

April 2, 2024

**CLIFTON, NEW JERSEY
REGULAR MEETING MINUTES APRIL 2, 2024**

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.

8:10 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 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 2024 which was published as legal advertisements in the Herald News on December 10, 2023, and was additionally advertised in the Record on December 10, 2023. 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) Absent
Councilman Kolodziej	(JK) Via Zoom – Arrived at 8:04 p.m.
Councilman Latona	(AL) Via Zoom
Councilman D’Amato	(CD)
Councilwoman Pino	(RP)
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

Rabbi Kronenberg

PUBLIC HEARING

PRESENTATION

Relay for Life
National Public Health Week Proclamation

APPROVAL OF MINUTES

A Motion was made by Councilwoman Sadrakula seconded by Councilman D’Amato and passed on roll call vote to approve the Workshop Session, Executive Session and Regular Session Meeting Minutes of March 19, 2024.

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

COMMUNICATIONS FROM THE CITY MANAGER

C-1 Sahil Doshi Records Support Technician 1, Finance Dept., hired effective 03/01/2024 at \$45,000. annually.

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COMMUNICATIONS MEETING MINUTES

- C-2 Minutes of CA-TV Committee of February 22, 2024
- C-3 Minutes of Beautification Committee of March 4, 2024
- C-4 Minutes of Traffic Safety Council of February 15, 2024
- C-5 Minutes of Clifton Arts Center of February 26, 2024
- C-6 Minutes of Disabilities Committee of March 18, 2024

SECOND READING ORDINANCES

A. Adoption of Ordinance 7896-24

B. Public Hearing on Ordinance 7896-24

Mayor Grabowski opened the floor to the public regarding Ordinance 7896-24.

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

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

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

C. Adoption of Ordinance 7897-24

D. Public Hearing on Ordinance 7897-24

Mayor Grabowski opened the floor to the public regarding Ordinance 7897-24.

With no one wishing to be heard, a Motion was made by Councilman Latona, seconded by Councilman D'Amato to close the public hearing and adopt on 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 7 Restricted Handicapped Spaces)

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

E. Adoption of Ordinance 7898-24

F. Public Hearing on Ordinance 7898-24

Mayor Grabowski opened the floor to the public regarding Ordinance 7898-24.

With no one wishing to be heard, a Motion was made by Councilman Latona, seconded by Councilman D'Amato to close the public hearing and adopt on roll call vote.

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

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

G. Adoption of Ordinance 7899-24

H. Public Hearing on Ordinance 7899-24

Mayor Grabowski opened the floor to the public regarding Ordinance 7899-24.

With no one wishing to be heard, a Motion was made by Councilman Latona, seconded by Councilman D’Amato to close the public hearing and adopt on 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 Kolodziej, Councilman Latona, Councilman D’Amato, Councilwoman Pino, Councilwoman Sadrakula and Mayor Grabowski voted aye. Councilman Gibson was absent.

G. Adoption of Ordinance 7900-24

H. Public Hearing on Ordinance 7900-24

Mayor Grabowski opened the floor to the public regarding Ordinance 7900-24.

With no one wishing to be heard, a Motion was made by Councilman Latona, seconded by Councilman D’Amato to close the public hearing and adopt on 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 Cutler Street on Both Sides Between Ackerman Avenue to Center Street)

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

I. Adoption of Ordinance 7901-24

J. Public Hearing on Ordinance 7901-24

Mayor Grabowski opened the floor to the public regarding Ordinance 7901-24.

With no one wishing to be heard, a Motion was made by Councilman Kolodziej, seconded by Councilman D’Amato to close the public hearing and adopt on 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" (Rescinds Permit Parking on Harrington Road from Chelsea Road to Clairmont Road)

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

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K. Adoption of Ordinance 7902-24

L. Public Hearing on Ordinance 7902-24

Mayor Grabowski opened the floor to the public regarding Ordinance 7902-24.

With no one wishing to be heard, a Motion was made by Councilman Latona, seconded by Councilman D’Amato to close the public hearing and adopt on roll call vote.

An Ordinance to Amend Chapter 11 of the Code of the City of Clifton, Entitled "Advisory Committee on Civil Rights" More Particularly Section 11-2 Thereof Entitled "Membership, Terms of Office"

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

FIRST READING ORDINANCES

A. Introduction of Ordinance 7903-24

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 D’Amato, seconded by Councilwoman Sadrakula, and passed on 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 439-18 Entitled "Loading Zones" (Adds Location on Columbia Street)

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, April 16, 2024, 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 Kolodziej, Councilman Latona, Councilman D’Amato, Councilwoman Pino, Councilwoman Sadrakula and Mayor Grabowski voted aye. Councilman Gibson was absent.

FLOOR TO THE MEMBERS OF THE PUBLIC

The following residents spoke about their quality of life being negatively affected by the traffic, parking, altercations, safety issues, litter, blocking driveways and fire hydrants by visitors to the Mosque on Pershing Road.

Gina Scaduto, 44 Springdale Court
Mary Simmons-Fallucca, 225 Pershing Road
Andres Oquendo, 211 Pershing Road
Kenneth Lee, 9 Lawrence Court
Joseph Swiatek, 40 Godwin Place
Gladyz Feimster, 45 Lawrence Court
Samantha Bassford, 92 Mountainview Drive.
James Feimster, 45 Lawrence Court
Robert Samarati, 39 Godwin Place
Edward Nunez, 230 Livingston Street
Keith Bassford, 92 Mountainview Drive

Casey Abramson, 104 Pearlbrook Drive, spoke about the plan to demolish the Allwood Theatre. He feels the property should be purchased and utilized as a community theatre house.

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Roland Minaya, 31 Lawrence Court, discussed the quality-of-life issues effecting the residents around Pershing Road due to the number of people visiting the Mosque. He asked why it has been 20 months since the area residents asking for permit parking on Lawrence Court has not been approved.

Gary Perino, 491 Mt. Prospect Ave., spoke about the plan to raze the Allwood Theater. He commented on quality-of-life issues in the Pershing Road area, unnecessary fireworks shows, diversity and creating a City museum.

Ray Lill, 59 Stevens Rd., spoke about rising crime and the need to reach out to the State to tighten laws and rethink bail reform. He spoke about police salaries and the dangers they face every day.

Henry Cholewczynski, 37 Phyllis Pl., commented on the quality-of-life issues surrounding the Mosque on Pershing Road, DPW repairing uprooted sidewalks and the need for the City Manager to have an assistant. He stated that the City should purchase the Allwood Theater and use it for an Arts Center.

Francesco Muoio, J5 the Meadows, suggested the City convert their current Health Insurance to a higher deductible plan with an HSA.

Anthony Miragliotta, 31 John Alden St., expressed his empathy for residents experiencing quality of life issues in the Pershing Road area. He spoke about the New Jersey unclaimed funds website and supporting a work for tax credits program for seniors. Mr. Miragliotta asked why the City cannot get Congressman Pascrell attend a Council meeting. He discussed the increasing crime rates.

Donna Popowich, 57 Dalewood Rd., spoke about adding a Zoom option for the public to join the Council meetings remotely, private fireworks shows at the Upper Montclair Country Club, and altercations with individuals visiting the Mosque on Pershing Road. She suggested the City create an Intern Program for local youth.

Henry Fonseca, 164 Lakeview Ave., complained about excessive noise coming from a venue at 167 Lakeview Ave.

Judy Bassford, 92 Mountainview Dr., spoke about the quality-of-life issues in the Pershing Road neighborhood. She asked if Main Memorial Park ever received Green Acre Funding, which forbids political events once funds are granted. She commented that Councilwoman Pino held a carnival at Main Memorial Park to raise money for her campaign and she is now on the Carnival Committee, which Ms. Bassford feels is a conflict of interest.

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

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

CITY MANAGER PRIVILEGE/RESPONSE TO RESIDENTS

Henry Fonseca – Mr. Villano stated he would have a meeting with the Police Chief to have an officer investigate the disturbances.

Anthony Miragliotta – Mr. Villano remarked that the unclaimed funds have been applied for.

Francesco Muoio – Mr. Villano replied that the City does offer a high deductible medical plan for employees. He stated that any changes to health benefits must be negotiated with the Union.

Casey Abramson – Mr. Villano replied that the owner of the Allwood Theatre has been before the Zoning Board 3 times to renovate the property. He stated that the property owner has the right

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to convert the property. Mr. Villano suggested that if anyone objects to the property owner's plans, they can speak at the Zoning Board.

Ray Lill – Mr. Villano commented that he agrees with Mr. Lill regarding the rise in crime. He stated that the City has already reached out to the State for help. Mr. Villano commented that police hands are tied in certain situations and the State needs to provide them with the tools that they need to do their job.

Councilman Kolodziej returned to the meeting at 9:40 p.m.

Mr. Villano announced that he would have another meeting with the Mosque leaders to discuss the quality-of-life issues during Mosque services.

COUNCIL PRIVILEGE

Councilwoman Pino

Councilwoman Pino discussed the need to find a solution to the quality-of-life issues in the Pershing Road neighborhood around the Mosque. She addressed resident, Judy Bassford, about her statement regarding Councilwoman Pino being on the Carnival Committee as a conflict of interest. Councilwoman Pino remarked that her position on the Carnival Committee is for all events held in the City and, as a Councilwoman, she is a policy maker. She congratulated the members of the Relay for Life Committee for their outstanding work and the Health Department on International Health Week. She wished Councilman Gibson a speedy recovery.

Councilwoman Sadrakula

Councilwoman Sadrakula spoke about the quality-of-life issues around the Mosque. She spoke about speeding and flooding issues around the City. Councilwoman Sadrakula asked that a discussion be put on the next Council agenda to provide Zoom links for the public to join the Council meetings remotely. She commented that it is a missed opportunity not to procure the Allwood Theater for community use. Councilwoman Sadrakula spoke about having Congressman Pascrell fight more for funding for Clifton and the need to have him attend a Council meeting. She questioned why residents' request for permit parking on Lawrence Court has not been approved after 20 months. Councilwoman Sadrakula suggested the Fire Department enforce the capacity limit at the Mosque.

Councilman Gibson

Councilman Gibson was absent.

Councilman Kolodziej

Councilman Kolodziej gave a committee report regarding the Arts Center, the Passaic Valley Water Commission and the Police Committee. He spoke about the incidents that happened to other municipalities that have public Zoom access to Council meetings. Councilman Kolodziej explained that other municipalities are getting larger amount of funding due to the fact they submit a specific plan and cost of the project they want funded. He spoke about enforcement issues in the Mosque area is causing overtime because the Council refuses to add to the current Police table of organization.

Councilman Latona

Councilman Latona stated that the City has hired 14 new police officers. He asked about the status of the repairs to the Flag Barn. Councilman Latona announced local and City events. He spoke about the traffic issues around the Mosque as it pertains to life safety.

A Motion was made by Councilman Latona, seconded by Councilman D'Amato and passed on roll call vote to place a confidential item on the next agenda to discuss parking issues on Pershing Road.

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

He asked if permission was needed from Council for Congressman Pascrell to use City property for a photo opportunity. Councilman Latona discussed reaching out to the State Attorney General for help with rising crime rates. He wished Councilman Gibson a speedy recovery.

Councilman D’Amato

Councilman D’Amato spoke about the quality-of-life issues around the Mosque on Pershing Road. He discussed how changing bail reform could help curb the recent rise in home break-ins. Councilman D’Amato urged residents to make their homes hard targets for criminals. He commented that the rise in firearm applications is concerning. Councilman D’Amato stated that he would like to see a community effort to salvage the Allwood Theatre from being torn down. He spoke about recent retirees not receiving their accumulated sick pay until after the budget is adopted. City Manager, Dominick Villano, replied that the City has a fund for the retirees so they can get their accumulated sick time pay before the passing of the budget. Mr. Villano stated the fund gets replenished after the budget passes.

A Motion was made by Councilman D’Amato, seconded by Councilwoman Sadrakula and passed on roll call vote to add an item on the next agenda to discuss retiree’s accumulated sick pay.

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

Mayor Grabowski

Mayor Grabowski asked City Manager, Dominick Villano, to please give an explanation to Mr. Minaya why the permit parking request for Lawrence Court has not been approved. He spoke about the community funding process which requires Council to come up with specific projects they would like to see get done. Mayor Grabowski announced that Senator McKeon came to City Hall to discuss concerns with residents. He discussed the need to give police back certain authority to enforce. Mayor Grabowski announced State and County Officials’ plan to have monthly Town Hall meetings for residents to voice their concerns.

RESOLUTIONS VOTED ON SEPERATELY

A Motion was made by Councilman Kolodziej, seconded by Councilman D’Amato and failed on roll call vote to pass Resolutions R181-24, R182-24, R183-24, R184-24, R185 and R186-24.

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

R181-24 Resolution Appointing Legal Counsel to Handle Employment Litigation Claims Against the City of Clifton - April 1, 2024 - May 31, 2024

RESOLUTION APPOINTING LEGAL COUNSEL TO HANDLE EMPLOYMENT LITIGATION CLAIMS AGAINST THE CITY OF CLIFTON APRIL 1, 2024 - MAY 31, 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, has 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

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litigation counsel for the from April 1, 2024 through May 31, 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 for the calendar year 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 the professional legal services for outside counsel to represent the City of Clifton in employment litigation claims filed against the City is awarded to Carmagnola & Ritardi, LLC, effective April 1, 2024 through May 31, 2024, the rate to be paid for said services is \$175.00 per hour for partners and \$135.00 per hour for associates. The aforesaid fee for services shall not exceed \$10,000.00 without the adoption of a supplemental resolution by the Municipal Council.

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.

R182-24 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 - April 1, 2024 - May 31, 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 -
APRIL 1, 2024 - MAY 31, 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 Gantner, 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 term of April 1, 2024 through May 31, 2024 when such services are required, at the rate of \$125.00 per hour, not to exceed \$10,000.00 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

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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, for the term 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;

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 April 1, 2024 through May 31, 2024, the rate to be paid for said services is \$125.00 per hour, not to exceed \$10,000.00 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.

R183-24 Resolution Authorizing Contracts/Renewals of Contracts for Special Tax Appeal Counsel Services - April 1, 2024 - May 31, 2024

**RESOLUTION AUTHORIZING CONTRACT FOR SPECIAL TAX APPEAL
COUNSEL SERVICES**

WHEREAS, the Council previously awarded a contract to DeCotiis, Fitzpatrick, Cole & Giblin, LLP for general Special Tax Appeal Counsel services; and

WHEREAS, the Council wishes to extend that contract from April 1, 2024 - May 31, 2024, at the fees as set forth below:

<u>Firm</u>	<u>Fees</u>
DeCotiis, FitzPatrick Cole & Giblin, LLP	\$150 per hour

WHEREAS, the Council wishes to assign the defense of pending tax appeals associated with the “ON3” property (the former Roche property) to DeCotiis, Fitzpatrick, Cole & Giblin, LLP at the same rate; and

NOW, THEREFORE, BE IT RESOLVED, that DeCotiis, Fitzpatrick, Cole & Giblin, LLP is appointed general Tax Appeal Special Counsel through May 31, 2024; and

BE IT FURTHER RESOLVED, that DeCotiis, Fitzpatrick, Cole & Giblin, LLP is appointed Tax Appeal Special Counsel for the defense of tax appeals associated with the “ON3” property (former Roche property); and

BE IT FURTHER RESOLVED, that aforesaid fees for services shall not exceed \$20,000, without the adoption of a supplemental resolution by the Municipal Council; and

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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.

R184-24 Resolution Awarding Contract to DeCotiis, FitzPatrick, Cole & Giblin LLP, for General Environmental Counsel Services - April 1, 2024 - May 31, 2024

**RESOLUTION AWARDING CONTRACT TO DE COTIIS, FITZPATRICK, COLE & GIBLIN, LLP, FOR GENERAL ENVIRONMENTAL COUNSEL SERVICES
APRIL 1, 2024 - MAY 31, 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, DeCotiis, Fitzpatrick, Cole & Giblin, LLP of Paramus, NJ, have been providing legal services for the City of Clifton in a satisfactory manner.

WHEREAS, the DeCotiis firm is agreeable to providing said general environmental counsel services for the term at the rate of \$175.00 per hour, not to exceed \$5,000.00 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 for the term; 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 DeCotiis, Fitzpatrick, Cole & Giblin, LLP, effective April 1, 2024 through May 31, 2024, the rate to be paid for said services is \$175.00 per hour, not to exceed \$5,000.00 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.

**RESOLUTION AUTHORIZING RENEWAL OF CONTRACTS FOR PROSECUTION
OF DISCIPLINARY MATTERS AGAINST EMPLOYEES OF THE CITY OF
CLIFTON
APRIL 1, 2024 - MAY 31, 2024**

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 the term of April 1, 2024, through May 31, 2024; and

WHEREAS, the contracts 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

**RESOLUTION AWARDING CONTRACT TO DE COTIIS, FITZPATRICK, COLE &
GIBLIN, LLP, FOR LEGAL SERVICES IN CONNECTION WITH
REDEVELOPMENT OF FORMER HOFFMAN-LA ROCHE PROPERTY FOR THE
TERM 3/16/24 THROUGH 5/31/24**

WHEREAS, on March 15, 2022, the Municipal Council adopted a resolution awarding a professional legal services contract to the law firm of DeCotiis, FitzPatrick, Cole & Giblin, LLP for the provision of legal services in connection with the redevelopment of the Hoffman-La Roche site, for the period March 17, 2023, thru March 16, 2024; and

WHEREAS, the firm of DeCotiis, FitzPatrick, Cole & Giblin, LLP has provided satisfactory services to the City of Clifton and the Municipal Council wishes to extend their contract for the period March 16, 2024, through May 31, 2024, for the fee of \$215.00 per hour, the total fee not to exceed \$20,000.00 for the term of the contract; and

WHEREAS, any fee in excess of \$20,000.00 for the contract term shall require the approval of the Municipal Council and the adoption of a supplementary resolution; and

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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 the aggregate is expected to be in excess of \$17,500.00, and the duration of the contract is from March 16, 2024, through May 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:

1. A contract for professional redevelopment legal counsel services, in the form as approved by the Clifton Law Department, is awarded to DeCotiis, FitzPatrick, Cole & Giblin, of Paramus, NJ, for the period 3/16/24 - 5/31/24, at a fee of \$215.00 per hour, not to exceed \$20,000.00 for the term of the contract without the express approval of the Municipal Council and adoption of a supplementary resolution.
2. The required Certificate of Availability of Funds for the above contract has been obtained from the Chief Financial Officer of the City of Clifton.
3. The Mayor and City Clerk are authorized and directed to execute a contact on behalf of the City of Clifton.
4. 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.

RESOLUTIONS

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

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

R172-24 Resolution: Approve Claims List Resolution for the March 19, 2024, City Council Meeting

**RESOLUTION
TO APPROVE
Claims to be paid the
Meeting of March 19, 2024**

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

Current Fund	\$	20,207,607.22
Grant Fund	\$	63,987.45
General Capital Fund	\$	117,263.04
Sewer Utility -Operating	\$	106,702.60
Sewer Utility-Capital	\$	-

Developers Escrow	\$	1,110.00
Dog Trust	\$	3,481.66
Revolving Loan Fund		
Police Extra Duty	\$	69,695.00
Trust Other	\$	45,562.72
Section 8 Public Housing	\$	29,693.34
Reserve for Housing	\$	-
Community Development	\$	42,881.02
Payroll Agency	\$	-
Tax Title Lien Redemption	\$	-
Affordable Housing	\$	-
	\$	-
Self Insurance	\$	1,250,630.85
Fire Dedicated Penalties	\$	-
Revolving Loan Fund	\$	-
Tax Title Lien Redemption	\$	-
Unemployment Trust Fund	\$	-
Library	\$	125,210.60
General Liability Trust	\$	33,978.90
Workers Compensation Trust	\$	23,724.02
Trust Escrow	\$	-
Reserve for Housing	\$	-
Federal DOJ Forfeiture	\$	-
TOTAL CLAIMS	\$	22,121,528.42

R173-24 Resolution - Approval To Pay 2024 Pension Obligations to State of New Jersey Pension Systems.

WHEREAS, the City of Clifton is required to pay the State of New Jersey Pension Systems our annual Pension Payments; and

WHEREAS, the Chief Financial Officer recommends the annual pension payment be made for 2024; and

WHEREAS, the payments are over \$5,000 each and are funded in the 2024 Temporary Municipal Budget; and

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council hereby authorize the Finance Department to pay the annual pension payments as follows:

- 1. 2024 PERS Pension Payment - \$2,758,878.00
- 2. 2024 PFRS Pension Payment - \$11,660,901.00

R174-24 Resolution - 2024 Temporary Budget Increase Number 2 for Sewer Utility

**2024 TEMPORARY BUDGET
TEMPORARY BUDGET INCREASE #2
CLIFTON SEWER UTILITY**

WHEREAS, N.J.S.A. 40A:4-19 authorizes temporary appropriations to provide for the period between the beginning of the budget year and the adoption of the budget, where contracts,

commitments or payments are to be made prior to the adoption of the budget for any fiscal year;
and

WHEREAS, the adoption of this resolution is prior to the 30th day of January 2023; and

NOW, THEREFORE, BE IT RESOLVED, that the Temporary Appropriations Amendments are hereby authorized to provide for contracts, commitments, and payments prior to the adoption of the 2024 Sewer Utility Budget as follows:

Total Temporary Budget Amendment: \$ 789,608.00

2024 TEMPORARY BUDGET AMENDMENT NUMBER 4

WHEREAS, contracts, commitments or payments are to be made by the City of Clifton for the purpose and amounts requested in the manner and time therein provided; and

WHEREAS, 8.33% (1/12th) of the total appropriations in the 2023 Municipal Budget, exclusive of any appropriations made for debt service and capital improvement fund, is in the sum of \$10,295,786.25;

Total Temporary Budget and Debt Service: \$ 7,211,356.24

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
22091	06/21/2023	JOHNNY ON THE SPOT LLC	\$43.75	01-201-27-370-242	02-213-40-702-024
22287	07/19/2023	JOHNNY ON THE SPOT LLC	\$43.75	01-201-27-370-242	02-213-40-702-024
22491	08/16/2023	JOHNNY ON THE SPOT LLC	\$43.75	01-201-27-370-242	02-213-40-702-024
22730	09/20/2023	JOHNNY ON THE SPOT LLC	\$18.75	01-201-27-370-242	02-213-40-702-024

R177-24 Resolution Authorizing Acceptance of Grant from the Preserve New Jersey Historic Preservation Fund of the New Jersey Historic Trust (Grant No. 2022.2024 United States Animal Quarantine Station)

**RESOLUTION AUTHORIZING ACCEPTANCE OF GRANT FROM THE PRESERVE
NEW JERSEY HISTORIC PRESERVATION FUND OF THE NEW JERSEY
HISTORIC TRUST (GRANT NO. 2022.2024 UNITED STATES ANIMAL
QUARANTINE STATION)**

BE IT RESOLVED, by the Mayor and Municipal Council of the City of Clifton, that authorization is hereby given for acceptance of a grant in the sum of \$453,600 from The Preserve New Jersey Historic Preservation Fund of the New Jersey Historic Trust, Grant No. 2022.2024 for the following project: United States Animal Quarantine Station.

BE IT FURTHER RESOLVED, that Mayor Raymond Grabowski is authorized to execute a grant agreement with the State of New Jersey in an amount up to that awarded for the proposed project and the seal the grant agreement.

R178-24 Resolution Authorizing Change Order for Resolution R634-22 Entitled "Resolution Authorizing Purchase of Radio Communication Equipment and Accessories off the NJ State Purchasing Program Pursuant to N.J.S.A. 40A:11-12a

**RESOLUTION AUTHORIZING CHANGE ORDER FOR THE RESOLUTION 634-22
ENTITLED “RESOLUTION AUTHORIZING PURCHASE OF RADIO
COMMUNICATION EQUIPMENT AND ACCESSORIES OFF THE NJ STATE
PURCHASING PROGRAM PURSUANT TO N.J.S.A. 40A:11-12a”**

WHEREAS, pursuant to R634-22 adopted on December 20,2022, the City Council authorized the City to purchase Radio Communication Equipment and Accessories off the New Jersey State Contract 83909; and

WHEREAS, the City of Clifton Fire Department has a requested to modify the agreement between Clifton Fire Department and Motorola Solutions from December 2022 as to add Architectural & Engineering services at all five sites and to produce construction drawings and submit building permit applications for Radio Infrastructure Project; and

WHEREAS, the Fire Chief has received a change order quote from Motorola Solutions, Inc., via NJ State Contract for design drawings for system integration additions in roof tops of 5 (five) sites including Montclair State University (Bohn Hall), ON3 Pharmaceuticals, Clifton Police

Department – Existing Tower Site, Daughters of Senior Living and Montclair State University (Freeman Hall); and

April 2, 2024

WHEREAS, Motorola Solutions, Inc., 5 Paragon Drive, STE. 200, Montvale NJ 07645, has been assigned NJ State Contract No. 83909 - Radio Communication and Accessories, which expires April 30, 2024; and,

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Municipal Council do hereby approve and authorize the aforementioned resolution be and hereby is amended to reflect the change order with an additional cost of \$118,895.00 above from Motorola Solutions, Inc., 5 Paragon Drive, STE. 200, Montvale NJ 07645, off the New Jersey State Contract No. 83909.

R179-24 Resolution Awarding a Contract to Windstream Enterprise for Annual Maintenance and Upgrades of Proprietary Upgraded Broadband Internet Access for Voice and Data Related Services

**RESOLUTION AWARDING A CONTRACT TO WINDSTREAM ENTERPRISE
FOR ANNUAL MAINTENANCE OF PROPRIETARY UPGRADED BROADBAND
INTERNET ACCESS AND
RELATED SERVICES FOR THE CITY OF CLIFTON**

WHEREAS, the City of Clifton requires secure internet services for its network which includes hardware/software and related services, for the purposes of maintaining the City’s communication and capabilities; and

WHEREAS, the City of Clifton Management Information Systems Coordinator has obtained a proprietary solution proposal for upgraded Broadband Internet Access and related Services from Windstream Holdings, Inc., the City’s current internet and voice technology provider; and

WHEREAS, an award of this contract to Windstream Holdings, Inc., located at 4001 Rodney Parham Road, Little Rock, AR 72212, is in accordance with N.J.S.A. 40A:11-5(dd) as the proposed SD Wide Area Network (WAN) solution is proprietary in nature; and

WHEREAS, Windstream Holdings, Inc. has proposed to provide upgraded internet, trunks, and SD Wide Area Network (WAN) services, and related services and equipment, for a monthly rate of \$11,200.00, for a period of thirty-six (36) months; and

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

WHEREAS, the Business Entity Disclosure Certification has been received from the Windstream Holdings, Inc., and is incorporated into the contract awarded hereby, along with the Determination of Value; and,

WHEREAS, the total value of the contract is determined not to exceed \$403,200.00, and the duration of the contract is for thirty-six (36) months; and,

NOW, THEREFORE, BE IT RESOLVED, that the non-fair and open contract for internet and related services and equipment be awarded to Windstream Holdings, Inc., located at 4001 Rodney Parham Road, Little Rock, AR 72212, for the total not to exceed amount of \$134,400.00 annually (\$403,200 for 36 months) ; and,

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

BE IT FURTHER RESOLVED, that this resolution and the invoice be kept on file and available for public inspection in the Office of the City Clerk; and

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

R180-24 Resolution Authorizing and Ratifying Payment for Emergency DPW Recreation Garage Roof Replacement and Electrical Repair Services

**RESOLUTION AUTHORIZING AND RATIFYING PAYMENT FOR
EMERGENCY DPW RECREATION GARAGE ROOF REPLACEMENT AND
ELECTRICAL REPAIR SERVICES**

WHEREAS, an emergency declaration report, dated March 08, 2024 had been submitted to the Qualified Purchasing Agent by City DPW Director, which summarized the need and execution of emergency work to replace the DPW Recreation Garage Roof Replacement and Electrical Repair service as there was no electricity there and hence it posed an environmental and safety hazard to the DPW Personnel; and

WHEREAS, because of the roof leak at the DPW Recreation Garage it caused a major short circuit in the main electrical panel hence emergent nature of the need for said services which would have impacted the health, safety and welfare of the people entering the DPW Recreation Garage, the Public Works Department needed to immediately hire two contractors after soliciting two competitive quotations and hired lowest vendor respectively, Jeca Associates Inc., located at 23 Knight Road P O Box 4240 Wayne NJ 07470 for complete roof replacement and J. Badis Electric LLC., located at 551 Gutheil Place, Lyndhurst NJ 07071, to mobilize to furnish and install one 150 Amperes single phase main breaker panel and connect the existing wiring and circuits to new panel; and

WHEREAS, the DPW Director certified that \$100,135.50 was the anticipated total not to exceed amount of emergency work, with approximately 93,300.00 for Jeca And Associates Roofing Contractor and \$6,835.50 to J. Badis Electrical Services; and

WHEREAS, pursuant to the guidance from the New Jersey Department of Environmental Protection, the aforementioned contractors undertook the work under the direction off the City's DPW Director; and

WHEREAS, the total actual impact of the damage caused by water leak resulted to the complete replacement of the roof, and the above services are ongoing and final invoices shall be submitted upon completion of the project; and

WHEREAS, the City hereby requests the Governing Body ratify the total expended amount of \$100,135.5, broken out into two payments, Jeca Associates Inc. at \$93,300.00, and J Badis Electrical LLC. at \$6,835.50, for emergency electrical repairs, and this Governing Body wishes to approve the expenditure of funds:

NOW THEREFORE BE IT RESOLVED, by the Mayor and Municipal Council of the City of Clifton, that the emergency services performed by Jeca Associates Inc., and J Badis Electrical LLC, and an amount not to exceed \$100,135.50 is hereby ratified.

R187-24 Resolution Authorizing Acceptance of Grant from the Preserve New Jersey Historic Preservation Fund of the New Jersey Historic Trust (Grant No. 2022.2024 United States Animal Quarantine Station)

**RESOLUTION AUTHORIZING ACCEPTANCE OF GRANT FROM THE PRESERVE
NEW JERSEY HISTORIC PRESERVATION FUND OF THE NEW JERSEY
HISTORIC TRUST (GRANT NO. 2022.2024 UNITED STATES ANIMAL
QUARANTINE STATION)**

BE IT RESOLVED, by the Mayor and Municipal Council of the City of Clifton, that authorization is hereby given for acceptance of a grant in the sum of \$453,600 from The Preserve New Jersey Historic Preservation Fund of the New Jersey Historic Trust, Grant No. 2022.2024 for the following project: United States Animal Quarantine Station.

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BE IT FURTHER RESOLVED, that Mayor Raymond Grabowski is authorized to execute a grant agreement with the State of New Jersey in an amount up to that awarded for the proposed project and the seal the grant agreement.

R188-24 Resolution Awarding Contract to DeCotiis, FitzPatrick, Cole & Giblin LLP for Special Counsel Services in Connection with Affordable Housing Litigation Through May 31, 2024

RESOLUTION AWARDING CONTRACT TO DE COTIIS, FITZ PATRICK, COLE & GIBLIN LLP, FOR SPECIAL COUNSEL SERVICES IN CONNECTION WITH AFFORDABLE HOUSING LITIGATION THROUGH MAY 31, 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 through May 31, 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 May 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, through May 31, 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 contract 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.

R189-24 Resolution Designating April 5, 2024, Through May 3, 2024 as "Paint the Town Purple Month" and May 4, 2024 as "Relay for Life Day" in the City of Clifton

RESOLUTION DESIGNATING APRIL 5, 2024, THROUGH MAY 3, 2024 AS "PAINT THE TOWN PURPLE MONTH" AND MAY 4, 2024 AS "RELAY FOR LIFE DAY" IN THE CITY OF CLIFTON

WHEREAS, the American Cancer Society is dedicated to eliminating cancer by saving lives, and preventing cancer through research, education, advocacy and service;

WHEREAS, the Relay for Life is a community event that allows participants from all walks of life to join together in the fight against cancer; and

WHEREAS, the annual event brings people together to celebrate the lives of those who have battled cancer, remember loved ones lost, and empower individuals to fight back against this disease; and

WHEREAS, during the months of April and May, the Relay for Life participants will "Paint the Town Purple" to raise awareness in the community on the need for a cure; and

WHEREAS, the American Cancer Society's Annual Relay for Life of Clifton will be held at the Clifton Stadium on May 4, 2024, the theme of the event being: "80's Slumber Party";

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Members of the Municipal Council of the City of Clifton, that we join in the "PAINT THE TOWN PURPLE" campaign during the months of April and May, and designate May 4, 2024, as

**RELAY FOR LIFE DAY IN THE CITY OF CLIFTON
"80's SLUMBER PARTY"**

and we encourage all citizens to participate in this worthy event and to contribute to its success in any way possible.

R190-24 Resolution Authorizing Award to and Execution of a Professional Service Contract with Jill A. Hartmann, PP, AICP for CARE Act Funding/HUD Compliance in Connection with the City of Clifton Community Development Block Grant Program

RESOLUTION AUTHORIZING AWARD TO AND EXECUTION OF A PROFESSIONAL SERVICES CONTRACT WITH JILL A. HARTMANN, PP, AICP FOR CARE ACT FUNDING/HUD COMPLIANCE IN CONNECTION WITH THE CITY OF CLIFTON COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM

WHEREAS, the City of Clifton Community Development Department requires professional planning services in connection with Cares Act Funding/HUD compliance; and

WHEREAS, a proposal was received by the current planner, Jill A. Hartmann, PP, AICP dated March 8, 2024; and

WHEREAS, after reviewing the proposal, the Municipal Council wishes to award a contract to Jill A. Hartmann, PP, AICP for professional planning services, in accordance with her proposal dated March 8, 2024; and

April 2, 2024

WHEREAS, such services constitute “Professional Services” with the ambit of N.J.S.A. 40A:11-5 and may be awarded without public advertising for bids and bidding therefore; and

WHEREAS, the value of the contact is determined to be in excess of \$17,500.00 and the term of the contract is continued upon the previous contract ending on May 18, 2023, and continuing through May 18, 2025; and

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

WHEREAS, the Business Entity Disclosure Certification has been previously received from Jill A. Hartmann and is incorporated in the contract award hereby, along with the Determination of Value; and

NOW, THEREFORE, BE IT RESOLVED that a professional planning services contract is hereby awarded to Jill A. Hartmann, PP, AICP of Mahwah, NJ for the amount not to exceed \$40,000.00 as set forth above and in accordance with her proposal dated March 8, 2024; 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 the inspection at the office of the City Clerk of the City of Clifton.

R191-24 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 Samuel Arnowitz, et al v. City of Clifton, et al - Docket No. PAS-L-3491-20
- CON-2 Former Roche Property Tax Appeals - Status Update
- CON-3 Employee Rice Notice

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 April 2, 2024, 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 Mandi House

RESOLUTION FOR PRELIMINARY APPROVAL

T/A MANDI HOUSE
ADDRESS 248B LAKEVIEW AVE CLIFTON, NJ 07011
TYPE OF FOOD ESTABLISHMENT INTENDED RESTAURANT-CONTINUED USE
FORMERLY OR NEW MR. FALAFEL
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 Sushi Maru Express

RESOLUTION FOR PRELIMINARY APPROVAL

T/A SUSHI MARU EXPRESS
ADDRESS 476 ALLWOOD RD CLIFTON, NJ 07012
TYPE OF FOOD ESTABLISHMENT INTENDED CATERER-CONTINUED USE
FORMERLY OR NEW SIMPLY SUSHI
ZONE B-D
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 Pete's Liquors

RESOLUTION FOR FINAL APPROVAL

BE IT RESOLVED, THAT THE APPLICATION OF HEENA NJ LLC
T/A PETE'S LIQUORS
for permission to conduct a: GROCERY-CONTINUED USE
for a period ending January 31, 2024, on the premises known as:
383 VALLEY RD CLIFTON, NJ 07013
be and the same is hereby approved and licenses so issued in compliance with the approval of
the Board of Health, Fire Department, Police and Zoning Officer.

ADJOURNMENT

A Motion was made by Councilwoman Sadrakula, seconded by Councilman D’Amato adjourn
the meeting at 10:44 p.m.

Respectfully Submitted,

Nancy Ferrigno, City Clerk

Raymond Grabowski, Mayor