

**CITY OF CLIFTON
CLIFTON, NEW JERSEY
REGULAR MEETING MINUTES FEBRUARY 4, 2020**

The Regular Meeting of the Municipal Council of the City of Clifton was held in the Municipal Court Room of Clifton City Hall, 900 Clifton Avenue, Clifton, New Jersey.

8:00 P.M. CALL OF ROLL

Mayor Anzaldi 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 2020 which was published as legal advertisements in the Herald News on December 18, 2019 and was additionally given to the Clifton Journal, Herald News and The Record. Further notice of this meeting was given on Friday prior to the meeting to the Clifton Journal, Herald News and The Record 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 Eagler	(PE)
Councilman Gibson	(BG)
Councilman Grabowski	(RG)
Councilwoman Murphy	(LM)
Councilwoman Pino	(RP)
Councilwoman Sadrakula	(MS)
Mayor Anzaldi	(JA)

Also present were City Manager, Dominick Villano; City Attorney, Matthew Priore; Assistant City Attorney, Dave Bruins; City Clerk, Nancy Ferrigno; Deputy Clerk, Michele Butler

INVOCATION

Pastor Eric Farrar – Hope Reformed Church

PLEDGE TO THE FLAG

PUBLIC HEARING

APPROVAL OF MINUTES

A Motion was made by Councilman Eagler seconded by Councilman Gibson and passed on roll call vote to approve the Minutes of the Regular, Workshop and Executive Session of January 21, 2019, the Special Meeting of January 21, 2020 and the Special Meeting of January 28, 2020.

(7-0-0-0) Councilman Eagler, Councilman Gibson, Councilman Grabowski, Councilwoman Murphy, Councilwoman Pino, Councilwoman Sadrakula and Mayor Anzaldi voted aye.

COMMUNICATIONS FROM THE CITY MANAGER

C-1 Francis Sanjuan Keyboarding Clerk 2 in the Municipal Court resigns her position effective 02/01/2020.

COMMUNICATIONS – MEETING MINUTES

C-2 Minutes of Passaic Valley Water Commission of December 18, 2019

C-3 Minutes of North Jersey District Water Supply Commission of December 18, 2019

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- C-4 Minutes of Clifton Senior Citizens Advisory Committee Meeting of November 21, 2019
- C-5 Minutes of Board of Adjustment of January 15, 2020
- C-6 Minutes of Board of Recreation of 11/25/19 and Reorganization Meeting of 1/6/20

SECOND READING ORDINANCES

A. Adoption of Ordinance 7556-19

B. Public Hearing on Ordinance 7556-19

A Motion was made by Councilwoman Sadrakula, seconded by Councilman Gibson and passed on roll call vote to table Ordinance 7556-19.

An Ordinance of the City of Clifton, County of Passaic, State of New Jersey, Approving and Adopting the Black Prince Distillery Redevelopment Plan

(7-0-0-0) Councilman Eagler, Councilman Gibson, Councilman Grabowski, Councilwoman Murphy, Councilwoman Pino, Councilwoman Sadrakula and Mayor Anzaldi voted aye.

C. Adoption of Ordinance 7560-20

D. Public Hearing on Ordinance 7560-20

The Mayor opened the floor to the public with regard to the Ordinance 7560-20

With no one wishing to be heard, a Motion was made by Councilman Grabowski, seconded by Councilwoman Murphy 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 Grabowski, seconded by Councilwoman Murphy 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 9 Restricted Handicapped Spaces)

(7-0-0-0) Councilman Eagler, Councilman Gibson, Councilman Grabowski, Councilwoman Murphy, Councilwoman Pino, Councilwoman Sadrakula and Mayor Anzaldi voted aye.

E. Adoption of Ordinance 7561-20

F. Public Hearing on Ordinance 7561-20

The Mayor opened the floor to the public with regard to the Ordinance 7561-20

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

An Ordinance to Amend, Revise and Supplement Chapter 395 of the Code of the City of Clifton Entitled "Streets and Sidewalks", Article I Entitled "Curbs and Sidewalks", More Particularly Section 395-4, Entitled "Construction Specifications" (Amends Section to Include Concrete Paver Driveway Aprons)

(7-0-0-0) Councilman Eagler, Councilman Gibson, Councilman Grabowski, Councilwoman Murphy, Councilwoman Pino, Councilwoman Sadrakula and Mayor Anzaldi voted aye.

FIRST READING ORDINANCES

A. Introduction of Ordinance 7562-20

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 Grabowski, seconded by Councilwoman Murphy, 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 439-37 Thereof, Entitled "Handicapped Parking on Streets" (Adds 3 Restricted Handicapped Space)

(7-0-0-0) Councilman Eagler, Councilman Gibson, Councilman Grabowski, Councilwoman Murphy, Councilwoman Pino, Councilwoman Sadrakula and Mayor Anzaldi voted aye.

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, February 18, 2020 at 8:00 p.m. and that the City Clerk be authorized to publish said ordinance together with statutory notice as required by law.

B. Introduction of Ordinance 7563-20

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 Grabowski, seconded by Councilwoman Murphy, 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 439-37 Thereof, Entitled "Handicapped Parking on Streets" (Deletes 1 Handicapped Space)

(7-0-0-0) Councilman Eagler, Councilman Gibson, Councilman Grabowski, Councilwoman Murphy, Councilwoman Pino, Councilwoman Sadrakula and Mayor Anzaldi voted aye.

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, February 18, 2020 at 8:00 p.m. and that the City Clerk be authorized to publish said ordinance together with statutory notice as required by law.

C. Introduction of Ordinance 7564-20

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 Eagler, seconded by Councilwoman Murphy, 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 VI Thereof, Entitled "Confidential Officials and Employees," Section 99-34, Entitled "Minimum and Maximum Salaries Fixed" (Adds Compensation for Human Resource Officer (HRO))

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(6-1-0-0) Councilman Eagler, Councilman Gibson, Councilman Grabowski, Councilwoman Murphy, Councilwoman Pino, and Mayor Anzaldi voted aye. Councilwoman Sadrakula voted nay.

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, February 18, 2020 at 8:00 p.m. and that the City Clerk be authorized to publish said ordinance together with statutory notice as required by law.

D. Introduction of Ordinance 7565-20

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 Grabowski, seconded by Councilwoman Murphy, 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 II Thereof Entitled "Nonuniformed Officials and Employees" Section 99.2, Entitled "Minimum and Maximum Salaries Fixed; Uniform Allowances" and Article III Thereof, Entitled "Supervisory Officials and Employees" Section 99-10, "Minimum and Maximum Salaries Fixed" (Moves Title of & Compensation for Cultural Arts Center Director)

(5-2-0-0) Councilman Eagler, Councilman Grabowski, Councilwoman Murphy, Councilwoman Pino, and Mayor Anzaldi voted aye. Councilman Gibson and Councilwoman Sadrakula voted nay.

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, February 18, 2020 at 8:00 p.m. and that the City Clerk be authorized to publish said ordinance together with statutory notice as required by law.

E. Introduction of Ordinance 7566-20

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 Murphy, seconded by Councilman Grabowski, 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 3 Restricted Handicapped Spaces)

(7-0-0-0) Councilman Eagler, Councilman Gibson, Councilman Grabowski, Councilwoman Murphy, Councilwoman Pino, Councilwoman Sadrakula and Mayor Anzaldi voted aye.

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, February 18, 2020 at 8:00 p.m. and that the City Clerk be authorized to publish said ordinance together with statutory notice as required by law.

F. Introduction of Ordinance 7567-20

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 Councilwoman Murphy, 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 439-37 Thereof, Entitled "Handicapped Parking on Streets" (Adds 1 Restricted Handicapped Space)

(7-0-0-0) Councilman Eagler, Councilman Gibson, Councilman Grabowski, Councilwoman Murphy, Councilwoman Pino, Councilwoman Sadrakula and Mayor Anzaldi voted aye.

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, February 18, 2020 at 8:00 p.m. and that the City Clerk be authorized to publish said ordinance together with statutory notice as required by law.

G. Introduction of Ordinance 7568-20

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 Grabowski, seconded by Councilwoman Murphy, and carried by roll call vote.

An Ordinance to Amend, Revise and Supplement Chapter 375 of the Code of the City of Clifton, Entitled "Sewers", More Particularly Article I Thereof, Entitled "Use of Sewers", Section 375-1 Entitled "Definitions" and Section 375-3.4, Entitled "Sanitary Sewer User Charge", (Amends User Titles and Charges)

(5-2-0-0) Councilman Eagler, Councilman Grabowski, Councilwoman Murphy, Councilwoman Pino, and Mayor Anzaldi voted aye. Councilman Gibson and Councilwoman Sadrakula voted nay.

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, February 18, 2020 at 8:00 p.m. and that the City Clerk be authorized to publish said ordinance together with statutory notice as required by law.

CITY MANAGER PRIVILEGE

City Manager, Dominick Villano, explained how the current sewer fee evolved. He explained the findings contained in a report from Pennoni Consultants regarding the billing of sewer fees. He also gave an analysis of the cost of the proposed sewer fee increase versus the cost of increasing taxes.

FLOOR TO MEMBERS OF THE PUBLIC

Richard Insley, 1 Shale Lane, discussed banning one time use plastic bags in the City.

Mike Gimon, 129 Rutherford Blvd., spoke about a recent accident he had and how he was transported to a trauma center due to the fact that he is currently taking blood thinners. He asked if Clifton ambulance would automatically do the same. He discussed clothing bins, and the redevelopment of the Black Prince Distillery site. (Councilman Eagler left the dais at 9:10pm) Mr. Gimon invited Council to attend a service at Saint Cyril Methodius Church. (Councilman Eagler, returned to the dais at 9:13pm).

John Purkert, 49 Talus Road, discussed banning one time use plastic bags in the City.

Robert Fusco, 5 Mayer Dr., discussed banning one time use plastic bags in the City.

Ann Schnackenberg, 268 Washington Ave., spoke about the proposed sewer fee increase. Ms. Schnackenberg discussed the lack of confidence she has in the City Council. She suggested that the explanation the City Manager gave regarding sewer billing be posted on the City website.

Henry Cholewczynski, 37 Phyllis Place spoke about the sewer fee and the proposed increase.

Alessia Eramo, 35 Merrill Rd, discussed the sewer fee and the report from Pennoni Consultants.

Kurt Schnackenberg, 268 Washington Ave., discussed the sewer fees.

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Mary Flynn, 14 Green Court, discussed the sewer fee, suggested a City wide audit.

City Manager, Dominick Villano stated he would check with the Fire Department and EMT's find out ambulance protocol regarding trauma centers.

City Manager, Dominick Villano, re-explained the sewer fee and announced that public school, City and County buildings and Post Offices are exempt.

A Motion was made by Councilman Eagler, seconded by Councilman Grabowski, and passed on roll call vote to close the public session.

(7-0-0-0) Councilman Eagler, Councilman Gibson, Councilman Grabowski, Councilwoman Murphy, Councilwoman Pino, Councilwoman Sadrakula and Mayor Anzaldi voted aye.

COUNCIL PRIVILEGE

Councilman Eagler

Councilman Eagler polled members of the Council to establish a date for the next budget meeting. The date decided was February 25, 2020 at 5pm. He announced that March is Women's History Month and asked all Council members to nominate a woman to honor. He spoke about the Open Public Meetings Act. Councilman Eagler asked City Clerk, Nancy Ferrigno, to invite Senator Loretta Weinberg, to a future Council meeting to discuss the Open Public Records Act. Councilman Eagler discussed accusations of impropriety of standards. He asked that if anyone has proof of any wrong doing to please take it to the Prosecutor and file formal charges.

Councilman Gibson

Councilman Gibson thanked City Manager, Dominick Villano, for his explanation of the sewer fees. He provided residents with a formula to decipher what their own increase will amount to. He assured residents that everyone is paying their fair share of the sewer fees. Councilman Gibson discussed the banning of plastic bags. He congratulated Dorothy Boyle on her 95th birthday. Councilman Gibson wished his wife a happy birthday.

Councilman Grabowski

Councilman Grabowski thanked City Manager, Dominick Villano, for his explanation of the sewer fees. He also spoke about banning one time use plastic bags.

Councilwoman Murphy

Councilwoman Murphy announced that the Environmental Committee is discussing the banning of plastic bags. She thanked City Manager, Dominick Villano, for his explanation of the sewer fees. Councilwoman Murphy said she is proud of the City Council and is glad that she is honored to be a member.

Councilwoman Pino

Councilwoman Pino discussed the fact that Ms. Schnakenberg lacked confidence in the City Council. She agreed that the Council needs to do better and work together. She announced the Theater League Winter Dinner, Safety Rally and a program called Cooking Companions. Councilwoman Pino announced that February 4th is Cancer Awareness Day. She wished good luck to all Board of Education candidates. Councilwoman Pino asked all residents to support local business. She wished everyone a Happy Valentine's Day.

Councilwoman Sadrakula

Councilwoman Sadrakula spoke about documents and Open Public Records Act. She discussed sewer fee discounts for seniors, outsourcing and cost savings, reviewing the current recycling program, the police contract, starting salaries for police and setting a date for police contract

negotiations. She spoke about the importance of the public having confidence in the members of the City Council.

Councilman Eagler expressed his concern that numbers given by Councilwoman Sadrakula regarding the Passaic Valley Water Commission expenses were incorrect and read the actual numbers from the report.

Councilwoman Sadrakula explained that the numbers she provided were cited by the City Auditor.

Mayor Anzaldi

Mayor Anzaldi thanked City Manager, Dominick Villano, for his explanation of the sewer fees and the proposed sewer fee increase. He talked about past years when the economy was unhealthy and actions such as furloughs and the closing of a fire house. Mayor Anzaldi explained that placing the sewer fee back into property taxes will cause inequities. He spoke about bullying, harassment and stress. Mayor Anzaldi discussed the fact that Clifton has been placed on many lists as one of the best places to live in the state and the country.

RESOLUTIONS VOTED ON SEPERATELY

A Motion was made by Councilman Grabowski, seconded by Councilman Gibson and passed on roll call vote to have Councilman Eagler Chair.

(6-0-1-0) Councilman Eagler, Councilman Gibson, Councilman Grabowski, Councilwoman Murphy, Councilwoman Pino and Councilwoman Sadrakula voted aye. Mayor Anzaldi abstained.

A Motion was made by Councilman Grabowski, seconded by Councilman Gibson and passed on roll call to vote on the following item separately.

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(6-0-1-0) Councilman Eagler, Councilman Gibson, Councilman Grabowski, Councilwoman Murphy, Councilwoman Pino and Councilwoman Sadrakula voted aye. Mayor Anzaldi abstained.

R059-20 Resolution: Approve Claims List Resolution for the City Council Meeting of February 4, 2020:

**RESOLUTION TO APPROVE CLAIMS TO BE PAID
MEETING OF FEBRUARY 4, 2020**

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

Current Fund	\$13,632,611.45
Grant Fund	\$ 149,475.56
General Capital Fund	\$ 658,616.96
Sewer Utility -Operating	\$ 34,737.09
Sewer Utility-Capital	\$ 10,048.74
Developers Escrow	
Dog Trust	\$ 940.65
Police Extra Duty	\$ 75,925.00
Trust Other	\$ 188,806.49
Section 8 Public Housing	\$ 113,941.31
Community Development	\$ 160,390.91
COAH	
Self Insurance	\$ 1,205,845.14
Self Insurance 11	
Fire Dedicated Penalties	

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Revolving Loan Fund	
Tax Title Lien Redemption	
Unemployment Trust Fund	
Library	\$ 88,787.20
General Liability Trust	\$ 18,501.42
Workers Compensation Trust	\$ 89,329.06
Federal DOJ Forfeiture	
TOTAL CLAIMS	\$16,427,956.98

A Motion was made by Councilman Grabowski, seconded by Councilman Eagler, and passed on roll call vote to pull Resolution R067-20

R067-20 Resolution to Authorize Use of Competitive Contracting to Obtain Proposals for Electronic Payment Processing Services Which Allow Constituents to Make Payments to the City Online

RESOLUTION TO AUTHORIZE USE OF COMPETITIVE CONTRACTING TO OBTAIN PROPOSALS FOR ELECTRONIC PAYMENT PROCESSING SERVICES WHICH ALLOW CONSTITUENTS TO MAKE PAYMENTS TO THE CITY ONLINE

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 has had voluminous constituent requests for the City to provide an online interface for paying tax, water, and other mandatory bills; and,

WHEREAS, costs for this type of online payment processing service are typically passed on to the user, with little to no cost to the municipality, thereby resulting in a concession; and,

WHEREAS, pursuant to N.J.S.A. 40A:11-4.1(j), the competitive contracting process is permitted for RFPS for concession services; and,

NOW THEREFORE BE IT RESOLVED, by the Mayor and Municipal Council of the City of Clifton, that authorization is hereby given to the Purchasing Agent to solicit Request for Proposals for Electronic Payment Processing Services.

(7-0-0-0) Councilman Eagler, Councilman Gibson, Councilman Grabowski, Councilwoman Murphy, Councilwoman Pino, Councilwoman Sadrakula and Mayor Anzaldi voted aye.

RESOLUTIONS

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

(7-0-0-0) Councilman Eagler, Councilman Gibson, Councilman Grabowski, Councilwoman Murphy, Councilwoman Pino, Councilwoman Sadrakula and Mayor Anzaldi voted aye.

R059-20 Resolution: Approve Claims List Resolution for the City Council Meeting of February 4, 2020:

**RESOLUTION TO APPROVE CLAIMS TO BE PAID
MEETING OF FEBRUARY 4, 2020**

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COAH	
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Self Insurance 11	
Fire Dedicated Penalties	
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Tax Title Lien Redemption	
Unemployment Trust Fund	
Library	\$ 88,787.20
General Liability Trust	\$ 18,501.42
Workers Compensation Trust	\$ 89,329.06
Federal DOJ Forfeiture	
TOTAL CLAIMS	\$16,427,956.98

R060-20 Resolution Authorizing Purchase of Regular Unleaded Gasoline off the NJ State Contract Purchasing Program Pursuant to N.J.S.A. 40A:11-12a

RESOLUTION AUTHORIZING PURCHASE OF REGULAR UNLEADED GASOLINE OFF THE NJ STATE CONTRACT PURCHASING PROGRAM PURSUANT TO N.J.S.A. 40A:11-12a

WHEREAS, the City of Clifton has a need to purchase regular unleaded gasoline for its vehicles; and,

WHEREAS, Rachles Michele Oil Company, 116 Kuller Road, Clifton, NJ 07011 has been awarded the NJ State Contract No. 19-FLEET-00973 at a markup of \$0.0716 for both City Hall and the Department of Public Works; and,

WHEREAS, NJ State Contract 19-FLEET-00973 has been awarded to Rachles Michele Oil Company for a term of November 1, 2019 to October 31, 2024; 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 purchases and delegate the power to make the same to the following named official: James J. Jorgensen, Purchasing Agent upon the terms and conditions hereafter stated; and,

NOW, THEREFORE, BE IF RESOLVED, that the Mayor and Municipal Council do hereby approve and authorize the aforementioned purchase above from Rachles Michele Oil Company, 116 Kuller Road, Clifton, NJ 07011, as-needed off the New Jersey State Contract No. 19-FLEET-00973, at a cost not to exceed \$350,000 per year, through to December 31, 2020, pursuant to the above New Jersey State contract.

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R061-20 Resolution Authorizing Purchase of Regular Ultra Low Sulphur Diesel off the NJ State Contract Purchasing Program Pursuant to N.J.S.A. 40A:11-12a

RESOLUTION AUTHORIZING PURCHASE OF REGULAR ULTRA LOW SULPHUR DIESEL OFF THE SOMERSET COUNTY COOPERATIVE PRICING SYSTEM #CC-0036-19 PURSUANT TO N.J.S.A. 40A:11-1 et seq.

WHEREAS, the City of Clifton has a need to purchase Ultra Low Sulphur Diesel for its vehicles; and

WHEREAS, the City is an active member of the Somerset County Cooperative Pricing System; and,

WHEREAS, National Fuel Oil Inc., 175 Orange Street, Newark, NJ 07103, was awarded Somerset County Cooperative Pricing System Contract (#CC-0036-19) for Red-Dyed #2 Ultra Low Sulfur Diesel, and Red-Dyed Winter Blend Diesel for two (2) years through to November 11, 2021, at a markup of \$0.0625 and \$0.0824 respectively, for Passaic County cooperative members; 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 purchases and delegate the power to make the same to the following named official: James J. Jorgensen, Purchasing Agent upon the terms and conditions hereafter stated; and

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Municipal Council do hereby approve and authorize the aforementioned purchase above from National Fuel Oil Inc., 175 Orange Street, Newark, NJ 07103, as-needed off the Somerset County Cooperative Pricing System Contract (#CC-0036-19), for a total as-needed not to exceed amount of \$375,000 for the term January 1, 2020 through December 31, 2020.

R062-20 Resolution Authorizing Contract for Radio Maintenance Services off the NJ State Contract Purchasing Program Pursuant to N.J.S.A. 40A:11-12a

RESOLUTION AUTHORIZING CONTRACT FOR RADIO MAINTENANCE SERVICES OFF THE NJ STATE CONTRACT PURCHASING PROGRAM PURSUANT TO N.J.S.A. 40A:11-12a

WHEREAS, pursuant to Resolution R056-18 adopted February 6, 2018, the City Council authorized a contract with Tactical Public Safety, LLC for radio maintenance via New Jersey State Contract; and,

WHEREAS, Tactical Public Safety, LLC, 1036 Industrial Drive, West Berlin, NJ 08091, has been assigned NJ State Contract No. A83932 - Radio Communication Equipment and Accessories; and,

WHEREAS, Tactical Public Safety, LLC has been the City Police Department (CPD) radio system vendor since the installation of the City's narrow band radio upgrade, which was installed and operational by Dec 31, 2012. Tactical Public Safety, LLC installed all of the equipment housed in Headquarters and the repeater sites (this includes repeaters, receivers, and simulcast equipment); and,

WHEREAS, Tactical Public Safety, LLC, 1036 Industrial Drive, West Berlin, NJ 08091, had proposed a price of \$62,649.00 for our 2020 radio maintenance, via their New Jersey State Contract (#83932), pursuant to the above resolution awarded February 6, 2018; 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 purchases and delegate the power to make the same to the following named official: James J. Jorgensen, Purchasing Agent upon the terms and conditions hereafter stated; and,

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Municipal Council do hereby approve and authorize the aforementioned purchase above from Tactical Public Safety, LLC, 1036 Industrial Drive, West Berlin, NJ 08091, which has been assigned NJ State Contract No. T0109 – A83932, at an annual not-to-exceed amount of \$62,649.00, with quarterly payments of approximately \$15,662.25, subject to a thirty (30) day cancelation notice at any time.

R063-20 Resolution Authorizing Annual Support Agreement for Both the Pro Phoenix Computer Aided Dispatch (CAD/RMS) and the Video Interview Module System (Year 7)

RESOLUTION AUTHORIZING ANNUAL SUPPORT AGREEMENT FOR BOTH THE PRO PHOENIX COMPUTER AIDED DISPATCH (CAD/RMS) AND THE VIDEO INTERVIEW MODULE SYSTEM (YEAR 7)

WHEREAS, on May 7, 2013, the Mayor and Council approved Resolution (R-33) titled “Resolution Awarding Contract for Computer Aided Dispatch (CAD) Public Safety Software System and Maintenance Contract for Licensed Proprietary Software”; and

WHEREAS, the Maintenance Contract for Licensed Proprietary Software was awarded to ProPhoenix Corporation for a period of nine (9) years (following the first year maintenance which was included in the Public Safety Software Contract) in the total amount of \$630,462.13 and

WHEREAS, the Annual Maintenance and Support for Year 7 (2020) is in the amount of \$75,921.16; and

WHEREAS, ProPhoenix’s invoice also includes the cost of the Video Interview Module Support and Maintenance of \$3,674.52 (\$1654.52+\$2020.00) which was integrated with CAD/RMS system after the award of the original contract; and

NOW, THEREFORE, BE IT RESOLVED, that the contract for Computer Aided Dispatch (CAD/RMS) Annual Maintenance and Support for the 4/11/19 to 4/10/20 term with ProPhoenix Corporation, 502 Pleasant Valley Ave, Suite 1, Moorestown, NJ 08057 be supplemented to add Video Interview Module Support and Maintenance at a cost of \$3,674.52 for the total amount of \$75,921.16 (quarterly payments of \$18,980.29); 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.

R064-20 Resolution Authorizing Award of Time and Materials Contract for Access, Security and Surveillance System Installations, Maintenance and Repairs

**RESOLUTION AUTHORIZING AWARD OF
TIME AND MATERIALS CONTRACT FOR ACCESS,
SECURITY, AND SURVEILLANCE SYSTEM
INSTALLATIONS, MAINTENANCE, AND REPAIRS**

WHEREAS, on January 8, 2020, via resolution R009-20, the Mayor and Council of the City of Clifton authorized bids to be solicited for Time and Materials Contract for as-needed Access, Security, and Surveillance System Installations, Maintenance, and Repairs; and,

WHEREAS, the advertised bids required submission of hourly rates for as-needed work throughout the City, and provided guidelines for purchase of materials, should they be required, for a term of twenty-four (24) months, at the same hourly rates, with an option to extend for an additional twelve (12) month period. The City reserved the right to procure materials separately, whichever is deemed most advantageous for the City at the time of need; and,

WHEREAS, subsequent to the above resolution an advertisement was placed for a Time and Materials Contract for as-needed Access, Security, and Surveillance System Installations, Maintenance, and Repairs for various City facilities, from which three (3) bids were received and publicly opened on January 23, 2020, pursuant to the above as follows:

- Commercial Technology Contractors, Inc., Clifton NJ
- Millennium Communication Group, East Hanover, NJ
- Alarm and Communication Technology, Wharton NJ; and,

WHEREAS, upon review of the submitted documents, Commercial Technology Contractors, Inc., 152 Huron Avenue, Clifton, NJ 07013, was deemed the lowest responsive and responsible bidder; and,

NOW THEREFORE BE IT RESOLVED, that the Mayor and Municipal Council to hereby approve and authorize the award of contract to Commercial Technology Contractors, Inc., 152 Huron Avenue, Clifton, NJ 07013, for the Time and Materials Contract for as-needed Access, Security, and Surveillance System Installations, Maintenance, and Repairs in a not to exceed annual amount of \$325,000.00, and for a total not to exceed contract amount of \$650,000.00 for the term of twenty-four (24) months, in accordance N.J.S.A. 40A:11-1 et seq.; and,

BE IT FURTHER RESOLVED, that the City Clerk is authorized and directed hereby to return the bid bonds placed on deposit with the unsuccessful bids; and,

FUND CERTIFICATION, subject to budget adoption and the availability of funds, procurement under this award shall be certified at the time of purchase, with the presentation of a properly executed purchase order for each departmental use.

R065-20 Resolution to Renew Contract for Food and Beverage Concession
Services at Athenia Steel Recreation Complex to Sole Respondent

**RESOLUTION TO RENEW CONTRACT FOR FOOD AND BEVERAGE
CONCESSION SERVICES AT ATHENIA STEEL RECREATION COMPLEX TO
SOLE RESPONDENT**

WHEREAS, on February 20, 2018, via Resolution R087-18, the City of Clifton awarded a competitive contract to Gerry D's Catering, 20 East 9th Street, Clifton, NJ 07011, for Food and Beverage Concession Services at Athenia Steel Recreation Complex in accordance with N.J.S.A. 40A:11-4.1et seq; and,

WHEREAS, in January 2018, the City of Clifton solicited proposals, through the competitive contract process, for Food and Beverage Concession Services at Athenia Steel Recreation Complex in accordance with N.J.S.A. 40A:11-4.1et seq; and

WHEREAS, one (1) proposal was received that met the criteria as set forth in the Request for Proposals; and

WHEREAS, the proposal was reviewed by committee in accordance with the methodology described in the Request for Proposals; and

WHEREAS, after the proposal were fully evaluated and scored, the Qualified Purchasing Agent, on behalf of the Committee, recommended that a contract be awarded to Gerry D’s Catering of Clifton, NJ; and

NOW, THEREFORE BE IT RESOLVED, that the contract for Food and Beverage Concession Services be renewed pursuant to the aforementioned February 20, 2018 resolution, and is hereby awarded to Gerry D’s Catering, 20 East 9th Street, Clifton, NJ 07011;

BE IT FURTHER RESOLVED, that the renewed portion of this contract shall commence on March 1, 2020 and terminate on December 15, 2020, weather permitting; and,

BE IT FURTHER RESOLVED, that the rent payable to the City for the term of said contract is \$12,000 (per year) payable in nine (9) equal monthly installments of \$1,333.33; and

BE IT FURTHER RESOLVED, that the Mayor and City Clerk are authorized and directed to execute a contract for said services on behalf of the City of Clifton; and

BE IT FURTHER RESOLVED, that this resolution be placed on file with the original contract and made available for the public inspection at the Office of the City Clerk of the City of Clifton.

R066-20 Resolution Authorizing Permission to Advertise for Bids for Bailout
Descending Escape Systems for the City of Clifton Fire Department

**RESOLUTION AUTHORIZING PERMISSION TO ADVERTISE FOR BIDS
FOR BAIL OUT DESCENDING ESCAPE SYSTEMS FOR THE
CITY OF CLIFTON FIRE DEPARTMENT**

WHEREAS, the City of Clifton Police Department is seeking to procure Hands-Free Descending Escape Systems, also called Bail Out Systems for the City’s firefighters; and,

WHEREAS, the above Bail Out Systems provide substantially increased safety for the firefighter in an emergency that requires safe egress from potentially dangerous heights of a fire fighting scene; and,

WHEREAS, the City of Clifton Fire Department has requested the City Purchasing Agent advertise for and receive bids for the providing of the above mentioned safety equipment; and,

NOW THEREFORE BE IT RESOLVED by the Mayor and Municipal Council of the City of Clifton that the Purchasing Agent is authorized to advertise a Notice to Bidders and to receive public bids for the goods and services described therein; and,

BE IT FURTHER RESOLVED that the Notice to Bidders shall be published once in a legal newspaper of the City of Clifton no later than the next Municipal Council meeting, in accordance with N.J.S.A. 40A:11-1 et seq.

R068-20 Resolution Amending Resolution R520-19 Entitled "Resolution Awarding Consultant Services Contract to WT Group LLC for Program and Policy Review for Recreation Department" to Correct the Contract Amount to \$16,733.80

RESOLUTION AMENDING RESOLUTION 520-19 ENTITLED ARESOLUTION AWARDING CONSULTANT SERVICES CONTRACT TO WT GROUP LLC FOR PROGRAM AND POLICY REVIEW FOR RECREATION DEPARTMENT TO CORRECT THE CONTRACT AMOUNT TO \$16,733.80

BE IT RESOLVED, by the Mayor and Council of the City of Clifton that the Amount not to exceed \$15,060.43" in Resolution No. 520-19 adopted on November 6, 2019 be and hereby is hereby corrected to read amount not to exceed \$16,733.80 as the 10% discount was already applied resulting in this total.

BE IT FURTHER RESOLVED that all other provisions of said Resolution shall remain in full force and effect.

R069-20 Resolution Awarding Professional Services Contract to Neglia Engineering Associates for 2020 Licensed Land Surveyor Services

RESOLUTION AWARDING PROFESSIONAL SERVICES CONTRACT TO NEGLIA ENGINEERING ASSOCIATES FOR 2020 LICENSED LAND SURVEYOR SERVICES

WHEREAS, the City of Clifton requires professional Licensed Land Surveyor services for 2020; and

WHEREAS, the City Engineer recommends that a contract be awarded to Neglia Engineering Associates in accordance with its submitted proposal, dated January 29, 2020, in an amount not to exceed \$10,000.00; and

WHEREAS, after reviewing the proposal and the recommendation of the City Engineer, the Municipal Council wishes to award a contract to Neglia Engineering Services for the provision of said services, in an amount not to exceed \$10,000.00; and

WHEREAS, the subject matter is professional services and may be awarded without public advertising for bids and bidding therefor under N.J.S.A. 40A:11-5 et seq.; and

NOW, THEREFORE, BE IT RESOLVED, that a professional services contract is hereby awarded to NEGLIA ENGINEERING ASSOCIATES for 2020 Licensed Land Surveyor Services in accordance with its proposal dated January 29, 2020, in the amount not to exceed \$10,000.00, 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.

R070-20 Resolution Awarding Professional Environmental Consulting Services Contract to First Environment, Inc. in Connection with the Former National Standard Site

February 4, 2020

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 Courtside Pub, 66 Center Street, Clifton; 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 Courtside Pub be and is hereby granted.

R073-20 Resolution Authorizing Junk Yard License Renewal - Parkway Iron

RESOLUTION AUTHORIZING JUNK YARD 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 Yard License Renewal Application from Parkway Iron & Metal Co. at 639 Route 46 East in Clifton, New Jersey; and

WHEREAS, all paperwork has been completed and all fees have been paid; and

WHEREAS, 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 Junk Yard License to Parkway Iron & Metal Co. at 639 Route 46 East in Clifton, New Jersey, be and is hereby granted.

R074-20 Resolution Authorizing Vending Machine License Renewals

RESOLUTION AUTHORIZING VENDING MACHINE LICENSE RENEWALS

WHEREAS, the Mayor and Council of the City of Clifton, County of Passaic, State of New Jersey are in receipt of Vending Machine License Renewals from various businesses; 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, 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 renewal of a Vending Machine Licenses to businesses listed below be and are hereby granted:

- | | |
|---------------------------------------|---------------------|
| Palestinian American Community Center | 388 Lakeview Avenue |
| Wo-Pe-Na Archers | 39 Harding Avenue |
| Burger King | 461 Piaget Avenue |

R075-20 Resolution Authorizing Renewal of Limousine License - Rodriguez
Transportation

RESOLUTION AUTHORIZING LIMOUSINE LICENSE RENEWAL

WHEREAS, the Mayor and Council of the City of Clifton, County of Passaic, State of New Jersey are in receipt of an Limousine License renewal application from Jose Rodriguez the owner and operator of Rodriguez Transportation LLC, 23 Bird Avenue, 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 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 for renewal of an Limousine License renewal application from Jose Rodriguez the owner and operator of Rodriguez Transportation LLC, 23 Bird Avenue in the City of Clifton is hereby granted.

Company name:
Rodriguez Transportation, LLC
Owner and Operator:
Jose Rodriguez
Approved Vehicles:
2017 Cadillac SUV 1GYS4JKJ3HR361510
Approved Parking Location:
23 Bird Avenue, Clifton, NJ 07011

R076-20 Resolution Authorizing Acceptance of Grant from the Partners for Health
for the New Jersey Healthy Communities Network

**RESOLUTION AUTHORIZING ACCEPTANCE OF GRANT FROM THE
PARTNERS FOR HEALTH FOR THE NEW JERSEY HEALTHY
COMMUNITIES NETWORK**

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 \$20,000.00 from the Partners for Health for the New Jersey Healthy Communities Network Grant; and

BE IT FURTHER RESOLVED, that the Mayor and City Clerk are hereby authorized and directed to execute any required documentation, in such form to be approved by the Law Department, on behalf of the City of Clifton; and

BE IT FURTHER RESOLVED, that the City of Clifton agrees to abide by all terms, conditions and regulations imposed by the Partners for Health for the New Jersey Healthy Communities Network Grant in connection with said grant; and

BE IT FURTHER RESOLVED, that John E. Biegel, III, Health Officer, is hereby designated as the Grant Coordinator charged with the submission of required information to the Partners for Health for the New Jersey Healthy Communities Network Grant.

R077-20 Executive Session

February 4, 2020

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 Workers' Compensation Claim - MP (Fire)
- CON-2 Overlook Corporate Center - Little Falls Planning Board Application
- CON-3 Rita M. Grazulis-Madsen and Guy E. Madsen v. City of Clifton, et al
- CON-4 Clifton Safe Storage LLC & Hillside Union LLC - Developer Agreement Negotiations
- CON-5 National Prescription Opiate Litigation
- CON-6 Clifton Supervisors Association – Negotiations
- CON-7 Police Chief Contract Negotiations

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 February 4, 2020 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 Micmaol

RESOLUTION FOR FINAL APPROVAL

BE IT RESOLVED, that the application of Micmaol, LLC t/a Micmaol for permission to conduct a Caterer – Continued Use for a period ending December 31, 2020 on the premises known as: 752 Clifton 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 Department and Zoning Officer.

ADJOURNMENT

Upon motion made by Councilman Gibson, seconded by Councilman Eagler and passed on roll call vote, the meeting was adjourned at 10:14 p.m.

(7-0-0-0) Councilman Eagler, Councilman Gibson, Councilman Grabowski, Councilwoman Murphy, Councilwoman Pino, Councilwoman Sadrakula and Mayor Anzaldi voted aye.

Respectfully Submitted,

Nancy Ferrigno
City Clerk

James Anzaldi, Mayor