

**City of Clifton
City Council
Regular Meeting Agenda
March 21, 2023
6:30 PM**



WORK SESSION

I. PRESENTATION / HEARING / CONFERENCE APPEARANCE(S)

II. ACTION ITEMS

- A- 1 Chief Financial Officer Recommends the Adoption of a Special Emergency Budget Resolutions on the Council Agenda to Fund 2023 Pension Payment (R158)
- A- 2 Chief Financial Officer Recommends the Adoption of a Special Emergency Budget Resolutions on the Council Agenda to Fund Court Settlement (R159)
- A- 3 Cancel Balances of Certain Capital Projects in Both the General Capital Account and Sewer Utility Capital Account (R160-R161)
- A- 4 Chief Financial Officer Recommends the Adoption of the 2023 Temporary Budget Increase Resolutions on the City Council Agenda (R162-R163)
- A- 5 Roof Replacement for Fire Station No. 1 - City Engineer Recommends Final Payment and Close Out to MAK Group LLC (R165)
- A- 6 James Anzaldi Park (Formerly Athenia Park) Fieldhouse - City Engineer Recommends Approval of Change Order No. 2 (R167)
- A- 7 Authorization to Approve Award of Contract - Preventative Maintenance and Emergency Repair for Fire Apparatus for the City of Clifton - Stryker (R168)
- A- 8 Authorization to Approve Renewal of Contract to Fire & Safety Services for Preventative Maintenance and Emergency Repair For Fire Apparatus for the City of Clifton (R169)
- A- 9 Authorization to Approve Award of Contract to Musco Sports Lighting LLC off of Keystone Purchasing Network National Co-op for Concrete Bases for Poles and Electrical Drawings (R170)
- A- 10 Authorization to Approve Revising Developer Agreement - 1128 Springfield Associates, LLC (R171)
- A- 11 Authorization to Approve Request for Sewer Connection - 6 Valley Road (R172)
- A- 12 Authorization to Approve Amendment to Sanitary Sewer User Charge Ordinance (O7811)
- A- 13 Authorization to Approve Renewal of Workers' Compensation Counsel

Contract 5/1/23-4/30/2 (R173)

- A- 14 Authorization to Approve Labor Counsel Services RFP Responses
- A- 15 Authorization to Approve Appointment of Member to the Historical Commission (R174)
- A- 16 Authorization to Approve Renewal of Ice Cream Peddlers License - Magic Cone (R175)
- A- 17 Authorization to Approve Appointing Members to the Civil Rights Committee (R176)
- A- 18 Authorization to Approve Opening Day for the Clifton Junior Athletic League on April 1, 2023
- A- 19 Authorization to Approve Event Requests from House of Hope
- A- 20 Authorization to Approve Family Fun Day - Nash Park - June 4, 2023
- A- 21 Authorization to Approve Appointing Members to the Civil Rights Committee

- A- 22 Authorization to Approve Creating Funded Social Service Assistant Position
- A- 23 Authorization to Approve Fireworks to be Displayed on July 2, 2023 (Rain Date - July 9, 2023) (R177)
- A- 24 Authorization to Approve Parking Structures Feasibility Study

III. DISCUSSION ITEMS/NEW BUSINESS

- D- 1 Posting Signs on Public Property (No documentation)
- D- 2 Legal Opinion Regarding Handicap Parking Space Ordinance Modification - Draft Fee Ordinance

IV. COUNCIL MAIL

- CM- 1 Invitation to 24th Annual Empowerment Luncheon & Market Place
- CM- 2 Sewer Analysis for County, State and Federal Offices
- CM- 3 Springs of Life Church Parking Request
- CM- 4 State of New Jersey - Local Finance Notice (LFN) 2023-05 - State Aid Certification For CY 2023 Municipal Budget
- CM- 5 Notice of Public Hearing - Paterson
- CM- 6 Response to Council Inquiry - CFO Budget Questions
- CM- 7 Tax Collector's Annual Report 2022
- CM- 8 Thank You Card from the Robinson Family
- CM- 9 Notice of Public Information Session - Recycle City
- CM- 10 City of Clifton Analysis of Fund Balance Year End 2022
- CM- 11 Response to Council Inquiry - FD - Architectural Services Proposal

V. CONFIDENTIAL ITEMS / CLOSED SESSION

- CON1 Spring of Life Church Parking Request - Potential Litigation
 - CON2 Legal Opinion Concerning Sidewalk Liability Claims
 - CON3 IBEW - DPW Contract Negotiations 2022-2025
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REGULAR MEETING

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

City Clerk

II. PUBLIC HEARING

III. PRESENTATION

Women's Month Award Presentation

IV. APPROVAL OF MINUTES

Minutes of Special Budget Meeting of February 27, 2023

Minutes of Workshop Meeting of March 7, 2023

Minutes of Executive Session of March 7, 2023

Minutes of Regular Meeting of March 7, 2023

Minutes of Special Budget Meeting of March 13, 2023

V. COMMUNICATIONS FROM THE CITY MANAGER

C- 1 David Bruins has retired with the Legal Dept. as First Assistant Municipal Attorney, effective 03/01/2023.

VI. COMMUNICATIONS - MEETING MINUTES

C- 2 Minutes of Board of Adjustment of March 1, 2023

C- 3 Minutes of Passaic Valley Water Commission of January 25, 2023

C- 4 Minutes of Hazardous Materials Control Board of January 18, 2023

C- 5 Minutes of Alcoholic Beverage Control Board of February 8, 2023

C- 6 Minutes of Traffic Safety Council of February 16, 2023

C- 7 Minutes of Environmental Commission of 1/11/23 and 2/8/23

C- 8 Minutes of Planning Board of January 23, 2023

C- 9 Minutes of Environmental Commission of February 8, 2023

C- 10 Minutes of Hazardous Materials Control Board of February 15, 2023

VII. ORDINANCE - SECOND READING

O- 7801-23 An Ordinance to Amend, Revise and Supplement Chapter 461 of the Code of the City of Clifton, Entitled "Zoning," More Particularly Article IV Thereof, Entitled "Bulk, Height and Other Requirements", Section 461-13.1 B Thereof Entitled "Use Regulations" (Adds Additional Paragraph for Attic and Basement Prohibited Uses)

O- 7802-23 An Ordinance to Amend, Revise and Supplement Chapter 461 of the Code of the City of Clifton, Entitled "Zoning", More Particularly Article VII, Entitled "Site Plan Approval" Section 461-42, Entitled "Additional Requirements" (Deletes Sodium Vapor Lighting Requirement)

O- 7805-23 An Ordinance to Amend, Revise and Supplement Chapter 439 of the Code of the City of Clifton, Entitled "Vehicles and Traffic", More Particularly Section

- 439-38 Thereof, Entitled "Handicapped Parking on Streets for Private Residences" (Adds 7 Restricted Handicapped Spaces)
- O- 7806-23 An Ordinance to Amend, Revise and Supplement Chapter 439 of the Code of the City of Clifton, Entitled "Vehicles and Traffic", More Particularly Section 439-38 Thereof, Entitled "Handicapped Parking on Streets for Private Residences" (Deletes 2 Restricted Handicapped Spaces)
 - O- 7807-23 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 Ordinance 7764-22 to Change Description of Parking Location)
 - O- 7808-23 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)
 - O- 7809-23 An Ordinance to Amend, Revise and Supplement Chapter 425 of the Code of the City of Clifton, Entitled "Official Towers", as Amended, Revised and Supplemented (Adds Application Fees and Adopts the Prevailing New Jersey State Police Rates)
 - O- 7810-23 An Ordinance to Amend, Revise and Supplement Chapter 223 of the Code of the City of Clifton, Entitled "Fees", More Particularly Article IX Thereof Entitled "Miscellaneous Fees" (Establishes Fee to Offset Costs Incurred by the City of Clifton in the Administration of Towing Services)

VIII. ORDINANCE - FIRST READING

- O- 7811-23 An Ordinance to Amend Chapter 375 of the Code of the City of Clifton, Entitled "Sewers", More Particularly Article I Thereof, Entitled "Use of Sewers", Section 375-3.4, Entitled "Sanitary Sewer User Charge" (Deletes a Portion of Paragraph A, Eliminating Exemption for Federal, State, County or Local Government)

IX. CITY MANAGER PRIVILEGE

X. FLOOR TO MEMBERS OF THE PUBLIC

XI. RESOLUTIONS

- R 157-23 Resolution: Approve Claims List Resolution for the March 21, 2023, City Council Meeting
- R 158-23 Resolution - 2023 Special Emergency Resolution To Fund The 2023 New Jersey State Pension Payments
- R 159-23 Resolution - 2023 Special Emergency Resolution To Fund Court Settlement
- R 160-23 Resolution - Close and Cancel General Capital Fund Projects
- R 161-23 Resolution - Close and Cancel Sewer Utility Capital Fund Projects
- R 162-23 Resolution - 2023 Temporary Budget Increase for the Municipal Budget
- R 163-23 Resolution - 2023 Temporary Budget Increase For The Sewer Utility
- R 164-23 Reclassification of Payments
- R 165-23 Resolution Authorizing Final Payment - Roof Replacement to Fire Station No.

- 1 - MAK Group, LLC
- R 166-23 Resolution Awarding Professional Engineering Services Contract to Neglia Engineering for Construction Management Services in Connection with the Additional Work for the PSE&G Gas Modernization Program
 - R 167-23 Resolution Authorizing the Issuance of Change Order No. 2 - James Anzaldi Park (Formerly Athenia Park) Fieldhouse - Thomas & Sons Builders, LLC
 - R 168-23 Resolution Awarding a Contract to Stryker Sales Corporation for Maintenance and As-Needed Repair of Stryker Equipment for the City of Clifton Fire Department
 - R 169-23 Resolution Authorizing and Awarding 2023 Contract Renewal for Preventative Maintenance and Emergency Repair for Fire Apparatus for the City of Clifton
 - R 170-23 Resolution Authorizing Award of Contract to Musco Sports Lighting LLC off of a Keystone Purchasing Network National Cooperative Contract for Concrete Bases for Poles and Electrical Drawings
 - R 171-23 Resolution Amending Resolution R480-22 Entitled "Resolution Approving Developer Agreement Between the City of Clifton and 1128 Springfield Associates, LLC"
 - R 172-23 Resolution Authorizing an Agreement Between the City of Clifton, City of Paterson and Jerry Niebrzydowski for Connection into Clifton's Sewerage System
 - R 173-23 Resolution Awarding Professional Legal Services Contract to Buglione, Hutton & DeYoe, LLC for Defense of Workers' Compensation Claims Against the City of Clifton - 5/1/23-4/30/24
 - R 174-23 Resolution Appointing Member to the Historical Commission
 - R 175-23 Resolution Authorizing Renewal of Ice Cream Peddlers License - Magic Cone
 - R 176-23 Resolution Amending Resolution R152-23 Appointing Members to the Civil Rights Committee
 - R 177-23 Resolution Authorizing Fireworks to be Displayed on July 2, 2023 (Rain Date of July 9, 2023)

XII. LICENSES

- L- 1 Bohemian Bistro
- L- 2 Al-Aqsa Supermarket
- L- 3 Hot Box, The
- L- 4 Somos Tu Peru Cafe
- L- 5 Homemade Pirogi
- L- 6 Triplet Deli & Grocery
- L- 7 Carla Mia Pizzeria
- L- 8 Tiny Tots Play N' Learn Academy