

**City of Clifton  
City Council  
Regular Meeting Agenda  
October 17, 2023  
6:30 PM**



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**WORK SESSION**

**I. PRESENTATION / HEARING / CONFERENCE APPEARANCE(S)**

Third River Study - Najarian Associates

**II. ACTION ITEMS**

- A- 1 Chief Financial Officer Recommends Approval of Chapter 159 Budget Amendment Resolution - Strengthening Public Health (R476)
- A- 2 Corrective Action Plan: Report to Implement Audit Recommendations Contained in the Independent Auditor's Report for the Year Ending December 31, 2022 (R477)
  
- A- 3 2023 Sanitary Sewer Root Treatment - City Engineer Recommends Award of Contract to Duke's Root Control (R479)
- A- 4 Ravine Park Sanitary Sewer Improvements (ARPA) - City Engineer Recommends Award of Contract to John Garcia Construction (R480)
- A- 5 Ravine Park Sanitary Sewer Improvements (ARPA) - City Engineer Recommends Awarding Professional Construction Management Services Contract to Neglia Engineering (R481)
  
- A- 6 Authorization to Approve Purchase and Install New and Upgraded Telecommunication Switching Equipment off of New Jersey State Contract 21-Tele-01518 (R483)
- A- 7 Authorization to Approve Purchase Multiple Items from Axon Enterprise for the Police Drone Program and Upgrade Investigation Bureau Interview Rooms via New Jersey State Contracts (R484)
- A- 8 Authorization to Approve Award of Contract to Munidex Inc. For Various Departments for Proprietary Software Services (R485)
  
- A- 9 Authorization to Approve Ordinances Amending Chapter 349 Permit Parking and Related Fees (O7861-O7862)
- A- 10 Authorization to Approve the Effective Date of Made in Miami's Entertainment License to October 17, 2023 (R486)
- A- 11 Authorization to Approve Renewal of Contract for Outside Employment Counsel for Independent Investigations 2024
- A- 12 Authorization to Approve Renewal of Contract for Employment Litigation

Counsel 1/1/24-12/31/25

- A- 13 Authorization to Approve Renewal of Contract for Disciplinary Hearing Counsel and Hearing Officer 1/1/24-12/31/25
- A- 14 Authorization to Approve Renewal of Contract for General Environmental Counsel 2024
- A- 15 Authorization to Approve Renewal of Contract for Special Tax Counsel 1/1/24 - 12/31/25
- A- 16 Authorization to Approve Renewal of Contract for Special Counsel Services for Affordable Housing Litigation 2024
- A- 17 Authorization to Approve Appointment of Members to the Historical Commission (R487)
- A- 18 Authorization to Approve Request by St. Gregorios Church to Hold Procession on November 4, 2023
- A- 19 Authorization to Approve Tax Exempt Veteran (R494)

**III. DISCUSSION ITEMS/NEW BUSINESS**

- D- 1 Sewer Rate Study
- D- 2 Bazaar, Carnival Draft Ordinance
- D- 3 Rules of Order
- D- 4 2023 Municipal Best Practices Inventory
- D- 5 Civil Rights Committee (No Documentation)

**IV. COUNCIL MAIL**

- CM- 1 Wreaths Across America
- CM- 2 Botany Village Special Improvement District's Bylaws
- CM- 3 Arts Center Advisory Board
- CM- 4 News - Tax Department
- CM- 5 Rapid Health Assessment
- CM- 6 LFN 2023-19 - COLA Rate For 2024 Budget

**V. CONFIDENTIAL ITEMS / CLOSED SESSION**

- CON1 Redevelopment (Former Hoffman La Roche, Inc. Corporate Campus) Phase IV Redevelopment Plan
  - CON2 Censoring of Civil Rights Committee Members - Legal Opinion
  - CON3 Fire Investigator Stipend - Personnel
  - CON4 Wayne S. Foster v. Clifton Police Department, et al - Case No. 23-1613
  - CON5 Clifton Supervisors Association (CSA) - Contract Negotiations - 2023-2026
  - CON6 Target Corp. T-1822 v. Clifton City - Tax Appeal
  - CON7 Developer Agreement - The Porado Development Group LLC - Negotiations (R495)
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## **REGULAR MEETING**

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

City Clerk

### **II. PUBLIC HEARING**

### **III. PRESENTATION**

### **IV. APPROVAL OF MINUTES**

Minutes of Workshop Meeting of October 3, 2023

Minutes of Executive Session of October 3, 2023

Minutes of Regular Meeting of October 3, 2023

### **V. COMMUNICATIONS FROM THE CITY MANAGER**

- C- 1 James Huber, Police Officer -Clifton Police Dept. starting effective 10/05/2023 at \$43,262.00/annually.
- C- 2 Robert Spina, Recreation Aide - Recreation Dept. starting effective 10/02/2023 at \$50,000/annually.
- C- 3 Robyn White Keyboarding Clerk 1 - Recreation Dept. has been promoted to Records Support Technician 1 effective 10/02/2023 at \$45,000/annually.
- C- 4 Peter Turano has retired with the Clifton Police Dept. as Police Officer, effective 10/01/2023.
- C- 5 John Kavakich has retired with the Clifton Police Dept. as Police Officer, effective 10/01/2023.
- C- 6 Brett Blake has retired with the Clifton Fire Dept. as Deputy Chief, effective 10/01/2023.
- C- 7 Louis Reza has retired with the Clifton Police Dept. as Police Officer, effective 10/01/2023.
- C- 8 Michael McNally has resigned with the Clifton Police Dept. as Public Safety Telecommunicator, effective 10/01/2023.
- C- 9 Mohammad Badwan, Police Officer -Clifton Police Dept. starting effective 10/05/2023 at \$43,262.00/annually.
- C- 10 Samantha Beazley, Police Officer -Clifton Police Dept. starting effective 10/05/2023 at \$43,262.00/annually.
- C- 11 Ahmed Elnakib, Police Officer -Clifton Police Dept. starting effective 10/05/2023 at \$43,262.00/annually.
- C- 12 Justin Ferko, Police Officer -Clifton Police Dept. starting effective 10/05/2023 at \$43,262.00/annually.
- C- 13 Anderson Ferreira, Police Officer -Clifton Police Dept. starting effective 10/05/2023 at \$43,262.00/annually.
- C- 14 Justina Jones, Police Officer -Clifton Police Dept. starting effective 10/05/2023 at \$43,262.00/annually.
- C- 15 Aziz Konak, Police Officer -Clifton Police Dept. starting effective 10/05/2023 at \$43,262.00/annually.
- C- 16 Eric Lougheed, Police Officer -Clifton Police Dept. starting effective

- 10/05/2023 at \$43,262.00/annually.
- C- 17 Matthew Santiago, Police Officer -Clifton Police Dept. starting effective 10/05/2023 at \$43,262.00/annually.
  - C- 18 Alexis Vargas-Rosario, Police Officer -Clifton Police Dept. starting effective 10/05/2023 at \$43,262.00/annually.
  - C- 19 Rocel Vasquez, Police Officer -Clifton Police Dept. starting effective 10/05/2023 at \$43,262.00/annually.
  - C- 20 John Zayas, Police Officer -Clifton Police Dept. starting effective 10/05/2023 at \$43,262.00/annually.
  - C- 21 Leonel Flores Jr. has resigned with the Clifton Police Dept. as Parking Enforcement Officer PT, effective 10/01/2023.
  - C- 22 Leonel Flores Jr., Police Officer -Clifton Police Dept. starting effective 10/05/2023 at \$43,262.00/annually.
  - C- 23 Michael McNally, Police Officer -Clifton Police Dept. starting effective 10/05/2023 at \$43,262.00/annually.
  - C- 24 Favio J. Toyos has resigned with the Clifton Police Dept. as Public Safety Telecommunicator, effective 10/01/2023.
  - C- 25 Favio J Toyos, Police Officer -Clifton Police Dept. starting effective 10/05/2023 at \$43,262.00/annually.

#### **VI. COMMUNICATIONS - MEETING MINUTES**

- C- 26 Minutes of North Jersey District Water Supply Commission of August 23, 2023
- C- 27 Minutes of Passaic Valley Water Commission of July 26, 2023
- C- 28 Minutes of Planning Board of September 28, 2023
- C- 29 Minutes of Board of Adjustment of October 4, 2023
- C- 30 Minutes of Alcoholic Beverage Control Board of September 13, 2023

#### **VII. ORDINANCE - SECOND READING**

- O- 7854-23 An Ordinance to Amend, Revise and Supplement Chapter 303 of the Code of the City of Clifton Entitled "Licensed Businesses" to Add Article IV Entitled "Hearings for Retailers that are Convicted of Unlawfully Selling or Distributing Vapor Products"
- O- 7855-23 An Ordinance to Amend, Revise and Supplement Chapter 99 of the Code of the City of Clifton, Entitled "Salaries and Compensation", More Particularly Article III Thereof, Entitled "Supervisory Officials and Employees", Section 99-10, Entitled "Minimum and Maximum Salaries Fixed" (Creates Title and Compensation for Chief Clerk)
- O- 7856-23 An Ordinance to Amend, Revise and Supplement Chapter 99 of the Code of the City of Clifton, Entitled "Salaries and Compensation", More Particularly Article III Thereof, Entitled "Supervisory Officials and Employees", Section 99-10, Entitled "Minimum and Maximum Salaries Fixed" (Amends Salary of Supervisor, Criminal Information Records)

#### **VIII. ORDINANCE - FIRST READING**

- O- 7857-23 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 8 Restricted Handicapped Spaces)
- O- 7858-23 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 7 Restricted Handicapped Spaces No Longer in Use)
  - O- 7859-23 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- 7860-23 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)
  - O- 7861-23 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)
  - O- 7862-23 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)
  - O- 7863-23 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)
  - O- 7864-23 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)
  - O- 7865-23 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)
  - O- 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)
  - O- 7867-23 An Ordinance to Amend, Revise and Supplement Chapter 99 of the Code of the City of Clifton, Entitled "Salaries and Compensation", More Particularly Article III Thereof, Entitled "Supervisory Officials and Employees", Section 99-10, Entitled "Minimum and Maximum Salaries Fixed" (Amends Salary of Supervisor of Mechanic Position)

**IX. FLOOR TO MEMBERS OF THE PUBLIC**

**X. CITY MANAGER PRIVILEGE/Respond to Public Questions**

**XI. COUNCIL PRIVILEGE**

**XII. RESOLUTIONS**

- R 475-23 Resolution: Approve Claims List Resolution for the October 17, 2023, City Council Meeting
- R 476-23 Resolution - Chapter 159 Resolution to Amend the 2023 Municipal Budget to Include Grant - \$406,046 Strengthening Public Health
- R 477-23 Resolution - Corrective Action Plan for the Annual Audit Ending December 31, 2022
- R 478-23 Resolution Canceling Grant Fund Account Balances
- R 479-23 Resolution Awarding Contract for Foaming Root Control Services to Duke's Root Control, Inc.
- R 480-23 Resolution Awarding Contract for Ravine Park Sanitary Sewer Improvements - John Garcia (ARPA)
- R 481-23 Resolution Awarding Professional Engineering Services Contract to Neglia Engineering for Construction Management Services in Connection with the Ravine Park Sanitary Sewer Improvements
- R 482-23 Resolution Amending Resolution R260-23, Entitled "Resolution Authorizing Payment for Emergency Sewer Jetting Services"
- R 483-23 Resolution Authorizing Purchase and Installation of New and Upgraded Telecommunications Switching Equipment off the NJ State Contract Purchasing Program Pursuant to N.J.S.A. 40A:11-12a
- R 484-23 Resolution Authorizing Purchase of Multiple Items from Axon Enterprise, Inc. for Police Drone Program and Upgrade the Investigation Bureau Rooms for the Police Department off the NJ State Contract Purchasing Program Pursuant to N.J.S.A. 40A:11-12a
- R 485-23 Resolution Awarding the Contract to Munidex, Inc. for Various Departments for Proprietary Software Services
- R 486-23 Resolution Authorizing Entertainment License for Made in Miami Bar & Bistro, LLC t/a Made in Miami
- R 487-23 Resolution for Appointment to the Historical Commission
- R 488-23 Resolution Recognizing November, 2023 as Lung Cancer Awareness Month
- R 489-23 Resolution Proclaiming November 1, 2023 to be "Extra Mile Day" in the City of Clifton
- R 490-23 Resolution of Congratulations Upon Retirement - Deputy Fire Chief - Brett Blake
- R 491-23 Resolution of Congratulations Upon Retirement - Police Officer - John K. Kavakich
- R 492-23 Resolution of Congratulations Upon Retirement - Police Officer - Louis Reza
- R 493-23 Resolution of Congratulations Upon Retirement - Police Officer - Peter A. Turano
- R 494-23 Resolution Authorizing the Cancellation of 55% of the Taxes and Refund 55% of a Portion of the 2023 Third Quarter Taxes for Block 42.08, Lot 21, 76 Spencer Avenue Owned by Disabled Veteran

R 495-23 Resolution Approving Developer Agreement Between the City of Clifton and the Porado Development Group, LLC/The Vistas at Vincent LLC and Vistas at Vincent LLC

**XIII. LICENSES**

- L- 1 Jams Deli & Mini Mart
- L- 2 Agave Cantina
- L- 3 Los Gueros