CITY OF CLIFTON
CLIFTON, NEW JERSEY

REGULAR MEETING MINUTES OF AUGUST 16, 2016

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 2016 which was published as legal advertisements in the Herald News on December 10, 2015 and was additionally given to the Clifton Journal, Herald News and The Record. Further notice of this meeting was given on Friday prior to the meeting to the Clifton Journal, Herald News and The Record and by posting of said notice on the bulletin board at City Hall and on the Clifton Website which notice stated that formal action may or may not be taken on matters to come before the Municipal Council.

Upon roll call, the following were noted present:

Councilman Eagler	(PE)
Councilman Gibson	(BG)
Councilman Grabowski	(RG)
Councilman Hatala	(SH)
Councilman Kolodziej	(JK)
Councilwoman Murphy	(LM)
Mayor Anzaldi	(JA)

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

INVOCATION

Rabbi Kronenberg

PLEDGE TO THE FLAG

APPROVAL OF MINUTES

Upon a Motion made by Councilman Hatala, seconded by Councilman Eagler, and passed on roll call vote, the Minutes of the Workshop, Executive Session and Regular Meeting of August 3, 2016 were approved.

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

COMMUNICATIONS FROM THE CITY MANAGER

C-1 Brian Carroll Police Officer resigned his position effective 07/29/2016.
C-2 Layal Helwani hired as temporary seasonal employee in the Health Department at $19.739 per hour, not to exceed 24 hours per week, effective 08/01/2016.
C-3 Timothy Walsh Equipment Operator in the D.P.W. retired his position, effective 08/01/2016.
C-4 Desiree Griffin Public Safety Telecommunicator on disability leave of absence effective 07/26/2016.
C-5 Olga De Los Santos, Deputy Municipal Court Administrator on disability leave of absence effective 08/05/2016.
C-6 Mohammed Abufasha separated as temporary seasonal employee effective 05/11/2016.

C-7 William Struwe Omnibus Operator at the Senior Center on disability leave of absence effective 08/09/2016.
C-8 Rose Filip separated as temporary seasonal employee in the Health Department effective 08/11/2016.

COMMUNICATIONS – MEETING MINUTES

Minutes of Board of Adjustment of July 20, 2016
Minutes of Alcoholic Beverage Control Board of July 13, 2016

ORDINANCES - SECOND READING

A. Adoption of Ordinance 7311-16

Bond Ordinance providing for various 2016 Capital Improvements, by and in the City of Clifton, in the County of Passaic, State of New Jersey; appropriating $9,840,000 therefore and authorizing the issuance of $9,371,000 bonds or notes of the City to finance part of the cost thereof

B. Public Hearing on Ordinance 7311-16

The Mayor opened the floor to the public with regard to the Ordinance 7311-16

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 Hatala, seconded by Councilman Kolodziej, and carried by roll call vote.

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

C. Adoption of Ordinance 7312-16

Bond Ordinance providing for various sewer improvements, by and in the City of Clifton, in the County of Passaic, State of New Jersey ; appropriating $5,750,000 therefore and authorizing the issuance of $5,476, 190 bonds or notes of the City to finance part of the cost thereof

D. Public Hearing on Ordinance 7312-16

The Mayor opened the floor to the public with regard to the Ordinance 7312-16

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 Kolodziej and carried by roll call vote.

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

E. Adoption of Ordinance 7313-16

An Ordinance to Amend, Revise & Supplement C. 439 of the Code of the City of Clifton, Entitled "Vehicles & Traffic," More Particularly Sect. 439-38 Thereof, Entitled "Handicapped Parking on Streets for Private Residences" (Amends Permit Number for 37 Fenner Ave)

F. Public Hearing on Ordinance 7313-16

The Mayor opened the floor to the public with regard to the Ordinance 7313-16

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 Kolodziej, seconded by Councilwoman Murphy and carried by roll call vote.

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

G. Adoption of Ordinance 7314-16

An Ordinance to Amend, Revise & Supplement C. 439 of the Code of the City of Clifton, Entitled "Vehicles & Traffic," More Particularly Sect. 439-37 Thereof, Entitled "Handicapped Parking on Streets" (Deletes Two Designated Handicapped Parking Spaces)

H. Public Hearing on Ordinance 7314-16

The Mayor opened the floor to the public with regard to the Ordinance 7314-16

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 Hatala, seconded by Councilman Kolodziej and carried by roll call vote.

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

I. Adoption of Ordinance 7315-16

An Ordinance to Amend, Revise & Supplement C. 439 of the Code of the City of Clifton, Entitled "Vehicles & Traffic," More Particularly Sect. 439-38 Thereof, Entitled "Handicapped Parking on Streets for Private Residences" (Adds 6 Restricted Handicapped Spaces)

J. Public Hearing on Ordinance 7315-16

The Mayor opened the floor to the public with regard to the Ordinance 7315-16

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 Kolodziej and carried by roll call vote.

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

K. Adoption of Ordinance 7316-16

Ordinance of the City of Clifton, County of Passaic, New Jersey, approving the application for a long term tax exemption and authorizing the City of Clifton to enter into a financial agreement with Kingsland Street Urban Renewal L.L.C., and granting a tax exemption

L. Public Hearing on Ordinance 7316-16

The Mayor opened the floor to the public with regard to the Ordinance 7316-16

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 Kolodziej, seconded by Councilman Gibson and carried by roll call vote.

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

M. Adoption of Ordinance 7317-16

An Ordinance of the City Of Clifton, in the County of Passaic, State of New Jersey, providing for the special assessment of the cost of certain improvements on block 80.02, Lot 4 within the Hoffmann-La Roche Redevelopment Area and establishing a mechanism for payment of the cost thereof and approving the execution of agreements in connection therewith

N. Public Hearing on Ordinance 7317-16

The Mayor opened the floor to the public with regard to the Ordinance 7317-16

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 Hatala, seconded by Councilman Kolodziej and carried by roll call vote.

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

ORDINANCES – FIRST READING

A. Introduction of Ordinance 7318-16

An Ordinance to Amend, Revise & Supplement C. 439 of the Code of the City of Clifton, Entitled "Vehicles & Traffic," More Particularly Sect 439-37 Thereof, Entitled "Handicapped Parking on Streets" (Adds 48 Van Riper Ave & 12 Wisnev St)

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 Kolodziej, seconded by Councilman Hatala, and carried by roll call vote.

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

It was regularly moved, seconded and carried that the ordinance now pending be further considered for final passage after public hearing at the regular meeting of the Municipal Council to be held Tuesday, September 6, 2016 at 8:00 p.m. and that the City Clerk be authorized to publish said ordinance together with statutory notice as required by law.

B. Introduction of Ordinance 7319-16

An Ordinance to Amend, Revise & Supplement C. 439 of the Code of the City of Clifton, Entitled "Vehicles & Traffic," More Particularly Sect 439-37 Thereof, Entitled "Handicapped Parking On Streets" (Deletes Two Designated Handicapped Parking Spaces)

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

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

It was regularly moved, seconded and carried that the ordinance now pending be further considered for final passage after public hearing at the regular meeting of the Municipal Council to be held Tuesday, September 6, 2016 at 8:00 p.m. and that the City Clerk be authorized to publish said ordinance together with statutory notice as required by law.

C. Introduction of Ordinance 7320-16

An Ordinance to Amend, Revise & Supplement C. 439 of the Code of the City of Clifton, Entitled "Vehicles & Traffic," More Particularly Sect 439-38 Thereof, Entitled "Handicapped Parking on Streets for Private Residences" (Adds 5 Restricted Handicapped Spaces)

An Ordinance to Amend, Revise & Supplement C. 375 of the Code of the City of Clifton, Entitled "Sewers," More Particularly Sect. 375-3.4, Entitled "Sanitary Sewer User Charge" (Amends Due Dates for Payments of Sanitary Sewer User Charges)

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

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

It was regularly moved, seconded and carried that the ordinance now pending be further considered for final passage after public hearing at the regular meeting of the Municipal Council to be held Tuesday, September 6, 2016 at 8:00 p.m. and that the City Clerk be authorized to publish said ordinance together with statutory notice as required by law.

D. Introduction of Ordinance 7321-16

An Ordinance to Amend, Revise & Supplement C. 99 of the Code of the City of Clifton, Entitled "Salaries and Compensation," More Particularly Article III Thereof, Entitled "Supervisory Officials and Employees," Section 99-10, Entitled "Minimum and Maximum Salaries Fixed" (Adds Additional Supervisor, Public Works)

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

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

It was regularly moved, seconded and carried that the ordinance now pending be further considered for final passage after public hearing at the regular meeting of the Municipal Council to be held Tuesday, September 6, 2016 at 8:00 p.m. and that the City Clerk be authorized to publish said ordinance together with statutory notice as required by law.

CITY MANAGER PRIVILEGE

No report.

FLOOR TO MEMBERS OF THE PUBLIC

George Scorziello, 131 Pershing Rd., announced that the Clifton Republicans Club is sponsoring a debate for the candidates running in the Board of Education race.

Ellen DeLosh, 547 Clifton Ave., read a letter she received from the American Center for Law and Justice.

Roy Korman and Luke Ayata, 6B Brookside Dr., discussed the skate park and offered their expertise in helping to design the layout.

George Silva, 773 Van Houten Ave., thanked the City Manager and DPW Director for meeting with the Botany Village Association to help resolve certain issues at hand.

Joseph Sidor, 181 Highview Dr., spoke about education funding., the recent proposal for a gas tax and the anniversary of World War II. He stated that Clifton has quality people and urged all residents to support the police department.

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

Mayor Anzaldi asked City Manager, Dominick Villano, when the skate park will be completed. Mr. Villano stated that he needs feedback from the Recreation Department with suggestions regarding who will run the everyday business of the park. He suggested a special meeting of the Recreation Committee be held prior to the next Council meeting.

Councilman Eagler asked City Manager, Dominick Villano, what was done about the quality of life issues surrounding Nash Park. Mr. Villano stated that he instructed the Recreation Department to instruct anyone taking out a permit to use the park, of the rules that need to be abided by.

COUNCIL PRIVILEGE

Councilman Eagler

Councilman Eagler asked that CAD reports be obtained for entertainment license reviews scheduled for the Council meeting of September 6, 2016. He spoke about recent work issues that involve PSE&G.

Councilman Eagler made a Motion, seconded by Councilman Kolodziej, and passed on roll call vote, have PSE&G attend the September 20th Council Meeting.

He asked citizens to check on seniors due to the recent excessive heat. Councilman Eagler asked when the Cable Committee will be meeting regarding the ballot box. He asked City Manager, Dominick Villano, if they are on track painting crosswalks in time for the new school year. Councilman Eagler noted that the 15th anniversary of 9/11 will be this September and the reading of the names will be held on September 10, 2016.

Councilman Eagler made a Motion, seconded by Councilman Kolodziej, and passed by roll call vote, to use the City Hall Conference Room on September 10th for the reading of the names of those who perished on September 11th.

Councilman Eagler announced that the summer concert series is still ongoing. He stated that the Ukranian Flag Raising is being held at City hall. He also indicated that the anniversary of the end of WWII is forthcoming and thanked all veterans. Councilman Eagler announced that St. John Kanty Church will be holding their annual picnic. He also congratulated all the Olympic winners.

City Manager, Dominick Villano, spoke about hanging banners in the City. He stated that the PSE&G and Verizon allow the banners to be hung are asking groups who want to hang banners, show proof of insurance and get permission from them to do so. Mayor Anzaldi stated that an agreement was made years ago to allow banners to be hung in certain areas. Councilman Kolodziej asked City Manager, Dominick Villano, to look into the City erecting its own poles.

Councilman Gibson

Councilman Gibson stated that the Veterans BBQ will be held the weekend of August 26. He informed the public that the path from Mt. Prospect Park to Susan Court will be repaired. Councilman Gibson stated that the lines on Marconi St. and Speer Ave. will be painted shortly. He thanked the Nelsons from Hamilton Ave. for coming to the meeting. Councilman Gibson talked about construction going on at a location on Grove St. and thanked the City Manager, Dominick Villano for researching the permit. He also recommended that the City send out street sweepers after PSE&G completes repair work. Mayor Anzaldi stated that it is the responsibility of PSE&G to do the cleanup.

Councilman Grabowski

Councilman Grabowski reminded the public that the farmer's market vegetable stand is on City hall grounds every Wednesday. He also announced that the Girls and Boys Club will be holding their dance party at Bliss Lounge on August 26, 2016. Councilman Grabowski warned the public to keep hydrated due to the excessive heat we have been experiencing.

Councilman Hatala

Councilman Hatala announced the upcoming veteran's picnic. He promoted the purchase of ads for the Journal for the Centennial Committee. Councilman Hatala spoke about education funding. He stated that the Hoffman La Roche redevelopment is moving forward. Councilman Hatala stated that the Economic Development Committee met this past week. He also stated that capital improvement projects have been passed for 2016. In closing, Councilman Hatala indicated that the Fire Committee is progressing with long range plans for a new firehouse.

Councilman Kolodziej

Councilman Kolodziej acknowledged the recent completion of one of the City's tennis courts. He mentioned that the contractor did a wonderful job. He also spoke about education funding, the recent proposed gas tax and DOT funding. Councilman Kolodziej asked City Manager, Dominick Villano, to provide procedures when blocking streets for a parade.

Councilwoman Murphy

Councilwoman Murphy made the following announcements:
Family campout, soccer camp, learn to sew camp, tennis camp, bus ride to Ellis Island, CASA gala celebration and 2016 senior appreciation week. She also stated that the skate park is progressing.

Mayor Anzaldi

Mayor Anzaldi spoke about the Clifton Senior Center and the rules for HUD as to who may use the center.

A Motion was made by Councilman Eagler, seconded by Councilman Kolodziej, and passed by roll call vote, to obtain a copy of the the HUD rules.

Mayor Anzaldi asked City Manager, Dominick Villano, when the Dwasline Road sidewalks will be started. Mr. Villano stated that due to the current state work stoppage, and the proposed gas tax, the road cannot be paved because the City will lose funding on the project, as a result, the sidewalks must be bid separately.

A Motion was made by Councilman Kolodziej, seconded by Councilwoman Murphy, and passed by roll call vote, to split the sidewalk project from the road paving and move forward with the project.

RESOLUTIONS – VOTED SEPARATELY

Councilman Hatala made a Motion, seconded by Councilman Eagler and passed on roll call vote, to have Councilman Gibson chair.

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

A Motion was made by Councilman Hatala, seconded by Councilman Eagler, and passed on roll call vote to vote on the following resolution separately:

R446-16 Resolution to approve claims to be paid meeting of August 16, 2016

RESOLUTION TO APPROVE CLAIMS TO BE PAID
MEETING OF AUGUST 16, 2016

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

Current Fund	$	17,892,759.03
Trust Escrow		
General Capital Fund	$	83,495.01
Dog Trust	$	1,437.68
Trust Other	$	133,939.36
Community Development	$	600.00
Grant Fund	$	113,226.97
Reserve for Housing		
Tax Title Lien Redemption	$	
Unemployment Trust Fund		
Revolving Loan Fund		
Section 8 Public Housing	$	236,637.00
Self Insurance	$	1,013,835.68
Police Extra Duty	$	120,929.75
COAH		
Fire Dedicated Penalties	$	
Sewer Utility – Operating	$	2,321,778.37
Sewer Utility – Capital	$	90,028.57
Library	$	176,742.33
Developers Escrow	$	
General Liability Trust		$2,357.95
Workers Compensation Trust	$	16,985.38
TOTAL CLAIMS	**$**	**22,204,753.08**

A Motion was made by Councilman Hatala and seconded by Councilman Eagler to move the group:

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

RESOLUTIONS

R446-16 Resolution to approve claims to be paid meeting of August 16, 2016

RESOLUTION TO APPROVE CLAIMS TO BE PAID
MEETING OF AUGUST 16, 2016

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

Current Fund	$	17,892,759.03
Trust Escrow		
General Capital Fund	$	83,594.01
Dog Trust	$	1,437.68
Trust Other	$	133,939.36
Community Development	$	600.00
Grant Fund	$	113,226.97
Reserve for Housing		
Tax Title Lien Redemption	$	104,953.74
Unemployment Trust Fund		
Revolving Loan Fund		
Section 8 Public Housing	$	236,637.00
Self Insurance	$	1,013,835.68
Police Extra Duty	$	120,929.75
COAH		
Fire Dedicated Penalties	$	
Sewer Utility – Operating	$	2,321,778.37
Sewer Utility – Capital	$	90,028.57
Library	$	176,742.33
Developers Escrow	$	
General Liability Trust	$	2,357.95
Workers Compensation Trust	$	16,985.38
TOTAL CLAIMS	**$**	**22,204,753.08**

R447-16 Resolution Authorizing Permission to Bid for Mahar Avenue Street Improvements (HUD-CD)

RESOLUTION AUTHORIZING PERMISSION TO BID FOR MAHAR AVENUE STREET IMPROVEMENTS (HUD-CD)

WHEREAS, the City of Clifton shall incur no expense exceeding $12,000, except where either authorized by law or waived by the Municipal Council up to the State of New Jersey bid threshold; and

WHEREAS, the City of Clifton seeks construction services estimated to cost in excess of $12,000 without waiver; and

WHEREAS, the City Engineer of the City of Clifton has prepared Bid Specifications, Notice to Bidders, Proposals and Specifications for said improvements in anticipation of the public bidding for same and finds same to be acceptable for public bidding; and

NOW THEREFORE BE IT RESOLVED by the Mayor and Municipal Council of the City of Clifton that the City Clerk and/or Purchasing Agent is authorized to advertise the Notice to Bidders herein included and to receive public bids for the services described therein:

BE IT FURTHER RESOLVED that the following Notice to Bidders be published once in a legal newspaper of the City of Clifton not less than ten full days prior to the date fixed for the receipt of bids, and that revisions, if necessary, be published and made available by written notice sent certified mail no later than seven days, Saturdays, Sundays, and holidays excepted, prior to the date for acceptance of bids to any person who has submitted a bid or has received a bid package.

CITY OF CLIFTON - NOTICE TO BIDDERS

Sealed identified bids for Mahar Avenue Street Improvements (HUD-CD) will be received until 10:30 a.m. on the date(s) indicated below at which time same will be opened and read at Clifton City Hall Municipal Council Conference Room (Room No. 101).
BIDS DUE: SEPTEMBER 13, 2016 AT 10:30 A.M.

Drawings, Plans, Specifications and Instruction to Bidders are on file and may be obtained at the Engineering Department, 900 Clifton Avenue, Clifton, New Jersey 07013, First Floor for a non-refundable payment of $50.00. Checks shall be made payable to the City of Clifton.

Bidders shall comply with the requirements of the Equal Employment Opportunity/Affirmative Action Requirements as specified in N.J.S.A. 10:5-31 and N.J.A.C. 17:27 et seq.

R448-16 Resolution Authorizing Final Payment - Clifton Tennis Court Rehabilitation - Classic Turf Company LLC

RESOLUTION AUTHORIZING FINAL PAYMENT CLIFTON TENNIS COURT REHABILITATION CLASSIC TURF COMPANY LLC

WHEREAS, CLASSIC TURF COMPANY LLC of **Woodbury, CT**, did complete **CLIFTON TENNIS COURT REHABILITATION** project in and for the City of Clifton for the total amount of……………………………………………………………$795,000.00

And previous payments on account of said total have been paid in the amount of ……………………………………………………………...$756,070.00

Leaving this FINAL PAYMENT of…………………………………………………………………………..$ 38,930.00

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

WHEREAS, the Contractor has posted a Maintenance Bond, for a period of two years, in the amount of $**79,500.00;** and

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

NOW, THEREFORE, BE IT RESOLVED, that the City of Clifton does hereby formally accept the work as shown as completed in the 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 **$38,930.00** on the claim list.

R449-16 Resolution Authorizing the Issuance of Change Order No. 1 - Bleacher and Team Bench Installation at Various Parks - Louis Barbato Landscaping

RESOLUTION AUTHORIZING THE ISSUANCE OF CHANGE ORDER NO. 1 BLEACHER AND TEAM BENCH INSTALLATION AT VARIOUS PARKS LOUIS BARBATO LANDSCAPING

WHEREAS, on March 1, 2016, the City of Clifton adopted Resolution R-119-16 awarding a contract to LOUIS BARBATO LANDSCAPING of HOLBROOK, NEW YORK, for the performance of certain public work and the furnishing of material, labor and equipment for the BLEACHER AND TEAM BENCH INSTALLATION AT VARIOUS CLIFTON PARKS in the amount of $92,500.00; and

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

WHEREAS, the City Engineer has requested that a Change Order be made to the contract awarded to LOUIS BARBATO LANDSCAPING in the amount of $7,700.00 a 8.32% increase, 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 $7,700.00 a 8.32% INCREASE; and

WHEREAS, the total contract amount is now $100,200.00:

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

R450-16 Resolution Authorizing Purchase of Flu Vaccine for 2016 Off NJ State Contract Purchasing Program Pursuant to N.J.S.A. 40A:11-12a

RESOLUTION AUTHORIZING PURCHASE OF FLU VACCINE FOR 2016 OFF OF THE NEW JERSEY STATE CONTRACT PURCHASING PROGRAM PURSUANT TO N.J.S.A. 40A:11-12a

WHEREAS, on July 19, 2016 the governing body approved A-14: Authorization to Purchase flu vaccine from Sanofi Pasteur, Inc. off of New Jersey State Contract #A73936 for 2016; and

WHEREAS, said purchase shall be from FFF Enterprises off of New Jersey State Contract #A41502 (T2276); and

WHEREAS, N.J.S.A. 40A:11-12 authorizes the purchase of any materials, supplies or equipment under New Jersey State Contract entered on behalf of the State by the Division of Purchase and Property in the Department of Treasury without the necessity for public bidding; 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: Robyn Esposito, Purchasing Agent upon the terms and conditions hereafter stated; and

NOW, THEREFORE, BE IT RESOLVED, that the governing body does hereby approve and authorize the aforementioned purchase of flu vaccine from FFF Enterprises, 41093 County Center Drive, Temecula, CA off New Jersey State Contract #A-41502 (T2276) in the amount of $19,658.40.

R451-16 Resolution Authorizing Sale of Surplus Personal Property No Longer Needed for Public Use on an Online Auction Website

RESOLUTION AUTHORIZING SALE OF SURPLUS PERSONAL PROPERTY NO LONGER NEEDED FOR PUBLIC USE ON AN ONLINE AUCTION WEBSITE

WHEREAS, the City of Clifton is the owner of certain surplus property which is no longer needed for public use; and

WHEREAS, the Mayor and Municipal Council is desirous of selling said surplus property in an "as is" condition without express or implied warranties; and

WHEREAS, the online auction shall commence on Wednesday September 7, 2016 at 9:00 a.m. and end on Monday September 12, 2016 at 6:00 p.m.; and

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

1. The sales are being conducted pursuant to the Division of Local Government Services' Local Finance Notice 2008-9.

2. The City of Clifton intends to utilize the online auction services of Stephan J. Miranti, Auction Liquidation Services located at www.usgovbid.com. The terms and conditions of the agreement entered into with USGovBid are available online at usgovbid.com and also available from the City Clerk of the City of Clifton.

3. The surplus property as identified shall be sold in an "as-is" condition without express or implied warranties.

4. The City of Clifton reserves the right to accept or reject any bid submitted.

5. A list of the surplus property to be sold is as follows:

2016 AUCTION LIST

AUC. #	YEAR	MAKE/ YR	MODEL	DESCRIPTION OF VEHICLE	DEPT	VIN#	MIN BID:
1	2003	FORD	ELDORADO	S/C #81	CITY HALL	1FDXE45F63HA82239	$150.00
2	1991	CAT	IT18B	LOADER	DPW	4ZD01002	$15,800.00
3	2005	JDEER	624J LOADER	LOADER	DPW	DW624JH596485	$58,000.00
4	1981	CASE	580D	LOADER	DPW	9057980	$6,300.00
5	1987	JDEER	350D	DOZER	DPW	T0350DW733420	$1,100.00

R452-16 Resolution Authorizing Acceptance of a Federal Emergency Management Agency (FEMA) Hazard Mitigation Grant for the Clifton Fire Dept Generator Project at Fire Stations 4 & 5 and Authorizing Execution of a Grantee/Sub-Grantee

RESOLUTION AUTHORIZING ACCEPTANCE OF A FEDERAL EMERGENCY MANAGEMENT AGENCY (FEMA) HAZARD MITIGATION GRANT FOR THE CLIFTON FIRE DEPARTMENT GENERATOR PROJECT AT FIRE STATIONS 4 AND 5 AND AUTHORIZING EXECUTION OF A GRANTEE/SUB-GRANTEE AGREEMENT

WHEREAS, the NJ Division of State Police has advised the Clifton Office of Emergency Management that the Federal Emergency Management Agency (FEMA) has awarded the City of Clifton a Hazard Mitigation grant for the generator project at Fire Stations 4 and 5, under #HMGP-DR-4086-NJ-0569R; and

WHEREAS, the total project cost is $106,000.00, with a Federal Share of $95,400.00 and a non-Federal share of $10,600.00; and

NOW, THEREFORE, BE IT RESOLVED, that the Municipal Council of the City of Clifton hereby accepts the Hazard Mitigation grant, consisting of a total amount of $106,000.00, with a Federal share of $95,400.00 and a local matching share of $10,600.00; and

BE IT FURTHER RESOLVED, that the Mayor and City Clerk are hereby authorized and directed to execute a "Grantee/Sub-grantee Agreement" for this project; and

BE IT FURTHER RESOLVED, that copies of this Resolution shall be forwarded to the New Jersey State Police, Mitigation Unit, Emergency Management Section; to the Director of the Division of Local Government Services; to the Clifton Office of Emergency Management; to the Clifton City Manager; and to the Clifton Chief Financial Officer.

R453-16 Resolution Approving Developer Agreement Between the City of Clifton & PSE&G

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

BE IT RESOLVED, that a Developer Agreement between the City of Clifton and PSE&G, the developer of Block 41.08, Lots 1 and 2, and Block 41.05, Lot 95, Mt. Prospect Avenue and 84 Runyon Road, Clifton, New Jersey, is hereby authorized and approved; and

BE IT FURTHER RESOLVED, that the Mayor and City Clerk are hereby authorized and directed to execute said Developer Agreement on behalf of the City of Clifton.

R454-16 Resolution Authorizing Execution of Subordination Agreement Between City of Clifton and FM Home Loans LLC, ISAOA (its successors and/or assigns), as Their Interest May Appear (David Ira Clyman and Gloria Lisa Beth Clyman)

RESOLUTION AUTHORIZING EXECUTION OF SUBORDINATION AGREEMENT BETWEEN CITY OF CLIFTON AND FM HOME LOANS LLC, ISAOA (ITS SUCCESSORS AND/OR ASSIGNS), AS THEIR INTEREST MAY APPEAR (DAVID IRA CLYMAN and GLORIA LISA BETH CLYMAN)
+

WHEREAS, in conjunction with a Clifton Housing Improvement Program (CHIP) grant to David Ira Clyman and Gloria Lisa Beth Clyman, a mortgage loan dated November 20, 2012, recorded April 10, 2013, in the amount of $9,950.00 was given by the City of Clifton for property situated at Block 58.07, Lot 40, 392 Rutherford Blvd., Clifton, New Jersey; and

WHEREAS, the said David Ira Clyman and Gloria Lisa Beth Clyman have requested that the City of Clifton subordinate this mortgage to a mortgage given by FM Home Loans LLC, ISAOA (its successors and/or assigns), as their interest may appear, to David Ira Clyman and Gloria Lisa Beth Clyman; 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 David Ira Clyman and Gloria Lisa Beth Clyman, to subordinate Clifton's $9,950.00 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.

R 455-16 Resolution Authorizing the Issuance of Non-Recourse Redevelopment Area Bonds of the City of Clifton in an Aggregate Principal Amount not to Exceed $1,000,000 (Hoffmann LaRoche Project)

RESOLUTION AUTHORIZING THE ISSUANCE OF NON-RECOURSE REDEVELOPMENT AREA BONDS OF THE CITY OF CLIFTON IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED $1,000,000 (HOFFMANN-LA ROCHE PROJECT)

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

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

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

WHEREAS, N.J.S.A. 40A-12A-6(b)(4)-(5) of the Redevelopment Law provides in pertinent part relative to the Planning Board's public hearing on the Preliminary Investigation and whether the Study Area should be considered for designation as a non-condemnation "area in need of redevelopment":

"(4) At the hearing, which may be adjourned from time to time, the planning board shall hear all persons who are interested in or would be affected by a determination that the delineated area is a redevelopment area. All objections to such a determination and evidence in support of those objections, given orally or in writing, shall be received and considered and made part of the public record.

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

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

WHEREAS, the Planning Board concurred and agreed with the reasons stated in the Preliminary Investigation that the Study Area constitutes and meets the criteria under the Redevelopment Law supporting the recommendation that the Study Area be determined a non-condemnation "area in need of redevelopment"; and

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

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

WHEREAS, on May 5, 2015, the City Council adopted a resolution declaring the Property a non-condemnation "area in need of redevelopment" under the Redevelopment Law; and

WHEREAS, on July 19, 2016, the City Council, after conducting the requisite hearings therefor, approved an ordinance adopting a redevelopment plan entitled the "Clifton Hoffmann-La Roche Redevelopment Plan – Phase I" (as may be amended and supplemented from time to time, the "Phase I Redevelopment Plan") in accordance with the Act for an approximately 5.573 acre portion of the Hoffmann-La Roche Redevelopment Area as defined in the Phase I Redevelopment Plan comprised of a portion of Block 80.02, Lot 4, to be subdivided into Block 80.02, Lots 4.01, 4.02 and 4.03 as shown on the Subdivision (as defined herein) (the "Phase I Premises") in accordance with the provisions of the Redevelopment Law, which Phase I Redevelopment Plan provides, inter alia, that, at the City's discretion, the designated redeveloper of the Phase I Premises shall enter into a financial agreement with the City under the hereinafter defined Exemption Law; and

WHEREAS, in accordance with the hereinafter defined Phase I Redevelopment Agreement and the Phase I Redevelopment Plan, on May 31, 2016, Hoffmann-La Roche Inc. submitted an application to the Planning Board to subdivide the Phase I Premises (the "Subdivision"), which Subdivision was approved by the Planning Board on June 23, 2016 and has been or is about to be perfected and which Subdivision, inter alia: (a) permits the subdivision of the Phase I Premises, creating three (3) new separately identifiable lots: Lot 4.01, consisting of a 1.793 acre area; Lot 4.02, consisting of a 0.519 acre area; and Lot 4.03, consisting of a 3.261 acre area, in addition to the one (1) remaining tax lot, consisting of the remaining 1,061,200 square feet (24.362 acre area) of Lot 4; (b) creates aforementioned Lot 4.01 on which will be located portions of the existing structures known as Building 123 and Building 123A, which consist of a six-story building (Building 123) containing approximately 412,092 gross square feet of building area, and a second six-story building (Building 123A) functioning as a wing of Building 123 containing approximately 65,059 gross square feet as shown on the Subdivision to be renovated by the hereinafter defined Entity (collectively, the "Existing Buildings"); (c) creates aforementioned Lot 4.03 which is a vacant lot (except for portions of existing temporary surface parking improvements) on which a future parking structure (or structures) with a commercial component is contemplated to be located (the "Parking Structure"); and (d) creates the aforementioned Lot 4.02 which is a vacant lot (except for existing temporary surface parking improvements for the Existing Buildings and/or the possible future redevelopment of same consistent and in accordance with the Phase I Redevelopment Plan) (the "Vacant Lot", and the redevelopment of the Vacant Lot pursuant to the Phase I Redevelopment Plan shall be referred to as a "Future Phase I Project"); and

WHEREAS, Hoffmann-La Roche Inc. shall, simultaneous with the execution of the hereinafter defined Financial Agreement, transfer ownership of the Phase I Premises to PB Nutclif Med, LLC, a Delaware limited liability company, pursuant to a purchase and sale agreement by and between such parties (the "Purchase and Sale Agreement"); and

WHEREAS, upon acquisition of the Phase I Premises by PB Nutclif Med, LLC pursuant to the Purchase and Sale Agreement, a lease agreement by and between PB Nutclif Med, LLC and Kingsland Street Urban Renewal, LLC (the "Redeveloper" or the "Entity"), which is an affiliate of each of Hackensack University Medical Center and Seton Hall University, shall become effective, pursuant to which Redeveloper shall lease the Phase I Premises; and

WHEREAS, on August 3, 2016, the City Council adopted a resolution to (a) designate the Entity as the Redeveloper of the Phase I Premises, and (b) authorize the City, subject to certain conditions stated in such resolution, to enter into a redevelopment agreement with the Redeveloper (the "Phase I Redevelopment Agreement"), which shall set forth the terms and conditions by which the Redeveloper shall redevelop the Phase I Premises (the "Phase I Project"); and

WHEREAS, the Phase I Redevelopment Agreement further sets forth the terms and conditions of the possible Future Phase I Project, the design and entitlement and construction of which shall be in a manner consistent with the Phase I Redevelopment Plan if undertaken at the sole and unlimited discretion of the Redeveloper and which may be completed in one (1) or more phases, and which Future Phase I Project is not a required part of the Phase I Project; and

WHEREAS, the Entity was formed as an urban renewal entity pursuant to and as defined under the Long Term Tax Exemption Law, N.J.S.A. 40A:20-1 et seq., as amended and supplemented (the "Exemption Law"), to redevelop the Phase I Project and occupy the Phase I Premises; and

WHEREAS, pursuant to and in accordance with the provisions of the Redevelopment Area Bond Financing Law, constituting Chapter 310 of the Pamphlet Laws of 2001 of the State, and the acts amendatory thereof and supplemental thereto (the "Redevelopment Bond Law," as codified in N.J.S.A. 40A:12A-64 et seq., and together with the Redevelopment Law and the Exemption Law, the "Acts"), specifically N.J.S.A. 40A:12A-66(a), the City is authorized to provide for a tax exemption and payments in lieu of taxes in accordance with the Exemption Law, except that the provisions of the Exemption Law (i) establishing a minimum or maximum annual service charge and requiring staged increases in annual service charges over the term of the exemption period, and (ii) permitting the urban renewal entity to relinquish its status under the Exemption Law, shall not apply to redevelopment projects financed with bonds issued in accordance with the Redevelopment Bond Law; and

WHEREAS, the parties have contemplated the grant of a long term tax exemption pursuant to the Exemption Law to the Redeveloper, as well as the issuance of redevelopment area bonds pursuant to the provisions of the Redevelopment Bond Law, where the proceeds of the bonds shall finance a portion of the costs of the Phase I Project including the Local Improvements and/or Phase I Project costs (as defined herein); and

WHEREAS, the Redeveloper applied to the City Council for a long term tax exemption under the Exemption Law with respect to the Phase I Project, by means of the application annexed to the hereinafter defined Financial Agreement (the "Exemption Application"); and

WHEREAS, on August 16, 2016, the City Council finally adopted an ordinance (the "Exemption Ordinance"), granting the long term tax exemption requested by the Redeveloper subject to the terms and conditions of the financial agreement setting forth such tax exemption (the "Financial Agreement" and together with the Phase I Redevelopment Agreement and the Special Assessment Agreement as defined below, the "Phase I Agreements"), and such ordinance authorizes the execution of such Financial Agreement; and

WHEREAS, pursuant to the Redevelopment Bond Law, a municipality may issue bonds to finance redevelopment projects pursuant to a redevelopment plan within an area in need of redevelopment, which bonds may be secured by, among other things, a special assessment on certain property within an area in need of redevelopment; and

WHEREAS, in furtherance of the transactions contemplated by the Phase I Agreements, the City intends to issue bonds for purposes of financing, inter alia, a portion of the costs of the Phase I Project (the "Bonds"); and

WHEREAS, in order to secure repayment of the Bonds and payment of the Unpledged Annual Service Charge, the City, the Redeveloper and PB Nutclif Med, LLC desire to enter into the Special Assessment Agreement under N.J.S.A. 40A:12A-66 of the Redevelopment Bond Law (the "Special Assessment Agreement") pursuant to which the City shall have a right to impose a special assessment (the "Special Assessment"), equal to the cost referred to therein, on the Phase I Project in accordance with the terms of the Special Assessment Agreement, such amount more specifically set forth in Section 4.2 thereof; and

WHEREAS, in order to effect the mechanism for the payment of the Special Assessment of all or a portion of the costs of the Local Improvements, the City, on August 16, 2016, has finally adopted an ordinance (the "Assessment Ordinance" and together with the Exemption Ordinance, the "Ordinances") providing for same and authorizing the execution of the Special Assessment Agreement to be negotiated and entered into by and among the City, the Redeveloper and PB Nutclif Med, LLC; and

WHEREAS, those certain improvements enumerated at Exhibit C (the "Local Improvements") attached to the Special Assessment Agreement constitute a portion of the Phase I Project and/or confer a benefit thereon, and also constitute qualified improvements under the Local Improvements Law, N.J.S.A. 40:56-1 et seq. (the "Local Improvements Law") and the Redevelopment Bond Law; and

WHEREAS, it is the intent of the parties that, so long as the Redeveloper makes payment of all amounts required under the Financial Agreement, the Redeveloper and PB Nutclif Med, LLC shall not be required to pay the Special Assessment under the Special Assessment Agreement; and

WHEREAS, in addition to the documents securing the Bonds, the Redeveloper and the City intend to enter into a redeveloper contribution agreement (the "Redeveloper Contribution Agreement") pursuant to which the Redeveloper shall agree to pay to the City an amount equal to the unpledged portion of the Annual Service Charge (as defined in the Financial Agreement) under the Financial Agreement, subject to applicable credits, provided that, so long as the Redeveloper makes payment of all amounts required under the Financial Agreement, the Redeveloper shall not be required to make any payments under the Redeveloper Contribution Agreement; and

WHEREAS, in connection with the issuance of the Bonds the following additional documents shall be executed: (i) a project structure agreement setting forth the terms and conditions of the financing as well as the security for the Bonds (the "Project Structure Agreement") and (ii) a pledge and assignment agreement pledging the Pledged Annual Service Charge to the Trustee as security for the Bonds (the "Pledge Agreement" and together with the Project Structure Agreement and the Redeveloper Contribution Agreement, the "Phase I Additional Agreements); and

WHEREAS, the City submitted an application (the "Application") to the Local Finance Board, in the Division of Local Government Services, New Jersey Department of Community Affairs (the "Local Finance Board") in connection with the issuance of the Bonds; and

WHEREAS, the Local Finance Board, on August 10, 2016, approved such Application.

NOW THEREFORE BE IT RESOLVED BY THE MAYOR AND CITY COUNCIL OF THE CITY OF CLIFTON, IN THE COUNTY OF PASSSAIC, STATE OF NEW JERSEY, AS FOLLOWS:

Section 1. Determination to Issue. To accomplish the purposes and objectives of the Act and the Redevelopment Bond Law, the City hereby determines to finance the Local Improvements and/or Phase I Project costs. In order to finance the Local Improvements and/or Phase I Project costs, the Bonds are hereby authorized to be issued in the aggregate principal amount not to exceed $1,000,000. The Bonds shall be issued in one or more series, shall be dated, shall bear interest at such rates of interest and shall be payable as to principal, interest and premium, if any, all as is specified therein. The Bonds shall be issued in the form, shall mature and shall have such other details and provisions as are prescribed by the hereinafter defined Trust Indenture.

Section 2. Bonds to Constitute Special, Limited Obligations. The Bonds shall be special, limited obligations of the City, payable first pursuant to the Financial Agreement and secondly, pursuant to the Special Assessment Agreement and all such moneys are hereby pledged to the payment of the Bonds. The payment of the principal of, premium, if any, and interest on the Bonds shall be secured by a pledge and assignment of the Pledged Annual Service Charge pursuant to the Financial Agreement and the Pledged Portion of the Special Assessment and certain rights of the City as provided in the Phase I Agreements. Neither the members of the City Council nor any person executing the Bonds issued pursuant to this Resolution, the Act and the Redevelopment Bond Law shall be liable personally on the Bonds by reason of the issuance thereof. The Bonds shall not be in any way a debt or liability of the City other than to the limited extent set forth in the Trust Indenture. Neither the faith and credit nor taxing power of the City is pledged to the payment of, the principal of, premium, if any, or interest on the Bonds.

Section 3. Authorization of Bonds. (a) The Bonds shall mature no later than 32 years from the date of issuance and shall be issued in an aggregate principal amount not exceeding $1,000,000. The Bonds shall bear interest at a rate or rates of interest which shall not exceed the maximum interest rates approved by the Local Finance Board.

(b) The Mayor, Deputy Mayor or City Manager (each an "Authorized Officer") are each hereby authorized to execute and deliver on behalf of the City a contract of purchase for the purchase of the Bonds (the "Contract of Purchase") with a purchaser (the "Purchaser") to be determined by a certificate of award executed by an Authorized Officer (the "Award Certificate") as determined by an Authorized Officer in consultation with counsel, approval thereof to be evidenced by such Authorized Officer's execution thereof, for the purchase of all, but not less than all, of the Bonds. The Bonds may be sold pursuant to a competitive sale, negotiated sale, limited placement agency, or direct private purchase, all as determined by an Authorized Officer. A copy of the Contract of Purchase shall be filed upon execution with the records of the City.

Section 4. Execution and Authentication. The Bonds shall be executed and authenticated in accordance with the Trust Indenture and First Supplemental Indenture (as defined herein) and shall be issued in registered form qualifying for book-entry registration.

Section 5. Delivery of Bonds. Following execution of the Bonds, the Authorized Officers are each hereby authorized to deliver the Bonds to the Trustee for authentication and, after authentication, to deliver the Bonds to the Purchaser against receipt of the purchase price or unpaid balance thereof.

Section 6. Approval of Offering Document. The distribution of a Limited Offering Memorandum or Official Statement in preliminary form, if any (the "Preliminary Offering Document") relating to the Bonds (a draft of which shall be filed with records of the City) in connection with the marketing of the Bonds, and the distribution of a final Limited Offering Memorandum or Official Statement relating to the Bonds to the Purchaser of the Bonds (the "Final Offering Document" and together with the Preliminary Offering Document, the "Offering Document") is hereby authorized. The Authorized Officers are each hereby authorized to (i) determine to sell the Bonds in a private placement transaction without a Preliminary Offering Document or Final Offering Document, so long as the Purchaser signs a certificate to the effect, at a minimum, that it has reviewed all of the documentation it determines shall be necessary, desirable or convenient in order for it to make an informed decision, as an accredited investor, that it shall accept all of the risk of the transaction, including without limitation the risk of repayment of the principal of and interest on the Bonds, or alternatively (ii) approve the contents of the Preliminary Offering Document with such changes therein and modifications thereto as counsel may advise and such officer of the City may approve. The Authorized Officers are each hereby authorized to approve the contents of the Offering Document and to execute the Final Offering Document on behalf of the City, which Final Offering Document shall be in substantially the form of the Preliminary Offering Document with such changes therein (including the insertion of the redemption provisions and the initial interest rates for the Bonds) and supplements thereto as counsel may advise and the officer of the City executing the same may approve, such approval to be evidenced by such officer's execution thereof. The Authorized Officers are each hereby authorized to "deem final" the Preliminary Offering Document and to execute and deliver a certificate to the Purchaser to such effect.

Section 7. Approval of Trust Indenture and First Supplemental Indenture. The form of the Trust Indenture (the "Trust Indenture") presented at this meeting (a copy of which is on file with the records of the City), and all instruments to be attached thereto or executed in conjunction therewith, including the form of supplemental indenture (the "First Supplemental Indenture"), are each hereby approved and the Authorized Officers are each hereby authorized to execute, acknowledge and deliver, and the City Clerk or Deputy City Clerk are each hereby authorized to affix and attest the seal of the City to the Trust Indenture and the First Supplemental Indenture in substantially such form, with such changes therein as counsel may advise and the officers executing the same may approve, such approval to be evidenced by their execution thereof.

Section 8. Incidental Action. The Authorized Officers are hereby authorized to execute and deliver such other papers, instruments, certificates, opinions, affidavits and documents, including, without limitation, the Pledge Agreement, and to take such other action as may be necessary or appropriate in order to carry out the purpose of this Resolution, including effectuating the execution and delivery of the Trust Indenture, the Phase I Agreements and the Phase I Additional Agreements, and the issuance and sale of the Bonds, all in accordance with the foregoing sections hereof.

Section 9. Prior Resolutions. All prior resolutions of the City or portions thereof inconsistent herewith are hereby replaced.

Section 10. Capitalized Terms. Capitalized terms used in this Resolution and not otherwise defined have the meaning given to such terms in the Phase I Agreements.

Section 11. Construction. In case any one of more of the provisions of this Resolution, the Phase I Agreements, the Phase I Additional Agreements, the Contract of Purchase, the Offering Document or the Bonds issued hereunder shall for any reason be held illegal or invalid, such illegality or invalidity shall not affect any other provision of this Resolution of the Phase I Agreements, the Phase I Additional Agreements, the Contract of Purchase, the Offering Document and the Bonds shall be construed and enforced as if such illegal or invalid provision had not been contained therein.

R456-16 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 8/1/16 thru 7/31/17)

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 8/1/16 THRU 7/31/17)

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 8/1/16 thru 7/31/17 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: 17-201-20-109-013.

R457-16 Resolution to Purchase Equipment for Four (4) 2016 Ford Vehicles for the Police Department off the New Jersey State Purchasing Program Pursuant to N.J.S.A. 40A:11-12a

RESOLUTION TO PURCHASE EQUIPMENT FOR FOUR (4) 2016 FORD VEHICLES FOR THE POLICE DEPARTMENT OFF THE NEW JERSEY STATE PURCHASING PROGRAM PURSUANT TO N.J.S.A. 40A:11-12a

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

WHEREAS, the Police Department has a need to purchase equipment for four (4) Ford vehicles from General Sales Administration, Inc. (DBA Major Police Supply) in the amount of $16,274.23 off New Jersey State Contract # A81330; and

WHEREAS, pursuant to said Local Public Contracts Law, N.J.S.A. 40A:11-1 et. seq., the Municipal Council wishes to authorize the aforesaid mentioned purchase and delegate the power to make the same to the following named official: Robyn Esposito, Purchasing Agent; and

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Municipal Council do hereby approve and authorize the aforementioned purchase of equipment for four (4) Ford vehicles from General Sales Administration (DBA Major Police Supply), 47 North Dell Avenue, Kenvil, NJ 07847 off New Jersey State Contract # A81330 in an amount not to exceed $16,274.23.

R458-16 Resolution Amending Resolution R443-16 Authorizing Sale of Abandoned Motor Vehicles M2016 Auction by Adding Ten Additional Vehicles

WHEREAS, the following motor vehicles have been abandoned, and,

WHEREAS, it is required that the sale of same be approved by the Governing Body of the Municipality,

NOW, THEREFORE, be it resolved, that the following motor vehicles be authorized for sale in accordance
with N.J.S.A. 40A : 14 - 157, N.J.S.A. 39 : 10A - 1 and N.J.S.A. 40A : 11 - 36 subject to the minimum bid
of $10.00 plus starting bid price as per market value.

VITO'S TOWING 65 CLIFTON BLVD. (973) 773-2929

2002 FORD EXPLORER	1FMZU 73E22 UA857 96	"	"	"	"
1998 NISSAN MAXIMA	JN1CA 21D9W M9181 63	"	"	"	"
2001 TOYOTA SOLARA	2T1CG 22P71 C4855 96	"	"	"	"
1996 HONDA CIVIC	2HGEJ 6675T H5403 12	"	"	"	"
2002 FORD EXPLORER	1FMDU 73E52 UC494 10	"	"	"	"
1998 HONDA ACCORD	1HGCG 1652W A0677 68	"	"	"	"
2002 HONDA ACCORD	JHMCG 66802 C0271 57	"	"	"	"

GAM'S MOTOR INC. 618 LEXINGTON AVE. (973) 253-0025

1996 NISSAN QUEST	4N2DN 11W7T D8064 86	"	"	"	"
2002 CHEVY IMPALA	2G1WF 55EX2 91356 30	"	"	"	"
2013 CHEVY EQUINOX	3GNFL 3EK3D S5133 91	"	"	"	"
1997 MAZDA 626	1YVGE 22DXV 56607 87	"	"	"	"
2004 CHRYSLER PACIFICA	2C8GF 68434 R3606 69	"	"	"	"

1993 CHEVY FLEETLINE 1GCEC 14H5P E1136 36 " " " "
1998 ACURA TL JH4UA 3642W C0034 17 " " " "
1999 HONDA CIVIC 1HGEJ 6124X L0345 86 " " " "
2002 CHRYSLER SEBRING 1C3EL 56RX2 N2874 06 " " " "
1999 VOLVO V70 YV1LW 55A8X 25857 19 " " " "
2000 HONDA CIVIC 2HGEJ 6614Y H5310 40 " " " "
2006 CADILLAC CTS 1G6DM 57TX6 01980 66 " " " "
2005 DODGE DAKOTA 1D7HW 42N85 S3158 09 " " " "

TELEP MOTOR'S 574 VAN HOUTEN AVE. (973) 779-0283

2003 FORD WINDSTAR 2FMDA 51493 BB846 39 " " " "
2012 HYUNDAI ACCENT KMHCU 4AE6C U1159 42 " " " "
2002 FORD TAURUS 1FAFP 53U92 A1605 27 " " " "
1998 LEXUS ES300 JT8BF 28G3W 50269 63 " " " "
1990 HONDA ACCORD 1HGCB 7664L A1685 57 " " " "
2008 HYUNDAI AZERA KMHFC 46F88 A3328 41 " " " "
2005 MAZDA 3 JM1BK 12F45 12350 92 " " " "

POLIZZI TOWING 99 WABASH AVE (973) 546-7993

1998 MERCEDES ML320 4JGAB 54E0W A0453 60 " " " "
1997 FORD RANGER 1FTCR 14A7V TA663 98 " " " "
2003 KIA SEDONA KNDUP 13133 64765 57 " " " "
1992 NISSAN NX COUPE JN1EB 36CXN U1014 69 " " " "
1997 HONDA CIVIC 1HGEJ 6127V L0254 43 " " " "
1996 FORD ECONOLINE 1FTEE 14Y9T HA215 14 " " " "
1996 VOLSWAGON GTI 3VWHD 81H9T M0819 62 " " " "
1997 TOYOTA CAMRY 4T1BG 22K7V U7732 52 " " " "
2013 HYUNDAI ELANTRA 5NPDH 4AEXD H2991 00 " " "

R459-16 Resolution Authorizing Agreement Between the City of Clifton (Community Development) and SERV Centers of NJ, Inc., for the Period 8/1/16 thru 7/31/17

RESOLUTION AUTHORIZING AGREEMENT BETWEEN THE CITY OF CLIFTON (COMMUNITY DEVELOPMENT) AND SERV CENTERS OF NEW JERSEY, INC. FOR THE PERIOD 8/1/16 THRU 7/31/17

BE IT RESOLVED that the Agreement between the City of Clifton and Serv Centers of New Jersey, Inc. for provision of mental health services in connection with Community Development for the City of Clifton, for the period 8/1/16 thru 7/31/17, for the sum of $12,000.00, 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 17-201-20-109-015

R460-16 Resolution Authorizing Agreement Between the City of Clifton (Community Development Block Grant) and Boys' Club & Girls' Club of Clifton, NJ, Inc. as Grant Sub-Recipient (for 2016-2017)

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 2016-2017)

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, 2016 thru July 31, 2017, 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: 17-201-20-109-017.

R461-16 Resolution Re-Appointing Thomas F. Brunt as Municipal Court Judge for a Period of Three Years Commencing October 25, 2016

RESOLUTION RE-APPOINTING THOMAS F. BRUNT AS MUNICIPAL COURT JUDGE FOR A PERIOD OF THREE YEARS COMMENCING OCTOBER 25, 2016

BE IT RESOLVED, by the Mayor and Municipal Council of the City of Clifton, that Thomas F. Brunt is hereby re-appointed Judge of the Municipal Court in and for the City of Clifton, for a full three-year term, commencing October 25, 2016.

R462-16 Resolution of Congratulations Upon Retirement - Timothy Walsh, Equipment Operator Public Works

RESOLUTION OF CONGRATULATIONS UPON RETIREMENT - TIMOTHY WALSH, EQUIPMENT OPERATOR PUBLIC WORKS

WHEREAS, on August 1, 2016, Timothy Walsh officially retired from his position as Equipment Operator with the City of Clifton Department of Public Works; and

WHEREAS, his retirement concludes a twenty-five-year career in public service, having been appointed as a Laborer on May 6, 1991; and

WHEREAS, during all this time he has served the Department of Public Works and the City of Clifton well; and

WHEREAS, this Governing Body wishes to acknowledge his long-time service to the City;

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

DPW Equipment Operator
TIMOTHY WALSH

their thanks and appreciation for his years of service, and do further extend to him every good wish for peace, happiness and good health in his retirement; and

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

R463-16-Late Resolution Amending City Budget Change in Title or Text of an Appropriation

RESOLUTION AMENDING CITY BUDGET CHANGE IN TITLE OR TEXT OF AN APPROPRIATION

WHEREAS, N.J.S. 40A:4-85 provides that the Director of the Division of Local Government Services may, at the request of, or with the consent of, the governing body of any county or municipality, make such correction of the title, text, or amount of any appropriation appearing in the budget as may be necessary to make said item of appropriation available for the purpose or purposes required for the needs of any such county of municipality;

NOW, THEREFORE, BE IT RESOLVED, that in accordance with the provisions of N.J.S. 40A:4-85, the Governing Body of the City of Clifton, in the County of Passaic, State of New Jersey, hereby requests the Director of the Division of Local Government Services to make the following corrections in the Budget Year 2016:

That the appropriation provided for in the approved budget entitled:
Operations Excluded from CAPS:
State and Federal Programs, Provision for Future Grant Match be reduced by the sum of $10,600.00
And an appropriation in the like amount of $10,600.00 be added to the budget entitled:
Operations Excluded from CAPS:
FEMA Grant – Clifton Fire Department Generator Project

BE IT FURTHER RESOLVED, that the foregoing correction, in the opinion of the Governing Body, warranted and authorized by the statute above referred to, and is necessary for the orderly operation of the City for the reasons hereinafter set forth:

The City provided for the possibility of receiving an added grant after adoption of the 2016 Budget by providing a line item “matching Funds for Grants.” The amount of grant and the related match requirement now becoming known after passage of the budget. In order to accept the Generator Grant for Fire Stations 4 and 5, from the Federal Emergency Management Agency (FEMA), legal provision for the required match must be made. The above correction will provide for the said legal provision.

BE IT FURTHER RESOLVED, that a Certified Copy of this Resolution be properly forwarded to the Director of Local Government Services for approval.

R464-16-Late Chapter 159 Resolution Amending the 2016 City Budget for Additional Revenue and Appropriation

CHAPTER 159 RESOLUTION
AMENDING THE 2016 CITY BUDGET FOR
ADDITIONAL REVENUE AND APPROPRIATION

WHEREAS, N.J.S.A. 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 $106,000.00 from the Federal Emergency Management Agency’s (FEMA) Grant Program, and wishes to amend the 2016 Municipal Budget to include this amount as revenue for Hazard Mitigation Grant for the generator project at Fire Station 4 and 5 for the Clifton Fire Department,

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 2016 in the sum of $106,000.00
Which is now available as a revenue from:
Miscellaneous Revenues:
Special Items of General Revenue Anticipated
With Prior Written Consent of the Director of the
Division of Local Government Services:
State and Federal Revenues Off-set with
Appropriations:

FEMA Generator Project	$95,400.00
Local Match	$10,600.00

BE IT FURTHER RESOLVED, that the like sum of $106,000.00
be and the same is hereby appropriated under the caption of:
General Appropriations:
(a) Operations Excluded from CAPS
State and Federal Programs Off-set by
Revenues:

FEMA Generator Project	$95,400.00
Local Match	$10,600.00

XI. LICENSES

L-1 Seasons Bakery

RESOLUTION FOR PRELIMINARY APPROVAL

For: Y & J Bakery, Inc.

T/A: Seasons Bakery

ADDRESS: 467 Allwood Rd., Clifton, NJ 070123 (Inside Seasons Supermarket)

TYPE OF FOR ESTABLISHMENT INTENDED: Bakery – Continued Use

FORMERLY OR NEW: ACME

ZONE:
PERMITTED: Yes

VARIANCE REQUIRED: No

FINAL APPROVAL WILL BE ISSUED PENDING APPROVAL OF THIS RESOLUTION. FURTHER PROCESSING AND APPROVAL OF VARIOUS CITY DEPARTMENTS.

L-2 DeFeo's Market St. Grill

RESOLUTION FOR PRELIMINARY APPROVAL

For: APCNJ64

T/A: De Feo's Market St. Grill

ADDRESS: 64 Market St., Clifton, NJ 07102

TYPE OF FOR ESTABLISHMENT INTENDED: Restaurant – Continued Use

FORMERLY OR NEW: De Feo's Grill

ZONE: BC

PERMITTED: Yes

VARIANCE REQUIRED: No

FINAL APPROVAL WILL BE ISSUED PENDING APPROVAL OF THIS RESOLUTION. FURTHER PROCESSING AND APPROVAL OF VARIOUS CITY DEPARTMENTS.

L-3 Town & Country Liquors

RESOLUTION FOR FINAL APPROVAL

BE IT RESOLVED, that the application of Enpat Corporation t/a Town and Country Liquors for permission to conduct a candy kitchen continued use for a period ending January 31, 2017 on the premises known as: 56 Main Ave., Clifton, NJ 07011
Be and the same is hereby approved and licenses so issued in the compliance with the approval of the Board of Health, Fire Department, Police Department and Zoning Officer.

ADJOURNMENT

Upon motion made by Councilman Kolodziej, seconded by Councilman Murphy and unanimously passed on roll call vote, the meeting was adjourned at 9:03 pm.

Respectfully Submitted,

Nancy Ferrigno
City Clerk

James Anzaldi, Mayor