

**CLIFTON, NEW JERSEY
REGULAR MEETING MINUTES MARCH 7, 2023**

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

8:00 P.M. CALL OF ROLL

Mayor Grabowski called the meeting to order and presided, and announced that the location of exits should be noted for use in case of fire or other emergencies and 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 2023 which was published as legal advertisements in the Herald News on December 12, 2022 and was additionally advertised in the Record on December 12, 2022. Further notice of this meeting was given on Friday prior to the meeting to The Herald News and by posting of said notice on the bulletin board at City Hall and on the Clifton Website which notice stated that formal action may or may not be taken on matters to come before the Municipal Council.

Upon roll call, the following were noted present:

Councilman Gibson	(BG) (Via Zoom)
Councilman Kolodziej	(JK)
Councilman Latona	(AL)
Councilwoman Murphy	(LM)
Councilwoman Pino	(RP)
Councilwoman Sadrakula	(MS)
Mayor Grabowski	(RG)

Also present were City Manager, Dominick Villano; City Attorney, Matthew Priore; Assistant City Attorney, Andrew Oddo; City Clerk, Nancy Ferrigno and Deputy Clerk, Michele Butler.

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

Pastor Daisy Kirchofer – Crossroads Free Methodist

APPROVAL OF MINUTES

A Motion was made by Councilman Kolodziej, seconded by Councilman Latona and passed on roll call vote to approve the Regular, Workshop and Executive Session Minutes of February 21, 2023.

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

COMMUNICATIONS FROM THE CITY MANAGER

- C-1 Jovanni Guzman School Crossing Guard - Public Safety starting effective 02/16/2023 at \$16/hourly.
- C-2 Christina Thomas Clerk 1 P/T - Arts Center is starting effective 03/01/2023 at \$17.00 per hour.
- C-3 Andrew Oddo Assistant Municipal Attorney P/T - Legal Dept. starting effective 03/01/2023 at \$100,000 annually.
- C-4 Richard Lee School Crossing Guard - Public Safety starting effective 03/01/2023 at \$16/hourly.
- C-5 Robyn White Keyboarding Clerk 1 - Recreation Dept. has advanced from part time to permanent full-time status effective 03/01/2023 at \$30,500.00 annually.
- C-6 Michael Molner Recreation Aide - Recreation Dept. has advanced from temporary seasonal to permanent part time status effective 03/01/2023 at \$22/hour.

- C-7 James Goldstein Recreation Aide - Recreation Dept. has advanced from temporary seasonal to permanent part time status effective 03/01/2023 at \$15/hour.
- C-8 Denilson Bojkovic Recreation Aide - Recreation Dept. has advanced from temporary seasonal to permanent part time status effective 03/01/2023 at \$14.13/hour.
- C-9 Christopher Vargas Recreation Aide - Recreation Dept. has advanced from temporary seasonal to permanent part time status effective 03/01/2023 at \$14.80/hour.
- C-10 Paul Saavedra Recreation Aide - Recreation Dept. has advanced from temporary seasonal to permanent part time status effective 03/01/2023 at \$18.95/hour.
- C-11 Keith Kuchta Laborer 1 -Dept of Public Works has advanced from temporary seasonal to permanent full-time status effective 02/16/2023 at \$31,200.00 annually.
- C-12 Kevin Klingler Laborer 1 -Dept of Public Works has advanced from temporary seasonal to permanent full time status effective 03/01/2023 at \$31,200.00 annually.
- C-13 Burton Shoobs Recreation Aide - Recreation Dept. has advanced from temporary seasonal to permanent part time status effective 03/01/2023 at \$19.75/hour.

COMMUNICATIONS MEETING MINUTES

- C-14 Minutes of Board of Adjustment of February 15, 2023
- C-15 Minutes of Advisory Committee for Individuals with Disabilities of February 6, 2023
- C-16 Minutes of Senior Advisory Committee of February 23, 2023
- C-17 Minutes of North Jersey District Water Supply Commission of January 25, 2023
- C-18 Minutes of Board of Recreation of January 30, 2023
- C-19 Minutes of CA-TV Committee of January 25, 2023
- C-20 Minutes of Historical Commission of January 5, 2023
- C-21 Minutes of Historical Commission of February 2, 2023

SECOND READING ORDINANCES

A. Adoption of Ordinance 7797-23

B. Public Hearing on Ordinance 7797-23

Mayor Grabowski opened the floor to the public with regard to the Ordinance 7797-23

With no one wishing to be heard, a Motion was made by Councilman Kolodziej, 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 Kolodziej, 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 2 Handicapped Spaces)

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

C. Adoption of Ordinance 7798-23

D. Public Hearing on Ordinance 7798-23

Mayor Grabowski opened the floor to the public with regard to the Ordinance 7798-23

With no one wishing to be heard, a Motion was made by Councilman Kolodziej, 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 Kolodziej, 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 7 Restricted Handicapped Spaces)

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

E. Adoption of Ordinance 7799-23

F. Public Hearing on Ordinance 7799-23

Mayor Grabowski opened the floor to the public with regard to the Ordinance 7799-23

With no one wishing to be heard, a Motion was made by Councilwoman Murphy, seconded by Councilman Kolodziej 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 Councilwoman Murphy, seconded by Councilman Kolodziej 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 6 Restricted Handicapped Spaces)

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

G. Adoption of Ordinance 7800-23

H. Public Hearing on Ordinance 7800-23

Mayor Grabowski opened the floor to the public with regard to the Ordinance 7800-23

With no one wishing to be heard, a Motion was made by Councilman Kolodziej, 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 Kolodziej, 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" (Amends Handicapped Parking Placard Number)

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

I. Adoption of Ordinance 7801-23

J. Public Hearing on Ordinance 7801-23

A Motion was made by Councilwoman Murphy, seconded by Councilman Latona and passed on roll call vote to table Ordinance 7801-23.

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

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

K Adoption of Ordinance 7802-23

L. Public Hearing on Ordinance 7802-23

A Motion was made by Councilwoman Murphy, seconded by Councilman Kolodziej and passed on roll call vote to table Ordinance 7802-23.

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

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

M Adoption of Ordinance 7803-23

N. Public Hearing on Ordinance 7803-23

Mayor Grabowski opened the floor to the public with regard to the Ordinance 7803-23

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

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

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

O Adoption of Ordinance 7804-23

P. Public Hearing on Ordinance 7804-23

Mayor Grabowski opened the floor to the public with regard to the Ordinance 7804-23

With no one wishing to be heard, a Motion was made by Councilman Kolodziej, seconded by Councilman Latona 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 Kolodziej, seconded by Councilman Latona 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 IV Thereof, Entitled "Official and Employees Not Represented by a Bargaining Unit," Section 99-18 Entitled "Minimum and Maximum Salaries Fixed" (Adds Title and Compensation for Secretary, Advisory Committee on Civil Rights"

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

FIRST READING ORDINANCES

A. Introduction of Ordinance 7805-23

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 Kolodziej 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 7 Restricted Handicapped Spaces)

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 21, 2023 at 8:00 p.m. and that the City Clerk be authorized to publish said ordinance together with statutory notice as required by law.

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

B. Introduction of Ordinance 7806-23

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 Kolodziej 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 2 Restricted Handicapped Spaces)

March 7, 2023

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 21, 2023 at 8:00 p.m. and that the City Clerk be authorized to publish said ordinance together with statutory notice as required by law.

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

C. Introduction of Ordinance 7807-23

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 439-38 Thereof, Entitled "Handicapped Parking on Streets for Private Residences" (Amends Ordinance 7764-22 to Change Description of Parking Location)

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 21, 2023 at 8:00 p.m. and that the City Clerk be authorized to publish said ordinance together with statutory notice as required by law.

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

D. Introduction of Ordinance 7808-23

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 Councilman Kolodziej 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" (Amends Handicapped Parking Placard Number)

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 21, 2023 at 8:00 p.m. and that the City Clerk be authorized to publish said ordinance together with statutory notice as required by law.

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

E. Introduction of Ordinance 7809-23

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 Kolodziej and carried by roll call vote.

An Ordinance to Amend, Revise and Supplement Chapter 425 of the Code of the City of Clifton, Entitled "Official Towers", as Amended, Revised and Supplemented (Adds Application Fees and Adopts the Prevailing New Jersey State Police Rates)

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 21, 2023 at 8:00 p.m. and that the City Clerk be authorized to publish said ordinance together with statutory notice as required by law.

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

F. Introduction of Ordinance 7810-23

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 Kolodziej and carried by roll call vote.

An Ordinance to Amend, Revise and Supplement Chapter 223 of the Code of the City of Clifton, Entitled "Fees", More Particularly Article IX Thereof Entitled "Miscellaneous Fees" (Establishes Fee to Offset Costs Incurred by the City of Clifton in the Administration of Towing Services)

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 21, 2023 at 8:00 p.m. and that the City Clerk be authorized to publish said ordinance together with statutory notice as required by law.

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

CITY MANAGER PRIVILEGE

City Manager, Dominick Villano, announced that the heating issue is resolved at the Main Public Library and they will be reopening full time starting next week.

FLOOR TO MEMBERS OF THE PUBLIC

Michelle Guadet, 28 Bergen Ave., thanked City Manager, Dominick Villano, for posting a Crossing Guard on Clifton Avenue near the Passaic Arts and Science Charter School. She urged Council to approve no parking at a section of Clifton Avenue by the Charter School. Ms. Guadet stated that the portable toilets that were at Nash Park are no longer there. She invited Council to attend an upcoming school play at the Charter School.

Reverend John Rivera, Spring of Life Church, 165 Vernon Ave., urged Council to consider approving restricted parking, in the area of his church, to parishioners only during the hours of church services.

Gary Perino, 491 Mt. Prospect Ave., spoke about houses without sidewalks and signs on public property.

Henry Cholewczynski, 37 Phyllis Place, spoke about signs on public property.

Francesco Muoio, J5 The Meadows, discussed the budget, tax increases and the Covid relief fund.

Bart Ciervo, commented on a house in his neighborhood that needs cleaning and maintenance, a hole in the fence at Dunney Park and police officers using personal cell phones while on duty.

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

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

COUNCIL PRIVILEGE

Councilwoman Pino

Councilwoman Pino spoke about the construction of dog parks, repairing the fence in Dunney Park and the posting of a Crossing Guard on Clifton Avenue by the Passaic Arts and Science Charter School. She addressed Reverend Rivera, who spoke at public session, and stated that the item

regarding church parking was tabled in order for her to obtain further information to present to Council. She questioned Councilwoman Murphy about several items on the Recreation and Cable TV Committee minutes. Councilwoman Pino announced that the first meeting of the Civil Rights Committee will be held on March 16, 2023. She announced that the Clifton Theater League is presenting a presentation of “Meshuggah-Nuns”.

Councilwoman Sadrakula

Councilwoman Sadrakula questioned when the ordinance to raise fees would be introduced, crosswalk painting and her stance against raising taxes. She asked Reverend Rivera, who spoke at the public session, to clarify the letter he sent to Council asking that they authorize to prohibit the public to park in the area of his church during service hours. She spoke about newly constructed houses that do not have sidewalks and approving no parking on certain areas of Clifton Avenue. Councilwoman Sadrakula commented that the renovation of the barn on City Hall property is going well. She asked to have a discussion at the next Council meeting to talk about putting together a master plan for the future of the City Hall complex. City Manager, Dominick Villano, stated that the buildings come under his purview and he needs the extra space for expanding departments. Councilwoman Sadrakula discussed having Zoom links to Committee meetings for the public.

Councilwoman Sadrakula left the dais at 8:59 p.m.

Councilman Gibson

Councilman Gibson thanked everyone that reached out to him and his family during a recent illness. He discussed the renovations of the bathrooms at Nash Park.

Councilwoman Sadrakula returned to the dais at 9:04 p.m.

Councilman Gibson asked that the gate at Dunney Park be repaired quickly. He commended the DPW on the road cleanup during a recent snowfall.

Councilman Kolodziej

Councilman Kolodziej announced that vegetative waste collection will start on March 22. He gave a synopsis of what was discussed at the Cable TV committee meeting. Councilman Kolodziej spoke about the Open Public Meetings Act as it pertains to Zoom Meetings. He commented that matching a grant for \$300k to restore the Barn on City Hall property is well worth the investment to preserve the City’s history.

A Motion was made by Councilman Kolodziej, seconded by Councilman Latona to allow signs to be posted on public property on the days of resident’s yard sales.

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

City Manager, Dominick Villano asked that a discussion item be put on the next meeting agenda to discuss allowing the posting of signs on public property.

A Motion was made by Councilman Kolodziej, seconded by Councilman Latona to rescind the Motion to allow residents to post signs on public property during the days they are having garage sales.

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

A Motion was made by Councilman Kolodziej, seconded by Councilman Latona and passed on roll call vote to allow parking on the east side of Kowal Street where the lines are currently painted.

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

Councilman Latona

Councilman Latona spoke about a recent seminar he attended for newly elected officials. He commented on grant money, bidding, Requests for Proposals, fair bidding, transparency, budgets, shared services, safe work environments, instituting performance reviews for employees and painting of crosswalks. Councilman Latona mentioned that he had gone on the Town of Oradell, NJ’s website and felt that it was very well put together. He suggested that Administration look at the site for ways to improve how Clifton’s website is organized.

Councilwoman Murphy

Councilwoman Murphy remarked that the posting of the Crossing Guard on Clifton Avenue was much needed. She agreed that the fence in Dunney Park needs to be repaired as soon as possible. Councilwoman Murphy thanked Gary Perino and Colleen Murray for the donations for the less fortunate. She read Recreation News. Councilwoman Murphy asked Councilwoman Pino, when inquiring about minutes of her designated committees, to please give a heads up before the Council meeting so she can be prepared. She also asked Councilwoman Pino to share any information she obtains regarding the request for restricting parking at the Spring of Life Church to the entire Council.

Mayor Grabowski

Mayor Grabowski commented on social media posts that are meant to hurt people and should be stopped. He asked if an Emergency Order could be issued for the house on Delawanna Avenue that needs to have garbage removed. City Manager, Dominick Villano, stated that an Emergency Order was already issued. Mayor Grabowski agreed that the fence in Dunney Park needs to be repaired as soon as possible. He announced that the Beautification Committee met and thanked Janet Lapczynski, DPW, for obtaining a grant for tree plantings. Mayor Anzaldi spoke about litter and the responsibility of all residents to keep the City clean.

RESOLUTIONS VOTED ON SEPERATELY

A Motion was made by Councilwoman Murphy, seconded by Councilman Latona and passed on roll call to vote on the following resolutions separately:

R128-23 Resolution: Approve Claims List Resolution for the March 7, 2023, City Council Meeting

**RESOLUTION TO APPROVE CLAIMS TO BE PAID
MEETING OF MARCH 7, 2023**

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

Current Fund	\$12,450,401.14
Grant Fund	\$317,627.03
General Capital Fund	\$756,121.73
Sewer Utility -Operating	\$3,968.53
Sewer Utility-Capital	\$5,593.75
Developers Escrow	\$190.00
Dog Trust	\$798.00
Police Extra Duty	
Trust Other	\$76,592.45
Section 8 Public Housing	\$1,233.72
Community Development	\$100,560.60
COAH	
Self Insurance	\$899,534.51
Fire Dedicated Penalties	
Revolving Loan Fund	
Tax Title Lien Redemption	
Unemployment Trust Fund	
Library	\$30,600.81
General Liability Trust	\$170,493.28

Workers Compensation Trust	\$6,995.25
Federal DOJ Forfeiture	
TOTAL CLAIMS	\$14,820,710.80

R152-23 Resolution Authorizing Appointments to the Civil Rights Committee

RESOLUTION FOR APPOINTMENT TO THE CIVIL RIGHTS COMMITTEE

WHEREAS, the Mayor and Council of the City of Clifton, County of Passaic, State of New Jersey are in receipt of an applications residents who are interested in becoming Members of the Civil Rights Committee;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Municipal Council of the City of Clifton, County of Passaic, State of New Jersey that the following residents are hereby appointed to the sections of the City listed below commencing this date for a term of two years to December 31, 2024:

Albion	Neha Sha – AT LARGE	Sharif Nealy – AT LARGE
Allwood	Michael Mitchell	Jeff Hoey – Alt.
Athenia	Lisa Carroll	Raquel Celi – Alt.
Botany/East Clifton	Stephen Aggi-Monge	
Clifton Center/ Middle Village	David Hood	Tova Felder – Alt.
Delawanna	Ben Schwartz	David P. Joseph
Dutch Hill	Tricia Hibbert – AT LARGE	
Greglawn	Maria Ramirez – AT LARGE	
Hazel	Kim Castellano – AT LARGE	
Knollwood	Aliza Bloom – AT LARGE	
Lakeview	Anthony Santiago	Cameron Hebron – AT LARGE
Maple Valley	Alias Ragsdale	
Montclair Heights	Dwight Hernandez	Fahim Abedrabbo-Alt.
Oakridge	Nathan Falvo – AT LARGE	
Richfield	Gina Scaduto-Zhitnick	Latasha Casterlow-Lalla
Rosemawr	Tamra Ackerman	

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

RESOLUTIONS

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

R129-23 Resolution - 2023 Temporary Budget Increase for Municipal Budget

2023 TEMPORARY BUDGET

WHEREAS, N.J.S.A. 40A:4-19 authorizes temporary appropriations to provide for the period between the beginning of the budget year and the adoption of the budget, where contracts, commitments or payments are to be made prior to the adoption of the budget for any fiscal year; and,

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

NOW, THEREFORE, BE IT RESOLVED, that the Temporary Appropriations Amendments are hereby authorized to provide for contracts, commitments, and payments prior to the adoption of the 2023 Municipal Budget as follows:

<u>Department</u>	<u>Department Code</u>	<u>Amount</u>
Local Public Health Infrastructure Grant (10/22 to 06/23)	01-201-41-744-323	\$ 698,834.00
Total Temporary Budget Increase:		<u>\$ 698,834.00</u>

R130-23 Resolution - Certification of Smith-Sondy Construction Company Change Order

**CERTIFICATION OF SMITH-SONDY ASPHALT CONSTRUCTION CO.
2021 ROAD RESURFACING PROGRAM
CHANGE ORDER #1
RESOLUTION**

WHEREAS, at the February 21, 2023, the City Council approved the Change Order #1 of Smith-Sondy Asphalt Construction Co. for the 2021 Road Resurfacing Program on Resolution Number R107-23; and

WHEREAS, the total cost of this Change Order is \$506,290.41 and required to be certified by the Chief Financial Officer as to the availability of fund prior to being approved; and

WHEREAS, funds are available in the following Capital Account for this Change Order #1:
04-215-55-971-401 - \$506,290.41

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of the City of Clifton, County of Passaic, State of New Jersey, that the Certification of Funds be made part of this approval.

R131-23 Resolution Authorizing the Issuance of Change Order No. 1 and Final - Randolph Avenue Sanitary Sewer Lining (HUD-CD)

**RESOLUTION AUTHORIZING THE ISSUANCE OF
CHANGE ORDER NO. 1 AND FINAL
RANDOLPH AVENUE SANITARY SEWER LINING (HUD-CD)**

WHEREAS, on September 6, 2022, the City of Clifton adopted Resolution R414-22 awarding a contract to **EN-TECH INFRASTRUCTURE LLC** of CLOSTER, NJ, for the performance of certain public work and the furnishing of material, labor and equipment for **RANDOLPH AVENUE SANITARY SEWER LINING (HUD-CD)** in the amount of \$205,800.00; and

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 **EN- TECH INFRASTRUCTURE LLC**, in the amount of \$41,117.25 a 19.98% 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 \$41,117.25 a 19.98% INCREASE;

WHEREAS, the total contract amount is now \$246,917.25.

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.

R132-23 Resolution Authorizing Final Payment - Randolph Avenue Sanitary Sewer Lining (HUD-CD) En-Tech Infrastructure LLC

**RESOLUTION AUTHORIZING FINAL PAYMENT
RANDOLPH AVENUE SANITARY SEWER LINING (HUD-CD)
EN-TECH INFRASTRUCTURE LLC**

WHEREAS, EN-TECH INFRASTRUCTURE LLC of Closter, New Jersey, did complete **RANDOLPH AVENUE SANITARY SEWER LINING (HUD-CD)** project in and for the City of Clifton for the total amount of \$246,917.25 and previous payments on account of said total have been paid in the amount of. \$ 0.00

Leaving this FINAL PAYMENT of..... \$246,917.25

WHEREAS, said work was authorized by contract duly awarded at a regular meeting of the Governing Body of the City of Clifton; and

WHEREAS, the Contractor has posted a Maintenance Bond, for a period of two years, in the amount of **\$24,691.73**; and

WHEREAS, the City Engineer has inspected the work done and has determined that said work has been properly done and completed, to the best of his knowledge, in accordance with the terms and provisions of the contract as amended, if amended, and hereby recommends that the said work be accepted;

NOW, THEREFORE, BE IT RESOLVED, that the City of Clifton does hereby formally accept the work as shown as completed in this resolution and contract.

NOW BE IT FURTHER RESOLVED that the Chief Financial Officer be and he is authorized and directed to include the said claim totaling **\$246,917.25** on the claim list.

R133-23 Resolution Authorizing the Issuance of Change Order No. 1 and Final 2021 HUD-CD Street Improvements

**RESOLUTION AUTHORIZING THE ISSUANCE OF
CHANGE ORDER NO. 1 AND FINAL
2021 HUD-CD STREET IMPROVEMENTS**

WHEREAS, on June 1, 2021, the City of Clifton adopted Resolution R277-21 awarding a contract to **FRANK MACCHIONE CONSTRUCTION** of ROCHELLE PARK, NJ, for the performance of certain public work and the furnishing of material, labor and equipment for **2021 HUD-CD STREET IMPROVEMENTS** in the amount of \$538,808.70; and

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 **FRANK MACCHIONE CONSTRUCTION**, in the amount of \$114,245.17 a

21.20% Decrease 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 is not required to certify the availability of sufficient funds for the amendatory change for which authorization is requested in the amount of \$114,245.17 a 21.20% DECREASE;

WHEREAS, the total contract amount is now \$424,563.53.

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.

R134-23 Resolution Authorizing Final Payment - 2021 HUD-CD Street Improvements - Frank Macchione Construction

**RESOLUTION AUTHORIZING FINAL PAYMENT
2021 HUD-CD STREET IMPROVEMENTS
FRANK MACCHIONE CONSTRUCTION**

WHEREAS, FRANK MACCHIONE CONSTRUCTION of Rochelle Park, New Jersey, did complete **2021 HUD-CD STREET IMPROVEMENTS** project in and for the City of Clifton for the total amount of \$424,563.53 and previous payments on account of said total have been paid in the amount of. \$367,029.14

Leaving this FINAL PAYMENT
of..... \$ 57,534.39

WHEREAS, said work was authorized by contract duly awarded at a regular meeting of the Governing Body of the City of Clifton; and

WHEREAS, the Contractor has posted a Maintenance Bond, for a period of two years, in the amount of **\$42,456.35**; and

WHEREAS, the City Engineer has inspected the work done and has determined that said work has been properly done and completed, to the best of his knowledge, in accordance with the terms and provisions of the contract as amended, if amended, and hereby recommends that the said work be accepted;

NOW, THEREFORE, BE IT RESOLVED, that the City of Clifton does hereby formally accept the work as shown as completed in this resolution and contract.

NOW BE IT FURTHER RESOLVED that the Chief Financial Officer be and he is authorized and directed to include the said claim totaling **\$57,534.39** on the claim list.

R135-23 Resolution Authorizing the Issuance of Change Order No. 1 and Final Bonsal Preserve Landscape Restoration Improvements

**RESOLUTION AUTHORIZING THE ISSUANCE OF
CHANGE ORDER NO. 3 AND FINAL
2020 BRIGHTON RD AND PHYLLIS PL AREA IMPROVEMENTS (NJDOT) FRANK
MACCHIONE CONSTRUCTION**

WHEREAS, on August 17, 2021, the City of Clifton adopted Resolution R-370-21 awarding a contract to **FRANK MACCHIONE CONSTRUCTION** of **ROCHELLE PARK, NEW**

JERSEY, for the performance of certain public work and the furnishing of material, labor and equipment for the 2020 BRIGHTON RD AND PHYLLIS PL AREA IMPROVEMENTS (NJDOT) in the amount of \$1,212,249.93; and

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, on November 15, 2021, the City of Clifton adopted Resolution R547-21 authorizing a Change Order be made to the contract awarded to **FRANK MACCHIONE CONSTRUCTION**, in the amount of \$91,518.05 a 7.55% Increase; and

WHEREAS, on May 4, 2022, the City of Clifton adopted Resolution R221-22 authorizing a Change Order be made to the contract awarded to **FRANK MACCHIONE CONSTRUCTION**, in the amount of \$2,500.00 a 0.21% Increase; and

WHEREAS, the City Engineer has requested that a third and final Change Order be made to the contract awarded to **FRANK MACCHIONE CONSTRUCTION**, in the amount of \$6,784.09 a 0.56% Decrease 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 is not required to certify the availability of sufficient funds for the amendatory change for which authorization is requested in the amount of \$6,784.09 a 0.56% DECREASE;

WHEREAS, the total contract amount is now \$1,299,483.89.

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.

R136-23 Resolution Authorizing Final Payment - Bonsal Preserve Landscape Restoration Improvements - Clarke Moynihan Landscaping

**RESOLUTION AUTHORIZING FINAL PAYMENT
BONSAL PRESERVE LANDSCAPE RESTORATION IMPROVEMENTS
CLARKE MOYNIHAN LANDSCAPING**

WHEREAS, **CLARKE MOYNIHAN LANDSCAPING** of Andover, New Jersey, did complete **BONSAL PRESERVE LANDSCAPE RESTORATION IMPROVEMENTS** project in and for the City of Clifton for the total amount of \$224,460.35 and previous payments on account of said total have been paid in the amount of \$209,738.96

Leaving this FINAL PAYMENT
of..... \$ 14,721.39

WHEREAS, said work was authorized by contract duly awarded at a regular meeting of the Governing Body of the City of Clifton; and

WHEREAS, the Contractor has posted a Maintenance Bond, for a period of two years, in the amount of **\$22,446.04**; and

WHEREAS, the City Engineer has inspected the work done and has determined that said work has been properly done and completed, to the best of his knowledge, in accordance with the terms and provisions of the contract as amended, if amended, and hereby recommends that the said work be accepted;

NOW, THEREFORE, BE IT RESOLVED, that the City of Clifton does hereby formally accept the work as shown as completed in this resolution and contract.

NOW BE IT FURTHER RESOLVED that the Chief Financial Officer be and he is authorized and directed to include the said claim totaling **\$14,721.39** on the claim list.

R137-23 Resolution Authorizing the Issuance of Change Order No. 3 and Final - 2020 Brighton Road and Phyllis Place Area Improvements (NJDOT) - Frank Macchione Construction

**RESOLUTION AUTHORIZING THE ISSUANCE OF
CHANGE ORDER NO. 3 AND FINAL
2020 BRIGHTON RD AND PHYLLIS PL AREA IMPROVEMENTS (NJDOT) FRANK
MACCHIONE CONSTRUCTION**

WHEREAS, on August 17, 2021, the City of Clifton adopted Resolution R-370-21 awarding a contract to **FRANK MACCHIONE CONSTRUCTION** of ROCHELLE PARK, NEW JERSEY, for the performance of certain public work and the furnishing of material, labor and equipment for the 2020 BRIGHTON RD AND PHYLLIS PL AREA IMPROVEMENTS (NJDOT) in the amount of \$1,212,249.93; and

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, on November 15, 2021, the City of Clifton adopted Resolution R547-21 authorizing a Change Order be made to the contract awarded to **FRANK MACCHIONE CONSTRUCTION**, in the amount of \$91,518.05 a 7.55% Increase; and

WHEREAS, on May 4, 2022, the City of Clifton adopted Resolution R221-22 authorizing a Change Order be made to the contract awarded to **FRANK MACCHIONE CONSTRUCTION**, in the amount of \$2,500.00 a 0.21% Increase; and

WHEREAS, the City Engineer has requested that a third and final Change Order be made to the contract awarded to **FRANK MACCHIONE CONSTRUCTION**, in the amount of \$6,784.09 a 0.56% Decrease 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 is not required to certify the availability of sufficient funds for the amendatory change for which authorization is requested in the amount of \$6,784.09 a 0.56% DECREASE;

WHEREAS, the total contract amount is now \$1,299,483.89.

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.

R138-23 Resolution Authorizing Final Payment - 2020 Brighton Road and Phyllis Place Area Improvements (NJDOT) - Frank Macchione Construction

**RESOLUTION AUTHORIZING FINAL PAYMENT
2020 BRIGHTON RD AND PHYLLIS PL AREA IMPROVEMENTS (NJDOT) FRANK
MACCHIONE CONSTRUCTION**

WHEREAS, FRANK MACCHIONE CONSTRUCTION of Rochelle Park, New Jersey, did complete 2020 BRIGHTON RD AND PHYLLIS PL AREA IMPROVEMENTS (NJDOT) project in and for the City of Clifton for the total amount of \$1,299,483.89 and previous payments on account of said total have been paid in the amount of. \$1,183,866.05

Leaving this FINAL PAYMENT
of..... \$ 115,617.84

WHEREAS, said work was authorized by contract duly awarded at a regular meeting of the Governing Body of the City of Clifton; and

WHEREAS, the Contractor has posted a Maintenance Bond, for a period of two years, in the amount of \$129,949.00; and

WHEREAS, the City Engineer has inspected the work done and has determined that said work has been properly done and completed, to the best of his knowledge, in accordance with the terms and provisions of the contract as amended, if amended, and hereby recommends that the said work be accepted;

NOW, THEREFORE, BE IT RESOLVED, that the City of Clifton does hereby formally accept the work as shown as completed in this resolution and contract.

NOW BE IT FURTHER RESOLVED that the Chief Financial Officer be and he is authorized and directed to include the said claim totaling \$115,617.84 on the claim list.

R139-23 Resolution Authorizing Award of Contract to PL Custom Emergency Vehicles, off of a Sourcewell National Cooperative Contract for Remount of Type III Existing Ambulance for Clifton Fire Department

**RESOLUTION AUTHORIZING AWARD OF CONTRACT TO PL CUSTOM
EMERGENCY VEHICLES, OFF OF A SOURCEWELL NATIONAL
COOPERATIVE CONTRACT FOR REMOUNT OF TYPE III EXISTING
AMBULANCE FOR CLIFTON FIRE DEPARTMENT**

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, pursuant to resolution R274-18, adopted June 19, 2018, the City of Clifton is a member of Sourcewell National Cooperative, in accordance with N.J.S.A. 52:34-6.2, and LFN 2012-10; and

WHEREAS, pursuant to Resolution R078-23 of February 7, 2023, an advertisement was placed in the Herald News on February 10, 2022, to announce the City’s interest in utilizing the Sourcewell national cooperative for remount of Type III existing ambulance, which was awarded to PL Custom Emergency Vehicles, located at 2201 Atlantic Ave, Manasquan, NJ 08736; and

WHEREAS, the current contract term for Sourcewell contract #110921-PLC for Ambulance & Emergency Vehicles expires on February 23, 2026; and

WHEREAS, the Purchasing Agent is satisfied with the procurement process conducted by Sourcewell, and the contract which was awarded to PL Custom Emergency Vehicles., located at 2201 Atlantic Ave, Manasquan, NJ 08736, pursuant to the proposal submitted in response to Sourcewell’s Notice to Bidders Titled “Ambulance and Emergency Medical Transport Vehicles, with Related Equipment, Accessories and Supplies” and Contract Award # 110921-PLC for Ambulance & Emergency Vehicles; and

WHEREAS, the Purchasing Agent followed all applicable guidelines stipulated by the Department of Community Affairs, Division of Local Government Services as outlined in Local Finance Notice 2012-10, and finds all is in compliance with the guidance in LFN 2012-10, pursuant to the proposal submitted, and is in concurrence with the Fire Chief to recommend award of the same; and

WHEREAS, there were no alternative approaches and/or rejections made by any New Jersey contractors/vendors by the February 20, 2023 comment deadline; 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 purchase and delegate the power to make the same to the following named official: Amisha J. Jariwala, Purchasing Agent; and

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Municipal Council of the City of Clifton, State of New Jersey as follows:

1. The award of contract for remount of type III existing ambulance pursuant to Sourcewell contract number #110921-PLC is authorized hereby.
2. The proposal submitted by PL Custom Emergency Vehicles for the remount of Type III existing ambulance for total not to exceed amount of \$196,771.00 is hereby awarded.
3. Regarding Fund Certification, funds are available under the following account number: 02-213-40-724-304, American Rescue Plan Act

R140-23 Resolution Awarding Contract for Purchase of Lead Paint Analyzer for the City of Clifton Health Department

RESOLUTION AWARDING CONTRACT FOR PURCHASE OF LEAD PAINT ANALYZER FOR THE CITY OF CLIFTON HEALTH DEPARTMENT

WHEREAS, the City of Clifton Health Department through the Passaic County Health department and Childhood Lead Exposure Project Grant wishes to purchase a lead paint analyzer for the performance of environmental inspections on properties that have a child with an exceedance of the childhood blood lead level; and

WHEREAS, quotations were solicited for the purpose of providing lead testing. The following two vendors submitted the quotes:

	Name of Vendor	Model	Cost
1.	Thermo Scientific Portable Analytical Instruments Inc	NITONXL3700S	\$30,695.00
2.	SCI-APS	SciAps X-550Pb HUD/EPA	\$24,500.00

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

WHEREAS, the estimated value of the contract is expected to be in excess of \$17,500.00; and

WHEREAS, the Business Entity Disclosure Certification has been received from Thermo Scientific Portable Analytical Instruments Inc. and is incorporated in the contract awarded hereby; and

WHEREAS, upon review of the submitted quotes, it is recommended the contract be awarded to the Thermo Scientific Portable Analytical Instruments Inc., Inc. as this model NitonXL 3700S is able to detect lead in any product such as pottery, makeup, medication and toys etc. whereas the Sci-Aps X-550 is only able to detect flat surfaces; and

March 7, 2023

BE IT FURTHER RESOLVED, this award is most advantageous to the city's needs, price and other factors considered, in accordance with NJSA 40A:11-6.1; and

BE IT FURTHER RESOLVED, that the Health Department is hereby authorized and directed to purchase said lead paint analyzer and the Mayor and Clerk are authorized to execute any required documents.

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

R141-23 Resolution Authorizing Permission to Solicit Proposals Via Informal Quotations for Concession at Anzaldi Park

RESOLUTION AUTHORIZING PERMISSION TO SOLICIT PROPOSALS VIA INFORMAL QUOTATIONS FOR CONCESSION AT ANZALDI PARK

WHEREAS, pursuant to the provisions of Local Public Contracts Law Regulations N.J.A.C. 5:34-9.4(d) Concessions, and the Municipal Attorney having previously provided the requisite opinion, the governing body of the contracting unit may by resolution commence procurement of a concession; and

WHEREAS, the City requires concession services (selling both drinks and food) for the convenience of the general public; and

WHEREAS, said concession services will benefit the general public; and

WHEREAS, the total recent combined estimated value of said concession including the City's share and the net vended sales is less than the bid threshold; and

WHEREAS, the Purchasing Agent, desires to solicit proposals via informal quotations to provide for a total term not to exceed five (5) years, inclusive of options, for said concession services, pursuant to N.J.S.A. 40:11-15 et. seq.; and

WHEREAS, the basis of award of the concession is based upon fees paid to the City and other factors as prove most advantageous to the City; and

WHEREAS, no costs shall be incurred by the City of Clifton other than those associated with administering the contract are anticipated; and

WHEREAS, the contractor will supply, maintain, stock and service the concession; and

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Municipal Council of the City of Clifton that the Purchasing Agent is authorized to solicit informal quotations in accordance with N.J.S.A. 40A:11-4.1 et seq., for the concession at Anzaldi Park.

R142-23 Resolution Authorizing Annual Support Agreement for Both the ProPhoenix Computer Aided Dispatch (CAD/RMS) and the Video Interview Module System (Years 10 to 18)

RESOLUTION AUTHORIZING ANNUAL SUPPORT AGREEMENT FOR BOTH THE PROPHOENIX COMPUTER AIDED DISPATCH (CAD/RMS) AND THE VIDEO INTERVIEW MODULE SYSTEM (YEARS 10 TO 18)

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" to ProPhoenix Corporation; and

March 7, 2023

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, ProPhoenix’s invoice also includes the cost of the Video Interview Module Support and Maintenance of which was integrated with CAD/RMS system after the award or the original contract; and

WHEREAS, the Annual Maintenance and Support for Year 10 (2023) is in the amount of \$79,271.40 and the amounts for the subsequent years are set forth below; and

WHEREAS, the cost of the support services for the next nine (9) years of maintenance after the initial terms is provided below: and

<u>Support Year</u>	<u>Annual Support Fee*</u>
Year 10 (2023)	\$79,271.40
Year 11	\$80,856.82
Year 12	\$82,473.96
Year 13	\$84,123.44
Year 14	\$85,805.91
Year 15	\$87,522.03
Year 16	\$89,272.47
Year 17	\$91,057.92
Year 18	\$92,879.08
Each year thereafter	Limited to 2% maximum Increase over prior year’s Total

WHEREAS, the Mayor and Council has an option to terminate the contract each year 90 days before the scheduled renewal; and

NOW, THEREFORE, BE IT RESOLVED, that the contract be renewed for Computer Aided Dispatch (CAD/RMS) Annual Maintenance and Support for the 4/11/23 to 4/10/23 term with ProPhoenix Corporation, 502 Pleasant Valley Ave., Suite 1, Moorestown, NJ 08057 in the total authorized amounts set forth above in the aggregate of \$773,263.03 (annual payments to be made one half bi-annually); and

WHEREAS, the subject matter is Proprietary Services and may be awarded without public advertising for bids and bidding therefor under *N.J.S.A.* 40A:11-5 (1)(a)(ii) *et seq.*; and

WHEREAS, this award is of a non-fair and open contract in accordance with *N.J.S.A.* 19:44A-20.5, and therefore, the Business Entity Disclosure Certification has been received from the engineer and is incorporated into the contract awarded hereby; 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.

March 7, 2023

RESOLUTION APPROVING THE 2023-2024 MEMORANDUM OF UNDERSTANDING (“MOU”) WITH PUBLIC SERVICE ELECTRIC AND GAS COMPANY (“PSE&G”)

WHEREAS, the Mayor and Municipal Council approved previous Memoranda of Understanding with Public Service Electric and Gas Company regarding its Gas System Modernization Project; and

WHEREAS, PSE&G has proposed a new MOU for 2023-2024 adding an additional 120,000 linear feet of excavation at the rate of \$1.20 per foot for a total of \$144,000;

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Municipal Council of the City of Clifton, New Jersey that the MOU with PSE&G is hereby authorized and approved in a form to be approved by the Law Department; and

BE IT FURTHER RESOLVED, that the Mayor and City Clerk be and are hereby authorized to execute the aforementioned agreement.

R144-23 Resolution Amending Resolution 018-23 Entitled "Resolution Authorizing Award of Contract to North Jersey Friendship House, for Custodial Cleaning Services Pursuant to N.J.S.A. 40A:11-5 et seq.

RESOLUTION AMENDING RESOLUTION 018-23 ENTITLED “RESOLUTION AUTHORIZING AWARD OF CONTRACT TO NORTH JERSEY FRIENDSHIP HOUSE, FOR CUSTODIAL CLEANING SERVICES PURSUANT TO N.J.S.A. 40A:11-5 ET SEQ.”

WHEREAS, the City of Clifton has a continued need for custodial services; and

WHEREAS, the City may award a contract under N.J.S.A. 40A:11-5(n), the doing of any work by handicapped persons employed by a sheltered workshop, and

WHEREAS, the Mayor and Municipal Council adopted the above entitled resolution on January 3, 2023 awarding a contract for custodial services; and

WHEREAS, upon request by the Public Works Director, a new proposal has been submitted for services as specified by the City by North Jersey Friendship House, a

certified non-profit, sheltered workshop organization, located at 125 Atlantic Street, Hackensack, NJ 07061, for a two year contract with a total not to exceed amount of \$150,402.00, in year one and \$172,702.90 in year two, with three renewal option years of \$184,584.00 in year three, \$198,466.00 in year four and \$213,880.00 in year five; and

WHEREAS, this award is of a non-fair and open contract in accordance with N.J.S.A. 19:44A-20.5, and, therefore, the Business Entity Disclosure Certification has been received from the engineer 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 in excess of \$17,500.00, and the duration of the contract is for two years with three one-year extension options;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Municipal Council hereby amend Resolution 018-23, approve and authorize the award of contract to North Jersey Friendship House, 125 Atlantic Street, Hackensack, NJ 07061, for **Furnishing Custodial Cleaning Services for the City of Clifton** at \$150,402.00 from January 1, 2023 to December 31, 2023 and \$172,702.90 from January 1, 2024 to December 31, 2024 for a total contract amount not to exceed \$323,104.90 with renewal options of \$184,584.00 in year three, \$198,466.00 in year four and \$213,880.00 in year five in accordance with N.J.S.A. 40A:11-1 et seq.; and

March 7, 2023

FUND CERTIFICATION, Pursuant to N.J.A.C. 5:34–5.3(d) multi-year contracts entered into for periods in excess of twelve months shall be certified and charged to the respective budgets in accordance with the times at which the respective work or services are performed or liability for payment is otherwise incurred. Accordingly, commitments and payments required in excess of the initial budget year are contingent upon necessary funds being appropriated by the governing body in future budgets of subsequent years.

Contract Period: From January 1, 2023 to December 31, 2024

Total Amount of Contract: \$323,104.90

Budget Account Number 01-201-26-290-503

Amount Certified for of Initial Budget Year 2023: \$150,402.00

Amount to be Certified for of Budget Year 2024: \$172,702.90

Amount to be Certified for of Budget Year 2025 if Renewal Option is Exercised: \$184,584.00

Amount to be Certified for of Budget Year 2026 if Renewal Option is Exercised: \$198,466.00

Amount to be Certified for of Budget Year 2027 if Renewal Option is Exercised: \$213,880.00

R145-23 Resolution Appointing Attorney for Rent Leveling Board

RESOLUTION APPOINTING ATTORNEY FOR THE RENT LEVELING BOARD

WHEREAS, the Mayor and Council of the City of Clifton, County of Passaic and State of New Jersey are in receipt of resume from Kristin Ragon, Esq. to become the Attorney for the Rent Leveling Board;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the City of Clifton that Kristen Ragon, Esq. be and is hereby appointed for a one-year term as

Attorney for the Rent Leveling Board commencing April 5, 2023 at the rate of \$125.00 per meeting, \$125.00 per hour for legal services, the total fee not to exceed \$7,500.00.

R146-23 Resolution Awarding Contract to DeCotiis, FitzPatrick, Cole & Giblin, LLP for Legal Services in Connection with Redevelopment of Former Hoffman LaRoche Property for the Term 3/17/23 Thru 3/16/24

RESOLUTION AWARDING CONTRACT TO DECOTIIS, FITZPATRICK, COLE & GIBLIN, LLP, FOR LEGAL SERVICES IN CONNECTION WITH REDEVELOPMENT OF FORMER HOFFMAN-LA ROCHE PROPERTY FOR THE TERM 3/17/23 THRU 3/16/24

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

WHEREAS, the firm of DeCotiis, FitzPatrick, Cole & Giblin, LLP has provided satisfactory services to the City of Clifton and the Municipal Council wishes to renew their contract for the period March 17, 2023 through March 16, 2024, for the fee of \$215.00 per hour, the total fee not to exceed \$90,000.00 for the term of the contract; and

WHEREAS, any fee in excess of \$90,000.00 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

March 7, 2023

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

WHEREAS, the estimated value of the contract is expected to be in excess of \$17,500.00, and the duration of the contract is from March 17, 2023 thru March 16, 2024; and

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

WHEREAS, there are funds available for the payment of the aforesaid services;

NOW, THEREFORE, BE IT RESOLVED, that:

1. A contract for professional redevelopment legal counsel services, in the form as approved by the Clifton Law Department, is awarded to DeCotiis, FitzPatrick, Cole & Giblin, of Paramus, NJ, for the period 3/17/23 thru 3/16/24, at a fee of \$215.00 per hour, not to exceed \$90,000.00 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 contract on behalf of the City of Clifton.
4. The original of this resolution and the contract in question shall be placed on file and made available for public inspection in the City Clerk's Office of the City of Clifton.
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 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:	DeCotiis, FitzPatrick, Cole & Giblin, LLP, Paramus, NJ
Services:	Redevelopment Counsel Services
Project:	Hoffman-La Roche Property Redevelopment
Amount:	\$215/hr/not to exceed \$90,000
Term:	3/17/23 - 3/16/24

R147-23 Resolution of Congratulations Upon Retirement - First Assistant City Attorney -
David R. Bruins

March 7, 2023

**RESOLUTION OF CONGRATULATIONS UPON RETIREMENT –
FIRST ASSISTANT CITY ATTORNEY – DAVID R. BRUINS**

WHEREAS, March 1, 2023, Assistant City Attorney, David R. Bruins, officially retired from his position with the City of Clifton; and

WHEREAS, he was appointed as First Assistant Municipal Attorney on July 12, 2004, and his retirement will conclude a nineteen-year career in service to the public and the City of Clifton; and

WHEREAS, throughout his career, he has always displayed an attitude of professionalism and dedication to duty; and

WHEREAS, he has been a credit to the City of Clifton during all this time, and this Governing Body wishes to acknowledge his long-time service to the City;

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

**FIRST ASSISTANT MUNICIPAL ATTORNEY
DAVID R. BRUINS**

their sincere congratulations and thanks for a job well done, as well as their best wishes for continued good health, peace and happiness in his retirement; and

BE IT FURTHER RESOLVED, that this resolution be spread upon the minutes of this meeting, and a copy thereof presented to **DAVID R. BRUINS**.

R148-23 Resolution Appointing Alternate #1 to the Clifton Zoning Board of Adjustment

**RESOLUTION APPOINTING ALTERNATE #1 TO THE
CLIFTON ZONING BOARD OF ADJUSTMENT**

WHEREAS, the Mayor and Council of the City of Clifton, County of Passaic, State of New Jersey is aware of a vacancy on the Clifton Zoning Board of Adjustment; and

WHEREAS, applications to fill this position were received by Council;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Municipal Council of the City of Clifton, County of Passaic, State of New Jersey that Alessia Eramo be and is hereby appointed as Alternate #1 of the Clifton Zoning Board of Adjustment commencing this day for a two-year term which will expire on December 31, 2024.

R149-23 Resolution Authorizing Renewal of Ice Cream Peddlers License - Jack's Ice Cream

**CITY OF CLIFTON
RESOLUTION AUTHORIZING ICE CREAM PEDDLERS LICENSE
RENEWAL**

WHEREAS, the Mayor and Council of the City of Clifton, County of Passaic, State of New Jersey are in receipt of a renewal application for an Ice Cream Peddlers License from Mustafa Alabdou owner of Jack's Ice Cream, 314 Atlantic Street, Paterson, New Jersey; and

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

R153-23 Resolution Proclaiming March as National Nutrition Month

**RESOLUTION PROCLAIMING MARCH AS
NATIONAL NUTRITION MONTH**

WHEREAS, food is the substance by which life is sustained; and

WHEREAS, the type, quality and amount of food that individuals consume each day plays a vital role in their overall health and physical fitness; and

WHEREAS, there is a need for continuing nutrition education and a wide-scale effort to enhance healthy eating practices;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the City of Clifton hereby proclaim the month of March as

NATIONAL NUTRITION MONTH

and encourage all citizens to join the campaign and become concerned about their nutrition and the nutrition of others in the hope of achieving optimum health for both today and tomorrow.

R154-23 Resolution Recognizing April, 2023 as National Arab American Heritage Month in the City of Clifton

**RESOLUTION RECOGNIZING APRIL 2023 AS NATIONAL ARAB AMERICAN
HERITAGE MONTH IN THE CITY OF CLIFTON**

WHEREAS, for over a century, Arab Americans have been making valuable contributions to virtually every aspect of American society: in medicine, law, business, education, technology, government, military service, and culture; and

WHEREAS, since migrating to America, men and women of Arab descent have shared their rich culture and traditions with neighbors and friends, while also setting fine examples as model citizens and public servants; and

WHEREAS, they brought with them to America their resilient family values, strong work ethic, dedication to education, and diversity in faith and creed that have added strength to our great democracy; and

WHEREAS, Arab Americans have also enriched our society by sharing in the entrepreneurial American spirit that makes our nation free and prosperous; and

WHEREAS, the incredible contributions and heritage of Arab Americans have helped us build a better nation;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Municipal Council, that the City of Clifton, New Jersey, recognizes and celebrates the contributions Arab Americans have made to society, and hereby declares the month of April, 2023 to be

**NATIONAL ARAB AMERICAN HERITAGE MONTH
IN THE CITY OF CLIFTON**

and we encourage all our citizens to join in this special observance.

March 7, 2023

R155-23 Resolution Authorizing Execution of Cancellation of Mortgages Between City of Clifton and Virginia A. Szwed; Monica A. Moore & Audrey G. Robinson; and Marilyn Norton (Clifton Home Improvement Program)

RESOLUTION AUTHORIZING EXECUTION OF CANCELLATION OF MORTGAGES BETWEEN CITY OF CLIFTON AND VIRGINIA A. SZWED; MONICA A. MOORE & AUDREY G. ROBINSON; and MARILYN NORTON (CLIFTON HOME IMPROVEMENT PROGRAM)

WHEREAS, on September 21, 2016, in conjunction with a CHIP grant to Virginia A. Szwed, a mortgage in the amount of \$3,125.00 was given by the City of Clifton for property situated at 355 Broad Street, B-1, Clifton, New Jersey (Block 23.10, Lot 4); and

WHEREAS, on June 29, 2016, in conjunction with a CHIP grant to Monica A. Moore & Audrey G. Robinson, a mortgage in the amount of \$8,781.00 was given by the City of Clifton for property situated at 26 Strangeway Terrace, Clifton, New Jersey (Block 31.01, Lot 79.02); and

WHEREAS, on August 5, 2016, in conjunction with a CHIP grant to Marilyn Norton, a mortgage in the amount of \$8,000.00 was given by the City of Clifton for property

situated at 7 Stanley Street, Clifton, New Jersey (Block 23.06, Lot 8); and

WHEREAS, the Program Director of the Clifton Home Improvement Program has advised that the aforesaid mortgages have expired;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and the Municipal Council of the City of Clifton, that the Mayor and City Clerk be and they are hereby authorized to execute Cancellation/Discharge of Mortgage for each aforesaid mortgage in a form satisfactory to the Law Department.

R156-23 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 National Prescription Opiate Litigation
- CON-2 Spring of Life Church Parking Request - Potential Litigation
- CON-3 Legal Opinion Concerning Sidewalk Liability Claims
- CON-4 IBEW - DPW Contract Negotiations 2022-2025
- CON-5 Salvatore Saggio v. City of Clifton, et al.

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 March 7, 2023 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.

A Motion was made by Councilman Gibson, seconded by Councilman Latona and passed on roll call vote to enter into Executive Session.

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

March 7, 2023

ADJOURNMENT

A Motion was made by Councilwoman Sadrakula, seconded by Councilwoman Murphy to adjourn the meeting at 10:11 p.m.

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

Respectfully Submitted,

Nancy Ferrigno
City Clerk

Raymond Grabowski, Mayor