

**CITY OF CLIFTON
CLIFTON, NEW JERSEY
REGULAR MEETING MINUTES OF NOVEMBER 18, 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.

8:10 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)
Councilman Gibson	(BG) Absent
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

Rabbi Mark- Clifton Jewish Center

PLEDGE TO THE FLAG

A Motion was made by Councilman Grabowski, seconded by Councilman Eagler and passed on roll call vote to approve Action Items A-3 and A-17, which were moved to Closed Session.

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

APPROVAL OF MINUTES

A Motion was made by Councilman Eagler seconded by Councilman Grabowski and passed on roll call vote to approve the Minutes of the Regular, Workshop and Executive Session of November 6, 2019.

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

COMMUNICATIONS FROM THE CITY MANAGER

C-1 Raymond Ramirez hired as Mechanics Helper, D.P.W. Public Works at \$38,102.77 annually, effective 11/06/2019.

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- C-2 Zavion Perry-Belton Laborer 1, D.P.W. hired at \$29,141.81 annually effective 11/15/2019.
- C-3 Alida Gerardi resigned her position as School Traffic Guard Public Safety effective 11/01/2019.

COMMUNICATIONS – MEETING MINUTES

- C-4 Minutes of Board of Recreation of September 23, 2019
- C-5 Minutes of Advisory Committee for Individuals with Disabilities of October 21, 2019
- C-6 Minutes of Board of Adjustment of November 6, 2019
- C-7 Minutes of Alcoholic Beverage Control Board of October 9, 2019

A Motion was made by Councilman Eagler, seconded by Councilwoman Sadrakula and passed on roll call vote to table the Minutes of the Advisory Committee for Individuals with Disabilities of October 21, 2019 because the minutes were not approved.

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

ORDINANCES – SECOND READING

A. Adoption of Ordinance 7537-19

B. Public Hearing on Ordinance 7537-19

The Mayor opened the floor to the public with regard to the Ordinance 7537-19

A Motion was made by Councilman Grabowski, seconded by Councilwoman Murphy and passed on roll call vote to table Ordinance 7537-19 for further clarification from the Planning Board.

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 Eagler, Councilman Grabowski, Councilwoman Murphy, Councilwoman Pino, Councilwoman Sadrakula and Mayor Anzaldi voted aye. Councilman Gibson was absent.

C. Adoption of Ordinance 7549-19

D. Public Hearing on Ordinance 7549-19

The Mayor opened the floor to the public with regard to the Ordinance 7549-19

With no one wishing to be heard, a Motion was made by Councilman Grabowski, seconded by Councilman Eagler 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

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concerning said ordinance and upon motion, adopted said hearing was closed and said ordinance was thereafter finally passed without amendments, upon motion regularly made by Councilman Grabowski, seconded by Councilman Eagler and carried by roll call vote.

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 17 Restricted Handicapped Spaces)

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

E. Adoption of Ordinance 7550-19

F. Public Hearing on Ordinance 7550-19

The Mayor opened the floor to the public with regard to the Ordinance 7550-19

With no one wishing to be heard, a Motion was made by Councilman Eagler, 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 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" (Adds 1 Restricted Handicapped Space)

G. Adoption of Ordinance 7551-19

H. Public Hearing on Ordinance 7551-19

The Mayor opened the floor to the public with regard to the Ordinance 7551-19

With no one wishing to be heard, a Motion was made by Councilman Grabowski, seconded by Councilman Eagler 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 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" (Deletes 1 Restricted Handicapped Space)

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

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I. Adoption of Ordinance 7552-19

J. Public Hearing on Ordinance 7552-19

The Mayor opened the floor to the public with regard to the Ordinance 7552-19

With no one wishing to be heard, a Motion was made by Councilman Eagler, 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 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" (Adds Title of & Compensation for Gardner)

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

K. Adoption of Ordinance 7553-19

L. Public Hearing on Ordinance 7553-19

The Mayor opened the floor to the public with regard to the Ordinance 7553-19

With no one wishing to be heard, a Motion was made by Councilman Grabowski, seconded by Councilman Eagler 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 Grabowski, seconded by Councilman Eagler 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 Benefits", More Particularly Article VI Thereof, Entitled "Confidential Officials and Employees" and More Particularly Section 99-34 Thereof, Entitled "Minimum and Maximum Salaries Fixed" (Amends Salary of City Clerk)

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

ORDINANCES – FIRST READING

A. Introduction of Ordinance 7554-19

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 Eagler, seconded by Councilwoman

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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 1 Restricted Handicapped Space)

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, December 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

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

B. Introduction of Ordinance 7555-19

The entitled ordinance was introduced and read by the City Clerk, as first reading, which reading was by title, passed upon motion made by Councilwoman Murphy, 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" (Adds Randolph Avenue (145))

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, December 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

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

CITY MANAGER PRIVILEGE

Nothing to report

FLOOR TO MEMBERS OF THE PUBLIC

Darren Orta, 56 Cheever St., discussed residents from the City of Garfield parking on Cheever Street and leaving no parking for the neighborhood residents.

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

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

Mayor Anzaldi responded to Mr. Orta and told him the issue would be given to Administration and the Police Department.

COUNCIL PRIVILEGE

Councilwoman Pino

Councilwoman Pino apologized for her absence at the last Council Meeting. She congratulated the members of the Clifton Theater League who participated in the musical Oliver!. Councilwoman Pino congratulated the recent Boys' and Girls' Club alumni who were voted into

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the club's Hall of Fame. In closing Councilwoman Pino wished all residents a Happy Thanksgiving.

Councilman Eagler

Councilman Eagler discussed a program where residents register incentive cards with their home address, and when they present their cards upon making a purchase at participating businesses, portions of those purchases are shaved off their property tax bills. He discussed raising election pay for board workers. Councilman Eagler wished all residents a Happy Thanksgiving and asked the public to consider donating to Saint Peter's Haven's food drive.

Councilwoman Sadrakula

Councilwoman Sadrakula inquired as to the status of the City police on military pay for weekend drills. She also asked the status of the PBA Contract. City Manager, Dominick Villano, responded that a meeting is taking place shortly with the auditors, CFO and attorneys and then a special meeting will be called for Council discussion. Councilwoman Sadrakula discussed leases in reference to the Station Barn and the Crawford House. She stated she was told someone was living in the Crawford House. Councilwoman Sadrakula discussed the Adult Opportunity Center and payment for City provided gasoline for their vehicles.

Councilman Gibson

Councilman Gibson was absent.

Councilwoman Murphy

Councilwoman Murphy announced Recreation Department news. She congratulated the new member of the ADA Committee. Councilwoman Murphy asked residents to consider donating to Saint Peter's Haven's food drive. She congratulated the Clifton Boys' Soccer Team on their recent State Champion victory.

Councilman Grabowski

Councilman Grabowski congratulated the Clifton Boys' Soccer Team on their State Championship and the Clifton Football Team on their great season. He gave accolades to the Clifton Theater League for their performance of Oliver!. Councilman Grabowski stated the ceremony for the park dedication to Stefan Tatarenko was a success. He discussed the fact that residents are piling leaves at the curb and asked to have DPW check storm drains to make sure they are not blocked. Councilman Grabowski wished all residents a Happy Thanksgiving.

Mayor Anzaldi

Mayor Anzaldi asked what happened to the policy submitted for approval in regard to military leave pay. City Attorney, Matthew Priore, stated it was submitted for approval but tabled at a previous meeting. Mayor Anzaldi announced a Thanksgiving Dinner being held at the Athenia Veteran's Post. He stated they are looking for volunteers if anyone is interested. Mayor Anzaldi also announced an upcoming Beefsteak and Tricky Tray to benefit the Mustang Band. He spoke about harassment and bullying on social media and toxic people. Mayor Anzaldi wished everyone a Happy Thanksgiving.

Councilman Eagler asked if Council would like to invite the Boys' Soccer Team, Football and Track Team to a meeting to congratulate them on their excellent season records. Mayor Anzaldi agreed.

RESOLUTIONS VOTED ON SEPERATELY

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

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

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

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

R544-19 Resolution: Approve Claims List Resolution for the City Council Meeting

**RESOLUTION TO APPROVE CLAIMS TO BE PAID
MEETING OF NOVEMBER 18, 2019**

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

Current Fund	\$	23,111,080.15
Grant Fund	\$	23,646.50
General Capital Fund	\$	1,267,735.57
Sewer Utility -Operating	\$	790,320.05
Sewer Utility-Capital	\$	66,855.22
Developers Escrow	\$	10,674.45
Dog Trust	\$	1,028.38
Police Extra Duty	\$	91,944.50
Trust Other	\$	439,433.64
Section 8 Public Housing	\$	225,550.94
Community Development	\$	8,151.37
COAH		
Self Insurance	\$	982,097.90
Fire Dedicated Penalties		
Revolving Loan Fund		
Tax Title Lien Redemption		
Unemployment Trust Fund		
Library	\$	124,050.93
General Liability Trust	\$	14,951.29
Workers Compensation Trust	\$	309,156.11
Federal DOJ Forfeiture	\$	16,629.35
TOTAL CLAIMS	\$	27,483,306.35

A Motion was made by Councilman Eagler, seconded by Councilwoman Murphy and passed on roll call vote to table the following Resolutions pending further clarification.

R549-19 Resolution Calling for Study Commission to Review the Open Public Records Act

**RESOLUTION CALLING FOR STUDY COMMISSION TO REVIEW THE OPEN
PUBLIC RECORDS ACT**

WHEREAS, the City of Clifton strongly believes in and supports open transparent government, and that citizens and residents have the right to be informed about the workings of government in order to best participate in a democracy; and

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WHEREAS, on January 8, 2002 then Acting Governor DiFrancesco signed into law the Open Public Records Act (OPRA) which mandates that government records shall be available, with limited exceptions, for public access and simplifying the procedures for requesting such specific records; and

WHEREAS, the intent of the law was to provide the public with easy access to government records with an uncomplicated process for obtaining the records and eliminating bureaucratic red tape; and

WHEREAS, over the course of 18 years OPRA has been a positive light, but it has also been fraught with abuse and misuse, and has become an unanticipated financial cost to the taxpayers of New Jersey; and

WHEREAS, the City of Clifton has labored under a well-intended law that has spiraled out of control, due to the volume and nature of requests, the cost to taxpayers in responding to the requests, and the potential liability in having to pay disproportionate prevailing party attorney's fees should the requests turn into litigated matters, as well as the liability in determining which documents shall be released, with or without redaction, while attempting to maintain individual privacy; and

WHEREAS, it is not only the volume of OPRA requests that challenge our resources, but it is also the cost associated with reviewing, retrieving, and processing the OPRA request(s) by public entity personnel and counsel and possibly defending our action(s) before the Government Records Council or in Superior Court; and

WHEREAS, the City of Clifton received and responded to 1147 (One Thousand One Hundred Forty Seven) OPRA requests in 2017, 1422 (One Thousand Four Hundred Twenty Two) OPRA requests in 2018, and to date has received and responded to 1234 (One Thousand Two Hundred Thirty Four) OPRA requests as of November 6, 2019; and

WHEREAS, the City of Clifton's municipal staff has spent approximately 1385 (One Thousand Three Hundred Eighty Five) hours responding to OPRA requests received in 2019 to date, and a yearly average of approximately 1500 (One Thousand Five Hundred) to 2000 (Two Thousand) hours since 2017 in addition to time spent by other departments as well as legal review by the Law Department; and

WHEREAS, due to the often conflicting case law and Government Record Council decisions, as well as the unique characteristics of OPRA requests, the City of Clifton must often times rely on the municipal attorney to review certain OPRA requests, resulting in additional fees; and

WHEREAS, with limited exceptions, OPRA has not been amended to address the clear and apparent advancement in technology that has changed the way government records are created, stored, and/or transmitted; the various interpretive decisions; privacy concerns; abuse for commercial gain; and/or the ever increasing cost to taxpayers; and

WHEREAS, as the current law approaches its twentieth (20th) anniversary it has outgrown its original intended use and has become ripe for comprehensive review and reform;

NOW, THEREFORE BE IT RESOLVED that the governing body of the City of Clifton appeals to the legislature to form a Commission comprised of Mayors, Municipal Clerks, Municipal Managers, Attorneys, Police Chiefs, open government advocates, privacy experts, members of the media, citizens and other appropriate stakeholders, to review and examine the effects of OPRA on local government and the needs to be fulfilled by the law, and use the Commission's findings to perform a comprehensive reform of OPRA; and

BE IT FURTHER RESOLVED, that copies of this resolution be forwarded to Assemblyman Thomas P. Giblin, Assemblywoman Britnee Timberlake, Senator, Nia H. Gill, Assembly Speaker Craig Coughlin, Senate President Stephen Sweeney, Senator Weinberg, Executive

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Director of the Government Records Council, the Governor of the State of New Jersey, the Municipal Clerks Association of New Jersey and New Jersey State League of Municipalities.

R550-19 Resolution in Support of Assembly Bill A-5726 to Increase the Wages of
Poll Workers to be Paid by the State of New Jersey and by the County in
Which the Election is Being Held

**RESOLUTION IN SUPPORT OF ASSEMBLY BILL A-5726 TO INCREASE THE
WAGES OF POLL WORKERS TO BE PAID BY THE STATE OF NEW JERSEY AND
BY THE COUNTY IN WHICH THE ELECTION IS BEING HELD**

WHEREAS, the proper conduct of elections is a critical obligation of elected and appointed officials throughout the State of New Jersey with poll workers required to be working from 5:15 a.m. to after 8:00 p.m. on the days of primary, regular and special elections, working over 15 hours per day in most elections; and

WHEREAS, State law provides that poll workers are to receive \$200 per day making it increasingly difficult to find poll workers willing to spend the long hours involved in this important role; and

WHEREAS, Assemblyman Kevin T. Rooney is the primary sponsor of Assembly Bill A-5726 which would increase the wage paid to poll workers from \$200 to \$300, with \$225 to be paid by the State of New Jersey and \$75 to be paid by the County in which the election is being held; and

WHEREAS, the Mayor and Council of the City of Clifton wish to memorialize their support for this legislation which is necessary to help attract persons to serve as poll workers;

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the City of Clifton, that it does support Assembly Bill A-5726 and urges enactment by both houses and signing into law by Governor Murphy; and

BE IT FURTHER RESOLVED, that a true copy of this resolution be forwarded to the Office of the Governor, our State Legislators, our County Election Officials, Danielle Imhoff-Ireland, Shona Mack, Ken Hirman, the New Jersey League of Municipalities and Passaic County Municipal Clerks.

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

A Motion was made by Councilman Grabowski, seconded by Councilwoman Murphy and passed on roll call to vote on the following Resolutions separately.

Councilwoman Pino left the room at 8:40 p.m.

R545-19 Resolution - 2019 Budget Transfer Resolution in the Clifton Municipal
Budget

**RESOLUTION TO TRANSFER
2019 BUDGET APPROPRIATIONS
CURRENT FUND**

WHEREAS, transfers between budget appropriations are permitted by N.J.S.A. 40A:4-58 during the last two months of the fiscal year; and

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WHEREAS, certain 2019 City Budget Appropriations are expected to be insufficient to meet the expenditure requirements through the end of the fiscal year, and certain 2019 budget appropriations are expected to have funds available to offset these expenditure requirements;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of the City of Clifton, County of Passaic, State of New Jersey, (not less than two-thirds thereof affirmatively concurring) that the transfers as listed between 2019 City Budget Appropriations be made in the Current Fund:

Department	Account Number	Amount – From:	Amount – To:
Insurance – Worker Comp	01-201-23-215-340		\$ 100,000.00
Building (DPW) – OE	01-201-26-290-911	\$ 50,000.00	
Vehicle Maint. – OE	01-201-26-305-911	\$ 50,000.00	
Total Transfer Amount:		\$ 100,000.00	\$ 100,000.00

(4-1-0-2) Councilman Eagler, Councilman Grabowski, Councilwoman Murphy, and Mayor Anzaldi voted aye. Councilwoman Sadrakula voted nay and Councilman Gibson and Councilwoman Pino were absent.

RESOLUTIONS

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

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

R544-19 Resolution: Approve Claims List Resolution for the City Council Meeting of November 18, 2019:

**RESOLUTION TO APPROVE CLAIMS TO BE PAID
MEETING OF NOVEMBER 18, 2019**

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

Current Fund	\$	23,111,080.15
Grant Fund	\$	23,646.50
General Capital Fund	\$	1,267,735.57
Sewer Utility -Operating	\$	790,320.05
Sewer Utility-Capital	\$	66,855.22
Developers Escrow	\$	10,674.45
Dog Trust	\$	1,028.38
Police Extra Duty	\$	91,944.50
Trust Other	\$	439,433.64
Section 8 Public Housing	\$	225,550.94
Community Development	\$	8,151.37
COAH		
Self Insurance	\$	982,097.90
Fire Dedicated Penalties		
Revolving Loan Fund		
Tax Title Lien Redemption		
Unemployment Trust Fund		
Library	\$	124,050.93

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General Liability Trust	\$	14,951.29
Workers Compensation Trust	\$	309,156.11
Federal DOJ Forfeiture	\$	16,629.35
TOTAL CLAIMS	\$	27,483,306.35

R546-19 Chapter 159 Resolution Amending the 2019 City Budget for Additional Revenue and Appropriation - County of Passaic, Human Services Stigma Free Grant - \$1,000.00

**CHAPTER 159 RESOLUTION
AMENDING THE 2019 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 \$1,000.00 from the Passaic County, Department of Human Services for a Stigma Free event and wishes to amend the 2019 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 2019 in the sum of \$1,000.00

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:
Passaic County Human Services – Stigma Free Event Grant - \$1,000.00

BE IT FURTHER RESOLVED, that the like sum of \$1,000.00 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:
Passaic County Human Services – Stigma Free Event Grant - \$1,000.00

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

R547-19 Resolution Awarding Professional Construction Management Services Contract to T&M Associates in Connection with the Installation of Emergency Generator at Fire station #4 and to File the Necessary NJDEP Air Permits

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**RESOLUTION AWARDING PROFESSIONAL CONSTRUCTION
MANAGEMENT SERVICES CONTRACT TO T & M ASSOCIATES IN
CONNECTION WITH THE INSTALLATION OF EMERGENCY GENERATOR
AT FIRE STATION #4 AND TO FILE THE NECESSARY NJDEP AIR PERMITS**

WHEREAS, THE City of Clifton has awarded a contract for the installation of emergency generator at Fire Station #4 to Manor II Electric, Inc.; and

WHEREAS, the City requires professional construction management services to oversee this project; and

WHEREAS, T & M Associates of Bloomfield, NJ, has submitted a proposal to furnish said services, dated October 28, 2019, for a fee not to exceed \$16,500.00; and

WHEREAS, T & M Associates had previously been awarded a contract for design services for this project, and, based upon their familiarity with the project and expertise, the City Engineer recommends the award of a contract for construction management services to them; and

WHEREAS, after reviewing the proposal and recommendation of the City Engineer, the Municipal Council wishes to award a contract to T & M Associates for the provision of said services, in accordance with its proposal; and

WHEREAS, the subject matter is professional services and may be awarded without public advertising for bids and bidding therefor under N.J.S.A. 40A:11-5 et seq.; and

WHEREAS, this award is of a non-fair and open contract in accordance with N.J.S.A. 19:44A-20.5, and, therefore, the Business Entity Disclosure Certification has been received from the contractor and is incorporated into the contract awarded hereby, along with the Determination of Value; and

WHEREAS, the value of the contract is determined to be \$16,500.00, and the duration of the contract is until completion;

WHEREAS, there are funds available for payment of said services, and the Chief Financial Officer has certified same hereon;

NOW, THEREFORE, BE IT RESOLVED, that a professional construction management services contract in connection with the installation of emergency generator at Fire Station #4 and to file the necessary NJDEP Air Permits is hereby awarded to T & M Associates of Bloomfield, NJ, at the price not to exceed \$16,500.00, in accordance with its submitted proposal; and

BE IT FURTHER RESOLVED, that the Mayor and City Clerk are hereby authorized and directed to execute a contract on behalf of the City of Clifton, and that the original of this resolution and the contract above referred to be placed on file and made available for inspection at the Office of the City Clerk of the City of Clifton; and

BE IT FURTHER RESOLVED, that the following short notice be printed once in a legal newspaper of the City of Clifton:

**CITY OF CLIFTON
NOTICE OF CONTRACT AWARDED**

The City of Clifton has awarded a contract without competitive bidding as a professional service pursuant to N.J.S.A. 40:11-5(1)(a). The contract and the resolution authorizing it are available for public inspection in the Office of the City Clerk.

Awarded to: T & M Associates, Bloomfield, NJ
Services: Construction Management Services

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Project: Emergency generator at Fire Station #4
Cost: Not to exceed \$16,500.00
Term: Until completion

R548-19 Resolution Correcting Title to Resolution No. 497-19 to Read "Resolution Awarding Professional Engineering Services Contract to Neglia Engineering for Construction Management Services in Connection with the Additional Work for the PSE&G Gas Modernization Program"

**RESOLUTION CORRECTING TITLE TO RESOLUTION NO. 497-19 TO READ
A RESOLUTION AWARDING PROFESSIONAL ENGINEERING SERVICES
CONTRACT TO NEGLIA ENGINEERING FOR CONSTRUCTION
MANAGEMENT SERVICES IN CONNECTION WITH THE ADDITIONAL
WORK FOR THE PSE&G GAS MODERNIZATION PROGRAM**

BE IT RESOLVED, by the Mayor and Council of the City of Clifton that the title to Resolution No. 497-19 adopted on November 6, 2019 be and hereby is corrected to read:

Resolution awarding professional engineering services contract to Neglia Engineering for construction management services in connection with the additional work for the PSE&G Gas Modernization Program; and

BE IT FURTHER RESOLVED, that the first **WHEREAS** clause of the aforesaid Resolution be corrected to read as follows:

WHEREAS, the City of Clifton requires professional engineering services for construction management services in connection with the additional work for the PSE&G Gas Modernization Program.

R551-19 Resolution for Appointment of Member to Senior Citizen Advisory Committee

**RESOLUTION FOR APPOINTMENT OF
MEMBER TO SENIOR CITIZEN ADVISORY COMMITTEE**

WHEREAS, the Mayor and Council of the City of Clifton, County of Passaic and State of New Jersey are in receipt of an application from Thomas Dzubina to become a Member of the Senior Citizen Advisory Committee; and

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the City of Clifton, County of Passaic and State of New Jersey, that Thomas Dzubina be appointed as a Member of the Senior Citizen Advisory Committee commencing this day and expiring on December 31, 2022.

R552-19 Resolution Authorizing New & Used Car Lot License Renewals

**RESOLUTION AUTHORIZING NEW AND USED CAR LOT LICENSE
RENEWALS**

WHEREAS, the Mayor and Council of the City of Clifton, County of Passaic, State of New Jersey are in receipt of a New and Used Car Lot License Renewals from various businesses in the City of Clifton; and

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

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

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Clifton, County of Passaic, and State of New Jersey that approval for the renewal of a New and Used Car Lot Licenses to the businesses listed below be and are hereby granted.

Nash Park Automotive, Inc.	630 Lexington Avenue
Ken Mooney Service Garage, Inc.	817 Clifton Avenue
Wieggers, Inc.	181 Fornelius Avenue

R553-19 Resolution Authorizing Fred Dauth as a Transient Merchant

**RESOLUTION AUTHORIZING FRED DAUTH
AS A TRANSIENT MERCHANT**

WHEREAS, the Mayor and Council of the City of Clifton, County of Passaic, State of New Jersey are in receipt of an application from Fred Dauth of 194 Shore Road, Cape Neddick, ME for the sale of Christmas Trees as a Transient Merchant; and

WHEREAS, Fred Dauth has requested that said Christmas Tree sales will operate on the premises known as 875 Grove Street, Clifton, NJ 07013;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Clifton, County of Passaic, State of New Jersey that authorization be given to Fred Dauth of 194 Shore Road, Cape Neddick, ME for the sale of Christmas Trees and to operate as a Transient Merchant at 875 Grove Street, Clifton, NJ 07013.

554-19 Resolution Authorizing Games of Skill Operator License Renewal

**RESOLUTION AUTHORIZING GAMES OF SKILL OPERATOR LICENSE
RENEWAL**

WHEREAS, the Mayor and Council of the City of Clifton, County of Passaic, State of New Jersey are in receipt of Games of Skill Operator License Renewal from Alexis Steakhouse & Tavern, 955 Valley Road, Clifton; and

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

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

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Clifton, County of Passaic, and State of New Jersey that approval for the renewal of Games of Skill Operator License to Alexis Steakhouse & Tavern be and is hereby granted.

R555-19 Resolution Authorizing Junk Peddler License Renewal

RESOLUTION AUTHORIZING JUNK PEDDLER LICENSE RENEWAL

WHEREAS, the Mayor and Council of the City of Clifton, County of Passaic, State of New Jersey are in receipt of a Junk Peddler License Renewal from Bruce J. Kaminski, 29 Creekview Road, Kunkletown, PA; and

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

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

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the City of Clifton, County of Passaic, State of New Jersey that approval for the renewal of a Junk Peddler License to Bruce J. Kaminski, 29 Creekview Road, Kunkletown, PA is hereby granted.

R556-19 Resolution Authorizing Helicopter Landing License Renewal

RESOLUTION AUTHORIZING HELICOPTER LANDING LICENSE RENEWAL

WHEREAS, the Mayor and Council of the City of Clifton, County of Passaic, State of New Jersey are in receipt of Helicopter Landing License Renewal from PB Nutclif Master, LLC, 340 Kingsland Street, Nutley, NJ 07110; and

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

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

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Clifton, County of Passaic, and State of New Jersey that approval for the renewal of Helicopter Landing License to PB Nutclif Master, LLC be and is hereby granted.

R557-19 Resolution Authorizing Pet Shop License Renewal

RESOLUTION AUTHORIZING PET SHOP LICENSE RENEWAL

WHEREAS, the Mayor and Council of the City of Clifton, County of Passaic, State of New Jersey are in receipt of a Pet Shop License Renewal from Absolutely Fish, 1080 Route 46 West, in the City of Clifton; and

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

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

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Clifton, County of Passaic, and State of New Jersey that approval for the renewal of a Pet Shop License to Absolutely Fish, 1080 Route 46 West, Clifton, New Jersey, be and is hereby granted.

R558-19 Resolution Authorizing Limousine License Renewal

RESOLUTION AUTHORIZING LIMOUSINE LICENSE RENEWAL

WHEREAS, the Mayor and Council of the City of Clifton, County of Passaic, State of New Jersey are in receipt of an Limousine License renewal application from David

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Ozbay the owner and operator of American Eagle Limousine Service LLC at 159 Madeline Avenue in the City of Clifton; and

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

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

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Clifton, County of Passaic, State of New Jersey that approval for renewal of an Limousine License renewal application from David Ozbay the owner and operator of American Eagle Limousine Service LLC at 159 Madeline Avenue in the City of Clifton is hereby granted.

Company name:

American Eagle Limousine Service LLC

Owner and Operator:

David Ozbay

Approved Vehicles:

2013 Lincoln JFN – Black – Vin # 2LMHJ5NK20B5L543

Approved Parking Location:

159 Madeline Avenue – Clifton, NJ 07011

R559-19 Resolution Authorizing Transient Merchant and Pawnbroker Shop License Renewal

**RESOLUTION AUTHORIZING TRANSIENT MERCHANT AND
PAWNBROKER SHOP LICENSE RENEWAL**

WHEREAS, the Mayor and Council of the City of Clifton, County of Passaic, State of New Jersey are in receipt of a Transient Merchant and Pawnbroker Shop License Renewal from Unique Gold & Diamonds, 613 Van Houten Avenue, Clifton; and

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

WHEREAS, all inspections have been completed by the Police Department;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Clifton, County of Passaic, and State of New Jersey that approval for the renewal of Transient Merchants and Pawnbrokers License for Unique Gold & Diamonds, be and is hereby granted.

R560-19 Resolution of Congratulations to Judith A. Bassford on Receiving the 2019-2020 Board Member of the Year Award

**RESOLUTION OF CONGRATULATIONS TO JUDITH A. BASSFORD
ON RECEIVING THE 2019-2020 BOARD MEMBER OF THE YEAR AWARD**

WHEREAS, each year since 2015, the New Jersey School Boards Association has honored a local Board of Education member whose work has had a positive impact on the education of children in his or her community; and

WHEREAS, an independent out-of-state panel reviews the nominations and selects the winner of this award; and

WHEREAS, Judith A. Bassford, who has served nearly nine years on the Clifton School Board, has been chosen to receive this award. Judy is currently the Vice-President of CASA (Clifton Against Substance Abuse), has received the Governor's Council on

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Alcoholism and Drug Abuse Passaic County Volunteer of the Year award in 2018, was a founding member of Clifton PRAISE (Parents Requiring Assistance in Special Education) working tirelessly to fight drug abuse and increase graduation rates, is an active member of the Statewide Parent Advocacy Network and is currently a first responder; and

WHEREAS, Judy is a special education advocate and has assisted parents in learning about their rights. She has taught non-adversarial techniques to parents and guardians so they can obtain the appropriate services and accommodations for their students through collaboration; and

WHEREAS, Judy has been married to her husband, Keith, for 39 years and has two children;

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

JUDITH A. BASSFORD

and do join with her family and friends in extending heartfelt congratulations to her on behalf of all the citizens of Clifton; and

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

R561-19 Resolution of Congratulations Upon Retirement - Special Police Officer - Robert Bracken

**RESOLUTION OF CONGRATULATIONS UPON RETIREMENT –
SPECIAL POLICE OFFICER – ROBERT BRACKEN**

WHEREAS, in July of 2019, Special Police Officer, Robert Bracken, officially retired from his position with the Clifton Police Department; and

WHEREAS, he was appointed as a Special Police Officer in December, 1983, and his retirement will conclude a nearly thirty-six-year career in service to the public and the City of Clifton; and

WHEREAS, throughout his career, he has always displayed an attitude of professionalism and dedication to duty; and

WHEREAS, he has been a credit to both the Police Department and the City of Clifton during all this time, and this Governing Body wishes to acknowledge his long-time service to the City;

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

**SPECIAL POLICE OFFICER
ROBERT BRACKEN**

their sincere congratulations and thanks for a job well done, as well as their best wishes for continued good health, peace and happiness in his retirement; and

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

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R562-19 Resolution of Congratulations Upon Retirement - Police Officer - Thomas J. Ulikowski

**RESOLUTION OF CONGRATULATIONS UPON RETIREMENT –
POLICE OFFICER – THOMAS J. ULIKOWSKI**

WHEREAS, November 30, 2019, Police Officer, Thomas J. Ulikowski, officially retired from his position with the Clifton Police Department; and

WHEREAS, he was appointed as a Police Officer on September 3, 1996, and his retirement will conclude a twenty three year career in service to the public and the City of Clifton; and

WHEREAS, throughout his career, he has always displayed an attitude of professionalism and dedication to duty; and

WHEREAS, he has been a credit to both the Police Department and the City of Clifton during all this time, and this Governing Body wishes to acknowledge his long-time service to the City;

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

**POLICE OFFICER
THOMAS J. ULIKOWSKI**

their sincere congratulations and thanks for a job well done, as well as their best wishes for continued good health, peace and happiness in his retirement; and

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

R563-19 Resolution Authorizing Execution of Cancellation of Mortgage Between City of Clifton and Josephine Antista; Vishal & Minaxi Jariwala; and Pitor and Zofia Bzdzikot (Clifton Home Improvement Program)

**RESOLUTION AUTHORIZING EXECUTION OF CANCELLATION OF
MORTGAGE BETWEEN CITY OF CLIFTON AND JOSEPHINE ANTISTA;
VISHAL & MINAXI JARIWALA; and PITOR & ZOFIA BZDZIKOT (CLIFTON
HOME IMPROVEMENT PROGRAM)**

WHEREAS, on April 15, 2013, in conjunction with a CHIP grant to Josephine Antista, a mortgage in the amount of \$10,000.00 was given by the City of Clifton for property situated at 48 Orchard Street, Clifton, New Jersey (Block 35.03, Lot 9); and

WHEREAS, on April 8, 2013, in conjunction with a CHIP grant to Vishal & Minaxi Jariwala, a mortgage in the amount of \$10,000.00 was given by the City of Clifton for property situated at 21 Norman Avenue, Clifton, New Jersey (Block 22.07, Lot 32); and

WHEREAS, on October 17, 2012, in conjunction with a CHIP grant to Pitor & Zofia Bzdzikot, a mortgage in the amount of \$8,407.00 was given by the City of Clifton for property situated at 5 Josh Court, Clifton, New Jersey (Block 19.04, Lot 1); and

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

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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.

R564-19 Resolution to Amend Award of National Contract to Lease One
Additional Vehicle to Enterprise Fleet Management, Inc. Through
Sourcewell Co-Operative Agreement for Clifton Police Department

**RESOLUTION TO AMEND AWARD OF NATIONAL CONTRACT TO LEASE
ONE ADDITIONAL VEHICLE TO ENTERPRISE FLEET MANAGEMENT,
INC. THROUGH SOURCEWELL CO-OPERATIVE AGREEMENT FOR
CLIFTON POLICE DEPARTMENT**

WHEREAS, on November 6, 2019 the Governing Body adopted Resolution Number R508-19 titled “Resolution to Award Contract to Enterprise Fleet Management, Inc., Under a Sourcewell National Contract, for Fleet Management Services” for vehicle leasing, subsequent to the required ten-day comment period; and,

WHEREAS, the City of Clifton is a member of Sourcewell (formerly National Joint Powers Alliance) which was approved by the Governing Body on June 19, 2018 with Resolution Number R274-18; and,

WHEREAS, Enterprise Fleet Management, Inc. was awarded a contract for Fleet Management Services, Contract #060618 for the term of 07/24/2018 - 07/24/2022; and,
WHEREAS, P.L. 2011 c139 (the “Law” or “Chapter 139”) allows local contracting units to utilize national cooperative contracts as a method of procurement; and,

WHEREAS, the New Jersey Department of Community Affairs, Division of Local Government Services (DLGS) has published LFN 2012-10, a Local Finance Notice detailing guidance to contracting units desiring to purchase under the Law; and,

WHEREAS, the Purchasing Agent is satisfied that the procurement conducted by Sourcewell and the contract awarded to Enterprise Fleet Management, Inc. with the associated documentation submitted by both Sourcewell and Enterprise Fleet Management, Inc. are compliance with the guidance in LFN 2012-10; and,

WHEREAS, the Purchasing Agent followed all applicable guidelines stipulated by the Department of Community Affairs, Division of Local Government Services as outlined in Local Finance Notice 2012-10 including a Legal Advertisement of the Notice of Intent in the October 5, 2019 edition of the Herald News; and,

WHEREAS, there were no alternative approaches and/or rejections made by any New Jersey contractors/vendors by the October 15, 2019 comment deadline; and

WHEREAS, this office has reviewed and evaluated the use of Sourcewell as it relates to charges for services, materials and delivery and has determined that it is in the best interest of the City of Clifton to award said 48 months open-end leases to Enterprise Fleet Management, Inc. 600 Corporate Park Drive, St. Louis, MO 63105 for the one (1) additional vehicle to be used for investigation purposes by the Clifton Police Department; 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

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NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Municipal Council of the City of Clifton, State of New Jersey as follows:

1. The City of Clifton is authorized to award said additional vehicle additional pursuant to Sourcewell contract #060618-EFM for phase II of fleet leasing program; and
2. The proposal submitted by Enterprise Fleet Management for the leasing of fleet vehicle for a 4-year open-end lease shall not exceed \$37,068.76.00 (\$9,267.19 annually) ;and

BE IT FURTHER RESOLVED, that the Mayor and City Clerk and Finance Office are hereby authorized and directed to execute a purchase order or such other documentation as may be required on behalf of the City of Clifton, and that the original of this resolution and the contract above referred to be placed on file and made available for inspection at the Office of the City Clerk of the City of Clifton

R565-19 Late - Resolution Releasing Guarantees for Site Improvements: Lackland Companies, 196 Piaget Avenue, Block 10.17, Lot 20

**RESOLUTION RELEASING GUARANTEES FOR SITE IMPROVEMENTS
LACKLAND COMPANIES, 196 PIAGET AVENUE
BLOCK 10.17, LOT 20**

WHEREAS, LACKLAND COMPANIES (the Developer) originally posted with the City of Clifton a Performance Bond in the amount of \$657,554.76; and a Cash Guarantee in the amount of \$73,061.64 for site improvements at their facility located at 196 Piaget Avenue, designated as Block 10.17, Lot 20; 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 \$109,592.46 for a period of two years; and

NOW, THEREFORE, BE IT RESOLVED, that the site improvements for the LACKLAND COMPANIES, 196 Piaget Avenue, New Jersey, Block 10.17, Lot 20 are accepted, the City Engineer is hereby directed to return the Performance Bond and all escrow funds to LACKLAND COMPANIES upon receipt of the aforementioned Maintenance Bond.

R566-19 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:

- CON-1 PSE&G Request for Right of Entry Agreement on Clifton Avenue – Negotiations
- CON-2 Compensation for Statutory Employees - Legal Opinion
- CON-3 Rita M. Grazulis-Madsen and Guy E. Madsen v. City of Clifton, et al
- CON-4 Contract for Emergency Medical Supplies – Negotiations
- CON-5 Michael Zigarelli v. City of Clifton and Mark Centurione – Litigation

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CON-6 National Prescription Opiate Litigation – Legal Opinion
CON-7 Use of Pavers in Sidewalks and Driveway Aprons – Legal Opinion
CON-8 Botany Plaza Shopping Center – 2016-2020 Tax Appeals
CON-9 Lease One Vehicle for a Period of 48 Months from Enterprise Fleet
Management

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 November 18, 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.

ADJOURNMENT

Upon motion made by Councilwoman Murphy, seconded by Councilman Grabowski and passed on roll call vote, the meeting was adjourned at 8:45 p.m.

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

Respectfully Submitted,

Nancy Ferrigno
City Clerk

James Anzaldi, Mayor