

**CITY OF CLIFTON  
CLIFTON, NEW JERSEY  
REGULAR MEETING MINUTES JANUARY 21, 2020**

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

**8:05 P.M. CALL OF ROLL**

Mayor Anzaldi called the meeting to order and presided, and announced that the location of exits should be noted for use in case of fire or other emergencies and also that smoking regulations apply to the building and cell phones should be deactivated and turned off and read the following Statement of Compliance into the record:

Adequate notice of this meeting has been provided by the Annual Notice of regularly scheduled meetings of the Municipal Council for the year 2020 which was published as legal advertisements in the Herald News on December 18, 2019 and was additionally given to the Clifton Journal, Herald News and The Record. Further notice of this meeting was given on Friday prior to the meeting to the Clifton Journal, Herald News and The Record and by posting of said notice on the bulletin board at City Hall and on the Clifton Website which notice stated that formal action may or may not be taken on matters to come before the Municipal Council.

Upon roll call, the following were noted present:

Councilman Eagler	(PE)
Councilman Gibson	(BG)
Councilman Grabowski	(RG)
Councilwoman Murphy	(LM)
Councilwoman Pino	(RP)
Councilwoman Sadrakula	(MS)
Mayor Anzaldi	(JA)

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

**INVOCATION**

Nancy Ferrigno – City Clerk

**PLEDGE TO THE FLAG**

**PUBLIC HEARING**

Public Hearing - Fiscal Year 2020 Budget for Clifton's Historic Botany District, Inc. Special Improvement District

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

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

**APPROVAL OF MINUTES**

City Clerk, Nancy Ferrigno, asked that the Executive Session Minutes of January 8, 2020 be considered since the title was inadvertently omitted from the Agenda.

A Motion was made by Councilwoman Murphy seconded by Councilman Gibson and passed on roll call vote to approve the Minutes of the Regular, Workshop and Executive Session of January 8, 2019, the Special Meeting and Special Executive Session of January 8, 2020 and the Special Meeting of January 11, 2020.

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

### **COMMUNICATIONS FROM THE CITY MANAGER**

- C-1 Luis Valbuena School Traffic Guard, Public Safety hired effective 01/03/2020 at \$12.92 per hour and approximately 12 to 15 hours weekly.
- C-2 Nicholas Gencarelli Fire Prevention Specialist Public Safety, from part-time to full time effective 01/01/2020, at \$32,229.23 annually.
- C-3 Michael Pressler Public Safety, promoted provisionally to Supervising Fire Prevention Specialist at \$56,000.00 annually effective 01/01/2020.
- C-4 Michael Onder Public Safety, promoted provisionally to Fire Official at \$68,000.00 annually effective 01/01/2020.
- C-5 Kathleen Wells School Traffic Guard Public Safety, retired her position effective 01/01/2020.
- C-6 Stephen DeCarlo Police Officer Public Safety, resigned his position effective 01/09/2020.
- C-7 Daniel Schwaner Firefighter Public Safety, promoted to Fire Lieutenant effective 01/2/2020, salary waiver in effect until on or about 02/18/2020.

### **COMMUNICATIONS – MEETING MINUTES**

Minutes of Special Meeting of January 8, 2020  
Minutes of Special Meeting Executive Session of January 8, 2020  
Minutes of Workshop Meeting of January 8, 2020  
Minutes of Special Meeting of January 11, 2020  
Minutes of Regular Meeting of January 8, 2020  
Minutes of Executive Session of January 8, 2020

### **SECOND READING ORDINANCES**

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

#### **B. Public Hearing on Ordinance 7556-19**

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

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

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

#### **C. Adoption of Ordinance 7558-20**

#### **D. Public Hearing on Ordinance 7558-20**

The Mayor opened the floor to the public with regard to the Ordinance 7558-20

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

**An Ordinance to Amend, Revise and Supplement Chapter 99 of the Code of the City of Clifton, Entitled "Salaries and Compensation", More Particularly Article VI Thereof, Entitled "Confidential Officials and Employees", Section 99-34, Entitled "Minimum and Maximum Salaries Fixed" (Amends Compensations for 2020)**

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

**E. Adoption of Ordinance 7559-20**

**F. Public Hearing on Ordinance 7559-20**

The Mayor opened the floor to the public with regard to the Ordinance 7559-20

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

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

**An Ordinance to Amend, Revise and Supplement Chapter 99 of the Code of the City of Clifton, Entitled "Salaries and Compensation", More Particularly Article VI Thereof, Entitled "Confidential Officials and Employees", Section 99-37 Entitled "Hospitalization and Insurance" (Amends Provisions for Hospitalization and Insurance Benefits)**

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

**FIRST READING ORDINANCES**

**A. Introduction of Ordinance 7560-20**

The entitled ordinance was introduced and read by the City Clerk, as first reading, which reading was by title, passed upon motion made by Councilman Gibson, seconded by Councilman Grabowski, and carried by roll call vote.

**An Ordinance to Amend, Revise and Supplement Chapter 439 of the Code of the City of Clifton, Entitled "Vehicles and Traffic", More Particularly Section 439-38 Thereof, Entitled "Handicapped Parking on Streets for Private Residences" (Adds 9 Restricted Handicapped Spaces)**

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

It was regularly moved, seconded and carried that the ordinance now pending be further considered for final passage after public hearing at the regular meeting of the Municipal Council to be held Tuesday, February 4, 2020 at 8:00 p.m. and that the City Clerk be authorized to publish said ordinance together with statutory notice as required by law.

## **B. Introduction of Ordinance 7561-20**

The entitled ordinance was introduced and read by the City Clerk, as first reading, which reading was by title, passed upon motion made by Councilman Gibson, seconded by Councilman Grabowski, and carried by roll call vote.

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

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

It was regularly moved, seconded and carried that the ordinance now pending be further considered for final passage after public hearing at the regular meeting of the Municipal Council to be held Tuesday, February 4, 2020 at 8:00 p.m. and that the City Clerk be authorized to publish said ordinance together with statutory notice as required by law.

## **CITY MANAGER PRIVILEGE**

City Manager, Dominick Villano, reminded residents of the additional vegetative waste pick up on January 22, 2020. He also spoke about a support letter regarding reservoir water containment and lead pipe replacement.

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

Ellen DeLosh, 547 Clifton Ave., read a letter she received from Melania Trump.

John Purkert, 49 Talus Rd., discussed passing an ordinance to ban plastic bags in Clifton.

Richard Insley, 1 Shale Lane, discussed passing an ordinance to ban plastic bags in Clifton.

Ann Rea, 1 Shale Lane, discussed passing an ordinance to ban plastic bags in Clifton.

Daniel Guadet, 28 Bergen Ave., congratulated Franklin Montero on his appoint of judge in the Borough of Bergenfield, NJ. He announced that there is a vacancy on the Board of Education. He invited residents to attend a Board of Education public forum on February 19<sup>th</sup>. Mr. Guadet offered a suggestion to improve traffic and safety and School #11.

Alessia Eramo, 35 Merrill Rd., discussed the redevelopment of the Black Prince Distillery site. (Councilman Eagler left the dais). She also spoke about banning plastic bags in Clifton. (Councilman Eagler returned to the dais).

Maria Kosmider, 82 Sycamore Rd., discussed behavior at Council meetings and social media postings. She announced that Saint Peter's Haven will be hosting a 5K run on April 20, 2020.

Mayor Anzaldi asked the City Attorneys to explain the redevelopment zone process. David Bruins, Assistant City Attorney, explained that Council will ultimately decide the outcome and any concerns can be addressed at the public hearing on second reading of the ordinance.

## **COUNCIL PRIVILEGE**

### **Councilwoman Sadrakula**

Councilwoman Sadrakula asked City Manager about a resident residing in the Crawford House on City Hall grounds. Mr. Villano stated it is a personnel matter and it cannot be discussed in public. Mayor Anzaldi discussed the fact that City Hall buildings are under the City Manager's purview. Councilwoman Sadrakula asked for that directive in writing. She spoke about the

homeless in Botany Village charging their phones in the outlets in Sullivan Square. City Manager, Dominick Villano, stated he would bring it up at the next Botany SID meeting and seek advice from an electrician on how to contain the outlets. Councilwoman Sadrakula announced that there was a special sewer budget meeting earlier in the day and explained how she voted and why.

### **Councilwoman Pino**

Councilwoman Pino thanked everyone who attended the meeting. She thanked Saint Peter's Haven for all the positive things they do for the public and Mr. Guadet for his suggestion to reconfigure traffic at School #11. Councilwoman Pino stated she would research the ban on plastic bags. She spoke about the earlier sewer budget meeting and suggested all meetings be televised. Councilwoman Pino announced how she voted at the sewer budget meeting and the reasoning behind her decision.

### **Councilwoman Murphy**

Councilwoman Murphy asked City Manager, Dominick Villano, to give an example of how much a resident's sewer fee will go up with the approved 9% increase. City Manager, Dominick Villano, gave an example. Councilwoman Murphy announced Recreation Department activities. She spoke about banning plastic bags and reminded all residents of the additional vegetative waste collection.

### **Councilman Grabowski**

Councilman Grabowski thanked Dan Guadet for his recommendation to reconfigure traffic at School #11. He said it was good to see the public's input and would like to see more residents come forward with ideas. Councilman Grabowski also spoke about banning plastic bags. He explained how the sewer fee was previously removed from taxes and is now based on consumption rather than appraisal. Councilman Grabowski reminded all residents of the additional vegetative waste collection.

### **Councilman Gibson**

Councilman Gibson discussed the banning of plastic bags. He spoke about a clean-up that is needed on Route 46 between Trenton and Main Avenues. Councilman Gibson reminded residents of the additional vegetative waste collection. He spoke about the budget and explained how much one tax point increases taxes. He stated that innovative ways must be found to keep taxes down. Councilman Gibson thanked Dan Guadet for providing information for the vacancy on the Board of Education.

### **Councilman Eagler**

Councilman Eagler thanked Dan Guadet for suggesting a plan to improve traffic and safety at School #11. He suggested the proposal be put on the next joint Council and School Board meeting. Councilman Eagler discussed the sewer budget meeting that was held earlier and announced that the meeting was advertised and everyone is invited to attend. He stated there was no intention to leave the public out of the meeting. Councilman Eagler stated if the sewer fee is not increased, then any increase will have to be by way of taxes. He discussed the recent work done by PSE&G and the tearing up of City roads. He asked City Manager, Dominick Villano, when the roads will be repaved. Mr. Villano stated they will be repaved in the spring of 2020.

Councilman Gibson offered congratulations to Tommy Harris on his attainment of Eagler Scout.

Councilwoman Murphy announced a breakfast being hosted by The Democratic Club.

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**Mayor Anzaldi**

Mayor Anzaldi discussed the importance of the upcoming Census. He announced that Governor Murphy has signed a bill designating Route 19 as William J. Pascrell, Jr. Highway.

**RESOLUTIONS VOTED ON SEPERATELY**

A Motion was made by Councilman Eagler, seconded by Councilwoman Murphy to vote on the following Resolutions separately:

R048-20 Resolution Authorizing Renewal of Contracts for Prosecution of Disciplinary Matters Against Employees of the City of Clifton (1/1/20 - 12/31/20)

**RESOLUTION AUTHORIZING RENEWAL OF CONTRACTS FOR PROSECUTION OF DISCIPLINARY MATTERS AGAINST EMPLOYEES OF THE CITY OF CLIFTON (1/1/20 - 12/31/20)**

**WHEREAS**, the Council has previously authorized the renewal of contracts to the attorneys listed below to have them available to assist on an as-needed basis with the prosecution of disciplinary matters against employees of the City of Clifton; and

**WHEREAS**, the contracts have again expired and need to be renewed for 2020 at the fees as set forth below:

Firm	Fees
Richard Del Sardo, Esq.	\$125 per hour
Charles Festa, Esq.	\$125 per hour
Richard A. Gantner, Esq.	\$125 per hour
Raymond B. Reddin, Esq.	\$125 per hour

**WHEREAS**, it would be in the best interest of the City to continue to have the aforesaid attorneys available to prosecute the disciplinary charges;

**NOW, THEREFORE, BE IT RESOLVED**, that the renewal of professional services contracts as stated above is authorized; and

**BE IT FURTHER RESOLVED**, that the aforesaid fees for services for each of the aforesaid professionals shall not exceed \$5,000.00 per annum without the approval of the Municipal Attorney, and shall not exceed \$10,000 per annum without the adoption of a supplemental resolution by the Municipal Council; and

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

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

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

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R050-20 Resolution Appointing Legal Counsel to Handle Independent Investigation Services in Connection with Complaints Brought Under the City's Policy Prohibiting Sexual Harassment and Discrimination Involving Employees of the City of Clifton (2020)

**RESOLUTION APPOINTING LEGAL COUNSEL TO HANDLE INDEPENDENT INVESTIGATION SERVICES IN CONNECTION WITH COMPLAINTS BROUGHT UNDER THE CITY'S POLICY PROHIBITING SEXUAL HARASSMENT AND DISCRIMINATION INVOLVING EMPLOYEES OF THE CITY OF CLIFTON (2020)**

**WHEREAS**, the City of Clifton requires the services of outside legal counsel to represent the City of Clifton in complaints brought under the City's policy prohibiting sexual harassment and discrimination involving employees of the City of Clifton; and

**WHEREAS**, Gina Mendola Longarzo, Esq. has been providing legal services for the City of Clifton in the past in a satisfactory manner, and the Municipal Attorney recommends the continuation of her appointment as independent investigation counsel for the year 2020 when such services are required, at the rate of \$125.00 per hour, not to exceed \$17,500.00 for the term of the contract; and

**WHEREAS**, the services to be performed are professional and/or extraordinary unspecifiable services, within the meaning of those terms as used in the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq., and, accordingly, a contract may be awarded therefor without public advertising for bids and bidding in accordance with N.J.S.A 40A:11-5; and

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

**NOW, THEREFORE, BE IT RESOLVED**, that:

1. An agreement for professional legal services for outside counsel to conduct independent investigations for complaints brought under the City's policy prohibiting sexual harassment and discrimination involving employees of the City of Clifton, effective January 1, 2020, the rate to be paid for said services is \$125.00 per hour, not to exceed \$17,500 for the term of the contract. (2020)
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.

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

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R052-20 Resolution Authorizing the City of Clifton, Through the Clifton Police Department to Participate in the Defense Logistics Agency, Law Enforcement Support Office, 1033 Program to Enable the Clifton Police Department to Request and Acquire Excess Department of Defense Equipment from January 1, 2020 Through December 31, 2020

**RESOLUTION AUTHORIZING THE CITY OF CLIFTON THROUGH THE CLIFTON POLICE DEPARTMENT TO PARTICIPATE IN THE DEFENSE LOGISTICS AGENCY, LAW ENFORCEMENT SUPPORT OFFICE, 1033 PROGRAM TO ENABLE THE CLIFTON POLICE DEPARTMENT TO REQUEST AND ACQUIRE EXCESS DEPARTMENT OF DEFENSE EQUIPMENT FROM JANUARY 1, 2020 THROUGH DECEMBER 31, 2020**

**WHEREAS**, the United States Congress authorized the Defense Logistics Agency (DLA) Law Enforcement Support Office (LESO) 1033 Program to make use of excess Department of Defense personal property by making that personal property available to municipal, county and State law enforcement agencies (LEAs); and

**WHEREAS**, DLA rules mandate that all equipment acquired through the 1033 Program remain under the control of the requesting LEA; and

**WHEREAS**, participation in the 1033 Program allows municipal and county LEAs to obtain property they might not otherwise be able to afford in order to enhance community preparedness, response, and resiliency; and

**WHEREAS**, although property is provided through the 1033 Program at no cost to municipal and county LEAs, these entities are responsible for the costs associated with delivery, maintenance, fueling, and upkeep of the property, and for specialized training on the operation of any acquired property; and

**WHEREAS**, N.J.S.A. 40A:5-30.2 requires that the governing body of the municipality or county approve, by a majority of the full membership, both enrollment in, and the acquisition of any property through, the 1033 Program.

**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 Clifton Police Department is hereby authorized to acquire items of non-controlled property designated “DEMIL A,” which may include office supplies, office furniture, computers, electronic equipment, generators, field packs, non-military vehicles, clothing, traffic and transit signal systems, exercise equipment, farming and moving equipment, storage devices and containers, tools, medical and first aid equipment and supplies, personal protection equipment and supplies, construction materials, lighting supplies, beds and sleeping mats, wet and cold weather equipment and supplies, respirators, binoculars, and any other supplies or equipment of a non-military nature identified by the LEA, if it shall become available in the period of time for which this resolution authorizes, based on the needs of the Clifton Police Department, without restriction; and

**BE IT FURTHER RESOLVED** that the Clifton Police Department shall develop and implement a full training plan and policy for the maintenance and use of the acquired property; and

**BE IT FURTHER RESOLVED** that the Clifton Police Department shall provide a quarterly accounting of all property obtained through the 1033 Program which shall be available to the public upon request; and

**BE IT FURTHER RESOLVED** that this resolution shall take effect immediately and shall be valid to authorize requests to acquire “DEMIL A” property that may be made available through the 1033 Program during the period of time for which this resolution authorizes; with Program participation and all property request authorization terminating on December 31st of the current calendar year from January 1, 2020; and

**BE IT FURTHER RESOLVED** that Resolution No. 016-20 is hereby rescinded.

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

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**RESOLUTIONS**

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



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

R042-20 Resolution: Approve Claims List Resolution for the City Council Meeting of January 21, 2020:

**RESOLUTION TO APPROVE CLAIMS TO BE PAID  
MEETING OF JANUARY 21, 2020**

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

Current Fund	\$20,846,024.37
Grant Fund	\$ 74,178.36
General Capital Fund	\$ 563,765.64
Sewer Utility -Operating	\$ 99,406.12
Sewer Utility-Capital	\$ 15,299.01
Developers Escrow	\$ 11,230.89
Dog Trust	\$ 1,368.27
Police Extra Duty	\$ 245,792.25
Trust Other	\$ 57,739.48
Section 8 Public Housing	\$ 226,393.22
Community Development	\$ 4,976.88
COAH	
Self Insurance	\$ 968,997.09
Self Insurance 11	
Fire Dedicated Penalties	
Revolving Loan Fund	
Tax Title Lien Redemption	
Unemployment Trust Fund	
Library	\$ 209,200.75
General Liability Trust	\$ 15,828.41
Workers Compensation Trust	\$ 57,670.38
Federal DOJ Forfeiture	
<b>TOTAL CLAIMS</b>	<b>\$23,397,871.12</b>

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R043-20 Resolution Awarding Professional Engineering Services Contract to Environmental Resolutions, Inc. for Licensed Site Remediation Services at the DPW, Firehouse #3, Firehouse #6, City Hall and the Former Safas Site at 2 Ackerman Ave. (1/1/20 Thru 12/31/20)

**RESOLUTION AWARDING PROFESSIONAL ENGINEERING SERVICES  
CONTRACT TO ENVIRONMENTAL RESOLUTIONS, INC. FOR LICENSED SITE  
REMEDIAION SERVICES AT THE DPW, FIREHOUSE #3, FIREHOUSE #6, CITY  
HALL AND THE FORMER SAFAS SITE AT 2 ACKERMAN AVE - 1/1/20 THRU  
12/31/20**

**WHEREAS**, in accordance with a mandate by the New Jersey Department of Environmental Protection (NJDEP), the City of Clifton, by previous resolutions, appointed Rohan Tadas, presently of Environmental Resolutions, Inc., as its Licensed Site Remediation Professional (LSRP) for five sites in the City requiring remediation: the DPW, Firehouse #3, Firehouse #6, City Hall, and the former Safas site at 2 Ackerman Avenue; and

**WHEREAS**, remediation work has been ongoing on the five sites for years and must be continued and Environmental Resolutions, Inc. has submitted proposals to provide said services for the period January 1, 2020 thru December 31, 2020; and

**WHEREAS**, the City Engineer recommends that a contract for said services be awarded to Environmental Resolutions, Inc., in accordance with its submitted proposals, in the total amount not to exceed \$133,340.00, allocated to each site as follows:

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Former Safas Site	\$ 9,500.00
DPW	\$44,300.00
Firehouse #6	\$32,000.00
Firehouse #3	\$39,340.00
City Hall	\$ 8,200.00

**WHEREAS**, the Municipal Council wishes to award a contract for the remediation services to Environmental Resolutions, Inc. of Mount Laurel, NJ, for the period January 1, 2020 thru December 31, 2020 in accordance with its quotation(s), at a total cost not to exceed \$133,340.00; and

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

**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 contractor and is incorporated into the contract awarded hereby, along with the Determination of Value; and

**WHEREAS**, the value of the contract for 2020 is determined to be not to exceed \$133,340.00, and the duration of the contract is 1/1/20 - 12/31/20;

**NOW, THEREFORE, BE IT RESOLVED**, that a professional engineering services contract be awarded to Environmental Resolutions, Inc. of Mount Laurel, NJ, for professional remediation services for the DPW Site, Firehouse #3, Firehouse #6, City Hall and the former Safas Site at 2 Ackerman Avenue, for the year 2020, at a price not to exceed \$133,340.00; and

**BE IT FURTHER RESOLVED**, that the Mayor and City Clerk are hereby authorized and directed to execute a contract on behalf of the City of Clifton, and that the original of this resolution and the contract above referred to be placed on file and made available for inspection at the Office of the City Clerk of the City of Clifton; and

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

**CITY OF CLIFTON  
NOTICE OF CONTRACT AWARDED**

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

Awarded to: Environmental Resolutions, Inc., Mount Laurel, NJ  
Services: Site Remediation  
Project: DPW, Frhs #3, Frhs #6, City Hall & 2 Ackerman Ave  
Cost: Not to Exceed \$133,340.00  
Term: 1/1/20 - 12/31/20

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R044-20 Resolution Authorizing Final Payment 2017 Sidewalk & Curb Improvements A&J Contractors

**RESOLUTION AUTHORIZING FINAL PAYMENT  
2017 SIDEWALK AND CURB IMPROVEMENTS (NJDOT STATE AID)  
A & J CONTRACTORS GROUP**

**WHEREAS**, A & J CONTRACTORS GROUP of Monroe Township, New Jersey, did complete 2017 SIDEWALK AND CURB IMPROVEMENTS (NJDOT STATE AID) project in and for the City of Clifton for the total amount of ..... \$1,146,019.58

And previous payments on account of said total have been paid in the amount of. .... \$ 1,090,167.27

Leaving this FINAL PAYMENT of ..... \$ 55,852.31

**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 \$114,601.96; 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 \$55,852.31 on the claim list.

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R045-20 Resolution Authorizing the Issuance of Change Order No. 1 and Final Payment Sidewalk and Curb Improvements NJDOT State Aid

**RESOLUTION AUTHORIZING THE ISSUANCE OF  
CHANGE ORDER NO. 1 AND FINAL  
2017 SIDEWALK AND CURB IMPROVEMENTS (NJDOT STATE AID)**

**WHEREAS**, on May 7, 2019, the City of Clifton adopted Resolution R237-19 awarding a contract to A & J CONTRACTORS GROUP of MONROE TOWNSHIP, NJ, for the performance of certain public work and the furnishing of material, labor and equipment for 2017 SIDEWALK AND CURB IMPROVEMENTS (NJDOT STATE AID) in the amount of \$1,295,632.30; 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 A & J CONTRACTORS GROUP, in the amount of \$149,612.72 a 11.55% 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 \$149,612.72 a 11.55% DECREASE;

January 21, 2020

**WHEREAS**, the total contract amount is now \$1,146,019.58

**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.

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R046-20 Resolution Authorizing Final Payment Clifton DPW Vehicle Storage Facility Oil Water Separator Ranco Mechanical

**RESOLUTION AUTHORIZING FINAL PAYMENT  
CLIFTON DPW VEHICLE STORAGE FACILITY OIL WATER SEPARATOR  
INSTALLATION  
RANCO MECHANICAL LLC**

**WHEREAS**, RANCO MECHANICAL LLC of Newton, New Jersey, did complete CLIFTON DPW VEHICLE STORAGE FACILITY OIL WATER SEPARATOR INSTALLATION project in and for the City of Clifton for the total amount of ..... \$ 128,000.00

And previous payments on account of said total have been paid in the amount of. .... \$ 120,711.50

Leaving this FINAL PAYMENT of ..... \$ 7,288.50

**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 \$12,800.00; 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 \$7,288.50 on the claim list.

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R047-20 Resolution Awarding Professional Financial Advisory Services Contract to Phoenix Advisors for 2020

**RESOLUTION AWARDING PROFESSIONAL FINANCIAL ADVISORY SERVICES  
CONTRACT TO PHOENIX ADVISORS FOR 2020**

**WHEREAS**, pursuant to Resolution R511-19, adopted November 6, 2019, the City of Clifton advertised for and obtained proposals for Professional Financial Advisory Services for calendar year 2020; and,

**WHEREAS**, the Purchasing Agent received two (2) proposals, one from Phoenix Advisors, LLC, and one from NW Financial Group, LLC, for the provision of said services; and

**WHEREAS**, after reviewing the proposals, the Chief Financial Officer wishes to award a contract to Phoenix Advisors LLCs of Bordentown, New Jersey for the provision of said services, based on their fee proposal of December 24, 2019, and proven track record with the City; and

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

**WHEREAS**, this award of a fair and open contract is in accordance with N.J.S.A. 19:44-A-20.5, and N.J.S.A. 40A:11-1 et seq.; and

**WHEREAS**, the estimated value of the contract is expected to be in excess of \$17,500.00, and the duration of the contract is until the services are completed; and

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

**WHEREAS**, for all transactional services relating to the sale of Bonds or Notes (Option 1), Phoenix Advisors proposes fees based on the par amount of Bonds or Notes issued according to the following schedule (unchanged from the prior year):

- a) Fee per Bond Sale: \$9,500.00 plus \$0.50 per \$1,000 issued
- b) Fee per BAN Sale: \$1,500.00 plus \$0.20 per \$1,000 issued

Term of the contract is for calendar year 2020; and

**NOW, THEREFORE, BE IT RESOLVED**, that a professional services contract for financial advisory services is hereby awarded to Phoenix Advisors, LLC, 625 Farnsworth Avenue, Bordentown, NJ 08505, in accordance with their proposal dated December 24, 2019 in the amount as listed above; and

**BE IT FURTHER RESOLVED**, that the Mayor and City Clerk are hereby authorized and directed to execute a contract on behalf of the City of Clifton, and that the original of this resolution and the contract above referred to be placed on file and made available for the inspection at the Office of the City Clerk of the City of Clifton; and

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

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

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R049-20 Resolution Authorizing Renewal of Contracts for Hearing of Disciplinary Matters Against Employees of the City of Clifton (1/1/2020 - 12/31/2020)

**RESOLUTION AUTHORIZING RENEWAL OF CONTRACTS FOR HEARING OF DISCIPLINARY MATTERS AGAINST EMPLOYEES OF THE CITY OF CLIFTON (1/1/2020 - 12/31/2020)**

**WHEREAS**, on the Council has previously authorized the renewal of contracts to the attorneys listed below to have them available to assist on an as-needed basis with the hearing of disciplinary matters against employees of the City of Clifton; and

**WHEREAS**, the contracts have again expired and need to be renewed for 2020 at the fees as set forth below:

Firm	Fees
Hon. Joseph F. Scancarella, JSC (Ret)	\$175 per hour

January 21, 2020

**WHEREAS**, it would be in the best interest of the City to continue to have the aforesaid attorneys available to hear the disciplinary charges;

**NOW, THEREFORE, BE IT RESOLVED**, that the renewal of professional services contracts as stated above is authorized; and

**BE IT FURTHER RESOLVED**, that the aforesaid fees for services for each of the aforesaid professionals shall not exceed \$5,000.00 per annum without the approval of the Municipal Attorney, and shall not exceed \$10,000 per annum without the adoption of a supplemental resolution by the Municipal Council; and

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

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

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R051-20 Resolution Authorizing Entry Into and Execution of a Shared Services Agreement with the City of Passaic for Health Officer and Coordinator, Health Projects 3/Grant Oversight Services (1/1/20-12/31/21)

**RESOLUTION AUTHORIZING ENTRY INTO AND EXECUTION OF A SHARED SERVICES AGREEMENT WITH THE CITY OF PASSAIC FOR HEALTH OFFICER AND COORDINATOR, HEALTH PROJECTS 3/GRANT OVERSIGHT SERVICES  
1/1/20 - 12/31/21**

**BE IT RESOLVED**, that authorization is given for entry into a shared services agreement between the City of Clifton and the City of Passaic for the provision of Health Officer and Coordinator, Health Projects/3Grant Oversight Services by the City of Clifton to the City of Passaic, for the period January 1, 2020 through December 31, 2020 at a cost of \$66,950.00 for the term of the contract, with additional fees to be billed at the rate of \$71.28 per hour for special appearances at any public meetings; and

**BE IT FURTHER RESOLVED**, that upon approval and review of the agreement by the Law Department, the Mayor and City Clerk are authorized and directed to execute the agreement on behalf of the City of Clifton.

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R053-20 Resolution Authorizing Agreement Between the City of Clifton and D.I.A.L. (Disabled Information, Awareness and Living) as a Grant Sub-Recipient for 2020

**RESOLUTION AUTHORIZING AGREEMENT BETWEEN THE CITY OF CLIFTON AND D.I.A.L. (DISABLED INFORMATION, AWARENESS AND LIVING) AS A GRANT SUB-RECIPIENT FOR 2020**

**BE IT RESOLVED**, that an Agreement between the City of Clifton and D.I.A.L., as a sub-recipient of a Community Development Block Grant, conditioned upon performance of certain services and satisfaction of conditions in connection with Community Development for the City of Clifton, for performance of services for the handicapped, at a fee of \$12,000.00, for the period 1/1/20 thru 12/31/20, in the form as approved by the Law Department, be and the same is hereby authorized by the Municipal Council, and the Mayor and City Clerk be and they are hereby authorized and directed to execute the same on behalf of the City of Clifton; and

**BE IT FURTHER RESOLVED**, that the required Certificate of Availability of Funds for the above contract has been obtained from the Chief Financial Officer of the City of Clifton, and is endorsed hereon.

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 R054-20 Resolution to Introduce 2020 Budget for Clifton's Historic Botany District, Inc. Special Improvement District

**RESOLUTION TO INTRODUCE  
 2020 BUDGET FOR CLIFTON’S HISTORIC BOTANY DISTRICT, INC.  
 SPECIAL IMPROVEMENT DISTRICT**

**BE IT RESOLVED** that the attached statements of revenues and appropriations attached hereto constitute the Budget for the Clifton’s Historic Botany District, Inc. Special Improvement District for the Fiscal Year 2020, as introduced by the Mayor and Municipal Council; and

**BE IT FURTHER RESOLVED**, that the following notice was published in the Herald and News on December 27, 2019, and that a hearing on the budget be held on January 21, 2020 at the City of Clifton Municipal Building.

**FISCAL YEAR 2020 BUDGET FOR CLIFTON’S  
 HISTORIC BOTANY DISTRICT, INC.  
 SPECIAL IMPROVEMENT DISTRICT**

Income		
	SID Assessments – Collections	\$ 79,500
	SID Assessments – CDBG	\$ 17,400
	Special Events Sponsors	\$ 5,500
Total Income		\$ 102,400
Expenses:	Preferred Vendor Services	\$ 62,000
	SID Advertising & Events	\$ 13,139
	SID Streetscapes, banner, flags, structures	\$ 2,517
	SID Financial Expenses	\$ 7,344
	SID Security Patrol	\$ 17,400
	Total Expenses	\$102,400

Notice is hereby given that the 2020 Budget for Clifton’s Historic Botany District, Inc., Special Improvement District was approved by the Mayor and Municipal Council of the City of Clifton, County of Passaic on December 17, 2019. A hearing on the 2020 Budget for Clifton’s Historic Botany District, Inc. Special Improvement District will be held at Clifton City Hall, 900 Clifton Avenue, Clifton, NJ on January 21, 2020, at 8:00 p.m. at which place and time objections to said 2020 Budget for Clifton’s Historic Botany District, Inc. Special Improvement District may be presented by taxpayers or other interested persons. Copies of the budget are available in the office of the City Clerk at business hours of 8:15 a.m. through 4:15 p.m.

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 R055-20 Resolution Authorizing Execution of Cancellation of Mortgages Between the City of Clifton and Juan & Soledad Roa; and Olga Karpinski (Clifton Home Improvement Program)

**RESOLUTION AUTHORIZING EXECUTION OF CANCELLATION OF  
 MORTGAGES BETWEEN CITY OF CLIFTON AND JUAN & SOLEDAD ROA; and  
 OLGA KARPINSKI (CLIFTON HOME IMPROVEMENT PROGRAM)**

**WHEREAS**, on April 25, 2013, in conjunction with a CHIP grant to Juan & Soledad Roa, a mortgage in the amount of \$10,000.00 was given by the City of Clifton for property situated at 332 Summer Street, Clifton, New Jersey (Block 13.13, Lot 43); and

January 21, 2020

**WHEREAS**, on July 5, 2013, in conjunction with a CHIP grant to Olga Karpinski, a mortgage in the amount of \$10,000.00 was given by the City of Clifton for property situated at 352 Madison Avenue, Clifton, New Jersey (Block 20.16, Lot 26); 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.

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R056-20 Resolution of Congratulations to Tommy Harris on Attainment of Eagle Scout Award

**RESOLUTION OF CONGRATULATIONS TO TOMMY HARRIS ON ATTAINMENT OF EAGLE SCOUT AWARD**

**WHEREAS**, on Saturday, January 25, 2020, Tommy Harris will have conferred upon him the "Eagle Scout" award at an Eagle Scout Court of Honor to be held at BPO Elks Lodge in Clifton; and

**WHEREAS**, the attainment of this high honor reflects great credit not only on Tommy and his family, but also on his troop, Boy Scout Troop 74, Boy Scouts of America, and the entire community;

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

**TOMMY HARRIS**

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

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

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R057-20 for Appointment to the Clifton CA-TV Committee

**RESOLUTION FOR APPOINTMENT TO THE CLIFTON CA-TV COMMITTEE**

**WHEREAS**, the Mayor and Council of the City of Clifton, County of Passaic, State of New Jersey are in receipt of an application to become a Member of the CA-TV Committee from Kevin Kurnath;

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Municipal Council of the City of Clifton, County of Passaic, State of New Jersey that Kevin Kurnath is hereby appointed as Alternate #3 of the Clifton CA-TV Committee commencing this day through December 31, 2022.

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R058-20 Executive Session

**RESOLUTION AUTHORIZING EXECUTIVE SESSION**

**WHEREAS**, the Municipal Council deems it essential in the furtherance of the public interest, to discuss, in closed session, as expressly permitted by N.J.S.A. 10:4-12, the following subject(s), to wit:

- CON-1 National Prescription Opiate Litigation
- CON-2 Mary Pennise v. City of Clifton
- CON-3 Rita M. Grazulis-Madsen and Guy E. Madsen v. City of Clifton, et al
- CON-4 Griffin v. City of Clifton, et al
- CON-5 Update on Consolidation of Firehouses #1 and #3 – Potential Sites
- CON-6 Statute of Limitations Re: Sewer Fees – Legal Opinion
- CON-7 Police Chief – Contract Negotiations

**NOW, THEREFORE, BE IT RESOLVED** that the public shall be excused and excluded from that portion of the Council’s meeting to be held on January 21, 2020 at which time, said subject(s) shall be discussed; and

**BE IT FURTHER RESOLVED that** the discussion held at such closed session can be disclosed to the public on or about the time the matter is concluded.

**LICENSES**

**ADJOURNMENT**

Upon motion made by Councilman Grabowski, seconded by Councilman Gibson and passed on roll call vote, the meeting was adjourned at 9:15 p.m.

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

Respectfully Submitted,

Nancy Ferrigno  
City Clerk

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James Anzaldi, Mayor