

**CITY OF CLIFTON
CLIFTON, NEW JERSEY**

REGULAR MEETING MINUTES OF JANUARY 3, 2019

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

8:00 P.M. CALL OF ROLL

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

Adequate notice of this meeting has been provided by the Annual Notice of regularly scheduled meetings of the Municipal Council for the year 2019 which was published as legal advertisements in the Herald News on December 19, 2018 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 City Clerk, Michele Butler

INVOCATION

Pastor Daisy Kirchofer – Crossroads Free Methodist Church

PLEDGE TO THE FLAG

APPROVAL OF MINUTES

A Motion was made by Councilman Eagler, seconded by Councilwoman Murphy and passed on roll call vote to approve the Minutes of the Workshop, Regular and Executive Session of December 18, 2018.

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

COMMUNICATIONS FROM THE CITY MANAGER

C-1 Salime Jiminez School Traffic Guard Public Safety, resigned her position effective 11/30/2018.

C-2 Paula Kurtz School Traffic Guard Public Safety retires her position effective 01/01/2019.

C-3 Giuseppe Rubino School Traffic Guard Public Safety retires his position effective 01/01/2019.

C-4 Fire Chief Kevin McCarthy Public Safety retires his position effective 01/01/2019.

C-5 Fire Captain Christopher Botta Public Safety retires his position effective 01/01/2019.

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C-6 Deputy Fire Chief Brian J. Mulligan Public Safety retires his position effective 01/01/2019.

C-7 Ronald Williams Heavy Equipment Operator D.P.W., retired his position effective 01/01/2019.

C-8 Todd Compesi Police Officer Public Safety resigns his position effective 01/01/2019.

COMMUNICATIONS – MEETING MINUTES

C-9 Minutes of Hazardous Materials Control Board 10/17/18 & 11/21/18

C-10 Minutes of Board of Health 10/9/18 & 11/13/18

C-11 Minutes of Environmental Commission 10/3/18 & 11/7/18

C-12 Minutes of Office of Emergency Management 9/25/18

C-13 Minutes of Clifton Traffic Safety Council of December 12, 2018

C-14 Minutes of North Jersey District Water Supply Commission of November 28, 2018

C-15 Minutes of Clifton Planning Board of November 8, 2018

C-16 Minutes of the Board of Adjustment of December 19, 2018

C-17 Minutes of Passaic Valley Water Commission of November 29, 2018

ORDINANCES – FIRST READING

A. Introduction of Ordinance 7495-19

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 Eagler, and carried by roll call vote.

An Ordinance to Amend, Revise & Supplement C. 439 of the Code of the City of Clifton, Entitled "Vehicles & Traffic," More Particularly Sect 439-38 Thereof, Entitled "Handicapped Parking on Streets for Private Residences" (Adds 5 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, January 15, 2019 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, spoke about the revised trash collection schedule.

FLOOR TO MEMBERS OF THE PUBLIC

Caitlin White, 77 Vincent Drive, spoke about an increase in health costs, part time employees and benefits and interactions between members of Council.

Adele Gimon, 129 Rutherford Blvd., congratulated the new Council and spoke about the new trash/recycling guide.

Ellen DeLosh, 547 Clifton Ave., read a letter from the 60 Plus Foundation and a letter from America First Agenda.

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

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

COUNCIL PRIVILEGE

Councilman Eagler

Councilman Eagler discussed the willingness of Council to work together in the New Year, trash collection, health benefits, the Feast of Three Kings and the Epiphany.

Councilman Gibson

Councilman Gibson spoke about resignations of Crossing Guards and Police Officers. He thanked Adele Gimon for her for her kind words toward Council and wished all residents a Happy New Year.

Councilman Grabowski

Councilman Grabowski discussed the new trash collection schedule and issuing violations prematurely.

Councilwoman Murphy

Councilwoman Murphy inquired about a Crossing Guard she requested to be assigned to the Rosemawr Section. City Manager, Dominick Villano, assured he would look into the matter. Councilwoman Murphy announced a rally coming up at the Recreation Center. She wished all residents a Happy New Year.

Councilwoman Pino

Councilwoman Pino thanked everyone who supported her in the past election and wished all residents a Happy New Year.

Councilwoman Sadrakula

A Motion was made by Councilwoman Sadrakula to eliminate health care benefits for part time employees. There was no second to the Motion and same failed.

A Motion was made by Councilwoman Sadrakula to eliminate cell phone usage at City Council meetings. There was no second to the Motion and same failed.

A Motion was made by Councilwoman Sadrakula, seconded by Councilman Gibson and failed on roll call vote to support open dialogue between the public and the Council during Council meetings.

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

A Motion was made by Councilwoman Sadrakula for administration to provide a breakdown of legal expenses incurred in 2018 listed by attorney and by purpose. There was no second to the Motion and same failed.

A Motion was made by Councilwoman Sadrakula, seconded by Councilwoman Pino to open negotiations on police starting salaries and fixing the guide.

A Motion was made by Councilman Eagler, seconded by Councilman Grabowski and passed on roll call vote to table the Motion made by Councilwoman Sadrakula to be discussed in closed session.

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

Councilwoman Sadrakula discussed the January 1, 2019 special meeting with regard to a public session during the meeting.

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Mayor Anzaldi

Mayor Anzaldi discussed the Council and his salary. He announced a fundraiser being held by the Clifton High School Marching Band.

RESOLUTIONS VOTED ON SEPERATELY

A Motion was made by Councilman Eagler, seconded by Councilman Gibson and passed on roll call to vote on the following exceptions:

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

R008-19 Resolution Awarding Contract to Lerch, Vinci & Higgins for Auditing Services

RESOLUTION AWARDING CONTRACT TO LERCH, VINCI & HIGGINS, LLP FOR MUNICIPAL AUDITING SERVICES FOR FISCAL YEAR ENDING DECEMBER 31, 2019

WHEREAS, the City of Clifton requires the professional auditing services of Registered Municipal Accountant to perform certain professional auditing services as required by the Local Fiscal Affairs Law, N.J.S.A. 40A:5-1 et seq.; and

WHEREAS, Lerch, Vinci & Higgins, LLP is an accounting firm authorized by law to conduct a practice as Certified Public Accountants and Registered Municipal Accountants, recognized professions, the practice of which are regulated by law; an

WHEREAS, the Mayor and Municipal Council desire to award a contract for the required professional services for the City of Clifton to Lerch, Vinci & Higgins, LLP for the fiscal year ending December 31, 2019; under the terms of the Federal Single Audit Act of 1984, at a fee not to exceed \$70,000.00; and

WHEREAS, the cost associated with additional work as directed by the City will conform with its proposal dated December 07, 2018 and be paid accordingly; and

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

WHEREAS, the estimated value of the contract is 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

NOW, THEREFORE, BE IT RESOLVED, that a professional services contract for Auditing Services is hereby awarded to Lerch, Vinci & Higgins, 17-17 Route 208, Fair Lawn, NJ 07410 in accordance with its proposal dated December 07, 2018 at a fee not to exceed \$70,000 without the adoption of supplemental resolutions; 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 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:

A Motion was made by Councilman Eagler, seconded by Councilman Grabowski to vote on the following exception:

R039-19

A Motion was made by Councilman Grabowski, seconded by Councilman Eagler, and passed on roll call vote, to withdraw the Motion for exception on R039-19 until the entire Resolution is read by the Clerk.

The City Clerk read Resolution R039-19

A Motion was made by Councilman Eagler, seconded by Councilman Grabowski to vote on the following exception:

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

R039-19 Late - Resolution Approving Settlement of Tort Claim with Congregation Shomrei Torah and City of Clifton, City of Clifton Zoning Board and City of Clifton Planning Board

RESOLUTION APPROVING SETTLEMENT OF TORT CLAIM WITH CONGREGATION SHOMREI TORAH AND CITY OF CLIFTON, CITY OF CLIFTON ZONING BOARD and CITY OF CLIFTON PLANNING BOARD

WHEREAS, a Tort Claims Notice was filed by the Congregation Shomrei Torah of Passaic Clifton Inc., against the City of Clifton, City of Clifton Zoning Board and City of Clifton Planning Board; and

WHEREAS, the parties agreed to mediation to attempt to resolve the dispute prior to a lawsuit being commenced; and

WHEREAS, mediation was held on December 20, 2018 and a recommendation was made to settle the dispute for the sum of \$2.5 million plus the installation of additional sidewalks near the Congregation’s property; and

WHEREAS, a recommendation was made by the City’s insurance carrier to settle the case and ratify the settlement forthwith; and

WHEREAS, the Municipal Council wishes to memorialize its authorization and approval of the terms set forth in the attached settlement term sheet, dated January 3, 2019;

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

The litigation between Congregation Shomrei Torah of Passaic Clifton Inc., against the City of Clifton, City of Clifton Zoning Board and City of Clifton Planning Board shall be settled for the sum of \$2.5 million (two million five hundred thousand dollars) plus the installation additional sidewalks as set forth in the terms and conditions of the attached settlement term sheet subject to memorialization in Releases and a long form settlement agreement consistent with the terms and conditions of the attached settlement agreement.

City Attorney, Matthew Priore, explained the settlement with Shomrei Torah and discussed where the funds for the settlement would come from.

A Motion was made by Councilman Eagler, seconded by Councilman Gibson and passed on roll call vote to move the group with the following exception:

R031-19 Resolution Reappointing Members to the Board of Recreation

January 3, 2019

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

A Motion was made by Councilman Eagler, seconded by Councilman Grabowski to vote on the following exception:

R031-19 Resolution Reappointing Members to the Board of Recreation

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

RESOLUTION FOR REAPPOINTMENT OF MEMBERS OF THE CLIFTON BOARD OF RECREATION

WHEREAS, the Mayor and Council of the City of Clifton, County of Passaic, State of New Jersey are in receipt of a reappointment form from the secretary of the Clifton Board of Recreation recommending reappointment of the following members:

Member	Thomas Mullin	1/1/19 through 12/31/21
Member	John Pogorelec, Jr.	1/1/19 through 12/31/21
Member	Rosemary Trinkle Baran	1/1/19 through 12/31/21

WHEREAS, a vacancy has been left by Doreen Delancy-Williams and the secretary of the Board of Recreation has now recommended, with the approval of members of the board, that Alt. #1, Bobby Cardillo, be appointed as a Member to fill the unexpired term of Doreen Delancy-Williams commencing January 1, 2019 through December 31, 2019; and

WHEREAS, it is also recommended that Alt. #2, Jennifer Algieri, be appointed as Alternate #1 commencing January 1, 2019 through December 31, 2021; and

WHEREAS, it is also recommended that Alternate #3, Nicholas Surgent, be moved to Alternate #2;

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 above-mentioned members of the Clifton Board of Recreation be and are hereby reappointed for a three year term, commencing on January 1, 2019 through December 31, 2021; and

BE IT FURTHER RESOLVED, that Alternate #1, Bobby Cardillo, be appointed as a Member to fill the unexpired term of Doreen Delancy-Williams commencing January 1, 2019 through December 31, 2019; and

BE IT FURTHER RESOLVED, that Alternate #2, Jennifer Algieri, be appointed as Alternate #1 commencing January 1, 2019 through December 31, 2021; and

BE IT FURTHER RESOLVED, that Alternate #3, Nicholas Surgent, be appointed as Alternate #2 which term shall expire on December 31, 2020.

R003-19 Resolution: Approve Claims List Resolution for the January 3, 2019 City Council Meeting

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

Current Fund	\$	2,071,836.64
Grant Fund	\$	9,661.95
General Capital Fund	\$	
Sewer Utility - Operating	\$	25,874.27
Sewer Utility - Capital	\$	
Developers Escrow	\$	

Dog Trust	\$	875.45
Police Extra Duty	\$	48,627.50
Trust Other	\$	2,396.59
Section 8 Public Housing	\$	
Community Development	\$	
COAH	\$	
Self Insurance	\$	511,401.51
Fire Dedicated Penalties	\$	
Revolving Loan Fund	\$	
Tax Title Lien Redemption	\$	
Unemployment Trust Fund	\$	
Library	\$	76,940.82
General Liability Trust	\$	
Workers Compensation Trust	\$	18,891.24
TOTAL CLAIMS	\$	2,766,505.97

R004-19 Resolution to Approve 2019 Cash Management Plan for the City of Clifton

2019 CASH MANAGEMENT PLAN AMENDMENT

WHEREAS, N.J.S.A. 40A:5-14, State of New Jersey Local Fiscal Affairs Law, requires that each municipality to annually adopt a Cash Management Plan designed to assure the deposit, investment and proper disbursement of local funds;

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Clifton, County of Passaic, State of New Jersey, does hereby adopt the following Cash Management Plan:

A. DESIGNATION OF DEPOSITORIES

The following institutions are designated as permissible depositories for the deposit of City funds:

- | | |
|------------------------------|--------------------------------|
| CAPITAL ONE | KEARNY BANK |
| BANK OF AMERICA, N.A. | PNC BANK, National Association |
| ORITANI BANK | PROVIDENT SAVINGS BANK |
| BOILING SPRINGS SAVINGS BANK | INVESTORS SAVINGS BANK |
| SANTANDER BANK, N.A. | SPENCER SAVINGS BANK, SLA |
| WELLS FARGO BANK, N.A. | TD BANK, N.A. |
| VALLEY NATIONAL BANK | |

All depositories must conform to the Governmental Unit Deposit Protection Act ("GUDPA"), and shall provide a Notification of Eligibility from the State of New Jersey, Department of Banking, on a semi-annual basis. In addition, designated depositories shall maintain maximum FDIC or FSLIC coverage of all City funds on deposit.

B. DEPOSIT OF FUNDS All funds shall be deposited within forty-eight (48) hours of receipt, in accordance with N.J.S.A. 40A:5-15, into appropriate fund operating accounts. Non-interest bearing operating and capital accounts shall be regularly monitored for the availability of funds for investment. Debt Service and Trust accounts shall be maintained in accordance with Federal and State statutes regulating such funds. Payroll, Developers' Escrow deposits and other agency funds, which represent funds of individuals and other organizations held by the City, shall be deposited in regular, non-interest bearing checking accounts unless applicable State statutes direct otherwise. Grant funds shall be deposited in accordance with regulations of the granting government or agency.

Where compensating balances are required by any designated depository to offset the cost of services provided, an agreement between the City and the depository shall be executed, specifying the charge for each service and the balance required to offset each charge.

C. INVESTMENT INSTRUMENTS AND PROCEDURES

The City may purchase those investments permitted in N.J.S.A. 40A:5-15.1, and Local Finance Notice (LFN) 2017-24 and Resolution R531-18, which include:

United States Treasury Bonds, Notes and Bills
United States Government Agency and Instrumentality Obligations
Bonds and other obligations of the City of Clifton
Bonds and other obligations of the Clifton Board of Education
Commercial Bank Deposits and Certificates of Deposit
New Jersey Arbitrage Rebate Management Fund
Savings Bank Deposits and Certificates of Deposit
State of New Jersey Cash Management Fund

The City may purchase other obligations approved by the Division of Investment of the Department of Treasury for investment by local units.

Investments shall be limited to a maturity of not more than one year unless a longer term is permitted by applicable Federal or State regulations. Allowable investments with maturities which extend beyond the end of the City's fiscal year shall be permitted only if interest accrued on the investment is credited to the City at the end of the fiscal year for the purpose of realizing budgetary revenue.

The purchase of Certificates of Deposit shall be made based on the availability of funds for investment and the analysis of projected cash flows. Bids for Certificates of Deposit will be solicited of at least three designated depositories only if the amount available for investment is \$100,000 or greater. Telephone bids will be solicited by the Chief Financial Officer, or designated staff member. Bidders shall specify the principal amount, interest rate and maturity of the investment. A check or wire transfer will be made available to the winning bidder on the same business day the bid is awarded. Where the return on a proposed investment does not exceed the cost of making such investment, the Chief Financial Officer will not make the investment. The Chief Financial Officer shall have the discretion to award an investment to the depository wherein the funds reside, should that institution's quoted interest rate be less than other quoted rates, and the differential in interest rates is not more than twenty-five (25) basis points (0.25%), providing that the term of the investment is thirty (30) days or less. The Chief Financial Officer shall have the discretion to reject all bids.

D. DISBURSEMENT OF FUNDS

All funds shall be disbursed as authorized and directed by the City Council, except that the Chief Financial Officer shall have the authority to make disbursements prior to receiving the approval of the Municipal Council in extreme emergencies where the safety of the public is jeopardized. In addition, the following disbursements may be made prior to receiving approval of the Municipal Council:

County Taxes	Petty Cash Reimbursements
County Open Space Taxes	Postage
Debt Service	Purchase of Investments
Insurance Premiums	Salaries and Wages
Interfunds	School Taxes
Public Library Tax Levy	Self-Insurance Payments
Payroll Withholding Amounts	Special Improvement District Taxes
Passaic Valley Sewer Payments	State of NJ Pension Obligations

- Manual Checks as approved in writing by the City Manager

For disbursements relative to payroll tax withholding, the City Council may authorize the use of a servicer to take possession of local unit funds and execute the disbursements of the City to the taxing authorities. Tasks to be performed by the servicer may include report preparation, calculation of withholding and direct deposit of payroll disbursements.

The Chief Financial Officer is designated the "approval officer" responsible for authorizing and supervising the activities of the servicer. In cases where the servicer takes possession of local

unit funds for payment of payroll claims, the approval officer is charged with ensuring that payments are made on a timely basis by regularly securing third party confirmation of such.

Disbursements shall be executed via electronic wire transfer of funds by the Chief Financial Officer, or designated staff member, when that method of payment will result in a financial benefit to the City in the form of increased investment income.

E. PETTY CASH FUND Reimbursements for expenditures through the Petty Cash Fund shall be made within the limits approved by the Director of the Division of Local Government Services. The Petty Cash Fund shall be maintained in accordance with N.J.S.A. 40A:5-21. Individual reimbursements from the Petty Cash Fund shall not exceed \$45 per item. The following Petty Cash Fund shall be maintained:

Recreation \$200

F. BONDING The following officials shall be covered by surety bonds; said surety bonds to be examined by the independent auditor to insure their proper execution:

Chief Financial Officer Tax Collector City Treasurer
Court Administrator Municipal Court Judge(s) Deputy Court Administrator(s)

Staff members of the Department of Finance and Tax Collection not covered by separate surety bonds shall be covered by a Public Employee's Faithful Performance Bond.

G. COMPLIANCE

The Cash Management Plan of the City of Clifton shall be subject to the approval of the City's Legal Counsel, and shall be subject to the annual audit conducted pursuant to N.J.S.A. 40A:5-4.

As stated in N.J.S.A. 40A:5-14, the official(s) charged with the custody of City funds shall deposit them as instructed by this Cash Management Plan, and shall thereafter be relieved of any liability or loss due to the insolvency or closing of any designated depository.

If, at any time, this Cash Management Plan conflicts with any regulation of the State of New Jersey, or any department thereof, the applicable State regulations shall apply.

R005-19 Resolution to Approve 2019 Refund Cancellation Resolution for Small Balances

REFUND CANCELLATION RESOLUTION

WHEREAS, the New Jersey Local Fiscal Affairs Law allow municipalities to cancel refunds of \$10.00 or less; and

WHEREAS, N.J.S.A. 40A:5-17.1 (b) states "...the governing body of a municipality may adopt a resolution authorizing a municipal employee chosen by the governing body to process, without further action on the part of the governing body, the cancellation of any property tax refund, delinquency, or the charges and fees imposed by the municipality of less than \$10.00"; and

WHEREAS, the Finance Office would like to streamline our record maintenance to be fiscally responsible and also include escrow accounts;

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 Mayor and Council authorize the Chief Financial Officer and City Treasurer to cancel all refunds due for up to \$10.00 as outlined in N.J.S.A. 40A:5-17.1;

BE IT FURTHER RESOLVED, that the Finance Office is authorized to cancel said balances and correct the City's financial records for these cancellations.

January 3, 2019

R006-19 Resolution: 2019 Temporary Budget for the Clifton Sewer Utility

**2019 TEMPORARY BUDGET
CLIFTON SEWER UTILITY**

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 Sewer Utility for the purpose and amounts requested in the manner and time therein provided; and,

WHEREAS, the adoption of this resolution is prior to the 30th day of January 2019; and,

WHEREAS, 26.25% of the total appropriations in the 2018 Sewer Utility Budget, exclusive of any appropriations made for debt service and capital improvement fund, is in the sum of \$2,341,421.00,

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 2019 Sewer Utility Budget as follows:

Sewer Department	Department Code	Amount
Sewer / Storm System – Salaries	07-201-26-291-101	\$ 200,000.00
Sewer / Storm System – Expenses	07-201-26-291-405	\$ 100,000.00
Audit and Accounting	07-201-20-135-334	\$ 10,000.00
Insurance – General Liability	07-201-23-210-310	\$ 20,000.00
Insurance – Self-Insurance	07-201-23-215-340	\$ 20,000.00
Insurance – Group Health	07-201-23-220-310	\$ 100,000.00
Sewer Fees – PVSC	07-201-31-455-290	\$1,850,000.00
Statutory Exp – Employer Taxes	07-201-36-472-300	\$ 15,000.00
Emergency Repairs	07-201-26-291-601	\$ 26,421.00
Total Temporary Budget Amendment:		\$2,341,421.00
Debt Service Payments:		
Bond Principal	07-201-45-920-342	\$1,750,000.00
Bond Interest	07-201-45-930-344	\$ 670,000.00
NJ Wastewater Trust	07-201-45-941-347	\$ 55,000.00
Total Debt Service for Sewer Utility:		\$2,475,000.00
Total Temporary Budget and Debt Service:		\$4,816,421.00

R 007-19 Resolution: 2019 Temporary Budget for the City of Clifton's Municipal Budget

2019 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,

WHEREAS, the adoption of this resolution is prior to the 30th day of January 2019; and,

WHEREAS, 26.25% of the total appropriations in the 2018 Municipal Budget, exclusive of any appropriations made for debt service, capital improvement fund, and public assistance is in the sum of \$27,329,448.21,

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 2019 Municipal Budget as follows:

Department	Department Code	Amount
See Attached Worksheets		
Total Temporary Budget Amendment:		\$27,329,448.21
Debt Service Payments:		
Bond Principal	01-201-45-920-342	\$6,300,000.00
Bond Interest	01-201-45-930-344	\$1,465,000.00
NJ Green Acres Trust	01-201-45-940-348	\$ 81,000.00
Total Debt Service for the City:		\$ 7,846,000.00
Total Temporary Budget and Debt Service:		\$35,175,448.21

R009-19 Resolution Awarding Professional Bond Counsel Contract to Wilentz, Goldman & Spitzer 2019

**RESOLUTION AWARDING PROFESSIONAL BOND COUNSEL SERVICES
CONTRACT TO WILENTZ, GOLDMAN & SPITZTER FOR 2019**

WHEREAS, the City of Clifton requires professional bond counsel services for calendar year 2019; and

WHEREAS, the Purchasing Agent has solicited a proposal from current bond counsel for the provision of said services, and has received a response thereto; and

WHEREAS, after reviewing the proposal, the Chief Financial Officer wishes to award a contract to Wilentz, Goldman & Spitzer for the provision of said services, in accordance with its proposal dated December 7, 2018; 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 is of a non-fair and open contract in accordance with N.J.S.A. 19:44A-20.5; and

WHEREAS, the value of the contract is expected to be in excess of \$17,500.00 and the term of the contract is for calendar year 2019; and

WHEREAS, the Business Entity Disclosure Certification has been received from the contractor and is incorporated in the contract hereby, along with the determination of the value; and

WHEREAS, the proposed fees are as follows:-

- Fee Per Bond Ordinance Preparation \$300.00 for single purpose issue or \$400.00 for Multipurpose issue
- Fee Per Bond Sale \$2,000.00 plus \$1.00 per \$1,000.00 Issued
- Fee Per BAN Sale \$600.00 Minimum, \$0.60 per \$1,000.00 Issued
- Hourly Rate for the Services \$100.00 to \$150.00 per hour

January 3, 2019

NOW, THEREFORE, BE IT RESOLVED, that a professional services contract for bond counsel services is hereby awarded to Wilentz, Goldman & Spitzer, 90 Woodbridge Center Drive, P.O. Box 110, Suite 900, Woodbridge, NJ 07095 in accordance with its proposal dated December 7, 2018,; 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:

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. 40A: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: Wilentz, Goldman & Spitzer
Services: Bond Counsel
Cost:
Fee Per Bond Ordinance Preparation
\$300.00 for single purpose Issue or \$400.00 for Multipurpose issue
Fee Per Bond Sale \$2,000.00 plus \$1.00 per \$1,000.00 Issued
Fee Per BAN Sale \$600.00 Minimum, \$0.60 per \$1,000.00 Issued
Hourly Rate for the Services \$100.00 to \$150.00 per hour

R010-19 Resolution Awarding Professional Financial Advisory Services Contract to Phoenix Advisors 2019

**RESOLUTION AWARDING PROFESSIONAL FINANCIAL ADVISORY SERVICES
CONTRACT TO PHOENIX ADVISORS FOR 2019**

WHEREAS, the City of Clifton requires professional financial advisory services for calendar year 2019; and

WHEREAS, the Purchasing Agent has solicited a proposal from its current professional financial advisory firms for the provision of said services, and has received a response thereto; 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, in accordance with its proposal dated December 7, 2019; 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 is of a non-fair and open contract in accordance with N.J.S.A. 19:44-A-20.5; and

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

WHEREAS, the Business Entity Disclosure Certification has been received from 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:

- 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 2019; and

NOW, THEREFORE, BE IT RESOLVED, that a professional services contract for financial advisory services is hereby awarded to Phoenix Advisors in accordance with its proposal dated December 7, 2018 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:

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. 40A: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:	Phoenix Advisors LLC, Bordentown, New Jersey
Services:	Financial Advisory Services
Cost:	Fee for Bonds: \$9,500.00 plus \$0.50 per \$1,000 issued
	Fee for Notes: \$1,500.00 plus \$0.20 per \$1,000 issued
Term:	Calendar Year 2019

R011-19 Resolution Awarding Contract for Traffic Signal Upgrades at the Intersection of Passaic Avenue and Allwood Road

RESOLUTION AWARDED CONTRACT FOR TRAFFIC SIGNAL UPGRADES AT THE INTERSECTION OF PASSAIC AVENUE AND ALLWOOD ROAD

WHEREAS, the City Engineer solicited informal quotes for Traffic Signal Upgrades at the Intersection of Passaic Avenue and Allwood Road; and

WHEREAS, in response thereto two (2) informal quotes were received, and a report was submitted to the City Manager wherein the City Engineer recommends the award of a contract for said services to Foggia Trinity Electric of Scotch Plains, NJ who provided the lowest quotation of \$33,575.00; and

WHEREAS, the contract is within the bidding threshold and therefore 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 is of a no-fair and open contract in accordance with N.J.S.A. 19:44-A-20.5, and, therefore, the Business Entity Disclosure Certification has been received from the contractor and is incorporated into the contract awarded hereby, along with the Determination of Value; and

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WHEREAS, the value of the contract is \$33,575.00, and the duration of the contract is until completion; and

WHEREAS, there are funds available for the payment of the services, and the Chief Financial Officer has certified the availability of funds hereon;

NOW, THEREFORE, BE IT RESOLVED, that a contract for Traffic Signals Upgrades at the Intersection of Passaic Avenue and Allwood Road be and the same is hereby awarded to Foggia Trinity Electric of Scotch Plains, NJ, at a total price of \$33,575.00; 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

BE IT FURTHER RESOLVED, that the original of the resolution and the contract above referred to be placed on file and made available for public inspection in the Office of the City clerk of the City of Clifton.

R012-19 Resolution Awarding Professional Services for Zalenka Park Improvements

**RESOLUTION AWARDING PROFESSIONAL SERVICES CONTRACT TO MOTT
MACDONALD LLC FOR DESIGN PHASE OF ZALENKA PARK IMPROVEMENTS
FOR CALENDER YEAR 2019**

WHEREAS, the City of Clifton requires professional services for design of the Zalenka Park Renovation for calendar year 2019; and

WHEREAS, the Purchasing Agent has solicited a proposal from Mott MacDonald professional firm for the provision of said services, and has received one response thereto; and

WHEREAS, after reviewing the proposal, the Recreation Department wishes to award a contract to Mott MacDonald LLC for the provision of said services, in accordance with its proposal dated December 6, 2018; 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, the value of the contract is determined to exceed \$17,500.00 and the term of the contract is for calendar year 2019; and

WHEREAS, this award is of 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 Mott MacDonald LLC. and is incorporated in the contract awarded hereby, along with the Determination of Value; and

NOW, THEREFORE, BE IT RESOLVED, that a professional services contract for design phase of Zalenka Park Renovations is hereby awarded to Mott MacDonald LLC, 111 Wood Avenue South, Iselin, NJ, 08830-4112 for amount not to exceed \$21,100.00 in accordance with its proposal dated December 6, 2018.; 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.

R013-19 Resolution Authorizing Permission to Bid for Computer Components (MIS)

**RESOLUTION AUTHORIZING PERMISSION TO BID FOR
COMPUTER COMPONENTS (MIS)**

WHEREAS, the City of Clifton shall incur expense exceeding \$17,500, except where either authorized by law or waived by the Municipal Council up to the State of New Jersey bid threshold; and

WHEREAS, the City of Clifton seeks merchandise estimated to cost in excess of \$17,500 without waiver; and

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Municipal Council of the City of Clifton, that authorization is hereby given to solicit bids for the Computer Components and that the City Clerk is authorized to advertise the Notice to Bidders when bid specs are completed. And the requirement of the performance bond is hereby waived.

R014-19 Resolution Awarding Contract for Spanish Interpreting Services (Municipal Court)

**RESOLUTION AWARDING CONTRACT FOR SPANISH INTERPRETING SERVICES
(MUNICIPAL COURT)**

WHEREAS, bids for Spanish Interpreting Services were received and opened on December 27, 2018; and

WHEREAS, three vendors picked up the bid packages the following one (1) bid was received:

	Session Rate	Sessions	Total Cost
Fernandez Translating Services	\$175.00 p/s	284	\$ 49,700.00

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Municipal Council that:

1. A contract for Spanish Interpreting Services for the Municipal Court is hereby awarded to the lowest, responsive bidder Fernandez Translating Services, 43 Myron Street, Clifton, NJ 07014, in accordance with bids received December 27, 2018.
2. Term of this contract shall be for 12 consecutive months and shall commence on January 1, 2019 and end on December 31, 2019. The City reserves the right to renew said contract for one two-year or two one-year extensions.
3. Fernandez Translating Services shall render services (as defined in the bid specifications) on a daily session basis, a session as defined by the Municipal Court, for a flat fee of \$175.00 per session (approximately 284 sessions per year) for an estimated total of \$49,700.00. In the event that Fernandez Translating Services is required to work in excess of said hours (as defined in the bid specifications), it shall be with no additional compensation.

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

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

R015-19 Resolution Authorizing Purchases off of the New Jersey State Contract and Cooperative Purchasing Contracts Pursuant to N.J.S.A. 40A:11-10, N.J.S.A. 40A:11-12A and N.J.A.C. 5-34-7.1 et seq. for Calendar Year

**RESOLUTION AUTHORIZING PURCHASES OFF OF THE NEW JERSEY STATE
CONTRACT AND COOPERATIVE PURCHASING CONTRACTS PURSUANT TO
N.J.S.A. 40A:11-10, N.J.S.A. 40A:11-12A and N.J.A.C 5-34-7.1 et seq FOR CALENDER
YEAR 2019**

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WHEREAS, the City of Clifton pursuant to N.J.S.A 40A:11-12a and N.J.A.C 5:34-7.1 et seq., may by resolution and without advertising for bids, purchase any goods and/or services off of the New Jersey Cooperative Purchasing Program for any State contracts entered into on behalf of the State by the Division of Purchase and Property in the Department of the Treasury and, as well as, through Cooperative Purchasing Contracts of which the City is an authorized member; and

WHEREAS, the City has the need on a timely basis to purchase goods and/or services utilizing New Jersey State contracts as well as Cooperative Purchasing Contracts; and

WHEREAS, the City of Clifton intends to enter into New Jersey State Contracts as well as Cooperative Purchasing Contracts by means of this resolution and property executed contracts, which shall be subject to the Local Public Contracts Law N.J.S.A. 40A:11-1 et seq. and N.J.A.C. 5-34-7.1 et seq; and

WHEREAS, this resolution does not alter the Municipal Council's Rules of Order No.4, which states that the City Manager shall incur no expense exceeding \$17,500.00 except where authorized by law or the Municipal Council, which remains in effect; and

NOW, THEREFORE, BE IT RESOLVED, that pursuant to the New Jersey Local Public Contracts Law N.J.S.A 40A:11-1 et seq. and N.J.A.C 5:34-7.1 et seq. the Mayor and Municipal Council of the City of Clifton, hereby authorizes the Purchasing Agent to purchase goods and services through the New Jersey State Contract as well as through Cooperative Purchasing Contracts of which the City is an authorized member pursuant to all applicable conditions of individual State and Cooperative contracts and the Municipal Council's Rules of order; and

BE IT FURTHER RESOLVED, that the Mayor and Municipal Council of the City of Clifton, pursuant to N.J.A.C 5:30-5.5(b), the certification of available funds, shall either certify the full maximum amount against the budget at the time the contract is awarded, or no contract amount against the budget at the time the contract is awarded, or no contract amount shall be chargeable or certified until such time as the goods and/or services are ordered or otherwise called for prior to placing the order, and a certification of availability of funds is made by Chief Financial Officer; and

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

R016-19 Resolution Authorizing the Increase of Funds on Existing Blanket Purchase Order for Baurys Thomas D.B.A. Garden State A/C & Heating

**RESOLUTION AUTHORIZING THE INCREASE OF FUNDS ON
EXISTING BLANKET PURCHASE ORDER FOR BAURYS
THOMAS D.B.A. GARDEN STATE A/C HEATING**

WHEREAS, on January 16, 2018, the Mayor and Council approved Resolution R019-18 titled "Resolution Authorizing Purchases off of the New Jersey State Contract and through Competitive Purchasing Contracts Pursuant to N.J.S.A 40A:11-10, N.J.S.A. 40A:11-12A and N.J.A.C. 5:34-1 for Calendar year 2018"; and

WHEREAS, to date the Department has spent \$15,000.00 on the services and repairs of the A/C Units and Heating units to all the City Buildings from Baurys Thomas D.B.A. Garden State A/C & Heating of NJ; and

WHEREAS, at this time, the Department of Public Works request the Mayor and Council's authorization to increase funds in the amount of \$4,330.00 (which brings the total contract amount to \$19,330.00) on existing blanket Purchase order 27589; and

WHEREAS, this increase is necessary for the continued services and repairs of the A/C Units & Heating units to all the City Buildings; and

NOW, THEREFORE BE IT RESOLVED, the Mayor and Municipal Council do hereby authorize the additional funds in the amount of \$4,330.00 to be expended for said services, which brings the total amount of the contract for the remainder of the year to \$19,330.00

R017-19 Resolution Awarding Contract to DeCotiis, FitzPatrick, Cole & Giblin, LLP, for General Environmental Counsel Services for 2019

RESOLUTION AWARDING CONTRACT TO DE COTIIS, FITZPATRICK, COLE & GIBLIN, LLP, FOR GENERAL ENVIRONMENTAL COUNSEL SERVICES FOR 2019

WHEREAS, the City of Clifton requires the services of environmental counsel to perform certain legal services for the City of Clifton in connection with various matters; and

WHEREAS, De Cotiis, Fitzpatrick, Cole & Giblin, LLP of Teaneck, NJ, have been providing legal services for the City of Clifton in connection with the redevelopment of the former Hoffman-LaRoche site in a satisfactory manner and the City's Licensed Site Remediation Professional (LSRP) has advised of the need for environmental counsel in connection with other sites which he is overseeing for the City; and

WHEREAS, the De Cotiis firm is agreeable to providing said general environmental counsel services for 2019 at the rate of \$175.00 per hour, not to exceed \$10,000 for the term of the contract, without a supplemental resolution; and

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

WHEREAS, 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 (in combination with other matters) is expected to be in excess of \$17,500.00, and the duration of the contract is from January 1, 2019 to December 31, 2019; 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 general environmental counsel services, in the form as approved by the Clifton Law Department, is awarded to De Cotiis, Fitzpatrick, Cole & Giblin, LLP, effective January 1, 2019 through December 31, 2019, the rate to be paid for said services is \$175.00 per hour, not to exceed \$10,000.00 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:

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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: De Cotiis, Fitzpatrick, Cole & Giblin, LLP of Teaneck, NJ
Services: Environmental Counsel Services
Project: Various Sites
Amount: \$175 per hour, not to exceed \$10,000 for the contract term
Term: 1/1/19 - 12/31/19

R018-19 Resolution Authorizing Renewal of Contracts for Special Tax Appeal Counsel Services (1/1/19 - 12/31/19)

**RESOLUTION AUTHORIZING RENEWAL OF CONTRACTS FOR SPECIAL TAX
APPEAL COUNSEL SERVICES (1/1/19 - 12/31/19)**

WHEREAS, on November 4, 2015, the Council awarded contracts to the attorneys listed below to have them available to assist on an as-needed basis with the complex tax appeal litigation in the Tax Court of New Jersey; and

WHEREAS, the contract renewals have expired and need to be renewed for 2019 at the same fees as set forth below:

Firm	Fees
DeCotiis, FitzPatrick, Cole & Giblin, LLP	\$150 per hour
Dorsey & Semrau	\$150 per hour
Harry Haushalter	\$150 per hour
Douglas M. Sandriff	\$150 per hour

WHEREAS, it would be in the best interest of the City to continue to have the aforesaid attorneys available to assist the City as needed according to their differing areas of expertise and the complexity of various pending appeals;

NOW, THEREFORE, BE IT RESOLVED, that a list of the aforesaid professionals be maintained to assist the City with tax appeals according to their respective areas of expertise, on an as-needed basis; and

BE IT FURTHER RESOLVED, that the aforesaid fees for services for each of the aforesaid professionals 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.

R019-19 Resolution Awarding Professional Services Contract to Hannoeh Appraisal Co. for Assistance with Tax Appeals for 2019

RESOLUTION AWARDING PROFESSIONAL SERVICES CONTRACT TO HANNOCH APPRAISAL CO. FOR ASSISTANCE WITH TAX APPEALS FOR 2019

BE IT RESOLVED, that the 2018 professional services contract for assistance with pending tax appeals in the New Jersey Tax Court with Hannoch Appraisal Co. of Livingston, New Jersey, is renewed for the year 2019, on the same terms and conditions.

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

**CITY OF CLIFTON
NOTICE OF RENEWAL OF CONTRACT**

The City of Clifton has renewed 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: Hannoch Appraisal Co., Livingston, NJ
Services: Assistance with tax appeals pending in the NJ Tax Court
Amount: Not to exceed \$40,000
Term: Until completion

R020-19 Resolution Authorizing Execution of Cancellation of Mortgage Between City of Clifton and Yuri Turchyn & Christina Kotlar (Clifton Home Improvement Program)

RESOLUTION AUTHORIZING EXECUTION OF CANCELLATION OF MORTGAGE BETWEEN CITY OF CLIFTON AND YURI TURCHYN & CHRISTINA KOTLAR (CLIFTON HOME IMPROVEMENT PROGRAM)

WHEREAS, on May 5, 2014, in conjunction with a CHIP grant to Yuri Turchyn and Christina Kotlar, a mortgage in the amount of \$7,825.00 was given by the City of Clifton for property situated at 90 Arlington Avenue, Clifton, New Jersey (Block 7.01, Lot 17); and

WHEREAS, the Program Director of the Clifton Home Improvement Program has advised that the aforesaid mortgage has been repaid;

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.

R021-19 Resolution Extending Janitorial Services Contract to JRP Cleaning Service, Inc. Pursuant to N.J.S.A. 40A:11-5(1)(a) for the Period January 1, 2019 Through June 30, 2019

RESOLUTION EXTENDING JANITORIAL SERVICES CONTRACT TO JRP CLEANING SERVICE, INC. PURSUANT TO N.J.S.A. 40A:11-5 (1)(a) FOR THE PERIOD JANUARY 1, 2019 THROUGH JUNE 30, 2019

WHEREAS, on September 19, 2018, the City of Clifton awarded a contract for Janitorial Services for the following locations for the period September 24, 2018 through December 31, 2018:

1. Clifton City Hall Complex
2. Clifton Recreation Center
3. Main Memorial Field House

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4. Clifton DPW

WHEREAS, JRP Cleaning Service, Inc. had submitted a written proposal for the furnishing of said services, dated June 19, 2018, which includes the period from January 1, 2019 through June 30, 2019; and

WHEREAS, the City wishes to extend the said contract for the period January 1, 2019 through June 30, 2019, on the same terms and conditions, and JRP Cleaning Services, Inc. has agreed to said extension; and

WHEREAS, JRP Cleaning Service, Inc. is a Sheltered Workshop and, as such, is exempt from bidding as per Local Public Contracts Law, N.J.S.A. 40A:11-5(1)(a); and

WHEREAS, this award is of a non-fair and open contract in accordance with N.J.S.A. 19:44-A-20.4 et seq; and

WHEREAS, the value of the contract is expected to be in excess of \$17,500.00 and the duration of the contract is until June 30, 2019; and

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

WHEREAS, there are funds available for the payment for said services, and the Chief Financial Officer has endorsed his Certification of Funds hereon;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Municipal Council do hereby approve and authorize the extension of the aforementioned Janitorial Services Contract to JRP Cleaning Service, Inc. of 20 Dewitt Avenue, Belleville, NJ 07109, at the weekly rate of \$1,914.00, not to exceed \$49,764.00 for the contract extension term January 1, 2019 through June 30, 2019; and

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

R022-19 Resolution Awarding Professional Services Contract to Hendricks Appraisal Company, LLC for General Appraisal Services in Connection with Tax Appeal(s) for 2019

RESOLUTION AWARDING PROFESSIONAL SERVICES CONTRACT TO HENDRICKS APPRAISAL COMPANY, LLC FOR GENERAL APPRAISAL SERVICES IN CONNECTION WITH TAX APPEAL(S) FOR 2019

WHEREAS, the City of Clifton is in need of professional appraisal services in connection with tax appeals filed in the Tax Court of New Jersey; and

WHEREAS, the City has solicited a proposal for said services from Hendricks Appraisal Company, LLC, who has been providing the City of Clifton satisfactory with appraisal services in the past; and

WHEREAS, Hendricks Appraisal Company, LLC has submitted a proposal to provide said services at a cost of \$150.00 per hour, and the Clifton Tax Assessor recommends the award of a contract for said professional services; and

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

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

WHEREAS, the estimated value of the contract (in combination with other matters) is expected to be in excess of \$17,500.00, and the duration of the contract is from January 1, 2019 to December 31, 2019; and

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

WHEREAS, there are funds available for the payment of the aforesaid services and the Chief Financial Officer has endorsed the availability of funds hereon;

NOW, THEREFORE, BE IT RESOLVED, that a professional services contract for appraisal services in connection with tax appeals filed in the Tax Court of New Jersey is awarded to Hendricks Appraisal Company, LLC of West Orange, NJ, in accordance with its submitted proposal dated December 13, 2018, at a cost of \$150.00 per hour; however, not to exceed \$10,000.00 without the express written approval of the Municipal Council; and

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

BE IT FURTHER RESOLVED, that 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.

R023-19 Resolution Appointing Municipal Housing Liaison

RESOLUTION APPOINTING MUNICIPAL HOUSING LIAISON

BE IT RESOLVED, that the City Planner, Nicholas Graviano, be and hereby is appointed as the Municipal Housing Liaison for the City of Clifton, commencing January 1, 2019, pursuant to Art II, entitled Affordable Housing Administration, of Chapter 7, entitled Affordable Housing, of the Code of the City of Clifton; and

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to and filed with the Council on Affordable Housing (COAH) so that their records can be updated in accordance with the within resolution.

R024-19 Resolution Approving the Sublease of Block 80.02, Lot 4.03 by Kingsland Street Parking Urban Renewal, LLC from Kingsland Street Urban Renewal, LLC and Authorizing the Partial Assignment of the Phase I Redevelopment Agreement and Phase I Financial Agreement by Kingsland Street Urban Renewal, LLC to Kingsland Street Parking Urban Renewal, LLC

RESOLUTION APPROVING THE SUBLEASE OF BLOCK 80.02, LOT 4.03 BY KINGSLAND STREET PARKING URBAN RENEWAL, LLC FROM KINGSLAND STREET URBAN RENEWAL, LLC AND AUTHORIZING THE PARTIAL ASSIGNMENT OF THE PHASE I REDEVELOPMENT AGREEMENT AND PHASE I FINANCIAL AGREEMENT BY KINGSLAND STREET URBAN RENEWAL, LLC TO KINGSLAND STREET PARKING URBAN RENEWAL, LLC

WHEREAS, the City Council (the “City Council”) of the City of Clifton (the “City”) identified certain properties in the City designated as Block 80.02, Lots 1 and 4 and Block 79.04, Lots 10 and 21 on the official Tax Map of the City (collectively, the “Study Area”), also known as the Hoffmann-La Roche site, to be considered for designation as a non-condemnation “area in need of redevelopment” under the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq. (the “LRHL”); and

WHEREAS, by Resolution R513-14 adopted November 5, 2014, the City Council directed the Planning Board of the City of Clifton (the “Planning Board”) to conduct a preliminary investigation to determine whether the Study Area, or any portions thereof, constitute a non-

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condemnation “area in need of redevelopment” according to the criteria set forth in N.J.S.A. 40A:12A-5; and

WHEREAS, a preliminary investigation/report entitled “Redevelopment Study Area, Determination of Need, Hoffmann-La Roche Site – Nutley/Clifton” dated February 5, 2015, was prepared and issued by Maser Consulting, P.A. (the “Preliminary Investigation”); and

WHEREAS, N.J.S.A. 40A-12A-6(b)(4)-(5) of the LRHL provides in pertinent part relative to the Planning Board’s public hearing on the Preliminary Investigation and whether the Study Area should be considered for designation as a non-condemnation “area in need of redevelopment”:

“(4) At the hearing, which may be adjourned from time to time, the planning board shall hear all persons who are interested in or would be affected by a determination that the delineated area is a redevelopment area. All objections to such a determination and evidence in support of those objections, given orally or in writing, shall be received and considered and made part of the public record.

(5) (a) After completing its hearing on this matter, the planning board shall recommend that the delineated area, or any part thereof, be determined, or not be determined, by the municipal governing body to be a redevelopment area”; and

WHEREAS, on April 23, 2015, the Planning Board held a public hearing during which any persons interested in or affected by a determination that the Study Area is a redevelopment area were given the opportunity to be heard, and any objections to such a determination and evidence in support of those objections, were received and considered and made part of the public record; and

WHEREAS, the Planning Board concurred and agreed with the reasons stated in the Preliminary Investigation that the Study Area constitutes and meets the criteria under the LRHL supporting the recommendation that the Study Area be delineated as a non-condemnation “area in need of redevelopment”; and

WHEREAS, on April 23, 2015, the Planning Board adopted a Resolution recommending that Block 80.02, Lots 1 and 4, and Block 79.04, Lots 10 and 21, as shown on the official Tax Map of the City of Clifton (the “Property”), be determined by the City Council to be a non-condemnation “area in need of redevelopment” under the LRHL; and

WHEREAS, the City Council concurred and agreed with the Planning Board’s recommendation, as supported by the reasons stated in the Preliminary Investigation, that the Property constitutes and meets the criteria under the LRHL and that the Property should be determined and declared a non-condemnation “area in need of redevelopment”; and

WHEREAS, on May 5, 2015, the City Council adopted Resolution R251-15 declaring the Property a non-condemnation “area in need of redevelopment” under the LRHL; and

WHEREAS, on July 19, 2016, after conducting the requisite hearings therefor, the City Council, pursuant to Ordinance O-7309-16, adopted the redevelopment plan entitled Clifton Hoffmann-La Roche Redevelopment Plan – Phase I (the “Phase I Redevelopment Plan”) for a portion of the Property comprised of Block 80.02, Lot 4 (the “Phase I Premises”) in accordance with the provisions of the LRHL, which Phase I Redevelopment Plan provides, inter alia, that, at the City’s discretion, the designated redeveloper of the Phase I Premises shall enter into a financial agreement with the City under the Exemption Law (as defined herein); and

WHEREAS, on August 3, 2016, the City Council (a) designated Kingsland Street Urban Renewal, LLC (“Kingsland”) as the redeveloper of the Phase I Premises; and (b) authorized the City to enter into a redevelopment agreement pursuant to Resolution R441-16, setting forth the terms and conditions by which Kingsland will redevelop the Phase I Premises for the construction, renovation and operation of, inter alia, Buildings 123 and 123A within the Phase I Premises (the “Phase I Project”) subject to certain conditions stated in such resolution; and

WHEREAS, on September 29, 2016, the City and Kingsland entered into a Redevelopment Agreement setting forth their respective undertakings, rights and obligations in connection with

the development of the Phase I Premises in accordance with the Phase I Redevelopment Plan and applicable law (the “Phase I Redevelopment Agreement”); and

WHEREAS, on September 29, 2016, the City and Kingsland entered a Financial Agreement (the “Phase I Financial Agreement”, and together with the Redevelopment Agreement, collectively, the “Phase I Agreements”) setting forth the long term tax exemption granted to Kingsland concerning the Phase I Premises under the New Jersey Long Term Tax Exemption Law, N.J.S.A. 40A:20-1 et seq. (the “Exemption Law”); and

WHEREAS, structured parking is a permitted principal use within the Phase I Premises pursuant to the governing Redevelopment Plan and the construction of structured parking on the Block 80.02, Lot 4.03 parcel (the “Structured Parking Site”), which is part of the Phase I Premises, is further permitted and authorized by the Phase I Redevelopment Agreement; and

WHEREAS, by correspondence dated December 4, 2018, counsel for Kingsland requested that the City Council approve the sublease of the Structured Parking Site by Kingsland Street Parking Urban Renewal, LLC from Kingsland and, along with that approval, authorizing the partial assignment of the Phase I Redevelopment Agreement and the Phase I Financial Agreement, as they relate to the development of a parking structure on the Structured Parking Site; and

WHEREAS, counsel for Kingsland in the correspondence dated December 4, 2018 represented to the City that Kingsland Street Parking Urban Renewal, LLC is being formed and will be wholly owned by Hackensack Meridian Health Realty Corporation, Inc., which is a wholly-owned subsidiary of Hackensack Meridian Health, Inc. (“HMH”), which is the holder of a one hundred percent (100%) membership interest in Kingsland; and

WHEREAS, the proposed sublease of the Structured Parking Site and proposed partial assignment of the Phase I Agreements to Kingsland Street Parking Urban Renewal, LLC are each a “permitted transfer” under Section 9.1(c) of the Phase I Financial Agreement and Section 8.03(i) of the Phase I Redevelopment Agreement; and

WHEREAS, the Phase I Agreements provide that any such transfer as is now being proposed by Kingsland, including but not limited to the proposed sublease of the Parking Structure Site and partial assignment of the Phase I Agreements, shall be void unless approved in advance by resolution of the City Council; and

WHEREAS, the Phase I Agreements further provide that the City shall not unreasonably withhold, condition or delay the providing of its consent to any such transfer as is now being presented by Kingsland for approval by the City; and

WHEREAS, Kingsland, in support of the requested transfers, has provided to the City copies of the proposed sublease and assignment documents providing for partial assignment of the Phase I Agreements; and

WHEREAS, the City Council believes that the proposed sublease of the Parking Structure Property by Kingsland Street Urban Renewal, LLC from Kingsland and the proposed partial assignment of the Phase I Agreements by Kingsland to Kingsland Street Urban Renewal, LLC satisfies the criteria set forth in the Phase I Agreements, and are not contrary to the vital and best interests of the community and the promotion of the health, safety, morals and welfare of the City’s residents and same is in accord with the public purpose and provisions of the Redevelopment Law, the Exemption Law, and all other applicable law; and

WHEREAS, the City Council, in consideration of the above, now desires to approve the proposed sublease of the Parking Structure Property by Kingsland Street Urban Renewal, LLC from Kingsland and the proposed partial assignment of the Phase I Agreements by Kingsland to Kingsland Street Urban Renewal, LLC as each proposed transfer satisfies the criteria set forth in the Phase I Agreements.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Clifton, being the governing body thereof, as follows:

January 3, 2019

Section 1. The above “**WHEREAS**” paragraphs are hereby incorporated herein by reference as though specifically set forth herein below.

Section 2. The proposed sublease of the Parking Structure Property by Kingsland Street Urban Renewal, LLC from Kingsland and the proposed partial assignment of the Phase I Agreements by Kingsland to Kingsland Street Urban Renewal, LLC are hereby authorized and approved, subject to any and all conditions contained in the Phase I Agreements, including, but not limited to, Kingsland’s payment to the City of a non-refundable transfer fee equal to two (2%) percent of the current Annual Service Charge, and Kingsland Street Parking Urban Renewal, LLC providing a written instrument reasonably acceptable to the City confirming that Kingsland Street Parking Urban Renewal, LLC will, for itself and all parties involved, and expressly for the benefit of the City, expressly assume all of the relevant obligations of Kingsland under the Phase I Agreements relative to the Parking Structure Property and the development of a parking structure thereon.

Section 3. The City Clerk is hereby directed to publish and post notice of this resolution as required by applicable law.

Section 4. This resolution shall take effect at the time and in the manner provided by applicable law.

R025-19 Resolution Extending Contract with Atlantic Coast Fibers to January 31, 2019

**RESOLUTION EXTENDING CONTRACT WITH ATLANTIC COAST FIBERS TO
JANUARY 31, 2019**

WHEREAS, resolution #R-327-18, entitled Resolution Awarding Recycling Contract to Atlantic Coast Fibers, was adopted by the Municipal Council on July 17, 2018, and further extended to December 31, 2018, by resolution #R-406-18, adopted on September 4, 2018; and

WHEREAS, there is continuing uncertainty in the recycling markets and the City is analyzing a longer-term proposal just received from Atlantic Coast Fibers;

NOW, THEREFORE, BE IT RESOLVED, that the month-to-month contract for the Marketing of Recyclables with Atlantic Coast Fibers of Passaic, NJ, be extended on a month-to-month basis through January 31, 2019, with monthly pricing to be provided to the City no later than the 10th of each month, and that same be and hereby is authorized and approved in accordance with the terms set forth above in a form to be approved by the Law Department; and

BE IT FURTHER RESOLVED, that the Mayor and City Clerk are hereby authorized and directed to execute a contract extension on behalf of the City.

R026-19 Resolution Authorizing Provision of General Liability Insurance Coverage for 2019

**RESOLUTION AUTHORIZING PROVISION OF GENERAL LIABILITY INSURANCE
COVERAGE FOR 2019**

BE IT RESOLVED, that, pursuant to the recommendation of the Clifton Insurance Committee, and based upon the Standard Certification Declaration for an Extraordinary Unspecifiable Service of the City Manager, which is attached hereto and incorporated herein by reference, the Mayor and Municipal Council of the City of Clifton hereby authorize the provision of insurance coverage for the City of Clifton with Safety National Insurance Corp., as negotiated by the City’s Broker of Record, Polaris Galaxy Insurance, LLC, for the period beginning January 1, 2019 and ending December 31, 2019; 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

The City of Clifton has authorized the provision of insurance coverage without competitive bidding as an extraordinary unspecifiable service pursuant to N.J.S.A. 40:11-5(1)(a)(ii) and (m) and N.J.A.C. 5:34-2.3(B). The contract and authorizing resolution are available for public inspection in the Office of the City Clerk.

Awarded to: Safety National Insurance Corp.
Services: Various Liability Insurance Coverages
Cost: \$523,739.00
SIR: \$150,000.00
Term: 1/1/19 - 12/31/19

R027-19 Resolution Reappointing Members to the Historical Commission

RESOLUTION FOR REAPPOINTMENT OF MEMBERS OF THE HISTORICAL COMMISSION

WHEREAS, the Mayor and Council of the City of Clifton, County of Passaic, State of New Jersey are in receipt of a reappointment form from the secretary of the Historical Commission recommending reappointment of the following members:

Mike Gimon
Ellen DeLosh

WHEREAS, said members' terms expired on December 31, 2018;

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 above-mentioned members of the Historical Commission be and are hereby reappointed for a four year term, commencing on January 1, 2019 through December 31, 2022.

R028-19 Resolution Reappointing Members to the Beautification Committee

RESOLUTION FOR REAPPOINTMENT OF MEMBERS OF THE CLIFTON BEAUTIFICATION COMMITTEE

WHEREAS, the Mayor and Council of the City of Clifton, County of Passaic, State of New Jersey are in receipt of a reappointment form from the secretary of the Clifton Beautification Committee recommending re-appointment of the following members:

Mary Rogers
Barbara Watterston
Alessia Eramo
Ebru Kuscan Aguirre

WHEREAS, said members' term expired on December 31, 2018; and

WHEREAS, said members are being reappointed to the Clifton Beautification Committee for a term of three years commencing on January 1, 2019 through December 31, 2021;

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 above-mentioned members of the Clifton Beautification Committee be and are hereby re-appointed for a three year term, commencing on January 1, 2019 through December 31, 2021.

January 3, 2019

R029-19 Resolution Reappointing Members to the Clifton Traffic Safety Council

**RESOLUTION FOR REAPPOINTMENT OF
MEMBERS OF THE CLIFTON TRAFFIC SAFETY COUNCIL**

WHEREAS, the Mayor and Council of the City of Clifton, County of Passaic, State of New Jersey are in receipt of a reappointment form from the secretary of the Clifton Traffic Safety Council recommending reappointment of the following members:

Henry Cholewczynski
Robert Stolarz
Joann Arroyo

WHEREAS, said members' terms expired on December 31, 2018; and

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 above-mentioned members of the Clifton Traffic Safety Council be and are hereby re-appointed for a three year term, commencing on January 1, 2019 through December 31, 2021.

R030-19 Resolution Reappointing Members of the Advisory Committee for Individuals With Disabilities

**RESOLUTION FOR REAPPOINTMENT OF
MEMBERS OF ADVISORY COMMITTEE FOR
INDIVIDUALS WITH DISABILITIES**

WHEREAS, the Mayor and Council of the City of Clifton, County of Passaic and State of New Jersey are in receipt of a reappointment form from the Secretary of the Advisory Committee for Individuals with Disabilities recommending reappointment of the following members:

Dr. Roger Rossi
Dr. Jeffrey Gold

WHEREAS, said members' terms expired on December 31, 2018; and

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the City of Clifton, County of Passaic and State of New Jersey, that Dr. Roger Rossi and Dr. Jeffrey Gold be and are hereby reappointed as Members of the Advisory Committee for Individuals with Disabilities commencing January 1, 2019 and expiring on December 31, 2022; and

R032-19 Resolution Reappointing Members and Alternates to the Clifton CA-TV Committee

**RESOLUTION FOR REAPPOINTMENT OF
MEMBERS OF 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 a reappointment form from the secretary of the Clifton CA-TV Committee recommending reappointment of the following members and alternates:

Justine Paitchell - Member
Christine Lyszner - Alt. #1
Kim Oeffler - Alt. #2

WHEREAS, said members' terms expired on December 31, 2021; and

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 above-mentioned members and

alternates of the Clifton CA-TV Committee be and are hereby reappointed for a three year term, commencing on January 1, 2019 through December 31, 2021.

R033-19 Resolution Reappointing Public Defenders for 2019

RESOLUTION FOR REAPPOINTMENT OF PUBLIC DEFENDERS

BE IT RESOLVED, by the Mayor and Municipal Council of the City of Clifton, County of Passaic, State of New Jersey that the following Public Defenders be and are hereby re-appointed for a term of one year, commencing on January 1, 2019 through December 31, 2019:

- Anthony N. Barbieri, Esq.
- Anthony J. Den Uyl, Esq.
- Dominic Iannarella, Esq.
- Norberto Yacono, Esq.

R034-19 Resolution Reappointing Special Police (ClassII)

RESOLUTION FOR RE-APPOINTMENT OF SPECIAL POLICE

BE IT RESOLVED, by the Mayor and Municipal Council of the City of Clifton, that the following Special Police be and are hereby re-appointed for a term, commencing on January 1, 2019 through December 31, 2019:

- | | |
|----------------------------|--------------------|
| Robert Stuart - Supervisor | William Stark |
| Edward Holster, Sr. | Robert Bais |
| Pasquale Castaldo | Michael Humenik |
| Karina Perez | Lance DeMuro |
| Robert Bracken, Sr. | John Lyons |
| Victor Flaz | Domenick DiMinni |
| Todd Lyness | Giocchino Panico |
| Arthur Woods | Thomas Chichi |
| Michael McLaughlin | Marc Bergman |
| James Janisheski | Christopher Lamond |

R035-19 Resolution Authorizing the Award to and the Execution of a Contract with Kotulak & Company, PC for the Rendering of Accounting and Financial Services for the City of Clifton Community Development Block Grant Program from January 1, 2019 - December 31, 2019

RESOLUTION AUTHORIZING THE AWARD TO AND THE EXECUTION OF A CONTRACT WITH KOTULAK & COMPANY, PC FOR THE RENDERING OF ACCOUNTING AND FINANCIAL SERVICES FOR THE CITY OF CLIFTON COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM FROM JANUARY 1, 2019 – DECEMBER 31, 2019

WHEREAS, the City of Clifton Community Development Department requires certain specialized accounting and financial services of an expert in connection with its operations, and further is required by Federal Law, Rules and Regulations to have such services (auditing, etc.) in order to obtain federal funds necessary for its 2018 operations; and

WHEREAS, such services constitute “Professional Services” within the ambit of N.J.S.A. 40A:11-5; and

WHEREAS, this award is of a non-fair and open contract in accordance with N.J.S.A. 19:44A-20-5; and

January 3, 2019

WHEREAS, the value of the contract is \$18,492.00, and the duration of the contract is one year, January 1, 2019 to December 1, 2019; and

WHEREAS, 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;

NOW, THEREFORE, BE IT RESOLVED, that a contract for auditing services for the Community Development Block Grant Program from January 1, 2019 – December 31, 2019 is hereby awarded to Kotulak & Company, PC of Clifton, NJ, at a cost not to exceed \$18,492.00 and that the Mayor and the City Clerk be and they are hereby authorized and directed to execute a contract and the required copies in the form as approved by the Clifton Law Department; and

BE IT FURTHER RESOLVED, that the required Certificate of Availability of Funds for the above contract has been obtained and is endorsed hereon; and

BE IT FURTHER RESOLVED, that the original of this resolution and the contract above referred to be placed on file and made available for the public inspection at the Office of the City Clerk of the City of Clifton and that the City Clerk shall forward an executed copy of the said contract to the Clifton Community Development Department; 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

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: Kotulak & Company, PC, Clifton, NJ
Services: Accounting Services for Community Development Block Grant Program
Cost: \$18,492.00
Term: January 1, 2019 thru December 31, 2019

R036-19 Resolution Awarding Contract for Provision of Veterinary Services to the Animal Shelter of the City of Clifton for 2019

RESOLUTION AWARDING CONTRACT FOR PROVISION OF VETERINARY SERVICES TO THE ANIMAL SHELTER OF THE CITY OF CLIFTON FOR 2019

WHEREAS, the Health Officer solicited informal proposals for the provision of certain veterinary services to the Animal Shelter of the City of Clifton for 2019 from numerous providers; and

WHEREAS, these services shall be as follows:

- * Examination
- * FiV FeLV Test (Feline) or Heartworm Test (Canine)
- * Revolution (Feline) or Frontline (Canine)
- * Dewormer
- * Vaccinated against Rabies & Distemper

WHEREAS, in response thereto, one (1) informal proposal was received, wherein the Friends of the Shelter, Inc., a 501C(3) non-profit corporation, has offered to provide veterinary services to

the City of Clifton Animal Shelter through utilization of various licensed veterinarian subcontractors, at the favorable rate of \$75 flat fee per dog and \$75 flat fee per cat; and

WHEREAS, a report was submitted to the City Manager wherein the Health Officer recommends the award of a contract for said services to Friends of the Shelter, Inc., which provided the sole and lowest quotation as aforesaid; and

WHEREAS, the contract is within the bidding threshold and therefore 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. 19:44-A-20.5, and, therefore, the Business Entity Disclosure Certification has been received from the contractor and is incorporated into the contract awarded hereby, along with the Determination of Value; and

WHEREAS, the value of the contract is approximately \$30,000, and the duration of the contract is for one year; and

WHEREAS, there are funds available for the payment of the services, and the Chief Financial Officer has certified the availability of funds hereon;

NOW, THEREFORE, BE IT RESOLVED, that a contract for the provision of veterinarians to provide certain veterinary services to the Animal Shelter located on the City Hall site, be and the same is hereby awarded to the Friends of the Shelter, Inc., of Clifton, N. J., at the aforesaid rates, the total price not to exceed \$30,000; 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

BE IT FURTHER RESOLVED, that the original of this resolution and the contract above referred to be placed on file and made available for public inspection in the Office of the City Clerk of the city of Clifton.

R037-19 Resolution Awarding Professional Services Contract for Provision of Dental Services to Dr. Dena Constandelis - January 1, 2019 through December 31, 2019

RESOLUTION AWARDING PROFESSIONAL SERVICES CONTRACT FOR PROVISION OF DENTAL SERVICES TO DR. DENA CONSTANDELIS - JANUARY 1, 2019 THROUGH DECEMBER 31, 2019

BE IT RESOLVED, that an agreement between the City of Clifton and Dr. Dena Constandelis of Clifton, NJ, for performance of professional services in connection with Clifton’s Dental Clinic, at the rate of \$125.00 per hour, at a total cost not to exceed \$12,000.00 for the term of the agreement, in the form as approved by the Law Department, be and the same is hereby approved by the Municipal Council; and

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

BE IT FURTHER RESOLVED, that this resolution and the agreement be made available for public inspection in the Office of the City Clerk of the City of Clifton.

R038-19 Late - Resolution of Council Liaison Appointments to Various Boards and Commissions

**RESOLUTION OF COUNCIL LIAISON APPOINTMENTS
TO VARIOUS BOARDS AND COMMISSIONS**

BE IT RESOLVED, that the following Council Members are appointed as Council Liaison representatives to the following Boards and Committees on the City of Clifton Organizational listing for a term ending December 31, 2019:special

Board/Committee	Liaison
ACTION Clifton	James Anzaldi
	William Gibson
	Lauren Murphy
	Alt. Ray Grabowski
Advisory Beautification Committee	Ray Grabowski
	Alt. Rosemary Pino
Affordable Housing Agency	Mary Sadrakula
Board of Health	Ray Grabowski
	Rosemary Pino
Board of Recreation	Lauren Murphy
	Alt. William Gibson
Bureau of Insurance/Health Benefits Committee	James Anzaldi
	Ray Grabowski
Christmas Spirit Committee	James Anzaldi
Clean Communities Committee	Rosemary Pino
	Mary Sadrakula
	Alt. James Anzaldi
Clifton Arts Center & Sculpture Committee	James Anzaldi
Clifton CA-TV Committee	James Anzaldi
	Alt. Peter Eagler
Clifton Veterans' Committee	James Anzaldi
	Peter C. Eagler
	William Gibson
Code Enforcement Committee	Peter C. Eagler
	William Gibson
	Alt. Mary Sadrakula
Committee on City Manager Matters	James Anzaldi
	Ray Grabowski
	Alt. Peter C. Eagler
Committee on Economic Development	James Anzaldi
	Ray Grabowski
	Lauren Murphy
	Alt. Rosemary Pino
Committee for Grants/Revenues/Facilitations with Legislators	Peter C. Eagler
	Lauren Murphy
	Rosemary Pino
	Alt. William Gibson
Committee on Police Matters	Ray Grabowski
	Lauren Murphy
	Mary Sadrakula
	Alt. Peter C. Eagler
Disabilities Committee	Mary Sadrakula
	Alt. Ray Grabowski
Downtown Clifton Economic Development Group	James Anzaldi
	Alt. Rosemary Pino

DPW Committee	Peter C. Eagler
	Ray Grabowski
	Mary Sadrakula
	Alt. James Anzaldi
Finance/Bond Advisory Board	Peter C. Eagler
	Rosemary Pino
	Mary Sadrakula
	Alt. James Anzaldi
Fire Review Committee	Peter C. Eagler
	Ray Grabowski
	Lauren Murphy
	Alt. Mary Sadrakula
Friends of Morris Canal	William Gibson
	Alt. Lauren Murphy
Hazardous Materials Control Board	William Gibson
	Alt. Mary Sadrakula
Historic Botany Village SID Board of Directors	Lauren Murphy
	Alt. William Gibson
Historical Commission	William Gibson
	Alt. Lauren Murphy
Joint Board - Council Alliance Committee	William Gibson
	Lauren Murphy
	Rosemary Pino
	Alt. Peter Eagler
Office of Emergency Management	William Gibson
Picnic Committee	James Anzaldi
	William Gibson
	Rosemary Pino
Real Estate Committee	Ray Grabowski
	Mary Sadrakula
	Alt. Peter Eagler
Recycling Committee	James Anzaldi
	Ray Grabowski
	Alt. William Gibson
Revolving Loan Fund Committee	Peter C. Eagler
	Ray Grabowski
	Mary Sadrakula
Safety Town Committee	James Anzaldi
	Rosemary Pino
Senior Citizens Advisory Committee	Peter C. Eagler
	Alt. Mary Sadrakula
Serv Centers of NJ	Peter C. Eagler
Sewer Committee	Peter C. Eagler
	Mary Sadrakula
	Alt. Lauren Murphy
Traffic Safety Council	William Gibson
	Alt. Rosemary Pino
Tree Committee	William Gibson
	Rosemary Pino
	Mary Sadrakula
	Alt. Ray Grabowski
Towing Sub Committee	Peter C. Eagler
	William Gibson

	Mary Sadrakula
	Alt. Lauren Murphy
Youth Week Committee	Ray Grabowski
	Rosemary Pino
	Alt. Peter Eagler
Zoning Ordinance Review Committee	Peter C. Eagler
	William Gibson
	Rosemary Pino
	Alt. Mary Sadrakula

A Motion was made by Councilman Grabowski seconded by Councilman Eagler and passed on roll call vote to return to Executive Session.

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

R 040-19 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 Kingsland Street Urban Renewal, LLC - Request for New Urban Renewal Entity Assignment
- CON-2 Four Seasons at Great Notch - Request for Release of Performance Guarantee
- CON-3 Confidential Employees' Salary Increases
- CON-4 Contract for Marketing of Recyclables - Atlantic Coast Fibers - Negotiations
- CON-5 Congregation Shomrei Torah of Passaic/Clifton Notice of Claim - Potential Litigation
- CON-6 IBEW Contract Negotiations
- CON-7 Police Matters

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 3, 2019 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 Eagler, seconded by Councilman Gibson and passed on roll call vote to return to open session.

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

ADJOURNMENT

Upon motion made by Councilman Grabowski, seconded by Councilwoman Murphy and unanimously passed on roll call vote, the meeting was adjourned at 9:40 pm.

Respectfully Submitted,

Nancy Ferrigno
City Clerk

James Anzaldi, Mayor