

CLIFTON, NEW JERSEY
REGULAR MEETING MINUTES DECEMBER 20, 2022

The Regular Meeting of the Municipal Council of the City of Clifton was held in the Municipal Conference 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 2022 which was published as legal advertisements in the Herald News on December 11, 2021 and was additionally advertised in the Record on December 11, 2021. Further notice of this meeting was given on Friday prior to the meeting to The Herald News and by posting of said notice on the bulletin board at City Hall and on the Clifton Website which notice stated that formal action may or may not be taken on matters to come before the Municipal Council.

Upon roll call, the following were noted present:

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

Also present were City Manager, Dominick Villano; City Attorney, Matthew Priore; Assistant City Attorney, David Bruins and City Clerk, Nancy Ferrigno.

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

Pastor Eric Farrar – Hope Reformed Church

APPROVAL OF MINUTES

A Motion was made by Councilman Grabowski, seconded by Councilman Eagler and passed on roll call vote to approve the Regular, Workshop and Executive Session Minutes of December 6, 2022.

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

COMMUNICATIONS FROM THE CITY MANAGER

- C-1 Anthony Bigica Jr. Laborer -Dept of Public Works has advanced from temporary seasonal to permanent full time status effective 12/01 at \$29,141.81 annually.
- C-2 Teresa Balduini PT Keyboarding Clerk 1 - Dept of Finance starting effective 12/01 at \$17.58/hr.
- C-3 George Curreri School Crossing Guard - Public Safety starting effective 12/02/2022 at \$16/hourly.
- C-4 Eugeniusz Paczkowski School Crossing Guard - Public Safety starting effective 12/02/2022 at \$16/hourly.

COMMUNICATIONS MEETING MINUTES

- C-5 Minutes of the Advisory Committee for Individuals with Disabilities of October 17, 2022
- C-6 Minutes of Passaic Valley Water Commission of October 26, 2022

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C-7 Minutes of Board of Adjustment of December 7, 2022

C-8 Minutes of Alcoholic Beverage Control Board of November 9, 2022

C-9 Minutes of Historical Commission of November 3, 2022

C-10 Minutes of CA-TV Committee of October 26, 2022

SECOND READING ORDINANCES

A. Adoption of Ordinance 7782-22

B. Public Hearing on Ordinance 7782-22

Mayor Anzaldi opened the floor to the public with regard to the Ordinance 7782-22

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

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

An Ordinance to Amend, Revise and Supplement Chapter 367 of the Code of the City of Clifton Entitled "Restaurants" at Various Locations and to Change the Name of the Chapter to "Retail Food Establishments" (Revises Licensing Provisions and Updates Various Other Sections to Conform with State Regulations)

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

C. Adoption of Ordinance 7783-22

D. Public Hearing on Ordinance 7783-22

Mayor Anzaldi opened the floor to the public with regard to the Ordinance 7783-22

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

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

An Ordinance To Amend, Revise and Supplement Chapter 439 of the Code of the City of Clifton, Entitled "Vehicles and Traffic", More Particularly Section 439-37 Thereof, Entitled "Handicapped Parking on Streets" (Deletes 1 Handicapped Space)

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

E. Adoption of Ordinance 7784-22

F. Public Hearing on Ordinance 7784-22

Mayor Anzaldi opened the floor to the public with regard to the Ordinance 7784-22

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

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

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

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

G. Adoption of Ordinance 7785-22

H. Public Hearing on Ordinance 7785-22

Mayor Anzaldi opened the floor to the public with regard to the Ordinance 7785-22

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

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 Councilwoman Murphy and carried by roll call vote.

An Ordinance to Amend, Revise and Supplement Chapter 439 of the Code of the City of Clifton, Entitled "Vehicles and Traffic", More Particularly Section 439-38 Thereof, Entitled "Handicapped Parking on Streets for Private Residences" (Deletes 1 Restricted Handicapped Space)

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

I. Adoption of Ordinance 7786-22

J. Public Hearing on Ordinance 7786-22

Mayor Anzaldi opened the floor to the public with regard to the Ordinance 7786-22

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

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

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

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

K. Adoption of Ordinance 7787-22

L. Public Hearing on Ordinance 7787-22

Mayor Anzaldi opened the floor to the public with regard to the Ordinance 7787-22

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

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

An Ordinance Accepting, Approving and Authorizing A Roadway Easement with Alexander Charles Realty Co., LLC and Costco Wholesale Corporation for Property at Block 72.06, Lot 38 in the City of Clifton for Public Roadway Purposes

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

M. Adoption of Ordinance 7788-22

N. Public Hearing on Ordinance 7788-22

Mayor Anzaldi opened the floor to the public with regard to the Ordinance 7788-22

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

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

An Ordinance to Amend, Revise and Supplement Chapter 99 of the Code of the City of Clifton, Entitled "Salaries and Compensation", More Particularly Article II Thereof, Entitled "Nonuniformed Officials and Employees", Section 99-2, Entitled "Minimum and Maximum Salaries Fixed; Uniform Allowances" (Amends 2022, 2023, 2024 & 2025 Salaries for Non-DPW Titles)

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

CITY MANAGER PRIVILEGE

City Manager, Dominick Villano, wished all a Happy Holiday and he thanked Mayor Anzaldi and Councilman Peter Eagler for their service and wished them well in their retirement.

FLOOR TO MEMBERS OF THE PUBLIC

The Mayor read the Rules of Participation for the Public Session.

George Silva, 107 Mt. Prospect Ave., thanked Mayor Anzaldi and Councilman Eagler for their many years of service to the City.

Tammy Gebbia, 21 Walnut St., expressed her support for the nomination of Councilman Grabowski for Mayor. She inquired as to Councilwoman Pino's contributions to the Council and thanked Mayor Anzaldi and Councilman Eagler for their many years of service to the City.

Theresa Machette, 24 Marlboro Rd., expressed her support for the nomination of Councilman Grabowski for Mayor.

Michael Gabriel, Clifton, expressed his support for the nomination of Councilman Grabowski for Mayor.

Bob Bate, 900 Valley Rd., expressed his support for the nomination of Councilman Grabowski for Mayor.

Avraham Eisenman, 706 Passaic Ave., thanked Mayor Anzaldi and Councilman Eagler for their many years of service to the City. He thanked the Fire Department for their quick response to a recent emergency in his neighborhood. Mr. Eisenman thanked everyone who supported his campaign for City Council.

John Gerwatowski, 14 Doherty Dr., He expressed his support for the nomination of Councilman Grabowski for Mayor.

Samantha Bassford, 92 Mountianview Dr., expressed how embarrassed she is to be a part of Clifton. She spoke about how the Council is wasting resources. She spoke about the lack of voter participation. Ms. Bassford expressed her feeling that the Council lacks integrity and professionalism. She asked that Council Members explain what their vision is for the future of the City.

Angela Montague, 2 Elm St., stated that residents who volunteer their time to City Committees do not get the accolades they deserve. She spoke about a past program called "Focus Awards".

Ken Dalton, 89 Brighton Rd., congratulated Mayor Anzaldi and Councilman Eagler for their many years of service to the City. He expressed his support for the nomination of Councilman Grabowski for Mayor.

Joe Koribanics, 140 Woodlawn Ave., congratulated Mayor Anzaldi and Councilman Eagler for their many years of service to the City. He expressed his support for the nomination of Councilman Grabowski for Mayor.

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Ira Manhoff, 28 Starmond Ave., He expressed his support for the nomination of Councilman Grabowski for Mayor.

Bill Goldberg, 315 Dwasline Road spoke about the installation of sidewalks on Dwasline Road.

Gerard Scorziello, 131 Pershing Rd., expressed his support for the nomination of Councilman Grabowski for Mayor.

Sharon Koribanics, 105 Woodlawn Ave., expressed her support for the nomination of Councilman Grabowski for Mayor.

Kim Renta, 131 Pershing Rd., thanked Mayor Anzaldi and Peter Eagler for their many years of service to the City. She expressed her support for the nomination of Councilman Grabowski for Mayor.

Richard Jaretsky, 22 Parkway Ave., thanked Mayor Anzaldi and Peter Eagler for their many years of service to the City. He expressed his support for the nomination of Councilman Grabowski for Mayor.

Maureen McKee, 605 Grove St., expressed her support for the nomination of Councilman Grabowski for Mayor.

Chris Whitmyer, 107 Mt. Prospect Ave., expressed her support for the nomination of Councilman Grabowski for Mayor.

Joann MacBeth, 11 Wheeler St., thanked Mayor Anzaldi and Peter Eagler for their many years of service to the City. She expressed her support for the nomination of Councilman Grabowski for Mayor.

Helen Kubik, 51 Gilles St., thanked Mayor Anzaldi and Councilman Eagler for their many years of service to the City. She asked for Councilwoman Pino's views on the work that CASA does. Ms. Kubik explained to Councilman Gibson that he is wrong by assuming residents do not know how the City's form of government works. She spoke about integrity and expressed her support for the nomination of Councilman Grabowski for Mayor.

Chris D'Amato, 81 Merrill Rd., pointed out each Council Members good attributes and asked that all Council Members strive to get along.

Angelique Whitmyer, expressed her support for the nomination of Councilman Grabowski for Mayor.

Tony Latona, 29 Samuel Ave., discussed tabled Resolutions, unclear Ordinances, sidewalks on Dwasline Road and investigations involving his pension.

Henry Cholewczynski, 37 Phyllis Pl, discussed sidewalks on Dwasline Rd., parks that need repair and a firehouse that is out of service. He thanked Councilman Eagler for his many years of service to the City.

Matt Trella, 33 Tancin Lane, thanked Mayor Anzaldi and Councilman Eagler for their many years of service to the City. He expressed his support for the nomination of Councilman Grabowski for Mayor.

Trini Mestre, 63 Valley Rd., encouraged people to attend Council meetings to have their voices heard. She spoke about recalling elected officials. She spoke about the need for the City to progress and for the public to hold their Council members accountable for their actions.

George Anthony, Clifton, thanked Mayor Anzaldi and Councilman Eagler for their many years of service to the City.

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

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

COUNCIL PRIVILEGE

Councilman Gibson

Councilman Gibson thanked Mayor Anzaldi and Councilman Eagler for their many years of service to the City of Clifton. He spoke about integrity and the freedom of citizens to exercise their right to speak at a public forum. He stated that if he accepts a nomination for Mayor, he is following the rules of government which are not dictated by tradition.

Councilman Grabowski

Councilman Grabowski discussed the City tradition and belief of the voters that the highest vote getter would be nominated for Mayor by the Council. He spoke about integrity and trust in government verses those who are looking out for self-interests. He thanked Mayor Anzaldi and Councilman Eagler for their many years of service to the City. Councilman Grabowski wished all a happy holiday.

Councilwoman Murphy

Councilwoman Murphy thanked Mayor Anzaldi and Councilman Eagler for their many years of service to the City of Clifton. She asked Councilman Gibson why he would ignore tradition and accept a nomination for Mayor even though he was not the high vote getter and asked him to reconsider accepting a nomination. Councilwoman Murphy wished all a happy holiday.

Councilwoman Pino

Councilwoman Pino announced that tickets are available for the Clifton Theater League's upcoming performance. She stated that the City is offering free Covid boosters. Councilwoman Pino responded to public speaker, Tammy Gebbia, and remarked that CASA does outstanding work for the City. She thanked Mayor Anzaldi and Councilman Eagler for their many years of service to the City. She wished everyone a happy holiday. Councilwoman Pino spoke about the tradition of the nomination of Mayor going to the highest vote getter. She stated that it is a tradition and not a law and any Councilmember can be nominated as Mayor. Councilwoman Pino remarked that Councilman Gibson has better leadership qualities than Councilman Grabowski.

Councilwoman Sadrakula

Councilwoman Sadrakula wished everyone a blessed and happy holiday.

Councilman Eagler

Councilman Eagler expressed his displeasure to the constant bickering and fighting between Council members. He stated that the Council needs to work together to succeed. Councilman Eagler asked when the Recycling Guides would go out. City Manager, Dominick Villano, stated that the guides are getting mailed this week and a copy is on the City website. Councilman Eagler asked if the Recycling Center would be open on December 26th. City Manager, Dominick Villano, replied that the center will be open on December 26th. Councilman Eagler announced that December 28th is the last vegetative waste day until the spring. He thanked everyone for all their support over the years and thanked Mayor Anzaldi for his friendship and leadership. Councilman Eagler wished everyone a happy holiday.

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Mayor Anzaldi

Mayor Anzaldi announced that the Cable TV Station is looking for photographs of holiday celebrations to air on the local cable channel. He gave a history of how he began his political career. He explained that the current animosity among Council members and the harassment of City employees has led him to the decision to not run for re-election. Mayor Anzaldi thanked everyone who supported him over the years and asked that Council work toward the common good of people.

RESOLUTIONS VOTED ON SEPERATELY

A Motion was made by Councilwoman Sadrakula, seconded by Councilwoman Murphy and passed on roll call vote to table the following resolutions:

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

R593-22 Resolution Awarding Contract for Schultheis Farm Parking Lot Improvements to Dumor Contracting

**RESOLUTION AWARDING CONTRACT FOR
SCHULTHEIS FARM PARKING LOT IMPROVEMENTS**

BE IT RESOLVED that the contract for the **SCHULTHEIS FARM PARKING LOT IMPROVEMENTS** be and the same is hereby awarded to **DUMOR CONTRACTING** of Union,

New Jersey, the low bidder meeting the specifications at a grand total bid price of \$379,859.00, in accordance with bids received on December 6, 2022, and recommended by communication dated December 9, 2022 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.

R595-22 Resolution Authorizing and Ratifying Payment to Najarian Associates for the Pearl Brook/Third River Original Flood Study for Approved Out of Scope Services

**RESOLUTION AUTHORIZING AND RATIFYING PAYMENT TO
NAJARIAN ASSOCIATES FOR THE PEARL BROOK/THIRD RIVER
ORIGINAL FLOOD STUDY FOR APPROVED OUT OF SCOPE SERVICES**

WHEREAS, pursuant to resolution R094-22, adopted by Council February 15, 2022, Najarian Associates was awarded a contract in the amount of \$45,800.00 to model, analyze and quantify flooding in the Pearl Brook/Third River study area and draw basic conclusions; and

WHEREAS, subsequent commencement of work, additional tasks were requested and became necessary to address concerns raised by constituents as well as members of the City Council, at several public session progress meetings; and

WHEREAS, Vajira Gunawardana, P.E., of Najarian Associates, presented a letter dated December 12, 2022, detailing the additional work that had to be performed, confirmed by the City, and requiring an amendment to the original contract in the amount of \$38,189.90; and

WHEREAS, barring the process by which the work was authorized, it is important to note that the original drainage study and the follow-up feasibility study were submitted and prequalified for ARPA funding eligibility, inclusive of the amendment request; and

WHEREAS, the City hereby requests the Governing Body ratify the total expended amount of \$78,989.90 to Najarian Associates, and this Governing Body wishes to approve and ratify the same and the expenditure of funds:

NOW THEREFORE BE IT RESOLVED, by the Mayor and Municipal Council of the City of Clifton, that the services performed by Najarian Associates, and a total not to exceed amount of \$78,989.90 is hereby ratified.

R601-22 Resolution Authorizing Purchase of Two (2) New 2023 Dodge Durango Pursuit Vehicles AWD off New Jersey State Contract Pursuant to N.J.S.A. 40A:11-12a

RESOLUTION AUTHORIZING PURCHASE OF THREE (3) NEW 2023 DODGE DURANGO PURSUIT VEHICLES AWD FOR CLIFTON FIRE DEPARTMENT OFF NEW JERSEY STATE CONTRACT PURSUANT TO N.J.S.A. 40A:11-12a

WHEREAS, the City of Clifton Fire Department has a requested to purchase three (3) 2023 Dodge Durango pursuit vehicles; and

WHEREAS, Nielsen Ford of Morristown, Inc., 170 Ridgedale Avenue, Morristown NJ 07960 has been awarded New Jersey State Contract No. 20-FLEET-01188, Sport Utility Vehicles, Gasoline /Hybrid/ Electric, which expires on June 17, 2023; and

WHEREAS, the Clifton Fire Department has obtained quotes from Nielsen Ford for 2023 Dodge Durango Pursuit vehicles at \$41,682.00 per vehicle, including optional equipment in accordance with the contract awarded by New Jersey State, in a not to exceed total amount of \$125,046.00 for three (3) of the above vehicles; and

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

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Municipal Council do hereby approve and authorize the aforementioned purchase above from Nielsen Ford of Morristown, Inc., 170 Ridgedale Avenue Ridgedale Avenue, Morristown NJ 07960, off the NJ State Contract No. 20-FLEET-01188 for a price of \$41,682.00 each unit, and a total not to exceed amount for three units of \$125,046.00

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

R602-22 Resolution Authorizing Purchase of Three (3) New 2023 Dodge Durango Pursuit Vehicles AWD for Clifton Fire Department off New Jersey State Contract Pursuant to N.J.S.A. 40A:11-12a

RESOLUTION AUTHORIZING PURCHASE OF THREE (3) NEW 2023 DODGE DURANGO PURSUIT VEHICLES AWD FOR CLIFTON FIRE DEPARTMENT OFF NEW JERSEY STATE CONTRACT PURSUANT TO N.J.S.A. 40A:11-12a

WHEREAS, the City of Clifton Fire Department has a requested to purchase three (3) 2023 Dodge Durango pursuit vehicles; and

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WHEREAS, Nielsen Ford of Morristown, Inc., 170 Ridgedale Avenue, Morristown NJ 07960 has been awarded New Jersey State Contract No. 20-FLEET-01188, Sport Utility Vehicles, Gasoline /Hybrid/ Electric, which expires on June 17, 2023; and

WHEREAS, the Clifton Fire Department has obtained quotes from Nielsen Ford for 2023 Dodge Durango Pursuit vehicles at \$41,682.00 per vehicle, including optional equipment in accordance with the contract awarded by New Jersey State, in a not to exceed total amount of \$125,046.00 for three (3) of the above vehicles; and

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

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Municipal Council do hereby approve and authorize the aforementioned purchase above from Nielsen Ford of Morristown, Inc., 170 Ridgedale Avenue Ridgedale Avenue, Morristown NJ 07960, off the NJ State Contract No. 20-FLEET-01188 for a price of \$41,682.00 each unit, and a total not to exceed amount for three units of \$125,046.00

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

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

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

R585-22 Resolution: Approve Claims List Resolution for the December 20, 2022 City Council Meeting

**RESOLUTION TO APPROVE CLAIMS TO BE PAID
MEETING OF DECEMBER 20, 2022**

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

Current Fund	\$7,263,469.65
Grant Fund	\$585,035.20
General Capital Fund	\$508,908.34
Sewer Utility -Operating	\$66,161.08
Sewer Utility-Capital	\$56,964.24
Developers Escrow	\$48,732.72
Dog Trust	\$(13,590.91)
Police Extra Duty	\$325,491.45
Trust Other	\$1,283,879.57
Section 8 Public Housing	\$299,262.23
Community Development	\$69,794.03
COAH	
Self Insurance	\$1,150,749.38
Fire Dedicated Penalties	
Revolving Loan Fund	
Tax Title Lien Redemption	
Unemployment Trust Fund	
Library	\$515,261.10
General Liability Trust	\$148,934.89
Workers Compensation Trust	\$25,766.60

Federal DOJ Forfeiture

TOTAL CLAIMS \$12,334,819.57

RESOLUTIONS

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

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

R586-22 Resolution - 2022 Budget Appropriation Transfer Resolution

RESOLUTION TO TRANSFER
2022 BUDGET APPROPRIATIONS
CURRENT FUND

WHEREAS, transfers between budget appropriations are permitted by N.J.S.A. 40A:4-58 during the last two months of the fiscal year; and

WHEREAS, certain 2022 Municipal Budget Appropriations are expected to be insufficient to meet the expenditure requirements through the end of the fiscal year, and certain 2022 budget appropriations are expected to have funds available to offset these expenditure requirements;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of the City of Clifton, County of Passaic, State of New Jersey, (not less than two-thirds thereof affirmatively concurring) that the transfers as listed between 2022 Municipal Budget Appropriations be made in the Current Fund:

<u>Department</u>	<u>Account Number</u>	<u>Amount – From:</u>	<u>Amount – To:</u>
Construction Code – S&W	01-201-22-195-102	\$ 10,000.00	
Construction Code – OE	01-201-22-195-202		\$ 10,000.00
Electric & Gas – OE	01-201-31-430-261	\$ 40,000.00	
Street Lights – OE	01-201-31-435-275		\$ 40,000.00
Health & Welfare – S&W	01-201-27-330-101	\$ 112,000.00	
Shade Tree – S&W	01-201-28-300-101	\$ 63,000.00	
Personnel – S&W	01-201-20-105-101		\$ 3,000.00
Legal Services – S&W	01-201-20-155-101		\$ 9,000.00
Fire Department – S&W	01-201-25-265-109		\$ 100,000.00
Public Works Admin – S&W	01-201-26-300-101		\$ 40,000.00
Recycling – S&W	01-201-26-305-101		\$ 3,000.00
Main of Parks – S&W	01-201-28-375-101		\$ 20,000.00
Total Transfer Amount:		\$ 225,000.00	\$ 225,000.00

R587-22 Resolution - Close and Cancel Capital Fund Projects

RESOLUTION CLOSING AND CANCELLING
OUTSTANDING CAPITAL PROJECT ACCOUNT BALANCES

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

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

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of the City of

December 20, 2022
Clifton, County of Passaic, State of New Jersey, that these Capital Fund Projects be hereby closed
and the remaining balance be zeroed and canceled to their respective accounts and balances:

<u>Account Number and Name</u>	<u>Bond Ordinance</u>	<u>Cancel Amount</u>
04-215-55-951-400 – 2015 Bond Ordinance Projects	7215-15	\$ 28,468.08
04-215-55-957-600 – 2017 Bond Ordinance Projects	7405-17	\$ 1.38
04-215-55-959-500 – 2018 Bond Ordinance Projects	7471-18	\$ 175.53
Total Capital Improvements To Be Canceled:		<u>\$ 28,644.99</u>

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

R588-22 Resolution - Close and Cancel Sewer Utility Capital Fund Projects

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

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

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

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

<u>Account Number and Name</u>	<u>Bond Ordinance</u>	<u>Cancel Amount</u>
08-215-55-949-401 – 2017 Capital Projects	7400-17	\$ 16.94
08-215-55-951-401 – 2018 Capital Projects	7472-18	\$ 852.73
08-215-55-953-401 – 2020 Capital Projects	7605-20	\$ 222.87
Total Sewer Utility Capital Improvement Projects To Be Canceled:		<u>\$ 1,092.54</u>

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

R589-22 Reclassification of Payments

**RESOLUTION
RECLASSIFICATION OF PAYMENTS**

BE IT RESOLVED, by the Mayor and City Council of the City of Clifton, County of Passaic, State of New Jersey, that the Chief Financial Officer is hereby authorized to reclassify the following payments as follows:

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CHECK#	DATE	PAYEE	AMT.	FROM	TO
ACH900010 (partial)	09/12/2022	W.B. MASON CO. INC.	\$1,748.76	15-286-56-028-001	02-213-40-702-021
ACH900012	09/12/2022	W.B. MASON CO. INC.	\$233.70	15-286-56-028-001	02-213-40-702-021
136443 (partial)	04/06/2022	PETER ANTONAKIS	\$177.92	01-209-55-000-103	07-209-55-000-103

R590-22 Resolution Authorizing the Issuance of Change Order No. 1 and Final Gregory Avenue Sanitary Sewer Replacement

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

WHEREAS, on May 5, 2022, the City of Clifton adopted Resolution R208-22 awarding a contract to **JOHN GARCIA CONSTRUCTION CO.** of CLIFTON, NJ, for the performance of certain public work and the furnishing of material, labor and equipment for **GREGORY AVENUE SANITARY SEWER REPLACEMENT** in the amount of \$177,529.66; 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 **JOHN GARCIA CONSTRUCTION CO.**, in the amount of \$483.30 a 0.27% 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 is not required to certify the availability of sufficient funds for the amendatory change for which authorization is requested in the amount of \$483.30 a 0.27% DECREASE;

WHEREAS, the total contract amount is now \$177,046.36.

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.

R591-22 Resolution Authorizing Final Payment Gregory Avenue Sanitary Sewer Replacement - John Garcia Construction Co.

**RESOLUTION AUTHORIZING FINAL PAYMENT
GREGORY AVENUE SANITARY SEWER REPLACEMENT
JOHN GARCIA CONSTRUCTION CO.**

WHEREAS, **JOHN GARCIA CONSTRUCTION CO.** of Clifton, New Jersey, did complete **GREGORY AVENUE SANITARY SEWER REPLACEMENT** project in and for the City of Clifton for the total amount of \$177,046.36

And previous payments on account of said total have been paid
in the amount of \$127,650.69

Leaving this FINAL PAYMENT of \$ 49,395.67

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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 **\$17,704.64**; 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 **\$49,395.67** on the claim list.

R592-22 Resolution Awarding Contract for Roof Truss Repairs to Clifton DPW, 307 E.7th Street

**RESOLUTION AWARDING CONTRACT FOR
ROOF TRUSS REPAIRS TO CLIFTON DPW, 307 E. 7th STREET**

BE IT RESOLVED: that the contract for the **ROOF TRUSS REPAIRS TO CLIFTON DPW, 307 E. 7th STREET** be and the same is hereby awarded to **HARSHI CONSTRUCTION of Edison, New Jersey**, the low complying bidder meeting the specifications (the lowest bid having been deemed noncompliant) at a grand total bid price of **\$145,000.00**, in accordance with bids received on **November 22, 2022**, and recommended by communication dated **December 8, 2022** to the Mayor and Council, there being no fatal non-waivable defects in the bid documents and any minor deficiencies being hereby waived; 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.

R594-22 Resolution Awarding Professional Engineering Services Contract to Suburban Engineering, Inc. for Construction Management and Inspection Services in Connection with the Oak Ridge Park Improvements

**RESOLUTION AWARDING PROFESSIONAL ENGINEERING SERVICES
CONTRACT TO SUBURBAN ENGINEERING, INC. FOR CONSTRUCTION
MANAGEMENT AND INSPECTION SERVICES IN CONNECTION WITH THE OAK
RIDGE PARK IMPROVEMENTS**

WHEREAS, the City of Clifton requires professional engineering services for construction management and inspection services in connection with the Oak Ridge Park Improvements; and

WHEREAS, the City Engineer recommends that a contract for construction management and inspection services be awarded to Suburban Engineering, Inc. in accordance with its submitted proposal, dated December 7, 2022 in the amount not to exceed \$24,100.00 or approximately 3.4% of the contract amount; and

WHEREAS, after reviewing the proposal and upon the recommendation of the City Engineer, the Municipal Council wishes to award a contract to Suburban Engineering, Inc. for the provision of said services, in the amount not to exceed \$24,100.00; and

WHEREAS, the subject matter is professional services and may be awarded without public advertising for bids and bidding therefor under *N.J.S.A.* 40A:11-5 *et seq.*; and

WHEREAS, this award is of a non-fair and open contract in accordance with *N.J.S.A.* 19:44A-20.5, and, therefore, the Business Entity Disclosure Certification has been received from the engineer and is incorporated into the contract awarded hereby, along with the Determination of Value; and

WHEREAS, the value of the contract is determined to be not to exceed \$24,100.00, and the duration of the contract is until completion;

NOW, THEREFORE, BE IT RESOLVED, that a professional engineering services contract for construction management and inspection services in connection with the Oak Ridge Park Improvements project is hereby awarded to **SUBURBAN ENGINEERING, INC.** in accordance with its proposal dated December 7, 2022, in the amount not to exceed \$24,100.00 and shall not exceed that amount except upon the adoption of a supplemental resolution authorizing additional funding; and

BE IT FURTHER RESOLVED, that the Mayor and City Clerk are hereby authorized and directed to execute a contract on behalf of the City of Clifton, and that the original of this resolution and the contract above referred to be placed on file and made available for inspection at the Office of the City Clerk of the City of Clifton; and

BE IT FURTHER RESOLVED, that the following short notice be printed once in a legal newspaper of the City of Clifton:

**CITY OF CLIFTON
NOTICE OF CONTRACT AWARDED**

The City of Clifton has awarded a contract without competitive bidding as a professional service pursuant to *N.J.S.A.* 40:11-5(1)(a). The contract and the resolution authorizing it are available for public inspection in the Office of the City Clerk.

Awarded to: Suburban Engineering, Inc., Flanders, NJ
Services: Construction Management and Inspection Services
Project: Oak Ridge Park Improvements
Cost: Not to exceed \$24,100.00
Term: Until completion

R596-22 Resolution Awarding Contract for James Anzaldi Park Improvements (Formerly Athenia Park)

**RESOLUTION AWARDING CONTRACT FOR
JAMES ANZALDI PARK IMPROVEMENTS
(FORMERLY ATHENIA PARK)**

BE IT RESOLVED: that the contract for the **JAMES ANZALDI PARK IMPROVEMENTS (FORMERLY ATHENIA PARK)** be and the same is hereby awarded to **FLANAGAN'S CONTRACTING GROUP of Hillsborough, New Jersey**, the low complying bidder meeting the specifications for the Base Bid and Alternate Bid A (the lowest bid having been deemed noncompliant) at a grand total bid price of **\$1,859,351.54**, in accordance with bids received on **November 23, 2022**, and recommended by communication dated **December 15, 2022** to the Mayor and Council, there being no fatal non-waivable defects in the bid documents and any minor deficiencies being hereby waived; 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.

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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.

R597-22 Resolution to Award Contract to Jet Vac Equipment, off of a Sourcewell National Cooperative Contract for One (1) New Sewer Camera Truck

**RESOLUTION TO AWARD CONTRACT TO JET VAC EQUIPMENT,
OFF OF A SOURCEWELL NATIONAL COOPERATIVE CONTRACT
FOR 9-YARD TRUCK MOUNTED SEWER CLEANER**

WHEREAS, the City of Clifton is allowed to participate in inter-local purchasing systems per N.J.S.A. 52:34-6.2 (b) P.L. 2011, c.139 which was enacted into law permitting agencies to utilize cooperative purchasing agreements with other states; and

WHEREAS, pursuant to resolution R274-18, adopted June 19, 2018, the City of Clifton is a member of Sourcewell National Cooperative, in accordance with N.J.S.A. 52:34-6.2, and LFN 2012-10; and

WHEREAS, pursuant to Resolution R520-22 adopted November 14, 2022, an advertisement was placed in the Herald News, to announce the City's interest in utilizing the Sourcewell national cooperative for one (1) new 9-Yard Truck Mounted Sewer Cleaner, for a total not to exceed amount of \$498,785.11 via Sourcewell contract number # 101221-SCA, which was awarded to Sewer Equipment Co. of America, 1590 Dutch Rd., Dixon, IL 61021, to be purchased from and delivered by their authorized dealer, Jet Vac Equipment, located at 195 Green Pond Road, Rockaway NJ 07866; and

WHEREAS, the current contract term for Sourcewell contract #101221-SCA for Sewer Equipment expires on November 29, 2025; and

WHEREAS, the Purchasing Agent is satisfied with the procurement process conducted by Sourcewell, and the contract, which was awarded to Sewer Equipment Co. of America, 1590 Dutch Rd., Dixon, IL 61021, to be furnished and delivered by the above manufacturer's authorized dealer, Jet Vac Equipment., located at 195 Green Pond Road, Rockaway NJ 07866, and the vendor's New Jersey State required documentation as submitted; and

WHEREAS, the Purchasing Agent followed all applicable guidelines stipulated by the Department of Community Affairs, Division of Local Government Services as outlined in Local Finance Notice 2012-10, and finds all is in compliance with the guidance in LFN 2012-10, pursuant to the proposal submitted, and is in concurrence with the DPW Director to recommend award of the same; and

WHEREAS, there were no alternative approaches and/or rejections made by any New Jersey contractors/vendors by the extended December 19, 2022 comment deadline; 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: James J. Jorgensen, Purchasing Agent; and

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

1. The award is authorized to Jet Vac Equipment for One (1) new 9-Yard Truck Mounted Sewer Cleaner, pursuant to Sourcewell contract #101221-SCA.
2. The proposal submitted by Jet Vac Equipment for the procurement of one (1) new 9-Yard Truck Mounted Sewer Cleaner, for a total not to exceed amount of \$498,785.11 is hereby awarded.
3. Regarding Fund Certification, funds are available under the following account numbers:
 - a. Capital Account 08-215-55-956-602 for \$400,000.00
 - b. Capital Account 08-215-55-956-601 for \$ 65,169.97
 - c. Capital Account 08-215-55-947-002 for \$1,070.52
 - d. Capital Account 08-215-55-947-004 for \$7,350.00
 - e. Capital Account 08-215-55-950-001 for \$25,194.62

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R598-22 Resolution to Award Contract to Foley Incorporated, off of a Sourcewell National Cooperative Contract for One (1) Caterpillar Model 908 Compact Wheel Loader

**RESOLUTION TO AWARD CONTRACT TO FOLEY INCORPORATED,
OFF OF A SOURCEWELL NATIONAL COOPERATIVE CONTRACT
FOR ONE (1) CATERPILLAR MODEL 908 COMPACT WHEEL LOADER**

WHEREAS, the City of Clifton is allowed to participate in inter-local purchasing systems per N.J.S.A. 52:34-6.2 (b) P.L. 2011, c.139 which was enacted into law permitting agencies to utilize cooperative purchasing agreements with other states; and

WHEREAS, pursuant to resolution R274-18, adopted June 19, 2018, the City of Clifton is a member of Sourcewell National Cooperative, in accordance with N.J.S.A. 52:34-6.2, and LFN 2012-10; and

WHEREAS, pursuant to Resolution R520-22 adopted November 14, 2022, an advertisement was placed in the Herald News, to announce the City's interest in utilizing the Sourcewell national cooperative for one (1) new Caterpillar Model 908 Compact Wheel Loader, for a total not to exceed amount of \$149,789.00 via Sourcewell contract number # 032119-CAT, which was awarded to Caterpillar, Inc., 100 NE Adams Street, Peoria, IL 61629, to be purchased from and delivered by their authorized dealer, Foley Incorporated, located at 855 Centennial Avenue, Piscataway NJ 08854; and

WHEREAS, the current contract term for Sourcewell contract #032119-CAT for New & Used Construction & Paving Equipment, Parts & Service expires on May 13, 2024; and

WHEREAS, the Purchasing Agent is satisfied with the procurement process conducted by Sourcewell, and the contract, which was awarded to Caterpillar, Inc., 100 NE Adams Street, Peoria, IL 61629, to be furnished and delivered by the above manufacturer's authorized dealer, Foley Incorporated, located at 855 Centennial Avenue, Piscataway NJ 08854, and the vendor's New Jersey State required documentation as submitted; and

WHEREAS, the Purchasing Agent followed all applicable guidelines stipulated by the Department of Community Affairs, Division of Local Government Services as outlined in Local Finance Notice 2012-10, and finds all is in compliance with the guidance in LFN 2012-10, pursuant to the proposal submitted, and is in concurrence with the DPW Director to recommend award of the same; and

WHEREAS, there were no alternative approaches and/or rejections made by any New Jersey contractors/vendors by the extended December 19, 2022 comment deadline; 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: James J. Jorgensen, Purchasing Agent; and

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

1. The award is authorized to Foley Incorporated for One (1) new Caterpillar Model 908 Compact Wheel Loader, pursuant to Sourcewell contract # 032119-CAT.
2. The proposal submitted by Foley Incorporated for the procurement of one (1) new Caterpillar Model 908 Compact Wheel Loader, for a total not to exceed amount of \$149,789.00 is hereby awarded.
3. Regarding Fund Certification, funds are available under the following account number:
04-215-55-973-607

R599-22 Resolution to Award Contract to Jet Vac Equipment, off of a Sourcewell National Cooperative Contract for 9-Yard Truck Mounted Sewer Camera

**RESOLUTION TO AWARD CONTRACT TO JET VAC EQUIPMENT,
OFF OF A SOURCEWELL NATIONAL COOPERATIVE CONTRACT
FOR ONE (1) NEW SEWER CAMERA TRUCK**

WHEREAS, the City of Clifton is allowed to participate in inter-local purchasing systems per N.J.S.A. 52:34-6.2 (b) P.L. 2011, c.139 which was enacted into law permitting agencies to utilize cooperative purchasing agreements with other states; and

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WHEREAS, pursuant to resolution R274-18, adopted June 19, 2018, the City of Clifton is a member of Sourcewell National Cooperative, in accordance with N.J.S.A. 52:34-6.2, and LFN 2012-10; and

WHEREAS, pursuant to Resolution R521-22 adopted November 14, 2022, an advertisement was placed in the Herald News, to announce the City's interest in utilizing the Sourcewell national cooperative for one (1) new Sewer Camera Truck and Related Equipment, for a total not to exceed amount of \$274,830.03 via Sourcewell contract number # 120721-EVS, which was awarded to Envirosight LLC, 111 Canfield Ave., Building C, Randolph, NJ 07869, to be purchased from and delivered by their authorized dealer, Jet Vac Equipment, located at 195 Green Pond Road, Rockaway NJ 07866; and

WHEREAS, the current contract term for Sourcewell contract #120721-EVS for Sewer Inspection & Maintenance Equipment expires on January 17, 2026; and

WHEREAS, the Purchasing Agent is satisfied with the procurement process conducted by Sourcewell, and the contract, which was awarded to Envirosight LLC, 111 Canfield Ave., Building C, Randolph, NJ 07869, to be furnished and delivered by the above manufacturer's authorized dealer, Jet Vac Equipment., located at 195 Green Pond Road, Rockaway NJ 07866, and the vendor's New Jersey State required documentation as submitted; and

WHEREAS, the Purchasing Agent followed all applicable guidelines stipulated by the Department of Community Affairs, Division of Local Government Services as outlined in Local Finance Notice 2012-10, and finds all is in compliance with the guidance in LFN 2012-10, pursuant to the proposal submitted, and is in concurrence with the DPW Director to recommend award of the same; and

WHEREAS, there were no alternative approaches and/or rejections made by any New Jersey contractors/vendors by the extended December 19, 2022 comment deadline; 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: James J. Jorgensen, Purchasing Agent; and

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

1. The award is authorized to Jet Vac Equipment for One (1) new Sewer Camera Truck and Related Equipment, pursuant to Sourcewell contract #120721-EVS.
2. The proposal submitted by Jet Vac Equipment for the procurement of one (1) new Sewer Camera Truck and Related Equipment, for a total not to exceed amount of \$274,830.03 is hereby awarded.
3. Regarding Fund Certification, funds are available under the following account number:
08-215-55-956-601

R600-22 Resolution Awarding Contract to Mall Chevrolet for One (1) 2023 Chevrolet Suburban off of Educational Services Commission of New Jersey (ESCNJ)

**RESOLUTION AWARDING PROFESSIONAL ENGINEERING SERVICES
CONTRACT TO SUBURBAN ENGINEERING, INC. FOR CONSTRUCTION
MANAGEMENT AND INSPECTION SERVICES IN CONNECTION WITH THE OAK
RIDGE PARK IMPROVEMENTS**

WHEREAS, the City of Clifton requires professional engineering services for construction management and inspection services in connection with the Oak Ridge Park Improvements; and

WHEREAS, the City Engineer recommends that a contract for construction management and inspection services be awarded to Suburban Engineering, Inc. in accordance with its submitted proposal, dated December 7, 2022 in the amount not to exceed \$24,100.00 or approximately 3.4% of the contract amount; and

WHEREAS, after reviewing the proposal and upon the recommendation of the City Engineer, the Municipal Council wishes to award a contract to Suburban Engineering, Inc. for the provision of said services, in the amount not to exceed \$24,100.00; and

WHEREAS, the subject matter is professional services and may be awarded without public advertising for bids and bidding therefor under *N.J.S.A. 40A:11-5 et seq.*; and

December 20, 2022

WHEREAS, this award is of a non-fair and open contract in accordance with *N.J.S.A.* 19:44A-20.5, and, therefore, the Business Entity Disclosure Certification has been received from the engineer and is incorporated into the contract awarded hereby, along with the Determination of Value; and

WHEREAS, the value of the contract is determined to be not to exceed \$24,100.00, and the duration of the contract is until completion;

NOW, THEREFORE, BE IT RESOLVED, that a professional engineering services contract for construction management and inspection services in connection with the Oak Ridge Park Improvements project is hereby awarded to **SUBURBAN ENGINEERING, INC.** in accordance with its proposal dated December 7, 2022, in the amount not to exceed \$24,100.00 and shall not exceed that amount except upon the adoption of a supplemental resolution authorizing additional funding; and

BE IT FURTHER RESOLVED, that the Mayor and City Clerk are hereby authorized and directed to execute a contract on behalf of the City of Clifton, and that the original of this resolution and the contract above referred to be placed on file and made available for inspection at the Office of the City Clerk of the City of Clifton; and

BE IT FURTHER RESOLVED, that the following short notice be printed once in a legal newspaper of the City of Clifton:

**CITY OF CLIFTON
NOTICE OF CONTRACT AWARDED**

The City of Clifton has awarded a contract without competitive bidding as a professional service pursuant to *N.J.S.A.* 40:11-5(1)(a). The contract and the resolution authorizing it are available for public inspection in the Office of the City Clerk.

Awarded to: Suburban Engineering, Inc., Flanders, NJ
Services: Construction Management and Inspection Services
Project: Oak Ridge Park Improvements
Cost: Not to exceed \$24,100.00
Term: Until completion

R603-22 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

**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**

WHEREAS, the City of Clifton, Department of Public Works has need to purchase the Industrial Supplies and Equipment; and,

WHEREAS, W.W. Grainger was awarded New Jersey State Contract number 19-FLEET-00566 for Industrial Supplies and Equipment, expiring June 30, 2023; and,

WHEREAS, the Department of Public Works recommends authorization to procure goods on an as-needed basis from W.W. Grainger, Grainger Industrial Supply Division, Government Call Center, 55 Jackson Drive, Cranford, NJ 07016-3582, pursuant to New Jersey State Contract number 79875; and

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,

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

NOW, THEREFORE BE IT RESOLVED, that the Mayor and Municipal Council do hereby approve and authorize the Purchasing Agent to procure goods as-needed from W.W. Grainger, Grainger Industrial Supply Division, Government Call Center, 55 Jackson Drive, Cranford, NJ 07016-3582 via New Jersey State Contract number 79875, in an amount not to exceed \$50,000.00, for the period of January 1, 2023 through to June 30, 2023.

BE IT FURTHER RESOLVED, a properly executed purchase order, processed as-needed, shall be the instrument of fund encumbrance for each department and division usage, budgetary appropriations considered.

R604-22 Resolution Authorizing Advertisement of Notice of Intent to Procure Ambulance Apparatus for the Clifton Fire Department Via Sourcewell National Cooperative Contract

**RESOLUTION AUTHORIZING ADVERTISEMENT OF NOTICE OF INTENT TO
PROCURE AMBULANCE APPARATUS FOR THE CLIFTON FIRE DEPARTMENT
VIA SOURCEWELL NATIONAL COOPERATIVE CONTRACT**

WHEREAS, the City of Clifton is allowed to participate in inter-local purchasing systems per N.J.S.A. 52:34-6.2 (b) P.L. 2011, c.139 which was enacted into law permitting agencies to utilize cooperative purchasing agreements with other states; and

WHEREAS, pursuant to resolution R274-18, adopted June 19, 2018, the City of Clifton is a member of Sourcewell, formerly known as National Joint Powers Alliance (NJPA), a national cooperative, in accordance with N.J.S.A. 52:34-6.2, and LFN 2012-10; and

WHEREAS, the City of Clifton seeks permission to advertise the City's interest in participating with the Sourcewell national cooperative for Ambulance & Emergency Vehicles, which was awarded to PL Custom Emergency Vehicles., located at 2201 Atlantic Ave, Manasquan, NJ 08736; and

WHEREAS, information regarding the contract may be found on Sourcewell's website at <https://www.sourcewell-mn.gov/cooperative-purchasing/110921-plc/>; and

WHEREAS, the current contract term for Sourcewell contract ## 110921-PLC, for Ambulance & Emergency Vehicles which expires on February 23, 2026; and

WHEREAS, barring comments to the contrary, it is the intent of the City of Clifton to award a contract to PL Custom Emergency Vehicles., located at 2201 Atlantic Ave, Manasquan, NJ 08736, pursuant to the proposal submitted in response to Sourcewell's Notice to Bidders Titled "Ambulance and Emergency Medical Transport Vehicles, with Related Equipment, Accessories and Supplies" and Contract Award # 110921-PLC for Ambulance & Emergency Vehicles; and

NOW, THEREFORE BE IT RESOLVED, that the City of Clifton authorizes the Purchasing Agent to advertise the Notice of Intent to Award Contract under a National Cooperative Purchasing Agreement with a comment period ending January 6, 2023.

R605-22 Resolution Awarding Professional Services Contract to Totowa Primary Care Center for Medical Services - January 1, 2023 Thru December 31, 2023

**RESOLUTION AWARDING PROFESSIONAL SERVICES CONTRACT
TO TOTOWA PRIMARY CARE CENTER FOR MEDICAL SERVICES
JANUARY 1, 2023 THRU DECEMBER 31, 2023**

WHEREAS, the City of Clifton requires the professional medical services of a licensed medical facility in its proximity to perform certain medical services as required by the City of Clifton; and

WHEREAS, Totowa Primary Care Center is a medical facility authorized by law to conduct various medical services such as, drug testing and employment physicals, practices of which are regulated by law; and

WHEREAS, the Mayor and Municipal Council desire to award a contract for the required professional medical services for the City of Clifton to Totowa Primary Care Center for 2023, under the terms of the Local Public Contracts Law N.J.S.A. 40A:11-5, in accordance with its proposal in an amount not to exceed \$35,000; and

WHEREAS, said services to be performed are professional services within the meaning of those terms as used in the Local Public Contracts Law N.J.S.A. 40A:11-1 *et seq.*, and, accordingly, a contract may be awarded therefore without public advertising for bids and bidding in accordance with N.J.S.A. 40A:11-5; and

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

WHEREAS, the estimated value of the contract is expected to be in excess of \$17,500.00; and

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

NOW, THEREFORE, BE IT RESOLVED, that a professional services contract for medical services is hereby awarded to Totowa Primary Care Center, 160 Union Blvd., Totowa, New Jersey 07512; and in accordance with its proposal for a total amount not to exceed \$35,000 without the adoption of a supplemental resolution.

BE IT FURTHER RESOLVED, that the Mayor and City Clerk are hereby authorized and directed to execute a contract on behalf of the City of Clifton, and that the original of this resolution and the contract above referred to be placed on file and made available for inspection at the Office of the City Clerk of the City of Clifton.

R606-22 Resolution Authorizing Purchase of Regular Unleaded Gasoline off the NJ State Contract Purchasing Program Pursuant to N.J.S.A. 40A:11-12a

**RESOLUTION AUTHORIZING PURCHASE OF REGULAR UNLEADED
GASOLINE OFF THE NJ STATE CONTRACT PURCHASING PROGRAM
PURSUANT TO N.J.S.A. 40A:11-12a**

WHEREAS, the City of Clifton has a need to purchase regular unleaded gasoline for its vehicles; and

WHEREAS, Rachles Michele Oil Company, 116 Kuller Road, Clifton, NJ 07011 has been awarded the NJ State Contract No. 19-FLEET-00973 at a markup of \$0.0716 for both City Hall and the Department of Public Works; and

WHEREAS, NJ State Contract 19-FLEET-00973 has been awarded to Rachles Michele Oil Company for a term of November 1, 2019 to October 31, 2024; and

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

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NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Municipal Council do hereby approve and authorize the aforementioned purchase above from Rachles Michele Oil Company, 116 Kuller Road, Clifton, NJ 07011, as-needed off the New Jersey State Contract No. 19-FLEET-00973, at a cost not to exceed \$350,000 per year, through to December 31, 2023, pursuant to the above New Jersey State contract.

CERTIFICATION OF FUNDS: funds shall be certified at the time of purchase, whereby a properly executed purchase order, processed as-needed, shall be the instrument of fund encumbrance for each department and division usage, annual budgetary adoption and appropriations considered.

R607-22 Resolution Authorizing Purchase of Regular Ultra Low Sulphur Diesel off the Somerset County Cooperative Pricing System #CC-0036-21 Pursuant to N.J.S.A. 40A:11-1 et seq.

**RESOLUTION AUTHORIZING PURCHASE OF REGULAR ULTRA LOW
SULPHUR DIESEL OFF THE SOMERSET COUNTY COOPERATIVE PRICING
SYSTEM #CC-0036-21 PURSUANT TO N.J.S.A. 40A:11-1 et seq.**

WHEREAS, the City of Clifton has a need to purchase Ultra Low Sulphur Diesel for its vehicles; and

WHEREAS, the City is an active member of the Somerset County Cooperative Pricing System; and,

WHEREAS, National Fuel Oil Inc., 175 Orange Street, Newark, NJ 07103, was awarded Somerset County Cooperative Pricing System Contract (#CC-0036-21) for Red-Dyed #2 Ultra Low Sulfur Diesel, and Red-Dyed Winter Blend Diesel through to November 9, 2023, at a markup of \$0.0849 and \$0.0849 respectively, for Somerset County cooperative members; and,

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

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Municipal Council do hereby approve and authorize the aforementioned purchase above from National Fuel Oil Inc., 175 Orange Street, Newark, NJ 07103, as-needed off the Somerset County Cooperative Pricing System Contract (#CC-0036-21), for a total as-needed not to exceed amount of \$350,000 for the term January 1, 2023 through November 09, 2023.

CERTIFICATION OF FUNDS: funds shall be certified at the time of purchase, whereby a properly executed purchase order, processed as-needed, shall be the instrument of fund encumbrance for each department and division usage, budgetary adoption and appropriations considered.

R608-22 Resolution Rescinding Resolution R551-22 Adopted on December 6, 2022, Entitled "Resolution Authorizing Award of Bid for a Storage Garage for Engine 1 at Fire Station #3"

**RESOLUTION RESCINDING RESOLUTION R-551-22, ADOPTED ON DECEMBER 6,
2022, ENTITLED "RESOLUTION AUTHORIZING AWARD OF BID FOR A STORAGE
GARAGE FOR ENGINE 1 AT FIRE STATION 3"**

WHEREAS the Municipal Council has been advised that due to supply chain issues of the manufacturer, the consummation of the above project cannot be timely undertaken before the winter; and

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WHEREAS council therefore does not wish to proceed with the project as there is no purpose in doing so given the estimated schedule;

NOW THEREFORE BE IT RESOLVED, by the Mayor and Council of the City of Clifton that resolution R-551-22, adopted on December 6, 2022, entitled “Resolution Authorizing Award of Bid for a Storage Garage for Engine 1 at Fire Station 3,” be and hereby is **RESCINDED**.

R609-22 Resolution Setting Date for 2023 Reorganization Meeting

RESOLUTION SETTING DATE FOR 2023 REORGANIZATION MEETING

BE IT RESOLVED by the Mayor and Municipal Council of the City of Clifton that in accordance with N.J.S.A. 40:45A-1 the time and date for the 2023 reorganization meeting shall be Tuesday, January 3, 2023 at 6:00 p.m.

R610-22 Resolution Authorizing Tax Appeal Settlement - Block 19.05, Lot 2 - 519 Piaget Avenue

**RESOLUTION AUTHORIZING TAX APPEAL SETTLEMENT
(BLOCK 19.05 LOT2)**

Block: **19.05**
Lot: **2**
Street Addresses: **519 Piaget Avenue (Route 46)**
Owner: **Wodziak Properties (Piaget Plaza)**

WHEREAS, appeals of the tax assessment for the years 2019, 2020, 2021 and 2022 have been filed for the above-noted properties; and

WHEREAS, an adjustment(s) in the assessed value has been recommended by the City’s Expert, Mark E. Hendricks, CRE, FRICS, CTA, SCGRE, as reflected on Schedule A attached hereto, and as these adjustment(s) will cause the assessment to reflect the actual fair market value of said property as reflected by comparable sales and/or income and expense data;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the City of Clifton, that the tax assessment adjustment(s) for the above-referenced property is approved for the years as reflected on Schedule A, and the City’s designated attorney is authorized to execute an appropriate Stipulation of Settlement agreeing to the entry of a judgment reflecting these adjustment(s).

R611-22 Resolution Authorizing Provision of Various Public Entity Insurance Coverages Including General Liability, Property, Equipment and Boilers, General, Employment Practices Liability, Auto Liability and Physical Damage, Commercial Crime, Flood, Earthquake, Terrorism, Excess Workers' Compensation, Environmental Impairment, Excess Law Enforcement and Excess Liability

**RESOLUTION AUTHORIZING PROVISION OF VARIOUS PUBLIC
ENTITY INSURANCE COVERAGES INCLUDING GENERAL LIABILITY,
PROPERTY, EQUIPMENT AND BOILERS, GENERAL, EMPLOYMENT
PRACTICES LIABILITY, AUTO LIABILITY AND PHYSICAL DAMAGE,
COMMERCIAL CRIME, FLOOD, EARTHQUAKE, TERRORISM, EXCESS
WORKERS’ COMPENSATION, ENVIRONMENTAL IMPAIRMENT,
EXCESS LAW ENFORCEMENT AND EXCESS LIABILITY**

BE IT RESOLVED, that, pursuant to the recommendation of the Clifton Insurance Committee, and based upon the Standard Certification Declaration for an Extraordinary Unspecifiable Service

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of the City Manager, which is attached hereto and incorporated herein by reference, the Mayor and Municipal Council of the City of Clifton hereby authorize the provision of insurance coverage for the City of Clifton with the Safety National Casualty Co., Selective Insurance Company, Chubb Insurance Co., and General Star Indemnity as negotiated by the City's Broker of Record, Polaris Galaxy Insurance, LLC, for the period beginning January 1, 2023 and ending December 31, 2023; and

BE IT FURTHER RESOLVED, that the following short notice be printed once in a legal newspaper of the City of Clifton:

CITY OF CLIFTON

The City of Clifton has authorized the provision of insurance coverage without competitive bidding as an extraordinary unspecifiable service pursuant to *N.J.S.A. 40:11-5(1)(a)(ii)* and (m) and *N.J.A.C. 5:34-2.3(B)*. The contract and authorizing resolution are available for public inspection in the Office of the City Clerk.

Awarded to: Safety National Casualty Co.
Services: Various Liability Insurance Coverages
Cost: \$608,876
SIR: \$250,000
Term: 1/1/23 - 12/31/23

Awarded to: Safety National Casualty Co.
Services: Excess Workers' Compensation Insurance
Cost: \$167,624 (\$750,000 retention)
Term: 1/1/23 - 12/31/23

Awarded to: Chubb Insurance Co.
Services; Environmental Impairment Insurance
Cost: \$40,584
Term: 1/1/23 - 12/31/23

Awarded to: Selective Insurance Company
Services: Property Insurance Coverages
Cost: \$504,112
Term: 1/1/23 - 12/31/23

Awarded to: General Star Indemnity
Services: Excess Liability
Cost: \$379,000
Term: 1/1/23 - 12/31/23

R612-22 Resolution Authorizing Dental Insurance Coverage for City of Clifton Employees and Retirees (2023)

RESOLUTION AUTHORIZING DENTAL INSURANCE COVERAGE FOR CITY OF CLIFTON EMPLOYEES AND RETIREES (2023)

BE IT RESOLVED, that pursuant to the recommendation of the Clifton Insurance Committee, and based upon the Standard Certification Declaration for an Extraordinary Unspecifiable Service of the City Manager which is attached hereto and incorporated herein by reference, the Mayor and Municipal Council of the City of Clifton hereby authorize the following provider of insurance coverage and administration for the period beginning January 1, 2023 and ending December 31, 2023 for Dental Insurance, for the reason that this provider has offered the best and most cost effective services for the City of Clifton:

Horizon Blue Cross and Blue Shield of NJ, Inc.
3 Penn Plaza, Newark, NJ 07101
Administration of Dental Insurance

The subject matter falls within the exception provisions of *N.J.S.A. 40A:11-5 et seq.* and *N.J.A.C. 5:34-2.3(B) et seq.* and may be awarded without public advertising for bids and bidding therefor.

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BE IT FURTHER RESOLVED, that the original of this resolution be placed on file and made available for public inspection at the Office of the City Clerk of the City of Clifton; and

BE IT FURTHER RESOLVED, that the Mayor and City Clerk are hereby authorized and directed to execute any and all required documents in connection with this matter on behalf of the City of Clifton; and

BE IT FURTHER RESOLVED, that the following short notice be printed once in a legal newspaper of the City of Clifton:

CITY OF CLIFTON

The City of Clifton has authorized the provision of insurance coverage pursuant to the exception provisions of *N.J.S.A.* 40:11-5(1)(a)(ii) and (m) and *N.J.A.C.* 5:34-2.3(B). The contract and authorizing resolution are available for public inspection in the Office of the City Clerk.

Awarded to: Horizon Blue Cross and Blue Shield of NJ, Inc., Newark
Services: Administration of Dental Insurance
Estimated Cost: \$355,008
Term: 1/1/23 - 12/31/23

R613-22 Resolution Authorizing Group Insurance Coverages and Administration for City of Clifton Employees and Retirees (2023)

**RESOLUTION AUTHORIZING GROUP INSURANCE COVERAGES AND
ADMINISTRATION FOR CITY OF CLIFTON EMPLOYEES AND RETIREES (2023)**

BE IT RESOLVED, that pursuant to the recommendation of the Clifton Insurance Committee, and based upon the Standard Certification Declaration for an Extraordinary Unspecifiable Service of the City Manager which is attached hereto and incorporated herein by reference, the Mayor and Municipal Council of the City of Clifton hereby authorize the following provider of insurance coverage and administration for the period beginning January 1, 2023 and ending December 31, 2023 for administration of Major Medical Claims, for the reason that this provider has offered the best and most cost effective services for the City of Clifton:

Horizon Blue Cross and Blue Shield of NJ, Inc.
3 Penn Plaza, Newark, NJ 07101
Administrator for Major Medical Claims

The subject matter falls within the exception provisions of *N.J.S.A.* 40A:11-5 *et seq.* and *N.J.A.C.* 5:34-2.3(B) *et seq.* and may be awarded without public advertising for bids and bidding therefor.

BE IT FURTHER RESOLVED, that the original of this resolution be placed on file and made available for public inspection at the Office of the City Clerk of the City of Clifton; and

BE IT FURTHER RESOLVED, that the Mayor and City Clerk are hereby authorized and directed to execute any and all required documents in connection with this matter on behalf of the City of Clifton; and

BE IT FURTHER RESOLVED, that the following short notice be printed once in a legal newspaper of the City of Clifton:

CITY OF CLIFTON

The City of Clifton has authorized the provision of insurance coverage pursuant to the exception provisions of *N.J.S.A.* 40:11-5(1)(a)(ii) and (m) and *N.J.A.C.* 5:34-2.3(B). The contract and authorizing resolution is available for public inspection in the Office of the City Clerk.

Awarded to Horizon Blue Cross and Blue Shield of NJ, Inc., Newark, NJ
Services: Administrator for Major Medical Claims
Estimated Cost: \$491,176 (Estimated cost based on the number of eligible employees and retirees)
Term: 1/1/23 - 12/31/23

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R614-22 Resolution Authorizing Entry Into Contract for Prescription Benefit Administration
with Benecard Services, Inc. for the Period January 1, 2023 Through December 31, 2023

**RESOLUTION AUTHORIZING ENTRY INTO CONTRACT FOR PRESCRIPTION
BENEFIT ADMINISTRATION WITH BENECARD SERVICES, INC. FOR THE
PERIOD JANUARY 1, 2023 THRU DECEMBER 31, 2023**

BE IT RESOLVED, that pursuant to the recommendation of the Clifton Insurance Committee, and based upon the Standard Certification Declaration for an Extraordinary Unspecifiable Service of the City Manager which is attached hereto and incorporated herein by reference, the Mayor and Municipal Council of the City of Clifton hereby authorize the following providers of insurance coverage and administration for the period beginning January 1, 2023 and ending December 31, 2023, for the reason that this provider has offered the best and most cost effective services for the City of Clifton:

Benecard Services, Inc.
3131 Princeton Pike
Building 2B, Suite 103
Lawrenceville, NJ 08648
Administration for Prescription Benefit Program

The subject matter falls within the exception provisions of *N.J.S.A. 40A:11-5 et seq.* and *N.J.A.C. 5:34-2.3(B) et seq.* and may be awarded without public advertising for bids and bidding therefor; and

BE IT FURTHER RESOLVED, that the original of this resolution be placed on file and made available for public inspection at the Office of the City Clerk of the City of Clifton; and

BE IT FURTHER RESOLVED, that the Mayor and City Clerk are hereby authorized and directed to execute any and all required documents in connection with this matter on behalf of the City of Clifton; and

BE IT FURTHER RESOLVED, that the following short notice be printed once in a legal newspaper of the City of Clifton:

CITY OF CLIFTON

The City of Clifton has authorized the provision of insurance coverage pursuant to the exception provisions of *N.J.S.A. 40:11-5(1)(a)(ii)* and (m) and *N.J.A.C. 5:34-2.3(B)*. The contract and authorizing resolution are available for public inspection in the Office of the City Clerk.

Awarded to: Benecard Services, Inc. of Lawrenceville, NJ
Services: Administration of Prescription Benefit Program
Estimated Cost: Not to exceed \$6,086,386 (based upon number of eligible employees)
Term: 1/1/23 - 12/31/23

R615-22 Resolution Authorizing New Limousine License - Time Limo

RESOLUTION AUTHORIZING NEW LIMOUSINE LICENSE

WHEREAS, the Mayor and Council of the City of Clifton, County of Passaic, State of New Jersey are in receipt of a new Limousine License application from Osman Taymis the owner and operator of Time Limousine LLC, 600 Getty Avenue, in the City of Clifton; and

WHEREAS, all paperwork has been completed and all fees have been paid; and

WHEREAS, all inspections have been completed by the Police and Zoning Departments;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Clifton, County of Passaic, State of New Jersey that approval for a new Limousine License from Osman Taymis, the owner and operator of Time Limousine LLC in the City of Clifton is hereby granted.

Company name:

Time Limousine LLC

Owner and Operator:

Osman Taymis

Approved Vehicles:

2016 Cadillac Escalade 1GYS4KK13GR101175

Approved Parking Location:

97 Melrose Avenue, North Arlington, NJ 07031

R616-22 Resolution Authorizing Renewal of Limousine License - Danny Limo

RESOLUTION AUTHORIZING RENEWAL OF LIMOUSINE LICENSE

WHEREAS, the Mayor and Council of the City of Clifton, County of Passaic, State of New Jersey are in receipt of a Limousine License Renewal Application from Odanis Sarante-Guzman, Danny Limo & Black Car Service, LLC, 115 Starmond Avenue, Clifton, NJ; and

WHEREAS, all paperwork has been completed and all fees have been paid; and

WHEREAS, all inspections have been completed by the Police and Zoning Departments;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Clifton, County of Passaic, State of New Jersey that approval of a New Limousine License to Odanis Sarante-Guzman, Danny Limo & Black Car Service, LLC, 115 Starmond Avenue, Clifton, NJ be and is hereby granted.

Company name:

Danny Limo & Black Car Service, LLC

Owner:

Odanis Sarante-Guzman

Approved Operator:

Odanis Sarante-Guzman

Approved Vehicles:

2021 Cadillac Escalade SUV 1GYS4KKL9MR398773

Approved Parking Location:

115 Starmond Avenue, Clifton, NJ

R617-22 Resolution Authorizing Renewal of Limousine License - ASAP

RESOLUTION AUTHORIZING LIMOUSINE LICENSE RENEWAL

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WHEREAS, the Mayor and Council of the City of Clifton, County of Passaic, State of New Jersey are in receipt of a Limousine License renewal application from Gideon Terer owner of ASAP Limousine Company, 832 Clifton Avenue in the City of Clifton; and

WHEREAS, all paperwork has been completed and all fees have been paid; and

WHEREAS, all inspections have been completed by the Police and Zoning Departments; and

WHEREAS, the applicant should only be approved under the provision that 832 Clifton Avenue can only be used for office purposes only, not a parking location;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Clifton, County of Passaic, State of New Jersey that approval for renewal of a Limousine License renewal application of Gideon Terer, owner of ASAP Limousine Company, 832 Clifton Ave., Clifton be and is hereby granted.

Company name:

ASAP Limousine Company

Owner:

Gideon Terer

Approved Operator:

Gideon Terer

Approved Vehicles:

2013 Lincoln MKT – Black – Vin#2LMHJ5NKXDBL57570

Parking Location:

115 Hamilton Avenue, Lodi, NJ 07644

R618-22 Resolution Authorizing Renewal of Limousine License – Rodriguez

RESOLUTION AUTHORIZING LIMOUSINE LICENSE RENEWAL

WHEREAS, the Mayor and Council of the City of Clifton, County of Passaic, State of New Jersey are in receipt of a Limousine License renewal application from Jose Rodriguez the owner and operator of Rodriguez Transportation LLC, 23 Bird Avenue, in the City of Clifton; and

WHEREAS, all paperwork has been completed and all fees have been paid; and

WHEREAS, all inspections have been completed by the Police and Zoning Departments;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Clifton, County of Passaic, State of New Jersey that approval for renewal of a Limousine License renewal application from Jose Rodriguez the owner and operator of Rodriguez Transportation LLC, 23 Bird Avenue in the City of Clifton is hereby granted.

Company name:

Rodriguez Transportation, LLC

Owner and Operator:

Jose Rodriguez

Approved Vehicles:

2023 Cadillac Escalade 1YS4KKT8PR216596

Approved Parking Location:

23 Bird Avenue, Clifton, NJ 07011

R619-22 Resolution Authorizing Renewal of Limousine License - Thovamax Limo

RESOLUTION AUTHORIZING LIMOUSINE LICENSE RENEWAL

WHEREAS, the Mayor and Council of the City of Clifton, County of Passaic, State of New Jersey are in receipt of a Limousine License renewal application from Camilo Pareja the owner and operator of Thovamax Limo, 95 Boll Street, in the City of Clifton; and

WHEREAS, all paperwork has been completed and all fees have been paid; and

WHEREAS, all inspections have been completed by the Police and Zoning Departments;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Clifton, County of Passaic, State of New Jersey that approval for renewal of a Limousine License renewal application from Camilo Pareja the owner and operator of Thovamax Limo in the City of Clifton is hereby granted.

Company name:

Thovamax Limo

Owner and Operator:

Camilo Pareja

Approved Vehicles:

2018 Lexus Wagon JTJBM7FX8J5189718

Approved Parking Location:

95 Boll Street, Clifton 07014

R620-22 Resolution Authorizing Renewal of Billiards License - Breaker Billiards

RESOLUTION AUTHORIZING BILLIARD ROOM LICENSE RENEWAL

WHEREAS, the Mayor and Council of the City of Clifton, County of Passaic, State of New Jersey are in receipt of Billiard Room License Renewal from Breaker Billiards, 1142 Route 46 West in the City of Clifton; and

WHEREAS, all paperwork has been completed and all fees have been paid; and

WHEREAS, all inspections have been completed by the Zoning, Fire, Health and Police Departments;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Clifton, County of Passaic, and State of New Jersey that approval for the renewal of Billiard Room License to Breaker Billiards be and is hereby granted.

R621-22 Resolution Authorizing Renewal of Vending Machine Licenses

RESOLUTION AUTHORIZING VENDING MACHINE LICENSE RENEWALS

WHEREAS, the Mayor and Council of the City of Clifton, County of Passaic, State of New Jersey are in receipt of Vending Machine License Renewals from various businesses; and

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WHEREAS, all paperwork has been completed by the various applicants and all fees have been paid; and

WHEREAS, all inspections have been completed by the Zoning, Health and Police Departments;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Clifton, County of Passaic, and State of New Jersey that approval for renewal of a Vending Machine Licenses to businesses listed below be and are hereby granted:

Culinary Ventures Vending	1835 Burnet Avenue, Union, NJ
E&A Foreign Car Repairs	300 Broad Street, Clifton, NJ
Thirst Quenchers	23 Robert Street, Nutley, NJ

R622-22 Resolution Authorizing Florist License Renewals

RESOLUTION AUTHORIZING FLORIST LICENSE RENEWALS

WHEREAS, the Mayor and Council of the City of Clifton, County of Passaic, State of New Jersey are in receipt of Florist License Renewals from various businesses in the City of Clifton; and

WHEREAS, all paperwork has been completed by the various applicants and all fees have been paid; and

WHEREAS, all inspections have been completed by the Zoning, Fire, Health and Police Departments;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Clifton, County of Passaic, and State of New Jersey that approval for the renewal of Florist Licenses to the licensees listed below be and is hereby granted.

Costco Wholesale #306	20 Bridewell Place
Bartlett Greenhouse & Florist	814 Grove Street
Target T-1822	30 Kingsland Road

R623-22 Resolution Authorizing Transient Merchant and Pawnbroker License Renewals

**RESOLUTION AUTHORIZING TRANSIENT MERCHANT AND
PAWNBROKER SHOP LICENSE RENEWAL**

WHEREAS, the Mayor and Council of the City of Clifton, County of Passaic, State of New Jersey are in receipt of a Transient Merchant and Pawnbroker Shop License Renewal from various businesses below in the City of Clifton; and

WHEREAS, all paperwork has been completed and all fees have been paid; and

WHEREAS, all inspections have been completed by the Police, Fire, Zoning and Health Departments;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Clifton, County of Passaic, and State of New Jersey that approval for the renewal of Transient Merchants and Pawnbrokers License for the businesses listed below, be and are hereby granted:

Unique Gold & Diamonds	613 Van Houten Avenue
American Coin & Stamp	1273 Main Avenue

R624-22 Resolution Authorizing Animal Shelter & Pound License Renewal

RESOLUTION AUTHORIZING ANIMAL SHELTER & POUND LICENSE RENEWAL

WHEREAS, the Mayor and Council of the City of Clifton, County of Passaic, State of New Jersey are in receipt of an Animal Shelter & Pound License Renewal from the Homeless Animal Adoption League, 236 Delawanna Avenue, Clifton; and

WHEREAS, all paperwork has been completed and all fees have been paid; and

WHEREAS, all inspections have been completed by the Zoning, Fire, Health and Police Departments;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Clifton, County of Passaic, and State of New Jersey that approval for the renewal of an Animal Shelter License to the Homeless Animal Adoption League is hereby granted.

R625-22 Resolution Authorizing Renewal of Helicopter Landing License - PB Nutclif

RESOLUTION AUTHORIZING HELICOPTER LANDING LICENSE RENEWAL

WHEREAS, the Mayor and Council of the City of Clifton, County of Passaic, State of New Jersey are in receipt of Helicopter Landing License Renewal from PB Nutclif Master, LLC, 310 Kingsland Street, Nutley, NJ 07110; and

WHEREAS, all paperwork has been completed by the applicant and all fees have been paid; and

WHEREAS, all inspections have been completed by the Fire, Engineering and Police Departments;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Clifton, County of Passaic, and State of New Jersey that approval for the renewal of Helicopter Landing License to PB Nutclif Master, LLC be and is hereby granted.

R626-22 Resolution Authorizing Renewal of Games of Skill Operator Licenses

**RESOLUTION AUTHORIZING GAMES OF SKILL OPERATOR LICENSE
RENEWALS**

WHEREAS, the Mayor and Council of the City of Clifton, County of Passaic, State of New Jersey are in receipt of Games of Skill Operator License Renewals from various businesses in the City of Clifton; and

WHEREAS, all paperwork has been completed and all fees have been paid; and

WHEREAS, all inspections have been completed by the Zoning and Police Departments;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Clifton, County of Passaic, and State of New Jersey that approval for the renewal of Games of Skill Operator Licenses to the businesses below be and are hereby granted:

Emerald Corner
Alexus Steakhouse
Clif Tavern

12 Oak Street
955 Valley Road
605 Clifton Avenue

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R627-22 Resolution Authorizing Renewal of Games of Skill Distributor Licenses

**RESOLUTION AUTHORIZING GAMES OF SKILL DISTRIBUTOR LICENSE
RENEWALS**

WHEREAS, the Mayor and Council of the City of Clifton, County of Passaic, State of New Jersey are in receipt of Games of Skill Distributor License Renewals from the businesses listed below; and

WHEREAS, all paperwork has been completed and all fees have been paid; and

WHEREAS, all inspections have been completed by the Police Department;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Clifton, County of Passaic, and State of New Jersey that approval for the renewal of Games of Skill Distributor Licenses be and are hereby granted.

E&E Vending	334 Totowa Road, Totowa
McGee Amusements	701 Grand Ave., Ridgefield
Millenium Amusements	44 E. Railway Ave., Paterson

R628-22 Resolution Authorizing Renewal of New & Used Car Lot Licenses

RESOLUTION AUTHORIZING NEW AND USED CAR LOT LICENSE RENEWALS

WHEREAS, the Mayor and Council of the City of Clifton, County of Passaic, State of New Jersey are in receipt of a New and Used Car Lot License Renewals from the businesses listed below; and

WHEREAS, all paperwork has been completed by the applicant and all fees have been paid; and

WHEREAS, all inspections have been completed by the Zoning, Fire, Health and Police Departments;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Clifton, County of Passaic, and State of New Jersey that approval for the renewal of a New and Used Car Lot Licenses to the businesses listed below be and are hereby granted:

KMG Auto Body LLC	58 Franklin Avenue
Main Collision	995 Main Avenue
Nash Park Automotive	630 Lexington Avenue

R629-22 Resolution of Thanks and Congratulations Upon Retirement - John D. Pogorelec, Sr.

**RESOLUTION OF THANKS AND CONGRATULATIONS UPON RETIREMENT
JOHN D. POGORELEC, SR.**

WHEREAS, as one of five boys growing up in Botany Village from immigrant Slovak parents, lifelong Clifton resident John D. Pogorelec learned early how to negotiate and turned that knowledge into his dream career of being an attorney, dedicated to providing help to others and serving the residents and surrounding communities of the City of Clifton for the past 55 years from his Athenia office; and

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WHEREAS, John has been married to the love of his life, Phyllis (nee Iannacone), for the past 57 years and settled in the Montclair Heights section of Clifton 50 years ago. He is blessed with three beautiful children, John Jr., Pamela Hess, and Jason, and five grandchildren. John loves spending time with his family, especially at his shore home in Mantoloking, NJ; and

WHEREAS, John graduated from Pope Pius XII High School, Seton Hall University, and University of Cincinnati Law School, and is admitted to the practice of law in the States of New Jersey, New York, and Ohio as well as the Federal Courts and Supreme Court of the United States; and

WHEREAS, John started his career with the City of Clifton, first, as Second Legal Assistant Attorney in 1973, and then, as Attorney and Secretary to the Clifton Zoning Board from 1975 to

date. He also served as Attorney and Secretary to the Clifton Planning Board from 1982-1989. His goal has always been to make decisions that would benefit the quality of life for Clifton residents, while simultaneously upholding the integrity of the law and local zoning ordinances; and

WHEREAS, John is a lifelong parishioner and past President of both the Holy Name Society and Parish Council of Ss. Cyril & Methodius Roman Catholic Church in the Botany section of Clifton

where, on any given Sunday, he is a lector. He has been General Counsel, now honorary Supreme Officer, for the past 50+ years to the Slovak Catholic Sokol based in Passaic, New Jersey, a Catholic and fraternal benefit organization dedicated to spiritual and physical enrichment of its members and fostering relationships with the community.

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

**ZONING BOARD OF ADJUSTMENT ATTORNEY
JOHN D. POGORELEC, SR.**

their sincere congratulations and thanks for a job well done, as well as their best wishes for continued good health, peace and happiness 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 **JOHN D. POGORELEC, SR.**

R630-22 Resolution of Thanks and Congratulations Upon Retirement - Peter C. Eagler

**RESOLUTION OF THANKS AND CONGRATULATIONS UPON RETIREMENT
COUNCILMAN, PETER C. EAGLER**

WHEREAS, Peter C. Eagler, was born on November 23, 1954, in Paterson, New Jersey. Son of David and Olga (Fedenkiewicz) Eagler. His family relocated to Clifton, New Jersey, where he was raised. He graduated from Paul VI High School and received his degree in Political Science and Russian Area Studies from Farleigh Dickinson University.

WHEREAS, Councilman Peter C. Eagler has become a leading figure within the community through his years of service as a champion for the residents of Clifton in his six terms as a Council Member.

WHEREAS, Peter C. Eagler is a former member of the New Jersey General Assembly. He served as chair on the Assembly's Regulated Professions and Independent Authorities, Vice Chair on the Telecommunications and Utilities and Senior Issues Committee. He also served as Passaic County Freeholder from 1996 until 2005.

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WHEREAS, Peter C. Eagler was assigned as the Safety Inspector for the Garden State Parkway. He also devoted his time as director of the Heritage Festivals at the Garden State Arts Center where he oversaw the ethnic festivals, which many organizations and schools attended the many children's shows.

WHEREAS, Peter C. Eagler has devoted his time giving back to others through organizations as St. Peter's Haven, Power of One Christian Coaching and Outreach Ministries.

WHEREAS, Peter C. Eagler now retires from a distinguished term as Councilman of the City of Clifton, that has exemplified the true meaning of dedication to the community, positivity and leadership, which has proven to enrich the community.

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

COUNCILMAN PETER C. EAGLER

their sincere congratulations and thanks for a job well done, as well as their best wishes for continued good health, peace and happiness 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 **PETER C. EAGLER**.

R631-22 Resolution of Thanks and Congratulations Upon Retirement - Mayor, James A. Anzaldi

**RESOLUTION OF THANKS AND CONGRATULATIONS UPON RETIREMENT
MAYOR, JAMES A. ANZALDI**

WHEREAS, James Anthony Anzaldi, was born on February 15, 1950, in Passaic, New Jersey. Son of Vincent and Josephine (Bianco) Anzaldi. He is a lifelong resident of the City of Clifton. He attended Clifton public schools and received his degree in Political Science from Farleigh Dickinson University; and

WHEREAS, James Anzaldi was first elected as a member of the Clifton Municipal Council in 1978, becoming the youngest Council member ever elected in the City's Government. In 1990, he began his first term as Mayor of the City of Clifton. In 1994, he was re-elected with the highest percentage of votes in City history. Subsequently, he was re-elected in 2002, 2006, 2010, 2014 and 2018. On July 1, 2022, he began his 33rd year as Mayor and is the longest serving Mayor of any major New Jersey city with a population of 50,000 or more; and

WHEREAS, James Anzaldi is an active member of the New Jersey League of Municipalities and served as its President in 2010. He was inducted into the New Jersey State Mayor's (White Level) and Public Official's Hall of Fame; and

WHEREAS, James Anzaldi is active in many events within the City such as, the Clifton Picnic and Fourth of July Fireworks, Youth Week, the Christmas Eve Santa Float and Clifton Safety Town; and

WHEREAS, James Anzaldi dedicates his time selflessly as a member of the Clifton Boys and Girls Club Board of Trustees for 51 years, a Member of the Downtown Clifton Association, Knights of Columbus, Clifton Rotary, Elks, the Italian American Family Association and is an Honorary Member of the Holy Rosary Men's Club in Passaic; and

WHEREAS, James Anzaldi is a trustee of St. Paul R.C. Church and a member of the St. Mary General Hospital Board. He was honored with the Diocese of Paterson, Vivere Christus award; and

WHEREAS, as James Anzaldi retires from an illustrious tenure as Mayor of the City of Clifton, that has epitomized the true meaning of community service, commitment and guidance and which has served to enhance the lives of the citizens of his community; and

WHEREAS, the City of Clifton honors and commends James Anzaldi, an extraordinary leader, who has given numerous years of loyal and dedicated service to the City of Clifton; and

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

MAYOR, JAMES A. ANZALDI

their sincere congratulations and thanks for a job well done, as well as their best wishes for continued good health, peace and happiness 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 **JAMES A. ANZALDI**.

R632-22 Resolution Awarding Purchase of Lead Paint Analyzer for the City of Clifton Health Department

**RESOLUTION AWARDING PURCHASE OF LEAD PAINT ANALYZER
FOR THE CITY OF CLIFTON HEALTH DEPARTMENT**

WHEREAS, the City of Clifton Health Department through the Passaic County Health Department and the City's Community Development Block Grant wishes to purchase a lead paint analyzer for the performance of environmental inspections on properties that have a child with an exceedance of the childhood blood lead level; and

WHEREAS, quotes were solicited and the quote of Vike Detect, 21, price and other factors considered, was deemed to be most advantageous to the City; and

WHEREAS, the subject matter is below the bid threshold and may be awarded without public advertising for bids and bidding therefore under N.J.S.A. 40A:11-5 et seq.; and

WHEREAS, the value of the purchase is determined to not exceed \$21,550.00 and the duration of the contract shall be through acceptance of the product; and

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

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

WHEREAS, these inspections are funded through the Passaic County Health Department Grant (02-213-40-702-021) and the City's Community Development Block Grant (17-201-20-113-008; and

NOW, THEREFORE, BE IT RESOLVED that the purchase of a lead paint analyzer is authorized to be purchased from Vike Detect, 21, not to exceed \$21,550.00 in accordance with its proposal dated February 2, 2022; and

BE IT FURTHER RESOLVED, that the Health Department is hereby authorized and directed to purchase said lead paint analyzer and the Mayor and Clerk are authorized to execute any required documents.

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R633-22 Resolution Authorizing and Ratifying Payment for New Jersey State Required Lead Testing Lab Services Performed by EMSL Analytical

**RESOLUTION AUTHORIZING AND RATIFYING PAYMENT FOR
NEW JERSEY STATE REQUIRED LEAD TESTING
LAB SERVICES PERFORMED BY EMSL ANALYTICAL**

WHEREAS, new lead-based paint inspection requirements, pursuant to P.L.2021, c.182, took effect, July 22, 2022, and were signed into law by Governor Murphy; and

WHEREAS, the law imposes an obligation on municipalities to perform or hire a certified lead evaluation contractor to perform inspections of certain single-family, two-family, and multiple-rental dwellings for lead-based paint hazards every three years or upon tenant turnover where there is no valid lead-safe certification; and

WHEREAS, the City provides the gathering of test materials in-house, and sends the materials to an analytical lab service for evaluation, the cost of which is charged to the property owner; and

WHEREAS, the property owners affected by the law have been cooperative and requested testing with greater alacrity than was anticipated, which inadvertently caused the Health Department to

exceed the \$17,500.00 threshold for professional services without governing body approval; and

WHEREAS, the total amount in excess of \$17,500.00 for to EMSL Analytical, Inc. is \$15,500.00, bringing the total expenditure to an amount of \$33,000.00, which is self-funded by virtue of fees paid by property owners; and

WHEREAS, inadvertent purchases of service from EMSL Analytical, Inc., located at 200 Route 130 North, Cinnaminson NJ 08077 are not the fault of the vendor, and as such payment was and should be remitted for services performed; and

WHEREAS, the City hereby requests the Governing Body ratify the total expended amount of \$33,000.00 to EMSL Analytical, Inc., and this Governing Body wishes to approve and ratify the same and the expenditure of funds:

NOW THEREFORE BE IT RESOLVED, by the Mayor and Municipal Council of the City of Clifton, that the services performed by EMSL Analytical, Inc., and an amount not to exceed \$33,000.00 is hereby ratified.

R634-22 Late - Resolution Authorizing Purchase of Radio Communication Equipment and Accessories off the NJ State Contract Purchasing Program Pursuant to N.J.S.A. 40A:11-12a

**RESOLUTION AUTHORIZING PURCHASE OF RADIO COMMUNICATION
EQUIPMENT AND ACCESSORIES OFF THE NJ STATE CONTRACT
PURCHASING PROGRAM PURSUANT TO N.J.S.A. 40A:11-12a**

WHEREAS, the City of Clifton Fire Department has a requested to purchase Radio Communication Equipment and Accessories for the Clifton fire Department's Radio Infrastructure Project; and

WHEREAS, the Fire Chief has received a quote from Motorola Solutions, Inc., via NJ State Contract for the equipment and services required in order to upgrade the Clifton Fire Department radio frequency from VHF (Very High Frequency) to UHF (Ultra High Frequency); and

WHEREAS, Motorola Solutions, Inc., 5 Paragon Drive, STE. 200, Montvale NJ 07645, has been assigned NJ State Contract No. 83909 - Radio Communication and Accessories, which expires April 30, 2023; and,

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

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Municipal Council do hereby approve and authorize the aforementioned purchase above from Motorola Solutions, Inc., 5 Paragon Drive, STE. 200, Montvale NJ 07645, off the New Jersey State Contract No. 83909, at a total cost not to exceed \$1,910,000.00.

R635-22 Late - Resolution Authorizing and Ratifying End of Year Payment for Custodial Services Performed by North Jersey Friendship House

**RESOLUTION AUTHORIZING AND RATIFYING END OF YEAR PAYMENT FOR
CUSTODIAL SERVICES PERFORMED BY
NORTH JERSEY FRIENDSHIP HOUSE**

WHEREAS, resolution R360-20, adopted October 6, 2020 and amended by resolution on December 6, 2020, awarded a contract to North Jersey Friendship House for custodial services for the City thru to December 6, 2022; and

WHEREAS, the City may award a contract under N.J.S.A. 40A:11-5(n), the doing of any work by handicapped persons employed by a sheltered workshop; and

WHEREAS, the Public Works Director, obtained a proposal in 2020 from North Jersey Friendship House, a certified non-profit, sheltered workshop organization, for a total not to exceed amount of \$105,500.00, per year, for services as specified by the City; and

WHEREAS, a new proposal with the addition of the Botany and other City locations, as well as other duties, completed

WHEREAS, the contract period for the original award terminated on December 6, 2022 during which time a new agreement with additional services and locations was still being negotiated; and

WHEREAS, North Jersey Friendship House located at 125 Atlantic Street, Hackensack, NJ 07061, has continued and will continue to provide services in accordance with the original contract through to year end, 2022; and

WHEREAS, the City hereby requests the Governing Body ratify the final month's payment, and the total amount of outstanding invoices, in a total not to exceed amount of \$20,000.00 to North Jersey Friendship House, and this Governing Body wishes to approve and ratify the same and the expenditure of funds:

NOW THEREFORE BE IT RESOLVED, by the Mayor and Municipal Council of the City of Clifton, that the services performed by North Jersey Friendship House, and an amount not to exceed \$20,000.00 is hereby ratified.

R636-22 Late – Resolution Authorizing Tax Appeal Settlement (Block 71-01 Lot 70)

**RESOLUTION AUTHORIZING TAX APPEAL SETTLEMENT
(BLOCK 71.01 LOT 70)**

Block: **71.01**
Lot: **70**
Street Addresses: **201 Main Avenue**

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Owner: DXC Technology, Co., Tenant in Parcel Owned by 201 Main Ave, LLC % Russo Development

WHEREAS, appeals of the tax assessment for the years 2019, 2020, 2021 and 2022 have been filed for the above-noted property; and

WHEREAS, an adjustment(s) in the assessed value has been recommended by the City's Expert, Arthur A. Linfante, CRE, MAI, SCGRE, as reflected on Schedule A attached hereto, and as these adjustment(s) will cause the assessment to reflect the actual fair market value of said property as reflected by comparable sales and/or income and expense data, for the respective tax year(s);

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the City of Clifton, that the tax assessment adjustment(s) for the above-referenced property is approved for the years as reflected on Schedule A, and the City's designated attorney is authorized to execute an appropriate Stipulation of Settlement agreeing to the entry of a judgment reflecting these adjustment(s).

R637-22 Executive Session

RESOLUTION AUTHORIZING EXECUTIVE SESSION

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

- CON-1 Anzaldi Park Improvement Bids - Legal Opinion
- CON-2 Dwasline Road Sidewalk Project - Potential Litigation
- CON-3 DXC Technology, Co. v. City of Clifton
- CON-4 Fire Department Antenna License Agreements - Negotiations - MSU & Daughters of Miriam
- CON-5 Roof Truss Repairs Bids – Legal Opinion

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 December 20, 2022 at which time, said subject(s) shall be discussed; and

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

LICENSES

L-1 Superfresh/Food Universe

RESOLUTION FOR PRELIMINARY APPROVAL

FOR: 435 Clifton Meat Farm Corp
T/A: Superfresh/Food Universe
ADDRESS: 435 Lexington Ave., Clifton, NJ 07011
TYPE OF FOR ESTABLISHMENT INTENDED: Caterer/Grocery/Milk – Continued Use
FORMERLY OR NEW: Rite Aid Pharmacy
ZONE: B-C
PERMITTED: Yes
VARIANCE REQUIRED: No

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ADJOURNMENT

Upon motion made by Councilwoman Sadrakula seconded by Councilman Eagler and passed on roll call vote, the meeting was adjourned at 10:08 p.m.

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

Respectfully Submitted,

Nancy Ferrigno
City Clerk
