

**CITY OF CLIFTON
CLIFTON, NEW JERSEY
REGULAR MEETING MINUTES FEBRUARY 15, 2022**

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.

8:06 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 2022 which was published as legal advertisements in the Herald News on December 11, 2021 and was additionally advertised in the Record on December 11, 2021. Further notice of this meeting was given on Friday prior to the meeting to The Herald News and by posting of said notice on the bulletin board at City Hall and on the Clifton Website which notice stated that formal action may or may not be taken on matters to come before the Municipal Council.

Upon roll call, the following were noted present:

Councilman Eagler	(PE) (Via Zoom)
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, David Bruins; City Clerk, Nancy Ferrigno and Deputy Clerk, Michele Butler.

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

Nancy Ferrigno – City Clerk

PRESENTATION

PUBLIC HEARING

Public Hearing for the Community Development Block Grant Program Budget - Amendment B-15-MC-34-0103 Reallocation of Fund from Yr. 41 Planning & Administration Over Expenditure to Year 41 (2015) Drop Curb Project 17-201-20-108-NEW

Mayor Anzaldi opened the floor to the public

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

A Motion was made by Councilman Grabowski, seconded by Councilwoman Murphy and passed on roll call vote to approve the Regular, Workshop and Executive Session Minutes of February 1, 2022.

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(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 William Palumbo Assistant Assessor, Regulatory Affairs, resigned his position effective 01/29/2022.
- C-2 George Edwards Motor Broom Driver D.P.W., promoted effective 12/16/2021 at \$56,000. annually.
- C-3 Thomas Fantozzi Heavy Equipment Operator, D.P.W., promoted effective 02/01/2022 at \$58,000. annually.
- C-4 Alberto Perez Equipment Operator D.P.W., retired his position effective 02/01/2022.
- C-5 John Cusack Police Sergeant Public Safety, retired his position effective 02/01/2022.

COMMUNICATIONS MEETING MINUTES

- C-6 Minutes of Clifton Traffic Safety Council of January 20, 2022
- C-7 Minutes of North Jersey District Water Supply Commission of December 15, 2021
- C-8 Minutes of Board of Adjustment Special Meeting of January 26, 2022 and Regular Meeting of February 2, 2022
- C-9 Minutes of Alcoholic Beverage Control Board of January 12, 2022

SECOND READING ORDINANCES

A. Adoption of Ordinance 7692-22

B. Public Hearing on Ordinance 7692-22

Mayor Anzaldi opened the floor to the public with regard to the Ordinance 7692-22

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

The following entitled ordinance had been introduced and having passed on first reading, which first reading was by title and said entitled ordinance having been published according to the law and thereafter placed on the Agenda of the present meeting, said ordinance was brought up for public hearing at the opening of such hearing said ordinance was given a second reading which reading was by title and all persons interested having been given an opportunity to be heard concerning said ordinance and upon motion, adopted said hearing was closed and said ordinance was thereafter finally passed without amendments, upon motion regularly made by Councilman 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" (Deletes 2 Restricted Handicapped Spaces)

(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 7693-22

D. Public Hearing on Ordinance 7693-22

Mayor Anzaldi opened the floor to the public with regard to the Ordinance 7693-22

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

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

An Ordinance to Amend, Revise and Supplement Chapter 439 of the Code of the City of Clifton, entitled "Vehicles and Traffic", More Particularly Section 439-38 Thereof, entitled "Handicapped Parking on Streets for Private Residences" (Adds 10 Restricted Handicapped Spaces)

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

E. Adoption of Ordinance 7694-22

F. Public Hearing on Ordinance 7694-22

Mayor Anzaldi opened the floor to the public with regard to the Ordinance 7694-22

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

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

An Ordinance to Amend, Revise and Supplement Chapter 223 of the Code of the City of Clifton, entitled "Fees", Section 223-30, Entitled "Accident Reports" (Establishes Fee for Online Access to Police Accident Reports and Amends Fee for Reports Requested Other than in Person or Online)

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

G. Adoption of Ordinance 7695-22

H. Public Hearing on Ordinance 7695-22

A Motion was made by Councilwoman Sadrakula, seconded by Councilman Eagler and passed on roll call vote to table Ordinance 7695-22

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

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

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I. Adoption of Ordinance 7697-22

J. Public Hearing on Ordinance 7697-22

Mayor Anzaldi opened the floor to the public with regard to the Ordinance 7697-22

With no one wishing to be heard, a Motion was made by Councilman Gibson, 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 Councilwoman Gibson, 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 V Thereof, entitled "School Crossing Guards" (Establishes Salaries and Compensation for 2021, 2022, 2023, 2024 and 2025)

(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 7698-22

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 Accepting, Approving and Authorizing a Deed of Easement with the Evergreen at Clifton Condominium Association, Inc. for Property at Block 59.06, Lot 1 in the City of Clifton in Connection with Construction, Operation and Maintenance of a Sanitary Sewer Line

It was regularly moved, seconded and carried that the ordinance now pending be further considered for final passage after public hearing at the regular meeting of the Municipal Council to be held Tuesday, March 1, 2022 at 8:00 p.m. and that the City Clerk be authorized to publish said ordinance together with statutory notice as required by law.

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

B. Introduction of Ordinance 7699-22

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

An Ordinance to Amend, Revise and Supplement Chapter 77 of the Code of the City of Clifton, entitled "Police Department", More Particularly Article II Thereof, Entitled "Salaries and Benefits" (Sets Salaries for Police Officers for years 2021, 2022 and 2023 and Amends Other Provisions

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

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Tuesday, March 1, 2022 at 8:00 p.m. and that the City Clerk be authorized to publish said ordinance together with statutory notice as required by law.

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

CITY MANAGER PRIVILEGE

City Manager, Dominick Villano, had nothing to report.

FLOOR TO MEMBERS OF THE PUBLIC

The following members of the public asked for the City's assistance regarding major flooding at 721 Clifton Avenue:

Daniel Hakimi

Dr. Koppel

Douglas McGuire

Ray Robertello, 66 Woodlawn Ave., announced that February is Black History Month. He asked when the first Civil Rights Commission meeting will take place.

With no one else wishing to be head, a motion was made by Councilman Grabowski, seconded by Councilwoman Murphy 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.

It was announced by Councilwoman Pino that a Civil Rights Commission meeting, consisting of Councilwoman Murphy, Councilwoman Pino and Councilwoman Sadrakula was slated to take place in December, 2021 but due to a member becoming ill, the meeting has to be rescheduled.

Mayor Anzaldi addressed the tenants of 721 Clifton Ave., regarding recent flooding. They were given direction to file Tax Appeals by April 1, 2022. Mayor Anzaldi directed Administration to look into funding that would be available to help the affected businesses.

COUNCIL PRIVELEGE

Councilwoman Murphy

Councilwoman Murphy addressed the business owners who were affected by recent flooding at 721 Clifton Ave. and stated that the City will do everything they can to help. She expressed her condolences to the family of Police Sergeant Robert Miller on his passing.

Councilwoman Pino

Councilwoman Pino offered her condolences to the family of Police Sergeant Robert Miller on his passing. She discussed having the City provide snow removal from the Skate Park surfaces. Mayor Anzaldi directed Administration to place a discussion item on the next agenda regarding snow removal in the Skate Park. Councilwoman Pino addressed the concerns of the tenants of 721 Clifton Avenue who experienced recent flooding. Councilwoman Pino publicized her support of a local small business

Councilwoman Sadrakula

Councilwoman Sadrakula expressed her condolences to the family of Police Sergeant Robert Miller on his passing. She discussed adding account names on resolutions, a recent rash of thefts from cars, gangs loitering in the area of Park Slope and the repainting of crosswalks. She asked for a report of overtime for one year for the Fire Department by rank. She urged the tenants of 791 Clifton Avenue, who recently experienced major flooding, to meet with the City Tax Assessor

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to discuss reducing their taxes. Councilwoman Sadrakula informed Mr. Robertello that a Civil Rights Commission meeting was postponed due to her being ill and will be rescheduled. She wished Councilman Eagler a speedy recovery.

Councilman Eagler

Councilman Eagler expressed his condolences to the family of Police Sergeant Robert Miller on his passing. He announced that March is Women's Month and he asked all Council Members to submit a name of a woman to be recognized at the March 15, 2022 meeting. Councilman Eagler discussed a program run by AARP to assist seniors apply for tax freezes. He asked that everyone pray for peace in Ukraine and announced that Saint Peter's Haven food bank is in need of donations.

City Clerk, Nancy Ferrigno, asked that each Council Member submit to her by email, the name of a woman to be recognized at the March 15, 2022 Council Meeting.

Councilman Gibson

Councilman Gibson expressed his condolences to the family of Police Sergeant Robert Miller on his passing. He spoke about the kind and exceptional character of Sergeant Miller. Councilman Gibson thanked local realtor Mahmoud Jibara for sending residents recycling information. He congratulated Police Sergeant John Cusack on his recent retirement. Councilman Gibson addressed the tenants that experienced flooding at 721 Clifton Avenue.

Councilman Grabowski

Councilman Grabowski offered his condolences to the family of Police Sergeant Robert Miller on his passing. He assured the tenants of 721 Clifton Avenue that the City would help find resources to help them with the problems they are experiencing due to a recent flood. Councilman Grabowski announced that dog licenses can now be applied and paid for on-line or in person. He announced that the Botany Village Health Satellite office is slated to open in April. Councilman Grabowski wished Mayor Anzaldi a Happy Birthday.

Mayor Anzaldi

Mayor Anzaldi addressed the tenants from 721 Clifton Avenue who experienced recent flooding and told them that the situation will be looked into. Mayor Anzaldi expressed his condolences to the family of Police Sergeant Robert Miller and stated that his memorial service was very moving and showed a great amount of respect for Sergeant Miller and his family. Mayor Anzaldi expressed his displeasure regarding a woman in New York City who complained about road closures during a funeral for a New York City Police Officer who was killed in the line of duty.

RESOLUTIONS VOTED ON SEPERATELY

A Motion was made by Councilman Grabowski, seconded by Councilwoman Murphy and passed on roll call vote to have Councilman Gibson chair.

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

Item 5367, Page 9

R072-22 Claims List – February 15, 2022

Resolution: Approve Claims List Resolution for the February 15, 2022 City Council Meeting

**RESOLUTION TO APPROVE CLAIMS TO BE PAID
MEETING OF February 15, 2022**

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

Current Fund	\$ 30,075,511.61
Grant Fund	\$ 179,422.99
General Capital Fund	\$ 47,713.45
Sewer Utility -Operating	\$ 1,940,266.81
Sewer Utility-Capital	\$ 46,367.35
Developers Escrow	\$ 8,320.00
Dog Trust	\$ 300.00
Police Extra Duty	\$
Trust Other	\$ 71,036.30
Section 8 Public Housing	\$ 296,297.41
Community Development	\$ 5,243.03
Payroll Agency	\$
COAH	\$
Self Insurance	\$ 849,391.77
Self Insurance 11	\$
Fire Dedicated Penalties	\$
Revolving Loan Fund	\$
Tax Title Lien Redemption	\$ 169,600.00
Unemployment Trust Fund	\$
Library	\$
General Liability Trust	\$ 47,840.07
Workers Compensation Trust	\$ 45,668.58
Federal DOJ Forfeiture	\$
TOTAL CLAIMS	\$ 33,782,979.37

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

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

R072-22 Claims List – February 15, 2022

Resolution: Approve Claims List Resolution for the February 15, 2022 City Council Meeting

**RESOLUTION TO APPROVE CLAIMS TO BE PAID
MEETING OF February 15, 2022**

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Community Development	\$ 5,243.03
Payroll Agency	\$

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COAH	\$	
Self Insurance	\$	849,391.77
Self Insurance 11	\$	
Fire Dedicated Penalties	\$	
Revolving Loan Fund	\$	
Tax Title Lien Redemption	\$	169,600.00
Unemployment Trust Fund	\$	
Library	\$	
General Liability Trust	\$	47,840.07
Workers Compensation Trust	\$	45,668.58
Federal DOJ Forfeiture	\$	
TOTAL CLAIMS	\$	33,782,979.37

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

R093-22 Resolution Awarding Contract to DeCotiis, FitzPatrick, Cole & Giblin, LLP for Labor Counsel Services for the Term March 1, 2022 Thru February 28, 2023

RESOLUTION AWARDING CONTRACT TO DE COTIIS, FITZ PATRICK, COLE & GIBLIN, LLP FOR LABOR COUNSEL SERVICES FOR THE TERM MARCH 1, 2022 THRU FEBRUARY 28, 2023

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

WHEREAS, the firm of DeCotiis, FitzPatrick & Cole, LLP, of Paramus, NJ, has been performing said services for the City of Clifton in a satisfactory manner, and the Mayor and Municipal Council wish to award a contract therefor for a period of one year commencing March 1, 2022 and ending February 28, 2023, at a fee of \$175/hr for partners and \$150/hr for associates, not to exceed \$140,000.00 for the term of the contract; and

WHEREAS, any fee in excess of \$140,000.00 for the contract term shall require the approval of the Municipal Council and the adoption of a supplementary resolution; and

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

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

WHEREAS, the estimated value of the contract is expected to be in excess of \$17,500.00, and the duration of the contract is until February 28, 2023; and

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

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

NOW, THEREFORE, BE IT RESOLVED, that:

1. A contract for professional labor counsel services is awarded to DeCotiis, FitzPatrick, Cole & Giblin, LLP, for the term commencing March 1, 2022 and ending February 28, 2023, at a fee of \$175/hr for partners and \$150/hr for associates, not to exceed \$140,000.00 for the term of the

contract without the express approval of the Municipal Council and adoption of a supplementary resolution.

2. The required Certificate of Availability of Funds for the above contract has been obtained from the Chief Financial Officer of the City of Clifton.
3. The Mayor and City Clerk are authorized and directed to execute a contact on behalf of the City of Clifton.
4. The original of this resolution and the agreement in question shall be placed on file and made available for public inspection in the City Clerk’s Office of the City of Clifton.
5. The following short notice be printed once in a legal newspaper of the City of Clifton:

**CITY OF CLIFTON
NOTICE OF CONTRACT AWARDED**

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

Awarded to: DeCotiis, FitzPatrick, Cole & Giblin, LLP, Paramus, NJ
 Services: Labor Counsel Services
 Amount: \$175/hr partners - \$150/hr associates; not to exceed \$140,000
 Term: 3/1/22 - 2/28/23

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

RESOLUTIONS

A Motion was made by Councilman Gibson, seconded by Councilman Grabowski 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.

R073-22 Reclassification of Payments

**RESOLUTION
RECLASSIFICATION OF PAYMENTS**

BE IT RESOLVED, by the Mayor and City Council of the City of Clifton, County of Passaic, State of New Jersey, that the Chief Financial Officer is hereby authorized to reclassify the following payments as follows:

CHECK#	DATE	PAYEE	AMT.	FROM	TO
126633	10/15/2019	MOTT MACDONALD LLC	\$10,550.00	02-213-40-707-098	04-215-55-957-701
129124	06/03/2020	MOTT MACDONALD LLC	\$4,420.00	02-213-40-707-098	04-215-55-957-701
129531	07/08/2020	MOTT MACDONALD LLC	\$4,220.00	02-213-40-707-098	04-215-55-957-701
131650	12/15/2020	MOTT MACDONALD LLC	\$1,910.00	02-213-40-707-098	04-215-55-957-701
128396	03/17/2020	C. GENERDI CONTRACTING, INC.	\$5,640.00	02-213-40-707-098	04-215-55-957-701
ACH90035 1 (partial)	11/04/2021	FLANAGAN’S CONTRACTING GROUP, INC.	\$26,740.00	04-215-55-957-701	02-213-40-707-098

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R074-22 Resolution Awarding Professional Engineering and Design Services Contract to Mott MacDonald for Hird Park Improvements Project

**RESOLUTION AWARDING PROFESSIONAL ENGINEERING
AND DESIGN SERVICES CONTRACT TO MOTT MAC DONALD
FOR HIRD PARK IMPROVEMENTS PROJECT**

WHEREAS, the City of Clifton requires professional engineering and design services in connection with the Hird Park Improvements Project; and

WHEREAS, the City Engineer recommends that a contract for engineering and design services be awarded to Mott MacDonald in accordance with its submitted proposal, dated January 7, 2022, for only Tasks 1-6, in the amount not to exceed \$26,500.00; and

WHEREAS, after reviewing the proposal and upon the recommendation of the City Engineer, the Municipal Council wishes to award a contract to Mott MacDonald for the provision of said services, in the amount not to exceed \$26,500.00; 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 engineer and is incorporated into the contract awarded hereby, along with the Determination of Value; and

WHEREAS, the value of the contract is determined to be not to exceed \$18,500.00, and the duration of the contract is until completion;

NOW, THEREFORE, BE IT RESOLVED, that a professional engineering and design services contract in connection with the Hird Park Improvements Project hereby is awarded to **MOTT MAC DONALD**, in accordance with its proposal dated January 7, 2022, for only Tasks 1-6, in the amount not to exceed \$26,500.00 and shall not exceed that amount except upon the adoption of a supplemental resolution authorizing additional funding; 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: Mott MacDonald, Iselin, New Jersey
Services: Engineering and Design Services
Project: Hird Park Improvements Project
Cost: Not to exceed \$26,500.00
Term: Until completion

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R075-22 Resolution Authorizing Change Order with Cost Reduction for Resolution R232-21 Entitled "Award of Contract to PL Custom Emergency Vehicles, off of a Sourcewell National Cooperative Contract for Two (2) Ambulance and Emergency Medical Transport Vehicles"

**RESOLUTION AUTHORIZING CHANGE ORDER WITH COST REDUCTION
FOR RESOLUTION 232-21 ENTITLED
“AWARD OF CONTRACT TO PL CUSTOM EMERGENCY VEHICLES, OFF
OF A SOURCEWELL NATIONAL COOPERATIVE CONTRACT FOR TWO (2)
AMBULANCE AND EMERGENCY MEDICAL TRANSPORT VEHICLES”**

WHEREAS, the Council previously adopted Resolution 232-21 to award a contract for Two (2) Ambulance Transport Vehicles awarded to PL Custom Emergency Vehicles., located at 2201 Atlantic Ave, Manasquan, NJ 08736; and

WHEREAS, the contract was amended via resolution 259-21 to add missing costs, which were due to an inadvertent mathematical error on the part of the vendor’s pricing calculation, which brought the total not to exceed contract amount to \$575,352.00; and

WHEREAS, subsequent to award of contract the City was made aware that costs for this procurement were applicable to funding by the American Rescue Plan Act (ARPA), resulting in an amendment via resolution R062-22 to reclassify the funding source; and

WHEREAS, the Fire Chief was made aware that the Stryker Power Cots provided in the proposal from PL Custom Emergency Vehicles were not uniform to the type of cots the City procured during 2020, and as such the vendor has agreed to provide a credit for the cost of the two cots, at \$17,136.00 each, which would reduce the original contract award by \$34,272.00, resulting in a change order and new total not to exceed amount of \$541,080.00; and

WHEREAS, the City therefore requests that the above resolution and contract be revised to reflect a change order with a cost reduction of \$34,272.00; and

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the City of Clifton that the aforesaid Resolution be and hereby is amended to reflect the change order with a cost reduction of \$34,272.00, and the new total not to exceed amount of \$541,080.00.

R076-22 Resolution Authorizing Annual Support Agreement for Both the ProPhoenix Computer Aided Dispatch (CAD/RMS) and the Video Interview Module System (Year 9)

**RESOLUTION AUTHORIZING ANNUAL SUPPORT AGREEMENT FOR BOTH THE
PROPHOENIX COMPUTER AIDED DISPATCH (CAD/RMS) AND THE VIDEO
INTERVIEW MODULE SYSTEM (YEAR 9)**

WHEREAS, on May 7, 2013, the Mayor and Council approved Resolution (R-33) titled “Resolution Awarding Contract for Computer Aided Dispatch (CAD) Public Safety Software System and Maintenance Contract for Licensed Proprietary Software” to ProPhoenix Corporation; and,

WHEREAS, the Maintenance Contract for Licensed Proprietary Software was awarded to ProPhoenix Corporation for a period of nine (9) years (following the first year maintenance which was included in the Public Safety Software Contract) in the total amount of \$630,462.13 and,

WHEREAS, Pro Phoenix's invoice also includes the cost of the Video Interview Module Support and Maintenance of \$3,674.52 (\$1654.52+\$2020.00) which was integrated with CAD/RMS system after the award of the original contract; and,

WHEREAS, the Annual Maintenance and Support for Year 9 (2022) is in the amount of \$77,598.88; and

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NOW, THEREFORE, BE IT RESOLVED, that the contract for Computer Aided Dispatch (CAD/RMS) Annual Maintenance and Support for the 4/11/22 to 4/10/23 term with Pro Phoenix Corporation, 502 Pleasant Valley Ave, Suite 1, Moorestown, NJ 08057 be supplemented to add Video Interview Module Support and Maintenance at a cost of \$3,674.52 for the total amount of \$77,598.88 (quarterly payments of \$19,399.72); and,

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

BE IT FURTHER RESOLVED, that this resolution and the invoice be kept on file and available for public inspection in the Office of the City Clerk; and,

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

R077-22 Resolution Authorizing a Contract for Athletic Field Maintenance Work at Mt. Prospect Park

**RESOLUTION AUTHORIZING A CONTRACT FOR
ATHLETIC FIELD MAINTENANCE WORK AT MT. PROSPECT PARK**

WHEREAS, the Recreation Supervisor requests authorization from the Mayor and Municipal Council to conduct maintenance repairs to the baseball/softball fields at Mt. Prospect Park; and

WHEREAS, in an effort to ensure compliance with the Local Public Contracts Law N.J.S.A. 40A:11-6.1(a), quotes were solicited for the above commodity; and,

WHEREAS, the following three responses were obtained, submitted as follows:

- | | |
|--|-------------|
| 1. Athletic Fields of America | \$54,842.00 |
| 2. Sports Surface Management | \$53,510.00 |
| 3. SportCare Synthetic Field Maintenance | \$43,604.00 |

WHEREAS, pursuant to said Local Public Contracts Law, N.J.S.A. 40A:11-1 et. seq., the governing body wishes to authorize the aforesaid mentioned purchase and delegate the power to make the same to the following named official: James J. Jorgensen, Purchasing Agent; and,

WHEREAS, the value of the contract is determined to exceed \$17,500.00 and the term of the contract is until completion and delivery; 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 SportCare Synthetic Field Maintenance, and is incorporated in the contract awarded hereby, along with the Determination of Value; and

WHEREAS, the governing body does not require a performance bond for the within work and therefore waives the posting of same; and

NOW, THEREFORE, BE IT RESOLVED, that the governing body does hereby approve and authorize the aforementioned purchase from the vendor that submitted the lowest quote, SportCare Synthetic Field Maintenance, 795 E. Main Street, Bridgewater, New Jersey 08807, in the amount of \$43,604.00; and

NOW, THEREFORE, BE IT FURTHER RESOLVED, that no services and/or goods shall commence prior to issuance and execution of a contract.

R078-22 Resolution Authorizing Entertainment License for Cafe Bubamara, LLC, t/a Cafe Bubamara

**RESOLUTION AUTHORIZING ENTERTAINMENT LICENSE FOR
CAFÉ BUBAMARA, LLC, T/A CAFÉ BUBAMARA**

BE IT RESOLVED, by the Municipal Council of the City of Clifton, that the application of Café Bubamara, LLC, t/a Café Bubamara, 263 Parker Avenue, Clifton, New Jersey (Zone PD-1) is approved, and entertainment is authorized for the period from February 1, 2022 through June 30, 2022, on the following terms and conditions:

1. NIGHTS - STANDARD ENTERTAINMENT NIGHTS/HOURS:

One (1) night per week: Friday to accompany dining experience.
Hours: Friday 8:00 p.m. to 11:00 p.m.

2. OPTIONAL ENTERTAINMENT NIGHTS:

New Year's Eve

3. OPTIONAL ENTERTAINMENT HOURS:

Hours: 8:00 p.m. to 11:00 p.m.

4. TYPE OF ENTERTAINMENT:

Single Guitar Player

5. TERM OF AUTHORIZATION FOR ENTERTAINMENT:

February 1, 2022 through June 30, 2022

6. SECURITY/PARKING REQUIREMENTS:

Not Applicable.

7. NOISE LEVELS:

In accordance with the Code of the City of Clifton.

8. OUTSIDE DEBRIS CLEANUP:

In accordance with the Code of the City of Clifton.

9. REQUIREMENTS/RESTRICTIONS:

- A. An entertainment license is not required for private parties. A private party is defined as a gathering or celebration that is by invitation only and is not advertised or open to any members of the general public and in which no admission fee is charged to guests, whether in advance or at the door. Any party or event that is advertised in any media, including but not limited to newspapers, magazines, internet, radio or television shall not be considered a private party. Any party or event in which an admission fee is charged to guests, whether in advance or at the door, shall not be considered a private party.
- B. There will be no loud or offensive music, no go-go or exotic dancers; no dancing or other entertainment of a lewd, licentious or lascivious manner; no topless, bottomless or indecently exposed entertainers or service employees; no entertainers under eighteen (18) years of age.
- C. No establishment that is licensed to serve alcoholic beverages shall advertise, promote or hold a "teen night" for individuals under the age of 18. When holding a private party in which individuals under the age of 21 are invited, no alcoholic beverages may be served to individuals under the age of 21.

February 15, 2022

R079-22 Resolution Approving Participation in and Acceptance of the 2022 Safe and Secure Communities Grant Program Administered by the NJ Department of Law & Public Safety, Office of the Attorney General

RESOLUTION APPROVING PARTICIPATION IN AND ACCEPTANCE OF THE 2022 SAFE AND SECURE COMMUNITIES GRANT PROGRAM ADMINISTERED BY THE NJ DEPARTMENT OF LAW & PUBLIC SAFETY, OFFICE OF THE ATTORNEY GENERAL (2022)

WHEREAS, the City of Clifton has applied for and been awarded funding of \$32,400 with a Match-Fringe Benefits, for a project total cost of \$32,400 for a project under the State of New Jersey Safe and Secure Communities Grant Program, Subaward #22-1602; and

WHEREAS, the Municipal Council of the City of Clifton has reviewed the application for said grant, has approved the request and agrees to accept the Subaward grant; and

WHEREAS, the project is a joint effort between the NJ Department of Law and Public Safety and the City of Clifton for the purpose described in the application;

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the City of Clifton that:

1. As a matter of public policy, the City of Clifton wishes to participate to the fullest extent possible with the NJ Department of Law and Public Safety, Office of Attorney General.
2. The City of Clifton does accept Subaward #22-1602 for \$32,400.00 for the period 9/19/21-9/18/22, specifically for the purpose described in the grant application.
3. Subaward Period: September 19, 2021 to September 18, 2022.
4. The Mayor and Municipal Clerk are hereby authorized to execute any and all documents required to effectuate the above.
5. A certified copy of this resolution shall be provided by the Office of the City Clerk to each of the following:

- a) City Manager
- b) Chief Financial Officer
- c) Police Department, Attention: Chief Thomas Rinaldi
- d) Police Department, Attention: Captain David J. Niland
- e) City Grant Coordinator
- f) State of New Jersey
Office of Attorney General
Department of Law and Public Safety
PO Box 080
Trenton, NJ 08625-0080
- g) Office of Attorney General
Department of Law and Public Safety
PO Box 080
Trenton, NJ 08625-0080

R080-22 Resolution Amending Resolution R395-21 Entitled "Resolution to Amend Contract for Food and Beverage Concession Services at Athenia Steel Recreation Complex"

RESOLUTION AMENDING RESOLUTION R395-21 ENTITLED "RESOLUTION TO AMEND CONTRACT FOR FOOD AND BEVERAGE CONCESSION SERVICES AT ATHENIA STEEL RECREATION COMPLEX"

WHEREAS, the Council previously adopted the above entitled Resolution on September 8, 2021 granting and extending the contract for the Food and Beverage Concession Services to Gerry D's Catering for the year 2022; and

WHEREAS, due to the ongoing pandemic, the Council desires to amend the day and time period to weekends only, beginning April 1, 2022 through June 31, 2022 at the pro-rated rental fee \$450.00 per month, weather permitting;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the City of Clifton that Resolution 395-21 entitled "Resolution to Amend Contract for Food and Beverage Concession Services at Athenia Steel Recreation Complex" be and hereby is amended to reflect a time period to weekends only, beginning April 1, 2022 through June 31, 2022 at the pro-rated rental fee \$450.00 per month, weather permitting, until such time it can open on a full-time basis. All other terms and conditions of the resolution and contract remain in full force and effect.

R081-22 Corrected Resolution Awarding Extraordinary Unspecifiable Service Contract to Acrisure, LLC d/b/a IMAC Insurance Agency for Health Insurance Broker Services

CORRECTED RESOLUTION AWARDING EXTRAORDINARY UNSPECIFIABLE SERVICE CONTRACT TO ACRISURE, LLC. D/B/A IMAC INSURANCE AGENCY FOR HEALTH INSURANCE BROKER SERVICES

WHEREAS, pursuant to the recommendation of the City Manager 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, both price and other factors considered, and upon review of the two proposals received, the Mayor and Municipal Council of the City of Clifton wish to authorize the following Extraordinary Unspecifiable Service contract for the period beginning January 1, 2022 and ending December 31 2022, to Acrisure, LLC d/b/a IMAC Insurance Agency for the reason that this provider has offered the best and most cost effective services for the City of Clifton; and

WHEREAS, the subject matter is Extraordinary Unspecifiable Service and may be awarded without public advertising for bids and bidding therefor under *N.J.S.A. 40A:11-5 et seq.* and *N.J.A.C. 5:34-2.3(B) 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 Extraordinary Unspecifiable Services vendor and is incorporated into the contract awarded hereby, along with the Determination of Value; and

WHEREAS, the value of the contract is determined to exceed \$17,500.00 to be paid by the providers in accordance with the proposal dated December 8, 2021 and the duration of the contract is through December 31, 2022;

NOW, THEREFORE, BE IT RESOLVED, that an Extraordinary Unspecifiable Service contract for health insurance broker services is hereby awarded to **ACRISURE, LLC d/b/a IMAC INSURANCE AGENCY**, in accordance with its proposal dated December 8, 2021, in the amount of \$65,000.00 to be paid by Horizon plus standard ancillary line commissions to be paid by the providers; 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 Resolution 633-21 adopted on December 21, 2021 is rescinded and replaced hereby.

R084-22 Resolution Authorizing Renewal of Games of Skill Operator Licenses

RESOLUTION AUTHORIZING GAMES OF SKILL OPERATOR LICENSE RENEWALS

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

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

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

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

Italian American Family Association 282 Parker Avenue
Pub 46 Bar Corp. 1081 U.S. 46
Rock Bar & Grill 414 Main Avenue

R085-22 Resolution Authorizing Renewal of Pet Shop License – Petco

RESOLUTION AUTHORIZING PET SHOP LICENSE RENEWAL

WHEREAS, the Mayor and Council of the City of Clifton, County of Passaic, State of New Jersey are in receipt of a Pet Shop License Renewal from Petco Animal Supplies, 780 Route 3 West in the City of Clifton; and

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

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

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Clifton, County of Passaic, and State of New Jersey that approval for the renewal of Pet Shop License to Petco Animal Supplies, 780 Route 3 West, Clifton, be and is hereby granted.

R086-22 Resolution of Congratulations Upon Retirement - Equipment Operator - Alberto Perez

RESOLUTION OF CONGRATULATIONS UPON RETIREMENT – EQUIPMENT OPERATOR – ALBERTO PEREZ

WHEREAS, February 1, 2022, Equipment Operator, Alberto Perez, officially retired from his position with the Clifton Department of Public Works; and

WHEREAS, he was appointed as a Laborer on January 5, 1998, and his retirement will conclude a twenty-four-year career in service to the public and the City of Clifton; and

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

February 15, 2022

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

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

**EQUIPMENT OPERATOR
ALBERTO PEREZ**

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

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

R087-22 Resolution of Congratulations Upon Retirement - Police Sergeant - John M. Cusack

**RESOLUTION OF CONGRATULATIONS UPON RETIREMENT –
POLICE SERGEANT – JOHN M. CUSACK**

WHEREAS, February 1, 2022, Police Sergeant, John M. Cusack, officially retired from his position with the Clifton Police Department; and

WHEREAS, he was appointed as a Police Officer on September 11, 1995, and his retirement will conclude a twenty-six-year career in service to the public and the City of Clifton; and

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

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

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

**POLICE SERGEANT
JOHN M. CUSACK**

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

BE IT FURTHER RESOLVED, that this resolution be spread upon the minutes of this meeting, and a copy thereof presented to **JOHN M. CUSACK**.

R088-22 Resolution for Appointment to the Beautification Committee

**RESOLUTION FOR APPOINTMENT TO 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 an application from Angela Montague to become a Member of the Beautification Committee; 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 Angela Montague is hereby appointed as a

Member of the Beautification Committee for a term of three years commencing this day through December 31, 2024.

R089-22 Resolution Approving Amendment to Community Development Block Grant Program Budget - Amendment B-15-MC-34-0103 (Reallocation of Funds from Year 41 - Planning & Administration Over Expenditure to Year 41 (2015) Single Family Rehabilitation Line 17-201-20-108-001)

RESOLUTION APPROVING AMENDMENT TO COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM BUDGET – AMENDMENT B-15-MC-34-0103 (Reallocation of Funds from Year 41 – Planning & Administration Over Expenditure to Year 41 (2015) Single Family Rehabilitation Line 17-201-20-108-001)

WHEREAS, the City of Clifton is an entitlement community under the Federal Community Development Block Grant Program; and

WHEREAS, the City of Clifton was awarded a contract by the United States Department of Housing and Urban Development (HUD) as proposed in budget applications for the year 2015 and

WHEREAS, the City of Clifton now finds a need to amend the budget to reflect a reallocation of funds for the Year 41 (August 1, 2015 – July 31, 2016) CDBG Budget;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Municipal Council of the City of Clifton hereby approve the said amendment as reflected on the attached schedule, and authorizes the City Manager to execute any approvals required by the local HUD office.

R090-22 Resolution Authorizing Entry into and Execution of Agreement with County of Passaic, Division of Alcoholism, Drug Abuse & Addiction Services for Grant Administration of the Alliance to Prevent Alcoholism and Drug Abuse for Fiscal Year 2023

RESOLUTION AUTHORIZING ENTRY INTO AND EXECUTION OF AGREEMENT WITH COUNTY OF PASSAIC, DIVISION OF ALCOHOLISM, DRUG ABUSE & ADDICTION SERVICES FOR GRANT ADMINISTRATION OF THE ALLIANCE TO PREVENT ALCOHOLISM AND DRUG ABUSE FOR FISCAL YEAR 2023

WHEREAS, the Governor’s Council on Alcoholism and Drug Abuse established the Municipal Alliances for the Prevention of Alcoholism and Drug Abuse in 1989 to educate and engage residents, local government and law enforcement officials, schools, nonprofit organizations, the faith community, parents, youth and other allies in efforts to prevent alcoholism and drug abuse in communities throughout New Jersey; and

WHEREAS, the Municipal Council of the City of Clifton, County of Passaic, State of New Jersey, recognizes that the abuse of alcohol and drugs is a serious problem in our society amongst persons of all ages; and therefore has an established Municipal Alliance Committee; and

WHEREAS, the Municipal Council further recognizes that it is incumbent upon not only public officials but upon the entire community to take action to prevent such abuses in our community; and

WHEREAS, the Municipal Council has applied for funding to the Governor’s Council on Alcoholism and Drug Abuse through the County of Passaic;

NOW, THEREFORE, BE IT RESOLVED, by the City of Clifton, County of Passaic, State of New Jersey, hereby recognizes the following:

1. The Municipal Council does hereby authorize submission of a strategic plan for the Clifton Municipal Alliance grant for fiscal year 2023 (July 1, 2022 to June 30, 2023) in the amount of:

February 15, 2022

DEDR	\$17,311.87
Cash Match	\$ 4,327.97
In-Kind	\$12,983.90

2. The Municipal Council acknowledges the terms and conditions for administering the Municipal Alliance grant, including the administrative compliance and audit requirements.

3. The agreement with the County of Passaic, Division of Alcoholism, Drug Abuse & Addiction services for grant administration be and hereby is authorized and the Mayor & Clerk are authorized to execute any required documents in connection therewith.

R091-22 Resolution Authorizing Execution of Cancellation of Mortgages Between City of Clifton and Jeanne Masone and Martha Sirvidio (Clifton Home Improvement Program)

RESOLUTION AUTHORIZING EXECUTION OF CANCELLATION OF MORTGAGES BETWEEN CITY OF CLIFTON AND JEANNE MASONE and MARTHA SIRVIDIO (CLIFTON HOME IMPROVEMENT PROGRAM)

WHEREAS, on September 1, 2015, in conjunction with a CHIP grant to Jeanne Masone, a mortgage in the amount of \$4,000.00 was given by the City of Clifton for property situated at 43 Strangeway Terrace, Clifton, New Jersey (Block 31.08, Lot 7); and

WHEREAS, on April 24, 2015, in conjunction with a CHIP grant to Martha Sirvidio, a mortgage in the amount of \$3,665.00 was given by the City of Clifton for property situated at 29 Lennon Place, Clifton, New Jersey (Block 53.02, Lot 31); and

WHEREAS, on October 6, 2015, in conjunction with a CHIP grant to Martha Sirvidio, a mortgage in the amount of \$1,600.00 was given by the City of Clifton for property situated at 29 Lennon Place, Clifton, New Jersey (Block 53.02, Lot 31); 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.

R092-22 Resolution Authorizing a Refund for 2011, 2012, 2013, 2014, 2015, 2016, 2017, 2018, 2019, 2020 and 2021 Sewer Charges on Property Known as Block 35.14, Lot 16, 79 Athenia Ave., Owned by Peter Antonakis

RESOLUTION AUTHORIZING A REFUND OF THE 2011, 2012, 2013, 2014, 2015, 2016, 2017, 2018, 2019, 2020 AND 2021 SEWER CHARGES ON PROPERTY KNOWN AS BLOCK 35.14, LOT 16, 79 ATHENIA AVENUE

WHEREAS, the City Engineer confirmed that the property located at 79 Athenia Avenue was serviced by a cesspool and had no connections to the public sewer system; and

WHEREAS, Peter Antonakis purchased the subject property on October 27, 2010; and

WHEREAS, Peter Antonakis has requested a refund for sewer charges paid in 2011, 2012, 2013, 2014, 2015, 2016, 2017, 2018, 2019, 2020 and 2021 when the property was not connected to the sewer lines; and

WHEREAS, on January 28, 2022, the Engineering Department issued Sewer Connection and Road Opening Permits to Peter Antonakis for purposes of connecting the subject property to the sewer system; and

WHEREAS, the Municipal Council, having reviewed the facts and circumstances hereby approves a sewer exemption on the subject property as of October 27, 2010, and hereby authorizes the refund of the 2011, 2012, 2013, 2014, 2015, 2016, 2017, 2018, 2019, 2020 and 2021 sewer charges on the subject property in the total amount of \$1,873.66; and

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

1. To cancel and refund 2011 sewer charges in the amount of \$ 177.92.
2. To cancel and refund 2012 sewer charges in the amount of \$ 141.44.
3. To cancel and refund 2013 sewer charges in the amount of \$ 151.04.
4. To cancel and refund 2014 sewer charges in the amount of \$ 181.76.
5. To cancel and refund 2015 sewer charges in the amount of \$ 160.00.
6. To cancel and refund 2016 sewer charges in the amount of \$ 160.00.
7. To cancel and refund 2017 sewer charges in the amount of \$ 160.00.
8. To cancel and refund 2018 sewer charges in the amount of \$ 229.50.
9. To cancel and refund 2019 sewer charges in the amount of \$ 160.00.
10. To cancel and refund 2020 sewer charges in the amount of \$ 174.00.
11. To cancel and refund 2021 sewer charges in the amount of \$ 178.00.

R094-22 Late - Resolution Awarding Professional Engineering Services Contract to Najarian Associates for Flood Study for the Third River

**RESOLUTION AWARDING PROFESSIONAL ENGINEERING SERVICES
CONTRACT TO NAJARIAN ASSOCIATES
FOR FLOOD STUDY FOR THE THIRD RIVER**

WHEREAS, the City of Clifton requires professional engineering services in connection with the flood study for the Third River; and

WHEREAS, the City Engineer recommends that a contract for engineering services be awarded to Najarian Associates in accordance with its submitted proposal, dated January 28, 2022 in the amount not to exceed \$45,800.00; and

WHEREAS, after reviewing the proposal and upon the recommendation of the City Engineer, the Municipal Council wishes to award a contract to Najarian Associates for the provision of said services, in the amount not to exceed \$45,800.00; 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 engineer and is incorporated into the contract awarded hereby, along with the Determination of Value; and

WHEREAS, the value of the contract is determined to be not to exceed \$17,500.00, and the duration of the contract is until completion;

NOW, THEREFORE, BE IT RESOLVED, that a professional engineering services contract in connection with the flood study for the Third River hereby is awarded to **NAJARIAN ASSOCIATES**, in accordance with its proposal dated January 28, 2022, in the amount not to exceed \$45,800.00 and shall not exceed that amount except upon the adoption of a supplemental resolution authorizing additional funding; and

February 15, 2022

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: Najarian Associates, Eatontown, New Jersey
Services: Engineering Services
Project: Flood Study for the Third River
Cost: Not to exceed \$45,800.00
Term: Until completion

R095-22 Late - Resolution Amending Resolution R618-21 Entitled "Resolution Awarding Contract for Silleck Street Drainage Improvements

**“RESOLUTION AWARDING CONTRACT FOR
SILLECK STREET DRAINAGE IMPROVEMENTS”**

WHEREAS, at the December 21, 2021 meeting, the Council adopted Resolution 618-21 to award a contract to John Garcia Construction of Clifton, New Jersey, the low bidder meeting the specifications for Silleck Street Drainage Improvements at a grand total bid price of \$320,787.31, in accordance with bids received on December 14, 2021; and

WHEREAS, subsequent to the award of this contract the City was made aware that the costs could be applied under the American Rescue Plan Act (ARPA); and

WHEREAS, the City therefore requests that the resolution be revised to change the account number on record from 08-215-55-953-103 to the ARPA fund line 02-213-40-723-505 and have the change memorialized as such; and

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the City of Clifton that the aforesaid Resolution be and hereby is amended to reflect the change of account numbers from 08-215-55-953-103 to 02-213-40-723-107 in order to memorialize the use of ARPA funds for the above previously awarded Silleck Street Drainage Improvements.

R096-22 Late - Resolution Ratifying Proclamation of April 30, 2021 as Arbor Day in the City of Clifton

**RESOLUTION RATIFYING PROCLAMATION OF APRIL 30, 2021 AS ARBOR DAY
IN THE CITY OF CLIFTON**

WHEREAS, Arbor Day is celebrated nationally the last Friday in April each year; and

WHEREAS, in observance of this important national event, the City of Clifton, together with various service organizations and youth groups, will participate in appropriate programs throughout the City during this special month; and

WHEREAS, the City will be receiving 2,000 free seedlings from the New Jersey Tree Recovery Program to donate to schools and other organizations in an effort to help replace trees lost during Superstorm Sandy; and

WHEREAS, the City of Clifton has been recognized each year as a Tree City U.S.A. since 1997, and recognized as a Growth Award Community since 1999 with various activities to enhance the appreciation and importance of trees in Clifton and the State of New Jersey; and

WHEREAS, since 2008, Clifton has earned recognition as a Sterling Community by the National Arbor Day Society for having 10 or more years as a leader in the Growth Award Program; and

WHEREAS, over the past few years, the City of Clifton has been in partnership with the Department of Environmental Protection's Community Forestry Program, the objective of which is to plant shade trees in front of residential areas under the Cool Cities Program, and has implemented a Community Stewardship Incentive Program to further the goals and objectives of the City's Community Forest Management Plan; and

WHEREAS, in 2017, the City of Clifton was the recipient of the Community Stewardship Incentive Grant Program for a \$10,000 matching grant for a city-wide tree inventory, which will characterize street tree population, advise needed trees in vacant plant sites, and recommend high priority maintenance needs for street trees; and

WHEREAS, in 2017, the City of Clifton was the recipient of a state-wide Green Communities Achievement Award from the New Jersey Department of Environmental Protection Forest Service, New Jersey Forest Service, and the New Jersey Tree Foundation for the City's achievement in urban and community forestry; and

WHEREAS, in 2018, the City was the recipient of a TD Green Streets Grant for \$20,000 to plant trees in Nash Park, Hird Park and Randolph Park; and

WHEREAS, the City of Clifton is proud of its Liberty Elm Tree, which was planted in 2007 to coincide with both Arbor Day and the City of Clifton's 90th Anniversary and to symbolize the birth of freedom in America, and also planted another Liberty Elm in 2017 to coincide with the City's 100th Anniversary; and

WHEREAS, this Governing Body wishes to publicly proclaim and set aside these days for reflection on the importance of trees that everyone should endeavor to preserve;

NOW, THEREFORE, BE IT RESOLVED, that we, the Mayor and Members of the Municipal Council of the City of Clifton, do hereby ratify the proclamation of Friday, April 30, 2021 to be

**ARBOR DAY
IN THE CITY OF CLIFTON**

Whereby all citizens of our community were urged to participate in programs held throughout the City during the Spring and Fall of 2021.

R097-22 Late - Resolution Ratifying Proclamation of April 29, 2022 as Arbor Day in the City of Clifton

**RESOLUTION RATIFYING PROCLAMATION OF APRIL 29, 2022 AS ARBOR DAY IN THE
CITY OF CLIFTON**

WHEREAS, Arbor Day is celebrated nationally the last Friday in April each year; and

WHEREAS, in observance of this important national event, the City of Clifton, together with various service organizations and youth groups, will participate in appropriate programs throughout the City during this special month; and

February 15, 2022

WHEREAS, the City will be receiving 2,000 free seedlings from the New Jersey Tree Recovery Program to donate to schools and other organizations in an effort to help replace trees lost during Superstorm Sandy; and

WHEREAS, the City of Clifton has been recognized each year as a Tree City U.S.A. since 1997, and recognized as a Growth Award Community since 1999 with various activities to enhance the appreciation and importance of trees in Clifton and the State of New Jersey; and

WHEREAS, since 2008, Clifton has earned recognition as a Sterling Community by the National Arbor Day Society for having 10 or more years as a leader in the Growth Award Program; and

WHEREAS, over the past few years, the City of Clifton has been in partnership with the Department of Environmental Protection's Community Forestry Program, the objective of which is to plant shade trees in front of residential areas under the Cool Cities Program, and has implemented a Community Stewardship Incentive Program to further the goals and objectives of the City's Community Forest Management Plan; and

WHEREAS, in 2017, the City of Clifton was the recipient of the Community Stewardship Incentive Grant Program for a \$10,000 matching grant for a city-wide tree inventory, which will characterize street tree population, advise needed trees in vacant plant sites, and recommend high priority maintenance needs for street trees; and

WHEREAS, in 2017, the City of Clifton was the recipient of a state-wide Green Communities Achievement Award from the New Jersey Department of Environmental Protection Forest Service, New Jersey Forest Service, and the New Jersey Tree Foundation for the City's achievement in urban and community forestry; and

WHEREAS, in 2018, the City was the recipient of a TD Green Streets Grant for \$20,000 to plant trees in Nash Park, Hird Park and Randolph Park; and

WHEREAS, the City of Clifton is proud of its Liberty Elm Tree, which was planted in 2007 to coincide with both Arbor Day and the City of Clifton's 90th Anniversary and to symbolize the birth of freedom in America, and also planted another Liberty Elm in 2017 to coincide with the City's 100th Anniversary; and

WHEREAS, this Governing Body wishes to publicly proclaim and set aside these days for reflection on the importance of trees that everyone should endeavor to preserve;

NOW, THEREFORE, BE IT RESOLVED, that we, the Mayor and Members of the Municipal Council of the City of Clifton, do hereby ratify the proclamation of Friday, April 29, 2022 to be

**ARBOR DAY
IN THE CITY OF CLIFTON**

Whereby all citizens of our community were urged to participate in programs held throughout the City during the Spring and Fall of 2022.

R098-22 Resolution Authorizing 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 DXC Technology, Co., Tenant in Parcel v. Clifton City - Litigation
- CON- 2 Rutherford Boulevard Sewer Negotiations
- CON- 3 Sick Leave Payments Arbitration and PBA Contract

NOW, THEREFORE, BE IT RESOLVED that the public shall be excused and excluded from that portion of the Council's meeting to be held on February 15, 2022 at which time, said subject(s) shall be discussed.

LICENSES

RESOLUTION FOR FINAL APPROVAL

L-1 New Life

BE IT RESOLVED, that the application of Maria Aronone & Lider Millet t/a New Life for permission to conduct a Caterer – Continued Use, for a period ending December 31, 2022, is hereby approved and licenses so issued in the compliance with the approval of the Board of Health, Fire Department, Police and Zoning Officer.

ADJOURNMENT

Upon motion made by Councilman Grabowski seconded by Councilwoman Murphy and passed on roll call vote, the meeting was adjourned at 9:10 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,

James Anzaldi, Mayor

Nancy Ferrigno
City Clerk