

CLIFTON, NEW JERSEY
REGULAR MEETING MINUTES NOVEMBER 8, 2023

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 Grabowski 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 2023 which was published as legal advertisements in the Herald News on December 12, 2022 and was additionally advertised in the Record on December 12, 2022. 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 Gibson	(BG)
Councilman Kolodziej	(JK)
Councilman Latona	(AL)
Councilwoman Murphy	(LM) (via Zoom)
Councilwoman Pino	(RP) (Absent)
Councilwoman Sadrakula	(MS)
Mayor Grabowski	(RG)

Also present were City Manager, Dominick Villano; City Attorney, Matthew Priore ; Assistant City Attorney, Andrew Oddo, City Clerk, Nancy Ferrigno and Deputy City Clerk, Michele Butler.

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

Nancy Ferrigno – City Clerk

Mayor Grabowski announced that the Clifton Health Department achieved accreditation status, after completion of a review process against national standards. Their commitment and dedication has proven to be an asset to the City.

PRESENTATION

Beautification Awards

APPROVAL OF MINUTES

A Motion was made by Councilman Kolodziej, seconded by Councilman Latona and passed on roll call vote to approve the Workshop Session, Executive Session, Regular Session Meeting Minutes of October 17, 2023.

(6-0-0-1) Councilman Gibson, Councilman Kolodziej, Councilman Latona, Councilwoman Murphy, Councilwoman Sadrakula and Mayor Grabowski voted aye. Councilwoman Pino was absent.

COMMUNICATIONS FROM THE CITY MANAGER

C-1 Alexandria Colacurto Keyboarding Clerk I - Recreation. starting effective 10/16/2023 at \$32,500.00/annually.

- C-2 Amanda Christian has been promoted to Provisional Technical Assistant effective 08/01/2023 at \$45,000.00/annually.
- C-3 Kathy Baker Keyboarding Clerk II - Clifton Fire Dept was laterally moved to Records Support Technician I effective 08/22/2023 at \$51,000/annually.
- C-4 Yadira Pratts started as School Crossing Guard - Public Safety effective 10/23/2023 at \$16/hourly.
- C-5 Rachel Reigottie started as School Crossing Guard - Public Safety effective 10/23/2023 at \$16/hourly.
- C-6 Shavonna Powell started as Records Support Technician - Finance Dept. effective 08/16/2023 at \$45,000/annually.
- C-7 Catalina Dubon-Gutierrez has resigned with the Health Dept. as Field Health Representative, effective 09/30/2023.
- C-8 Jason Ricca started as Records Support Technician 1- Finance effective 11/1/2023 at \$45,000/annually.
- C-9 Ashley Peralta started as Field Representative - Health Education - Health effective 11/1/2023 at \$45,000/annually.
- C-10 Thomas Patti started as Lead Inspector (Clerk 1 PT) - Health effective 11/1/2023 at \$32,500/annually.
- C-11 Frank Loran has retired with the Clifton Police Dept. as Police Officer, effective 11/01/2023.

COMMUNICATIONS MEETING MINUTES

- C-12 Minutes of Beautification Committee of October 2, 2023
- C-13 Minutes of Board of Health of 6/13/23 and 9/12/23,
- C-14 Minutes of Environmental Commission of 6/14/23 and 9/13/23
- C-15 Minutes of Hazardous Materials Control Board of 6/21/23 and 9/20/23
- C-16 Minutes of Historical Commission of September 7, 2023
- C-17 Minutes of Clifton Arts Center of September 25, 2023
- C-18 Minutes of Board of Adjustment of October 18, 2023
- C-19 Minutes of Senior Advisory Meeting of October 26, 2023
- C-20 Minutes of Planning Board of October 26, 2023
- C-21 Minutes of North Jersey District Water Supply Commission of September 27, 2023
- C-22 Minutes of Passaic Valley Water Commission of September 27, 2023
- C-23 Minutes of Traffic Safety Council of October 19, 2023

SECOND READING ORDINANCES

A. Adoption of Ordinance 7857-23

B. Public Hearing on Ordinance 7857-23

Mayor Grabowski opened the floor to the public with regard to the Ordinance 7857-23.

With no one wishing to be heard, a Motion was made by Councilman Gibson, seconded by Councilman Kolodziej 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 Kolodziej 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

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Thereof, Entitled "Handicapped Parking on Streets for Private Residences" (Adds 8 Restricted Handicapped Spaces)

(6-0-0-1) Councilman Gibson, Councilman Kolodziej, Councilman Latona, Councilwoman Murphy, Councilwoman Sadrakula and Mayor Grabowski voted aye. Councilwoman Pino was absent.

C. Adoption of Ordinance 7858-23

D. Public Hearing on Ordinance 7858-23

Mayor Grabowski opened the floor to the public with regard to the Ordinance 7858-23.

With no one wishing to be heard, a Motion was made by Councilman Kolodziej, 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 Kolodziej, 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 439-38 Thereof, Entitled "Handicapped Parking on Streets for Private Residences" (Deletes 7 Restricted Handicapped Spaces No Longer in Use)

(6-0-0-1) Councilman Gibson, Councilman Kolodziej, Councilman Latona, Councilwoman Murphy, Councilwoman Sadrakula and Mayor Grabowski voted aye. Councilwoman Pino was absent.

E. Adoption of Ordinance 7859-23

F. Public Hearing on Ordinance 7859-23

Mayor Grabowski opened the floor to the public with regard to the Ordinance 7859-23.

With no one wishing to be heard, a Motion was made by Councilman Kolodziej, 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 Kolodziej, 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 439-38 Thereof, Entitled "Handicapped Parking on Streets for Private Residences" (Amends Handicapped Parking Placard Number)

(6-0-0-1) Councilman Gibson, Councilman Kolodziej, Councilman Latona, Councilwoman Murphy, Councilwoman Sadrakula and Mayor Grabowski voted aye. Councilwoman Pino was absent.

G. Adoption of Ordinance 7860-23

H. Public Hearing on Ordinance 7860-23

Mayor Grabowski opened the floor to the public with regard to the Ordinance 7860-23.

With no one wishing to be heard, a Motion was made by Councilman Kolodziej, 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 Kolodziej, seconded by Councilman Gibson and carried by roll call vote.

An Ordinance to Amend, Revise and Supplement Chapter 17 of the Code of the City of Clifton, Entitled "Clifton Arts Center Gallery and Sculpture Park Committee", More Particularly Article II Thereof, Entitled "Composition of Advisory Committee" (Amends Composition of Advisory Committee)

(6-0-0-1) Councilman Gibson, Councilman Kolodziej, Councilman Latona, Councilwoman Murphy, Councilwoman Sadrakula and Mayor Grabowski voted aye. Councilwoman Pino was absent.

I. Adoption of Ordinance 7863-23

J. Public Hearing on Ordinance 7863-23

Mayor Grabowski opened the floor to the public with regard to the Ordinance 7863-23.

With no one wishing to be heard, a Motion was made by Councilman Gibson, seconded by Councilman Kolodziej 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 Kolodziej and carried by roll call vote.

An Ordinance to Amend, Revise and Supplement Chapter 439 of the Code of the City of Clifton, More Particularly Section 439-13 Entitled "Parking Prohibited at all Times on Certain Streets" (Adds Location at Varettoni Place)

(6-0-0-1) Councilman Gibson, Councilman Kolodziej, Councilman Latona, Councilwoman Murphy, Councilwoman Sadrakula and Mayor Grabowski voted aye. Councilwoman Pino was absent.

K. Adoption of Ordinance 7864-23

L. Public Hearing on Ordinance 7864-23

Mayor Grabowski opened the floor to the public with regard to the Ordinance 7864-23.

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With no one wishing to be heard, a Motion was made by Councilman Kolodziej, 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 Kolodziej, 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, More Particularly Section 439-18 Entitled "Loading Zones" (Adds Location at Randolph Avenue)

(6-0-0-1) Councilman Gibson, Councilman Kolodziej, Councilman Latona, Councilwoman Murphy, Councilwoman Sadrakula and Mayor Grabowski voted aye. Councilwoman Pino was absent.

M. Adoption of Ordinance 7865-23

N. Public Hearing on Ordinance 7865-23

Mayor Grabowski opened the floor to the public with regard to the Ordinance 7865-23.

With no one wishing to be heard, a Motion was made by Councilman Gibson, seconded by Councilman Kolodziej 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 Kolodziej and carried by roll call vote.

An Ordinance to Amend, Revise and Supplement Chapter 349 of the Code of the City of Clifton, Entitled "Parking on Residential Streets", More Particularly Section 349-2 Thereof, Entitled "Restricted Streets" (Establishes Permit Parking on Both Sides of West Third Street)

(6-0-0-1) Councilman Gibson, Councilman Kolodziej, Councilman Latona, Councilwoman Murphy, Councilwoman Sadrakula and Mayor Grabowski voted aye. Councilwoman Pino was absent.

O. Adoption of Ordinance 7866-23

P. Public Hearing on Ordinance 7866-23

Mayor Grabowski opened the floor to the public with regard to the Ordinance 7866-23.

Henry Cholewczynski, 37 Phyllis Place, suggested that Council fire the entire Law Department and have them reapply for a one full time attorney position.

With no one else wishing to be heard, a Motion was made by Councilman Kolodziej to adopt Ordinance 7866-23. With no second to the Motion, the same failed..

An Ordinance to Amend, Revise and Supplement Chapter 99 of the Code of the City of Clifton Entitled "Salaries and Benefits", More Particularly Article VI Thereof, Entitled

"Confidential Officials and Employees", and More Particularly Section 99-34 Thereof, Entitled "Minimum and Maximum Salaries Fixed" (Creates Title and Compensation for Chief Municipal Attorney)

A Motion was made by Councilman Kolodziej, seconded by Councilman Gibson and passed on roll call vote to table Ordinance 7866-23.

An Ordinance to Amend, Revise and Supplement Chapter 99 of the Code of the City of Clifton Entitled "Salaries and Benefits", More Particularly Article VI Thereof, Entitled "Confidential Officials and Employees", and More Particularly Section 99-34 Thereof, Entitled "Minimum and Maximum Salaries Fixed" (Creates Title and Compensation for Chief Municipal Attorney)

(5-1-0-1) Councilman Gibson, Councilman Kolodziej, Councilman Latona, Councilwoman Murphy and Mayor Grabowski voted aye. Councilman Sadrakula voted nay and Councilwoman Pino was absent.

Q. Adoption of Ordinance 7867-23

R. Public Hearing on Ordinance 7867-23

Mayor Grabowski opened the floor to the public with regard to the Ordinance 7867-23.

With no one wishing to be heard, a Motion was made by Councilman Latona, seconded by Councilman Kolodziej 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 Latona, seconded by Councilman Kolodziej 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 III Thereof, Entitled "Supervisory Officials and Employees", Section 99-10, Entitled "Minimum and Maximum Salaries Fixed" (Amends Salary of Supervisor of Mechanic Position)

(6-0-0-1) Councilman Gibson, Councilman Kolodziej, Councilman Latona, Councilwoman Murphy, Councilwoman Sadrakula and Mayor Grabowski voted aye. Councilwoman Pino was absent.

S. Adoption of Ordinance 7868-23

T. Public Hearing on Ordinance 7868-23

Mayor Grabowski opened the floor to the public with regard to the Ordinance 7868-23.

With no one wishing to be heard, a Motion was made by Councilman Kolodziej to adopt Ordinance 7868-23. With no second to the Motion the same failed.

A Motion was made by Councilman Kolodziej to table Ordinance 7868-23. With no second to the Motion, the same failed.

An Ordinance to Amend, Revise and Supplement Chapter 77 of the Code of the City of Clifton, Entitled "Police Department" (Amends Table of Organization in Police Department)

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With no second to adopt or table, Ordinance 7868-23 failed.

U. Adoption of Ordinance 7869-23

V. Public Hearing on Ordinance 7869-23

Mayor Grabowski opened the floor to the public with regard to the Ordinance 7869-23.

With no one wishing to be heard, a Motion was made by Councilman Latona, 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 Latona, seconded by Councilman Gibson 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 III Thereof, Entitled "Supervisory Officials and Employees", Section 99-10, Entitled "Minimum and Maximum Salaries Fixed" (Amends Salary of Deputy Municipal Court Administrator)

(6-0-0-1) Councilman Gibson, Councilman Kolodziej, Councilman Latona, Councilwoman Murphy, Councilwoman Sadrakula and Mayor Grabowski voted aye. Councilwoman Pino was absent.

FIRST READING ORDINANCES

A. Introduction of Ordinance 7861-23

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

An Ordinance to Amend, Revise and Supplement Chapter 349 of the Code of the City of Clifton, Entitled "Parking on Residential Streets and Municipal Lots", More Particularly Section 349-7 Thereof, Entitled "Application for Permit; Fee; Term of Permits" (Amends Visitor Parking Fee)

It was regularly moved, seconded and carried that the ordinance now pending be further considered for final passage after public hearing at the regular meeting of the Municipal Council to be held Tuesday, November 21, 2023 at 8:00 p.m. and that the City Clerk be authorized to publish said ordinance together with statutory notice as required by law.

(4-2-0-1) Councilman Gibson, Councilman Kolodziej, Councilwoman Murphy, and Mayor Grabowski voted aye. Councilman Latona and Councilwoman Sadrakula voted nay. Councilwoman Pino was absent.

B. Introduction of Ordinance 7862-23

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

An Ordinance to Amend, Revise and Supplement Chapter 349 of the Code of the City of Clifton, Entitled "Parking on Residential Streets and Municipal Lots", More Particularly

Section 349-3 Thereof, Entitled "Application for Permit; Fee; Term of Permits" (Amends Term of Parking Permit)

(3-1-2-1) Councilman Gibson, Councilwoman Murphy and Mayor Grabowski voted aye. Councilwoman Sadrakula voted nay, Councilman Gibson and Councilman Latona abstained. Councilwoman Pino was absent.

C. Introduction of Ordinance 7870-23

The entitled ordinance was introduced and read by the City Clerk, as first reading, which reading was by title, passed upon motion made by Councilman Gibson, seconded by Councilman Kolodziej 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 8 Restricted Handicapped Spaces No Longer in Use)

It was regularly moved, seconded and carried that the ordinance now pending be further considered for final passage after public hearing at the regular meeting of the Municipal Council to be held Tuesday, November 21, 2023 at 8:00 p.m. and that the City Clerk be authorized to publish said ordinance together with statutory notice as required by law.

(6-0-0-1) Councilman Gibson, Councilman Kolodziej, Councilman Latona, Councilwoman Murphy, Councilwoman Sadrakula and Mayor Grabowski voted aye. Councilwoman Pino was absent.

D. Introduction of Ordinance 7871-23

The entitled ordinance was introduced and read by the City Clerk, as first reading, which reading was by title, passed upon motion made by Councilwoman Sadrakula, 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 439-38 Thereof, Entitled "Handicapped Parking on Streets for Private Residences" (Adds 6 Restricted Handicapped Spaces)

It was regularly moved, seconded and carried that the ordinance now pending be further considered for final passage after public hearing at the regular meeting of the Municipal Council to be held Tuesday, November 21, 2023 at 8:00 p.m. and that the City Clerk be authorized to publish said ordinance together with statutory notice as required by law.

(6-0-0-1) Councilman Gibson, Councilman Kolodziej, Councilman Latona, Councilwoman Murphy, Councilwoman Sadrakula and Mayor Grabowski voted aye. Councilwoman Pino was absent.

E. Introduction of Ordinance 7872-23

A Motion was made by Councilwoman Sadrakula, seconded by Councilman Gibson and passed on roll call vote to table Resolution 7872-23.

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 Number)

(6-0-0-1) Councilman Gibson, Councilman Kolodziej, Councilman Latona, Councilwoman Murphy, Councilwoman Sadrakula and Mayor Grabowski voted aye. Councilwoman Pino was absent.

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FLOOR TO MEMBERS OF THE PUBLIC

Tom Whittles, CASA, congratulated all the winners of the recent election. He also congratulated the Clifton Health Department for receiving accreditation status.

Angela Montague, 2 Elm St., remarked that the individual that was assigned as an alternate to the Beautification Committee at tonight's Council Meeting was previously removed from the committee for excessive absences. She announced Downtown Clifton Santa Day and a Small Business of the Year program.

Several residents from Middlesex County asked for support regarding the nurse's strike at Robert Wood Johnson Hospital.

Francesco Muoio, J5 Meadow Court, suggested that Council discontinue all flag raisings and have one day for all cultures to celebrate together.

Joseph Koribanics, 685 Van Houten Ave., remarked that unification is in the best interest of Clifton residents. He pointed out the qualifications of each Council member and the good they could do for the City provided they work together.

Councilwoman Murphy left the meeting at 8:55 p.m.

David Joseph, 217 Cambridge Court, commented that he supports the nurses and wish them well in their efforts to improve their and their patients quality of care. He remarked on the wonderful service City Green offers to residents. He congratulated all the winners of the recent election. Mr. Joseph asked that the newly elected officials endorse a climate of unity and respect.

Joseph Saino, stated that he stands behind the nurses strike. He announced a fundraiser for St. Jude's Children's Hospital. Mr. Saino thanked everyone who supported him in winning a seat on the Board of Education.

Henry Chowelczynski, 37 Phyllis Place, discussed the Police Department Table of Organization and suggested a consultant be hired to find out why the City cannot retain Police Officers. He urged Council to write a letter to Trenton in support of nurses working without a contract.

Jeff Hoey, 38 Meadow Lane, expressed his concerns regarding the City participating in the 1033 program which enables the Clifton Police Department to request and acquire excess Department of Defense equipment. He spoke about the role of the Clifton Police Department and the impact it would have on the City should they acquire such equipment. Mr. Hoey expressed his support for the nurses strike.

Bart Ciervo, 306 Delawanna Ave., spoke about parking permits, the City Manager's role in enforcing establishments having entertainment without a license. He commented to Councilman Gibson that he did not like the Councilman pointing his finger at him at the last Council meeting.

Steve Goldberg, 124 Charles St., congratulated the Clifton Health Department on their recent accreditation. He expressed his support for the nurses strike, congratulated all winners of the recent election, thanked all Veterans for their service and expressed his discord regarding hate speech.

Donna Popowich, 58 Dalewood Rd., asked why "no parking" signs are on Pershing Road. She commented that the audio in the courtroom is terrible, she asked why no quality of life issues are on the agenda. She asked that a smoke shop on Van Houten Avenue remove the inflatable advertising sign in front of the establishment, asked that the City maintains any burnt out Christmas lights this year, make sure no public city meetings are held on religious holidays and finish painting crosswalks.

Chris D'Amato, 81 Merrill Rd., expressed his support for the nurse's strike. He spoke about some high school students who have spoken at City Council meetings and had some excellent ideas for improving communications to the public. Mr. D'Amato commented on the poor voter turnout

at the recent local election. He spoke about anti-Semitism and hateful flyers that were left on residents cars.

Judy Bassford, 92 Mountainview Dr., announced that the voter's spoke in the recent election. She finished the privilege of Donna Popowich regarding establishing a decorating committee for the holidays, assuring that no public meetings conflict with holidays, maintaining crosswalks, move the annual stampede race over one block to avoid traffic issues and she would like to know what is happening with the proposed Dog Park. Ms. Bassford suggested that a welcome packet with pertinent City information be posted on the City website.

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

(5-0-0-2) Councilman Gibson, Councilman Kolodziej, Councilman Latona, Councilwoman Sadrakula and Mayor Grabowski voted aye. Councilwoman Murphy and Councilwoman Pino were absent.

CITY MANAGER PRIVILEGE/RESPONSE TO RESIDENTS

City Manager, Dominick Villano, read the accreditation letter sent to the Health Department and responded to residents as follows:

Bart Ciervo - Curb your dog signs were added around Dunney Park and more garbage cans will be added. Shipping containers are regulated by the Zoning Department. A study was done regarding speeding on Delawanna Ave. It was reported that there is no serious speeding problem only isolated incidents.

Angela Montague - Will check into the new member of the Beautification Committee and see if it was the same individual that was previously voted off the Committee.

Donna Popowich - He believes the sign that she is asking to be removed on Van Houten Avenue is legal per City ordinance but he will double check the ordinance. He agreed that the Christmas decorations are in need of an upgrade, the proposed dates for public meetings are on the agenda and the money for the dog park will be going to Nash Park. Mr. Villano agreed with the suggestion to create a welcome packet and place it on the City website to help new residents.

COUNCIL PRIVILEGE

Councilman Latona

Councilman Latona wished all Veterans a Happy Veteran's Day and commented that the Veterans Day parade was a good event. He announced local events and congratulated the Health Department on their recent accreditation. He announced that the Recycling Committee met, spoke about the Hoffman La Roche PILOT program, establishing a plan to discontinue having homeowners financially responsible to fix sidewalks due to City trees lifting them, recession game plan and government wastefulness. Councilman Latona discussed the order of appointees to the Beautification Committee, supporting the nurses' strike, account checks and balances and anti-Semitism.

Councilwoman Murphy

Councilwoman Murphy was absent.

Councilwoman Pino

Councilwoman Pino was absent.

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Councilwoman Sadrakula

Councilwoman Sadrakula asked for copies of the bills that the nurses are asking the Council to support. She commented on the letter the City received regarding property revaluation and asked if there is a mechanism to appeal the revaluation. Councilwoman Sadrakula asked for an update as to where the profits from the Botany Carnival were donated. She asked that the Ordinance regarding rules for carnivals be put on the next agenda and commented that the City's Zoning ordinances need updating. Councilwoman Sadrakula suggested the Council begin thinking about purchasing Latteri Park. She recommended that more speed limit signs be placed on Delawanna Avenue. Councilwoman Sadrakula announced that the Museum Committee is looking for members. She commented that the Veterans Day parade was a good event. She recommended moving the 5K Stampede one block over next year to alleviate traffic issues. Councilwoman Sadrakula spoke about an invitation she received to attend a party at the New Jersey League of Municipalities which she feels is overspending. She discussed improving the Christmas decorations at City Hall, crosswalk striping, getting started with the dog park, new resident welcome packages and flag raisings.

Councilman Gibson

Councilman Gibson announced that the Avenue of Flags needs volunteers.

Councilwoman Sadrakula left the dais at 10:01 p.m.

Councilman Gibson stated the Recycling Committee met, he read off events being held by Downtown Clifton and expressed his support for the nurses who are on strike.

Councilwoman Sadrakula returned to the dais at 10:04 p.m.

Councilman Gibson commented that he received many calls regarding the unkempt grounds at the Main Avenue Post Office property. He congratulated all the winners of the recent election, spoke about the Police Table of Organization and parking on Pershing Road. Councilman Gibson wished all Veterans a Happy Veteran's Day.

Councilman Kolodziej

Councilman Kolodziej, expressed his support for the nurses who are striking due in part to being short staffed and overworked. He compared this scenario to the Police Department's Table of Organization. Councilman Kolodziej stated the rising cost of health care is going to cost approximately one million dollars which will reduce the current Health Care Trust. He stated that the Health Care Trust fund that some members of Council wanted to cut, will now be cut organically. Councilman Kolodziej commented that Ordinance 7866-23 needs to be clarified. He stated that it is not creating a new position in the Law Department, only changing the title of an existing position and using Outside Counsel rather than promoting the individual will cost considerably more to the City. Councilman Kolodziej commented that a property reevaluation is not appealable. He said the cost of the reevaluation can be done as a special emergency appropriation to be paid out over the course of five years and that the City can expect a change in the tax rate after the reevaluation is completed. He spoke about the new Small Business Beautification program, the Fire Department Pet Food drive and a new art exhibit. Councilman Kolodziej congratulated the candidates who won seats on the Board of Education and thanked the incumbents, who were not reelected, for their service. He asked that any items that he could not vote on at tonight's meeting due to an internet issue, be put back on the next agenda so he can record his vote.

Mayor Grabowski

Mayor Grabowski, congratulated all the winners of the recent election. He spoke about the Beautification Award program. Mayor Grabowski commented that the Health Department worked very hard to receive their accreditation and congratulated them on a job well done. He announced that the Zoning Ordinances and the Master Plan is being updated. Mayor Grabowski expressed his support for the nurses strike.

RESOLUTIONS VOTED ON SEPERATELY

A Motion was made by Councilman Kolodziej, seconded by Councilman Gibson and passed on roll call to vote on Resolution R501-23 separately:

R501-23 Resolution - 2023 Budget Appropriation Transfer in Sewer Utility Budget

**RESOLUTION TO TRANSFER
2023 BUDGET APPROPRIATIONS
SEWER UTILITY**

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 2023 Sewer Utility Budget Appropriations are expected to be insufficient to meet the expenditure requirements through the end of the fiscal year, and certain 2023 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 2023 Municipal Budget Appropriations be made in the Sewer Utility:

<u>Department</u>	<u>Account Number</u>	<u>Amount – From:</u>	<u>Amount – To:</u>
Debt Service - Bond Interest	07-201-45-930-344		\$13,562.10
Debt Service – Bond Principal	07-201-45-920-342	\$ 4,106.00	
Debt Service – Loan	07-201-45-941-347	\$ 3,427.04	
Sewer Allocations	07-201-26-292-553	\$ 6,029.06	
Total Transfer Amount:		<u>\$ 13,562.10</u>	<u>\$ 13,562.10</u>

(4-1-0-2) Councilman Gibson, Councilman Kolodziej, Councilman Latona and Mayor Grabowski voted aye. Councilwoman Sadrakula voted nay. Councilwoman Murphy and Councilwoman Pino were absent.

A Motion was made by Councilman Kolodziej, seconded by Councilman Gibson and passed on roll call to vote on Resolution R502-23 separately:

R502-23 Resolution - 2023 Budget Appropriation Transfer in the Municipal Budget

**RESOLUTION TO TRANSFER
2023 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 2023 Municipal Budget Appropriations are expected to be insufficient to meet the expenditure requirements through the end of the fiscal year, and certain 2023 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 2023 Municipal Budget Appropriations be made in the Current Fund:

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<u>Department</u>	<u>Account Number</u>	<u>Amount – From:</u>	<u>Amount – To:</u>
City Manager – S&W	01-201-20-100-101	\$ 10,000.00	
Personnel – S&W	01-201-20-105-102		\$ 10,000.00
Tax Assessor – OE	01-201-20-145-503	\$ 10,000.00	
Tax Collector – OE	01-201-20-150-224		\$ 10,000.00
Zoning & Planning – S&W	01-201-21-180-107	\$ 60,000.00	
Zoning & Planning – OE	01-201-21-180-320		\$ 10,000.00
Housing Director – S&W	01-201-21-190-106		\$ 60,000.00
Housing Director – OE	01-201-21-190-318	\$ 10,000.00	
Roads – S&W	01-201-26-292-109	\$ 25,000.00	
Recycling -S&W	01-201-26-305-107		\$ 5,000.00
Human Services – S&W	01-201-27-331-107	\$ 45,000.00	
Senior Citizens – S&W	01-201-27-336-101		\$ 45,000.00
Shade Tree – S&W	01-201-28-300-101		\$ 20,000.00
Sanitation – OE	01-201-32-465-502	\$ 15,000.00	
Statutory – DCRP	01-201-36-477-501		\$ 15,000.00
Total Transfer Amount:		<u>\$175,000.00</u>	<u>\$175,000.00</u>

(4-1-0-2) Councilman Gibson, Councilman Kolodziej, Councilman Latona and Mayor Grabowski voted aye. Councilwoman Sadrakula voted nay. Councilwoman Murphy and Councilwoman Pino were absent.

A Motion was made by Councilman Kolodziej, seconded by Councilman Gibson and passed on roll call to vote on Resolution 504-23 separately.

R504-23 Resolution Releasing Guarantees for Site Improvements - Clifton Senior Living, LLC, 782 Valley Road - Block 44.04, Lot 11

**RESOLUTION RELEASING GUARANTEES FOR SITE IMPROVEMENTS:
CLIFTON SENIOR LIVING, LLC, 782 VALLEY ROAD
BLOCK 44.04, LOT 11**

WHEREAS, Clifton Senior Living, LLC (the Developer) originally posted with the City of Clifton Performance Bond No. 14083816 in the amount of \$1,481,435.30 and a cash portion in the amount of \$164,603.92 for site improvements at their facility located at 782 Valley Road, designated as Block 44.04, Lot 11; and

WHEREAS, the City of Clifton Engineering Department has inspected the site improvements and finds that the Developer has satisfactorily completed all the work in accordance with the approved plan, and is acceptable; and

WHEREAS, prior to the return of the Performance Guarantees, the Developer agrees to submit to the City of Clifton a Maintenance Bond in the amount of \$246,884.28; and

NOW, THEREFORE, BE IT RESOLVED, that the site improvements at 782 Valley Road, Clifton, New Jersey, Block 44.04, Lot 11 are accepted, the City Engineer is hereby directed to return the Performance Bond and all escrow funds to Clifton Senior Living, LLC upon receipt of the aforementioned Maintenance Bond.

(4-1-0-2) Councilman Gibson, Councilman Kolodziej, Councilwoman Sadrakula and Mayor Grabowski voted aye. Councilman Latona voted nay. Councilwoman Murphy and Councilwoman Pino were absent.

A Motion was made by Councilman Kolodziej, seconded by Councilman Latona to vote on Resolution 507-23 separately which failed on roll call to vote.

R507-23 Resolution Authorizing and Ratifying Payment to Smith-Sondy Asphalt Construction for the Traffic Related Police Extra Duty for 2021 Road Resurfacing Program

**RESOLUTION AUTHORIZING AND RATIFYING PAYMENT TO
SMITH-SONDY ASPHALT CONSTRUCTION FOR THE TRAFFIC RELATED
POLICE EXTRA DUTY FOR 2021 ROAD RESURFACING PROGRAM**

WHEREAS, pursuant to resolution R487-21, adopted by Council October 19, 2021, Smith-Sondy Asphalt Construction was awarded a contract in the amount of \$4,288,018.60 for 2021 Road Resurfacing Program; and

WHEREAS, subsequent commencement of work, police related extra duties were necessary for traffic related duties to maintain and manage traffic; and

WHEREAS, Boswell Engineering was in-charge of the Construction Management and Inspection Services for the project; and

WHEREAS, Smith-Sondy Asphalt Construction Co. Inc., 150 Anderson Ave, Wallington, NJ 07057, inadvertently has provided the above work to the City instead of informing the City Engineer; and

WHEREAS, the City hereby requests the Governing Body ratify the total expended amount of \$79,686.70 to Smith-Sondy Asphalt Construction Co. Inc., and this Governing Body wishes to approve and ratify the same and the expenditure of funds; and

NOW THEREFORE BE IT RESOLVED, by the Mayor and Municipal Council of the City of Clifton, that the services performed by Smith- Sondy Asphalt Construction Co Inc, and a total not to exceed amount of \$79,686.70 is hereby ratified.

(3-1-1-2) Councilman Kolodziej, Councilman Latona and Mayor Grabowski voted aye. Councilwoman Sadrakula voted nay. Councilwoman Murphy and Councilwoman Pino were absent.

A Motion was made by Councilman Kolodziej, seconded by Councilman Gibson and passed on roll call to vote on Resolution 511-23 separately.

R511-23 Resolution Awarding Available 2024 Contract Renewal for Computer Components and Related Services to Precision Computer of Fort Lee, Inc.

**AUTHORIZING AND AWARDING AVAILABLE 2024 CONTRACT RENEWAL
FOR COMPUTER COMPONENTS AND RELATED SERVICES TO PRECISION
COMPUTER OF FORT LEE INC.**

WHEREAS, pursuant to Resolution R566-21, the City of Clifton authorized a Bid contract for the furnishing and delivering Computer Components and Services for the various department Inc and was awarded to Precision Computer of Fort Lee.; and

WHEREAS, the contract award to Precision Computers of Fort Lee, Inc., was for a period of two-years and, with two (2) one (1) year renewal options,

WHEREAS, the Director of Management Information System has stated that Precision Computers of Fort Lee, Inc. has provided services satisfactorily, and has requested that the City Council authorize the second optional contract renewal for 2024, for a total not to exceed amount of \$275,000.00, as originally proposed and awarded; and

WHEREAS, Amisha J. Jariwala, the appointed Qualified Purchasing Agent, has reviewed and

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concurs with the Director of Public works that such an extension was proposed and considered during the Council's initial award, is in the best interest of the City of Clifton; and

THEREFORE, BE IT RESOLVED, that the Mayor and Municipal Council do hereby approve and authorize the extension of the above contract to Precision Computers of Fort Lee, Inc., from January 1, 2024 through December 31, 2024, for a total not to exceed amount of \$275,000.00, in accordance with Resolution 566-21 of December 7, 2021.

(4-1-0-2) Councilman Gibson, Councilman Kolodziej, Councilman Latona and Mayor Grabowski voted aye. Councilwoman Sadrakula voted nay. Councilwoman Murphy and Councilwoman Pino were absent.

A Motion was made by Councilman Kolodziej to vote on Resolution R514 separately and amending the contract to a three month term. With no second to the Motion, the same failed.

R514-23 Resolution Awarding Contract to DeCotiis, FitzPatrick, Cole & Giblin LLP for General Environmental Counsel Services for 2024

RESOLUTION AWARDING CONTRACT TO DE COTIIS, FITZPATRICK, COLE & GIBLIN, LLP, FOR GENERAL ENVIRONMENTAL COUNSEL SERVICES FOR 2024

WHEREAS, the City of Clifton requires the services of environmental counsel to perform certain legal services for the City of Clifton in connection with various matters to assist the City's Licensed Site Remediation Professional (LSRP); and

WHEREAS, De Cotiis, Fitzpatrick, Cole & Giblin, LLP of Paramus, NJ, have been providing legal services for the City of Clifton in a satisfactory manner.

WHEREAS, the De Cotiis firm is agreeable to providing said general environmental counsel services for 2024 at the rate of \$175.00 per hour, not to exceed \$12,000 for the term of the contract, without a supplemental resolution; and

WHEREAS, the services to be performed are professional and/or extraordinary unspecifiable 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 therefor 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 (in combination with other matters) is expected to be in excess of \$17,500.00, and the duration of the contract is from January 1, 2024 to December 31, 2024; and

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

WHEREAS, there are funds available for the payment of the aforesaid services;

NOW, THEREFORE, BE IT RESOLVED, that:

A contract for professional general environmental counsel services, in the form as approved by the Clifton Law Department, is awarded to De Cotiis, Fitzpatrick, Cole & Giblin, LLP, effective January 1, 2024 through December 31, 2024, the rate to be paid for said services is \$175.00 per hour, not to exceed \$12,000 for the term of the contract without the express approval of the Municipal Council and adoption of a supplementary resolution.

The required Certificate of Availability of Funds for the above contract has been obtained from the Chief Financial Officer of the City of Clifton.

The Mayor and City Clerk are authorized and directed to execute a contract on behalf of the City of Clifton.

The original of this resolution and the contract in question shall be placed on file and made available for public inspection in the City Clerk’s Office of the City of Clifton.

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

Awarded to: De Cotiis, Fitzpatrick, Cole & Giblin, LLP of Paramus, NJ
Services: Environmental Counsel Services
Project: Various Sites
Amount: \$175 per hour, not to exceed \$12,000 for the contract term
Term: 1/1/24 - 12/31/24

A Motion was made by Councilman Kolodziej to vote on Resolution R515 separately. With no second to the Motion, the same failed.

R515-23 Resolution Appointing Legal Counsel to Handle Independent Investigation Services in Connection with Complaints Brought Under the City's Policy Prohibiting Sexual Harassment and Discrimination Involving Employees of the City of Clifton - 2024

RESOLUTION APPOINTING LEGAL COUNSEL TO HANDLE INDEPENDENT INVESTIGATION SERVICES IN CONNECTION WITH COMPLAINTS BROUGHT UNDER THE CITY’S POLICY PROHIBITING SEXUAL HARASSMENT AND DISCRIMINATION INVOLVING EMPLOYEES OF THE CITY OF CLIFTON (2024)

WHEREAS, the City of Clifton requires the services of outside legal counsel to represent the City of Clifton in complaints brought under the City’s policy prohibiting sexual harassment and discrimination involving employees of the City of Clifton; and

WHEREAS, Gina Mendola Longarzo, Esq. and Richard Gantern, Esq. have providing legal services for the City of Clifton in the past in a satisfactory manner, and the Municipal Attorney recommends the continuation of her appointment as independent investigation counsel for the year 2024 when such services are required, at the rate of \$125.00 per hour, not to exceed \$25,000.00 for the term of the contract; and

WHEREAS, the services to be performed are professional and/or extraordinary unspecifiable 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 therefor 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 may be in excess of \$17,500.00, and the duration of the contract is for 2024 and may be continued through the conclusion of each claim being handled; and

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

WHEREAS, there are funds available for the payment of the aforesaid services;

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NOW, THEREFORE, BE IT RESOLVED, that:

An agreement for professional legal services for outside counsel to conduct independent investigations for complaints brought under the City's policy prohibiting sexual harassment and discrimination involving employees of the City of Clifton, effective January 1, 2024, the rate to be paid for said services is \$125.00 per hour, not to exceed \$25,000 for the term of the contract be and hereby is authorized.

The required Certificate of Availability of Funds for the above contract has been obtained from the Chief Financial Officer of the City of Clifton.

The Mayor and City Clerk are authorized and directed to execute a contract on behalf of the City of Clifton.

The original of this resolution and the contract in question shall be placed on file and made available for public inspection in the City Clerk's Office of the City of Clifton.

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

Awarded to: Gina Mendola Longarzo, Esq., Chatham, NJ and
Richard Gantner, Esq. of Oakland, NJ
Services: Independent Investigations
Project: Claims involving employees under the City's policy prohibiting sexual
harassment and discrimination
Amount: \$125.00 per hour; not to exceed \$25,000 for term of contract
Term: 2024

A Motion was made by Councilman Kolodziej to vote on Resolution 516-23 separately. With no second to the Motion, the same failed.

R516-23 Resolution Appointing Legal Counsel to Handle Employment Litigation Claims
Against the City of Clifton – 2024

**RESOLUTION APPOINTING LEGAL COUNSEL TO HANDLE EMPLOYMENT
LITIGATION CLAIMS AGAINST THE CITY OF CLIFTON (2024)**

WHEREAS, the City of Clifton requires the services of outside legal counsel to represent the City of Clifton in employment litigation claims filed against the City; and

WHEREAS, Dominick Carmagnola, Esq. of the firm Carmagnola & Ritardi, LLC of Morristown, NJ, have been providing legal services for the City of Clifton in the past in a satisfactory manner, and the City would like to continue the firm's appointment as employment litigation counsel for the year 2024 when such services are required, at the rate of \$175.00 per hour for partners, and \$135.00 per hour for associates; and

WHEREAS, the services to be performed are professional and/or extraordinary unspecifiable 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 therefor 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 the duration of the contract is for 2024 and may be continued through the conclusion of each lawsuit being handled; and

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

WHEREAS, there are funds available for the payment of the aforesaid services;

NOW, THEREFORE, BE IT RESOLVED, that:

An agreement for professional legal services for outside counsel to represent the City of Clifton in employment litigations claims filed against the City is awarded to Carmagnola & Ritardi, LLC,

effective January 1, 2024, the rate to be paid for said services is \$175.00 per hour for partners and \$135.00 per hour for associates.

The Mayor and City Clerk are authorized and directed to execute a contact on behalf of the City of Clifton.

The original of this resolution and the contract in question shall be placed on file and made available for public inspection in the City Clerk’s Office of the City of Clifton.

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

Awarded to: Carmagnola & Ritardi, LLC, Morristown, NJ
Services: Legal Counsel
Project: Employment Litigation Claims
Amount: \$175 per hour for partners; \$135 per hour for associates
Term: 2024

R517-23 Resolution Authorizing Contracts/Renewals of Contracts for Special Tax Appeal Counsel Services - 1/1/24-12/31/24

A Motion was made by Councilman Kolodziej to vote on Resolution R517 separately and amend the contract to a three month term. With no second to the Motion, the same failed.

**RESOLUTION AUTHORIZING CONTRACTS/RENEWALS OF CONTRACTS FOR
SPECIAL TAX APPEAL COUNSEL SERVICES (1/1/24 - 12/31/24)**

WHEREAS, the Council previously awarded contracts to have attorneys available to assist on an as-needed basis with the complex tax appeal litigation in the Tax Court of New Jersey; and

WHEREAS, contracts/renewals of contracts are required for 2024 at the fees as set forth below:

<u>Firm</u>	<u>Fees</u>
DeCotiis, FitzPatrick	\$150 per hour

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Cole & Giblin, LLP	
Douglas M. Standriff	\$150 per hour
Bittiger, Elias & Triolo, PC	\$150 per hour
William Betesh, Esq.	\$150 per hour
Boggia, Boggia, Betesh & Voytus, LLC	

WHEREAS, it would be in the best interest of the City to have the aforesaid attorneys available to assist the City as needed according to their differing areas of expertise and the complexity of various pending appeals;

NOW, THEREFORE, BE IT RESOLVED, that a list of the aforesaid professionals be maintained to assist the City with tax appeals according to their respective areas of expertise, on an as-needed basis; and

BE IT FURTHER RESOLVED, that aforesaid fees for services for each of the aforesaid professionals shall not exceed \$10,000 per annum without the approval of the Municipal Attorney and the fees for all of the aforesaid professionals shall not exceed \$40,000 in the aggregate, without the adoption of a supplemental resolution by the Municipal Council; and

BE IT FURTHER RESOLVED, that the Mayor and City Clerk are authorized and directed to execute any contracts on behalf of the City of Clifton; and

BE IT FURTHER RESOLVED, that the original of this resolution and any resulting contracts shall be placed on file and made available for public inspection in the City Clerk’s Office of the City of Clifton.

R518-23 Resolution Authorizing Renewal of Contract for Hearing of Disciplinary Matters Against Employees of the City of Clifton - 1/1/24 - 12/31/24

A Motion was made by Councilman Kolodziej to vote on Resolution R518 separately and amend the contract to a three month term. With no second to the Motion, the same failed.

**RESOLUTION AUTHORIZING RENEWAL OF CONTRACTS FOR PROSECUTION
OF DISCIPLINARY MATTERS AGAINST EMPLOYEES OF THE CITY OF
CLIFTON (1/1/24 - 12/31/24)**

WHEREAS, the Council wishes to authorize contracts to the attorneys listed below to have them available to assist on an as-needed basis with the prosecution of disciplinary matters against employees of the City of Clifton for 2024; and

WHEREAS, the contracts for 2024 shall be at the fees as set forth below:

<u>Firm</u>	<u>Fees</u>
Michael Montanari, Esq. Montanari Law Group, LLC	\$150 per hour
Charles Festa, Esq. Law Offices of Charles C. Festa, III	\$150 per hour
Richard A. Gantner, Esq. Cleary, Giaccobbe	\$150 per hour

WHEREAS, it would be in the best interest of the City to continue to have the aforesaid attorneys available to prosecute the disciplinary charges;

NOW, THEREFORE, BE IT RESOLVED, that the renewal of professional services contracts as stated above is authorized; and

BE IT FURTHER RESOLVED, that the retention and renewal of the aforesaid professionals shall not exceed \$5,000.00 per annum without the approval of the Municipal Attorney, and shall not exceed \$10,000 per annum without the adoption of a supplemental resolution by the Municipal Council and the aforesaid fees shall be subject to the provisions of Section 31-1 of the Code of the City of Clifton; and

BE IT FURTHER RESOLVED, that the Mayor and City Clerk are authorized and directed to execute any contracts on behalf of the City of Clifton; and

BE IT FURTHER RESOLVED, that the original of this resolution and any resulting contracts shall be placed on file and made available for public inspection in the City Clerk’s Office of the City of Clifton.

R519-23 Resolution Authorizing Renewal of Contracts for Prosecution of Disciplinary Matters Against Employees of the City of Clifton - 1/1/24-12/31/24

A Motion was made by Councilman Kolodziej to vote on Resolution R519 separately and amend the contract to a three month term. With no second to the Motion, the same failed.

**RESOLUTION AUTHORIZING RENEWAL OF CONTRACTS FOR PROSECUTION
OF DISCIPLINARY MATTERS AGAINST EMPLOYEES OF THE CITY OF
CLIFTON (1/1/24 - 12/31/24)**

WHEREAS, the Council wishes to authorize contracts to the attorneys listed below to have them available to assist on an as-needed basis with the prosecution of disciplinary matters against employees of the City of Clifton for 2024; and

WHEREAS, the contracts for 2024 shall be at the fees as set forth below:

<u>Firm</u>	<u>Fees</u>
Michael Montanari, Esq. Montanari Law Group, LLC	\$150 per hour
Charles Festa, Esq. Law Offices of Charles C. Festa, III	\$150 per hour
Richard A. Gantner, Esq. Cleary, Giacobbe	\$150 per hour

WHEREAS, it would be in the best interest of the City to continue to have the aforesaid attorneys available to prosecute the disciplinary charges;

NOW, THEREFORE, BE IT RESOLVED, that the renewal of professional services contracts as stated above is authorized; and

BE IT FURTHER RESOLVED, that the retention and renewal of the aforesaid professionals shall not exceed \$5,000.00 per annum without the approval of the Municipal Attorney, and shall not exceed \$10,000 per annum without the adoption of a supplemental resolution by the Municipal Council and the aforesaid fees shall be subject to the provisions of Section 31-1 of the Code of the City of Clifton; and

BE IT FURTHER RESOLVED, that the Mayor and City Clerk are authorized and directed to execute any contracts on behalf of the City of Clifton; and

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BE IT FURTHER RESOLVED, that the original of this resolution and any resulting contacts shall be placed on file and made available for public inspection in the City Clerk's Office of the City of Clifton.

R520-23 Resolution Awarding Contract to DeCotiis, FitzPatrick, Cole & Giblin LLP, for Special Counsel Services in Connection with Affordable Housing Litigation for 2024

A Motion was made by Councilman Kolodziej to vote on Resolution R520 separately and amend the contract to a three month term. With no second to the Motion, the same failed.

RESOLUTION AWARDING CONTRACT TO DE COTIIS, FITZ PATRICK, COLE & GIBLIN LLP, FOR SPECIAL COUNSEL SERVICES IN CONNECTION WITH AFFORDABLE HOUSING LITIGATION FOR 2024

WHEREAS, the City of Clifton requires the services of special counsel to perform certain legal services for the City of Clifton in connection with Affordable Housing; and

WHEREAS, DeCotiis, FitzPatrick, Cole & Giblin LLP of Paramus, NJ, has previously handled the declaratory judgment action as required by the decision of the New Jersey Supreme Court and also previously handled the action to approve the City's spending plan as well as other services in connection with Affordable Housing; and

WHEREAS, their services are again required for 2024; and

WHEREAS, the services shall be rendered at the same rate of \$175.00 per hour and not to exceed \$10,000.00 for the contract term without the approval of the Municipal Council and the adoption of a supplementary resolution; and

WHEREAS, the services to be performed are professional and/or extraordinary unspecifiable 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 therefor 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 (in combination with other matters) is expected to be in excess of \$17,500.00, and the duration of the contract is from January 1, 2024 to December 31, 2024; and

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

WHEREAS, there are funds available for the payment of the aforesaid services;

NOW, THEREFORE, BE IT RESOLVED, that:

- I. A contract for professional special counsel services in connection with Affordable Housing, in the form as approved by the Clifton Law Department, is awarded to DeCotiis, FitzPatrick, Cole & Giblin LLP, for 2024 and the rate to be paid for said services is \$175.00 per hour, not to exceed \$10,000.00 for the term of the contract without the express approval of the Municipal Council and adoption of a supplementary resolution.
- II. The required Certificate of Availability of Funds for the above contract has been obtained from the Chief Financial Officer of the City of Clifton.
- III. The Mayor and City Clerk are authorized and directed to execute a contact on behalf of the City of Clifton.

- IV. The original of this resolution and the contract in question shall be placed on file and made available for public inspection in the City Clerk's Office of the City of Clifton.

R521-23 Resolution Authorizing Renewal of Shared Services Agreement with County of Passaic for Management of the Hamilton House

A Motion was made by Councilman Kolodziej, seconded by Councilwoman Sadrakula and passed on roll call vote to pass the following resolution separately.

**RESOLUTION AUTHORIZING RENEWAL OF SHARED SERVICES
AGREEMENT WITH THE COUNTY OF PASSAIC FOR MANAGEMENT
OF THE HAMILTON HOUSE**

BE IT RESOLVED, that the shared services agreement between the City of Clifton and the County of Passaic for the provision of management services of the Hamilton House on Valley Road, shall be renewed for 2023, pursuant to the City's option, for the sum of not to exceed \$45,000.00 for the one-year term; and

BE IT FURTHER RESOLVED, that the Mayor and City Clerk are hereby authorized and directed to execute such documentation as may be required on behalf of the City of Clifton to effectuate the above.

(4-1-0-2) Councilman Gibson, Councilman Latona, Councilwoman Sadrakula and Mayor Grabowski voted aye. Councilman Kolodziej voted nay. Councilwoman Murphy and Councilwoman Pino were absent.

A Motion was made by Councilman Kolodziej, seconded by Councilman Latona and passed on roll call vote to pass the following resolution separately.

R522-23 Resolution Awarding Extraordinary Unspecifiable Service Contract to Acrisure, LLC d/b/a IMAC Insurance Agency for Health Insurance Broker Services

**RESOLUTION AWARDING EXTRAORDINARY UNSPECIFIABLE SERVICE
CONTRACT TO ACRISURE, LLC. D/B/A IMAC INSURANCE AGENCY FOR
HEALTH INSURANCE BROKER SERVICES**

WHEREAS, pursuant to the recommendation of the City Manager 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, both price and other factors considered, and upon review of the two proposals received, the Mayor and Municipal Council of the City of Clifton wish to authorize the following Extraordinary Unspecifiable Service contract for the period beginning January 1, 2023 and ending December 31 2023, to Acrisure, LLC d/b/a IMAC Insurance Agency for the reason that this provider has offered the best and most cost effective services for the City of Clifton; and

WHEREAS, the subject matter is Extraordinary Unspecifiable Service and may be awarded without public advertising for bids and bidding therefor under *N.J.S.A. 40A:11-5 et seq.* and *N.J.A.C. 5:34-2.3(B) 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 Extraordinary Unspecifiable Services vendor and is incorporated into the contract awarded hereby, along with the Determination of Value; and

WHEREAS, the value of the contract is determined to exceed \$17,500,00 to be paid by the providers in accordance with the proposal dated December 7, 2022 and the duration of the contract is through December 31, 2023;

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NOW, THEREFORE, BE IT RESOLVED, that an Extraordinary Unspecifiable Service contract for health insurance broker services is hereby awarded to **ACRISURE, LLC d/b/a IMAC INSURANCE AGENCY**, in accordance with its proposal dated December 7, 2022, in the amount of \$65,000.00 to be paid by Horizon for Medical plus standard ancillary line commissions to be paid by the providers (Prescription 3%, Dental 10% of the first \$5,000, 4% of the next \$95,000 and 2% thereafter, Stop Loss 12%); 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 authorized the following Extraordinary Unspecifiable Service contract 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)*. Documents regarding this matter are available for public inspection in the Office of the City Clerk.

(5-0-0-2) Councilman Gibson, Councilman Kolodziej, Councilman Latona, Councilwoman Sadrakula and Mayor Grabowski voted aye. Councilwoman Murphy and Councilwoman Pino were absent.

A Motion was made by Councilman Kolodziej, seconded by Councilman Latona and passed on roll call to vote on the following resolution separately.

R523-23 Resolution Authorizing the Renewal Appointment of Polaris Galaxy Insurance, LLC an Acrisure Agency Partner, as the Insurance Broker of Record for the City of Clifton (Insurance Brokerage Services - Including Property, Equipment and Boilers, General Liability, Employment Practices Liability, Auto Liability and Physical Damage, Commercial Crime, Flood, Earthquake, Terrorism, Umbrella Excess Liability, Excess Workers' Compensation and Environmental Impairment)

**RESOLUTION AUTHORIZING THE RENEWAL APPOINTMENT OF POLARIS
GALAXY INSURANCE, LLC, AN ACRISURE AGENCY PARTNER, AS THE
INSURANCE BROKER OF RECORD FOR THE CITY OF CLIFTON (INSURANCE
BROKERAGE SERVICES - INCLUDING PROPERTY, EQUIPMENT AND BOILERS,
GENERAL LIABILITY, EMPLOYMENT PRACTICES LIABILITY, AUTO
LIABILITY AND PHYSICAL DAMAGE, COMMERCIAL CRIME, FLOOD,
EARTHQUAKE, TERRORISM, UMBRELLA EXCESS LIABILITY, EXCESS
WORKERS' COMPENSATION AND ENVIRONMENTAL IMPAIRMENT)**

BE IT RESOLVED, that the appointment of Polaris Galaxy Insurance, LLC, an Acrisure Agency Partner, of Hasbrouck Heights, New Jersey as the insurance broker of record for the City regarding the Administration of Self-Insurance Program for Property, Equipment and Boilers, General Liability, Employment Practices Liability, Auto Liability and Physical Damage, Commercial Crime, Flood, Earthquake, Terrorism, Umbrella Excess Liability, Excess Workers' Compensation and Environmental Impairment is hereby renewed; 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 appointment on behalf of the City of Clifton.

(5-0-0-2) Councilman Gibson, Councilman Kolodziej, Councilman Latona, Councilwoman Sadrakula and Mayor Grabowski voted aye. Councilwoman Murphy and Councilwoman Pino were absent.

A Motion was made by Councilman Kolodziej, seconded by Councilman Gibson and passed on roll call to vote on the following resolution separately,

R528-23 Resolution Reappointing Gerald G. Friend as One of Clifton's Representatives to and on the Passaic Valley Water Commission

RESOLUTION REAPPOINTING GERALD G. FRIEND AS ONE OF CLIFTON’S REPRESENTATIVES TO AND ON THE PASSAIC VALLEY WATER COMMISSION

BE IT RESOLVED, that Gerald G. Friend be and is hereby reappointed as one of Clifton’s representatives on the Passaic Valley Water Commission, for the term of four (4) years as provided by law, commencing on January 1, 2024.

(4-1-0-2) Councilman Gibson, Councilman Kolodziej, Councilman Latona and Mayor Grabowski voted aye. Councilwoman Sadrakula voted nay. Councilwoman Murphy and Councilwoman Pino were absent.

A Motion was made by Councilman Kolodziej, seconded by Councilman Latona and passed on roll call vote to move the group.

(5-0-0-2) Councilman Gibson, Councilman Kolodziej, Councilman Latona, Councilwoman Sadrakula and Mayor Grabowski voted aye. Councilwoman Murphy and Councilwoman Pino were absent.

RESOLUTIONS

**RESOLUTION
TO APPROVE
Claims to be paid the
Meeting of November 8, 2023**

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

Current Fund	\$20,362,906.75
Grant Fund	\$ 568,306.14
General Capital Fund	\$ 119,287.17
Sewer Utility -Operating	\$ 494,752.27
Sewer Utility-Capital	\$ 39,206.00
Developers Escrow	\$ 21,919.03
Dog Trust	\$ 4,135.81
Revolving Loan Fund	\$-
Police Extra Duty	\$ 134,483.00
Trust Other	\$ 144,360.15
Section 8 Public Housing	\$ 53,401.23
Reserve for Housing	\$-
Community Development	\$ 105,306.04
Payroll Agency	\$-
Tax Title Lien Redemption	\$-
Affordable Housing	\$-
	\$-
Self Insurance	\$ 2,412,910.12
Fire Dedicated Penalties	\$-
Revolving Loan Fund	\$-

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Tax Title Lien Redemption	\$-
Unemployment Trust Fund	\$-
Library	\$ 256,206.74
General Liability Trust	\$ 128,054.16
Workers Compensation Trust	\$ 65,042.22
Trust Escrow	\$-
Reserve for Housing	\$-
Federal DOJ Forfeiture	\$-
TOTAL CLAIMS	\$24,910,276.83

R499-23 Resolution - Chapter 159 Resolution to Amend the 2023 Municipal Budget to Include Grant - Passaic County Open Space - \$250,000

**CHAPTER 159 RESOLUTION
AMENDING THE 2023 CITY BUDGET FOR
ADDITIONAL REVENUE AND APPROPRIATION**

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

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

WHEREAS, the City of Clifton has received \$250,000.00 from the Passaic County Open Space and Farmland Preservation Trust for Sperling Park Improvements and wishes to amend the 2023 Municipal Budget to include this amount as revenue,

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of the City of Clifton, County of Passaic, State of New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2023 in the sum of \$250,000.00

Which is now available as a revenue from:

Miscellaneous Revenues:

Special Items of General Revenue Anticipated
With Prior Written Consent of the Director of the
Division of Local Government Services:

State and Federal Revenues Off-set with
Appropriations:

Passaic County Open Space – Sperling Park Grant - \$250,000.00

BE IT FURTHER RESOLVED, that the like sum of \$250,000.00 be and the same is hereby appropriated under the caption of:

General Appropriations:

(a) Operations Excluded from CAPS

State and Federal Programs Off-set by

Revenues:

Passaic County Open Space – Sperling Park Grant - \$250,000.00

BE IT FURTHER RESOLVED, that the City forwards a copy of this resolution to the Director of Local Government Services for approval.

R500-23 Resolution - Amending 2023 Cash Management Plan

**RESOLUTION
CITY OF CLIFTON
COUNTY OF PASSAIC, NEW JERSEY
2023 CASH MANAGEMENT PLAN
AMENDMENT**

WHEREAS, N.J.S.A. 40A:5-14, State of New Jersey Local Fiscal Affairs Law, requires that each municipality to annually adopt a Cash Management Plan designed to assure the deposit, investment and proper disbursement of local funds;

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Clifton, County of Passaic, State of New Jersey, does hereby adopt the following Cash Management Plan:

A. DESIGNATION OF DEPOSITORIES

The following institutions are designated as permissible depositories for the deposit of City funds:

CAPITAL ONE	KEARNY BANK
BANK OF AMERICA, N.A.	PNC BANK, National Association
M&T BANK	PROVIDENT SAVINGS BANK
BOILING SPRINGS SAVINGS BANK	INVESTORS SAVINGS BANK
BNY MELLON	SPENCER SAVINGS BANK, SLA
WELLS FARGO BANK, N.A.	TD BANK, N.A.
US BANK	VALLEY BANK

All depositories must conform to the Governmental Unit Deposit Protection Act ("GUDPA"), and shall provide a Notification of Eligibility from the State of New Jersey, Department of Banking, on a semi-annual basis. In addition, designated depositories shall maintain maximum FDIC or FSLIC coverage of all City funds on deposit.

B. DEPOSIT OF FUNDS

All funds shall be deposited within forty-eight (48) hours of receipt, in accordance with N.J.S.A. 40A:5-15, into appropriate fund operating accounts. Non-interest bearing operating and capital accounts shall be regularly monitored for the availability of funds for investment. Debt Service and Trust accounts shall be maintained in accordance with Federal and State statutes regulating such funds. Payroll, Developers' Escrow deposits and other agency funds, which represent funds of individuals and other organizations held by the City, shall be deposited in regular, non-interest bearing checking accounts unless applicable State statutes direct otherwise. Grant funds shall be deposited in accordance with regulations of the granting government or agency.

Where compensating balances are required by any designated depository to offset the cost of services provided, an agreement between the City and the depository shall be executed, specifying the charge for each service and the balance required to offset each charge.

C. INVESTMENT INSTRUMENTS AND PROCEDURES

The City may purchase those investments permitted in N.J.S.A. 40A:5-15.1, and Local Finance Notice (LFN) 2017-24 and Resolution R531-18, which include:

- United States Treasury Bonds, Notes and Bills
- United States Government Agency and Instrumentality Obligations
- Bonds and other obligations of the City of Clifton
- Bonds and other obligations of the Clifton Board of Education
- Commercial Bank Deposits and Certificates of Deposit
- New Jersey Arbitrage Rebate Management Fund

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Savings Bank Deposits and Certificates of Deposit
State of New Jersey Cash Management Fund (NJ/ARM)

The City may purchase other obligations approved by the Division of Investment of the Department of Treasury for investment by local units.

Investments shall be limited to a maturity of not more than one year unless a longer term is permitted by applicable Federal or State regulations. Allowable investments with maturities which extend beyond the end of the City's fiscal year shall be permitted only if interest accrued on the investment is credited to the City at the end of the fiscal year for the purpose of realizing budgetary revenue.

The purchase of Certificates of Deposit shall be made based on the availability of funds for investment and the analysis of projected cash flows. Bids for Certificates of Deposit will be solicited of at least three designated depositories only if the amount available for investment is \$100,000 or greater. Telephone bids will be solicited by the Chief Financial Officer, or designated staff member. Bidders shall specify the principal amount, interest rate and maturity of the investment. A check or wire transfer will be made available to the winning bidder on the same business day the bid is awarded. Where the return on a proposed investment does not exceed the cost of making such investment, the Chief Financial Officer will not make the investment. The Chief Financial Officer shall have the discretion to award an investment to the depository wherein the funds reside, should that institution's quoted interest rate be less than other quoted rates, and the differential in interest rates is not more than twenty-five (25) basis points (0.25%), providing that the term of the investment is thirty (30) days or less. The Chief Financial Officer shall have the discretion to reject all bids.

D. DISBURSEMENT OF FUNDS

All funds shall be disbursed as authorized and directed by the City Council, except that the Chief Financial Officer shall have the authority to make disbursements prior to receiving the approval of the Municipal Council in extreme emergencies where the safety of the public is jeopardized. In addition, the following disbursements may be made prior to receiving approval of the Municipal Council:

County Taxes	Petty Cash Reimbursements
County Open Space Taxes	Postage
Debt Service	Purchase of Investments
Insurance Premiums	Salaries and Wages
Interfunds	School Taxes
Public Library Tax Levy	Self-Insurance Payments
Payroll Withholding Amounts	Special Improvement District Taxes
Passaic Valley Sewer Payments	State of NJ Pension Obligations
Public Utility Payments	Health Care Claims

- Manual Checks as approved in writing by the City Manager

For disbursements relative to payroll tax withholding, the City Council may authorize the use of a servicer to take possession of local unit funds and execute the disbursements of the City to the taxing authorities. Tasks to be performed by the servicer may include report preparation, calculation of withholding and direct deposit of payroll disbursements.

The Chief Financial Officer is designated the “approval officer” responsible for authorizing and supervising the activities of the servicer. In cases where the servicer takes possession of local unit funds for payment of payroll claims, the approval officer is charged with ensuring that payments are made on a timely basis by regularly securing third party confirmation of such.

Disbursements shall be executed via electronic wire transfer of funds by the Chief Financial Officer, or designated staff member, when that method of payment will result in a financial benefit to the City in the form of increased investment income.

All disbursements of funds held by the City, either electronic or by check, will require two (2) authorized signatures or approvals before any disbursement can be completed.

E. PETTY CASH FUND

Reimbursements for expenditures through the Petty Cash Fund shall be made within the limits approved by the Director of the Division of Local Government Services. The Petty Cash Fund

shall be maintained in accordance with N.J.S.A. 40A:5-21. Individual reimbursements from the Petty Cash Fund shall not exceed \$45 per item. The following Petty Cash Fund is maintained:

Recreation	\$200
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All other properly documented petty cash expenditures will be reimbursed to an employee on their semi-monthly paychecks, as a non-taxable reimbursement.

F. BONDING

The following officials shall be covered by surety bonds; said surety bonds to be examined by the independent auditor to insure their proper execution:

Chief Financial Officer	Tax Collector	City Treasurer
Court Administrator	Municipal Court Judge(s)	Deputy Court Administrator(s)

Staff members of the Department of Finance and Tax Collection not covered by separate surety bonds shall be covered by a Public Employee's Faithful Performance Bond.

G. P-CARD PROGRAM

The City of Clifton currently has P-Cards (Purchase Cards) program with Bank of America. The Qualified Purchasing Agent (QPA) is designated the "Program Manager" is compliance with Local Finance Notice (LFN) 2018-13. Individual City Credit Cards are not authorized to be issued or used by any employee under the auspices of the City of Clifton.

H. CLAIMANT CERTIFICATION

Per City of Clifton Ordinance 7640-21, authorized by the New Jersey Department of Community Affairs with Local Finance Notice (LFN) 2018-13, purchase orders below the State authorized quote threshold, and vendors with contracts of file with the City's Legal Department do not require a signature from the Vendor. All Department Head must sign off on all other requirements of a purchase order in compliance with applicable Purchasing Laws.

I. ELECTRONIC FUNDS TRANSFER (EFT)

The Local Fiscal Affairs Law (N.J.S.A. 40A:5-16.5) has authorized Municipalities to pay vendor's electronically, in lieu of paper checks. Local Finance Notice (LFN) 2018-13 gives guidance on such policies required to protect the City. The Finance Office created a policies for EFTs, and shall be authorized to utilize EFTs as necessary (Resolution R-438-20)

J. COMPLIANCE

The Cash Management Plan of the City of Clifton shall be subject to the approval of the City's Legal Counsel, and shall be subject to the annual audit conducted pursuant to N.J.S.A. 40A:5-4.

As stated in N.J.S.A. 40A:5-14, the official(s) charged with the custody of City funds shall deposit them as instructed by this Cash Management Plan, and shall thereafter be relieved of any liability or loss due to the insolvency or closing of any designated depository.

If, at any time, this Cash Management Plan conflicts with any regulation of the State of New Jersey, or any department thereof, the applicable State regulations shall apply.

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K. BANK SIGNATURES

All Bank Accounts with the City of Clifton require a minimum of two signatures to issue payment. Authorized City Employees are:

- 1. Chief Financial Officer – Joseph Kunz
- 2. City Manager – Dominick Villano
- 3. City Treasurer - Open
- 4. Finance Department, Clerk 3 (Acting Treasurer) – Edith Mayton

The exception to this rule is the Police Department’s Forfeiture Fund, which requires both:

- 1. Chief Financial Officer
- 2. Police Chief

R503-23 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 payment as follows:

CHECK#	DATE	PAYEE	AMT.	FROM	TO
ACH 902580	9/6/23	MARIE LUPO	\$400.00	01-201-27-330-503	02-213-40-702-021
ACH 902845	10/4/23	MARIE LUPO	\$660.00	01-201-27-330-503	02-213-40-702-021
ACH 902636	9/6/23	EMSL ANALYTICAL, INC.	\$275.10	15-286-56-028-001	02-213-40-702-021
ACH 902579	9/6/23	EMSL ANALYTICAL, INC.	\$412.65	15-286-56-028-001	02-213-40-702-021

R505-23 Resolution Appointing Daniel D. Lattanzi as the Licensed Site Remediation Professional (LSRP) on Behalf of the City of Clifton for the Soil Remedial Action Permit (RAP) at the James Anzaldi Park Recreation Complex Formerly Known as Athenia Park Located at 38 John Samra Way, Formerly Known as 714-718 Clifton Avenue

**RESOLUTION APPOINTING DANIEL D. LATTANZI AS THE LICENSED SITE
REMEDATION PROFESSIONAL (LSRP) ON BEHALF OF THE CITY OF CLIFTON
FOR THE SOIL REMEDIAL ACTION PERMIT (RAP) AT THE JAMES ANZALDI
PARK RECREATION COMPLEX FORMERLY KNOWN AS ATHENIA PARK
LOCATED AT 38 JOHN SAMRA WAY, FORMERLY KNOWN AS 714-718 CLIFTON
AVENUE**

BE IT RESOLVED, that Daniel D. Lattanzi of Clifton, New Jersey is hereby appointed as the Licensed Site Remediation Professional (LSRP) on behalf of the City of Clifton, hereby replacing Dave E. Deghetto, in connection with the soil Remediation Action permit (RAP).

R506-23 Resolution Awarding Professional Construction Management and Environmental Consulting Services Contract to Delta Environmental Services, LLC, in Connection with James Anzaldi Recreation Complex

**RESOLUTION AWARDING PROFESSIONAL CONSTRUCTION MANAGEMENT
AND ENVIRONMENTAL CONSULTING SERVICES CONTRACT TO DELTA**

**ENVIRONMENTAL SERVICES, LLC, IN CONNECTION WITH JAMES ANZALDI
RECREATION COMPLEX**

WHEREAS, the City of Clifton requires professional environmental consulting services in connection with the James Anzaldi Recreation Complex; and

WHEREAS, the City Engineer recommends that a contract be awarded to Delta Environmental Services, LLC, in accordance with its submitted proposal, dated October 25, 2023, in an amount not to exceed \$6,000.00; and

WHEREAS, after reviewing the proposal and the recommendation of the City Engineer, the Municipal Council wishes to award a contract to Delta Environmental Services, LLC, for the provision of said services, in an amount not to exceed \$6,000.00; and

WHEREAS, the services to be performed are professional and/or extraordinary unspecifiable 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 therefor 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 total contracts regarding environmental consulting services this year is expected to be in excess of \$17,500.00; and

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

WHEREAS, there are funds available for the payment of the aforesaid services;

NOW, THEREFORE, BE IT RESOLVED, that a professional construction management and environmental consulting services contract in connection with the former National Standard Site is hereby awarded to **DELTA ENVIRONMENTAL SERVICES, LLC**, in accordance with its proposal dated July 16, 2021, in the amount not to exceed \$6,000.00, without 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.

R508-23 Resolution Awarding Professional Preliminary Engineering Services Contract to Neglia Engineering Associates in Connection with Drainage Study Centered on 40 Fordham Road

**RESOLUTION AWARDING PROFESSIONAL PRELIMINARY ENGINEERING
SERVICES CONTRACT TO NEGLIA ENGINEERING ASSOCIATES, IN
CONNECTION WITH DRAINAGE STUDY CENTERED ON 40 FORDHAM ROAD**

WHEREAS, the City of Clifton requires professional engineering services in connection with the drainage study centered on 40 Fordham Road; and

WHEREAS, the City Engineer recommends that a contract be awarded to Neglia Engineering Associates, in accordance with its submitted proposal, dated September 29, 2023, in an amount not to exceed \$38,900.00 for Phase I, Preliminary Engineering Services, and \$1,000.00 representing Phase II Reimbursable Expenses; and

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WHEREAS, after reviewing the proposal and the recommendation of the City Engineer, the Municipal Council wishes to award a contract to Neglia Engineering Associates, for the provision of said services, in a total amount not to exceed \$39,900.00; and

WHEREAS, the services to be performed are professional and/or extraordinary unspecifiable 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 therefor 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 total contracts regarding preliminary engineering services this year is expected to be in excess of \$17,500.00; and

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

WHEREAS, there are funds available for the payment of the aforesaid services;

NOW, THEREFORE, BE IT RESOLVED, that a professional preliminary engineering services contract in connection with the drainage study centered on 40 Fordham Road is hereby awarded to **NEGLIA ENGINEERING ASSOCIATES**, in accordance with its proposal dated September 29, 2023, in the total amount not to exceed \$39,900, without 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.

R509-23 Resolution Awarding Contract for 2023 Road Resurfacing Program (HUD-CD)

**RESOLUTION AWARDING CONTRACT FOR
2023 ROAD RESURFACING PROGRAM (HUD-CD)**

BE IT RESOLVED: that the contract for the **2023 ROAD RESURFACING PROGRAM (HUD-CD)** be and the same is hereby awarded to **D&L Paving Contractors** of Nutley, New Jersey, the low bidder meeting the specifications at a grand total bid price of **\$3,584,635.20**, in accordance with bids received on **October 26, 2023**, and recommended by communication dated **November 1, 2023** 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.

R510-23 Resolution Awarding Contract for 2023 NJDOT Sidewalk and Curb Improvements

**RESOLUTION AWARDING CONTRACT FOR
2023 NJDOT SIDEWALK AND CURB IMPROVEMENTS**

BE IT RESOLVED: that the contract for the **2023 NJDOT SIDEWALK AND CURB**

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IMPROVEMENTS be and the same is hereby awarded to **RIVERVIEW PAVING** of **Hackettstown, New Jersey**, the low bidder meeting the specifications at a grand total bid price of **\$2,296,902.00**, in accordance with bids received on **October 26, 2023**, and recommended by communication dated **November 1, 2023** 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.

R512-23 Resolution Authorizing Permission to Advertise Request for Proposals Via Competitive Contracting Pursuant to N.J.S.A. 40A:11-4.1 et seq. for Third Party Billing and Collections Services for Calendar Year 2024

**RESOLUTION AUTHORIZING PERMISSION TO ADVERTISE REQUEST FOR
PROPOSALS VIA COMPETITIVE CONTRACTING PURSUANT TO N.J.S.A 40A:11-
4.1 ET SEQ. FOR THIRD PARTY BILLING AND COLLECTIONS SERVICES
FOR CALENDAR YEAR 2024**

WHEREAS, in accordance with N.J.S.A. 40A:11-4-1, local contracting units may use competitive contracting in lieu of public bidding for procurement of specialized goods and services, the price of which exceeds the bid threshold; and

WHEREAS, the City of Clifton is in need of Third-Party Billing and Collection Services for calendar year 2024; and

WHEREAS, in order to obtain third party medical billing and collection services, the City will be required to issue a request for proposals under competitive contracting process in accordance with N.J.S.A. 40A:11-4-1; and

WHEREAS, the Qualified Purchasing Agent seeks by resolution the governing body authorization to use competitive contracting pursuant to N.J.S.A. 40A:11-4-1 et seq in order to request proposals from potential respondents; and

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Municipal Council of the City of Clifton, that authorization is hereby given to advertise Request for Proposals and receive and publicly open any responses for goods and services described therein for Third Party Billing and Collection Services.

R513-23 Resolution Authorizing Award of Contract to Route 23 Automall off of a Sourcewell National Cooperative Contract for Ford Automotive Parts and Supplies

**RESOLUTION AUTHORIZING AWARD OF CONTRACT TO ROUTE 23
AUTOMALL , OFF OF A SOURCEWELL NATIONAL
COOPERATIVE CONTRACT FOR FOR FORD AUTOMOTIVE PARTS AND
SUPPLIES**

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

November 8, 2023

WHEREAS, pursuant to Resolution R460-23 of October 3, 2023, an advertisement was placed in the Herald News on October 19, 2023, to announce the City's interest in utilizing the Sourcewell national cooperative for OEM Automotive Parts and Supplies, which was awarded to Route 23 Automall, located at 1301 Route 23 Butler NJ 07405-1727; and

WHEREAS, the current contract term for Sourcewell contract #101520-FMC for OEM Automotive Parts and Supplies expires on December 14, 2024; and

WHEREAS, the Purchasing Agent is satisfied with the procurement process conducted by Sourcewell, and the contract which was awarded to Route 23 Automall, located at 1301 Route 23 Butler NJ 07405-1727, pursuant to the proposal submitted in response to Sourcewell's Notice to Bidders Titled "OEM Automotive Parts and Supplies" and Contract Award # 101520-FMC for OEM Automotive Parts and Supplies; 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 that all are 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 October 30, 2023 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: Amisha Jariwala, 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 City of Clifton is authorized to award said OEM Automotive Parts and Supplies pursuant to Sourcewell contract number #101520-FMC.
2. The proposal submitted by PL Custom Emergency Vehicles for the procurement of OEM Automotive Parts and Supplies as described above, for a combined total not to exceed amount of \$30,000.00 is hereby awarded.
3. Regarding Fund Certification, funds are available under the following account number: 01-201-260-315-202, Vehicle Maintenance

R524-23 Resolution Proclaiming November 25, 2023 Small Business Saturday

**RESOLUTION PROCLAIMING NOVEMBER 25, 2023
SMALL BUSINESS SATURDAY**

WHEREAS, the government of the City of Clifton, State of New Jersey, celebrates our local small businesses and the contributions they make to our local economy and community; according to the United States Small Business Administration, there are 32.5 million small businesses in the United States, they represent 99.7% of all firms with paid employees in the United States, are responsible for 62% of net new jobs created since 1995 and small businesses employ 46.8% of the employees in the private sector in the United States; and

WHEREAS, 79% of consumers understand the importance of supporting the small businesses in their community on Small Business Saturday, 70% report the day makes them want to encourage others to Shop Small, independently-owned retailers and 66% report that the day makes them want to Shop Small all year long; and

WHEREAS, 58% of shoppers reported that they shopped online with a small business and 54% reported they dined or ordered takeout from a small restaurant, bar or café on Small Business Saturday in 2021; and

WHEREAS, The City of Clifton, New Jersey supports our local businesses that create jobs, boost our local economy and preserve our communities; and

WHEREAS, advocacy groups, as well as public and private organizations, across the country have endorsed the Saturday after Thanksgiving as Small Business Saturday.

NOW, THEREFORE, we, the Mayor and Council of the City of Clifton, State of New Jersey do hereby proclaim, November 25, 2023, as:

SMALL BUSINESS SATURDAY

and urge the residents of our community, and communities across the country, to support small businesses and merchants on Small Business Saturday and throughout the year.

R525-23 Resolution Authorizing Moving Alternate to Member and Appointing Alternate to Civil Rights Committee

RESOLUTION MOVING ALTERNATE TO MEMBER AND APPOINTING ALTERNATE TO THE CLIFTON CIVIL RIGHTS COMMITTEE

WHEREAS, the Mayor and Council of the City of Clifton, County of Passaic, State of New Jersey are aware of a member vacancy on the Clifton Civil Rights Committee (Allwood Section); and

WHEREAS, currently, Jeff Hoey holds the position of Alternate and an application was received by Tricia Hibbert to serve on this committee;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Municipal Council of the City of Clifton, County of Passaic, State of New Jersey that Jeff Hoey be moved from Alternate to Member of the Civil Rights Committee (Allwood Section) commencing this day through December 31, 2024; and

BE IT FURTHER RESOLVED, that Tricia Hibbert be appointed as an Alternate (Allwood Section) commencing this day through December 31, 2025.

R526-23 Resolution for Reappointment of Members to the Clifton Beautification Committee

RESOLUTION FOR REAPPOINTMENT OF MEMBERS TO THE CLIFTON BEAUTIFICATION COMMITTEE

WHEREAS, the Mayor and Council of the City of Clifton, County of Passaic, State of New Jersey are in receipt of a reappointment form from the secretary of the Clifton Beautification Committee recommending reappointment of Bill Epstein and Glory Smith; and

WHEREAS, said members’ term will expire on December 31, 2023; and

WHEREAS, said members are being reappointed to the Clifton Beautification Committee for a term of three years commencing on January 1, 2024 through December 31, 2026; and

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Municipal Council of the City of Clifton, County of Passaic, State of New Jersey that Bill Epstein and Glory Smith be and are hereby reappointed for a three-year term to the Beautification Committee, commencing on January 1, 2024 through December 31, 2026;

November 8, 2023

R527-23 Resolution for Reappointment of Member to the Clifton Senior Citizens Advisory Committee

**RESOLUTION FOR REAPPOINTMENT OF
MEMBER TO THE CLIFTON SENIOR CITIZENS ADVISORY COMMITTEE**

WHEREAS, the Mayor and Council of the City of Clifton, County of Passaic, State of New Jersey are in receipt of a reappointment form from the secretary of the Clifton Senior Citizens Advisory Committee recommending reappointment of Austin Sroka; and

WHEREAS, said member’s term will expire on December 31, 2023; and

WHEREAS, said member is being reappointed to the Clifton Senior Citizens Advisory Committee for a term of three years commencing on January 1, 2024 through December 31, 2026; and

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Municipal Council of the City of Clifton, County of Passaic, State of New Jersey that Austin Sroka be and is hereby reappointed for a three-year term to the Senior Citizens Advisory Committee, commencing on January 1, 2024 through December 31, 2026.

R529-23 Resolution of Congratulations - 100th Birthday - Constance Ryan Spencer

RESOLUTION OF CONGRATULATIONS ON 100TH BIRTHDAY

WHEREAS, Constance Ryan Spencer was born on December 4, 1923 in Waverly, New York; and

WHEREAS, Constance graduated from Elmira College in 1945 where she earned a bachelor’s degree. Constance was given the honor of being valedictorian of her high school and college graduating classes; and

WHEREAS, Constance met Frederick C. Spencer and the two were married on May 31, 1947 in Waverly, New York. The couple were married for almost sixty years before Frederick’s passing in 2006; and

WHEREAS, Constance and Frederick are the proud parents of 2 daughters, Joann Urso and Mary Ellen Spencer, grandparents of Meagan Flohr, Katie Biehn and Betsy Urso and great-grand parents of Spencer Flohr, Quinn Flohr and Jack Biehn; and

WHEREAS, Constance and Frederick moved to Clifton in 1952 and originally lived in the Richfield Village Apartments. They purchased their home on Burlington Road on December 13, 1954 and Constance has lived there ever since; and

WHEREAS, Constance became a parishioner of St. Andrew’s Roman Catholic Church in Clifton and has been so for over seventy years; and

Whereas, Constance retired from Child Research Services in Rutherford and has done volunteer work for the Allwood Public Library and has been a part of the Women’s Club of Allwood and the League of Women Voters; and

WHEREAS, Contance has had many hobbies including reading mystery novels, needlepoint and knitting, jigsaw puzzles, reading newspapers, discussing politics, the New York Times crossword puzzles and solving sudokus.

NOW, THEREFORE, we, the Mayor and Council, of the City of Clifton join with the family and many friends of

CONSTANCE RYAN SPENCER

In congratulating her on the occasion of her 100th birthday and do extend to her best wishes for good health, peace and happiness in all her future years.

R530-23 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:

2023 GMC Yukon SUV 1GKS2JKL9PR510471

Approved Parking Location:

115 Starmond Avenue, Clifton, NJ

R531-23 Resolution Authorizing Games of Skill Distributor License Renewal - Wayne Vending

RESOLUTION AUTHORIZING GAMES OF SKILL DISTRIBUTOR LICENSE RENEWAL

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 Renewal from Wayne Vending, 1107 Route 23 South, Wayne; 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 License to Wayne Vending be and is hereby granted.

November 8, 2023

R532-23 Resolution Authorizing Renewal of Transient Merchant License - Fred Dauth

**RESOLUTION AUTHORIZING FRED DAUTH
AS A TRANSIENT MERCHANT**

WHEREAS, the Mayor and Council of the City of Clifton, County of Passaic, State of New Jersey are in receipt of an application from Fred Dauth of 194 Shore Road, Cape Neddick, ME for the sale of Christmas Trees as a Transient Merchant; and

WHEREAS, Fred Dauth has requested that said Christmas Tree sales will operate on the premises known as 875 Grove Street, Clifton, NJ 07013;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Clifton, County of Passaic, State of New Jersey that authorization be given to Fred Dauth of 194 Shore Road, Cape Neddick, ME for the sale of Christmas Trees and to operate as a Transient Merchant at 875 Grove Street, Clifton, NJ 07013.

R533-23 Resolution Authorizing Renewal of Animal Shelter/Pound License - Clifton Animal Shelter

**RESOLUTION AUTHORIZING ANIMAL SHELTER & POUND LICENSE
RENEWALS**

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 Clifton Animal Shelter, 900 Clifton 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 Clifton Animal Shelter is hereby granted.

R534-23 Authorization to Approve Renewal of Florist Licenses

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.

Halka's Florist
St. George Florist

633 Van Houten Avenue
759 Van Houten Avenue

R535-23 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 the businesses listed 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 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 listed below be and are hereby granted:

Disabled American Veterans	315 Hazel Street
F and Z Foods LLC	255 Parker Avenue

R536-23 Resolution Authorizing Renewal of Renting & Leasing Vehicles License -
Gensing Motors

**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:

Gensing Motors	842 Valley Road
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R537-23 Resolution Authorizing Junk Peddler License Renewal - Kaminski

RESOLUTION AUTHORIZING JUNK PEDDLER LICENSE RENEWAL

WHEREAS, the Mayor and Council of the City of Clifton, County of Passaic, State of New Jersey are in receipt of a Junk Peddler License Renewal from Bruce J. Kaminski, 29 Creekview Road, Kunkletown, PA; 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;

November 8, 2023

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 Junk Peddler License to Bruce J. Kaminski, 29 Creekview Road, Kunkletown, PA is hereby granted.

R538-23 Resolution Authorizing New and Used Car Lot License Renewals

**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:

Lakeview Auto Corp.	316 Lakeview Avenue
Lexington Auto Club	490 Lexington Avenue
Wiegers, Inc.	181 Fornelius Avenue

R539-23 Resolution of Congratulations Upon Retirement - Police Officer - Frank Loran

**RESOLUTION OF CONGRATULATIONS UPON RETIREMENT –
POLICE OFFICER – FRANK LORAN**

WHEREAS, November 1, 2023, Police Officer, Frank Loran, officially retired from his position with the City of Clifton; and

WHEREAS, he was appointed as a Police Officer on January 3, 1995, and his retirement will conclude a twenty-eight year career in service to the public and the City of Clifton; and

WHEREAS, throughout his career, he has always displayed an attitude of professionalism and dedication to duty; and

WHEREAS, he has been a credit to the City of Clifton during all this time, and this Governing Body wishes to acknowledge his long-time service to the City;

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

**POLICE OFFICER
FRANK LORAN**

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 **FRANK LORAN**.

R540-23 Resolution Supporting and Authorizing Submission of an Application to the New Jersey Department of Transportation's Safe Routes to School Program for Colfax and Kathryn Avenue Improvements

**RESOLUTION SUPPORTING AND AUTHORIZING SUBMISSION OF AN
APPLICATION TO THE NEW JERSEY DEPARTMENT OF TRANSPORTATION'S
SAFE ROUTES TO SCHOOL PROGRAM FOR COLFAX AND KATHRYN AVENUE
IMPROVEMENTS**

WHEREAS, the City of Clifton is applying to the New Jersey Department of Transportation's Safe Routes to School Program for funding to improve pedestrian, bike, and motor-vehicle safety surrounding Clifton High School, including but not limited to installing a bike lane, flashing traffic lights, and additional lighting; and

WHEREAS, the project will help to continue and improve the promotion and encouragement of pedestrian and bicycle access and safety for school children and residents in the areas surrounding Clifton High School; and

WHEREAS, maintenance of the facility, once constructed, will be assumed by the City of Clifton apart from (1) local ordinances that places maintenance responsibility with each individual property owner, and (2) those crosswalks on State or County Right-of-ways; and

WHEREAS, the City of Clifton will assign the City Manager, Dominick Villano, or Mayor, Raymond Grabowski, to serve as the responsible charge for the project; and

WHEREAS, the City of Clifton and the Clifton Board of Education recognizes the value of interlocal cooperation as a way of reducing duplication and overlap of services as a means of efficient and economical utilization of resources; and

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of Clifton City that it hereby supports and authorizes the submission of electronic grant application titled "SRS-2024-Colfax and Kathryn Avenue Improveme-00059" to the Safe Routes to School Program within the State of New Jersey Department of Transportation and authorizes the Mayor, City Manager, and City Clerk to execute any and all documents necessary and related to the submission of said grant application or grant agreement.

R541-23 Resolution Authorizing the City of Clifton Through the Clifton Police Department, to Participate in the Defense Logistics Agency, Law Enforcement Support Office, 1033 Program to Enable the Clifton Police Department to Request and Acquire Excess Department of Defense Equipment

**RESOLUTION AUTHORIZING THE CITY OF CLIFTON THROUGH THE
CLIFTON POLICE DEPARTMENT TO PARTICIPATE IN THE DEFENSE
LOGISTICS AGENCY, LAW ENFORCEMENT SUPPORT OFFICE, 1033 PROGRAM
TO ENABLE THE CLIFTON POLICE DEPARTMENT TO REQUEST AND AQUIRE
EXCESS DEPARTMENT OF DEFENSE EQUIPMENT**

WHEREAS, The United States Congress authorized the Defense Logistics Agency (DLA) Law Enforcement Support Office (LESO) 1033 to make use of excess Department of Defense personal property by making that personal property available to municipal, county and State law enforcement agencies (LEAs); and

WHEREAS, rules mandate that all equipment acquired through the 1033 Program remain under control of the requesting LEA; and

WHEREAS, participation in the 1033 Program allows municipal and County LEAs to obtain property they might not otherwise be able to afford in order to enhance community preparedness, response and resiliency; and

November 8, 2023

WHEREAS, although property is provided through the 1033 Program at no cost to the municipal and county LEAs, these entities are responsible for the costs associated with delivery, maintenance, fueling and upkeep of the property, and for the specialized training on any acquired property; and

WHEREAS, N.J.S.A. 40A:5-30.2 requires that the governing body of the municipality or county approve, by a majority of the full membership, both the enrollment in, and the acquisition of any property thru the 1033 Program.

NOW THEREFORE, BE IT RESOLVED, by the Mayor and Municipal Council of the City of Clifton, County of Passaic, State of New Jersey, that the Clifton Police Department is hereby authorized to enroll in the 1033 Program for the period, January 1, 2024 to December 31, 2024; and

BE IT FURTHER RESOLVED, that the Clifton Police Department is hereby authorized to acquire items of non-controlled property designated "DEMIL-A", which may include office supplies, office furniture, computers, electronic equipment, generators, field packs, nonmilitary vehicles, off-road vehicles, clothing, traffic and transit signal systems, exercise equipment, farming and moving equipment, excavation equipment, storage devices and containers, tools, medical and first aid equipment and supplies, personal protection equipment and supplies, respirators, binoculars, and any other supplies and equipment of a nonmilitary nature identified by the LEA, if it shall become available in the period of time for which this resolution authorizes, based on the needs of the Clifton Police Department without restriction; and

BE IT FURTHER RESOLVED, that the Clifton Police Department is hereby authorized to acquire "DEMIL B through Q" property, listed in the attached unredacted portion of the DEMIL inventory sheet if it shall become available in the period of time for which this resolution authorizes and

BE IT FURTHER RESOLVED, that the Chief of Police for the Clifton Police Department shall develop and implement a full training plan and policy for the maintenance and use of the acquired property; and

BE IT FURTHER RESOLVED, that the Clifton Police Department shall provide a quarterly accounting of all property obtained through the 1033 program which shall be available to the public upon request; and

BE IT FURTHER RESOLVED, that this resolution shall take effect immediately and shall be valid to authorized requests to acquire "DEMIL A" property and "DEMIL B through Q" property that may be made available through the 1033 program during the period of time for which this resolution authorizes; and

BE IT FURTHER RESOLVED, that this authorizing resolution will expire on December 31, 2024 and continued participation in this program will require annual authorization by the governing body.

R542-23 Resolution Authorizing Execution of Cancellation of Mortgage Between City of Clifton and Rosa Correa; Maria Marleny Gutierrez and Monica A. Tolentino (Clifton Home Improvement Program)

**RESOLUTION AUTHORIZING EXECUTION OF CANCELLATION OF
MORTGAGES BETWEEN CITY OF CLIFTON AND ROSA CORREA; MARIA
MARLENY GUTIERREZ; and MONICA A. TOLENTINO (CLIFTON HOME
IMPROVEMENT PROGRAM)**

WHEREAS, on April 7, 2016, in conjunction with a CHIP grant to Rosa Correa, a mortgage in the amount of \$10,000.00 was given by the City of Clifton for property situated at 17 Second Street, Clifton, New Jersey (Block 13.01, Lot 23); and

WHEREAS, on February 22, 2017, in conjunction with a CHIP grant to Maria Marleny Gutierrez, a mortgage in the amount of \$10,000.00 was given by the City of Clifton for property situated at 135 West 4th Street, Clifton, New Jersey (Block 9.13, Lot 18); and

WHEREAS, on June 29, 2017, in conjunction with a CHIP grant to Monica A. Tolentino, a mortgage in the amount of \$9,350.00 was given by the City of Clifton for property situated at 328 Highland Avenue, Clifton, New Jersey (Block 13.07, Lot 9); and

WHEREAS, the Program Director of the Clifton Home Improvement Program has advised that the aforesaid mortgages have expired;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and the Municipal Council of the City of Clifton, that the Mayor and City Clerk be and they are hereby authorized to execute Cancellation/Discharge of Mortgage for each aforesaid mortgage in a form satisfactory to the Law Department.

R543-23 Resolution Authorizing Tax Collector to Lien Property and Bill Property Owner and Collect for Reimbursement of Expenditures Made by City of Clifton for Emergency Order Clean-Up

**RESOLUTION AUTHORIZING TAX COLLECTOR TO LIEN PROPERTY AND
BILL PROPERTY OWNER AND COLLECT FOR REIMBURSEMENT OF
EXPENDITURES MADE BY CITY OF CLIFTON FOR EMERGENCY ORDER
CLEAN-UP**

WHEREAS, numerous code violations and an emergent health situation existed at the following premises for a long period of time, and despite countless letters, warnings, notices and citations issued to the property owner, the violations and health conditions continued unabated; and

WHEREAS, the City of Clifton took emergency clean-up action on the property and expended funds from its revolving lien account, **inclusive of \$100 Administrative Fee**, as follows:

<u>Address</u>	<u>Service Fee</u>	<u>Administrative Fee</u>	<u>Total Lien</u>
1150 Route 46 Blk 44.09, Lot 1	\$ 800.00	\$ 100.00	\$ 900.00

WHEREAS, it is necessary to place a lien on the property in order to seek reimbursement from the property owner for the funds expended by the City of Clifton; and

WHEREAS, it may be necessary for the City of Clifton to expend funds in the future for the aforesaid property;

NOW, THEREFORE, BE IT RESOLVED, that the Tax Collector is authorized to lien the property as set forth above, and to take whatever action is necessary to accomplish reimbursement from the property owner for the current expenditure and any expenditures incurred in the future.

R544-23 Resolution Authorizing Submission of a Grant Application to the New Jersey Department of Community Affairs Fiscal Year 2024 American Rescue Plan Firefighter Grant Program

**AUTHORIZING SUBMISSION OF A GRANT APPLICATION TO THE NEW JERSEY
DEPARTMENT OF COMMUNITY AFFAIRS' FISCAL YEAR 2024 AMERICAN
RESCUE PLAN FIREFIGHTER GRANT PROGRAM**

WHEREAS, the New Jersey Department of Community Affairs Division of Local Government Services has made grant funding available via the American Rescue Plan Firefighter Grant Program; and

WHEREAS, the Mayor and Council of the City of Clifton desires to apply for and obtain a grant from the New Jersey Department of Community Affairs for approximately \$61,557.00 to carry out a project to provide the Clifton Fire Department with proper fire protection, cleaning, and sanitization equipment;

November 8, 2023

NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND COUNCIL OF THE CITY OF CLIFTON:

1. Hereby authorize the application for such a grant; and,
2. Recognizes and accepts that the Department may offer a lesser or greater amount and therefore, upon receipt of the grant agreement from the New Jersey Department of Community Affairs, does further authorize the execution of any such grant agreement; and also, upon receipt of the fully executed agreement from the Department, does further authorize the expenditure of funds pursuant to the terms of the agreement between the City of Clifton and the New Jersey Department of Community Affairs.

BE IT FURTHER RESOLVED that the persons whose names, titles, and signatures appear below are authorized to sign the application, and that they or their successors in said titles are authorized to sign the agreement, and any other documents necessary in connection therewith:

R545-23 Resolution Authorizing the Cancellation and Refund of a Portion of the 2022 3rd Quarter Taxes, the 2022 4th Quarter Taxes and the 2023 1st, 2nd and 3rd Quarter Taxes on Property Known as Block 78.07, Lot 6, 107 Birchwood Terrace, Owned by a Disabled Veteran

RESOLUTION AUTHORIZING THE CANCELLATION AND REFUND OF A PORTION OF THE 2022 3rd QUARTER TAXES, THE 2022 4TH QUARTER TAXES AND THE 2023 1ST, 2ND AND 3RD QUARTER TAXES ON PROPERTY KNOWN AS BLOCK 78.07 LOT 6, 107 BIRCHWOOD TERRACE, OWNED BY A DISABLED VETERAN

WHEREAS, the Tax Assessor has confirmed that Eric L. Babula, the owner of the property known as Block 78.07, Lot 6, 107 Birchwood Terrace has been declared 100% disabled by the US Department of Veteran Affairs as of September 16, 2022; and

WHEREAS, Eric L. Babula has made application to the Tax Assessor of the City of Clifton for a property tax exemption in accordance with the law; and

WHEREAS, by virtue of his disabled veteran exemption, Eric L. Babula is entitled to the cancellation and partial refund of the 2022 third quarter property taxes in the amount of \$407.34, the cancellation and refund of the 2022 fourth quarter property taxes in the amount of \$3,305.68 and a refund of the 2023 first, second, third and fourth quarter taxes in the amount of \$10,944.87 on the subject property for a total refund in the amount of \$14,657.89 and

WHEREAS, the Municipal Council, having reviewed the facts and circumstances of the application, grants the application and hereby approves the tax exemption on the subject property as of September 16, 2022, and hereby authorizes the cancellation and partial refund of the 2022 third quarter property taxes in the amount of \$407.34, the cancellation and refund of the 2022 fourth quarter property taxes in the amount of \$3,305.68 and the cancellation and refund of the 2023 first, second, third and fourth quarter property taxes on the subject property in the amount of \$10,994.87 for a total refund of \$14,657.89; and

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Municipal Council of the City of Clifton, County of Passaic, State of New Jersey, that the Tax Collector and/or City Treasurer are here authorized and directed:

1. To cancel and refund the pro-rated portion of the 2022 third quarter tax payments in the amount of \$407.34, the 2023 fourth quarter tax payments in the amount of \$3,305.68, and the 2023 first, second, third and fourth quarter taxes in the amount of \$10,944.87 for a total refund in the amount of \$14,657.89.

2. To keep said subject property tax exempt for the totally disabled veteran for as long as he shall qualify for the exemption and for so long as the exemption is authorized by law based upon the facts and circumstances of this matter.

R546-23 Resolution Authorizing the Cancellation of 50% of the Taxes and a Refund 50% of a Portion of the 2023 2nd Quarter Taxes, 50% Refund of the 3rd Quarter Taxes and 50% of the 4th Quarter Taxes for Block 4.11, Lot 25, 22 James Street, Owned by a Disabled Veteran

RESOLUTION AUTHORIZING THE CANCELLATION OF 50% OF THE TAXES AND A REFUND 50 % OF A PORTION OF THE 2023 SECOND QUARTER TAXES, 50% REFUND OF THE THIRD QUARTER TAXES AND 50% FOURTH QUARTER TAXES FOR BLOCK 4.11, LOT 25, 22 JAMES STREET, OWNED BY DISABLED VETERAN

WHEREAS, the Tax assessor has confirmed that Luis A. Cruz, Jr., the owner of a two-family residence located at Block 4.11 Lot 25, 22 James Street has been declared 100% disabled as of April 6, 2023 by the United States Department of Veteran Affairs; and

WHEREAS, Luis A. Cruz, Jr. has made application to the Tax Assessor of the City of Clifton for a 50% property tax exemption on the subject property in accordance with the law; and

WHEREAS, by virtue of his disabled veteran exemption, Luis A. Cruz, Jr. is entitled to the cancellation of 50% of the taxes and a partial refund of 50% the 2023 second quarter property taxes, third quarter property taxes, and fourth quarter property taxes on the subject property; and

WHEREAS, the Municipal Council, having reviewed the facts and circumstances of the application, grants the application and approves the 50% tax exemption on the subject property as of April 6, 2023 and hereby authorizes the cancellation and a 50% refund of 2023 second quarter property taxes in the amount of \$832.84, a 50% refund of the 2023 third quarter property taxes in the amount of \$919.52, and a 50% refund of the 2023 fourth quarter property taxes in the amount \$907.87 on the subject property for a total refund of \$2,660.23 and;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Municipal Council of the City of Clifton, that for the reasons aforesaid, the Tax Collector and/or City Treasurer are hereby authorized and directed:

1. To cancel 50% and partially refund 50% of the 2023 second quarter tax payments in the amount of \$832.84, 50% of the 2023 third quarter tax payments in the amount of \$919.52, and refund 50% of the 2023 fourth quarter tax payments in the amount of \$907.87 for a total refund of \$2,660.23; and
3. To keep the subject 50% property tax exemption for the totally disabled veteran for so long as he shall qualify for the exemption and for so long as the exemption is authorized by law based upon the facts and circumstances of this matter.

R547-23 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 Karl Huelsenbeck v. City of Clifton - Tax Appeal
CON-2 Update of Liability Claims Filed Against City of Clifton - Litigation Privilege

November 8, 2023

CON-3 Clifton Supervisors Association (CSA) - Contract Negotiations - 2023-2026

CON-4 PBA - Contract Negotiations

CON-5 IBEW MOA – Contract Negotiations

CON-6 Nelida I. Barbieri v. City of Clifton, et al Docket No. PAS-C-103-23

CON-7 Legal Opinion Regarding Conflicts of Interest, Violations of Municipal Manager Act
and Breach of Code of Ethics

CON-8 Palestinian Event

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 November 8, 2023 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 Kriollo Restaurante

RESOLUTION FOR PRELIMINARY APPROVAL

For Kriollo Restaurante LLC

T/A Kriollo Restaurante

Address 1159 Main Ave Clifton, NJ 07011

Type of food establishment intended restaurant-continued use

Formerly or new Rancho Caribeno

Zone B-C

Permitted Yes

Variance required No

Final approval will be issued pending approval of this resolution.

Further processing and approval of various city departments.

L-2 Ortiz Mini Market II

RESOLUTION FOR PRELIMINARY APPROVAL

For Ortiz Mini Market, LLC

T/A Ortiz Mini Market II

Address 54 Center St., Clifton, NJ 07011

Type Of Food Establishment Intended Grocery/Milk - Continued Use

Formerly Or New Alvarado Grocery Store

Zone RB3

Permitted Yes

Variance Required No

Final Approval Will Be Issued Pending Approval Of This Resolution.

Further Processing And Approval Of Various City Departments.

L-3 Mr. Falafel

RESOLUTION FOR FINAL APPROVAL

Be It Resolved, That The Application Of Mr Falafel LLC

T/A Mr Falafel

For Permission To Conduct A: Restaurant

For A Period Ending January 31, 2024 On The Premises Known As:

248 B Lakeview Ave Clifton, NJ 07011

Be And The Same Is Hereby Approved And Licenses So Issued In The Compliance With The Approval Of

The Board Of Health, Fire Department, Police And Zoning Officer.

L-4 Dante Liquors

RESOLUTION FOR FINAL APPROVAL

Be It Resolved, That The Application Of 729 Van Houten Liquor, Inc.
T/A Dante Liquors
For Permission To Conduct A: Grocery-Continued Use
For A Period Ending January 31, 2024 On The Premises Known As:
729 Van Houten Ave Clifton, NJ 07013
Be And The Same Is Hereby Approved And Licenses So Issued In The Compliance With The
Approval Of
The Board Of Health, Fire Department, Police And Zoning Officer.

L-5 Atlas Healthcare at Daughters of Miriam

RESOLUTION FOR FINAL APPROVAL

Be It Resolved, That The Application Of Hazel Street Operations
T/A Atlas Healthcare At Daughters Of Miriam
For Permission To Conduct A: Restaurant-Continued Use
For A Period Ending January 31, 2024 On The Premises Known As:
155 Hazel St., Clifton, NJ 07013
Be And The Same Is Hereby Approved And Licenses So Issued In The Compliance With The
Approval Of
The Board Of Health, Fire Department, Police And Zoning Officer.

A Motion was made by Councilman Gibson, seconded by Councilman Kolodziej and passed on
roll call vote to enter into Executive Session.

(5-0-0-2) Councilman Gibson, Councilman Kolodziej, Councilman Latona, Councilwoman
Sadrakula and Mayor Grabowski voted aye. Councilwoman Murphy and Councilwoman Pino
were absent.

Upon roll call, the following were noted present:

Councilman Gibson	(BG) (Absent)
Councilman Kolodziej	(JK)
Councilman Latona	(AL)
Councilwoman Murphy	(LM) (Absent)
Councilwoman Pino	(RP) (Absent)
Councilwoman Sadrakula	(MS)
Mayor Grabowski	(RG)

Also present were City Manager, Dominick Villano; City Attorney, Matthew Priore ; Assistant
City Attorney, Andrew Oddo, City Clerk, Nancy Ferrigno and Deputy City Clerk, Michele
Butler.

ADJOURNMENT

A Motion was made by Councilwoman Sadrakula, seconded by Councilman Latona to adjourn
the meeting at 11:34 a.m.

(4-0-0-3) Councilman Kolodziej, Councilman Latona, Councilwoman Sadrakula and Mayor
Grabowski voted aye. Councilman Gibson, Councilwoman Murphy and Councilwoman Pino were
absent.

Respectfully Submitted,

November 8, 2023

Nancy Ferrigno
City Clerk

Raymond Grabowski, Mayor