A. 40A:11-12a

**RESOLUTION TO PURCHASE INDUSTRIAL SUPPLIES AND EQUIPMENT
FROM FASTENAL COMPANY FOR THE CITY OF CLIFTON OFF
THE NEW JERSEY STATE CONTRACT PURCHASING PROGRAM
PURSUANT TO N.J.S.A:40A:11-12a**

WHEREAS, the City of Clifton, Department of Public Works has need to purchase Industrial Supplies and Equipment; and,

WHEREAS, Fastenal Company was awarded New Jersey State Contract number 45389 for the providing of Industrial Supplies and Equipment, expiring June 30, 2023; and,

WHEREAS, the Department of Public Works recommends authorization to procure goods on an as-needed basis from Fastenal Company, 1875 North Olden Ave, Trenton, NJ 08638 pursuant to New Jersey State Contract number 45389; 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, pursuant to said Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq., the Municipal Council wishes to authorize the aforesaid mentioned purchases and delegate the power to make the same to the following named official: James J. Jorgensen, Purchasing Agent upon the terms and conditions hereafter stated; and

NOW, THEREFORE BE IT RESOLVED, that the Mayor and Municipal Council do hereby approve and authorize the Purchasing Agent to procure goods as-needed from Fastenal Company, 1875 North Olden Ave, Trenton, NJ 08638, via New Jersey State Contract number 45389, for a total not to exceed amount of \$50,000 for the period of July 1, 2019 through to December 31, 2020.

BE IT FURTHER RESOLVED, a properly executed purchase order, processed as-needed, shall be the instrument of fund encumbrance for each department and division usage, budgetary

R405-19 Resolution Authorizing City of Clifton to Procure Auto Parts and Repairs Through New Jersey State Approved Cooperative Contract Vendor Pursuant to N.J.S.A. 40A:11-12a

**RESOLUTION AUTHORIZING CITY OF CLIFTON
TO PROCURE AUTO PARTS AND REPAIRS THROUGH
NEW JERSEY STATE APPROVED COOPERATIVE CONTRACT VENDOR
PURSUANT TO N.J.S.A. 40A:11-12a**

WHEREAS, the City of Clifton has a need to purchase auto parts and repairs on an as-needed basis; and,

WHEREAS, Lawson Products Inc., 8770 West Bryn Mawr Drive, Suite 900, Chicago, IL 60631, was awarded New Jersey State Contract 85850, for the providing of; and,

WHEREAS, the contract has been extended until January 29, 2020; and

WHEREAS, the Department of Public Works has requested an increase of \$15,000 to Purchase Order 31601, currently encumbered to Lawson at \$17,500, which would bring the total amount of blanket purchase order funding to \$32,500, through to January 29, 2020; and,

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

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Municipal Council do hereby approve and authorize the aforementioned purchase from Lawson Products Inc., 8770 West Bryn Mawr Drive, Suite 900, Chicago, IL 60631, was awarded New Jersey State Contract 85850, at a cost not to exceed \$32,500 through to January 29, 2020.

R406-19 Resolution Authorizing Permission to Bid for Road and Paving Materials for the Department of Public Works

**CITY OF CLIFTON
RESOLUTION AUTHORIZING PERMISSION TO BID
FOR ROAD AND PAVING MATERIALS
FOR THE DEPARTMENT OF PUBLIC WORKS**

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

WHEREAS, the City of Clifton seeks road and paving materials estimated to cost in excess of \$17,500 without waiver; and

WHEREAS, the Department of Works, coordinating with the Qualified Purchasing Agent, has prepared Bid Specifications and a Notice to Bidders, in anticipation of public bidding for same, and finds same to be acceptable for public bidding; and,

NOW THEREFORE BE IT RESOLVED by the Mayor and Municipal Council of the City of Clifton that the Purchasing Agent is authorized to advertise a Notice to Bidders and to receive public bids for the services described therein; and,

BE IT FURTHER RESOLVED that the Notice to Bidders shall be published once in a legal newspaper of the City of Clifton no later than the next Municipal Council meeting, in accordance with N.J.S.A. 40A:11-1 et seq.

R407-19 Resolution Authorizing Sale of Surplus Property No Longer Needed for Public Use Through USGOVBID/Auction Liquidation Services

**RESOLUTION AUTHORIZING SALE OF SURPLUS PROPERTY
NO LONGER NEEDED FOR PUBLIC USE
THROUGH USGOVBID/AUCTION LIQUIDATION SERVICES**

WHEREAS, the City of Clifton is the owner of certain surplus property which is no longer needed for public use, the list of which is attached as EXHIBIT 2019 B; and,

WHEREAS, the Mayor and Municipal council are desirous of selling said surplus property as listed therein, in an “as-is” condition without express or implied warranties; and,

WHEREAS, pursuant to Council resolution number R365-19, adopted July 16, 2019, the City of Clifton shall utilize the online auction services of UsGovBid/Auction Liquidation

Services, P.O. Box 1216, Eatontown, NJ 0772, for Online Auction Services, in accordance with the terms and conditions of the agreement entered into with USGovBid, available at the City Clerk's office; and,

WHEREAS, the sales are being conducted pursuant to the Division of Local Government Services Local Finance Notice 2008-9; and,

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Municipal Council of the City of Clifton, in the county of Passaic, State of New Jersey that the list of vehicles as attached on 2019 B, shall be sold via online public auction services, as provided by the City's contracted vendor, USGovBids/Auction Liquidation Services; and,

NOW, THEREFORE, BE IT FURTHER RESOLVED, that the Mayor and Council hereby authorize the Qualified Purchasing Agent to initiate and advertise the above online auction.

R408-19 Resolution Authorizing Entry into and Execution of a Shared Services Agreement with Township of Little Falls for Health Department Services - July 1, 2019 Thru June 30, 2022

**RESOLUTION AUTHORIZING ENTRY INTO AND EXECUTION OF A
SHARED SERVICES AGREEMENT WITH TOWNSHIP OF LITTLE FALLS
FOR HEALTH DEPARTMENT SERVICES - JULY 1, 2019 THRU JUNE 30, 2022**

BE IT RESOLVED, that authorization is given for entry into a shared services agreement between the City of Clifton and the Township of Little Falls for the provision of Health Department Services by the City of Clifton to the Township of Little Falls, for the period July 1, 2019 thru June 30, 2022, which includes Environmental Health, Public Health Nursing Services, Health Education, Health Promotion, Emergency Response, and Animal Control Services; and

BE IT FURTHER RESOLVED, that, upon approval and review of the Law Department of the agreement, the Mayor and City Clerk are authorized and directed to execute the agreement on behalf of the City of Clifton.

R409-19 Resolution Appointing Acting Chief Financial Officer

RESOLUTION APPOINTING ACTING CHIEF FINANCIAL OFFICER

WHEREAS, the Municipal Council wishes to appoint an Acting Chief Financial Officer (CFO) in the event Joseph Kunz is unable to serve in said capacity;

NOW, THEREFORE, BE IT RESOLVED, that in the event Joseph Kunz, Chief Financial Officer, is unable to serve as Chief Financial Officer due to illness, vacation or other absence, then Deyanira Rodriguez, Treasurer, shall serve as Acting Chief Financial Officer.

R410-19 Resolution Approving Developer Agreement Between the City of Clifton and Lakeview Capital Investments, LLC

**RESOLUTION APPROVING DEVELOPER AGREEMENT BETWEEN THE
CITY OF CLIFTON AND LAKEVIEW CAPITAL INVESTMENTS, LLC**

BE IT RESOLVED, that a Developer Agreement between the City of Clifton and Lakeview Capital Investments, LLC, the developer of 371 Lakeview Avenue, Block 1.27, Lot 13, 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 Agreements on behalf of the City of Clifton

R411-19 Resolution Approving Developer Agreement Between the City of Clifton & PSE&G

**RESOLUTION APPROVING DEVELOPER AGREEMENT BETWEEN THE
CITY OF CLIFTON AND PSE&G**

BE IT RESOLVED, that a Developer Agreement between the City of Clifton and PSE&G, the developer of Block 16.01, Lot 40, 260 Kuller Road, 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.

R412-19 Resolution Approving a Memorandum of Understanding ("MOU") with Public Service Electric and Gas Company ("PSE&G")

**RESOLUTION APPROVING A MEMORANDUM OF UNDERSTANDING
("MOU") WITH PUBLIC SERVICE ELECTRIC AND GAS COMPANY
("PSE&G")**

WHEREAS, a new phase of the gas system modernization project is about to commence; and

WHEREAS, a Memorandum of Understanding ("MOU") with Public Service Electric and Gas Company ("PSE&G") has been proposed to provide payment for the City Engineer to inspect the work.

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Municipal Council of the city of Clifton, New Jersey that the proposed MOU with PSE&G is hereby authorized and approved in a form to be approved by the Law Department; and

BE IT FURTHER RESOLVED, that the Mayor and City clerk be and are hereby authorized to execute the aforementioned agreement.

R413-19 Resolution Awarding Contract to DeCotiis, Fitzpatrick, Cole & Giblin, LLP, for Environmental Counsel Services for Period 8/6/19 Through 8/5/20

**RESOLUTION AWARDING CONTRACT TO DE COTIIS, FITZPATRICK,
COLE & GIBLIN, LLP, FOR ENVIRONMENTAL COUNSEL SERVICES FOR
PERIOD 8/6/19 - 8/5/20**

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

WHEREAS, De Cotiis, Fitzpatrick, Cole & Giblin, LLP of Teaneck, NJ, have been providing legal services for the City of Clifton in connection with the redevelopment of the site in a satisfactory manner, and the Municipal Attorney recommends their appointment as environment counsel to provide said services, effective August 6, 2019 through August 5, 2020, at the rate of \$175.00 per hour, however, not to exceed \$225,000.00 for the term of the contract; and

WHEREAS, any fee in excess of \$225,000.00 for the contract term shall require the approval of the Municipal Council and the adoption of a supplementary resolution; and

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

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

WHEREAS, the estimated value of the contract is expected to be in excess of \$17,500.00, and the duration of the contract is from August 6, 2019 through August 5, 2020; and

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

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

NOW, THEREFORE, BE IT RESOLVED, that:

1. A contract for professional environmental counsel services, in the form as approved by the Clifton Law Department, is awarded to De Cotiis, Fitzpatrick, Cole & Giblin, LLP, effective August 6, 2019 through August 5, 2020, the rate to be paid for said services is \$175.00 per hour, not to exceed \$225,000.00 for the term of the contract without the express approval of the Municipal Council and adoption of a supplementary resolution.
2. The required Certificate of Availability of Funds for the above contract has been obtained from the Chief Financial Officer of the City of Clifton.
3. The Mayor and City Clerk are authorized and directed to execute a contact on behalf of the City of Clifton.
4. The original of this resolution and the contract in question shall be placed on file and made available for public inspection in the City Clerk=s Office of the City of Clifton.

R414-19 Resolution Adopting the Clifton Parks and Recreation Master Plan

RESOLUTION ADOPTING THE CLIFTON PARKS AND RECREATION MASTER PLAN

WHEREAS, the City Council of the City of Clifton previously retained Brandstetter Carroll Inc. to prepare the Clifton Parks and Recreation Master Plan; and

WHEREAS, the final draft was submitted to the city Council and the City Council wishes to adopt same.

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Municipal Council of the City of Clifton, New jersey that the Clifton Parks and Recreation Master Plan dated December 2018 is hereby adopted.

R415-19 Late - Resolution Awarding Contract for One (1) Boom Mounted Brush Cutter

**RESOLUTION AWARDING CONTRACT FOR
ONE (1) BOOM MOUNTED BRUSH CUTTER**

WHEREAS, on June 5, 2019, resolution number R293-19 was passed by the Municipal Council to authorize re-advertising for bids for One (1) Boom Mounted Brush Cutter for the Department of Public Works; and,

WHEREAS, on July 3, 2019, two bids were received, one from Foley Incorporated, for \$73,650.00, and a second from Power Place, Inc. for \$58,647.00, with both coming in below the estimated costs for the above item; and,

WHEREAS, the Director of Public Works did see a demonstration of the equipment proposed by Power Place, Inc., 297 Route 22 East, Whitehouse Station, NJ 08889, and has recommended an award of bid to the same.

WHEREAS, upon review of the submitted bid, the Purchasing Agent in concurrence with the Department of Public Works Director, recommends a contract be awarded to Power Place, Inc., in an amount not to exceed \$58,647.00 for the providing of for One (1) One (1) Boom Mounted Brush Cutter; and,

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Municipal Council do hereby approve and authorize aforementioned a contract with Power Place, Inc., located at 297 Route 22 East, Whitehouse Station, NJ 08889, for the not to exceed amount of \$58,647.00.

R415-19 Executive Session

RESOLUTION AUTHORIZING EXECUTIVE SESSION

WHEREAS, the Municipal Council deems it essential in the furtherance of the public interest, to discuss, in closed session, as expressly permitted by N.J.S.A. 10:4-12, the following subject(s), to wit:

NOW, THEREFORE, BE IT RESOLVED that the public shall be excused and excluded from that portion of the Council's meeting to be held on August 20, 2019 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 Botany Village Pizza

RESOLUTION FOR FINAL APPROVAL

BE IT RESOLVED, that the application of Sophia Pizzeria Corp. t/a Botany Village Pizza for permission to conduct a Restaurant – Continued Use for a period ending January 31, 2020 on the premises known as: 266 Parker Ave., Clifton, NJ 07011.

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

L- 2 Happy Belly

RESOLUTION FOR FINAL APPROVAL

BE IT RESOLVED, that the application of Bits of Bliss, LLC t/a Happy Belly for permission to conduct a Restaurant – New for a period ending January 31, 2020 on the premises known as: 616 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.

ADJOURNMENT

Upon motion made by Councilman Grabowski, seconded by Councilwoman Murphy and passed on roll call vote, the meeting was adjourned at 9:25 p.m.

(6-0-0-1) Councilman Gibson, Councilman Grabowski, Councilwoman Murphy, Councilwoman Pino, Councilwoman Sadrakula and Mayor Anzaldi voted aye. Councilman Eagler was absent.

Respectfully Submitted,

Nancy Ferrigno
City Clerk

James Anzaldi, Mayor