

**CITY OF CLIFTON  
CLIFTON, NEW JERSEY**

**REGULAR MEETING MINUTES OF OCTOBER 18, 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.

**8:04 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, 2014 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**

City Clerk

**PLEDGE TO THE FLAG**

**PUBLIC HEARING**

Community Development Block Grant Amendment B-15-16-MC-34-01013

The Mayor opened the floor to the public.

With no one wishing to be heard, a Motion was made by Councilman Kolodziej, seconded by Councilman Eagler, and passed on roll call vote, to close Public Hearing.

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

**APPROVAL OF MINUTES**

Upon Motion made by Councilman Eagler, seconded by Councilman Kolodziej, and passed on roll call vote, the Minutes of the Workshop and Regular Meeting of October 5, 2016.

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

OCTOBER 18, 2016

A Motion was made by Councilman Hatala, seconded by Councilman Eagler and passed on roll call vote to suspend the regular order of business.

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

### **PRESENTATION**

Beautification Awards

The following residents received Beautification Awards:

|                           |                       |
|---------------------------|-----------------------|
| Anna Bednarz              | 12 Sipp Avenue        |
| Mr. & Mrs. Joseph Dodd    | 634 Valley Road       |
| Thomas Garretson          | 40 Northfield Terrace |
| Esther Guzman             | 111 Curie Avenue      |
| Daniel Hernandez          | 94 Sycamore Road      |
| Cathy Ann Kartanos        | 31 Anderson Drive     |
| Mark J. Picazio           | 144 Haddenfield Road  |
| Michael Refinski          | 44 Summit Road        |
| The Shah Family           | 180 Pearl Brook Drive |
| Mr. & Mrs. Uwe Toedter    | 82 Anderson Drive     |
| Mr. & Mrs. Robert Tomesco | 57 Summit Road        |
| Enrico Vitale             | 101 John Street       |
| James & Margaret M. Wong  | 9 Gleeson Drive       |

### **COMMUNICATIONS FROM THE CITY MANAGER**

C-1 Owen Curry Police Officer resigns his position effective 10/03/2016.

C-2 William Hughes, Samantha Kirk, Dean Schwaner, Andrew Van Woudenber and Felix Ventura hired as Firefighters at Academy step of \$30,000.00 annually, effective 10/3/16.

### **COMMUNICATIONS – MEETING MINUTES**

C-3 Minutes of North Jersey District Water Supply Commission of August 24, 2016

C-4 Minutes of Clifton Traffic Safety Council Meeting of September 15, 2016

C-5 Minutes of Board of Adjustment of October 5, 2016

C-6 Minutes of Cable Advisory Committee of October 5, 2016

C-7 Minutes of Alcoholic Beverage Control Board

### **ORDINACES - SECOND READING**

#### **A. Adoption of Ordinance 7328-16**

#### **B. Public Hearing on Ordinance 7328-16**

**An Ordinance to Amend, Revise and Supplement Chapter A470 of the Code of the City of Clifton, Entitled "Cable Television," More Particularly Section A470-1 Thereof, Entitled "CATV Committee" (Adds One Municipal Council Alternate Member and One Alternate Member)**

The Mayor opened the floor to the public with regard to the Ordinance 7328-16

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.

**C. Adoption of Ordinance 7329-16**

**D. Public Hearing on Ordinance 7329-16**

**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 18 Cutler St, 64 Hobart Pl and 161 W 2nd St)**

The Mayor opened the floor to the public with regard to the Ordinance 7329-16

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.

**E. Adoption of Ordinance 7330-16**

**F. Public Hearing on Ordinance 7330-16**

**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 2 Designated Handicapped Parking Spaces)**

The Mayor opened the floor to the public with regard to the Ordinance 7330-16

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 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.

**G. Adoption of Ordinance 7331-16**

**H. Public Hearing on Ordinance 7331-16**

**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 11 Restricted Handicapped Spaces)**

The Mayor opened the floor to the public with regard to the Ordinance 7331-16

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 Grabowski, 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.

**I. Adoption of Ordinance 7332-16**

**J. Public Hearing on Ordinance 7332-16**

**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 # for 21 Second St)**

The Mayor opened the floor to the public with regard to the Ordinance 7332-16

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 Eagler 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 7333-16**

**L. Public Hearing on Ordinance 7333-16**

**An Ordinance to Replace Chapter 429 of the Code of the City of Clifton, Entitled "Transient Merchants and Pawnbrokers," in its Entirety (Amends Provisions)**

The Mayor opened the floor to the public with regard to the Ordinance 7333-16

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 7334-16**

**An Ordinance to Amend, Revise & Supplement C. 223 of the Code of the City of Clifton, Entitled "Fees," More Particularly Art IX, Entitled "Miscellaneous Fees," Sect 223-20, Entitled "Tax Assessor/Tax Collector Records" (Adds Fee for Costs of Mailing Notice of Tax Sale)**

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.

(4-3-0-0) Councilman Gibson, Councilman Grabowski, Councilman Hatala and Councilman Kolodziej voted aye. Councilman Eagler, Councilwoman Murphy and Mayor Anzaldi voted nay.

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, November 1, 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**

City Manager, Dominick Villano discussed his participation in a recent ride-along with the Police Department.

### **FLOOR TO MEMBERS OF THE PUBLIC**

George Silva, 120 Nino Court, announced that the Dutch Hill Association will be hosting a candidate night at 7:30 pm on October 20, 2016.

Ellen Delosh, 547 Clifton Avenue, read an excerpt from a pamphlet from “Our Government’s War on American Catholics.

Fahim Abedrabbo, 86 Arlington Avenue, reminded all citizens to go out and vote.

Matthew Trella, 33 Tancin Lane, spoke about his candidacy for a seat on the Board of Education.

### **COUNCIL PRIVILEGE**

#### **Councilman Eagler**

Councilman Eagler announced that the Halloween parade and Veterans Day parade are coming up. He spoke about the recent gas tax increase and the effect it has on pensions. Councilman Eagler urged all citizens to vote in the upcoming election. He mentioned a problem with the County election website having the wrong ballot heading. Councilman Eagler stated that the first budget meeting will be held on October 22, 2016. He spoke about Hungarian heritage. Councilman Eagler asked if civil events could be included in the Recreation Department’s calendar. He stated he received numerous complaints regarding hanging utility wires.

#### **Councilman Gibson**

Councilman Gibson thanked the Centennial Committee for their work on the recent International Festival. He also urged all citizens to be courteous to homeowners this Halloween and asked all parents to be sure they accompany their children when trick or treating.

#### **Councilman Grabowski**

Councilman Grabowski thanked all recipients of the Beatification Awards for their dedication to keeping their property maintained. He asked all citizens to be cautious this Halloween. Councilman Grabowski stated that he would be interested in participating in a ride-along with the Clifton Police.

#### **Councilman Hatala**

Councilman Hatala congratulated everyone who recently received a Beautification Award. He stated that the recent International Festival was a great success. Councilman Hatala urged all residents to check the Clifton website regularly for upcoming events being planned by the Centennial committee. He stated that the City should get involved with more shared services with neighboring communities. Councilman Hatala announced that the Economic Committee will meet this week with the developer of the Hoffman LaRoche site. He mentioned that the Bond Advisory committee needs information from the CFO regarding notes, bonds and interest rates. Councilman Hatala asked all residents to be cautious this Halloween. He also spoke about the recent gas tax increase which becomes effective on November 1<sup>st</sup>.

#### **Councilman Kolodziej**

Councilman Kolodziej mentioned that the annual “Salute to Veterans” concert will be held on October 28<sup>th</sup> at the Clifton Recreation Center. He also announced that the Theater League will

be hosting its fall show in November. Councilman Kolodziej discussed the charge for certified letters to residents whose properties are being brought to tax sale.

**Councilwoman Murphy**

Councilwoman Murphy announced the upcoming Halloween parade. She also asked that all residents be careful when trick or treating this Halloween.

**Mayor Anzaldi**

Mayor Anzaldi stated that the International Festival recently held in the City was a great success. He announced the upcoming Veterans Day Parade. Mayor Anzaldi mentioned that ads and boosters are still available for purchase to support the 100<sup>th</sup> Anniversary Celebration. He also spoke about laws regarding sign posting in the City.

**RESOLUTIONS**

R536-16          Resolution to approve claims to be paid meeting of October 18, 2016

**RESOLUTION TO APPROVE CLAIMS TO BE PAID  
MEETING OF OCTOBER 18, 2016**

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

|                            |           |                      |
|----------------------------|-----------|----------------------|
| Current Fund               | \$        | 4,524,387.39         |
| Trust Escrow               |           |                      |
| General Capital Fund       | \$        | 5,704,380.88         |
| Dog Trust                  | \$        | 426.14               |
| Trust Other                | \$        | 248,150.19           |
| Community Development      | \$        | 60,624.37            |
| Grant Fund                 | \$        | 38,027.70            |
| Reserve for Housing        |           |                      |
| Tax Title Lien Redemption  | \$        |                      |
| Unemployment Trust Fund    |           |                      |
| Revolving Loan Fund        |           |                      |
| Section 8 Public Housing   | \$        | 257,253.20           |
| Self Insurance             | \$        | 1,108,988.24         |
| Police Extra Duty          | \$        | 89,350.00            |
| COAH                       |           |                      |
| Fire Dedicated Penalties   | \$        |                      |
| Sewer Utility – Operating  | \$        | 532,613.12           |
| Sewer Utility – Capital    | \$        | 9,771,332.25         |
| Library                    | \$        | 79,431.00            |
| Developers Escrow          | \$        | 15,942.99            |
| General Liability Trust    | \$        | 7,213.88             |
| Workers Compensation Trust | \$        | 95,512.30            |
| <b>TOTAL CLAIMS</b>        | <b>\$</b> | <b>22,533,633.65</b> |

R537-16          Resolution - Chapter 159 Resolution Amending the 2016 City Budget for Additional Revenue and Appropriations - Body Armor \$13,251.58

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

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

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

**WHEREAS**, the City of Clifton has received \$13,251.58 from the State of New Jersey, Division of Criminal Justice for the purchase of Body Armor for the Clifton Police Department and wishes to amend the 2016 Municipal Budget to include this amount as revenue,

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and City Council of the City of Clifton, County of Passaic, State of New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2016 in the sum of \$13,251.58

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:  
Division of Criminal Justice – 2016 Body Armor Grant - \$13,251.58

**BE IT FURTHER RESOLVED**, that the like sum of \$13,251.58 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:

Division of Criminal Justice – 2016 Body Armor Grant - \$13,251.58

**BE IT FURTHER RESOLVED**, that the City forward to the Director of Local Government Services for approval.

-----

R538-16      Resolution Authorizing and Ratifying Sanitary Sewer Emergency Services at  
Industrial South

**RESOLUTION AUTHORIZING AND RATIFYING SANITARY SEWER  
EMERGENCY SERVICES AT INDUSTRIAL SOUTH**

**WHEREAS**, a report, dated September 11, 2016 was submitted to the City Manager by City Engineer Michael J. Lardner, which indicated the need for emergency work to the sanitary sewer at Industrial South; and

**WHEREAS**, the report notes that the sewer crew flushing equipment had become lodged in a broken sanitary sewer pipe, and needed to be excavated and repaired; and

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

**WHEREAS**, the emergency was abated by the replacement of approximately 280' of pipe and restoration of the trench; and

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

**NOW THEREFORE BE IT RESOLVED**, by the Mayor and Municipal Council of the City of Clifton, that the emergency sanitary sewer work performed at Industrial South by Montana Construction, Inc. is hereby approved and ratified, and an amount not to exceed \$100,000.00 is authorized to be allocated to this project.

-----

OCTOBER 18, 2016

R539-16          Resolution Awarding Contract for 2016 Roadway Resurfacing Project

**RESOLUTION AWARDING CONTRACT FOR  
2016 ROADWAY RESURFACING PROJECT**

**BE IT RESOLVED:** that the contract for 2016 ROADWAY RESURFACING PROJECT be and the same is hereby awarded to SMITH SONDY ASPHALT CONSTRUCTION COMPANY, INC. of Wallington, New Jersey, the low bidder meeting the specifications at a grand total bid price of \$2,773,935.00, in accordance with bids received on October 6, 2016, and recommended by communication dated October 12, 2016 to the Mayor and Council; and

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

**BE IT FURTHER RESOLVED:** that the required Certificate of Availability of Funds for the above contract has been obtained from the Chief Financial Officer of the City of Clifton. The appropriation to be charged for this expenditure is:

-----

R540-16          Resolution Authorizing the Issuance of Change Order No. 1 and Final -  
Maplewood Ave Sanitary Sewer Replacement

**RESOLUTION AUTHORIZING THE ISSUANCE OF  
CHANGE ORDER NO. 1 AND FINAL  
MAPLEWOOD AVENUE SANITARY SEWER REPLACEMENT**

**WHEREAS,** on August 3, 2016, the City of Clifton adopted Resolution R423-16 awarding a contract to MONTANA CONSTRUCTION CORP., INC. of LODI, NJ, for the performance of certain public work and the furnishing of material, labor and equipment for MAPLEWOOD AVENUE SANITARY SEWER REPLACEMENT in the amount of \$86,007.90; 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 MONTANA CONSTRUCTION CORP., INC., in the amount of \$4,503.95 a 5.24% Decrease as authorized by Resolution said being necessary for the proper completion of the project job; and

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

**WHEREAS,** the Chief Financial Officer has certified the availability of sufficient funds for the amendatory change for which authorization is requested in the amount of \$4,503.95 a 5.24% DECREASE;

**WHEREAS,** the total contract amount is now \$81,503.95:

**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.

-----

R541-16          Resolution Authorizing Final Payment - Maplewood Ave Sanitary Sewer  
Replacement - Montana Construction Corp., Inc.

**RESOLUTION AUTHORIZING FINAL PAYMENT  
MAPLEWOOD AVENUE SANITARY SEWER REPLACEMENT  
MONTANA CONSTRUCTION CORP., INC.**

**WHEREAS**, MONTANA CONSTRUCTION CORP., INC. of Lodi, New Jersey, did complete MAPLEWOOD AVENUE SANITARY SEWER REPLACEMENT project in and for the City of Clifton for the total amount  
of ..... \$ 81,503.95

And previous payments on account of said total have been paid  
in the amount of. .... \$ 0.00

Leaving this FINAL PAYMENT  
of ..... \$ 81,503.95

**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 \$8,150.40; and

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

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

**NOW BE IT FURTHER RESOLVED** that the Chief Financial Officer be and he is authorized and directed to include the said claim totaling \$81,503.95 on the claim list.

-----  
R542-16      Resolution Awarding Contract for Mahar Avenue Street Improvements (HUD-CD)

**RESOLUTION AWARDING CONTRACT FOR  
MAHAR AVENUE STREET IMPROVEMENTS (HUD-CD)**

**BE IT RESOLVED:** that the contract for MAHAR AVENUE STREET IMPROVEMENTS (HUD-CD) be and the same is hereby awarded to SMITH SONDY ASPHALT CONSTRUCTION COMPANY, INC. of Wallington, New Jersey, the low bidder meeting the specifications at a grand total bid price of \$220,708.90, in accordance with bids received on September 28, 2016, and recommended by communication dated October 12, 2016 to the Mayor and Council; and

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

-----  
R543-16      Resolution Awarding Contract to Jen Electric Off of Morris County Cooperative Pricing Contract #37: Traffic Signal Maintenance & Repairs

**RESOLUTION AWARDING CONTRACT TO JEN ELECTRIC OFF OF MORRIS  
COUNTY COOPERATIVE PRICING CONTRACT #37: TRAFFIC SIGNAL  
MAINTENANCE & REPAIRS**

**WHEREAS**, the Police Department requests the services from Jen Electric, Inc. for traffic signal maintenance and repairs, as needed; and

**WHEREAS**, Jen Electric has been awarded Morris County Cooperative County Cooperative Contract #37 – Traffic Signals Maintenance & Repairs based on the rates listed on the Notification of Award Contract period: Two Years: July 1, 2016 – June 30, 2018; and

**WHEREAS**, the City is a member of the Morris County Cooperative Pricing Council (MCCPC); 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 award of contract to Jen Electric, Inc., 631 Morris Avenue, Springfield, NJ 07081, based on the contract period and terms outlined in the Morris County Cooperative Pricing Contract in an amount not to exceed \$30,000 without the adoption of a supplemental Resolution; and

**BE IT FURTHER RESOLVED**, that the Mayor and City Clerk are hereby authorized and directed to execute said service contract upon approval by the Law Department; and

**BE IT FURTHER RESOLVED**, that no services and/or goods shall commence prior to issuance of a Purchase Order by the Finance Department.

-----

R544-16        Resolutions - Beautification Awards to: Anna Bednarz; Mr. & Mrs. Joseph Dodd; Thomas Garretson; Esther Guzman; Daniel Hernandez; Cathy Ann Kartanos; Mark J. Picazio; Michael Refinski; The Shah Family; Mr. & Mrs. Uwe Toedter; Mr. & Mrs. Robert Tomesco; Enrico Vitale; James & Margaret M. Wong

**RESOLUTIONS - BEAUTIFICATION AWARDS TO: ANNA BEDNARZ; MR. & MRS. JOSEPH DODD; THOMAS GARRETSON; ESTHER GUZMAN; DANIEL HERNANDEZ; CATHY ANN KARTANOS; MARK J. PICAZIO; MICHAEL REFINSKI; THE SHAH FAMILY; MR. & MRS. UWE TOEDTER; MR. & MRS. ROBERT TOMESCO; ENRICO VITALE; JAMES & MARGARET M. WONG**

**WHEREAS**, it is the inherent beauty and harmony of the human spirit which enables humankind to enrich life by recognizing and appreciating the natural beauty in his surroundings and to create loveliness where little existed previously; and

**WHEREAS**, the BEAUTIFICATION PROJECT of the City of Clifton has challenged residents to participate in a clean-up and beautification campaign for all city properties, residential and business alike; and

**WHEREAS**, your efforts to contribute to the beautification of our great city through plantings and other aesthetic improvements to your property has been recognized and appreciated;

**NOW, THEREFORE, BE IT RESOLVED**, that the Mayor and Members of the Municipal Council do hereby present this

**BEAUTIFICATION AWARDS TO**

|                        |                       |
|------------------------|-----------------------|
| Anna Bednarz           | 12 Sipp Avenue        |
| Mr. & Mrs. Joseph Dodd | 634 Valley Road       |
| Thomas Garretson       | 40 Northfield Terrace |
| Esther Guzman          | 111 Curie Avenue      |
| Daniel Hernandez       | 94 Sycamore Road      |
| Cathy Ann Kartanos     | 31 Anderson Drive     |
| Mark J. Picazio        | 144 Haddenfield Road  |
| Michael Refinski       | 44 Summit Road        |
| The Shah Family        | 180 Pearl Brook Drive |
| Mr. & Mrs. Uwe Toedter | 82 Anderson Drive     |

Mr. & Mrs. Robert Tomesco  
Enrico Vitale  
James & Margaret M. Wong

57 Summit Road  
101 John Street  
9 Gleeson Drive

as a sign of our appreciation for your civic participation and example, which we hope will serve to encourage other residents to also help to make Clifton a more beautiful, healthful, and inviting place in which to live.

R 545-16      Resolution Supporting Equal Funding for the Education of Each Student

**RESOLUTION SUPPORTING EQUAL FUNDING FOR THE  
EDUCATION OF EACH STUDENT**

**WHEREAS**, Governor Chris Christie is proposing a solution to New Jersey’s two most pressing crises that are hurting all New Jerseyans: the failure of urban education and property taxes; and

**WHEREAS**, these problems are predominantly caused by billions in tax dollars pouring into continually failing urban school districts due to New Jersey’s unaffordable and broken school funding formula created by the New Jersey Supreme Court; and

**WHEREAS**, the City of Clifton supports an equal per-pupil funding plan that would provide tax fairness for all residents and better public education for every New Jersey student; and

**WHEREAS**, the statewide graduation rate is 90%, with 27 of the 31 Abbott districts falling below that average despite significantly higher state funding; and

**WHEREAS**, the current formula adversely impacts the majority of property taxpayers and has, in the past several years, caused residents and employers to leave New Jersey and move to more affordable states having more balanced tax structures; and

**WHEREAS**, on average, 52% of property taxes statewide are spent on the school tax and in many districts it is as high as two-thirds; and

**WHEREAS**, the City of Clifton believes that all New Jersey children should be valued equally; and

**WHEREAS**, the City of Clifton supports equal funding for all, with each public school district receiving \$6,599.00 per enrolled student, while continuing aid for special needs students; and

**WHEREAS**, a balanced tax structure and mandatory equal funding for all New Jersey students will bring fairness and overall tax savings without negatively impacting the education level; and

**WHEREAS**, an equal per-pupil funding plan could generate significant tax savings for City of Clifton property tax payers, on average \$1,500 or more for the average household;

**NOW, THEREFORE, BE IT RESOLVED**, that the Mayor and Municipal Council of the City of Clifton, in the County of Passaic, hereby support a mandatory, equal per-pupil plan to be provided by the State for a balanced tax structure; and

**BE IT FURTHER RESOLVED**, that a copy of this resolution be forwarded to Governor Chris Christie; the Clifton Board of Education; Senator Nia H. Gill; Assemblywoman Sheila Y. Oliver; Assemblyman Thomas Giblin; and to all Passaic County municipalities.

R 546-16      Resolution for Re-Appointment to Hazardous Materials Control Board  
(HAZMAT)

**RESOLUTION FOR RE-APPOINTMENT TO  
HAZARDOUS MATERIALS CONTROL BOARD (HAZMAT)**

OCTOBER 18, 2016

**WHEREAS**, the Mayor and Council of the City of Clifton, county of Passaic, State of New Jersey are in receipt of a reappointment form from Victoria Kaufman, Secretary of the Hazardous Materials Control Board (HAZMAT); and

**WHEREAS**, said form indicates that the term of two members of the Clifton Board of Health expired on August 31, 2016;

**WHEREAS**, Dean DeGhetto and Joseph C. Patti wish to continue as members of the Hazardous Materials Control Board (HAZMAT);

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Municipal Council of the City of Clifton, County of Passaic and State of New Jersey that Dean DeGhetto and Joseph C. Patti are hereby re-appointed to the Hazardous Materials Control Board (HAZMAT) for a three-year term, commencing on September 1, 2016 through September 20, 2019.

-----  
R 547-16      Resolution Approving Amendments to Community Development Block Grant Program Budget – Amendment B-15-16-MC-34-0103 (Transfer of CDBG Funds From Olympia St. 17-201-20-108-020 {Yr. 41} to Mahar Ave Road Improvements 17-201-20-109-019 {Yr. 42} & Botany Village Special Improvement District 17-201-20-109-014 {Yr. 42})

**RESOLUTION APPROVING AMENDMENTS TO COMMUNITY  
DEVELOPMENT BLOCK  
GRANT PROGRAM BUDGET – AMENDMENT B-15-16-MC-34-0103  
(Transfer of CDBG funds from Olympia St. 17-201-20-108-020 {Yr. 41}  
to Mahar Ave Road Improvements 17-201-20-109-019 {Yr. 42} & Botany  
Village Special Improvement District  
17-201-20-109-014 {Yr. 42})**

**WHEREAS**, the City of Clifton is an entitlement community under the Federal Community Development Block Grant Program; and

**WHEREAS**, the City of Clifton was awarded a contract by the United States Department of Housing and Urban Development (HUD) as proposed in budget applications for the year of 2015-2016; and

**WHEREAS**, the City of Clifton now finds a need to amend the budget to reflect changing needs in the community;

**NOW, THEREFORE, BE IT RESOLVED**, that the Mayor and Municipal Council of the City of Clifton hereby approve the said amendment as reflected on the attached schedule, and authorizes the City Manager to execute any approvals required by the local HUD Office.

-----  
R548-16      Executive Session

**WHEREAS**, the Municipal Council deems it essential in the furtherance of the public interest, to discuss, in closed session, as expressly permitted by N.J.S.A. 10:4-12, the following subject(s), to wit:

CON- 1 Mobilitie Rights-of-Way Agreement Negotiations  
CON- 2 Clifton Supervisors Association (CSA) 2016 Contract Negotiations  
CON- 3 Workers' Compensation Claim - PW (Firefighter) D/L: 4/9/10  
CON- 4 ACA Section 1557 Compliance - Legal Opinion  
CON- 5 Clifton Main Mews II - Negotiations

**NOW, THEREFORE, BE IT RESOLVED** that the public shall be excused and excluded from that portion of the Council's meeting to be held on October 18, 2016 at which time, said subject(s) shall be discussed; and

**BE IT FURTHER RESOLVED**, that the discussion held at such closed session can be disclosed to the public on or about the time the matter is concluded.

-----

XI. LICENSES

**L-1 Palenque Bar**

RESOLUTION FOR PRELIMINARY APPROVAL

For: Palenque Bar, Inc.

T/A: Palenque Bar

ADDRESS: 283 Parker Ave., Clifton, NJ 07011

TYPE OF FOR ESTABLISHMENT INTENDED: Restaurant Continued Use

FORMERLY OR NEW: Parker Inn

ZONE: PD-1

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 PARAISO BELLO**

RESOLUTION FOR PRELIMINARY APPROVAL

For: Paraiso Bello, LLC

T/A: Paraiso Bello

ADDRESS: 606 Van Houten Ave., Clifton, NJ 07012

TYPE OF FOR ESTABLISHMENT INTENDED: Restaurant – Continued Use

FORMERLY OR NEW: Casita Maria

ZONE: B-C

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 THE BARROW HOUSE**

RESOLUTION FOR PRELIMINARY APPROVAL

For: JBK Enterprises

OCTOBER 18, 2016

T/A: The Barrow House

ADDRESS: 1296 Van Houten Ave., Clifton, NJ 07013

TYPE OF FOR ESTABLISHMENT INTENDED: Restaurant

FORMERLY OR NEW:

ZONE:

PERMITTED: Yes

VARIANCE REQUIRED: No

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

-----

**ADJOURNMENT**

Upon motion made by Councilman Kolodziej, seconded by Councilwoman Murphy and unanimously passed on roll call vote, the meeting was adjourned at 8:55 pm.

Respectfully Submitted,

Nancy Ferrigno  
City Clerk

---

James Anzaldi, Mayor