

**CITY OF CLIFTON
CLIFTON, NEW JERSEY
REGULAR MEETING MINUTES JULY 21, 2020**

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 2020 which was published as legal advertisements in the Herald News on December 18, 2019 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 Herald News and by posting of said notice on the bulletin board at City Hall and on the Clifton Website which notice stated that formal action may or may not be taken on matters to come before the Municipal Council.

Upon roll call, the following were noted present:

Councilman Eagler	(PE)
Councilman Gibson	(BG)
Councilman Grabowski	(RG)
Councilwoman Murphy	(LM)
Councilwoman Pino	(RP)
Councilwoman Sadrakula	(MS)
Mayor Anzaldi	(JA)

Also present were City Manager, Dominick Villano; City Attorney, Matthew Priore; Second Assistant Attorney, Thomas Egan, Jamie Placek, Esq., Kaufman Semeraro & Leibman, LLP, City Clerk, Nancy Ferrigno and Deputy Clerk, Michele Butler

INVOCATION

Nancy Ferrigno – City Clerk

PLEDGE TO THE FLAG

PUBLIC HEARING

Mayor Anzaldi left the dais at 8:04pm

Public Hearing Amending CDBG-CV (Community Development - COVID 19) Funds for the City of Clifton - CDBG Program 2019 Year 45 Action Plan: amending Funding for Awards to Non Profits and Clifton Health Department 7-21-2020 Council Meeting

Councilman Eagler opened the floor to the public.

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.

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

Mayor Anzaldi returned to the dais at 8:06pm

APPROVAL OF MINUTES

City Clerk, Nancy Ferrigno, announced that there is a scrivener's error in the Executive Session Minutes included in the agenda packet. The error was corrected in the permanent minutes and filed.

A Motion was made by Councilman Eagler seconded by Councilwoman Murphy and passed on roll call vote to approve the Minutes of the Regular, Workshop and Executive Meetings of July 8, 2020.

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

COMMUNICATIONS FROM THE CITY MANAGER

- C-1 Toni Miccio Public Safety Telecommunicator Public Safety resigned her position effective 07/06/2020.
- C-2 Arthur J. Woods Special Police Officer Public Safety, resigned his position effective 07/07/2020.

COMMUNICATIONS – MEETING MINUTES

- C-3 Minutes of Board of Adjustment of June 17, 2020
- C-4 Minutes of Passaic Valley Water Commission of June 10, 2020
- C-5 Minutes of the Board of Alcoholic Beverage Control of June 10, 2020

SECOND READING ORDINANCES

Councilman Eagler left the dais at 8:15pm

A. Adoption of Ordinance 7556-19

A Motion was made by Councilwoman Sadrakula, seconded by Councilwoman Pino and passed on roll call vote to table Ordinance 7556-19.

An Ordinance of the City of Clifton, County of Passaic, State of New Jersey, Approving and Adopting the Black Prince Distillery Redevelopment Plan

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

Councilman Eagler returned to the dais at 8:17pm

B. Adoption of Ordinance 7589-20

C. Public Hearing on Ordinance 7589-20

The Mayor opened the floor to the public with regard to the Ordinance 7589-20

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 439-38 Thereof, Entitled "Handicapped Parking on Streets for Private Residences" (Adds 1 Restricted Handicapped Space)

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

D. Adoption of Ordinance 7590-20

E. Public Hearing on Ordinance 7590-20

The Mayor opened the floor to the public with regard to the Ordinance 7590-20

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 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 2 Restricted Handicapped Spaces)

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

FIRST READING ORDINANCES

CITY MANAGER PRIVILEGE

Nothing to report.

FLOOR TO MEMBERS OF THE PUBLIC

Mary Flynn, 14 Breen Court, remarked that Council Meeting's sign in instructions are not clear. She spoke about the City's current tree removal ordinance and permits.

Alessia Eramo, 35 Merrill Road, spoke about the removal of City trees, the need to form a Tree Commission and she stated that trees are not budgeted for in the City's budget.

Councilman Eagler left the dais at 8:20pm

Ms. Eramo also discussed the removal of trees at the Black Prince Distillery redevelopment site.

Councilman Eagler returned to the dais at 8:22pm

Ann Schnakenberg, 268 Washington Avenue, spoke about City trees. She also complained about the quality of tonight's live broadcast of the Council meeting.

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With no one else 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 session. Mayor Anzaldi directed City Manager, Dominick Villano, to possibly have a Zoom meeting in Council chambers for the next Council meeting.

Mayor Anzaldi suggested that the tree issues brought up by the public speakers be sent to the Beautification Committee for suggestions.

City Manager, Dominick Villano, stated that the person who spoke at the public session and said that trees are not budgeted for is incorrect and trees are included in the City budget.

A discussion took place regarding replacing trees, having the arborist inspect all trees prior to removal, grant applications for trees and a proposal for residents to yield 10 feet of their property to plant trees.

COUNCIL PRIVILEGE

Councilwoman Sadrakula

Councilwoman Sadrakula requested City Manager, Dominick Villano, explain the rules when it comes to using City parks during the pandemic. Mr. Villano said social distancing must be adhered to, no more than 500 people in an open space, a park permit may be required and an inspection by the Health Department will be necessary. Councilwoman Sadrakula asked that a discussion be put on the next meeting agenda to discuss forming a Tree Committee. She remarked about the flooding on Clifton Avenue by the Senior Horizons complex and expressed concern about emergency vehicles entering and exiting due to the fact that there is only one means of egress at the complex. Councilwoman Sadrakula stated she will be voting no on two items on the bills list regarding the payment to Labor Counsel.

Councilwoman Pino

Councilwoman Pino announced that there are open seats for the Board of Education.

Councilman Eagler left at 8:45pm

She discussed the process for electing members to City committees and confirmed with the City Clerk that all Committee vacancies are put on the website.

A Motion was made by Councilwoman Pino, seconded by Councilman Grabowski, and passed on roll call vote to put all future requests to be appointed to a City Committee on the agenda for review by the Council and then placed on the next scheduled agenda for a vote by Council.

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

Councilman Eagler returned at 8:51pm.

Councilwoman Murphy

Councilwoman Murphy announced that the Police Committee met and discussed National Night Out and community policing. She read the most recent Recreation Department news. Councilwoman Murphy thanked everyone who donated to Saint Peter's Haven through her birthday fundraiser. She thanked City Manager, Dominick Villano, for his thorough explanation regarding the process of removing and replacing trees in the City.

Councilman Grabowski

Councilman Grabowski discussed preserving trees and community policing. He stated that the Beautification Committee has not met recently due to the pandemic but hopes for a meeting in September.

Councilman Gibson

Councilman Gibson discussed the importance of trees. He asked if the arborist could give input on the proper trees to plant to prevent root damage to properties. Councilman Gibson discussed the process for appointing Committee members. He announced that an outdoor movie will be shown on National Night Out.

City Manager, Dominick Villano, replied to Councilman Gibson that the City does have an Ordinance requiring the planting of trees with roots that will not damage property.

Councilman Eagler

Councilman Eagler congratulated Mayor Anzaldi on his 30 year anniversary of being Mayor of the City of Clifton. He asked that a copy of the designation of Clifton as a Tree City be put on the next agenda and on the City website. Councilman Eagler spoke about a tree on City Hall property that looks like it is dying and suggested the City Arborist inspect the tree. He announced that an outdoor movie will be shown at National Night out in August. Councilman Eagler asked Administration to put the information from Item C-4 on tonight's agenda, which spells out where resident's tax money goes, on the City website. Councilman Eagler announced that there will be no Planning Board meeting on the next scheduled date due to lack of applications. He stated that the Council meetings being held through the Zoom platform was at the request of two Council members.

Mayor Anzaldi

Mayor Anzaldi announced the opening of a COVID-19 testing center in Clifton. He stated that the next Council meeting will be on Wednesday, August 5, 2020 due to National Night Out being celebrated on August 4, 2020. He spoke about the City's low response to the Census and urged all residents to answer the Census questionnaire. Mayor Anzaldi discussed disparaging comments and lies being put on social media. He stated that many of the comments are slanderous and libelous. Mayor Anzaldi spoke against age discrimination and offensive comments made about residents who might develop or who have contracted the coronavirus.

RESOLUTIONS VOTED ON SEPERATELY

A Motion was made by Councilman Grabowski, seconded by Councilman Gibson to vote on the following resolutions separately.

R258-20 Resolution Amending CDBG-CV (Community Development - COVID 19) Funds for the City of Clifton - CDBG Program 2019 Year 45 Action Plan Amending Funding for Awards to Non Profits and Clifton Health Department

RESOLUTION AUTHORIZING AGREEMENT BETWEEN THE CITY OF CLIFTON COMMUNITY DEVELOPMENT OFFICE (CDBG) AND CLIFTON HEALTH DEPARTMENT AS GRANT SUB-RECIPIENT OF COVID CARES ACT GRANT

BE IT RESOLVED that the Agreement between the City of Clifton Community Development Office (CDBG) and Clifton Health Department, as a sub-recipient of a Covid Cares Act CDBG-CV funding grant, conditioned upon performance of certain services and satisfaction of conditions in connection with Community Development for the City of Clifton; funding period will expire December 31, 2020, for a grant in the amount of \$338,000.00, in the form as approved by the Law Department, be and the same is hereby approved by the Municipal Council, and the Mayor and City Clerk be and they are hereby authorized and directed to execute the same on behalf of the City of Clifton.

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

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R262-20 Late - Resolution Authorizing Agreement Between the City of Clifton Community Development Office (CDBG) and the Boys and Girls Club of Clifton, NJ, Inc. as Grant Sub-Recipient of COVID CARES Act Grant

RESOLUTION AUTHORIZING AGREEMENT BETWEEN THE CITY OF CLIFTON COMMUNITY DEVELOPMENT OFFICE (CDBG) AND BOYS AND GIRLS CLUB OF CLIFTON, N.J., INC. AS GRANT SUB-RECIPIENT OF COVID CARES ACT GRANT

BE IT RESOLVED that the Agreement between the City of Clifton Community Development Office (CDBG) and Boys and Girls Club of Clifton, N.J., Inc., as a sub-recipient of a Covid Cares Act CDBG-CV funding grant, conditioned upon performance of certain services and satisfaction of conditions in connection with Community Development for the City of Clifton; funding period will expire December 31, 2020, for a grant in the amount of \$43,975.00, in the form as approved by the Law Department, be and the same is hereby approved by the Municipal Council, and the Mayor and City Clerk be and they are hereby authorized and directed to execute the same on behalf of the City of Clifton.

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

A Motion was made by Councilman Eagler, seconded by Councilman Grabowski to vote on the following items separately:

Page 4, Item 4133

Page 5, Item 2997

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

Councilwoman Sadrakula left the dais at 9:25 p.m.

A Motion was made by Councilman Grabowski, seconded by Councilman Eagler to vote on the following Resolution separately:

R267-20 Late - Resolution Awarding Contract for Dwasline Road Sidewalk Improvement

**RESOLUTION AWARDING CONTRACT FOR
DWASLINE ROAD SIDEWALK IMPROVEMENTS**

BE IT RESOLVED: that the contract for the DWASLINE ROAD SIDEWALK IMPROVEMENTS be and the same is hereby awarded to CIFELLI AND SON GENERAL CONTRACTING of Nutley, New Jersey, the low bidder meeting the specifications at a grand total bid price of \$117,775.00, in accordance with bids received on July 21, 2020, and recommended by communication dated July 21, 2020 to the Mayor and Council; and

NOW, THEREFORE BE IT FURTHER RESOLVED: that the Mayor and City Clerk be and they are authorized and directed hereby to execute such contract, upon approval by the Law Department.

BE IT FURTHER RESOLVED: that the required Certificate of Availability of Funds for the above contract has been obtained from the Chief Financial Officer of the City of Clifton.

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

Councilwoman Sadrakula returned to the dais at 9:27 p.m.

A Motion was made by Councilman Eagler, seconded by Councilman Grabowski to vote on the following resolution separately:

R265-20 Late - Resolution Authorizing Agreement Between the City of Clifton Community Development Office (CDBG) and St. Peter's Haven c/o Kevin Donohue as Grant Sub-Recipient of COVID CARES Act Grant

RESOLUTION AUTHORIZING AGREEMENT BETWEEN THE CITY OF CLIFTON COMMUNITY DEVELOPMENT OFFICE (CDBG) AND ST. PETER’S HAVEN C/O KEVIN DONOHUE AS GRANT SUB-RECIPIENT OF COVID CARES ACT GRANT

BE IT RESOLVED that the Agreement between the City of Clifton Community Development Office (CDBG) and St. Peter’s Haven c/o Kevin Donohue as a sub-recipient of a Covid Cares Act CDBG-CV funding grant, conditioned upon performance of certain services and satisfaction of conditions in connection with Community Development for the City of Clifton; funding period will expire December 31, 2020, for a grant in the amount of \$75,000.00, in the form as approved by the Law Department, be and the same is hereby approved by the Municipal Council, and the Mayor and City Clerk be and they are hereby authorized and directed to execute the same on behalf of the City of Clifton.

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

R244-20 Resolution: Approve Claims List Resolution for the July 21, 2020 City Council Meeting

RESOLUTION

TO APPROVE

Claims to be paid the meeting of July 21, 2020

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

Current Fund	\$	12,308,979.06
Grant Fund	\$	142,545.57
General Capital Fund	\$	513,449.65
Sewer Utility -Operating	\$	13,889.51
Sewer Utility-Capital	\$	236,520.89
Developers Escrow	\$	19,789.80
Dog Trust	\$	440.00
Police Extra Duty	\$	27,600.24
Trust Other	\$	
Section 8 Public Housing	\$	256,931.15
Community Development	\$	75,028.24
COAH		
Self Insurance	\$	884,801.86
Self Insurance 11		
Fire Dedicated Penalties		
Revolving Loan Fund		
Tax Title Lien Redemption		
Unemployment Trust Fund		
Library	\$	50.00
General Liability Trust	\$	16,300.72
Workers Compensation Trust	\$	9,055.83

July 21, 2020

Federal DOJ Forfeiture

TOTAL CLAIMS **\$ 14,505,382.52**

A Motion was made by Councilwoman Pino, seconded by Councilwoman Sadrakula and failed on roll call vote to table Resolution R255-20

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

A Motion was made by Councilman Eagler, seconded by Councilman Gibson and passed on roll call to appoint Mohamed Khalil as Alternate #3 to the Board of Recreation

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

R255-20 Resolution for Appointment of Member (Alternate #3) to the Clifton Board of Recreation

**RESOLUTION FOR APPOINTMENT OF
MEMBER TO THE CLIFTON BOARD OF RECREATION**

WHEREAS, the Mayor and Council of the City of Clifton, County of Passaic, State of New Jersey are in receipt of a letter of resignation from Nicholas Surgent who was Alternate #1 for the Advisory Board of Recreation; and

WHEREAS, it is recommended that Alternate #2, Susan Swiazek, be appointed as Alternate #1 of said Advisory Board of Recreation commencing this day through December 31, 2021; and

WHEREAS, it is also recommended that Alternate #3, Malvin Frias, be moved to Alternate #2 commencing this day through December 31, 2021; and

WHEREAS, the Mayor and Council are in receipt of an application from Mohamed Khalil to join the Clifton Board of Recreation which was approved at the July 8, 2020 Council meeting;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Municipal Council of the City of Clifton, County of Passaic, State of New Jersey that Alternate #2, Susan Swiazek, be appointed as Alternate #1 commencing this day through December 31, 2021; and

BE IT FURTHER RESOLVED, that Alternate #3, Malvin Frias, be appointed as Alternate #2 commencing this day through December 31, 2021; and

BE IT FURTHER RESOLVED, that Mohamed Khalil be and is hereby appointed as Alternate #3 commencing this day through December 31, 2021.

RESOLUTIONS

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

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

R244-20 Resolution: Approve Claims List Resolution for the July 21, 2020 City Council Meeting

RESOLUTION

TO APPROVE

Claims to be paid the meeting of July 21, 2020

Current Fund	\$12,308,979.06
Grant Fund	\$ 142,545.57
General Capital Fund	\$ 513,449.65
Sewer Utility -Operating	\$ 13,889.51
Sewer Utility-Capital	\$ 236,520.89
Developers Escrow	\$ 19,789.80
Dog Trust	\$ 440.00
Police Extra Duty	\$ 27,600.24
Trust Other	
Section 8 Public Housing	\$ 256,931.15
Community Development	\$ 75,028.24
COAH	
Self Insurance	\$ 884,801.86
Self Insurance 11	
Fire Dedicated Penalties	
Revolving Loan Fund	
Tax Title Lien Redemption	
Unemployment Trust Fund	
Library	\$ 50.00
General Liability Trust	\$ 16,300.72
Workers Compensation Trust	\$ 9,055.83
Federal DOJ Forfeiture	
TOTAL CLAIMS	\$14,505,382.52

R245-20 Chapter 159 Resolution Amending the 2020 City Budget for Additional Revenue and Appropriations - CARES Act - Title III B - \$10,500

**CHAPTER 159 RESOLUTION
AMENDING THE 2020 CITY BUDGET FOR
ADDITIONAL REVENUE AND APPROPRIATION**

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

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

WHEREAS, the City of Clifton has received notice of an award of \$10,500.00 from the County of Passaic, CARES Act – Title III B and wishes to correct the 2020 Municipal Budget to include the correct 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 correction and /or insertion of an item of revenue in the budget of the year 2020 in the sum of \$10,500.00

July 21, 2020

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

:
Office of Aging Program – CARES Act - Title III B from the County of Passaic - \$10,500.00

BE IT FURTHER RESOLVED, that the like sum of \$10,500.00 be and the same is hereby
correctly appropriated under the caption of:

General Appropriations:

(a) Operations Excluded from CAPS
State and Federal Programs Off-set by
Revenues:

Office of Aging Program – CARES Act - Title III B from the County of Passaic - \$10,500.00

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

R246-20 Resolution - Cancel Sewer Utility Capital Projects

**SEWER UTILITY
RESOLUTION CLOSING AND CANCELING
OUTSTANDING CAPITAL ACCOUNT BALANCES**

WHEREAS, there exists outstanding capital projects with in the Sewer Utility Capital Fund of
the City of Clifton; and

WHEREAS, the City Engineer has reviewed the list of open Sewer Capital Projects; and

WHEREAS, the accounts indicated below will no longer be utilized as capital projects and are
now considered complete or closed;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of the City of
Clifton, County of Passaic, State of New Jersey, that these Sewer Utility Capital Fund Projects
be hereby closed and the remaining balance be zeroed and canceled to their respective accounts
and balances:

Account Number and Name	Bond Ordinance	Cancel Amount
08-215-55-949-201 – 2017 Rosemawr Place Storm Drain	7400-17	\$ 75,000.00
08-215-55-949-203 – 2017 Rutgers Place Storm Drain	7400-17	\$ 57,027.14
08-215-55-949-204 – 2017 Harrington Road Storm Drain	7400-17	\$ 429,801.31

Total Sewer Utility Capital Improvement Projects To Be Canceled: \$ 561,828.45

BE IT FURTHER RESOLVED, that the Finance Office is authorized to cancel said balances
and adjust the City’s financial records for these cancellations.

R247-20 Resolution - Cancel General Capital Projects

**RESOLUTION CLOSING AND CANCELING
OUTSTANDING CAPITAL PROJECT ACCOUNT BALANCES**

WHEREAS, there exists outstanding capital projects with in the Capital Fund of the City of Clifton; and

WHEREAS, the accounts indicated below are no longer utilized as capital projects and are now considered complete; and

WHEREAS, the City Engineer has reviewed the open General Capital projects,

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of the City of Clifton, County of Passaic, State of New Jersey, that these Capital Fund Projects be hereby closed and the remaining balance be zeroed and canceled to their respective accounts and balances:

Account Number and Name	Bond Ordinance	Cancel Amount
04-215-55-951-101 – 2015 Art Center HVAC	7212-15	\$ 182,794.87
Total Capital Improvements To Be Canceled:		\$ 182,794.87

BE IT FURTHER RESOLVED, that the Finance Office is authorized to cancel said balances and adjust the City’s financial records for these cancellations.

R248-20 Resolution Authorizing the Issuance of Change Order No. 1 and Final Foster Street and Wilson Street Curb and Sidewalk Improvements

**RESOLUTION AUTHORIZING THE ISSUANCE OF CHANGE ORDER NO. 1 AND
FINALFOSTER STREET AND WILSON STREET CURB AND SIDEWALK
IMPROVEMENTS**

WHEREAS, on June 18, 2019, the City of Clifton adopted Resolution R319-19 awarding a contract to PACIFIC CONSTRUCTION LLC of WHITEHOUSE STATION, NJ, for the performance of certain public work and the furnishing of material, labor and equipment for FOSTER STREET AND WILSON STREET CURB AND SIDEWALK IMPROVEMENTS in the amount of \$227,271.75; and

WHEREAS, regulations, adopted by the Local Finance Board of the State of New Jersey, and dealing with “Contract Change Order” open-end contracts, etc., became effective on April 15, 1977; and

WHEREAS, the City Engineer has requested that a Change Order be made to the contract awarded to PACIFIC CONSTRUCTION LLC, in the amount of \$12,199.00 a 5.37% Decrease as authorized by Resolution said being necessary for the proper completion of the project job; and

WHEREAS, the City of Clifton desires to comply with said regulations, and to the end herewith files with the Governing Body a report of the Engineering Department stating the facts involved and indicating that the proposed contract Change Order is necessary and should be approved and allowed; and

WHEREAS, the Chief Financial Officer has certified the availability of sufficient funds for the amendatory change for which authorization is requested in the amount of \$12,199.00 a 5.37% DECREASE;

WHEREAS, the total contract amount is now \$215,072.75

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NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the City of Clifton that the said amendatory Change Order be and the same is hereby ratified and payment therefore is hereby approved.

R249-20 Resolution Authorizing Final Payment Foster Street and Wilson Street Curb and Sidewalk Improvements Pacific Construction, LLC

**RESOLUTION AUTHORIZING FINAL PAYMENT
FOSTER ST AND WILSON ST CURB AND SIDEWALK IMPROVEMENTS PACIFIC
CONSTRUCTION LLC**

WHEREAS, PACIFIC CONSTRUCTION LLC of Whitehouse Station, New Jersey, did complete FOSTER STREET AND WILSON STREET CURB AND SIDEWALK IMPROVEMENTS project in and for the City of Clifton for the total amount of \$215,072.75

And previous payments on account of said total have been paid
in the amount of. \$210,771.30

Leaving this FINAL PAYMENT
of \$ 4,301.45

WHEREAS, said work was authorized by contract duly awarded at a regular meeting of the Governing Body of the City of Clifton; and

WHEREAS, the Contractor has posted a Maintenance Bond, for a period of two years, in the amount of \$21,507.28; and

WHEREAS, the City Engineer has inspected the work done and has determined that said work has been properly done and completed, to the best of his knowledge, in accordance with the terms and provisions of the contract as amended, if amended, and hereby recommends that the said work be accepted;

NOW, THEREFORE, BE IT RESOLVED, that the City of Clifton does hereby formally accept the work as shown as completed in this resolution and contract.

NOW BE IT FURTHER RESOLVED that the Chief Financial Officer be and he is authorized and directed to include the said claim totaling \$4,301.45 on the claim list.

R250-20 Resolution Authorizing Final Payment - Main Avenue Streetscape - Crooks Avenue to GSP Covino and Sons Contracting

**RESOLUTION AUTHORIZING FINAL PAYMENT
MAIN AVENUE STREETSCAPE – CROOKS AVENUE TO GSP
COVINO AND SONS CONTRACTING**

WHEREAS, COVINO AND SONS CONTRACTING of Rochelle Park, New Jersey, did complete MAIN AVENUE STREETSCAPE - CROOKS AVENUE TO GSP project in and for the City of Clifton for the total amount of. \$410,217.00

And previous payments on account of said total have been paid
in the amount of. \$409,255.66

Leaving this FINAL PAYMENT
of \$ 961.34

WHEREAS, said work was authorized by contract duly awarded at a regular meeting of the Governing Body of the City of Clifton; and

WHEREAS, the Contractor has posted a Maintenance Bond, for a period of two years, in the amount of \$41,021.70; and

WHEREAS, the City Engineer has inspected the work done and has determined that said work has been properly done and completed, to the best of his knowledge, in accordance with the terms and provisions of the contract as amended, if amended, and hereby recommends that the said work be accepted;

NOW, THEREFORE, BE IT RESOLVED, that the City of Clifton does hereby formally accept the work as shown as completed in this resolution and contract.

NOW BE IT FURTHER RESOLVED that the Chief Financial Officer be and he is authorized and directed to include the said claim totaling \$961.34 on the claim list.

R251-20 Resolution Authorizing and Ratifying Sanitary Sewer Emergency Services at
Piaget Avenue and Vernon Avenue

**RESOLUTION AUTHORIZING AND RATIFYING SANITARY SEWER EMERGENCY
SERVICES AT PIAGET AVENUE AND VERNON AVENUE**

WHEREAS, a report, dated June 17, 2020 has been submitted to the City Manager by City Engineer Michael J. Lardner, which summarized the need and execution of emergency work to the sanitary sewer at Piaget Avenue and Vernon Avenue; and

WHEREAS, the report notes that the sewer crew were conducting routine maintenance and became unable to extract the flushing hose; and

WHEREAS, upon further investigation and internal inspection discovered the entire reach to be structurally deficient and an imminent threat of failure; and

WHEREAS, because of the emergent nature of the structurally deficient pipe, which would have impacted the health, safety and welfare of the public, it was necessary to engage the services of Montana Construction, Inc. of Lodi, New Jersey to cope with the emergency conditions, all without the necessity of formal bidding for services; and

WHEREAS, the emergency was abated by the replacement of approximately 100' of pipe and restoration of the trench; and

WHEREAS, The City Engineer recommends an expenditure to cover the cost of work at this location, and this Governing Body wishes to approve and ratify the emergency services and the expenditure of funds:

NOW THEREFORE BE IT RESOLVED, by the Mayor and Municipal Council of the City of Clifton, that the emergency sanitary sewer work performed at Piaget Avenue and Vernon Avenue by Montana Construction, Inc. is hereby approved and ratified, and an amount not to exceed \$35,000.00 is authorized to be allocated to this project.

R252-20 Abbas Malek, LLC, 405 Piaget Avenue & 30-34 Montgomery Street - City
Engineer Recommends Release of Performance Bonds Pending Receipt of
Maintenance Bond

July 21, 2020

**RESOLUTION RELEASING GUARANTEES FOR SITE IMPROVEMENTS: ABBAS
MALEK, LLC, 405 PIAGET AVENUE & 30-34 MONTGOMERY STREET BLOCK
18.01, LOTS 1, 13 & 14**

WHEREAS, Abbas Malek, LLC (the Developer) originally posted with the City of Clifton Performance Bond in the amount of \$154,346.28 for site improvements at their facility located at 405 Piaget Avenue, designated as Block 18.01, Lots 1, 13 and 14; 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 \$35,319.94; and

NOW, THEREFORE, BE IT RESOLVED, that the site improvements at 405 Piaget Avenue, New Jersey, Block 18.01, Lots 1, 13 and 14 are accepted, the City Engineer is hereby directed to return the Performance Bond and all escrow funds to Abbas Malek, LLC upon receipt of the aforementioned Maintenance Bond.

R253-20 Resolution Authorizing Permission to Advertise Requests for Proposals Via Competitive Contracting Pursuant to N.J.S.A. 40A:11-4.1 et seq. for Furnishing and Maintaining of Electronic Payment Services in Order to Provide Safe and Healthy Options for Constituents

**RESOLUTION AUTHORIZING PERMISSION TO ADVERTISE
REQUESTS FOR PROPOSALS VIA COMPETITIVE CONTRACTING
PURSUANT TO N.J.S.A. 40A:11-4.1 ET SEQ. FOR FURNISHING AND
MAINTAINING OF ELECTRONIC PAYMENT SERVICES IN ORDER TO
PROVIDE SAFE AND HEALTHY OPTIONS FOR CONSTITUENTS**

WHEREAS, with the onset of the Covid-19 pandemic and subsequent quarantine, it has become clear that there is a salient need for providing safe and healthy options for the City of Clifton constituents who wish to make payments electronically; and,

WHEREAS, historically the City of Clifton has had numerous requests from constituents and other interested parties to offer the ability to make electronic payments to the City online via credit or debit card; and,

WHEREAS, as the nature of the above desired services implies a form of concession, the Qualified Purchasing Agent would like to use competitive contracting pursuant to N.J.S.A. 40A:11-4.1 et seq., to request proposals from experienced provider services; and,

WHEREAS, the above services if offered by the City would not preclude constituents from paying their City bills and obtaining permits in-person, but would instead offer constituents a safe and healthy payment alternative, as well as convenience to parties desirous of the same services at off-hours, or from out of state, or where physical difficulties preclude or challenge the in-person payment services currently provided; 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 Request for Proposals and to receive and publicly open any responses for the goods and services described therein; and,

BE IT FURTHER RESOLVED that the Legal Notice shall be published once in a legal newspaper of the City of Clifton no later than the last Municipal Council meeting of August 2020, in accordance with N.J.S.A. 40A:11-1 et seq.

R254-20 Resolution Accepting Grant and Approving Grant Agreement Between New Jersey Historic Preservation Fund and the City of Clifton, Department of Health & Human Services for the John and Anna Vreeland/Hamilton House

**RESOLUTION ACCEPTING GRANT AND APPROVING GRANT AGREEMENT
BETWEEN NEW JERSEY HISTORIC PRESERVATION FUND AND CITY OF
CLIFTON DEPARTMENT OF HEALTH & HUMAN SERVICES FOR THE JOHN AND
ANNA VREELAND/HAMILTON HOUSE**

BE IT RESOLVED, the Governing Body of City of Clifton desires to further historic preservation through a grant from the New Jersey Historic Trust, State of New Jersey in the amount of \$50,000 for the following project John and Anna Vreeland/Hamilton House which is hereby accepted; and

BE IT FURTHER RESOLVED, that the Mayor, City Manager and/or Health Officer is hereby authorized and directed to execute a Grant Agreement with the State in an amount up to that awarded for the proposed project, and to seal the grant agreement.

R256-20 Resolution Approving Changes in Income Requirements for Clifton Home Improvement Program (CHIP) Loans

**RESOLUTION APPROVING CHANGES IN INCOME REQUIREMENTS FOR
CLIFTON HOME IMPROVEMENT PROGRAM (CHIP) LOANS**

WHEREAS, on October 7, 1975, the City of Clifton established the program known as the Clifton Home Improvement Program (CHIP); and

WHEREAS, the purpose of the program is to make available certain federal funds to enable citizens of the City of Clifton to rehabilitate their homes; and

WHEREAS, it is the desire of the Clifton Housing Department, pursuant to the guidelines of the U.S. Department of Housing and Urban Development, to make rehabilitation loans available to the residents of the City of Clifton on a more equitable basis;

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Municipal Council of the City of Clifton, that the Clifton Housing Department, within its Clifton Home Improvement Program, approves the changes in income requirements for CHIP loans based on the Uncapped Income Limits as provided by the Department of Housing and Urban Development for gross income and size of family according to the following chart;

<u>Size of Family</u>	<u>One</u>	<u>Two</u>	<u>Three</u>	<u>Four</u>
<u>Maximum Income</u>	\$58,350	\$66,700	\$75,050	\$83,350
<u>Size of Family</u>	<u>Five</u>	<u>Six</u>	<u>Seven</u>	<u>Eight</u>
<u>Maximum Income</u>	\$90,050	\$96,700	\$103,400	\$110,050

BE IT FURTHER RESOLVED, that the same income requirements be used within Designated Neighborhood Strategy Areas and outside Designated Neighborhood Strategy Areas; and

BE IT FURTHER RESOLVED, that a public announcement of these changes be made so that the residents of the City of Clifton are informed of the revised income limits for the CHIP program.

R257-20 Resolution Approving the 2020-2024 Consolidated Plan and the Year 46 2020-2021 Annual Action Plan for the Use of CDBG Funds

July 21, 2020

**RESOLUTION APPROVING THE 2020-2024 CONSOLIDATED PLAN AND THE
YEAR 46 2020-2021 ANNUAL ACTION PLAN FOR THE USE OF CDBG FUNDS**

WHEREAS, the City is eligible to receive Federal funds available through the Department of Housing and Urban Development; and

WHEREAS, in order to receive funding, the preparation of a Five Year Consolidated Plan for FY 2020-2024 and a One Year Action Plan Yr. 46- FY 2020 is required, in compliance with 24 CFR Parts 91, 92, 570, 574, 576 and 968; and

WHEREAS, the Five Year Consolidated Plan for FY 2020-2024 establishes goals for the use of the federal funds for the Community Development Block Grant Program and identifies how the City will meet the requirements of these programs in the administration of federal funds; and

WHEREAS, the 2020 awards that the City has been designated to receive from the Department of Housing and Urban Development include:

\$ 1,146,108 in Community Development Block Grant funds; and,
15,000 in Program income

WHEREAS, the U.S. Department of Housing and Urban Development requires grant agreements and certifications to be executed prior to the release of funds;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Clifton, in the State of New Jersey, being the governing body thereof, as follows:

1. That the City Council is cognizant of the conditions that are imposed in the undertaking and carrying out of community development, affordable housing and emergency homeless activities with federal financial assistance including those relating to (a) the relocation of site occupants, (b) the prohibition of discrimination because of race, color, age, religion, sex, disability, familial status or national origin and other assurances as set forth under the certifications.

2 That the Consolidated Plan for 2020-2024 and the Annual Plan for the FY 2020 CDBG is hereby in all respects approved and the City Clerk is hereby directed to file a copy of said Plans with the minutes of this meeting.

3. That the Mayor is authorized to provide assurances and/or certifications as required by the Housing and Community Development Act of 1974 as amended and also any supplemental or revised data which the U.S. Department of Housing and Urban Development may request in connection with the review of this Application.

R259-20 Resolution Authorizing the City of Clifton to Make Application for Community
Development Year 46 Funds Grant No. B-20-MC-34-0103

**RESOLUTION AUTHORIZING THE CITY OF CLIFTON TO MAKE APPLICATION
FOR COMMUNITY DEVELOPMENT YEAR 46 FUNDS
GRANT NO. B-20-MC-34-0103**

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

WHEREAS, the City of Clifton is entitled to make an application for a proposed designated Community Development Block Grant Year 46, in the amount of one million one hundred forty six thousand one hundred eight dollars (\$1,146,108.00).

NOW, THEREFORE, BE IT RESOLVED, that the City Manager as Chief Executive Officer of the City of Clifton, be and hereby authorized by the Mayor and Municipal Council of the City

of Clifton to make appropriate application for the City of Clifton to receive the said funds available under the said Act.

R260-20 Resolution Authorizing Tax Collector to Participate in Electronic Tax Sale
Process and Award Contract for Online Tax Sale Hosting to RealAuction.com

**A RESOLUTION AUTHORIZING TAX COLLECTOR, TO PARTICIPATE IN
ELECTRONIC TAX SALE PROCESS AND AWARD CONTRACT FOR ONLINE TAX
SALE HOSTING TO REAL AUCTION. COM**

WHEREAS, N.J.S.A. 54:5-19, authorizes electronic tax sales pursuant to rules and regulations promulgated by the Director of Government Services; and,

WHEREAS, the Director of the Division of Local Government Services has promulgated new rules under N.J.A.C. 5:33-1.A in which an electronic municipal tax lien sale shall be authorized by a resolution of the governing body; and,

WHEREAS, the contracting requirement for electronic tax sales in New Jersey for amounts greater than \$ 6,600 requires the solicitation of at least two (2) quotations and may be awarded to the vendor whose response is most advantageous, price and other factors considered; and

WHEREAS, efforts were made to obtain multiple quotes and two quotes were received for the online tax sale hosting proposal

1. Real Auction – Price per Certificate Advertised \$15.00 (900 Est) \$ 13,500
2. Regency Auction LLC - No-online solution.

WHEREAS, Chief Financial Officer Joseph D. Kunz has advised that an electronic tax sale is innovative and provides a greater pool of potential lien buyers, thus creating the environment for a more complete tax sale process; and,

WHEREAS, Mr. Kunz recommended that Elaine Erlewein be authorized to participate in the electronic tax sale programs; and,

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of the City of Clifton that the Tax Collector is authorized to participate in the electronic tax sale process and that a contract for the online tax sale hosting be and hereby is awarded to RealAuction.com in accordance with their proposal; and

BE IT FURTHER RESOLVED that Elaine Erlewein, Tax Collector shall and hereby is authorized to take the necessary actions to participate in the electronic tax sale program.

R261-20 Resolution Authorizing the City of Clifton Police Department to Apply for the
NJDHTS Federal Highway Safety Grant FY 2021 of the NJDHTS Sustained
Enforcement Grant Program

**RESOLUTION AUTHORIZING THE CITY OF CLIFTON POLICE DEPARTMENT
TO APPLY FOR THE NJDHTS FEDERAL HIGHWAY SAFETY GRANT FY 2021 OF
THE NJDSTS SUSTAINED ENFORCEMENT GRANT PROGRAM**

WHEREAS the City of Clifton, through the Police Department, is desirous of applying for the NJDHTS Federal Highway Safety Grant FY 2021 of the NJDHTS Federal Enforcement Grant Program for a grant of \$80,000 for the period October 1, 2020 through September 30, 2021; and

NOW THEREFORE BE IT RESOLVED that, pursuant to the terms set forth above, the Mayor and Council hereby authorizes the Police Department to apply for the aforesaid NJDHTS Federal Highway Safety Grant FY 2021; and

July 21, 2020

BE IT FURTHER RESOLVED that City of Clifton Mayor and Municipal Council hereby authorizes the City Manager, the Police Department and the Law Department to execute any necessary documents to apply for the grant as set forth above, and also to receive funds accordingly.

R263-20 Late - Resolution Authorizing Agreement Between the City of Clifton
Community Development Office (CDBG) and Clifton Health Department as
Grant Sub-Recipient of COVID CARES Act Grant

**RESOLUTION AMENDING CDBG-CV (Community Development – COVID 19) FUNDS
FOR THE CITY OF CLIFTON – CDBG PROGRAM 2019 YEAR 45 ACTION PLAN
AMENDING FUNDING FOR AWARDS TO NON PROFITS AND CLIFTON HEALTH
DEPARTMENT**

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

WHEREAS, the City of Clifton has received Federal Funding from the Department of Housing and Urban Development (HUD) for the Community Development Block Grant Year 45; and

WHEREAS, the Department of Housing and Urban Development has notified the City of Clifton due to the Coronavirus Aid, Relief and Economic Security Act (CARES Act) (Public Law, makes available \$5 billion in supplemental Community Development Block Grant (CDBG) funding for grants to prevent, prepare for, and respond to coronavirus (CDBG-CV grants); and

WHEREAS, the CARES Act provides CDBG grantees with flexibilities that make it easier to use CDBG-CV grants and fiscal years 2019 and 2020 CDBG Grants for coronavirus response and authorizes HUD to grant waivers and alternative requirements; and

WHEREAS, the Clifton Community Development Office has been notified by HUD that they will receive \$673,595 under CDBG-CV funding as an available resource which will be applied to the current CDBG Yr. 45 Action Plan; and

WHEREAS, the 30-day public comment period has been amended to a 5-day comment period in the Clifton Community Development Participation Plan as per HUD guidelines. Given the need to expedite actions to respond to COVID-19, HUD waives 24 CFR 91.105 (c)(2) and (k), 91.115(c)(2) and (i) in order to balance the need to respond quickly to the growing spread and effects of COVID-19 with the statutory requirement to provide reasonable notice and opportunity for citizens to comment on amendments and substantial amendments concerning the proposed use of CDBG funds; and

WHEREAS, the 30-day public comment period for a Substantial Amendment has been amended and will provide that no less than 5 days be provided for public comments.

WHEREAS, this waiver will be available through the end of the program year which is July 31, 2020;

WHEREAS, the Clifton Community Development Office advertised in the Herald News that applications were available to Non-Profit Organizations to apply for the COVID-19 funding received by the Clifton Community Development Office; and

WHEREAS, the Clifton Community Development Office received applications from Non-Profit Agencies as well as the Clifton Health Department serving the community through Public Health Services; and

WHEREAS, the City finds the need to reallocate the funding amongst the line items originally established in order to serve the Community's needs in response to this Corona Virus Pandemic;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council hereby approve and authorize the Mayor and/or City Manager as the Chief Executive Officer of the City of Clifton to implement and execute this Amendment to the City of Clifton's Consolidated 2019 Yr. 45 Action Plan.

R264-20 Late - Resolution Authorizing Agreement Between the City of Clifton
Community Development Office (CDBG) and Power of One Christian Coaching
and Outreach Ministries, Inc. as Grant Sub-Recipient of COVID CARES Act
Grant

**RESOLUTION AUTHORIZING AGREEMENT BETWEEN THE CITY OF CLIFTON
COMMUNITY DEVELOPMENT OFFICE (CDBG) AND POWER OF ONE CHRISTIAN
COACHING AND OUTREACH MINISTRIES, INC. AS GRANT SUB-RECIPIENT OF
COVID CARES ACT GRANT**

BE IT RESOLVED that the Agreement between the City of Clifton Community Development Office (CDBG) and Power of One Christian Coaching and Outreach Ministries, Inc., as a sub-recipient of a Covid Cares Act CDBG-CV funding grant, conditioned upon performance of certain services and satisfaction of conditions in connection with Community Development for the City of Clifton; funding period will expire December 31, 2020, for a grant in the amount of \$216,620.00, in the form as approved by the Law Department, be and the same is hereby approved by the Municipal Council, and the Mayor and City Clerk be and they are hereby authorized and directed to execute the same on behalf of the City of Clifton.

R266-20 Late - Resolution Authorizing Purchase Speedalert 24, ATS-5 Trailer and the
Necessary Related Equipment, with Trafficcloud Software off the NJ State
Contract Purchasing Program Pursuant to N.J.S.A. 40A:11-12a

**RESOLUTION AUTHORIZING PURCHASE FOUR (4) SPEEDALERT 24, ATS-5
TRAILERS AND THE NECESSARY RELATED EQUIPMENT, WITH TRAFFICLOUD
SOFTWARE OFF THE NJ STATE CONTRACT PURCHASING PROGRAM
PURSUANT TO N.J.S.A. 40A:11-12a**

WHEREAS, the City of Clifton Health Department has a need to purchase four (4) SpeedAlert 24, ATS-5 Trailers and the necessary related equipment, with TrafficCloud software for remote programming of the electronic notices to be shown live on each board, in order to clearly identify remote vaccine locations throughout the City, all of which is available off of New Jersey State Contract; and,

WHEREAS, All Traffic Solutions, 3100 Research Drive, State College, PA 16801 has been awarded the NJ State Contract No. 17-FLEET-00776, encompassing the company's full price list; and,

WHEREAS, NJ State Contract 17-FLEET-00776 has been awarded to All Traffic Solutions for a term of April 16, 2019 to May 14, 2023; 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 IF RESOLVED, that the Mayor and Municipal Council do hereby approve and authorize the aforementioned purchase above from All Traffic Solutions, 3100 Research Drive, State College, PA 16801, in an amount not to exceed \$ 52,223.40, off the New Jersey State Contract No. 19-FLEET-00973, including TrafficeCloud services for twelve (12) months from date of implementation acceptance, pursuant to the above New Jersey State contract.

R268-20 Resolution Urging the Governor to Allow all New Jersey Citizens to Utilize a
Voting Machine at the Upcoming November 3, 2020 Presidential Election

**RESOLUTION URGING THE GOVERNOR TO ALLOW ALL NEW JERSEY
CITIZENS TO UTILIZE A VOTING MACHINE AT THE UPCOMING NOVEMBER 3,
2020 PRESIDENTIAL ELECTION**

WHEREAS, the 2020 United States presidential election in New Jersey is scheduled to take place on Tuesday, November 3, 2020; and,

WHEREAS, due to the COVID-19 pandemic, various changes were made to the way primary elections in New Jersey were conducted and there is concern that the changes will also apply to the upcoming Presidential election; and,

WHEREAS, on May 15, 2020, Governor Phil Murphy signed Executive Order No. 144 and declared that the primary election will become a primarily vote-by-mail election; and,

WHEREAS, the executive order was issued in an attempt to encourage vote-by-mail, rather than having long lines without social distancing at polling places; and,

WHEREAS, while there was an opportunity to vote in person for the primary election, there were only a limited amount of polling places open; and,

WHEREAS, upon arrival at a polling location, voters were not allowed to vote by machine and were required to fill out a provisional ballot instead; and,

WHEREAS, a significant amount of Clifton citizens complained that it was more difficult and time consuming to cast a vote with a provisional ballot; and,

WHEREAS, there are also potential problems associated with the utilization of provisional ballots at polling locations; and,

WHEREAS, during the primary election, the Clerk's Office had to perform a recount in front of two inspectors from Passaic County because a poll worker was unable to properly seal the provisional ballots from one of the polling locations; and,

WHEREAS, many voters are accustomed to utilizing a voting machine, which is a very simple and efficient way to cast a vote; and,

WHEREAS, failing to allow New Jersey citizens the opportunity to cast a vote with a voting machine for the upcoming Presidential election carries the risk of disenfranchising countless citizens and may hinder public participation in the election; and,

WHEREAS, the full participation of voters is critical to a robust democracy; and,

WHEREAS, the City of Clifton believes that in order to promote full participation of the voters in the upcoming Presidential election, all citizens should be allowed to cast their vote with a voting machine; and,

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Municipal Council of the City of Clifton, Passaic County, New Jersey, urge the Governor to adopt an Executive Order that will permit all citizens to cast their vote at the upcoming November election by utilizing a machine; and,

BE IT FURTHER RESOLVED, that the City Clerk is hereby authorized to send certified copies of this resolution to members of the New Jersey General Assembly, New Jersey State Senate, Governor Phil Murphy, New Jersey League of Municipalities and all Passaic County municipalities.

R269-20 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 Additional Easement Negotiations - Anzaldi Recreational Complex
- CON-2 Investigation by NJ State Comptroller re: Sewer Bills
- CON-3 Meridia Regency on Valley Clifton, LLC v.City of Clifton Planning Board
- CON-4 Labor Counsel and Environmental Counsel Bills
- CON-5 Master License Agreement for Small Wireless Facilities/SQF, LLC
- CON-6 Levin Properties v. City of Clifton - Tax Appeal
- CON-7 Parkway Iron and Metal Recycling Property
- CON-8 Black Prince Distillery

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 July 21, 2020 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 Councilman Grabowski, seconded by Councilwoman Murphy and passed on roll call vote, the meeting was adjourned at 9:40 p.m.

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

Respectfully Submitted,

Nancy Ferrigno
City Clerk

James Anzaldi, Mayor