

**City of Clifton
City Council
Regular Meeting Agenda
September 5, 2023
6:30 PM**



WORK SESSION

I. PRESENTATION / HEARING / CONFERENCE APPEARANCE(S)

II. ACTION ITEMS

- A- 1 Chief Financial Officer Recommends Approval of Chapter 159 Budget Amendment Resolutions (R394-R401)
- A- 2 Chief Financial Officer Recommends the Adoption of the Special Emergency Appropriation Resolution for the 2023 Sewer Utility Budget (R402)
- A- 3 Authorization to Approve Award of Contract for On-Call Emergency Sewer Jetting Services to National Water Main Cleaning Company for the DPW of the City of Clifton (R403)
- A- 4 Repairs to Fire Station No. 1 - City Engineer Recommends Final Payment and Close Out to T&A Carpentry and Home Restorations (R404)
- A- 5 Plog Brook Culvert Rehabilitation (ARPA) - City Engineer Recommends Awarding Design Services to Boswell Engineering
- A- 6 Authorization to Approve Award of Contract for Purchase of Road Rock Salt for the City of Clifton off of New Jersey State Contract 20-FLEET-01519 (R405)
- A- 7 Authorization to Approve Award of Contract for the Proprietary EMS Software for the Fire Department of the City of Clifton to ESO Solutions Inc. (R406)
- A- 8 Authorization to Approve Purchase of Heavy Duty Automotive Truck Parts and Repairs Services, as Needed, off the Bergen County Co-operative Pursuant to N.J.S.A 40A:11-1 ET SEQ (R407)
- A- 9 Authorization to Approve Process to Suspend or Revoke Licenses of Vapor Business with Multiple Convictions
- A- 10 Authorization to Approve Reappointment and Replacement of Members to the Hazardous Materials Control Board (R408)
- A- 11 Authorization to Approve New Vending License - Clifton Obgyn. (R409)
- A- 12 Authorization to Approve Renewal of Entertainment Licenses (R410-R412)
- A- 13 Authorization to Approve St. Peter's Haven BLOOMIN 5K Run - April 24,

2024

- A- 14 Authorization to Approve Request from League of Women Voters to Hold BOE Candidate Forum on October 5, 2023 at City Hall
- A- 15 Authorization to Approve Request by Upper Montclair Country Club to Hold Fireworks Display on October 8, 2023
- A- 16 Authorization to Approve Request by Passaic-Clifton UNICO to Use City Hall Grounds for Parking for Annual Christmas Bus Trip on December 10, 2023 from 11:30 a.m. until 8:30 p.m.
- A- 17 Authorization to Approve Accepting Enhancing Local Public Health Infrastructure 2023-2024 Grant Funds (R417)
- A- 18 Authorization to Approve Amending R376 - Tax Exempt Veteran (R418)
- A- 19 Authorization to Approve Clifton Public Housing Agency to Utilize the Small Area Fair Market Rent Rule and to Adjust the Payment Standards to 110 Percent of the Fair Market Rent for the Section 8 Voucher Program Beginning October 1, 2023 (R419)
- A- 20 Community Development - Amendment B-22-MC-34-0103 Literacy Yr.48 (R420)
- A- 21 Authorization to Approve Contracts for Yr. 49 CDBG Sub-Recipients (R421-R425)
- A- 22 Authorization to Approve Award of Contract to Jill A. Hartmann, PP, AICP for Professional Planning Services (CDBG) from 8/1/23 Through 7/31/24 (R426)
- A- 23 Authorization to Approve Award of Contract to Mullin & Lonergan Associates for Providing Community Development Specialist Planning (CDBG) from 8/1/23-7/31/24 (R427)
- A- 24 Authorization to Approve Permit Parking on Norwood Avenue

III. DISCUSSION ITEMS/NEW BUSINESS

IV. COUNCIL MAIL

- CM- 1 Medical & Prescription Drug Program Status Report as of June 30, 2023
- CM- 2 Updated Contingent Liability for Compensated Absences -Top 25 Employee As Of Jul 31, 2023
- CM- 3 Grant Report July 2023
- CM- 4 Response to Council Inquiry - Legal - Local Ethics Board
- CM- 5 Local Finance Notice 2023-14 - Pay-To-Play Law Updates for Local Governments
- CM- 6 Response to Social Media Post by Councilman Latona
- CM- 7 Response to Council Inquiry - Legal - Historic Botany By-Laws
- CM- 8 Response to Council Inquiry - Legal - Bd. of Health
- CM- 9 CHIP Program Applications in Multiple Languages
- CM- 10 Chief Financial Officer Reports on BAN Sale of August 17, 2023
- CM- 11 Botany Carnival - Certificate of Insurance
- CM- 12 Letter of Resignation from Historical Commission
- CM- 13 Response to Council Inquiry - Crosswalks

- CM- 14 Bond Resolution of Passaic Valley Water Commission
- CM- 15 Budget Status Reports for the 2023 Municipal Budget and 2023 Sewer Utility Budget
- CM- 16 Cares Funding - CDBG CV Funds
- CM- 17 Response to Council Inquiry - PD - Police Presence Request
- CM- 18 Murals on Private Property
- CM- 19 Revisions to Chapter 159 of the City Code - Bazaars, Circuses and Festivals

V. CONFIDENTIAL ITEMS / CLOSED SESSION

- CON1 NAACP Consent Decree - Legal Opinion
- CON2 Litigation Update: Pending Grievance Arbitrations
- CON3 Rice Notices and Executive Session - Legal Opinion
- CON4 Vapor Business Ordinance - Legal Opinion - Potential Litigation
- CON5 Legal Questions Regarding IBEW-DPW Contract 2022-2025 and Sewer Jetting Bids
- CON6 Chief Municipal Prosecutor Position - Personnel Matter
- CON7 Clifton Supervisors Association (CSA) - Contract Negotiations - 2023-2026
- CON8 PBA, Local 36 - Contract Negotiations
- CON9 Request for Creation of Chief Assistant Municipal Attorney Title - Personnel Matter
- CON10 Estate of Lovato v. City of Clifton, et al - Litigation - Docket No. PAS-L-3006-20
- CON11 IBEW Retiree Health Benefits Dispute 2021

REGULAR MEETING

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

Father Oleksii - Holy Ascension

II. PUBLIC HEARING

Public Hearing Community Development Amendment B-22-MC-34-0103

III. PRESENTATION

IV. APPROVAL OF MINUTES

Minutes of Workshop Meeting of August 15, 2023

Minutes of Executive Session of August 15, 2023

Minutes of Regular Meeting of August 15, 2023

V. COMMUNICATIONS FROM THE CITY MANAGER

- C- 1 Adriana Alfaro has resigned with the Health Dept. as Social Worker Health Bilingual, effective 08/12/2023.

VI. COMMUNICATIONS - MEETING MINUTES

- C- 2 Minutes of Clifton Planning Board of July 27, 2023
- C- 3 Minutes of Beautification Committee of August 7, 2023
- C- 4 Minutes of North Jersey District Water Supply Commission of July 26, 2023
- C- 5 Minutes of Board of Adjustment of August 16, 2023
- C- 6 Minutes of Clifton Arts Center of July 24, 2023

VII. ORDINANCE - SECOND READING

- O- 7845-23 Ordinance for Adoption of the Floodplain Management Regulations of the City of Clifton - An Ordinance by the Mayor and Council Amending the Clifton City Code of Ordinances to Repeal Chapter 239; to Adopt a New Chapter 239; to Adopt Flood Hazard Maps; to Designate a Floodplain Administrator; and Providing for Severability and an Effective Date
- O- 7846-23 An Ordinance to Amend, Revise and Supplement Chapter 332 of the Code of the City of Clifton Entitled "Nuisances" to Add a Provision Regulating Unruly Social Gatherings

VIII. ORDINANCE - FIRST READING

- O- 7847-23 An Ordinance to Amend, Revise and Supplement Chapter 439 of the Code of the City of Clifton, Entitled "Vehicles and Traffic", More Particularly Section 439-37 Thereof, Entitled "Handicapped Parking on Streets" (Deletes 2 Restricted Handicapped Spaces)
- O- 7848-23 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 9 Restricted Handicapped Spaces)
- O- 7849-23 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 5 Restricted Handicapped Spaces)
- O- 7850-23 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 Numbers)
- O- 7851-23 An Ordinance to Amend, Revise and Supplement Chapter 99 of the Code of the City of Clifton, Entitled "Salaries and Compensation", More Particularly Article III Thereof, Entitled "Supervisory Officials and Employees", Section 99-10, Entitled "Minimum and Maximum Salaries Fixed" (Amends Salary of Supervisors of DPW & Fire Official Position)
- O- 7852-23 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 (Creates Stipend for Assistant to Treasurer)

IX. FLOOR TO MEMBERS OF THE PUBLIC

X. CITY MANAGER PRIVILEGE/Respond to Public Questions

XI. COUNCIL PRIVILEGE

XII. RESOLUTIONS

- | | | |
|---|--------|---|
| R | 393-23 | Resolution: Approve Claims List Resolution for the September 5, 2023, City Council Meeting |
| R | 394-23 | Resolution - Chapter 159 Resolution to Amend the 2023 Municipal Budget to Include Grant - \$1,000 Stigma Free Wellness Fair |
| R | 395-23 | Resolution - Chapter 159 Resolution to Amend the 2023 Municipal Budget to Include Grant - \$697,521 Local Public Health Infrastructure |
| R | 396-23 | Resolution - Chapter 159 Resolution to Amend the 2023 Municipal Budget to Include Grant - \$10,000 Stormwater Assistance |
| R | 397-23 | Resolution - Chapter 159 Resolution to Amend the 2023 Municipal Budget to Include Grant - \$8,544.16 Youth Leadership |
| R | 398-23 | Resolution - Chapter 159 Resolution to Amend the 2023 Municipal Budget to Include Grant - \$17,311.87 Municipal Alliance (CASA) |
| R | 399-23 | Resolution - Chapter 159 Resolution to Amend the 2023 Municipal Budget to Include Grant - \$4,327.97 Municipal Alliance City Match |
| R | 400-23 | Resolution - Chapter 159 Resolution to Amend the 2023 Municipal Budget to Include Grant - \$15,000 Spotted Lanternfly Program |
| R | 401-23 | Resolution - Chapter 159 Resolution to Amend the 2023 Municipal Budget to Include Grant - \$45,000 Additional Funding Title IIIB ARP Funding |
| R | 402-23 | Resolution - Emergency Appropriation 2023 Sewer Utility Budget |
| R | 403-23 | Resolution Authorizing and Awarding Contract for On-Call Emergency Sewer Jetting Services for Department of Public Works for the City of Clifton |
| R | 404-23 | Resolution Authorizing Final Payment Repairs to Fire Station No. 1 - T&A Carpentry and Home Restorations |
| R | 405-23 | Resolution to Purchase Road Rock Salt for the City of Clifton off of New Jersey State Contract Pursuant to N.J.S.A. 40A:11-12a |
| R | 406-23 | Resolution Awarding the Contract to ESO Solutions, Inc. for the City of Clifton EMS Software Services for the Fire Department |
| R | 407-23 | Resolution Authorizing Purchase of Heavy-Duty Automotive Truck Parts and Repair Services for Department of Public Works City of Clifton, as-Needed, off the Bergen County Co-Op Contract Purchasing Program Pursuant to N.J.S.A. 40A:11-2 et seq. |
| R | 408-23 | Resolution for Reappointment and Replacement of Members to the Hazardous Materials Control Board |
| R | 409-23 | Resolution Authorizing New Vending Machine License - Clifton Obgyn |
| R | 410-23 | Resolution Authorizing Entertainment License for Serelem, Inc./Juan Melendres t/a J. Aldo's Bar & Pizzeria |
| R | 411-23 | Resolution Authorizing Entertainment License for Athenia Veterans Post, Inc. |
| R | 412-23 | Resolution Authorizing Entertainment License for Italian American Family Association t/a Italian American Family Association |

- R 413-23 Resolution of Congratulations Upon Retirement - Keyboarding Clerk II - Michele Acocella
- R 414-23 Resolution of Congratulations Upon Retirement - Police Lieutenant - William J. Frank
- R 415-23 Resolution of Congratulations Upon Retirement - Assistant Assessor - Elizabeth Gagnon
- R 416-23 Resolution of Thanks and Appreciation to Daron Vasquez - Historical Commission

- R 417-23 Resolution of the City of Clifton Accepting Grant Funding (Year 2) from the NJ Association of County and City Health Officials (NJACCHO) and Authorizing Entry into and Execution of a Grant Agreement
- R 418-23 Resolution Amending Resolution R376-23 Adopted by the Municipal Council on August 2, 2023 Authorizing the Cancellation and Refund of a Portion of the 2022 2nd Quarter Taxes, the 2022 3rd and 4th Quarters, and the 2023 1st and 2nd Quarter Taxes on Property Known as Block 43.16, Lot 6, 80 Wesley Street, Owned by a Disabled Veteran (Amends Resolution R376-23 to Include the 3rd Quarter 2023 Property Taxes)
- R 419-23 Resolution Authorizing the Clifton Public Housing Agency to Utilize the Small Area Fair Market Rent Rule and to Adjust the Payment Standards to 110 Percent of the Fair Market Rent for the Section 8 Voucher Program Beginning October 1, 2023
- R 420-23 Resolution Authorizing Amendment to Community Development Block Grant Program Budget - Amendment B-22-MC-34-0103 (Transfer of CDBG Funds From: Yr. 48 St. Peter's Homeless Street Outreach Yr. 48 to Yr. 48 Literacy Program \$8,000 transfer 9-5-2023)
- R 421-23 Resolution Authorizing Agreement Between the City of Clifton Community Development Office (CDBG) and St. Peter's Haven as Grant Sub-Recipient of CDBG Award for Year 49 Funding for Period August 1, 2023 Through July 31, 2024, Contract Number B-23-MC-34-0103
- R 422-23 Resolution Authorizing Agreement Between the City of Clifton Community Development Office (CDBG) and Botany Village Special Improvement District as Grant Sub-Recipient of CDBG Award for Year 49 Funding for Period August 1, 2023 Through July 31, 2024, Contract Number B-23-MC-34-0103
- R 423-23 Resolution Authorizing Agreement Between the City of Clifton Community Development Office (CDBG) and Boys and Girls Club of Clifton, NJ, Inc. as Grant Sub-Recipient of CDBG Award for Year 48 Funding for Period August 1, 2023 Thru July 31, 2024, Contract Number B-23-MC-34-0103
- R 424-23 Resolution Authorizing Agreement Between the City of Clifton Community Development Office (CDBG) and DIAL (Disabled Information, Awareness and Living) as Grant Sub-Recipient of CDBG Award for Year 49 Funding for Period August 1, 2023 Through July 31, 2024 Contract Number B-23-MC-34-0103
- R 425-23 Resolution Authorizing Agreement Between the City of Clifton Community Development Office (CDBG) and Family Literacy Program at Clifton Public School #17 of CDBG Award for Year 49 Funding for Period August 1, 2023 Thru July 31, 2024, Contract Number B-23-MC-34-0103
- R 426-23 Resolution Authorizing the Award to and the Execution of Contract with Jill A.

Hartmann, PP, AICP for Professional Planning Services for the City of Clifton
Community Development Block Grant Program Yr. 47 from August 1, 2023
Through July 31, 2024 - Professional Planning and Administrative Services

R 427-23 Resolution Awarding Contract for Providing Community Development
Specialist Planning and Technical Services to Mullin & Lonergan Associates -
CDBG Yr. 49 (August 1, 2023 - July 31, 2024)

R 428-23 Resolution Authorizing Tax Collector to Lien Properties and Bill Property
Owners and Collect for Reimbursement of Expenditures Made by City of
Clifton for Emergency Order Clean-Ups

XIII. LICENSES

L-	1	Somos Tu Peru Cafe
L-	2	We Bake Fresh, LLC
L-	3	Sweet N Cake
L-	4	Al-Aqsa Supermarket
L-	5	Village Stationary
L-	6	Naaarco