

**CITY OF CLIFTON
CLIFTON, NEW JERSEY
REGULAR MEETING MINUTES MARCH 16, 2021**

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 2021 which was published as legal advertisements in the Herald News on December 26, 2020 and was additionally advertised in the Record on December 27, 2020. 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)
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; Assistant City Attorney, David Bruins; Assistant City Attorney, Thomas Egan (via Zoom); Nancy Ferrigno, City Clerk and Deputy Clerk, Michele Butler

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

Pastor Eric Farrar

PRESENTATION

Women's Month Awards

APPROVAL OF MINUTES

A Motion was made by Councilman Eagler, seconded by Councilman Grabowski and passed on roll call vote to approve the Minutes of the Workshop, Executive and Regular Session Minutes of March 2, 2021 and Minutes of Special Meeting of February 27, 2021.

(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 Danielle Jones Keyboarding Clerk 2 transferred from Housing Dept. to Health Dept., effective 03/01/2021.
- C-2 Tulio Lezcano Laborer 1 D.P.W., resigned his position effective 03/01/2021.

COMMUNICATIONS MEETING MINUTES

- C-3 Minutes of Clifton Traffic Safety Council of February 18, 2021

March 16, 2021

- C-4 Minutes of Passaic Valley Water Commission of January 13, 2021
- C-5 Minutes of Beautification Committee of 2/3/20, 3/2/20 and 10/5/20
- C-6 Minutes of the Board of Adjustment of March 3, 2021
- C-7 Minutes of Alcoholic Beverage Control Board of February 10, 2021

Councilwoman Sadrakula left the dais at 8:19 p.m.

SECOND READING ORDINANCES

A. Adoption of Ordinance 7635-21

B. Public Hearing on Ordinance 7635-21

Mayor Anzaldi opened the floor to the public with regard to the Ordinance 7635-21

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

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

An Ordinance to Amend, Revise and Supplement Chapter 439 of the Code of the City of Clifton, Entitled "Vehicles and Traffic", More Particularly Section 439-13 Thereof, Entitled "Parking Prohibited at all Times on Certain Streets" (Adds Location - Portion of Wonham Street)

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

FIRST READING ORDINANCES

A. Introduction of Ordinance 7636-21

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

An Ordinance to Amend, Revise and Supplement Chapter 439 of the Code of the City of Clifton, Entitled "Vehicles and Traffic", More Particularly Section 439-38 Thereof, Entitled "Handicapped Parking on Streets for Private Residences" (Deletes 1 Restricted Handicapped Space)

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, April 6, 2021 at 8:00 p.m. and that the City Clerk be authorized to publish said ordinance together with statutory notice as required by law.

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

B. Introduction of Ordinance 7637-21

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

An Ordinance to Amend, Revise and Supplement Chapter 439 of the Code of the City of Clifton, Entitled "Vehicles and Traffic", More Particularly Section 439-38 Thereof, Entitled "Handicapped Parking on Streets for Private Residences (Adds 3 Restricted Handicapped Spaces)

It was regularly moved, seconded and carried that the ordinance now pending be further considered for final passage after public hearing at the regular meeting of the Municipal Council to be held Tuesday, April 6, 2021 at 8:00 p.m. and that the City Clerk be authorized to publish said ordinance together with statutory notice as required by law.

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

C. Introduction of Ordinance 7638-21

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 Eagler, seconded by Councilwoman Murphy 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, More Particularly Section 77-39, Entitled "Salaries; Extra Compensation" (Sets Salaries of Superior Officers for Years 2021, 2022, 2023, 2024 and 2025; 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 Tuesday, April 6, 2021 at 8:00 p.m. and that the City Clerk be authorized to publish said ordinance together with statutory notice as required by law.

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

Councilwoman Sadrakula returned to the dais at 8:25 p.m.

CITY MANAGER PRIVILEGE

City Manager, Dominick Villano, gave an update on Covid-19 testing, vaccinations and transmission rate. He urged all homeowners to keep their lawns maintained. He explained that if a homeowner does not cut their grass, the City will issue an emergency order to mow the lawn and send the homeowner an invoice. If the invoice is not paid, the property will be subject to a lien.

FLOOR TO MEMBERS OF THE PUBLIC

Helen Kubik, 51 Gilles St., asked if the City will offer free compost this year.

Patricia Russo, 253 Union Ave., thanked City Manager, Dominick Villano, for his quick response to an issue she recently encountered. She thanked the Health Department and the Senior Center for respect they have showed her. Ms. Russo thanked Mayor Anzaldi for his lifetime service to the City of Clifton.

Tammy Gebbia, 21 Walnut St., discussed police military pay. She spoke about an abandoned property on Walnut St. and thanked Councilwoman Sadrakula for her service to the City.

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With no one else wishing to be heard, a Motion was made by Councilman Eagler, 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.

City Manager, Dominick Villano, stated that a renovation proposal was submitted by the property owner of the Walnut Street property and once the approvals are final, work will begin.

City Manager, Dominick Villano, announced that compost will be available by the City well in April.

COUNCIL PRIVILEGE

Councilman Grabowski

Councilman Grabowski expressed his condolences to City Attorney, Matthew Priore and his family, on the passing of his mother, Dorothy Priore. He asked that the erection of the approved no left turn sign and the no parking lines on Wonham Street be taken care of as soon as possible.

Councilwoman Murphy

Councilwoman Murphy announced that the Botany Village SID and the Municipal Alliance Committees recently met. She discussed a referendum from the Board of Education that will be voted on at a special election on April 20, 2021. Councilwoman Murphy expressed her condolences to the City Attorney, Matthew Priore and his family, on the passing of his mother, Dorothy Priore.

City Manager, Dominick Villano, discussed putting up a barrier at a section near Highland Avenue where a group of homeless individuals are gathering and littering.

Councilwoman Pino

Councilwoman Pino expressed her condolences to City Attorney, Matthew Priore and his family, on the passing of his mother, Dorothy Priore. She addressed the public speaker who spoke about pay of Clifton police officers who serve in the military. Councilwoman Pino stated that she cannot discuss the matter at this time due to litigation, but looks forward to the time when she will be able to talk freely on the issue. Councilwoman Pino congratulated all the recipients of the Woman of the Year awards. She wished everyone a Happy Saint Patrick's Day.

Councilwoman Sadrakula

Councilwoman Sadrakula expressed her condolences to City Attorney, Matthew Priore and his family, on the passing of his mother, Dorothy Priore.

Councilwoman Murphy left the dais at 8:42 p.m.

She asked that it be considered that minutes be taken at all committee meetings.

Councilwoman Murphy returned to the dais at 8:43 p.m.

Councilwoman Sadrakula discussed street light outages. She inquired as to how the Covid-19 stimulus money that the City will receive can be spent. City Manager, Dominick Villano, announced that the CFO is on standby and can be asked to join the meeting. Councilwoman Sadrakula advised that it was not necessary to have him call in but would like to be advised on how the money can be spent at a future meeting. She asked when the next budget meeting would take place and suggested that it not be on a Saturday, due to it being the Sabbath for the Jewish Community. City Manager, Dominick Villano, suggested that Council wait to receive the stimulus money prior to arranging the next budget meeting. Councilwoman Sadrakula remarked on a

judgement filed against the City for non-payment. She read a section of Chapter 15 of the City Code titled Payment of Claims.

City Manager, Dominick Villano, remarked that he was aware of the Chapter 15 rule and in this case, the payment was disputed. He assured Council that they received all documents and were made aware of the situation at an earlier Council meeting.

Councilman Eagler

Councilman Eagler expressed his condolences to City Attorney, Matthew Priore and his family, on the passing of his mother, Dorothy Priore. He also expressed his condolences to the Ruzila family on the passing of Marye Ruzila. Councilman Eagler spoke about the many accomplishments of Mrs. Ruzila. He congratulated the recipients of the Women of the Year awards. Councilman Eagler announced that the next Council meeting will be Tuesday, April 6, 2021 and the following meeting will be on Wednesday, April 21, 2021 due to the Board of Education referendum being voted on, on Tuesday, April 20, 2021. Councilman Eagler asked City Clerk, Nancy Ferrigno, if voting will be on machines or by paper voting due to the pandemic. Ms. Ferrigno stated that she has not yet heard from the County as to how the voting will be taking place. She announced that a ballot box will be placed in front of City Hall for mail in ballots. Councilman Eagler spoke about the many different spring holidays coming up and wished everyone happiness for which ever holiday they celebrate. He asked that everyone please learn to work together.

Councilman Gibson

Councilman Gibson expressed his condolences to City Attorney, Matthew Priore and his family, on the passing of his mother, Dorothy Priore. He congratulated Jennifer Kidd and all the recipients of the Women of the Year awards. He announced that a member of the Board of Education will speak about the upcoming referendum at the next Council meeting. Councilman Gibson gave kudos to the Health Department for their dedication and hard work during the pandemic and at the vaccine clinic. He thanked City Manager, Dominick Villano, for always being available when he is needed.

Mayor Anzaldi

Mayor Anzaldi thanked Ms. Russo for her kind comments at public session. He spoke about the Covid-19 vaccine supply and the good reviews the Clifton vaccine clinic has received. Mayor Anzaldi announced that a new ordinance needs to be passed in order to prevent recreational sale of marijuana in Clifton. He discussed starting a plan to reopen City Hall to the public. Mayor Anzaldi commented on the Ms. Gebbia's remarks regarding police military pay. He wished everyone a Happy St. Patrick's Day, St. Joseph's Day, Passover and Easter. Mayor Anzaldi expressed his condolences to the Ruzila family on the passing of Marye Ruzila and the Obser family on the passing of Robert Obser.

Councilwoman Murphy announced that vote by mail ballots will not automatically be sent out for the upcoming School Board referendum. She stated that residents must request one from the County Clerk.

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.

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

A Motion was made by Councilman Eagler, seconded by Councilman Gibson to vote on the following items separately:

March 16, 2021

R132-21 Resolution: Approve Claims List Resolution for the March 16, 2021 City Council Meeting

**RESOLUTION TO APPROVE CLAIMS TO BE PAID
MEETING OF MARCH 16, 2021**

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

Current Fund	\$3,013,017.35
Grant Fund	\$ 273,425.14
General Capital Fund	\$ 50,205.38
Sewer Utility -Operating	\$ 33,477.19
Sewer Utility-Capital	\$ 6,778.36
Developers Escrow	\$ 1,492.24
Dog Trust	\$ 252.00
Police Extra Duty	\$ 126,572.00
Trust Other	\$ 226,136.92
Section 8 Public Housing	\$ 240,474.54
Community Development	\$ 37,741.46
COAH	\$ 600.00
Self Insurance	\$ 657,480.85
Self Insurance 11	
Fire Dedicated Penalties	
Revolving Loan Fund	
Tax Title Lien Redemption	
Unemployment Trust Fund	
Library	\$ 94,883.81
General Liability Trust	\$ 28,353.17
Workers Compensation Trust	\$ 31,518.56
Federal DOJ Forfeiture	\$ 30,236.40
TOTAL CLAIMS	\$4,852,645.37

(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 Grabowski, seconded by Councilwoman Murphy and passed on roll call to vote on the following Resolution separately.

R138-21 Resolution to Award Contract to Trane U.S., Inc. Under OMNIA Point National Cooperative for As-Needed HVAC and BAS Equipment Repairs for the City of Clifton Department of Public Works

**RESOLUTION TO AWARD CONTRACT TO TRANE U.S., INC. UNDER OMNIA
POINT NATIONAL COOPERATIVE FOR AS-NEEDED HVAC AND BAS
EQUIPMENT REPAIRS FOR THE CITY OF CLIFTON DEPARTMENT OF PUBLIC
WORKS**

WHEREAS, the City of Clifton is permitted to join national cooperative purchasing agreements under the authority of N.J.S.A. 52:34-6.2(b)(3); and,

WHEREAS, the City of Clifton is a member of the Omnia Partners (formerly U.S. Communities), a national cooperative, since January 1, 2012 thru present, in accordance with N.J.S.A. 52:34-6.2, and LFN 2012-10, which allows local contracting units to utilize national cooperative contracts as a method of procurement; and

WHEREAS, pursuant to Resolution 132-20 of March 17, 2020, an advertisement was initially placed in the Herald News on March 23, 2020, to announce the City's interest in utilizing the OMNIA Partners national cooperative contract for HVAC and BAS repair services and subsequently no contract award for the services was made; and,

WHEREAS, with no award having been made regarding the aforementioned request, a second advertisement was placed in the Herald News on February 23, 2021, to announce the City's interest in utilizing the OMNIA Partners national cooperative contract for the purpose of procuring authorized as-needed HVAC and BAS repair services and materials for Trane equipment (and the required 10-day period has passed with no comments submitted); and,

WHEREAS, the DPW Director and the Purchasing Agent concur that the City has an ongoing need to provide as-needed authorized Trane equipment repair services for equipment previously installed at City facilities that has exceeded warranty periods; and,

WHEREAS, the Trane U.S. Inc. term of contract with OMNIA Partners, under contract number USC 15-JLP-023 for HVAC Products, Installation, Services and Related Products and Services, is from October 1, 2015 thru to September 30, 2022; and,

WHEREAS, the Purchasing Agent is satisfied with the procurement process conducted by OMNIA Partners, and the contract which was awarded to Trane U.S. Inc., and along with associated documentation submitted by both OMNIA Partners and Trane U.S. Inc., the Purchasing Agent finds all in compliance with the guidance in LFN 2012-10; and,

WHEREAS, the Purchasing Agent followed all applicable guidelines stipulated by the Department of Community Affairs, Division of Local Government Services as outlined in Local Finance Notice 2012-10; and,

WHEREAS, there were no alternative approaches and/or rejections made by any New Jersey contractors/vendors prior to or since the aforementioned comment deadline; and,

WHEREAS, it is the intent of the City of Clifton to make a contract award to Trane U.S. Inc., 19 Chapin Road, Bldg. B, Suite 200, Pine Brook, NJ 07058, for as-needed repairs and parts in accordance with the rate schedule under Contract #USC 15-JLP-023 in a not to exceed amount of \$50,000, pursuant to the Harford County Public Schools, Maryland Request for Proposals for HVAC Products, Installation, Services and Related Products and Services (Contract #USC 15-JLP-023), for the period of February 1, 2021 through December 31, 2021; and,

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

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

1. An award to Trane for as-needed repairs and parts in accordance with the rates schedule under Contract #USC 15-JLP-023 is hereby made.
2. As-needed repairs and parts are in accordance with the rates schedule under Contract #USC 15-JLP-023, and the total shall not exceed the amount of \$50,000.
3. Funds are available and shall be certified at time of purchase with presentation of a properly executed purchase order, budget adoption and appropriations providing.

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

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

March 16, 2021

R139-21 Resolution Awarding Contract to Ben Schaffer Recreation, Inc. to Furnish and Install a Live Pavilion Off of Educational Services Commission of New Jersey (ESCNJ) Cooperative

RESOLUTION AWARDING CONTRACT TO BEN SCHAFFER RECREATION, INC TO FURNISH AND INSTALL A LIVE PAVILION OFF OF EDUCATIONAL SERVICES COMMISSION OF NEW JERSEY (ESCNJ) COOPERATIVE

WHEREAS, the Recreation Supervisor has requested that the City procure a Live Pavilion at the Schultheis Farm, to be installed in the community garden area of the farm, available off of the Educational Services Commission of New Jersey (ESCNJ) cooperative, subject to Green Acres approval if the council is inclined to proceed; and,

WHEREAS, Ben Schaffer Recreation, Inc. has been awarded a contract under Playground Equipment, Site Furnishings, Outdoor Circuit Training Equipment & Related Products, Bid # ESCNJ 20/21-22 of the Educational Services Commission of New Jersey (ESCNJ); and,

WHEREAS, the above ESCNJ contract provides for the furnishing of the furnishing and installation of a Live Pavilion, for a not to exceed amount of \$55,933.50; and,

WHEREAS, the City is a member of the Educational Services Commission of New Jersey (ESCNJ), from which the above contract was awarded for a bid term of June 30, 2020 through June 29, 2022; and,

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

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Municipal Council do hereby approve and authorize the aforementioned award of contract to Ben Schaffer Recreation, Inc., PO Box 844, Lake Hopatcong, NJ, 07849, based on the contract period and terms outlined in the Educational Services Commission of New Jersey contract in an amount not to exceed \$55,933.50, for the furnishing and installation of a Live Pavilion at Schultheis Farm, subject to Green Acres consent if required; and,

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

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

RESOLUTIONS

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

R132-20 Resolution: Approve Claims List Resolution for the City Council Meeting of March 16, 2020:

**RESOLUTION TO APPROVE CLAIMS TO BE PAID
MEETING OF MARCH 16, 2021**

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

Current Fund	\$3,013,017.35
Grant Fund	\$ 273,425.14
General Capital Fund	\$ 50,205.38
Sewer Utility -Operating	\$ 33,477.19

Sewer Utility-Capital	\$ 6,778.36
Developers Escrow	\$ 1,492.24
Dog Trust	\$ 252.00
Police Extra Duty	\$ 126,572.00
Trust Other	\$ 226,136.92
Section 8 Public Housing	\$ 240,474.54
Community Development	\$ 37,741.46
COAH	\$ 600.00
Self Insurance	\$ 657,480.85
Self Insurance 11	
Fire Dedicated Penalties	
Revolving Loan Fund	
Tax Title Lien Redemption	
Unemployment Trust Fund	
Library	\$ 94,883.81
General Liability Trust	\$ 28,353.17
Workers Compensation Trust	\$ 31,518.56
Federal DOJ Forfeiture	\$ 30,236.40
TOTAL CLAIMS	\$4,852,645.37

R133-21 Resolution - Special Emergency Resolution to Cover 2021 Pension Obligations

**CITY OF CLIFTON
SPECIAL EMERGENCY
RESOLUTION**

WHEREAS, an emergent condition has arisen in that the City is expected to enter in contracts, commitments or payments prior to the 2021 Municipal Budget and no adequate provision has been made in the 2021 Temporary Municipal Budget for the aforesaid purpose, and

WHEREAS, N.J.S.A. 40A:4-20 provides for the creation of an emergency temporary appropriation foresaid purpose, and

WHEREAS; the total emergency temporary appropriation resolution adopted in the year 2021 pursuant to the provisions of Chapter 96, P.L. 1951 (N.J.S.A. 40A:4-20) including this resolution totals \$11,788,488.00, and,

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the City of Clifton, in the County of Passaic, State of New Jersey, (not less than two-thirds of all the members thereof affirmatively concurring) that in accordance with the provisions of N.J.S.A. 40A:4-20:

1. Emergency Temporary Appropriations be and the same are hereby made in the amount of \$11,788,488.00 as follows for the City’s annual Pension Payments:
 - a. Statutory Expenditures – P.E.R.S. \$2,186,573.00
 - b. Statutory Expenditures – P.F.R.S. \$9,601,915.00
2. Said Emergency Temporary Appropriations will be provided for in the 2021 Municipal Budget.
3. That one certified copy of this resolution be filed with the Director, Division of Local Government Services by the City Clerk.

March 16, 2021

R134-21 Resolution: 2021 Temporary Budget Increase for the Clifton Sewer Utility

**CITY OF CLIFTON
2021 TEMPORARY BUDGET INCREASE
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 the first Temporary Budget Resolution was on January 5, 2021 for the first three months of the year; and,

WHEREAS, 8.33% (1/12th) of the total appropriations in the 2020 Sewer Utility Budget, exclusive of any appropriations made for debt service and capital improvement fund, is in the sum of \$769,700.33,

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 2021 Sewer Utility Budget as follows:

<u>Sewer Department</u>	<u>Department Code</u>	<u>Amount</u>
Sewer / Storm System – Salaries	07-201-26-291-101	\$ 75,000.00
Sewer / Storm System – Expenses	07-201-26-291-405	\$ 75,000.00
Sewer Fees – PVSC	07-201-31-455-290	\$ 529,700.33
Statutory Exp – Employer Taxes	07-201-36-472-300	\$ 15,000.00
Emergency Repairs	07-201-26-291-601	\$ 75,000.00

Total Temporary Budget Amendment Increase: \$769,700.33

R135-21 Resolution: 2021 Temporary Budget Increase for the Clifton Municipal Budget

**CITY OF CLIFTON
2021 TEMPORARY BUDGET INCREASE
RESOLUTION**

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 the first Temporary Budget Resolution was on January 5, 2021 for the first three months of the year; and,

WHEREAS, 8.33% (1/12th) of the total appropriations in the 2020 Municipal Budget, exclusive of any appropriations made for debt service, capital improvement fund, and public assistance is in the sum of \$9,463,455.33

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 2021 Municipal Budget as follows:

<u>Department</u>	<u>Department Code</u>	<u>Amount</u>
See Attached Worksheets		
Total Temporary Budget Amendment:		<u>\$9,463,455.33</u>

R136-21 Resolution Authorizing and Ratifying Sewer Emergency Services at the Weasel Brook Culvert at Fornelius Avenue

**RESOLUTION AUTHORIZING AND RATIFYING SEWER
EMERGENCY SERVICES AT THE WEASEL BROOK
CULVERT AT FORNELIUS AVENUE**

WHEREAS, a report, dated November 5, 2020 has been submitted to the City Manager by City Engineer Michael J. Lardner, which summarized the need and execution of emergency work to Weasel Brook Culvert at Fornelius Avenue; and

WHEREAS, the report notes that the engineering department discovered a collapsed section of corrugated metal pipe culvert measuring 11'- 5" by 7'- 3"; and

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

WHEREAS, the emergency was abated by the replacement of 55 linear feet of corrugated aluminum culvert pipe and restoration of the trench; and

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

NOW THEREFORE BE IT RESOLVED, by the Mayor and Municipal Council of the City of Clifton, that the emergency sewer work performed at the Weasel Brook Culvert at Fornelius Avenue by Montana Construction, Inc. is hereby approved and ratified, and an amount not to exceed \$98,520.02 is authorized to be allocated to this project.

R137-21 Resolution Awarding Contract for Hazel Street Improvements to DS Meyer Enterprises

**RESOLUTION AWARDING CONTRACT FOR
HAZEL STREET IMPROVEMENTS**

BE IT RESOLVED: that the contract for the **HAZEL STREET IMPROVEMENTS** be and the same is hereby awarded to **DS MEYER ENTERPRISES** of **Waldwick, New Jersey**, the low bidder meeting the specifications at a grand total bid price of **\$629,820.00**, in accordance with bids received on **March 3, 2021**, and recommended by communication dated **March 8, 2021** to the Mayor and Council; and

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

BE IT FURTHER RESOLVED: that the required Certificate of Availability of Funds for the above contract has been obtained from the Chief Financial Officer of the City of Clifton. The appropriation to be charged for this expenditure is:

March 16, 2021

R138-21 Resolution to Award Contract to Trane U.S., Inc. Under OMNIA Point National Cooperative for As-Needed HVAC and BAS Equipment Repairs for the City of Clifton Department of Public Works

**RESOLUTION TO AWARD CONTRACT TO
TRANE U.S., INC., UNDER OMNIA POINT NATIONAL COOPERATIVE
FOR AS-NEEDED HVAC AND BAS EQUIPMENT REPAIRS FOR THE
CITY OF CLIFTON DEPARTMENT OF PUBLIC WORKS**

WHEREAS, the City of Clifton is permitted to join national cooperative purchasing agreements under the authority of N.J.S.A. 52:34-6.2(b)(3); and,

WHEREAS, the City of Clifton is a member of the Omnia Partners (formerly U.S. Communities), a national cooperative, since January 1, 2012 thru present, in accordance with N.J.S.A. 52:34-6.2, and LFN 2012-10, which allows local contracting units to utilize national cooperative contracts as a method of procurement; and,

WHEREAS, pursuant to Resolution 132-20 of March 17, 2020, an advertisement was initially placed in the Herald News on March 23, 2020, to announce the City's interest in utilizing the OMNIA Partners national cooperative contract for HVAC and BAS repair services and subsequently no contract award for the services was made; and,

WHEREAS, with no award having been made regarding the aforementioned request, a second advertisement was placed in the Herald News on February 23, 2021, to announce the City's interest in utilizing the OMNIA Partners national cooperative contract for the purpose of procuring authorized as-needed HVAC and BAS repair services and materials for Trane equipment (and the required 10-day period has passed with no comments submitted); and,

WHEREAS, the DPW Director and the Purchasing Agent concur that the City has an ongoing need to provide as-needed authorized Trane equipment repair services for equipment previously installed at City facilities that has exceeded warranty periods; and,

WHEREAS, the Trane U.S. Inc. term of contract with OMNIA Partners, under contract number USC 15-JLP-023 for HVAC Products, Installation, Services and Related Products and Services, is from October 1, 2015 thru to September 30, 2022; and,

WHEREAS, the Purchasing Agent is satisfied with the procurement process conducted by OMNIA Partners, and the contract which was awarded to Trane U.S. Inc., and along with associated documentation submitted by both OMNIA Partners and Trane U.S. Inc., the Purchasing Agent finds all in compliance with the guidance in LFN 2012-10; and,

WHEREAS, the Purchasing Agent followed all applicable guidelines stipulated by the Department of Community Affairs, Division of Local Government Services as outlined in Local Finance Notice 2012-10; and,

WHEREAS, there were no alternative approaches and/or rejections made by any New Jersey contractors/vendors prior to or since the aforementioned comment deadline; and,

WHEREAS, it is the intent of the City of Clifton to make a contract award to Trane U.S. Inc., 19 Chapin Road, Bldg. B, Suite 200, Pine Brook, NJ 07058, for as-needed repairs and parts in accordance with the rate schedule under Contract #USC 15-JLP-023 in a not to exceed amount of \$50,000, pursuant to the Harford County Public Schools, Maryland Request for Proposals for HVAC Products, Installation, Services and Related Products and Services (Contract #USC 15-JLP-023), for the period of February 1, 2021 through December 31, 2021; and,

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

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

1. An award to Trane for as-needed repairs and parts in accordance with the rates schedule under Contract #USC 15-JLP-023 is hereby made.
2. As-needed repairs and parts are in accordance with the rates schedule under Contract #USC 15-JLP-023, and the total shall not exceed the amount of \$50,000.
3. Funds are available and shall be certified at time of purchase with presentation of a properly executed purchase order, budget adoption and appropriations providing.

R139-21 Resolution Awarding Contract to Ben Schaffer Recreation, Inc. to Furnish and Install a Live Pavilion Off of Educational Services Commission of New Jersey (ESCNJ) Cooperative

RESOLUTION AWARDING CONTRACT TO BEN SCHAFFER RECREATION, INC TO FURNISH AND INSTALL A LIVE PAVILION OFF OF EDUCATIONAL SERVICES COMMISSION OF NEW JERSEY (ESCNJ) COOPERATIVE

WHEREAS, the Recreation Supervisor has requested that the City procure a Live Pavilion at the Schultheis Farm, to be installed in the community garden area of the farm, available off of the Educational Services Commission of New Jersey (ESCNJ) cooperative, subject to Green Acres approval if the council is inclined to proceed; and,

WHEREAS, Ben Schaffer Recreation, Inc. has been awarded a contract under Playground Equipment, Site Furnishings, Outdoor Circuit Training Equipment & Related Products, Bid # ESCNJ 20/21-22 of the Educational Services Commission of New Jersey (ESCNJ); and,

WHEREAS, the above ESCNJ contract provides for the furnishing of the furnishing and installation of a Live Pavilion, for a not to exceed amount of \$55,933.50; and,

WHEREAS, the City is a member of the Educational Services Commission of New Jersey (ESCNJ), from which the above contract was awarded for a bid term of June 30, 2020 through June 29, 2022; and,

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

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Municipal Council do hereby approve and authorize the aforementioned award of contract to Ben Schaffer Recreation, Inc., PO Box 844, Lake Hopatcong, NJ, 07849, based on the contract period and terms outlined in the Educational Services Commission of New Jersey contract in an amount not to exceed \$55,933.50, for the furnishing and installation of a Live Pavilion at Schultheis Farm, subject to Green Acres consent if required; and

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

R140-21 Resolution Amending Resolution R065-20 Entitled "Resolution to Renew Contract for Food and Beverage Concession Services at Athenia Steel Recreation Complex to Sole Respondent"

RESOLUTION AMENDING RESOLUTION 065-20 ENTITLED "RESOLUTION TO RENEW CONTRACT FOR FOOD AND BEVERAGE CONCESSION SERVICES AT ATHENIA STEEL RECREATION COMPLEX TO SOLE RESPONDENT"

WHEREAS, the Council previously adopted the above entitled Resolution on February 4, 2020 renewing the contract for the Food and Beverage Concession Services to Gerry D's Catering for the period from March 1, 2020 to December 15, 2020; and

March 16, 2021

WHEREAS, due to the pandemic and the resulting State of Emergency the Council by Resolution 188-20 authorized the City Manager to abate the payments to the City for such time as the concession was unable to operate; and

WHEREAS, the concession fees were waived for the entire term due to the concessioner's inability to fully operate; and

WHEREAS, the Council desires to substitute the term of March 1, 2021 through December 15, 2021 in place of the previously proposed term in 2020;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the City of Clifton, that Resolution 065-20 entitled "Resolution to Renew Contract for Food and Beverage Concession Services at Athenia Steel Recreation Complex to Sole Respondent" be and hereby is amended to reflect a term of March 1, 2021 through December 15, 2021 in place of the previously stated term of March 1, 2020 through December 15, 2020. All other terms and conditions of the resolution and contract remain in full force and effect.

R141-21 Resolution Approving Participation in and Acceptance of the 2021 Safe and Secure Communities Grant Program Administered by the NJ Department of Law & Public Safety, Office of the Attorney General (2021)

RESOLUTION APPROVING PARTICIPATION IN AND ACCEPTANCE OF THE 2021 SAFE AND SECURE COMMUNITIES GRANT PROGRAM ADMINISTERED BY THE NJ DEPARTMENT OF LAW & PUBLIC SAFETY, OFFICE OF THE ATTORNEY GENERAL (2021)

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 #21-1602; 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 #21-1602 for \$32,400.00 for the period 9/19/20-9/18/21, specifically for the purpose described in the grant application.
3. Subaward Period: September 19, 2020 to September 18, 2021.
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

R142-21 Resolution Amending Resolution R087-21, Entitled "Resolution Awarding Professional Engineering Services Contract to Maser Consulting PA for GIS Stormwater Conveyance System Survey and Mapping Services" to Amend the Name of Maser Consulting PA to Colliers Engineering & Design, Inc. DBA Maser Consulting

RESOLUTION AMENDING RESOLUTION 087-21, ENTITLED "RESOLUTION AWARDING PROFESSIONAL ENGINEERING SERVICES CONTRACT TO MASER CONSULTING PA FOR GIS STORMWATER CONVEYANCE SYSTEM SURVEY AND MAPPING SERVICES" TO AMEND THE NAME OF MASER CONSULTING PA TO COLLIERS ENGINEERING & DESIGN, INC. DBA MASER CONSULTING

WHEREAS, the Council previously adopted the above Resolution 087-21 on February 16, 2021; and

BE IT RESOLVED that the above entitled resolution be and hereby is amended to amend the name of Maser Consulting PA to Colliers Engineering & Design, Inc. DBA Maser Consulting. All other provisions of said resolution remain in effect and are not changed hereby.

R143-21 Resolution for Appointment to the Clifton Tree Committee

**CITY OF CLIFTON
RESOLUTION FOR APPOINTMENT TO THE ALCOHOLIC BEVERAGE CONTROL BOARD**

WHEREAS, the Mayor and Council are in receipt of an application from Rick Farfan to become a Member of the Alcoholic Beverage Control Board which was approved at the March 2, 2021 Council meeting; 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 Rick Farfan is hereby appointed as a Member of the Alcoholic Beverage Control Board to fill the unexpired term of John Kirk commencing this day and expiring on March 25, 2022.

R144-21 Resolution for Appointment to the Alcoholic Beverage Control Board

**CITY OF CLIFTON
RESOLUTION FOR APPOINTMENT TO THE ALCOHOLIC BEVERAGE CONTROL BOARD**

WHEREAS, the Mayor and Council are in receipt of an application from Rick Farfan to become a Member of the Alcoholic Beverage Control Board which was approved at the March 2, 2021 Council meeting; and

March 16, 2021

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Municipal Council of the City of Clifton, County of Passaic and State of New Jersey that Rick Farfan is hereby appointed as a Member of the Alcoholic Beverage Control Board to fill the unexpired term of John Kirk commencing this day and expiring on March 25, 2022.

R145-21 Resolution Authorizing New & Used Car Lot License Renewals

**CITY OF CLIFTON
RESOLUTION AUTHORIZING NEW AND USED CAR LOT LICENSE
RENEWALS**

WHEREAS, the Mayor and Council of the City of Clifton, County of Passaic, State of New Jersey are in receipt of a New and Used Car Lot License Renewals from various businesses 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 a New and Used Car Lot Licenses to the businesses listed below be and are hereby granted.

Gensinger Motors, Inc.	842 Valley Road, Clifton
Lexington Auto Club Corp.	490 Lexington Avenue, Clifton

R146-21 Resolution Authorizing Vending Machine License Renewals

**CITY OF CLIFTON
RESOLUTION AUTHORIZING VENDING MACHINE LICENSE
RENEWALS**

WHEREAS, the Mayor and Council of the City of Clifton, County of Passaic, State of New Jersey are in receipt of Vending Machine License Renewals from various businesses; and

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

WHEREAS, all inspections have been completed by the Zoning, 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 renewal of a Vending Machine Licenses to businesses listed below be and are hereby granted:

Breaker Billiards	1142 US-46, Clifton
Liberty Coca-Cola Beverages, LLC	P.O. Box 1827, Brandon, FL
Athenia Mason Supply, Inc.	72 Mina Avenue, Clifton
West III, LLC	300 Route 3 West, Clifton

R147-21 Resolution Authorizing Games of Skill Distributor License Renewal

**CITY OF CLIFTON
RESOLUTION AUTHORIZING GAMES OF SKILL DISTRIBUTOR
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 Distributor License Renewals from the businesses below; and

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

WHEREAS, all inspections have been completed by the Police Department;

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 Distributor Licenses to the businesses below be and are hereby granted.

Millenium Amusements	44 E. Railway Ave., Paterson
Wayne Vending	1107 Route 23 South, Wayne

R148-21 Resolution Authorizing Renewal of Games of Skill Operator License - Breaker Billiards

**CITY OF CLIFTON
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 Breaker Billiards, 1142 Route 46 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 Breaker Billiards be and is hereby granted.

R149-21 Resolution Authorizing Renewal of Limousine License - ASAP

**CITY OF CLIFTON
RESOLUTION AUTHORIZING LIMOUSINE LICENSE RENEWAL**

WHEREAS, the Mayor and Council of the City of Clifton, County of Passaic, State of New Jersey are in receipt of a Limousine License renewal application from Gideon Terer owner of ASAP Limousine Company, 832 Clifton Avenue 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 Police and Zoning Departments; and

WHEREAS, the applicant should only be approved under the provision that 832 Clifton Avenue can only be used for office purposes only, not a parking location;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the City of Clifton, County of Passaic, State of New Jersey that approval for renewal of a Limousine License renewal

March 16, 2021

application of Gideon Terer, owner of ASAP Limousine Company, 832 Clifton Ave., Clifton be and is hereby granted.

Company name:

ASAP Limousine Company

Owner:

Gideon Terer

Approved Operator:

Gideon Terer

Approved Vehicles:

2013 Lincoln MKT – Black – Vin#2LMHJ5NKXDBL57570

Parking Location:

115 Hamilton Avenue, Lodi, NJ 07644

R150-21 Resolution Amending Resolutions R102-21, R063-21, R035-21 and R327-20 Entitled "Resolution Authorizing Agreement Between the City of Clifton Community Development Office (CDBG) and Clifton Health Department as Grant Sub-Recipient of COVID Cares Act Grant"

RESOLUTION AMENDING RESOLUTIONS 102-21, 063-21, 035-21 AND 327-20 ENTITLED "RESOLUTION AUTHORIZING AGREEMENT BETWEEN THE CITY OF CLIFTON COMMUNITY DEVELOPMENT OFFICE (CDBG) AND CLIFTON HEALTH DEPARTMENT AS GRANT SUB-RECIPIENT OF COVID CARES ACT GRANT"

WHEREAS, the Council previously adopted Resolution 102-21 on February 16, 2021, Resolution 063-21 on January 19, 2021, Resolution 035-21 on January 5, 2021 all amending Resolution 327-20 previously adopted on September 1, 2020; and

BE IT RESOLVED that the above entitled resolutions be and hereby are further amended to reflect the following revised description of services which shall replace the description of services both on the top of page 1 of the Sub-Recipient Agreement and "Principal Task" under Section 1 entitled "Scope of Service", Paragraph B entitled "Sub-Recipient Responsibilities":

1. Purchase of large stationary tent and associated engineering for a drive-through mass COVID vaccination clinic;
2. Testing and vaccinations to be done at low/moderate income senior citizen housing facilities and to low/moderate income residents including at the vaccination site;
3. Purchase and distribution of PPE equipment, laptops, printers, and Smart board, etc.;
4. Additional rental of tents, chairs, tables and heaters, etc. for COVID vaccination and/or testing clinics; and
5. Hire individuals to collect data associated with testing and vaccine distribution.

BE IT FURTHER RESOLVED that all other provisions of said resolutions, including, but not limited to, the total amount of \$338,000 remain in effect and are not changed hereby.

R151-21 Resolution Awarding Professional Environmental Oversight and Construction Management Services Contract to Boswell Engineering for Hazel Street Improvements

**RESOLUTION AWARDING PROFESSIONAL ENVIRONMENTAL OVERSIGHT AND
CONSTRUCTION MANAGEMENT SERVICES CONTRACT TO BOSWELL
ENGINEERING FOR HAZEL STREET IMPROVEMENTS**

WHEREAS, the City of Clifton is in need of professional environmental oversight and construction management services for the Hazel Street Area to oversee DS Meyer Enterprises during the Hazel Street Improvements project; and

WHEREAS, Boswell Engineering of So. Hackensack, NJ, was previously awarded a professional engineering design services contract for this project, is familiar with the project, and has proposed to furnish said environmental oversight and construction management services for a fee not to exceed \$29,850.00 or approximately 4.7% of the contract amount; and

WHEREAS, the City Engineer recommends the award of a professional services contract as aforesaid to Boswell Engineering, at a total fee of not to exceed \$29,850.00 or approximately 4.7% of the contract amount; and

WHEREAS, after reviewing the Engineer's recommendation and the proposals, the Municipal Council wishes to award a professional services contract as aforesaid to Boswell Engineering; 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 and is incorporated into the contract awarded hereby, with the determination of value; and

WHEREAS, the value of the contract has been determined to be not to exceed \$29,850.00 or approximately 4.7% of the contract amount, the duration of which is until completion; and

WHEREAS, there are funds available for the payment of the aforesaid engineering services, and the Chief Financial Officer's certification is attached hereto;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Municipal Council of the City of Clifton, that a professional engineering services contract for environmental oversight and construction management services to oversee DS Meyer Enterprises during the Hazel Street Improvements is hereby awarded to Boswell Engineering, in the amount not to exceed \$29,850.00 or approximately 4.7% of the contract amount; and

BE IT FURTHER RESOLVED, that the Mayor and City Clerk are hereby authorized and directed to execute the contract; 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 at the Office of the City Clerk; 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: Boswell Engineering, So. Hackensack, NJ
Services: Environmental Oversight and Construction Management Services
Cost: Not to exceed \$29,850.00 or approximately 4.7% of the contract amount
Project: Oversee DS Meyer Enterprises during the Hazel Street Improvements

March 16, 2021

R152-21 Executive Session

**CITY OF CLIFTON
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 Atlantic Coast Fibers, LLC - Negotiations
CON-2 Council on Affordable Housing Question - Legal Opinion
CON-3 Robin Carnevale v. City of Clifton – Litigation
CON-4 Possibility of Necessity of Recusal of Councilwoman Sadrakula Regarding
Litigation Matters

NOW, THEREFORE, BE IT RESOLVED that the public shall be excused and excluded from that portion of the Council’s meeting to be held on March 16, 2021 at which time, said subject(s) shall be discussed; and

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

LICENSES

L-1 Burger+

Resolution for Final Approval

BE IT RESOLVED, that the application of Bostan’s Food, LLC t/a Burger+, for permission to conduct a Restaurant - Continued Use, for a period ending December 31, 2021 on the premises known as 1216 Main Avenue, Clifton, NJ 07011 be and same is hereby approved and licenses so issued in the compliance with the approval of the Board of Health, Fire Department, Police and Zoning Officer

L-2 Tio Taco and Tequila Bar

Resolution for Final Approval

BE IT RESOLVED, that the application of 850 Rt. 3 Liquor Partners, LLC t/a Tio Taco and Tequila Bar for permission to conduct a Restaurant – Continued Use, for a period ending December 31, 2021 on the premises known as 850 Rt. 3 #105 Clifton, NJ 07012 be and same is hereby approved and licenses so issued in the compliance with the approval of the Board of Health, Fire Department, Police and Zoning Officer

ADJOURNMENT

Upon motion made by Councilman Grabowski, seconded by Councilwoman Murphy and passed on roll call vote, the meeting was adjourned at 9:20 p.m.

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

Respectfully Submitted,

Nancy Ferrigno
City Clerk

James Anzaldi, Mayor