

**CITY OF CLIFTON
CLIFTON, NEW JERSEY
REGULAR MEETING MINUTES FEBRUARY 18, 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) Absent
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

City Clerk – Nancy Ferrigno

PLEDGE TO THE FLAG

PUBLIC HEARING

Passaic County Open Space & Farmland Preservation Trust Fund - Main Memorial and Dunney Park

The Mayor opened the floor to the public.

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

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

PRESENTATION

Clifton High School Soccer Team Awards

APPROVAL OF MINUTES

A Motion was made by Councilman Eagler seconded by Councilman Grabowski and passed on roll call vote to approve the Minutes of the Regular, Workshop and Executive Session of February 4, 2020.

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

COMMUNICATIONS FROM THE CITY MANAGER

- C-1 Lynn Zehr hired as Keyboarding Clerk 1 in the Police Civilian Dept., Public Safety effective 02/03/2020 at \$32,000.00 annually.
- C-2 Eddy Garcia-Bu hired as Laborer 1, Department of Public Works at \$53,696.22 effective 02/03/2020.
- C-3 Pietro D'Alia Laborer 1 D.P.W. resigned his position effective 02/04/2020.

COMMUNICATIONS – MEETING MINUTES

- C-4 Minutes of Historical Commission of January 2, 2020
- C-5 Minutes of Board of Adjustment of February 5, 2020
- C-6 Minutes of Advisory Committee for Individuals with Disabilities of January 13, 2020

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 Councilwoman Pino 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

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

C. Adoption of Ordinance 7562-20

D. Public Hearing on Ordinance 7562-20

The Mayor opened the floor to the public with regard to the Ordinance 7562-20

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 439-37 Thereof, Entitled "Handicapped Parking on Streets" (Adds 3 Restricted Handicapped Space)

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

E. Adoption of Ordinance 7563-20

F. Public Hearing on Ordinance 7563-20

The Mayor opened the floor to the public with regard to the Ordinance 7563-20

With no one wishing to be heard, a Motion was made by Councilman Eagler, 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 Eagler, 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)

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

G. Adoption of Ordinance 7564-20

H. Public Hearing on Ordinance 7564-20

The Mayor opened the floor to the public with regard to the Ordinance 7564-20

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 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)

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

I. Adoption of Ordinance 7565-20

J. Public Hearing on Ordinance 7565-20

The Mayor opened the floor to the public with regard to the Ordinance 7565-20

With no one wishing to be heard, a Motion was made by Councilman Eagler, seconded by Councilman Grabowski 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 Eagler, seconded by Councilman Grabowski 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)

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

K. Adoption of Ordinance 7566-20

L. Public Hearing on Ordinance 7566-20

The Mayor opened the floor to the public with regard to the Ordinance 7566-20

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 3 Restricted Handicapped Spaces)

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

M. Adoption of Ordinance 7567-20

N. Public Hearing on Ordinance 7567-20

The Mayor opened the floor to the public with regard to the Ordinance 7567-20

With no one wishing to be heard, a Motion was made by Councilman Eagler, 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 Eagler, 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)

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

O. Adoption of Ordinance 7568-20

P. Public Hearing on Ordinance 7568-20

A Motion was made by Councilman Eagler, seconded by Councilwoman Murphy and passed on roll call vote to rescind Ordinance 7568-20

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

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)

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

FIRST READING ORDINANCES

A. Introduction of Ordinance 7569-20

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 Councilman Eagler, and carried by roll call vote.

An Ordinance to Amend, Revise and Supplement Chapter 349 of the Code of the City of Clifton, Entitled "Permit Parking on Residential Streets and Municipal Lots", Article I, Entitled "Residential Streets", More Particularly Section 349-2 Thereof, Entitled "Restricted Streets" (Adds Fifth Avenue)

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

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, March 3, 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 7570-20

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)

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

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, March 3, 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 7571-20

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 Councilman Eagler, and carried by roll call vote.

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

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

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, March 3, 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 7572-20

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 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)

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

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, March 3, 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

Nothing to report.

FLOOR TO MEMBERS OF THE PUBLIC

Joseph Sidor, 181 Highview Dr., spoke about City Manager, Dominick Villano's recent explanation of the sewer fee. He also spoke about the 75th anniversary of Iwo Jima.

Ellen DeLosh, 547 Clifton Ave., read a letter she received from the organization Stand with Trump.

Lisa Antleman, 25 Edgewood Ave., complained about the quality of the sound system in City Hall. She discussed the sewer fee and the proposed redevelopment of the former Black Prince Distillery site. (Councilman Eagler left the dais at 8:35pm). (Councilman Eagler returned to the dais at 8:38pm)

Ray Robertello, 66 Woodlawn Ave., discussed a proposed traffic turn restriction on Valley Road.

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

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

COUNCIL PRIVILEGE

Councilwoman Sadrakula

Councilwoman Sadrakula discussed the sewer fee and updating the City's current ordinances. She expressed concern that ordinance 7568-20 was rescinded without explanation to the public.

Councilwoman Pino

Councilwoman Pino spoke about issues brought up by the public regarding the proposed redevelopment of the former Black Prince Distillery site. (Councilman Eagler left the dais at 8:47pm). She spoke about programming on a broadcast station named Univision. Councilwoman Pino discussed the upcoming Census and announced a play being produced by the Theater League of Clifton. (Councilman Eagler returned to the dais at 8:50pm).

Councilwoman Murphy

Councilwoman Murphy said the Botany SID is preparing their audit. She announced the dates for the upcoming Homeless, ADA and Recreation meetings. Councilwoman Murphy announced Recreation Department news. She discussed the importance of the census. Councilwoman Murphy left at 9:05pm.

Councilman Grabowski

Councilman Grabowski thanked public speaker Joe Sidor for his mention of the 75th anniversary of Iwo Jima. He discussed the traffic turn restriction being proposed on Valley Road. A Motion was made by Councilman Grabowski, seconded by Councilman Eagler to plant a tree on Arbor Day in honor of Mike Novak who was responsible for starting up many programs and activities in the City.

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

Councilman Gibson

Councilman Gibson was absent.

Councilman Eagler

A Motion was made by Councilman Eagler, seconded by Councilman Grabowski and passed on roll call vote to have administration post City Manager, Dominick Villano’s explanation of the sewer fee on the City website and the cable television station.

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

Councilman Eagler announced that the City is currently working on improvements to the sewer system. He thanked public speaker Joe Sidor for mentioning the 75th anniversary of Iwo Jima. He announced that help for seniors is available for filing income taxes and tax freezes. Councilman Eagler wished the Mayor a happy 70th birthday. He discussed congestion and litter on Bridewell Place and the traffic turn restriction being proposed for Valley Road. Councilman Eagler congratulated the Clifton High School Soccer Team on their recent victory and announced that Women’s History Month will be celebrated at the next meeting.

Mayor Anzaldi

Mayor Anzaldi said the best things in life aren’t things.

RESOLUTIONS VOTED ON SEPERATELY

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

(4-0-1-2) Councilman Eagler, Councilman Grabowski, Councilwoman Pino and Councilwoman Sadrakula voted aye. Mayor Anzaldi abstained. Councilman Gibson and Councilwoman Murphy were absent.

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

Page 15, Item 5367

(4-0-1-2) Councilman Eagler, Councilman Grabowski, Councilwoman Pino and Councilwoman Sadrakula voted aye. Mayor Anzaldi abstained. Councilman Gibson and Councilwoman Murphy were absent.

R078-20 Resolution: Approve Claims List Resolution for the City Council Meeting of February 18, 2020:

**RESOLUTION TO APPROVE CLAIMS TO BE PAID
MEETING OF FEBRUARY 18, 2020**

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

Current Fund	\$19,422,384.28
Grant Fund	\$ 11,474.98
General Capital Fund	\$ 28,298.61
Sewer Utility -Operating	\$ 1,833,371.20
Sewer Utility-Capital	\$ 33,658.78
Developers Escrow	
Dog Trust	\$ 2,521.70
Police Extra Duty	
Trust Other	\$ 221,573.66
Section 8 Public Housing	\$ 232,531.58
Community Development	\$ 43,000.00
COAH	

Self Insurance	\$ 537,229.72
Self Insurance 11	
Fire Dedicated Penalties	
Revolving Loan Fund	
Tax Title Lien Redemption	
Unemployment Trust Fund	\$ 4,255.67
Library	
General Liability Trust	\$ 1,166,222.05
Workers Compensation Trust	\$ 140,485.27
Federal DOJ Forfeiture	
TOTAL CLAIMS	\$23,677,007.50

A Motion was made by Councilman Eagler, seconded by Councilman Grabowski and failed on roll call vote to award labor counsel services contract to DeCotiis, FitzPatrick, Cole & Giblin, LLP.

R084-20 Resolution Awarding Contract to DeCotiis, FitzPatrick, Cole & Giblin, LLP for Labor Counsel Services for the Term March 1, 2020 Thru February 28, 2021

RESOLUTION AWARDING CONTRACT TO DE COTIIS, FITZ PATRICK, COLE & GIBLIN, LLP FOR LABOR COUNSEL SERVICES FOR THE TERM MARCH 1, 2020 THRU FEBRUARY 29, 2021

WHEREAS, the City of Clifton requires the services of Labor Counsel to perform certain legal services for the City of Clifton; and

WHEREAS, the firm of DeCotiis, FitzPatrick & Cole, LLP, of Teaneck, NJ, has been performing said services for the City of Clifton in a satisfactory manner, and the Mayor and Municipal Council wish to award a contract therefor for a period of one year commencing March 1, 2020 and ending February 29, 2021, at a fee of \$175/hr for partners and \$150/hr for associates, not to exceed \$95,000.00 for the term of the contract; and

WHEREAS, any fee in excess of \$95,000.00 for the contract term shall require 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, the award is of a non-fair and open contract in accordance with N.J.S.A 19:44-A-20.5; and

WHEREAS, the estimated value of the contract is expected to be in excess of \$17,500.00, and the duration of the contract is until the services are completed; 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 and the Chief Financial Officer has endorsed a Certification of Funds hereon;

NOW, THEREFORE, BE IT RESOLVED, that:

1. A contract for professional labor counsel services is awarded to DeCotiis, FitzPatrick, Cole & Giblin, LLP, for the term commencing March 1, 2020 and ending February 29, 2021, at a fee of \$175/hr for partners and \$150/hr for associates, not to exceed \$95,000.00 for the term of the

February 18, 2020

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 contract on behalf of the City of Clifton.
4. The original of this resolution and the agreement in question shall be placed on file and made available for public inspection in the City Clerk's Office of the City of Clifton.
5. The following short notice be printed once in a legal newspaper of the City of Clifton:

**CITY OF CLIFTON
NOTICE OF CONTRACT AWARDED**

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

Awarded to: DeCotiis, FitzPatrick, Cole & Giblin, LLP, Paramus, NJ
Services: Labor Counsel Services
Amount: \$175/hr partners - \$150/hr associates; not to exceed \$95,000
Term: 3/1/20 - 2/29/21

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

A Motion was made by Councilwoman Sadrakula, seconded by Councilwoman Pino and failed on roll call vote to table Resolution R084-20.

R084-20 Resolution Awarding Contract to DeCotiis, FitzPatrick, Cole & Giblin, LLP for Labor Counsel Services for the Term March 1, 2020 Thru February 28, 2021

RESOLUTION AWARDING CONTRACT TO DE COTIIS, FITZ PATRICK, COLE & GIBLIN, LLP FOR LABOR COUNSEL SERVICES FOR THE TERM MARCH 1, 2020 THRU FEBRUARY 29, 2021

WHEREAS, the City of Clifton requires the services of Labor Counsel to perform certain legal services for the City of Clifton; and

WHEREAS, the firm of DeCotiis, FitzPatrick & Cole, LLP, of Teaneck, NJ, has been performing said services for the City of Clifton in a satisfactory manner, and the Mayor and Municipal Council wish to award a contract therefor for a period of one year commencing March 1, 2020 and ending February 29, 2021, at a fee of \$175/hr for partners and \$150/hr for associates, not to exceed \$95,000.00 for the term of the contract; and

WHEREAS, any fee in excess of \$95,000.00 for the contract term shall require 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, the award is of a non-fair and open contract in accordance with N.J.S.A 19:44-A-20.5; and

WHEREAS, the estimated value of the contract is expected to be in excess of \$17,500.00, and the duration of the contract is until the services are completed; 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 and the Chief Financial Officer has endorsed a Certification of Funds hereon;

NOW, THEREFORE, BE IT RESOLVED, that:

1. A contract for professional labor counsel services is awarded to DeCotiis, FitzPatrick, Cole & Giblin, LLP, for the term commencing March 1, 2020 and ending February 29, 2021, at a fee of \$175/hr for partners and \$150/hr for associates, not to exceed \$95,000.00 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 agreement in question shall be placed on file and made available for public inspection in the City Clerk's Office of the City of Clifton.
5. The following short notice be printed once in a legal newspaper of the City of Clifton:

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Awarded to: DeCotiis, FitzPatrick, Cole & Giblin, LLP, Paramus, NJ
Services: Labor Counsel Services
Amount: \$175/hr partners - \$150/hr associates; not to exceed \$95,000
Term: 3/1/20 - 2/29/21

(2-3-0-2) Councilman Eagler, Councilman Grabowski and Mayor Anzaldi voted aye. Councilwoman Sadrakula and Councilwoman Pino voted nay. Councilman Gibson and Councilwoman Murphy were absent.

City Clerk, Nancy Ferrigno contacted Councilwoman Murphy by phone to vote on Resolution R084-20.

A Motion was made by Councilman Eagler, seconded by Councilman Grabowski and passed on roll call vote to award labor counsel services contract to DeCotiis, FitzPatrick, Cole & Giblin, LLP.

R084-20 Resolution Awarding Contract to DeCotiis, FitzPatrick, Cole & Giblin, LLP for Labor Counsel Services for the Term March 1, 2020 Thru February 28, 2021

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THRU FEBRUARY 29, 2021**

WHEREAS, the City of Clifton requires the services of Labor Counsel to perform certain legal services for the City of Clifton; and

WHEREAS, the firm of DeCotiis, FitzPatrick & Cole, LLP, of Teaneck, NJ, has been performing said services for the City of Clifton in a satisfactory manner, and the Mayor and Municipal Council wish to award a contract therefor for a period of one year commencing March 1, 2020 and ending February 29, 2021, at a fee of \$175/hr for partners and \$150/hr for associates, not to exceed \$95,000.00 for the term of the contract; and

WHEREAS, any fee in excess of \$95,000.00 for the contract term shall require 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, the award is of a non-fair and open contract in accordance with N.J.S.A 19:44-A-20.5; and

WHEREAS, the estimated value of the contract is expected to be in excess of \$17,500.00, and the duration of the contract is until the services are completed; 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 and the Chief Financial Officer has endorsed a Certification of Funds hereon;

NOW, THEREFORE, BE IT RESOLVED, that:

1. A contract for professional labor counsel services is awarded to DeCotiis, FitzPatrick, Cole & Giblin, LLP, for the term commencing March 1, 2020 and ending February 29, 2021, at a fee of \$175/hr for partners and \$150/hr for associates, not to exceed \$95,000.00 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 agreement in question shall be placed on file and made available for public inspection in the City Clerk's Office of the City of Clifton.
5. The following short notice be printed once in a legal newspaper of the City of Clifton:

**CITY OF CLIFTON
NOTICE OF CONTRACT AWARDED**

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

Awarded to: DeCotiis, FitzPatrick, Cole & Giblin, LLP, Paramus, NJ
Services: Labor Counsel Services
Amount: \$175/hr partners - \$150/hr associates; not to exceed \$95,000
Term: 3/1/20 - 2/29/21

(4-1-1-1) Councilman Eagler, Councilman Grabowski, Councilwoman Murphy and Mayor Anzaldi voted aye. Councilwoman Sadrakula voted nay, Councilwoman Pino abstained and Councilman Gibson was absent.

RESOLUTIONS

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

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

R078-20 Resolution: Approve Claims List Resolution for the City Council Meeting of February 18, 2020:

**RESOLUTION TO APPROVE CLAIMS TO BE PAID
MEETING OF FEBRUARY 18, 2020**

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

Current Fund	\$19,422,384.28
Grant Fund	\$ 11,474.98
General Capital Fund	\$ 28,298.61
Sewer Utility -Operating	\$ 1,833,371.20
Sewer Utility-Capital	\$ 33,658.78
Developers Escrow	
Dog Trust	\$ 2,521.70
Police Extra Duty	
Trust Other	\$ 221,573.66
Section 8 Public Housing	\$ 232,531.58
Community Development	\$ 43,000.00
COAH	
Self Insurance	\$ 537,229.72
Self Insurance 11	
Fire Dedicated Penalties	
Revolving Loan Fund	
Tax Title Lien Redemption	
Unemployment Trust Fund	\$ 4,255.67
Library	
General Liability Trust	\$ 1,166,222.05
Workers Compensation Trust	\$ 140,485.27
Federal DOJ Forfeiture	
 TOTAL CLAIMS	 \$23,677,007.50

R079-20 Resolution Authorizing the Issuance of Change Order No. 1 - Bonsal Preserve Sewer Improvements

**RESOLUTION AUTHORIZING THE ISSUANCE OF
CHANGE ORDER NO. 1
BONSAL PRESERVE SEWER IMPROVEMENTS**

WHEREAS, on December 6, 2016, the City of Clifton adopted Resolution R605-16 awarding a contract to NORTHEAST REMSCO CONSTRUCTION of FARMINGDALE, NJ, for the performance of certain public work and the furnishing of material, labor and equipment for BONSAL PRESERVE SEWER IMPROVEMENTS in the amount of \$4,985,000.00; and

February 18, 2020

WHEREAS, regulations, adopted by the Local Finance Board of the State of New Jersey, and dealing with “Contract Change Order” open-end contracts, etc., became effective on April 15, 1977; and

WHEREAS, the City Engineer has requested that a Change Order be made to the contract awarded to NORTHEAST REMSCO CONSTRUCTION, in the amount of \$441,932.00 a 8.87% Increase as authorized by Resolution said being necessary for the proper completion of the project job; and

WHEREAS, the City of Clifton desires to comply with said regulations, and to the end herewith files with the Governing Body a report of the Engineering Department stating the facts involved and indicating that the proposed contract Change Order is necessary and should be approved and allowed; and

WHEREAS, the Chief Financial Officer has certified the availability of sufficient funds for the amendatory change for which authorization is requested in the amount of \$441,932.00 a 8.87% INCREASE;

WHEREAS, the total contract amount is now \$5,426,932.00

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the City of Clifton that the said amendatory Change Order be and the same is hereby ratified and payment therefore is hereby approved.

R080-20 Resolution Awarding Software Maintenance Contract for the City of Clifton 911 System (Police Department)

RESOLUTION AWARDING SOFTWARE MAINTENANCE CONTRACT FOR THE CITY OF CLIFTON 9-1-1 SYSTEM (POLICE DEPARTMENT)

WHEREAS, pursuant to Resolution R-8, adopted August 8, 2012, the Mayor and Council authorized the purchase of a 9-1-1 System from Spok, Inc. (formerly Amcom Software); and,

WHEREAS, the hardware/software as provided by Spok, Inc. is proprietary in nature, and as such the procurement of ongoing maintenance for the same is bid exempt, pursuant to N.J.S.A. 40A:11-5(dd); and,

WHEREAS, Spok Inc.’s invoice includes the cost of Support and Maintenance of the City’s 9-1-1 System for a total of \$37,032.43 for one (1) year; 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 Spok, Inc., and is incorporated into the contract awarded hereby, along with the Determination of Value; and,

WHEREAS, the value of the contract is determined to be not to exceed \$37,032.43, and the duration of the contract is for one (1) year; and,

NOW, THEREFORE, BE IT RESOLVED, that the non-fair and open contract for Annual Maintenance and Support of the 9-1-1 System be awarded to Spok, Inc., 6850 Versar Center, Ste. 420, Springfield VA 22151, for the total not to exceed amount of \$37,032.43; 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.

R081-20 Resolution of Notice of Intent to Award Contract Under the OMNIA Partners National Cooperative Agreement for HVAC Products, Installation, Services and Related Products and Services

**RESOLUTION OF NOTICE OF INTENT TO AWARD CONTRACT
UNDER THE OMNIA PARTNERS NATIONAL COOPERATIVE AGREEMENT FOR
HVAC PRODUCTS, INSTALLATION, SERVICES AND RELATED PRODUCTS AND
SERVICES**

WHEREAS, the City of Clifton is allowed to participate in inter local purchasing systems per N.J.S.A. 52:34-6.2 (b) P.L. 2011, c.139 which was enacted into law permitting agencies to utilize cooperative purchasing agreements with other states: and

WHEREAS, the City of Clifton is a member of Omnia Partners (formerly US Communities) national cooperative as the City of Clifton, was authorized by Resolution R275-18, to participate as a member of the above Omnia Partners national cooperative, on June 19, 2018, and as such, the City may by resolution advertise its intent and subsequently award a contract, in accordance with N.J.S.A. 52:34-6.2, and LFN 2012-10; and,

WHEREAS, the City of Clifton intends to participate in Omnia Partners national cooperative for HVAC products, installation, services and related products and services pursuant to USC15-JLP-023; and

WHEREAS, information regarding the contract may be found on Omnia Partners website at <https://www.omniapartners.com/publicsector/contracts/supplier-contracts/trane> ; and

WHEREAS, the current contract term for HVAC products, installation, services and related products and services expires on September 30, 2022; and

WHEREAS, it is the intent of the City of Clifton to award a contract to Trane Rental Services, 19 Chapin Road, Bldg. B, Suite 200, Pine Brook, NJ 07058, pursuant to the proposal submitted in response to US Communities/Omnia Partner’s Notice to Bidders Titled “HVAC Products, Installation, Services and Related Products and Services” and Contract Award No # USC 15-JLP-023 for rental of 25 Ton Voyager DX, a 460 Volt air conditioning unit for applicable 2020 seasons; and,

NOW, THERFORE **BE IT RESOLVED**, that the City of Clifton authorizes the Purchasing Agent to advertise the Notice of Intent to Award Contract under a National Cooperative Purchasing Agreement with a comment period ending March 6, 2020.
Comment Period ends: March 6, 2020

R082-20 Resolution Authorizing Contract Extension for Preventative Maintenance and Emergency Repair for Fire Apparatus Option Year 2

**RESOLUTION AUTHORIZING CONTRACT EXTENSION FOR
PREVENTATIVE MAINTENANCE AND EMERGENCY REPAIR
FOR FIRE APPARATUS OPTION YEAR 2**

WHEREAS, on April 17, 2018, the governing body approved Resolution (R153-18) titled “Resolution Awarding Contract for Preventative Maintenance and Emergency Repair for Fire Apparatus”; and

February 18, 2020

WHEREAS, the City's current contract with Fire and Safety Services Preventative Maintenance and Emergency Repair for Fire Apparatus will expire on April 30, 2020; and

WHEREAS, the City of Clifton has the option to renew said contract for two one-year extensions in accordance with bids received on April 05, 2018; and

WHEREAS, Fire and Safety Services are doing the Maintenance at the following rates:

1. Repair (emergency and/or non-emergency)
 - a. Labor Hourly Rate = \$80.00 per hour
2. Annual Preventative Maintenance Chassis Service
 - a. \$1,425.00 per apparatus
3. Annual Pump Service/Maintenance – Seagraves
 - a. \$425.00 per apparatus
4. Annual Pump Service/Maintenance – Pierce
 - a. \$425.00 per apparatus
5. Annual Aerial Ladder Preventative Maintenance Services – Seagraves
 - a. \$2,400.00 per apparatus
6. Annual Aerial Ladder Preventative Maintenance Services – Pierce
 - a. \$2,400.00 per apparatus
7. Percentage Markup for parts above Dealer's Cost
 - a. 20%

NOW, THEREFORE, BE IT RESOLVED, that the contract for the Preventative Maintenance and Emergency Repair for Fire Apparatus hereby be extended for Option Year 2 to Fire and Safety Services, 200 Ryan Street, South Plainfield, NJ 07080, which contract shall not exceed \$80,000 for the contract term. The term of option year 2 contract shall commence on May 1, 2020 and end on April 30, 2021.

NOW, BE IT FURTHER RESOLVED, that the Mayor and City Clerk are authorized and directed to execute such contract extension, upon approval by the Law Department; and

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

R083-20 Resolution Authorizing Entry into and Execution of a Service Agreement with Bergen Risk Managers, Inc. for Administration of Liability Self-Insurance Program Claims for Period 3/1/20 - 2/28/21

RESOLUTION AUTHORIZING ENTRY INTO AND EXECUTION OF A SERVICE AGREEMENT WITH BERGEN RISK MANAGERS, INC. FOR ADMINISTRATION OF LIABILITY SELF-INSURANCE PROGRAM CLAIMS FOR PERIOD 3/1/20 - 2/28/21

WHEREAS, the City of Clifton requires services for the administration of liability self-insurance claims for the period March 1, 2020 thru February 28, 2021; and

WHEREAS, after soliciting proposals through the City's broker of record, the Municipal Council wishes to award a renewal contract to Bergen Risk Managers, Inc. for the provision of said services, in accordance with its proposal dated February 11, 2020, which provides the best and most cost effective service for the City; and

WHEREAS, the subject matter is below the bid threshold and may be awarded without public advertising for bids and bidding; 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 therefore, the Business Entity Disclosure Certification has been received from the contractor and is incorporated into the contract awarded hereby, along with the Determination of Value; and

WHEREAS, the estimated value of the contract is determined to be \$29,280.00, and the duration of the contract is for a period of one (1) year; and

NOW, THEREFORE, BE IT RESOLVED, that a contract for liability self-insurance claims service administration, for the period March 1, 2020 thru February 28, 2021, is hereby awarded to Bergen Risk Managers, Inc. in accordance with its proposal dated February 11, 2020, for a price of \$29,280.00; 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.

R085-20 Resolution Authorizing and Ratifying the Retention of Tate Grossman Kelly & Iaccarino, LLP and the Institution of Litigation Related to In Re: National Prescription Opiate Litigation, Case No. 1:17-MD-2804

RESOLUTION AUTHORIZING AND RATIFYING THE RETENTION OF TATE GROSSMAN KELLY & IACCARINO, LLP AND THE INSTITUTION OF LITIGATION RELATED TO IN RE: NATIONAL PRESCRIPTION OPIATE LITIGATION, CASE NO. 1:17-MD-2804

WHEREAS, City of Clifton requires the services of opioid litigation counsel and the institution of litigation related to Case No. 1:17-MD-2804, specifically City of Clifton, New Jersey vs McKesson Corporation, et.als. United States District Court Northern District of Ohio Eastern Division Civil Action No. 1:19-op-46079; and

WHEREAS, the Tate Grossman Kelly & Iaccarino, LLP firm is agreeable to providing said opioid litigation counsel services on a contingency fee of 25% of all gross amounts recovered plus disbursements under the terms of their retainer agreement; 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 unknown and could be in excess of \$17,500.00 and the duration of the contract is until completion of the litigation; and

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

WHEREAS, this Governing Body wishes to retain the firm of Tate Grossman Kelly & Iaccarino, LLP in accordance with the retainer agreement; and

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the City of Clifton that the retention of the law firm of Tate Grossman Kelly & Iaccarino, LLP of West Islip, NY for representation in the matter of opioid litigation and the institution of litigation related to Case No. 1:17-MD-2804, specifically City of Clifton, New Jersey vs McKesson Corporation, et.als. United States District Court Northern District of Ohio Eastern Division Civil Action No. 1:19-op-46079 be and hereby are authorized and ratified.

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

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

BE IT FURTHER RESOLVED, that the following short notice be printed once in a legal newspaper of the City of Clifton:

**CITY OF CLIFTON
NOTICE OF CONTRACT AWARDED**

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

Awarded to: Tate Grossman Kelly & Iaccarino, LLP of West Islip, NJ
Services: Litigation Counsel Services
Project: In the matter of In re: National Prescription Opiate
Litigation, Case No. 1:17-MD-2804 and Case No.: 1:19-op- 46076
Amount: Contingency fee of 25% plus disbursements
Term: Until completion of the litigation

R086-20 Resolution Authorizing Renewal of Transient Merchant & Pawnbroker Shop License - Morre Lyons

**RESOLUTION AUTHORIZING TRANSIENT MERCHANT AND PAWNBROKER
SHOP LICENSE RENEWAL**

WHEREAS, the Mayor and Council of the City of Clifton, County of Passaic, State of New Jersey are in receipt of a Transient Merchant and Pawnbroker Shop License Renewal from Morre-Lyons Jewelers, 1354 Clifton Avenue, Clifton; and

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

WHEREAS, all inspections have been completed by the 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 Transient Merchants and Pawnbrokers License for Morre-Lyons Jewelers, 1354 Clifton Avenue, Clifton, NJ 07012, be and is hereby granted.

R087-20 Resolution Authorizing the Renewal of Games of Skill Operator Licenses

**RESOLUTION AUTHORIZING GAMES OF SKILL OPERATOR LICENSE
RENEWALS**

WHEREAS, the Mayor and Council of the City of Clifton, County of Passaic, State of New Jersey are in receipt of Games of Skill Operator License Renewals from businesses listed below; and

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

WHEREAS, all inspections have been completed by the Zoning and Police Departments;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Clifton, County of Passaic, and State of New Jersey that approval for the renewal of Games of Skill Operator License to the businesses listed below be and is hereby granted:

Disabled American Veterans	315 Hazel Street
Clif Tavern	605 Clifton Avenue
Italian American Family Assoc.	282 Parker Avenue
Public House 46	1081 Route 46

R088-20 Resolution for Reappointment of Member of the Alcoholic Beverage Control Board

RESOLUTION FOR RE-APPOINTMENT OF MEMBER OF THE ALCOHOLIC BEVERAGE CONTROL BOARD

WHEREAS, the Mayor and Council of the City of Clifton, County of Passaic, State of New Jersey are in receipt of a re-appointment form from the secretary of the Alcoholic Beverage Control Board recommending re-appointment of Thomas J. Garretson; and

WHEREAS, said member’s term will expire on March 25, 2020; and

WHEREAS, said member is being re-appointed to the ABC Board for a term of three years commencing March 26, 2020 through March 25, 2023;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Municipal Council of the City of Clifton, County of Passaic, State of New Jersey that Thomas J. Garretson be and is hereby re-appointed to the Alcoholic Beverage Control Board for a three year term, commencing on March 26, 2020 through March 25, 2023.

R089-20 Resolution Authorizing the Cancellation and Refund a Portion of the 2019 Second Quarter Taxes, Third Quarter Taxes, Fourth Quarter Taxes and the 2020 First Quarter Taxes for Block 37.04, Lot 24, 22 Milton Avenue Owned by Disabled Veteran

RESOLUTION AUTHORIZING THE CANCELLATION AND REFUND OF A PORTION OF THE 2019 SECOND QUARTER TAXES, THIRD QUARTER TAXES, FOURTH QUARTER TAXES AND THE 2020 FIRST QUARTER TAXES FOR BLOCK 37.04, LOT 24, 22 MILTON AVENUE OWNED BY DISABLED VETERAN

WHEREAS, the Tax Assessor has confirmed that Carlos Santana, the owner of a residence located at Block 37.04, Lot 24, 22 Milton Avenue has been declared by the United States Department of Veteran Affairs to be 100% disabled as of May 23, 2019; and

WHEREAS, Carlos Santana has made application to the Tax Assessor of the City of Clifton for a property tax exemption on the subject property in accordance with the law; and

WHEREAS, by virtue of his disabled veteran exemption, Carlos Santana is entitled to the cancellation and partial refund of the 2019 second quarter, third quarter, fourth quarter and 2020 first quarter property taxes on the subject property; and

WHEREAS, the Municipal Council, having reviewed the facts and circumstances of the application, wishes to grant the application and hereby approves the tax exemption on the subject property as of May 23, 2019, and hereby authorizes the cancellation and partial refund of the 2019 second, third and fourth quarter property taxes in the amount of \$4,469.27 and a refund of the 2020 first quarter taxes in the amount of \$1,833.91 on the subject property for a total refund of \$6,303.18;

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

February 18, 2020

1. To cancel and refund a pro-rated portion of the 2019 second quarter, third quarter and fourth quarter taxes in the amount of \$4,469.27 for the period covering May 23, 2019 through December 31, 2019; and
2. To cancel and refund the 2020 first quarter taxes in the amount of \$1,833.91 for the period covering January 1, 2020 through March 31, 2020; and
3. To keep the subject property tax exempt for the totally disabled veteran for so long as he shall qualify for the exemption and for so long as the exemption is authorized by law.

R090-20 Resolution Approving Submission of an Application to the County of Passaic Open Space & Farmland Preservation Trust Fund for a Musical/Sensory Stimulation Playground at Main Memorial Park

RESOLUTION APPROVING SUBMISSION OF AN APPLICATION TO THE COUNTY OF PASSAIC OPEN SPACE & FARMLAND PRESERVATION TRUST FUND FOR A MUSICAL/SENSORY STIMULATION PLAYGROUND AT MAIN MEMORIAL PARK

WHEREAS, the Municipal Council of the City of Clifton wishes to create a Musical/Sensory Stimulation Playground at Main Memorial Park with grant assistance from the Passaic County Open Space and Farmland Preservation Trust Fund; and

WHEREAS, the City of Clifton desires to further the public interest by obtaining grant funding in the amount of \$250,000.00 from Passaic County for the aforesaid park improvement project located at Block 10.07, Lot 4, 1395 Main Avenue, Clifton, NJ 07011; and

WHEREAS, a public hearing was held on February 18, 2020 in order to afford the public an opportunity to be heard on this matter;

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the City of Clifton, that Dominick Villano, City Manager, or his successor in office, is hereby authorized to:

- a) Make application for such a loan and or/grant;
- b) Provide additional application information and furnish such documents as may be required; and
- c) Act as the authorized correspondent.

R091-20 Resolution Approving Submission of an Application to the County of Passaic Open Space & Farmland Preservation Trust Fund for Construction of a Pickleball Complex at Dunney Park

RESOLUTION APPROVING SUBMISSION OF AN APPLICATION TO THE COUNTY OF PASSAIC OPEN SPACE & FARMLAND PRESERVATION TRUST FUND FOR CONSTRUCTION OF A PICKLEBALL COMPLEX AT DUNNEY PARK

WHEREAS, the Municipal Council of the City of Clifton wishes to construct a pickleball complex at Dunney Park with grant assistance from the Passaic County Open Space and Farmland Preservation Trust Fund; and

WHEREAS, the City of Clifton desires to further the public interest by obtaining grant funding in the amount of \$250,000.00 from Passaic County for the aforesaid park improvement project located at Block 59.10, Lot 28, 82 Cherry Street, Clifton, NJ 07014; and

WHEREAS, a public hearing was held on February 18, 2020 in order to afford the public an opportunity to be heard on this matter;

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the City of Clifton, that Dominick Villano, City Manager, or his successor in office, is hereby authorized to:

- a) Make application for such a loan and or/grant;
- b) Provide additional application information and furnish such documents as may be required;
- and
- c) Act as the authorized correspondent.

R092-20 Resolution of Congratulations to the Fighting Mustangs 2019 Varsity Soccer Team

RESOLUTION OF CONGRATULATIONS TO THE FIGHTING MUSTANGS 2019 VARSITY SOCCER TEAM

WHEREAS, the Fighting Mustangs 2019 Varsity Soccer Team have had many accomplishments during the 2019 season. They are as follows:

- Big North Conference Champions
- Passaic County Champions
- Group IV Section I State Champions
- Overall Group IV State Champions
- Star Ledger New Jersey State Top 25#1 Final Poll
- NJ.Com State Team of the Year
- Top Drawer Soccer Top 25 National Ranking #13
- One of only three North Jersey High School programs to complete undefeated seasons 22-0

WHEREAS, the team ended their season with an impressive record of 22-0; and

WHEREAS, the team roster consists of 32 dedicated players who are to be congratulated for their dedication, hard work and concerted effort:

Cesar Ortiz	Brian Quijano	Amit Rana
Kevin Salensky	Gio Chapal	Ralph Ramayoni
Dennis Aguilar	Anthony Hughes	Jonathan Diaz
Raghav Trivedi	Joey Velesquez	Eric Piwowarczyk
Juan Ugarte	Gabriel Maksymiwi	Eryk Dymora
Jacob Bartnik	Jason Suarez	Sebastian Hernandez
Amer Lukovic	Mariano Esposito	Danny Toban
Juan Carlo Vizcaino	Peter Lynch	Jacob Zybura
Brandon Azqueta	Tomas Ortega	Ryan Lyszner
Dylan Perez	Steven Ozga	Danny Agudo
Kerim Pesocan	Matteo Maccrone	

WHEREAS, this team’s accomplishments are a testimonial to the capable leadership of its director and coaches:

Tom Mullahey, Athletic Director		
Stan Lembryk, Head Coach		
Marlon Flores, Coach	Shirah Wittwer, Coach	Joe Borrajo, Coach
Frank Pajuelo, Coach	Danny Obrycki, Coach	Matt Ahumada, Coach
Michael Algieri, Coach		

WHEREAS, these young people have brought great pride to the City of Clifton, and are to be highly commended for their team effort and winning spirit;

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

FIGHTING MUSTANGS 2019 VARSITY SOCCER TEAM

for their outstanding performance, and do commend their director, coaches, and all others connected with the team for a job well done.

R093-20 Resolution of Congratulations to Jeffrey Benjamin Fay on Attainment of Eagle Scout Award

**RESOLUTION OF CONGRATULATIONS TO JEFFREY BENJAMIN FAY ON
ATTAINMENT OF EAGLE SCOUT AWARD**

WHEREAS, on Wednesday, February 19, 2020, Jeffrey Benjamin Fay will have conferred upon him the “Eagle Scout” award at an Eagle Scout Court of Honor to be held at the Allwood Community Church in Clifton; and

WHEREAS, the attainment of this high honor reflects great credit not only on Jeffrey and his family, but also on his troop, Boy Scout Troop #22, Boy Scouts of America, and the entire community; and

WHEREAS, Jeffrey is currently a senior at Passaic County Technical Institute and after graduation plans on attaining a nursing degree at William Paterson University;

NOW, THEREFORE, BE IT RESOLVED, that we, the Mayor and Members of the Municipal Council of the City of Clifton, do hereby formally note the bestowal of this distinguished award upon

JEFFREY BENJAMIN FAY

and do join with his family, many friends, and fellow scouts in extending heartfelt congratulations to him on behalf of all the citizens of Clifton; and

BE IT FURTHER RESOLVED, that this resolution be spread upon the minutes of this meeting, and a copy thereof presented to Eagle Scout JEFFREY BENJAMIN FAY.

R094-20 Late - Resolution Authorizing Request for Proposals, by Way of Competitive Contracting, for Food Concession Services at Main Memorial Field House

**RESOLUTION AUTHORIZING REQUEST FOR PROPOSALS, BY WAY OF
COMPETITIVE CONTRACTING, FOR FOOD CONCESSION SERVICES AT MAIN
MEMORIAL FIELD HOUSE**

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, for the purpose of, among others, concessions; and,

WHEREAS, the City of Clifton seeks food concession services for the Main Memorial Field House; and,

BE IT RESOLVED, by the Mayor and Municipal Council of the City of Clifton, that authorization is hereby given to solicit Request for Proposals, by way of Competitive Contracting, for Food Concession Services at Main Memorial Field House.

R095-20 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 Workers 'Compensation Claim - SC (Civilian Coordination Officer)
- CON-2 Clifton Supervisors Association (CSA) Contract Negotiations
- 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 Developer Agreement - Negotiations - Lakeview Capital Investments, LLC
- CON-6 Kester v. City of Clifton, et al
- CON-7 Legal Opinion Regarding Potential Litigation Associated with PVSC Direct Billed Users

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 18, 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 Dean's Hot Bagels

RESOLUTION FOR FINAL APPROVAL

BE IT RESOLVED, that the application of Dean's Hot Bagels, LLC t/a Dean's Hot Bagels for permission to conduct a Caterer – Continued Use for a period ending December 31, 2020 on the premises known as: 391 Piaget 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.

L-2 Season's

RESOLUTION FOR FINAL APPROVAL

BE IT RESOLVED, that the application of SSNS Express, LLC t/a Seasons Kosher for permission to conduct a Restaurant/Grocer/Bakery/Milk – Continued Use for a period ending December 31, 2020 on the premises known as: 467 Allwood Rd., Clifton, NJ 07012.

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.

L-3 Param Adult Daycare

RESOLUTION FOR PRELIMINARY APPROVAL

For: Param Health Care Service, Inc.

T/A: Param Adult Daycare

ADDRESS: 750 Bloomfield Ave., Clifton, NJ 07012

February 18, 2020

TYPE OF FOR ESTABLISHMENT INTENDED: **Restaurant – New**

FORMERLY OR NEW: New

ZONE:

PERMITTED: Yes

VARIANCE REQUIRED: No

FINAL APPROVAL WILL BE ISSUED PENDING APPROVAL OF THIS RESOLUTION.
FURTHER PROCESSING AND APPROVAL OF VARIOUS CITY DEPARTMENTS

ADJOURNMENT

Upon motion made by Councilman Grabowski, seconded by Councilman Eagler and passed on roll call vote, the meeting was adjourned at 9:21p.m.

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

Respectfully Submitted,

Nancy Ferrigno
City Clerk

James Anzaldi, Mayor