

**City of Clifton
City Council
Regular Meeting Agenda
December 7, 2021
6:30 PM**



WORK SESSION

I. PRESENTATION / HEARING / CONFERENCE APPEARANCE(S)

II. ACTION ITEMS

- A- 1 Chief Financial Officer Recommends Approval of Chapter 159 Budget Amendment Resolution on Agenda (R550)
- A- 2 NJDEP Treatment Works Approval – City Engineer Seeks Consent of Governing Body for Rutherford Boulevard Sewer Improvements (R554)
- A- 3 Authorization to Approve Advertisement of Notice of Intent for Relocation of the Steel-Framed Fabric Structure off of a Sourcewell National Cooperative Contract (R556)
- A- 4 Authorization to Approve Exercising a One-Year Contract Extension Option for Vegetative Waste Disposal with RER Supply LLC (R557)
- A- 5 Authorization to Approve Financial Contract Award for Advisory Services for 2022 (Phoenix) (R558)
- A- 6 Authorization to Approve the Purchase Tires and Re-Capped Tires, off of NJ State Contracts (Custom Bandag) (R559)
- A- 7 Authorization to Approve the Purchase Industrial Supplies and Equipment from WW Grainger off of NJ State Contract (R560)
- A- 8 Authorization to Continue to Purchase Office Supplies from WB Mason off New Jersey State Contract (R561)
- A- 9 Authorize by Resolution the City's Option to Exercise a the Second Optional One-Year Contract Renewal with Suburban Disposal Inc (R562)
- A- 10 Authorization to Procure Regular Gasoline via Bergen County Cooperative (R563)
- A- 11 Authorization to Solicit Bids – Lumber, Tools, and Building Supplies (R564)
- A- 12 Authorization to Purchase Ultra Low Sulfur Diesel Off of Somerset County Cooperative Pricing System (R565)
- A- 13 Authorization to Award of Bid – Computer Components and Related Services (R566)
- A- 14 Authorization to Purchase New Fountains for Main Memorial Pond (R567)
- A- 15 Authorization to Approve Soliciting Bids for Spanish Interpreting Services for Municipal Court (R568)

- A- 16 Authorization to Approve Appointing Outside Employment Counsel to Handle Independent Investigations (Mendola) (R571)
- A- 17 Authorization to Approve Appointment of Employment Litigation Counsel - 2022 (Carmagnola) (R572)
- A- 18 Authorization to Approve Clifton's Amended Spending Plan (COAH) (R573)
- A- 19 Authorization to Approve Disciplinary Hearing Counsel and Hearing Officer Contract Renewal (R574 - R575)
- A- 20 Authorization to Award Awarding Contract to Wilentz Goldman and Spitzer for Bond Counsel Services for Fiscal Year 2022 (R576)
- A- 21 Authorization to Award Contract to Lerch Vinci and Higgins LLP for Municipal Auditing Services for Fiscal Year 2022 (R577)
- A- 22 Authorization to Approve Awarding Contract/Renewal for Special Tax Appeal Counsel Services (R580)
- A- 23 Authorization to Approve Award of Contract for Special Counsel Services for Affordable Housing Litigation - 2022 (R581)
- A- 24 Authorization to Approve Reappointment of Members to the Beautification Committee (R585)
- A- 25 Authorization to Approve Moving Positions on Advisory Board of Recreation (R586)
- A- 26 Authorization to Approve Reappointment of Members to the Historical Commission (R587)
- A- 27 Authorization to Approve Reappointment of Members to the CA-TV Committee (R588)
- A- 28 Authorization to Approve Resolution Declaring Shree at Clifton, LLC's Retail Consumption License Null and Void and No Longer in Existence (R589)
- A- 29 Authorization to Approve Renewal of Transient Merchant & Pawnbroker License - Corbo Jewelers (R592)
- A- 30 Authorization to Approve Renewal of Transient Merchant and Pawnbroker License - Unique Gold & Diamonds (R593)
- A- 31 Authorization to Approve Renewal of Junk Peddler License - Kaminski (R594)
- A- 32 Authorization to Approve Renewal of New & Used Car Lot Licenses (R595)
- A- 33 Authorization to Approve Renewal of Florist Licenses (R596)
- A- 34 Authorization to Approve Renewal of Pet Shop Licenses (R597)
- A- 35 Authorization to Approve Renewal of Vending Machine Licenses (R598)
- A- 36 Authorization to Approve Renewal of Limousine License - ASAP (R599)
- A- 37 Authorization to Approve Renewal of Limousine License - Clifton Taxi (R600)
- A- 38 Authorization to Approve Renewal of Helicopter Pad License - PB Nutclif Master (R601)
- A- 39 Authorization to Approve Renewal of Transient Merchant and Pawnbroker License - Morre Lyons (R602)
- A- 40 Authorization to Approve Request by Power of One to Use Senior Citizens Center Parking Lot on December 18th for the Distribution of Toys
- A- 41 Authorization to Approve 2022 Annual Meeting Notice & Calendar

- A- 42 Authorization to Approve Request by Pastor Daniel Reyes for Permission to Use Sullivan Square on Sunday, December 12th
- A- 43 Amendment B-16-MC-34-0103 Transfer of \$2176.40 from Drop Curb Project to Yr. 42 Administration for line item correction
- A- 44 Reallocate HUD Funds Redistributed Funds to Police Detail - Road Project 21-01
- A- 45 Amendment B-20-MW-34-0103 Transfer of Funds from Yr. 45 CDBG-CV Equipment and Supplies to Yr. 45 CDBG-CV Food Distribution \$100,000
- A- 46 Authorization to Approve Creating Recycling Coordinator Stipend
- A- 47 Authorization to Approve Transfer Premiums from Trust Account to Current Account (R608)
- A- 48 Authorization to Approve Tax Exempt Veterans (3) (R609-R610-R611)

III. DISCUSSION ITEMS/NEW BUSINESS

- D- 1 Sound Barriers
- D- 2 Flooding Issues
- D- 3 Cannabis Committee Recommendations

IV. COUNCIL MAIL

- CM- 1 Thank You Card from the Matsko Family
- CM- 2 Applications to Become a Member of the Advisory Board of Recreation
- CM- 3 Notice of Public Hearing - 151-159 Crooks Ave, LLC
- CM- 4 Letter of Resignation from Historical Commission
- CM- 5 Letter of Resignation from Historical Commission
- CM- 6 Local Finance Notice 2021-24: CY2022 Budget Matters - CY2022 Budget Deadline Extension and Enforcement
- CM- 7 Dr. Shahrokh Ahkami, et al v. Congregation Shomrei Torah of Passaic/Clifton, Inc.
- CM- 8 2021 Tax Sale
- CM- 9 Passaic Valley Water Commission Invoice for Water Distribution Costs

V. CONFIDENTIAL ITEMS / CLOSED SESSION

- CON1 Confidential Employees Salary Increases
- CON2 Zigarelli v. City of Clifton, et al - Litigation
- CON3 Occidental Chemical Corp. v. 21st Century Fox America, Inc., et al - Litigation
- CON4 Fire Chief Request for Salary Increase
- CON5 COAH and City Housing Loan Negotiations (R582-R583)
- CON6 Police Overtime Discussion
- CON7 National Prescription Opiate Litigation

REGULAR MEETING

I. CALL TO ORDER / ROLL CALL / INVOCATION / PLEDGE TO THE FLAG

Pastor Daisy Kirchofer - Crossroads Free Methodist

II. PUBLIC HEARING

Public Hearing - Amendment B-16-MC-34-0103 Transfer of \$2176.40 from Drop Curb Project to Yr. 42 Administration for line item correction

Public Hearing - Reallocate HUD Funds Redistributed Funds to Police Detail - Road Project 21-01

Public Hearing - Amendment B-20-MW-34-0103 (CARES FUNDING)

Public Hearing for the 2022 Downtown Clifton Economic Development Group, Inc. Special Improvement Budget

III. PRESENTATION

IV. APPROVAL OF MINUTES

Minutes of Workshop Meeting of November 15, 2021

Minutes of Executive Session of November 15, 2021

Minutes of Regular Meeting of November 15, 2021

V. COMMUNICATIONS FROM THE CITY MANAGER

- C- 1 Angelica Rodriguez Public Safety Telecommunicator Public Safety, resigned her position effective 11/15/2021.
- C- 2 Vincent Beck Fire Prevention Specialist Public Safety resigned his position effective 11/15/2021.
- C- 3 Ryan Montanez Police Officer Public Safety, resigned his position effective 11/25/2021.
- C- 4 Yorleny Alvarez Public Safety Telecommunicator Trainee Public Safety, resigned her position effective 11/27/2021.
- C- 5 Esly Panduro Police Officer Public Safety, retired from his position effective 12/01/2021.

VI. COMMUNICATIONS - MEETING MINUTES

- C- 6 Minutes of Passaic Valley Water Commission of October 13, 2021
- C- 7 Minutes of Historical Commission of October 7, 2021
- C- 8 Minutes of North Jersey District Water Supply Commission of October 27, 2021
- C- 9 Minutes of Clifton Arts Center of August 4, 2021
- C- 10 Minutes of Board of Adjustment of November 17, 2021
- C- 11 Minutes of Clifton Traffic Safety Council of November 18, 2021

VII. ORDINANCE - SECOND READING

- O- 7682-21 An Ordinance to Amend, Revise and Supplement Chapter 439 of the Code of the City of Clifton, Entitled "Vehicles and Traffic" More Particularly Section 439-37 Thereof, Entitled "Handicapped Parking on Streets" (Deletes 2 Handicapped Spaces)
- O- 7683-21 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 3 Restricted Handicapped Spaces)

- O- 7684-21 An Ordinance to Amend, Revise and Supplement Chapter 439 of the Code of the City of Clifton, Entitled "Vehicles and Traffic", More Particularly Section 439-38 Thereof, Entitled "Handicapped Parking on Streets for Private Residences" (Adds 2 Restricted Handicapped Spaces)

VIII. ORDINANCE - FIRST READING

IX. CITY MANAGER PRIVILEGE

X. FLOOR TO MEMBERS OF THE PUBLIC

XI. RESOLUTIONS

- R 549-21 Resolution: Approve Claims List Resolution for the December 7, 2021 City Council Meeting
- R 550-21 Resolution - Chapter 159 Resolution Amending the 2021 Municipal Budget - CASA Grant
- R 551-21 Resolution Rescinding Resolution R411-18 - Grant Fund
- R 552-21 Resolution Canceling Grant Fund Account Balances
- R 553-21 Resolution Authorizing Reclassification of Payments
- R 554-21 Resolution Authorizing the Execution of a Treatment Works Approval for the Rutherford Boulevard Sewer Improvements Project
- R 555-21 Resolution to Ratify the Award of Contract to Clearspan Fabric Structures, off of a Sourcewell National Cooperative Contract for Steel-Framed Fabric Structure for Administering Mass Vaccinations
- R 556-21 Resolution Authorizing Advertisement of Notice of Intent to Award Contract to Clearspan Fabric Structures, off of a Sourcewell National Cooperative Contract for Relocating Steel-Framed Fabric Structure to DPW Yard
- R 557-21 Resolution Authorizing Available 2022 Contract Extension for Vegetative Waste Disposal to RER Supply LLC
- R 558-21 Resolution Awarding Professional Financial Advisory Services Contract to Phoenix Advisors for 2022
- R 559-21 Resolution Authorizing Purchase of Tires and Re-Capped Tires as Needed off the NJ State Contract Purchasing Program Pursuant to N.J.S.A. 40A:11-12a
- R 560-21 Resolution to Purchase Industrial Supplies and Equipment from W.W. Grainger for the City of Clifton off of NJ State Contract Purchasing Program Pursuant to N.J.S.A. 40A:11-12a
- R 561-21 Resolution Authorizing Purchase of Office Supplies from W.B. Mason off the NJ State Contract Purchasing Program Pursuant to N.J.S.A. 40A:11-12a
- R 562-21 Resolution Authorizing and Awarding Available 2022 Contract Renewal for Collection of Solid Waste, Collection of Bulk Waste, and Collection of Vegetative Waste Services to Suburban Disposal
- R 563-21 Resolution Authorizing Purchase of Regular Unleaded Gasoline off the Bergen County Purchasing Program

- R 564-21 Resolution Authorizing Permission to Advertise for Bids for Lumber, Tools and Building Supplies for the City of Clifton
- R 565-21 Resolution Authorizing Purchase of Regular Ultra Low Sulphur Diesel off the Somerset County Cooperative Pricing System #CC-0036-19 Pursuant to N.J.S.A. 40A:11-1 et seq.
- R 566-21 Resolution Awarding Contract for Computer Components and Related Services to Precision Computer of Fort Lee
- R 567-21 Resolution Authorizing Purchase of New Fountains for Main Memorial Pond
- R 568-21 Resolution Authorizing Advertisement for Bid for Spanish Interpreting Services for the Clifton Municipal Court

- R 569-21 Resolution Authorizing Tax Appeal Settlement (Block 76.01, Lot 15)
- R 570-21 Authorization for Tax Collector to Lien Properties and Bill Property Owners for Reimbursement of Expenditures for Emergency Order Clean-Ups
- R 571-21 Resolution Appointing Legal Counsel to Handle Independent Investigation Services in Connection with Complaints Brought Under the City's Policy Prohibiting Sexual Harassment and Discrimination Involving Employees of the City of Clifton (2022) (Mendola)
- R 572-21 Resolution Appointing Legal Counsel to Handle Employment Litigation Claims Against the City of Clifton (2022) (Carmagnola)
- R 573-21 Resolution Endorsing and Approving Amended Spending Plan Prepared by Triad Associates, Dated November 5, 2021
- R 574-21 Resolution Authorizing Renewal of Contracts for Prosecution of Disciplinary Matters Against Employees of the City of Clifton (1/1/22-12/31/22)
- R 575-21 Resolution Authorizing Renewal of Contract for Hearing of Disciplinary Matters Against Employees of the City of Clifton (1/1/2022-12/31/2022) (Scancarella)
- R 576-21 Resolution Awarding Professional Bond Counsel Services Contract to Wilentz, Goldman & Spitzer for 2022
- R 577-21 Resolution Awarding Contract to Lerch, Vinci & Higgins, LLP for Municipal Auditing Services for 2022 for Fiscal Year Ending December 31, 2022
- R 578-21 Resolution Appointing Public Agency Compliance Officer (P.A.C.O.) for the City of Clifton for 2022
- R 579-21 Resolution Authorizing Health Benefit Rates to be Charged to Retired Employees Commencing January 1, 2022
- R 580-21 Resolution Authorizing Contracts/Renewals of Contracts for Special Tax Appeal Counsel Services (1/1/22-12/31/22)
- R 581-21 Resolution Awarding Contract to DeCotiis, Fitzpatrick, Cole & Giblin, LLP, for Special Counsel Services in Connection with Affordable Housing Litigation for 2022
- R 582-21 Resolution Authorizing Loans to Clifton Main Mews, LLC and Clifton Main Mews II, LLC for the Repair/Rehabilitation of Affordable Housing Units Damaged and Rendered Uninhabitable by Hurricane Ida
- R 583-21 Resolution Committing COAH Funds and Authorizing Execution of Presently Titled "Loan Agreement", "Mortgage Note", and "Mortgage", a Subordination Agreement, if Needed, Memorandum of Understanding and Redevelopment Agreement Amendment in Connection with 1000 Main Avenue, Block 8.04, Lot

13 (Clifton Main Mews II, LLC)

- R 584-21 Resolution Awarding Economic Development Consultant Services Contract to Allan Ryff, DBA Allan Ryff Consulting for Calendar Year 2022
- R 585-21 Resolution for Reappointment of Members of the Clifton Beautification Committee
- R 586-21 Resolution Moving Positions on Advisory Board of Recreation
- R 587-21 Resolution for Reappointment of Members of the Historical Commission
- R 588-21 Resolution for Reappointment of Members of the Clifton CA-TV Committee
- R 589-21 Resolution Declaring Inactive Alcoholic Beverage Plenary Retail Consumption Licensed Lapsed and no Longer in Existence (Shree at Clifton)
- R 590-21 Resolution of Thanks and Appreciation to Rosemary Trinkle Baran for Service on the Clifton Advisory Board of Recreation
- R 591-21 Resolution of Thanks and Appreciation to Ebru Kuscan Aguirre for Service on the Clifton Advisory Beautification Committee
- R 592-21 Resolution Authorizing Renewal of Transient Merchant & Pawnbroker License - Corbo Jewelers
- R 593-21 Resolution Authorizing Renewal of Transient Merchant & Pawnbroker License - Unique Gold & Diamonds
- R 594-21 Resolution Authorizing Renewal of Junk Peddler License - Kaminski
- R 595-21 Resolution Authorizing Renewal of New & Used Car Lot Licenses
- R 596-21 Resolution Authorizing Renewal of Florist Licenses
- R 597-21 Resolution Authorizing Renewal of Pet Shop Licenses
- R 598-21 Resolution Authorizing Vending Machine License Renewals
- R 599-21 Resolution Authorizing Renewal of Limousine License - ASAP
- R 600-21 Resolution Authorizing Renewal of Limousine License - Clifton Taxi
- R 601-21 Resolution Authorizing Renewal of Helicopter Pad License - PB Nutclif Master
- R 602-21 Resolution Authorizing Renewal of Transient Merchant & Pawnbroker License - Morre Lyons Jewelers
- R 603-21 Resolution of Congratulations Upon Retirement - Police Officer - Esly A. Panduro
- R 604-21 Resolution Approving Amendment to Community Development Block Grant Program Budget - Amendment B-17-MC-34-0103 (Reallocation of Funds from Year 43 - Botany SID from HUD Activity 641 Voucher 6131935 to Police Detail - Road Project 21-01)
- R 605-21 Resolution to Introduce 2022 Budget for Downtown Clifton Economic Development Group, Inc. Special Improvement District
- R 606-21 Resolution Approving Amendments to Community Development Block Grant Program Budget Amending No. B-16-MC-34-0103 Transfer of Funds from Year 42 CDBG Drop Curb Project to Year 42 Administration
- R 607-21 Resolution Amending CDBG-CV (Community Development - COVID 19) Funds for City of Clifton - CDBG Program 2019 Year 45 Action Plan Amending Funding for Awards to Non Profits and Clifton Health Department
- R 608-21 Resolution to Transfer Tax Sale Certificate Premiums from Trust Account to

Current Account

- R 609-21 Resolution Authorizing the Cancellation and Refund of a Portion of the 2021 Third Quarter Taxes and Fourth Quarter Taxes for Block 25.01, Lot 1, Qualifier C007B, 59 Skyview Terrace Owned by a Disabled Veteran
- R 610-21 Resolution Authorizing Cancellation and Refund of a Portion of the 2021 Fourth Quarter Taxes for Block 51.03, Lot 24, 64 Normandy Road Owned by a Disabled Veteran
- R 611-21 Resolution Authorizing the Cancellation and Refund of a Portion of the 2020 Fourth Quarter Taxes and Cancellation of the 2021 Taxes for Block 57.05, Lot 13, 60 Ravona Street Owned by a Disabled Veteran

XII. LICENSES

- L- 1 Clifton Bagels
- L- 2 Roma Pizzeria & Restaurant
- L- 3 Blaze Smoke Shop