

**CITY OF CLIFTON
CLIFTON, NEW JERSEY
REGULAR MEETING MINUTES OCTOBER 20, 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)	Via Zoom
Mayor Anzaldi	(JA)	

Also present were City Manager, Dominick Villano (via Zoom) ; Assistant City Attorney, David Bruins; Second City Attorney, Thomas Egan; Health Officer, John Biegel; City Clerk, Nancy Ferrigno and Deputy Clerk, Michele Butler

INVOCATION

Nancy Ferrigno – City Clerk

PLEDGE TO THE FLAG

Councilwoman Sadrakula explained why she was present on Zoom and not in person.

APPROVAL OF MINUTES

A Motion was made by Councilman Grabowski seconded by Councilman Gibson and passed on roll call vote to approve the Minutes of the Regular and Workshop Meetings of October 6, 2020.

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

A Motion was made by Councilwoman Pino, seconded by Councilman Grabowski and passed on roll call vote to table the Executive Session Minutes of October 6, 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 Mark Baetiong School Traffic Guard Public Safety, resigned his position effective 09/29/2020.

COMMUNICATIONS – MEETING MINUTES

C-2 Minutes of Board of Adjustment of October 7, 2020

SECOND READING ORDINANCES

A. Adoption of Ordinance 7605-20

B. Public Hearing on Ordinance 7605-20

The Mayor opened the floor to the public with regard to the Ordinance 7605-20

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

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

Bond Ordinance Providing for Various Sewer Improvements, By and in the City of Clifton, in the County of Passaic, State of New Jersey; Appropriating \$3,700,000 Therefor and Authorizing the Issuance of \$3,523,000 Bonds or Notes of the City to Finance Part of the Cost Thereof

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

C. Adoption of Ordinance 7606-20

D. Public Hearing on Ordinance 7606-20

The Mayor opened the floor to the public with regard to the Ordinance 7606-20

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

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

Bond Ordinance Providing for Various 2020 Capital Improvements, by and in the City of Clifton, in the County of Passaic, State of New Jersey; Appropriating \$8,525,000 Therefor and Authorizing the Issuance of \$8,119,000 Bonds or Notes of the City to Finance Part of the Cost Thereof

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

E. Adoption of Ordinance 7607-20

F. Public Hearing on Ordinance 7607-20

The Mayor opened the floor to the public with regard to the Ordinance 7607-20

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

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

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

G. Adoption of Ordinance 7608-20

H. Public Hearing on Ordinance 7608-20

The Mayor opened the floor to the public with regard to the Ordinance 7608-20

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

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

An Ordinance to Amend, Revise and Supplement Chapter 439 of the Code of the City of Clifton, Entitled "Vehicles and Traffic", More Particularly Section 439-38 Thereof, Entitled "Handicapped Parking on Streets for Private Residences (Adds 3 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

A. Introduction of Ordinance 7609-20

October 20, 2020

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

An Ordinance to Add Chapter 369 to the Code of the City of Clifton Entitled "Right-Of-Way Use Agreements for Operation of Small Wireless Facility Networks"

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 Monday, November 2, 2020 at 8:00 p.m. and that the City Clerk be authorized to publish said ordinance together with statutory notice as required by law

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

B. Introduction of Ordinance 7610-20

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

An Ordinance to Amend, Revise and Supplement Chapter 439 of the Code of the City of Clifton, Entitled "Vehicles and Traffic", More Particularly Section 439-37 Thereof, Entitled "Handicapped Parking on Streets" (Adds 68 Windsor Road)

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 Monday, November 2, 2020 at 8:00 p.m. and that the City Clerk be authorized to publish said ordinance together with statutory notice as required by law

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

C. Introduction of Ordinance 7611-20

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

An Ordinance to Amend, Revise and Supplement Chapter 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 Monday, November 2, 2020 at 8:00 p.m. and that the City Clerk be authorized to publish said ordinance together with statutory notice as required by law.

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

D. Introduction of Ordinance 7612-20

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

An Ordinance to Amend, Revise and Supplement Chapter 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 Monday, November 2, 2020 at 8:00 p.m. and that the City Clerk be authorized to publish said ordinance together with statutory notice as required by law.

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

E. Introduction of Ordinance 7613-20

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

An Ordinance to Amend, Revise and Supplement Chapter 439 of the Code of the City of Clifton, Entitled "Vehicles and Traffic", More Particularly Article II Thereof, Entitled "Stopping, Standing and Parking", Section 439-12, Entitled "Parking Prohibited for Street Cleaning" (Adds Clinton Avenue Between Main Avenue and First Street)

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 Monday, November 2, 2020 at 8:00 p.m. and that the City Clerk be authorized to publish said ordinance together with statutory notice as required by law.

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

CITY MANAGER PRIVILEGE

City Manager, Dominick Villano, thanked everyone who reached out to him concerning a family emergency.

FLOOR TO MEMBERS OF THE PUBLIC

Shlomo Singer, 34 Lehigh Ave., thanked the members of the City Council who attended the groundbreaking ceremony for the Shomrei Torah. He discussed the need for sidewalks on Dwasline Avenue.

An individual called in (due to audio problems, the name and address were not audible) regarding the poor condition of Hazel Street due to recent sewer upgrades.

David Heching, 11 Loumar Pl, discussed the need for additional sidewalks on Dwasline Avenue.

Mary Flynn, 14 Breen Court, spoke about the City's current tree Ordinances and changes she would like to see made to the Ordinance.

Evan Lyman, 81 Pine Brae Lane, discussed the need to for additional sidewalks on Dwasline Road.

Sarah Smith, Patricia Lane, spoke about the safety complaints regarding the absence of sidewalks on parts of Dwasline Road. She stated she sees people walking in the middle of the street with baby carriages. She remarked that garbage day was changed to accommodate the individuals living in the area.

Meredith Benschar, 39 Ravona St., discussed the need for additional sidewalks on Dwasline Road.

Ann Schnackenburg, 268 Washington Ave., suggested the Zoning and Planning Boards add remote access to their meetings. She asked that this issue be brought to the Disabilities Committee. Ms. Schnackenburg asked that all committees lists and recordings on the City website, be brought up to date.

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

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

A Motion was made by Councilman Grabowski, seconded by Councilwoman Murphy to have the Legal Department research the City's Sidewalk Ordinance in reference to adding additional sidewalks to Dwasline Road.

Mayor Anzaldi ruled Councilman Grabowski's Motion out of order since it was not on the Agenda and asked that the item be placed on the next Council Agenda for discussion.

Councilwoman Pino expressed her disappointment toward public speaker Sarah Smith, declaring her discriminatory statements were ignorant.

City Manager, Dominick Villano, explained the parameters of installing sidewalks to meet code standards.

COUNCIL PRIVILEGE

Councilman Eagler

Councilman Eagler, remarked that residents should not talk about others in a derogatory fashion at the public session. He spoke about the sidewalks on Dwasline Road. Councilman Eagler asked if a written report regarding the Census numbers for the City could be obtained. He urged everyone to vote in the upcoming election and wished everyone a safe and happy Halloween.

Councilman Gibson

Councilman Gibson announced that the Clifton Police Department is hiring School Traffic Guards. He stated that he has no preference if the Council Meetings are in person or virtual due to the recent pandemic. Councilman Gibson apologized to public speaker, Shlomo Singer, that he could not attend their recent groundbreaking for the Shomrei Torah. He apologized to Councilwoman Sadrakula that she was having audio problems at tonight's meeting.

Councilman Grabowski

Councilman Grabowski discussed the importance of sidewalks for safety. He asked if there were any State mandated regulations for Halloween during the pandemic.

Health Officer, John Biegel, replied that per the Governor's orders, trick-or-treating is permitted with guidelines, which are posted on the City website.

Councilman Grabowski announced an upcoming flea market to be held in Richardson Scale Park.

Councilwoman Murphy

Councilwoman Murphy explained that due to the Coronavirus she did not feel comfortable to vote yes to the Botany Village trunk-or-treat event. She talked about sidewalks and safety issues

in regard to Dwasline Road. Councilwoman Murphy urged all residents to vote and to call the County Clerk if they have not received their mail-in ballot. Councilwoman Murphy announced Recreation Department news.

Councilwoman Pino

Councilwoman Pino said she did not feel comfortable voting for the trunk-or-treat event due to the recent uptick of Coronavirus cases. She spoke about a recent illness her son experienced. Councilwoman Pino wished all residents a safe and happy Halloween. She apologized that she could not attend the groundbreaking ceremony for the Shomrei Torah.

Councilwoman Sadrakula

Councilwoman Sadrakula explained that she had to join the meeting via Zoom due to a close loved one having the Coronavirus. She stated the Council was polled and the consensus was to have an in person meeting which she could not attend due to the circumstances. Councilwoman spoke about her HIPAA rights. She remarked that some confidential items and an ordinance were not included in her agenda packet. Second City Attorney, David Bruins, explained that since the Councilwoman is involved in these items, that she cannot receive the information and is obligated to recuse herself from any discussions in regard to the issue.

Mayor Anzaldi

Mayor Anzaldi expressed his displeasure toward a resident who spoke in a derogatory fashion at tonight's meeting, geared at a certain group of citizens.

RESOLUTIONS VOTED ON SEPERATELY

A Motion was made by Councilwoman Pino, seconded by Councilwoman Murphy and passed on roll call to table Resolution R375-20

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

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

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

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

Item 308, Page 1

(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 Grabowski, seconded by Councilwoman Murphy and passed on roll call vote to vote on the following items separately:

Item 2997, Page 4

Item 4233, Page 13

Item 2151, Page 16

**RESOLUTION
TO APPROVE CLAIMS TO BE PAID
MEETING OF OCTOBER 20, 2020**

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

Current Fund	\$	302,019.14
Grant Fund	\$	176,172.77
General Capital Fund	\$	218,728.96
Sewer Utility - Operating	\$	2,310.23
Sewer Utility - Capital	\$	109,111.36
Developers Escrow	\$	23,397.48
Dog Trust	\$	930.42
Police Extra Duty	\$	16,384.25
Trust Other	\$	39,347.24
Section 8 Public Housing	\$	229,156.95
Community Development	\$	53,631.20
COAH	\$	
Self Insurance	\$	499,046.61
Fire Dedicated Penalties	\$	
Revolving Loan Fund	\$	
Tax Title Lien Redemption	\$	
Unemployment Trust Fund	\$	
Library	\$	218,741.08
General Liability Trust	\$	23,839.56
Workers Compensation Trust	\$	36,330.05
 TOTAL CLAIMS	 \$	 1,949,147.30

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

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

R383-20 Resolution Authorizing Agreement Between the Clifton Community Development Block Grant and Saint Peter's Haven as a Grant Sub Recipient of Community Development Block Grant for a Period of 8/1/20 Through 7/31/21

**RESOLUTION AUTHORIZING AGREEMENT BETWEEN THE CLIFTON
COMMUNITY DEVELOPMENT BLOCK GRANT AND SAINT PETER'S HAVEN AS A
GRANT SUB RECIPIENT OF COMMUNITY DEVELOPMENT BLOCK GRANT FOR
PERIOD 8/1/20 THROUGH 7/31/21)**

BE IT RESOLVED, that an Agreement between the Clifton Community Development Block Grant (CDBG) and Saint Peter's Haven as a sub-recipient of a Community Development Block Grant, conditioned upon performance of certain services and satisfaction of conditions in connection with the Community Development Program of the City of Clifton, at a fee of \$18,000.00, for the period 8/1/20 through 7/31/21 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; and

BE IT FURTHER RESOLVED, that the account to be charged for this contract is: 17-201-20-113-004

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

A Motion was made by Councilman Grabowski, seconded by Councilwoman Murphy and

passed on roll call to vote on the following Resolutions separately:

R368-20 Resolution Authorizing the City's Professionals and Officers to Refund City Bond Obligations

**RESOLUTION AUTHORIZING CITY PROFESSIONALS
AND CITY OFFICIALS TO REFUND CERTAIN CITY
BOND OBLIGATIONS**

WHEREAS, the City of Clifton has issued certain 2011 and 2013 General Obligation and Sewer Utility Bonds to finance capital projects, and

WHEREAS, there is an opportunity to refinance (refund) said Bonds to save on interest costs in the City's Debt Service, and

WHEREAS, the City of Clifton will require our City Professionals and City Officials to be authorized to perform the work required to refinance said Bonds,

NOW, THEREFORE, BE IT RESOLVED, that the City's Professionals and City Officials be authorized to refinance said 2011 and 2013 General Obligation and Sewer Utility Bonds,

BE IT FURTHER RESOLVED, that if additional savings are recognized in this process, that these additional General Obligation or Sewer Utility Bonds also be refinanced to obtain savings for the City of Clifton.

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

R371-20 Resolution to Amend Resolution R611-19 and Related Contract to the Institute of Forensic Psychology for Psychological Evaluation Services - January 1, 2020 Thru December 31, 2020

**RESOLUTION TO AMEND RESOLUTION R611-19 AND RELATED
CONTRACT TO THE INSTITUTE OF FORENSIC PSYCHOLOGY FOR
PSYCHOLOGICAL EVALUATION SERVICES
JANUARY 1, 2020 THRU DECEMBER 31, 2020**

WHEREAS, Pursuant to Resolution R611-19, the City awarded a professional services contract for psychological evaluation services to the Institute for Forensic Psychology, 5 Fir Court, Oakland, New Jersey; and in accordance with its proposal for a total amount not to exceed \$19,000 without the adoption of a supplemental resolution.; and

WHEREAS, due to recent retirements and the hiring of new firefighters and police officers, the City of Clifton has needs to request additional funding for required psychological evaluations; and

WHEREAS, due to a request from the Fire Chief and pending needs of the Police Department, the Purchasing Agent requests the above contract for Psychological Evaluation services be increased by an amount of \$13,000, which will bring the total not to exceed contract amount to \$32,000. This action will allow the City to utilize the vendor with full compliance pursuant to Chapter 19, Pay to Play and Local Public Contracts Laws

NOW THEREFORE BE IT RESOLVED by the Mayor and Municipal Council that the Contract with the Institute for Forensic Psychology, 5 Fir Court, Oakland, New Jersey 07436, be amended to increase the amount by \$13,000.00, bringing the contract total not to exceed dollar amount to \$32,000.00, with the term of the contract remaining as was awarded through to December 31, 2020; and,

NOW THEREFORE BE IT FURTHER RESOLVED, that the Mayor and Municipal Clerk are authorized and directed hereby to implement this amendment to R611-19, and execute any required documentation, if any, upon approval by the Law Department.

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

R380-20 Governing Body Resolution and Certification of the Annual Audit

GOVERNING BODY CERTIFICATION OF THE ANNUAL AUDIT

WHEREAS, N.J.S.A. 40A:5-4 requires the Governing Body of every local unit to have made an annual audit of its books, accounts and financial transactions; and

WHEREAS, the Annual Report of Audit for the year 2019 has been filed by a Registered Municipal Accountant with the Municipal Clerk pursuant to N.J.S.A. 40A:5-6, and a copy has been received by each member of the Governing Body; and

WHEREAS, R.S. 52:27BB-34 authorizes the Local Finance Board of the State of New Jersey to prescribe reports pertaining to the local fiscal affairs; and

WHEREAS, the Local Finance Board has promulgated N.J.A.C. 5:30-6.5, a regulation requiring that the Governing Body of each municipality shall by resolution certify to the Local Finance Board of the State of New Jersey that all members of the Governing Body have reviewed, as a minimum, the sections of the Annual Audit entitled “Comments and Recommendations”; and

WHEREAS, the members of the Governing Body have personally reviewed at a minimum the Annual Report of Audit, and specifically the sections of the Annual Audit entitled “Comments and Recommendations”, as evidenced by the Group Affidavit Form of the Governing Body attached hereto; and

WHEREAS, such resolution of certification shall be adopted by the Governing Body no later than forty-five days after the receipt of the Annual Audit, pursuant to N.J.A.C. 5:30-6.5; and

WHEREAS, all members of the Governing Body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board; and

WHEREAS, failure to comply with the regulations of the Local Finance Board of the State of New Jersey may subject the members of the local Governing Body to the penalty provisions of R.S. 52:27BB-52, to wit:

R.S. 52:27BB-52: A local officer or member of a local Governing Body who, after a date fixed for compliance, fails or refuses to obey an order of the Director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined no more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the City of Clifton hereby states that it has complied with N.J.A.C. 5:30-6.5 and does hereby submit a certified copy of this resolution and the required Affidavit to said Board to show evidence of said compliance.

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

RESOLUTIONS

A Motion was made by Councilman Grabowski, seconded by Councilwoman Murphy 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.

R343-20 Resolution: Approve Claims List Resolution for the City Council Meeting of October 20, 2020:

**RESOLUTION
TO APPROVE CLAIMS TO BE PAID
MEETING OF OCTOBER 20, 2020**

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

Current Fund	\$	302,019.14
Grant Fund	\$	176,172.77
General Capital Fund	\$	218,728.96
Sewer Utility - Operating	\$	2,310.23
Sewer Utility - Capital	\$	109,111.36
Developers Escrow	\$	23,397.48
Dog Trust	\$	930.42
Police Extra Duty	\$	16,384.25
Trust Other	\$	39,347.24
Section 8 Public Housing	\$	229,156.95
Community Development	\$	53,631.20
COAH	\$	
Self Insurance	\$	499,046.61
Fire Dedicated Penalties	\$	
Revolving Loan Fund	\$	
Tax Title Lien Redemption	\$	
Unemployment Trust Fund	\$	
Library	\$	218,741.08
General Liability Trust	\$	23,839.56
Workers Compensation Trust	\$	36,330.05
 TOTAL CLAIMS	 \$	 1,949,147.30

R369-20 CFO Recommends Approval of Chapter 159 Budget Amendment Resolutions on Agenda - Green Acres Athenia Complex

**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 \$862,895.00 from the State of New Jersey, Department of Environmental Protection. Green Acres Program and wishes to amend the 2020 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 2020 in the sum of \$862,685.00

Which is now available as a revenue from:

Miscellaneous Revenues:

Special Items of General Revenue Anticipated

With Prior Written Consent of the Director of the

Division of Local Government Services:

State and Federal Revenues Off-set with

Appropriations:

Green Acres Athenia Park 2 Grant (2020)	\$862,385.00
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BE IT FURTHER RESOLVED, that the like sum of \$862,685.00 be and the same is hereby appropriated under the caption of:

General Appropriations:

(a) Operations Excluded from CAPS

State and Federal Programs Off-set by

Revenues:

Green Acres Athenia Park 2 Grant (2020)	\$862,685.00
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BE IT FURTHER RESOLVED, that the City's Grant Matching Share of \$287,562.00 is available in Capital Account 04-215-55-949-502,

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

R370-20 Resolution Awarding Contract for Touchless Door Upgrades to Prevent Further Spread of COVID-19 to R.D. Sales Door and Hardware, LLC., Through the Bergen County Cooperative Ratifying Purchase Order 37777 Pursuant to R241-20

**TOUCHLESS DOOR UPGRADES TO
PREVENT FURTHER SPREAD OF COVID-19
TO R.D. SALES DOOR AND HARDWARE, LLC.,
THROUGH THE BERGEN COUNTY COOPERATIVE,
RATIFYING PURCHASE ORDER 37777 PURSUANT TO R241-20**

WHEREAS, on July 7, 2020, with resolution R241-20, the City of Clifton addressed the procedure and conduct of City business under the conditions of emergency created by the ongoing pandemic; and,

WHEREAS, the above resolution was established under the Statewide Declaration of Emergency by the Governor of the State of New Jersey, which is still in effect; and,

WHEREAS, to provide the above touch-free entry way solutions by upgrading City doors to touchless doors, the Director of Public Works has requested an as-needed contract be awarded to R.D. Sales Door and Hardware, LLC, off the Bergen County Cooperative Pricing Bid #18-58.1 as approved under Bergen County Resolution #655-20 of September 16, 2020, in a not to exceed amount of \$83,000.00.00; and,

WHEREAS, by resolution #262-16, adopted May 3, 2016, the City was authorized to participate in the Bergen County Cooperative (#CK04-Bergen); and,

WHEREAS, the proposal from the above named contractor includes materials and labor for the following City of Clifton entryways: City Hall Front Entrance, City Hall Employee Entrance, Animal Shelter, Arts Center, Senior Center, Community Recreation Center Front and Rear Doors, DPW Complex office door, Clifton Memorial Library main and staff entries, and the

Allwood Branch Library vestibule doors; and

WHEREAS, subsequent to review by the DPW Director and Purchasing Agent, R.D. Sales Door and Hardware, LLC, at the direction of the City Manager, purchase order 37777 was encumbered to the vendor, in accordance with aforementioned resolution R241-20; and,

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

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Municipal Council do hereby approve and authorize procurement of the as-needed services from R.D. Sales Door and Hardware, LLC, 220 West Parkway Unit #3, Pompton Plains, NJ 07444, at the rates proposed pursuant to Bergen County Cooperative contract 18-58.1, for a total not to exceed amount \$83,000.00, eligible under the County Cares Grant.

BE IT FURTHER RESOLVED, that the Mayor and City Clerk are hereby authorized and directed to ratify and 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

R372-20 Resolution to Amend Resolution R013-20 and Related Contract to Immedicenter for Professional Medical Services - January 1, 2020 Thru December 31, 2020

**RESOLUTION TO AMEND RESOLUTION R013-20 AND RELATED
CONTRACT TO IMMEDICENTER FOR PROFESSIONAL MEDICAL SERVICES
JANUARY 1, 2020 THRU DECEMBER 31, 2020**

WHEREAS, Pursuant to Resolution R013-20, the City awarded a professional services contract for medical services is to Immedicenter, 1355 Broad Street, Clifton, New Jersey 07013; and in accordance with its proposal for a total amount not to exceed \$25,000 without the adoption of a supplemental resolution.; and

WHEREAS, due to recent retirements and the hiring of new firefighters and police officers, the City of Clifton has needs to request additional funding for required medical examinations; and

WHEREAS, due to pending requisitions from the Police Department and a request from the Fire Chief, the Purchasing Agent requests the above contract for Medical Services be increased by an amount of \$15,000, which will bring the total not to exceed contract amount to \$40,000. This action will allow the City to utilize the vendor with full compliance pursuant to Chapter 19, Pay to Play and Local Public Contracts Laws

NOW THEREFORE BE IT RESOLVED by the Mayor and Municipal Council that the Contract with Immedicenter, 1355 Broad Street, Clifton, New Jersey 07013, be amended to increase the amount by \$15,000.00 (\$10,000 for the Fire Department and \$5000 for the Police Department) bringing the contract total not to exceed dollar amount to \$40,000.00, with the term of the contract remaining as was awarded through to December 31, 2020; and,

NOW THREFORE BE IT FURTHER RESOLVED, that the Mayor and Municipal Clerk are authorized and directed hereby to implement this amendment to R013-20, and execute any required documentation, if any, upon approval by the Law Department.

R373-20 Resolution Amending Resolutions R309-20 and R337-20 Entitled "Authorizing and Ratifying Extension of Amergency Janitorial Services Contract to JRP Cleaning Services,

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Inc. for City Hall Complex, Clifton Recreation Center, Main Memorial Field House, Clifton DPW and Hamilton House"

**RESOLUTION AMENDING RESOLUTIONS 309-20 AND 337-20 ENTITLED
“AUTHORIZING AND RATIFYING EXTENSION OF EMERGENCY JANITORIAL
SERVICES CONTRACT TO JRP CLEANING SERVICES, INC. FOR CITY HALL
COMPLEX, CLIFTON RECREATION CENTER, MAIN MEMORIAL FIELD HOUSE,
CLIFTON DPW AND HAMILTON HOUSE”**

WHEREAS, the Council previously adopted the above Resolutions extending the janitorial services contract through October 16, 2020; and

WHEREAS, the Council needs to further extend same in order to procure the necessary documentation to have a replacement contract in place;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the City of Clifton that the aforesaid Resolutions are and hereby is amended to extend the janitorial services contract on a week to week basis until such time that a replacement contract can be put in place which shall be no later than December 7, 2020 without the adoption of a supplemental resolution.

R375-20 Resolution of the City of Clifton Adopting an Anti-Discrimination Policy for Vendors and Contractors Who Do Business with the City of Clifton

**RESOLUTION OF THE CITY OF CLIFTON ADOPTING AN ANTI-
DISCRIMINATION POLICY FOR VENDORS AND CONTRACTORS WHO DO
BUSINESS WITH THE CITY OF CLIFTON**

WHEREAS, the City of Clifton does business with many vendors and contractors, including vendors and contractors that are procured through an open public bidding process and vendors and contractors who are not procured through the open public bidding process; and

WHEREAS, the open public bidding process subjects vendors and contractors who do business with the City of Clifton to comply with the equal employment opportunity and affirmative action laws and requirements with respect to the hiring of employees, subcontractors or business firms engaged in carrying out a public contract;

WHEREAS, the City of Clifton desires to prohibit vendors and contractors who do business with the City of Clifton from engaging in any discriminatory practices, in addition to their hiring practices; and

WHEREAS, the City of Clifton is a very diverse community and recognizes that celebrating and embracing such diversity fosters respect and open mindedness for other cultures and promotes unity within the City;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Municipal Council of the City of Clifton, Passaic County, New Jersey, hereby adopts a policy prohibiting all vendors and contractors who do business with the City of Clifton from discriminating against any member of the public on the basis of race, creed, color, national origin, ancestry, marital status, affectional or sexual orientation, nationality, gender identity or expression, disability or sex; and

BE IT FURTHER RESOLVED, that a copy of this Resolution be posted on the City of Clifton website.

R376-20 Resolution Authorizing Execution of Agreement and Agreement Amendment Between the City of Clifton and Commissioner of Transportation of the State of New Jersey Regarding Rt. 46, Rt. 23 (Pompton Ave.) 20, Its, Wayne Twp., Totowa Boro, Little Falls Twp. &

City of Clifton Passaic County

**RESOLUTION AUTHORIZING EXECUTION OF AGREEMENT AND AGREEMENT
AMENDMENT BETWEEN THE CITY OF CLIFTON AND COMMISSIONER OF
TRANSPORTATION OF THE STATE OF NEW JERSEY REGARDING RT 46, RT 23
(POMPTON AVE) TO RT. 20, ITS, WAYNE TWP., TOTOWA BORO, LITTLE FALLS
TWP. & CITY OF CLIFTON PASSAIC COUNTY**

BE IT RESOLVED, by the Mayor and Municipal Council of the City of Clifton, in the County of Passaic and State of New Jersey, that execution of an Agreement and Agreement Amendment between the City of Clifton and the Commissioner of Transportation of the State of New Jersey, which are incorporated herein by reference, and which are identified as follows, are authorized:

Rt. 46, Rt. 23 (Pompton Ave) to Rt. 20, ITS
Wayne Twp., Totowa Boro, Little Falls Twp., Clifton City, Passaic County
City of Clifton (Sanitary Sewer)
UECA-11-Rt.46, Rt.23 to Rt.20 - 148060
Contract ID No. 20-16062
UPC # 148060
DUNS No. For Utility: 13-883-9969

BE IT FURTHER RESOLVED, that James Anzaldi, the Mayor of the City of Clifton, and Nancy Ferrigno, the City Clerk of the City of Clifton, the Authorized Representatives of the City of Clifton in the Agreement and Agreement Amendment, are authorized and directed to execute said Agreement and Agreement Amendment on behalf of the City of Clifton.

R378-20 Resolution for Re-Appointment of Members to the Clifton Advisory Board of Health

**RESOLUTION FOR RE-APPOINTMENT OF
MEMBERS TO THE CLIFTON ADVISORY BOARD OF HEALTH**

WHEREAS, the Mayor and Council of the City of Clifton, County of Passaic, State of New Jersey are in receipt of a re-appointment form from the secretary of the Clifton Advisory Board of Health recommending re-appointment of Jane Scarfo and Barbara Lake; and

WHEREAS, said members’ term expired on September 30, 2020; and

WHEREAS, said members are being re-appointed to said committee for a term of three years commencing October 1, 2020 through September 30, 2023;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Municipal Council of the City of Clifton, County of Passaic, State of New Jersey that the above-mentioned members of the Clifton Advisory Board of Health be and are hereby re-appointed for a three year term, commencing on October 1, 2020 through September 30, 2023.

R379-20 Resolution Declaring October Breast Cancer Awareness Month

**RESOLUTION DECLARING OCTOBER
BREAST CANCER AWARENESS MONTH**

WHEREAS, the City of Clifton is committed to raising awareness about breast cancer and the impact it has on our loved ones, friends, colleagues and community members; and

WHEREAS, thousands of women and men in our country are diagnosed with breast cancer each year; and

WHEREAS, screening and early detection can help people to overcome breast cancer;

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council of the City of Clifton, County of Passaic and State of New Jersey that we hereby we acknowledge the importance of raising awareness of breast cancer in order to support survivors, those currently battling breast cancer and those who might detect it in its early stages;

BE IT FURTHER RESOLVED that the Mayor and Council of the City of Clifton hereby proclaim the month of October as Breast Cancer Awareness Month.

R381-20 Resolution Authorizing the Award to and the Execution of Contract with Jill A. Hartmann, PP, AICP for Planning Services for the City of Clifton Community Development Block Grant Program from August 1, 2020 Through July 31, 2021 - Administrative and Planning Services

**RESOLUTION AUTHORIZING THE AWARD TO AND THE EXECUTION OF
CONTRACT WITH JILL A. HARTMANN, PP, AICP FOR PLANNING SERVICES FOR
THE CITY OF CLIFTON COMMUNITY DEVELOPMENT BLOCK GRANT
PROGRAM FROM AUGUST 1, 2020 THROUGH JULY 31, 2021 - ADMINISTRATIVE
AND PLANNING SERVICES**

WHEREAS, the City of Clifton Community Development Department requires certain specialized administrative and planning services of an expert in connection with its operation; and

WHEREAS, in response to request for proposals, a proposal was received by the current planner, Jill A. Hartmann dated July 1, 2020; and

WHEREAS, such services constitute “Professional Services” with the ambit of N.J.S.A. 40A:11-5; and

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

WHEREAS, the value of the contract is not to exceed \$82,000.00 per annum and the duration of the contract is for one year; and

WHEREAS, 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;

NOW, THEREFORE, BE IT RESOLVED, that the award of contract for specialized administrative and planning services for the Community Development Block Grant Program from August 1, 2020 through July 31, 2021 hereby authorized to Jill A. Hartmann, PP, AICP, of Mahwah, NJ in accordance with the proposal dated July 1, 2020 at a cost not to exceed \$82,000.00 per annum and that the Mayor and the City Clerk be and they are hereby authorized and directed to execute the contract and the required copies in the form as approved by the Clifton Law Department; and

BE IT FURTHER RESOLVED, that the required Certificate of Availability of Funds for the above contract has been obtained and is endorsed hereon; and

BE IT FURTHER RESOLVED, that the original of this resolution and the contract above referred to be placed on file and made available for the public inspection at the Office of the City Clerk of the City of Clifton and that the City Clerk shall forward an executed copy of the said contract to the Clifton Community Development Department; 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

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 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: Jill A. Hartmann, PP, AICP, Mahwah, NJ 07430
Services: Consultant Planning Services for Community Development Block Grant Program
Amount: Not to exceed \$82,000.00
Term: August 1, 2020 through July 31, 2021

R382-20 Resolution Authorizing Agreement Between the Clifton Community Development Block Grant and Clifton's Historic Botany Village Special Improvement District as a Grant Sub Recipient of Community Development Block Grant for Period 8/1/20 Through 7/31/21

**RESOLUTION AUTHORIZING AGREEMENT BETWEEN THE CLIFTON
COMMUNITY DEVELOPMENT BLOCK GRANT AND CLIFTON'S HISTORIC
BOTANY VILLAGE SPECIAL IMPROVEMENT DISTRICT AS A GRANT SUB
RECIPIENT OF COMMUNITY DEVELOPMENT BLOCK GRANT FOR PERIOD
8/1/20 THROUGH 7/31/21)**

BE IT RESOLVED, that an Agreement between the Clifton Community Development Block Grant (CDBG) and Clifton's Historic Botany Village Special Improvement District as a sub-recipient of a Community Development Block Grant, conditioned upon performance of certain services and satisfaction of conditions in connection with the Community Development Program of the City of Clifton, at a fee of \$17,400.00, for the period 8/1/20 through 7/31/21 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; and

BE IT FURTHER RESOLVED, that the account to be charged for this contract is: 17-201-20-113-014

R384-20 Resolution Authorizing Agreement Between the Clifton Community Development Block Grant and Family Literacy Program at Clifton Public School #17 (Services for Literacy Intervention Program for Children and Parents Benefitting Low and Moderate Income Persons with Community Development Block Grant for Period 8/1/20 Through 7/31/21)

**RESOLUTION AUTHORIZING AGREEMENT BETWEEN THE CLIFTON
COMMUNITY DEVELOPMENT BLOCK GRANT AND FAMILY LITERACY
PROGRAM AT CLIFTON PUBLIC SCHOOL #17. (SERVICES FOR LITERACY
INTERVENTION PROGRAM FOR CHILDREN AND PARENTS BENEFITTING LOW
AND MODERATE INCOME PERSONS WITH COMMUNITY DEVELOPMENT
BLOCK GRANT FOR PERIOD 8/1/20 THROUGH 7/31/21)**

BE IT RESOLVED, that an Agreement between the Clifton Community Development Block Grant (CDBG) and Family Literacy Program at Clifton Public School #17 as a sub-recipient of a Community Development Block Grant, conditioned upon performance of certain services and

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satisfaction of conditions in connection with the Community Development Program of the City of Clifton, at a fee of \$8,000.00, for the period 8/1/20 through 7/31/21 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; and

BE IT FURTHER RESOLVED, that the account to be charged for this contract is: 17-201-20-113-005

R385-20 Resolution Authorizing Agreement Between the Clifton Community Development Block Grant and D.I.A.L. (Services for the Handicapped in Connection with Community Development Block Grant for Period 8/1/20 Through 7/31/21

**RESOLUTION AUTHORIZING AGREEMENT BETWEEN THE CLIFTON
COMMUNITY DEVELOPMENT BLOCK GRANT AND D.I.A.L. (SERVICES FOR THE
HANDICAPPED IN CONNECTION WITH COMMUNITY DEVELOPMENT BLOCK
GRANT FOR PERIOD 8/1/20 THRU 7/31/21**

BE IT RESOLVED, that an Agreement between the Clifton Community Development Block Grant (CDBG) and D.I.A.L. for performance of services for the handicapped, in connection with Community Development for the City of Clifton, at a fee of \$18,000.00, for the period 8/1/20 thru 7/31/21 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; and

BE IT FURTHER RESOLVED, that the account to be charged for this contract is: 17-201-20-113-013

R386-20 Resolution Authorizing Agreement Between the City of Clifton Community Development Block Grant and Boys and Girls Club of Clifton, NJ, Inc. as Grant Sub-Recipient for 2020-2021

**RESOLUTION AUTHORIZING AGREEMENT BETWEEN THE CITY OF CLIFTON
(COMMUNITY DEVELOPMENT BLOCK GRANT) AND BOYS' CLUB AND GIRLS'
CLUB OF CLIFTON, N.J., INC. AS GRANT SUB-RECIPIENT (FOR 2020-2021)**

BE IT RESOLVED that the Agreement between the City of Clifton and Boys' Club and Girls' Club of Clifton, N.J., Inc., as a sub-recipient of a Community Development Block Grant, conditioned upon performance of certain services and satisfaction of conditions in connection with Community Development for the City of Clifton, for the period August 1, 2020 thru July 31, 2021, in the amount of \$55,000.00, 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; and

BE IT FURTHER RESOLVED that the account to be charged for this contract is: 17-201-20-113-017

R387-20 Resolution Authorizing the Cancellation and Refund of a Portion of the 2020 Second Quarter and the 2020 Third Quarter Taxes and Cancellation of the 2020 Taxes for Block 53.02, Lot 24, 72 Lennon Place Owned by the Widow of a Disabled Veteran

**RESOLUTION AUTHORIZING THE CANCELLATION AND REFUND OF THE 2nd
QUARTER TAXES AND THE 3rd QUARTER TAXES OF THE 2020 TAXES ON
PROPERTY KNOWN AS BLOCKS 53.02, LOT 24, 72 LENNON PL OWNED BY A
DISABLED VETERAN**

WHEREAS, the Tax Assessor has confirmed that Michael E Harvan of 72 Lennon Place, Clifton, NJ was the owner of property know as Block 53.02, Lot 24, 72 Lennon Place, Clifton, NJ, and has been declared 100% disabled by the US Department of Veteran Affairs as of August 5, 2009; and

WHEREAS, Michael I E. Harvan acquired ownership to the property located at Block 53.02, Lot 24, 72 Lennon Place on or about March 30, 2020 and married Cheryl L. Cafone on March 24, 2020 and Michael E. Harvan died on April 13, 2020:

WHEREAS, Cheryl L. Cafone has made application to the Tax Assessor of the City of Clifton for a property tax exemption in accordance with the law; and

WHEREAS, by virtue of widow of a disabled veteran exemption, Cheryl L. Cafone is entitled to the cancellation and refund of the 2020 second quarter and third quarter property taxes on the subject property; and

WHEREAS, the Municipal Council, having reviewed the facts and circumstances of the application, wishes to grant the application and hereby approved the tax exemption on the subject property as of March 30, 2020, and hereby authorizes the cancellation and refund of the 2020 second and third quarter property taxes on the subject property in the amount of \$ 8,095.00;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Municipal Council of the City of Clifton, County of Passaic, State of New Jersey, that the Tax Collector and/or City Treasurer are here authorized and directed:

1. To refund the 2020 second quarter and the 2020 third quarter tax payments in the amount of \$ 8,095.00 and cancel the balance of the 2020 property taxes on the subject property. and
2. To keep said subject property tax exempt for the totally disabled veteran for as long as he shall qualify for the exemption and for so long as the exemption is authorized by law based upon the facts and circumstances of this matter.

R388-20 Late - Resolution Authorizing Execution of Subordination Agreement Between City of Clifton and Amerihome Mortgage Company (Its Successors and/or Assigns), as Their Interest May Appear (Sebatian Arakaki and Ana Lujan-Vera)

**RESOLUTION AUTHORIZING EXECUTION OF SUBORDINATION AGREEMENT
BETWEEN CITY OF CLIFTON AND AMERIHOME MORTGAGE COMPANY (ITS
SUCCESSORS AND/OR ASSIGNS), AS THEIR INTEREST MAY APPEAR (SEBATIAN
ARAKAKI and ANA LUJAN-VERA)**

WHEREAS, in conjunction with a Clifton Housing Improvement Program (CHIP) grant to Sebatian Arakaki and Ana Lujan-Vera, a mortgage loan dated February 7, 2019, recorded June 10, 2019, in the amount of \$4,200.00 was given by the City of Clifton for property situated at Block 36.08, Lot 38, 105 Mt. Prospect Avenue, Clifton, New Jersey; and

WHEREAS, the said Sebatian Arakaki and Ana Lujan-Vera have requested that the City of Clifton subordinate this mortgage to a mortgage given by Amerihome Mortgage Company (its successors and/or assigns), as their interest may appear, to Sebatian Arakaki and Ana Lujan-Vera; and

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

WHEREAS, the Director of Community Development has no objection to the request of Sebatian Arakaki and Ana Lujan-Vera to subordinate Clifton's \$4,200.00 mortgage;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and the Municipal Council of the City of Clifton, that the Mayor and City Clerk be and they are hereby authorized to execute a Subordination Agreement as set forth above, in a form satisfactory to the Law Department.

R389-20 Late - Resolution Authorizing Execution of Cancellation of Mortgage Between City of Clifton and Walter and Lida Rizaniw (Clifton Home Improvement Program)

**RESOLUTION AUTHORIZING EXECUTION OF CANCELLATION OF MORTGAGE
BETWEEN CITY OF CLIFTON AND WALTER and LIDA RIZANIW (CLIFTON
HOME IMPROVEMENT PROGRAM)**

WHEREAS, on November 4, 2014, in conjunction with a CHIP grant to Walter and Lida Rizaniw, a mortgage in the amount of \$2,800.00 was given by the City of Clifton for property situated at 11 Mayflower Street, Clifton, New Jersey (Block 40.02, Lot 29); and

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

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/Discharge of Mortgage for the aforesaid mortgage in a form satisfactory to the Law Department.

R390-20 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 Developer Agreement - 564 Van Houten LLC
CON-2 Friendship House Negotiations
CON-3 SOA Contract Negotiations
CON-4 Motion Made by Councilwoman Sadrakula Regarding Municipal
Attorney Position
CON-5 Comparison of Proposed Clifton Wireless Code and Garfield Wireless
Code
CON-6 FMBA Local #21 CNA Proposal
CON-7 Investigation of Harassment/Hostile Work Environment Complaint

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 October 20, 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.

LICENSES

L-1 Cupcake Cafe

Lucy Bros, LLC

t/a Cupcake Café
852 Rt. 3 West Suite,
Clifton, NJ 07012
Preliminary Approval
Restaurant – Continued Use

Final approval will be issued pending approval of this resolution. Further processing and approval of various city departments.

L-2 Tommy's Tavern & Tap Restaurant

826 Route 3 Liquor Partners, LLC
t/a Tommy's Tavern & Tap Restaurant
826 Route 3 West, Clifton, NJ 07012
Preliminary Approval
Restaurant – Continued Use

Final approval will be issued pending approval of this resolution. Further processing and approval of various city departments.

L-3 Teresa's Mini Market, LLC

Teresa's Mini Market, LLC
t/a Teresa's Mini Market
313 Lakeview Ave., Clifton, NJ 07011
Preliminary Approval
Caterer/Grocery/Milk – Continued Use

Final approval will be issued pending approval of this resolution. Further processing and approval of various city departments.

L-4 Himalayan Store Mini Mart

Himalayan Store Mini Mart, LLC
Himalayan Store Mini Mart
1156A Main Ave., Clifton, NJ 07011
Preliminary Approval
Caterer/Grocery/Milk – Continued Use.

Final approval will be issued pending approval of this resolution. Further processing and approval of various city departments.

L-5 Fit Forever Nutrition

M&C Fit Forever, Inc.
t/a Fit Forever Nutrition
130 Lakeview Ave., Clifton, NJ 07011
Final Approval
Grocery - New

Approval and license so issued in the compliance with the approval of the Board of Health, Fire Department, Police and Zoning Officer.

L-6 Bella Vida Pastry Shop

Bella Vida by ES, LLC
t/a Bella Vida Pastry Shop
1197 Main Ave., Clifton, NJ 07011
Final Approval
Restaurant/Grocery/Bakery/Milk – Continued Use

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Approval and license so issued in the compliance with the approval of the Board of Health, Fire Department, Police and Zoning Officer.

L-7 Clifton Bagels

The Levain, LLC
t/a Clifton Bagels
106 Kingsland Rd., Clifton, NJ 07014
Preliminary Approval
Caterer/Grocery/Milk – Continued Use

Final approval will be issued pending approval of this resolution. Further processing and approval of various city departments.

A Motion was made by Councilman Grabowski, seconded by Councilman Gibson and passed on roll call vote to enter into Executive Session with the exception that Councilwoman Sadrakula objected to discuss CON-4 in Executive Session.

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

Return to Open Session

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)	Via Zoom
Mayor Anzaldi	(JA)	

Also present were City Manager, Dominick Villano (via Zoom) ; Assistant City Attorney, David Bruins; Second City Attorney, Thomas Egan; Health Officer, John Biegel; and Deputy Clerk, Michele Butler

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

R377-20 Resolution Appointing Legal Counsel to Handle Independent Investigation Services in Connection with Complaints Brought Under the City's Policy Prohibiting Harassment and Discrimination Involving Employees of the City of Clifton

RESOLUTION APPOINTING LEGAL COUNSEL TO HANDLE INDEPENDENT INVESTIGATION SERVICES IN CONNECTION WITH COMPLAINTS BROUGHT UNDER THE CITY'S POLICY PROHIBITING HARASSMENT AND DISCRIMINATION INVOLVING EMPLOYEES OF THE CITY OF CLIFTON

WHEREAS, the City of Clifton requires the services of outside legal counsel to represent the City of Clifton in complaints brought under the City's policy prohibiting harassment and discrimination involving employees of the City of Clifton; and

WHEREAS, Ralph L. DeLuccia, Esq. is a retired Superior Court Judge and the City seeks his appointment as independent investigation counsel when such services are required, at the rate of \$200.00 per hour, not to exceed \$17,500.00 for the term of the contract; and

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

advertising for bids and bidding in accordance with N.J.S.A 40A:11-5; and

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

WHEREAS, the estimated value of the contract may be in excess of \$17,500.00, and the duration of the contract may be continued through the conclusion of each claim being handled; and

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

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

NOW, THEREFORE, BE IT RESOLVED, that:

1. An agreement for professional legal services for outside counsel to conduct independent investigations for complaints brought under the City's policy prohibiting harassment and discrimination involving employees of the City of Clifton, at the rate to be paid for said services is \$200.00 per hour, not to exceed \$17,500 for the term of the contract, which shall be for a period of one year.
2. The required Certificate of Availability of Funds for the above contract has been obtained from the Chief Financial Officer of the City of Clifton.
3. The Mayor and City Clerk are authorized and directed to execute a contact on behalf of the City of Clifton.
4. The original of this resolution and the contract in question shall be placed on file and made available for public inspection in the City Clerk's Office of the City of Clifton.
5. 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 professional services contract without competitive bidding pursuant to N.J.S.A. 40A:11-5(1)(a). This contract and the resolution authorizing it are available for public inspection in the Office of the City Clerk.

Awarded to: Ralph L. DeLuccia, Esq.
Services: Independent Investigations
Project: Claims involving employees under the City's policy prohibiting harassment and discrimination
Amount: \$200.00 per hour; not to exceed \$17,500 for term of contract
Term: One year

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

R374-20 Resolution Amending Resolution R360-20 Entitled "Resolution Authorizing Award of Contract to North Jersey Friendship House, for Custodial Cleaning Services Pursuant to N.J.S.A. 40A:11-5 et seq."

WHEREAS, the Council adopted the above tiled resolution on October 6, 2020, and;

October 20, 2020

WHEREAS, additional time is necessary to obtain and approve the required documentation from the contractor and to finalize a contract for execution;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the City of Clifton that the contract period set forth in the resolution to which this resolution is an amendment “from October 19, 2020 to October 18, 2022” be and is hereby amended to read “for a two year period commencing upon execution of the contract”.

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

ADJOURNMENT

Upon motion made by Councilman Grabowski, seconded by Councilwoman Murphy and passed on roll call vote, the meeting was adjourned at 11:20 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