

**CITY OF CLIFTON  
CLIFTON, NEW JERSEY  
REGULAR MEETING MINUTES OF APRIL 7, 2020**

The Regular Meeting of the Municipal Council of the City of Clifton was held by telecom due to the Coronavirus emergency.

**7:05 P.M. CALL OF ROLL**

Mayor Anzaldi read the following Statement of Compliance into the record:

Adequate notice of this meeting has been provided by the Regular Meeting Notice which was published as a legal advertisement in the Herald News on April 5, 2020. Further notice of this meeting was given prior to the meeting by posting said notice on the bulletin board at City Hall and on the City of Clifton website, which notice stated that formal action will be taken on the 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; Health Officer, John Biegel, City Clerk, Nancy Ferrigno.

**INVOCATION**

Nancy Ferrigno, City Clerk

**PLEDGE TO THE FLAG**

**APPROVAL OF MINUTES**

A Motion was made by Councilman Grabowski seconded by Councilman Eagler and passed on roll call vote to approve the Minutes of the Regular, Workshop and Executive Session of March 17, 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 John Scangarello Code Enforcement Officer Zoning Department, hired effective March 16, 2020 at \$45,000. annually.

**COMMUNICATIONS – MEETING MINUTES**

C-2 Minutes of Passaic Valley Water Commission of January 15 and February 19, 2020

**ORDINANCES – SECOND READING**

**A. Adoption of Ordinance 7556-19**

A Motion was made by Councilwoman Sadrakula, seconded by Councilwoman Murphy 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**

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

**B. Adoption of Ordinance 7573-20**

**C. Public Hearing on Ordinance 7573-20**

The Mayor opened the floor to the public with regard to the Ordinance 7573-20

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

The following entitled ordinance had been introduced and having passed on first reading, which first reading was by title and said entitled ordinance having been published according to the law and thereafter placed on the Agenda of the present meeting, said ordinance was brought up for public hearing at the opening of such hearing said ordinance was given a second reading which reading was by title and all persons interested having been given an opportunity to be heard concerning said ordinance and upon motion, adopted said hearing was closed and said ordinance was thereafter finally passed without amendments, upon motion regularly made by Councilman 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 439-18 Entitled "Loading Zones" (Deletes Location at Lakeview Avenue)**

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

**D. Adoption of Ordinance 7574-20**

**E. Public Hearing on Ordinance 7574-20**

The Mayor opened the floor to the public with regard to the Ordinance 7574-20

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 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 Cheever Avenue)**

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

**F. Adoption of Ordinance 7576-20**

**G. Public Hearing on Ordinance 7576-20**

The Mayor opened the floor to the public with regard to the Ordinance 7576-20

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

The following entitled ordinance had been introduced and having passed on first reading, which first reading was by title and said entitled ordinance having been published according to the law and thereafter placed on the Agenda of the present meeting, said ordinance was brought up for public hearing at the opening of such hearing said ordinance was given a second reading which reading was by title and all persons interested having been given an opportunity to be heard concerning said ordinance and upon motion, adopted said hearing was closed and said ordinance was thereafter finally passed without amendments, upon motion regularly made by Councilman Grabowski, seconded by Councilman Eagler 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" (Creates Title of & Compensation for Records Support Technician 1)**

(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.

**H. Adoption of Ordinance 7577-20**

**I. Public Hearing on Ordinance 7577-20**

The Mayor opened the floor to the public with regard to the Ordinance 7577-20

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

The following entitled ordinance had been introduced and having passed on first reading, which first reading was by title and said entitled ordinance having been published according to the law and thereafter placed on the Agenda of the present meeting, said ordinance was brought up for public hearing at the opening of such hearing said ordinance was given a second reading which reading was by title and all persons interested having been given an opportunity to be heard concerning said ordinance and upon motion, adopted said hearing was closed and said ordinance was thereafter finally passed without amendments, upon motion regularly made by Councilman 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" (Adds 8 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.

**FIRST READING ORDINANCES**

**A. Introduction of Ordinance 7578-20**

A Motion was made by Councilman Eagler, seconded by Councilman Grabowski and passed on roll call vote to table Ordinance 7578-20

**An Ordinance to Add Chapter 356 to the Code of the City of Clifton Entitled "Plastic Bags, Polystyrene Foam Food Service Products, and Plastic Straws" to Prohibit Stores and/or Food Service Businesses from Providing Single-Use Plastic Carryout Bags, Polystyrene Foam Food Service Products and to Regulate the Provision of Single-Use Plastic Straws**

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

### **B. Introduction of Ordinance 7579-20**

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 439-37 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.

### **C. Introduction of Ordinance 7580-20**

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 439-37 Thereof, Entitled "Handicapped Parking on Streets" (Adds 8 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.

### **CITY MANAGER PRIVILEGE**

City Manager, Dominick Villano, asked Health Officer, John Biegel, speak on the Coronavirus.

Mr. Biegel expressed condolences to the families who have lost loved ones due to Covid-19. He thanked City Manager, Dominick Villano, for his help and support during this emergency. Mr. Biegel discussed the process of tracking and counting residents who have contracted the Coronavirus. He explained that he is working closely with other departments to help with the crisis. Mr. Biegel announced that addresses of positive cases of the virus are being sent to the Police Department so they can be prepared when dispatched to the location. He discussed statistics of those affected and asked everyone to stay at home to prevent the spread of the virus.

Councilwoman Sadrakula thanked Mr. Biegel for an outstanding job in keeping the public informed of the Coronavirus statistics. She asked if the addresses of the people who tested positive for the virus is also sent to the Fire Department. Mr. Biegel stated that the police provide the information to dispatch, and when fire or police are dispatched, the information is given at the time of dispatch. Councilwoman Sadrakula asked if any fines can be given to businesses that do not comply with the current emergency orders. Mr. Biegel stated that an investigation must be complete before any summonses can be issued and that he is working very closely with the Police Department. Councilwoman asked if there is a limit on the amount of people allowed in grocery stores and private gatherings. Mr. Biegel stated there are no restrictions on grocery stores and private gatherings should be responsible and limit to ten people.

Councilman Eagler thanked Mr. Biegel and the Health Department for the outstanding job they are doing during this emergency.

Mayor Anzaldi thanked Mr. Biegel and the Health Department for all their hard work during this crisis.

Councilman Eagler asked City Manager, Dominick Villano, to explain the use of the drop box at City Hall, for tax payments. Mr. Villano stated that checks or money orders can be put in the box and if a receipt is required please include a note and a receipt will be mailed or emailed to

the resident.

Councilwoman Murphy asked if any other type of city paperwork can be put in the drop box. Mr. Villano stated yes and that he would direct the Tax Collector to forward to the paperwork to the proper department.

Councilwoman Sadrakula suggested a drop box be put in the lobby of City Hall for permits, licenses, etc. Mr. Villano stated that he does not want to open the building to the public at this time.

### **FLOOR TO MEMBERS OF THE PUBLIC**

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 session.

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

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### **RESOLUTIONS**

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

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

R150-20 Resolution: Approve Claims List Resolution for the City Council Meeting of April 21, 2020:

### **RESOLUTION TO APPROVE CLAIMS TO BE PAID MEETING OF APRIL 7, 2020**

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

Current Fund	\$2,571,397.03
Grant Fund	\$ 32,108.00
General Capital Fund	\$ 423,959.02
Sewer Utility -Operating	\$ 93,645.04
Sewer Utility-Capital	\$ 32,682.74
Developers Escrow	\$ 160,784.21
Dog Trust	\$ 291.50
Police Extra Duty	\$ 113,825.00
Trust Other	\$ 122,486.81
Section 8 Public Housing	
Community Development	\$ 1,941.00
COAH	
Self Insurance	\$ 383,676.21
Self Insurance 11	
Fire Dedicated Penalties	
Revolving Loan Fund	
Tax Title Lien Redemption	
Unemployment Trust Fund	
Library	\$ 100,074.83
General Liability Trust	\$ 296.00
Workers Compensation Trust	
Federal DOJ Forfeiture	
<b>TOTAL CLAIMS</b>	<b>\$4,037,167.39</b>

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R151-20 Resolution Authorizing and Ratifying Sanitary Sewer Emergency Services at 49 Witherspoon Road

**RESOLUTION AUTHORIZING AND RATIFYING SANITARY SEWER  
EMERGENCY SERVICES AT 40 WITHERSPOON ROAD**

**WHEREAS**, a report, dated March 19, 2020 has been submitted to the City Manager by City Engineer Michael J. Lardner, which summarized the need and execution of emergency work to the sanitary sewer at 49 Witherspoon Road; and

**WHEREAS**, the report notes that the sewer crew conducted an internal video inspection after a recent sanitary sewer mainline stoppage and discovered a collapsed pipe; and

**WHEREAS**, because of the emergent nature of the sewer collapse, which would have impacted the health, safety and welfare of the public, it was necessary to engage the services of Montana Construction, Inc. of Lodi, New Jersey to cope with the emergency conditions, all without the necessity of formal bidding for services; and

**WHEREAS**, the emergency was abated by the replacement of approximately 12' of pipe and restoration of the trench; and

**WHEREAS**, The City Engineer recommends an expenditure to cover the cost of work at this location, and this Governing Body wishes to approve and ratify the emergency services and the expenditure of funds:

**NOW THEREFORE BE IT RESOLVED**, by the Mayor and Municipal Council of the City of Clifton, that the emergency sanitary sewer work performed at 49 Witherspoon Road by Montana Construction, Inc. is hereby approved and ratified, and an amount not to exceed \$30,000.00 is authorized to be allocated to this project.

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R152-20 Resolution Authorizing the Issuance of Change Order No. 1 and Final Allwood Sewer Improvements

**RESOLUTION AUTHORIZING THE ISSUANCE OF  
CHANGE ORDER NO. 1 AND FINAL  
ALLWOOD SEWER IMPROVEMENTS**

**WHEREAS**, on June 19, 2018, the City of Clifton adopted Resolution R267-18 awarding a contract to NORTH AMERICAN PIPELINE LLC of FREEHOLD, NJ, for the performance of certain public work and the furnishing of material, labor and equipment for ALLWOOD SEWER IMPROVEMENTS in the amount of \$341,690.50; 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 NORTH AMERICAN PIPELINE LLC, in the amount of \$73,837.37 a 21.61% 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 has certified the availability of sufficient funds for the amendatory change for which authorization is requested in the amount of \$73,837.37 a 21.61% DECREASE;

**WHEREAS**, the total contract amount is now \$267,853.13

**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.

BLANKET PURCHASE ORDER 29432

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R153-20 Resolution Authorizing Final Payment Allwood Sewer Improvements North American Pipeline Services LLC

**RESOLUTION AUTHORIZING FINAL PAYMENT  
ALLWOOD SEWER IMPROVEMENTS  
NORTH AMERICAN PIPELINE SERVICES LLS**

**WHEREAS**, NORTH AMERICAN PIPELINE SERVICES LLS of Freehold, New Jersey, did complete ALLWOOD SEWER IMPROVEMENTS project in and for the City of Clifton for the total amount of ..... \$267,853.13

And previous payments on account of said total have been paid in the amount of ..... \$166,245.00

Leaving this FINAL PAYMENT of ..... \$101,608.13

**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 \$26,785.31; 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 \$101,608.13 on the claim list.

BLANKET PURCHASE ORDER NO. 29432

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R154-20 Resolution Authorizing and Ratifying Sanitary Sewer Emergency Services at 50 Fifth Avenue

**RESOLUTION AUTHORIZING AND RATIFYING SANITARY SEWER EMERGENCY SERVICES AT 50 FIFTH AVENUE**

**WHEREAS**, a report, dated April 2, 2020 has been submitted to the City Manager by City Engineer Michael J. Lardner, which summarized the need and execution of emergency work to the sanitary sewer at 50 Fifth Avenue; and

**WHEREAS**, the report notes that the sewer crew responded to a sewer mainline stoppage and discovered a collapsed pipe; and

**WHEREAS**, because of the emergent nature of the sewer collapse, which would have impacted the health, safety and welfare of the public, it was necessary to engage the services of Montana Construction, Inc. of Lodi, New Jersey to cope with the emergency conditions, all without the necessity of formal bidding for services; and

**WHEREAS**, the emergency was abated by the replacement of approximately 15' of pipe and restoration of the trench; and

**WHEREAS**, The City Engineer recommends an expenditure to cover the cost of work at this location, and this Governing Body wishes to approve and ratify the emergency services and the expenditure of funds:

**NOW THEREFORE BE IT RESOLVED**, by the Mayor and Municipal Council of the City of Clifton, that the emergency sanitary sewer work performed at 50 Fifth Avenue by Montana Construction, Inc. is hereby approved and ratified, and an amount not to exceed \$35,000.00 is authorized to be allocated to this project.

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R155-20 Resolution Awarding a Contract to Windstream Enterprise for Proprietary Upgraded Broadband Internet Access and Related Services for the City of Clifton

**RESOLUTION AWARDING A CONTRACT TO WINDSTREAM ENTERPRISE FOR PROPRIETARY UPGRADED BROADBAND INTERNET ACCESS AND RELATE SERVICES FOR THE CITY OF CLIFTON**

**WHEREAS**, the City of Clifton requires secure internet services for its network which includes hardware/software and related, for the purposes of maintaining the City's communication and capabilities; and,

**WHEREAS**, the City of Clifton Management Information Systems Coordinator has obtained a proposal for upgraded redundancy from Windstream Holdings, Inc., the City's current internet and voice technology provider; and,

**WHEREAS**, an award of this contract to Windstream Holdings, Inc., located at 4001 Rodney Parham Road, Little Rock, AR 72212, is in accordance with N.J.S.A. 40A:11-5(dd) as the proposed SD Wide Area Network (WAN) solution is proprietary in nature; and,

**WHEREAS**, Windstream Holdings, Inc. has proposed to provide upgraded internet, trunks, and SD Wide Area Network (WAN) services, and related services and equipment, for a monthly rate of \$4,052.65, for a period of thirty-six (36) months, with a one-time fee of \$216.00; 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 Windstream Holdings, Inc., and is incorporated into the contract awarded hereby, along with the Determination of Value; and,



**WHEREAS**, the total value of the contract is determined not to exceed \$146,111.40, and the duration of the contract is for thirty-six (36) months; and,

**NOW, THEREFORE, BE IT RESOLVED**, that the non-fair and open contract for internet and related services and equipment be awarded to Windstream Holdings, Inc., located at 4001 Rodney Parham Road, Little Rock, AR 72212, for the total not to exceed amount of \$146,111.40; 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.

CERTIFICATION OF FUNDS: Pending budget adoption and appropriation for each year, funds shall be made available from account # 01-201-31-440-271

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R156-20 Resolution Authorizing City Manager to Make Expenditures for COVID-19 Related Expenses

**RESOLUTION AUTHORIZING CITY MANAGER TO MAKE EXPENDITURES FOR COVID-19 RELATED EXPENSES**

**BE IT RESOLVED** by the Mayor and Council of the City of Clifton that, during the current State of Emergency declared by the Governor of the State of New Jersey, Rule 4 of the Rules of Order is temporarily suspended and the City Manager be and hereby is authorized to make expenditures of up to \$40,000 for COVID-19 related expenses.

**LICENSES**

L-1 Crab Island Cajun Seafood & Bar

**BE IT RESOLVED** that the application of Crab Island Cajun Seafood & Bar, LLC T/A Crab Island Cajun Seafood & Bar for permission to conduct a: Restaurant – Continued Use for a period ending December 31, 2020 on the premises known as:

1016 MAIN 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 and Zoning Officer.

**ADJOURNMENT**

Upon motion made by Councilman Eagler, seconded by Councilman Grabowski and unanimously passed on roll call vote, the meeting was adjourned at 7:15 pm.

Respectfully Submitted,

Nancy Ferrigno  
City Clerk

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James Anzaldi, Mayor



