

**CITY OF CLIFTON  
CLIFTON, NEW JERSEY  
REGULAR MEETING MINUTES OF MARCH 17, 2020**

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

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

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

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

Upon roll call, the following were noted present:

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

Also present were City Manager, Dominick Villano; City Attorney, Matthew Priore; City Clerk, Nancy Ferrigno.

**INVOCATION**

Nancy Ferrigno, City Clerk

**PLEDGE TO THE FLAG**

**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 Regular, Workshop and Executive Session of March 3, 2020 and the Minutes of the Special Meeting of March 10, 2020.

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

**COMMUNICATIONS FROM THE CITY MANAGER**

None

**COMMUNICATIONS – MEETING MINUTES**

- C-1 Minutes of Planning Board of February 27, 2020
- C-2 Minutes of North Jersey District Water Supply of January 22, 2020
- C-3 Minutes of Historical Commission of February 6, 2020
- C-4 Minutes of Clifton Traffic Safety Council of February 20, 2020
- C-5 Minutes of Board of Adjustment of March 4, 2020

**ORDINANCES – SECOND READING**

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

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

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

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

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

A Motion was made by Councilwoman Sadrakula, seconded by Councilwoman Murphy and passed on roll call vote to table Ordinance 7573-20.

**An Ordinance to Amend, Revise and Supplement Chapter 439 of the Code of the City of Clifton, Entitled "Vehicles and Traffic", More Particularly Section 439-18 Entitled "Loading Zones" (Deletes Location at Lakeview Avenue)**

(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 7574-20**

A Motion was made by Councilwoman Sadrakula, seconded by Councilwoman Murphy and passed on roll call vote to table Ordinance 7574-20.

**An Ordinance to Amend, Revise and Supplement Chapter 349 of the Code of the City of Clifton, Entitled "Permit Parking on Residential Streets and Municipal Lots", Article I, Entitled "Residential Streets", More Particularly Section 349-2 Thereof, Entitled "Restricted Streets" (Adds Cheever Avenue)**

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

**D. Adoption of Ordinance 7575-20**

**E. Public Hearing on Ordinance 7575-20**

The Mayor opened the floor to the public with regard to the Ordinance 7575-20

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 Grabowski, seconded by Councilman Eagler and carried by roll call vote.

**An Ordinance to Replace Chapter 239 of the Code of the City of Clifton, Entitled "Flood Damage Prevention" in its Entirety**

(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 7576-20**

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

**An Ordinance to Amend, Revise and Supplement Chapter 99 of the Code of the City of Clifton Entitled "Salaries and Compensation", More Particularly Article II Thereof, Entitled "Nonuniformed Officials and Employees", Section 99-2, Entitled "Minimum and Maximum Salaries Fixed; Uniform Allowances" (Creates Title of & Compensation for Records Support Technician 1)**

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

### **B. Introduction of Ordinance 7577-20**

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

**An Ordinance to Amend, Revise and Supplement Chapter 439 of the Code of the City of Clifton, Entitled "Vehicles and Traffic", More Particularly Section 439-38 Thereof, Entitled "Handicapped Parking on Streets for Private Residences" (Adds 8 Restricted Handicapped Spaces)**

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

### **C. Introduction of Ordinance 7578-20**

A Motion was made by Councilwoman Sadrakula, seconded by Councilwoman Murphy and passed on roll call vote to table Ordinance 7578-20.

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

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

## **CITY MANAGER PRIVILEGE**

City Manager, Dominick Villano, had no report.

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

Joseph Ciani, 102 Trenton Avenue, asked for the location of the residents who contracted the Coronavirus.

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

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

Mayor Anzaldi stated to Mr. Ciani that we are not permitted to give that information.

**RESOLUTIONS ON VOTED SEPARATELY**

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

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

R124-20 Special Emergency Resolution to Fund Pension Obligations in the 2020 Temporary Budget

**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 2020 Municipal Budget and no adequate provision has been made in the 2020 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 2020 pursuant to the provisions of Chapter 96, P.L. 1951 (N.J.S.A. 40A:4-20) including this resolution totals \$10,983,484.00 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 \$ 10,983,484.00 as follows for the City's Pension Obligations:
  - a. Statutory Expenditure – PERS - \$2,033,203.00
  - b. Statutory Expenditure – PFRS - \$8,925,281.00
  - c. Statutory Expenditure – DCRP - \$25,000.00
2. Said Emergency Temporary Appropriations will be provided for in the 2020 Municipal Budget.
3. That one certified copy of this resolution be filed with the Director, Division of Local Government Services by the City Clerk.

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

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R125-20 2020 Temporary Budget Amendment #1 for the Clifton Sewer Utility

**CITY OF CLIFTON  
2020 TEMPORARY BUDGET  
CLIFTON SEWER UTILITY  
AMENDMENT #1**

**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**, 26.25% of the total appropriations in the 2019 Sewer Utility Budget, exclusive of any appropriations made for debt service and capital improvement fund, is in the sum of \$2,369,583.30 was approved on January 8, 2020,

**NOW, THEREFORE, BE IT RESOLVED**, that the Temporary Appropriations Amendment Number 1 is hereby authorized to provide for contracts, commitments, and payments prior to the adoption of the 2020 Sewer Utility Budget as follows:

<u>Sewer Department</u>	<u>Department Code</u>	<u>Amount</u>
General Liability Insurance	07-201-23-210-200	\$ 22,000.00
Workers Compensation Insurance	07-201-23-215-200	\$ 100,000.00
Employee Group Health Insurance	07-201-23-220-200	\$ 325,000.00
Sewer / Storm System – Salaries	07-201-26-291-100	\$ 200,000.00
Sewer / Storm System – Expenses	07-201-26-291-200	\$ 100,000.00
Sewer Fees – PVSC	07-201-31-455-290	\$5,166,000.00
Statutory Exp – Employer Taxes	07-201-36-472-300	\$ 25,000.00
Emergency Repairs	07-201-26-291-601	\$ 50,000.00

Total Temporary Budget Amendment: \$5,988,000.00

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

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R126-20 2020 Temporary Budget Amendment Number 1 for the Clifton Municipal Budget  
**CITY OF CLIFTON**  
**2020 TEMPORARY BUDGET**  
**AMENDMENT #1**

**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 initial temporary budget resolution was adopted on January 8, 2020; and,

**WHEREAS**, 26.25% of the total appropriations in the 2019 Municipal Budget, exclusive of any appropriations made for debt service, capital improvement fund, and public assistance is in the sum of \$28,132,250.95;

**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 2020 Municipal Budget as follows:

<u>Department</u>	<u>Department Code</u>	<u>Amount</u>
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See Attached Worksheets

Total Temporary Budget Amendment: \$23,665,700.00

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

R123-20 Resolution: Approve Claims List Resolution for the City Council Meeting of January 21, 2020:

**RESOLUTION TO APPROVE CLAIMS TO BE PAID  
MEETING OF MARCH 17, 2020**

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

Current Fund	\$5,978,201.07
Grant Fund	\$58,438.70
General Capital Fund	\$102,057.17
Sewer Utility –Operating	\$70,283.61
Sewer Utility-Capital	\$5,250.00
Developers Escrow	\$4,868.50
Dog Trust	\$1,460.75
Police Extra Duty	\$255,721.00
Trust Other	\$30,160.59
Section 8 Public Housing	\$231,880.22
Community Development	\$1,884.08
COAH	
Self Insurance	\$1,645,148.85
Self Insurance 11	
Fire Dedicated Penalties	
Revolving Loan Fund	\$20,000.00
Tax Title Lien Redemption	
Unemployment Trust Fund	
Library	\$176,608.38
General Liability Trust	\$81,927.32
Workers Compensation Trust	\$76,392.54
Federal DOJ Forfeiture	
TOTAL CLAIMS	\$8,740,282.78

R127-20 Resolution Authorizing Final Payment - Bleacher and Team Bench Installation at Various Clifton Parks - Louis Barbato Landscaping

**RESOLUTION AUTHORIZING FINAL PAYMENT  
BLEACHER AND TEAM BENCH INSTALLATION  
AT VARIOUS CLIFTON PARKS  
LOUIS BARBATO LANDSCAPING**

**WHEREAS, LOUIS BARBATO LANDSCAPING** of **Holbrook, New York**, did complete **BLEACHER AND TEAM BENCH INSTALLATION AT VARIOUS CLIFTON PARKS** project in and for the City of Clifton for the total amount of . . . . . \$257,000.00

And previous payments on account of said total have been paid in the amount of . . . . . \$186,719.20

Leaving this FINAL PAYMENT of . . . . . \$ 70,280.80

**WHEREAS**, said work was authorized by contract duly awarded at a regular meeting of the Governing Body of the City of Clifton; and

**WHEREAS**, the Contractor has posted a Maintenance Bond, for a period of two years, in the amount of **\$25,700.00**; and

**WHEREAS**, the City Engineer has inspected the work done and has determined that said work has been properly done and completed, to the best of his knowledge, in accordance with the terms and provisions of the contract as amended, if amended, and hereby recommends that the said work be accepted;

**NOW, THEREFORE, BE IT RESOLVED**, that the City of Clifton does hereby formally accept the work as shown as completed in this resolution and contract.

**NOW BE IT FURTHER RESOLVED** that the Chief Financial Officer be and he is authorized and directed to include the said claim totaling **\$70,280.80** on the claim list.

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R128-20 Resolution Releasing Guarantees for Site Improvements: Self-Reliance Credit Union, 851 Allwood Road, Block 66.01, Lot 18

**RESOLUTION RELEASING GUARANTEES FOR SITE IMPROVEMENTS:  
SELF-RELIANCE CREDIT UNION, 851 ALLWOOD ROAD  
BLOCK 66.01, LOT 18**

**WHEREAS**, Self-Reliance Credit Union (the Developer) originally posted with the City of Clifton a Performance Bond in the amount of \$179,070.00 for site improvements at their facility located at 851 Allwood Road, designated as Block 66.01, Lot 18; and

**WHEREAS**, the City of Clifton Engineering Department has inspected the site improvements and finds that the Developer has satisfactorily completed all the work in accordance with the approved plan, and is acceptable; and

**WHEREAS**, prior to the return of the Performance Guarantees, the Developer agrees to submit to the City of Clifton a Maintenance Bond in the amount of \$26,860.50 for a period of two years; and

**NOW, THEREFORE, BE IT RESOLVED**, that the site improvements for the Self-Reliance Credit Union, 851 Allwood Road, New Jersey, Block 66.01, Lot 18 are accepted, the City Engineer is hereby directed to return the Performance Bond and all escrow funds to Self-Reliance Credit Union upon receipt of the aforementioned Maintenance Bond.

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R129-20 Resolution Authorizing Permission to Bid for Interior Alterations to Fire Station No. 6

**CITY OF CLIFTON  
RESOLUTION AUTHORIZING PERMISSION TO BID FOR  
INTERIOR ALTERATIONS TO FIRE STATION NO. 6**

**WHEREAS**, the City of Clifton shall incur no expense exceeding \$17,500, except where either authorized by law or waived by the Municipal Council up to the State of New Jersey bid threshold; and,

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

**WHEREAS**, the scope of work includes interior alterations to convert an existing office and lounge area into a dormitory and toilet room with private shower; and

**WHEREAS**, the City Engineer of the City of Clifton has prepared Bid Specifications, Notice to Bidders, Proposals and Specifications for said improvements in anticipation of the public bidding for same and finds same to be acceptable for public bidding; and,

**NOW THEREFORE BE IT RESOLVED** by the Mayor and Municipal Council of the City of Clifton that the Purchasing Agent is authorized to advertise a Notice to Bidders and to receive public bids for the services described therein; and,

**BE IT FURTHER RESOLVED** that the Notice to Bidders shall be published once in a legal newspaper of the City of Clifton no later than the next Municipal Council meeting, in accordance with N.J.S.A. 40A:11-1 *et seq.*

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R130-20 Resolution Authorizing Permission to Solicit Proposals (By Way of Informal Quotations) for Concession of Vending Machines

**CITY OF CLIFTON**

**RESOLUTION AUTHORIZING PERMISSION TO SOLICIT PROPOSALS (BY WAY OF INFORMAL QUOTATIONS) FOR CONCESSION OF VENDING MACHINES**

**WHEREAS**, pursuant to Local Public Contracts Law Regulations *N.J.A.C. 5:34-9.4(d)* Concessions, prior to commencing procurement of any concession, the governing body of the contracting unit shall:

1. Obtain from legal counsel an opinion of the legality of procuring the concession; and
2. Pass a resolution authorizing the procurement of a concession.

**WHEREAS**, the City requires vending machines (selling both drinks and snacks) for the convenience of both City employees and the general public; and

**WHEREAS**, the vending machines will benefit the City employees and general public, with negligible risk, if any, and of any kind; and,

**WHEREAS**, in 2019, the total estimated value of said concession was approximately \$13,000.00 of which, the City earned approximately \$2,400.00 from the net vended sales; and

**WHEREAS**, the Purchasing Agent, desires to solicit proposals (by way of informal quotations) for said concession services; for a term of three (3) years pursuant to N.J.S.A. 40A:11-15(10); and,

**WHEREAS**, the basis of award of the concession is based upon the highest fee paid to the City; and,

**WHEREAS**, no costs shall be incurred by the City of Clifton other than those associated with administering the contract are anticipated; and

**WHEREAS**, the contractor will supply, maintain, stock and service all vending machines; and,

**NOW THEREFORE BE IT RESOLVED**, by the Mayor and Municipal Council of the City of Clifton that the Purchasing Agent is authorized to solicit informal written quotes for the concession of vending machines by way of informal quotations.

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R131-20 Resolution to Approve Notice of Intent to Award Contract Under a National Cooperative Purchasing Agreement Via the Houston-Galveston Area Council Cooperative Purchasing Program (HGAC) for Emergency Notification Alerting Systems for City of Clifton Fire Department Stations

**NOTICE OF INTENT TO AWARD CONTRACT UNDER A NATIONAL COOPERATIVE PURCHASING AGREEMENT VIA THE HOUSTON-GALVESTON AREA COUNCIL COOPERATIVE PURCHASING PROGRAM (HGAC) FOR EMERGENCY NOTIFICATION ALERTING SYSTEMS FOR CITY OF CLIFTON FIRE DEPARTMENT STATIONS**

**WHEREAS**, the City of Clifton intends to participate in the Houston-Galveston Area Council National Cooperative contract for 9-1-1 Equipment & Emergency Notification Software and Services (Contract



#EC07-18) to purchase applicable equipment made available through the cooperative contract; and,

**WHEREAS**, information regarding the contract may be found on The Houston-Galveston Area Council National Cooperative (“HGAC”) website at <https://www.hgacbuy.org>; and,

**WHEREAS**, the City of Clifton is an active member of the HGAC, and the current term for contract (EC07-18 for 9-1-1 Equipment & Emergency Notification Software and Services) is July 01, 2018 thru June 30, 2020 (with two optional annual renewals); and,

**WHEREAS**, it is the intent of the City of Clifton to make a contract award to Purvis Systems, Inc., 88 Silva Lane Middletown, RI 02842, pursuant to the proposal submitted in response to the Houston-Galveston Area Council National Cooperative Request for Bids for 9-1-1 Equipment & Emergency Notification Software and Services (Contract #EC07-18) subsequent to a ten (10) day period for public comment; and

**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

**NOW, THEREFORE BE IT RESOLVED**, that the Mayor and Municipal Council of the City of Clifton authorize the Purchasing Agent to advertise the Notice of Intent to Award Contract under a National Cooperative Purchasing Agreement; and,  
**Comment Period ends:** March 30, 2020

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R132-20 Resolution to Authorize Advertisement of Intent to Award a National Cooperative Contract for Trane HVAC/BAS Equipment Maintenance for the City of Clifton

**RESOLUTION TO AUTHORIZE ADVERTISEMENT OF INTENT TO AWARD A NATIONAL COOPERATIVE CONTRACT FOR TRANE HVAC/BAS EQUIPMENT MAINTENANCE FOR THE CITY OF CLIFTON**

**WHEREAS**, Trane U.S., Inc., for HVAC Products, Installation, Services and Related Products and Services”, via contract #USC 15-JLP-023, provides maintenance work for all Trane equipment; and,

**WHEREAS**, the City has installed Trane HVAC and Business Automation Systems equipment at various City facilities, the Department of Public Works has identified a need for maintenance services for said Trane equipment; and,

**WHEREAS**, Omnia Partners (formerly U.S. Communities) awarded the above referenced contract (#USC 15-JLP-023), to Trane U.S., Inc., 19 Chapin Road, Bldg. B, Suite 200, Pine Brook, NJ 07058, for a term of October 1, 2018 – September 30, 2022, which provides maintenance services and related work on Trane HVAC and BAS equipment and immediate peripherals;and,

**WHEREAS**, the contract award and related documentation are available via the following website link: <https://www.omniapartners.com/publicsector/contracts/supplier-contracts/trane>; and,

**WHEREAS**, it is the intent of the City of Clifton to make a contract award to Trane Rental Services, 19 Chapin Road, Bldg. B, Suite 200, Pine Brook, NJ 07058, for an annual amount of \$120,000.00, 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), subsequent to a ten (10) day period for public comment; and

**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

**NOW, THEREFORE BE IT RESOLVED**, that the Mayor and Municipal Council of the City of Clifton authorize the Purchasing Agent to advertise the Notice of Intent to Award Contract under a National Cooperative Purchasing Agreement.  
**Comment Period ends:** March 30, 2020

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R133-20 Resolution to Award to Trane Rental Services, Through the Omnia Partners National Cooperative Purchasing Agreement, for Rental of One 25-Ton Voyager DX Cooling Unit

**CITY OF CLIFTON  
RESOLUTION TO AWARD TO TRANE RENTAL SERVICES, THROUGH THE**

**OMNIA PARTNERS NATIONAL COOPERATIVE PURCHASING AGREEMENT, FOR RENTAL OF ONE 25-TON VOYAGER DX COOLING UNIT**

**WHEREAS**, the City of Clifton Departments of Health and Finance have need for proper and healthy air conditioning during the upcoming warm weather season; and,

**WHEREAS**, on February 18, 2020 the Governing Body adopted Resolution Number R081-20 titled "Resolution of Notice of Intent to Award Contract under the Omnia Partners (formerly US Communities) National Cooperative Agreement for HVAC Products, Installation, Services and Related Products and Services" for 25 Ton Voyager DX, a 460 Volt Air Conditioning Unit; and

**WHEREAS**, the City of Clifton intends to participate in the Omnia Partners National Cooperative for a lease of HVAC equipment from Trane Rental Services, 19 Chapin Road, Bldg. B, Suite 200, Pine Brook, NJ 07058, pursuant to their proposal submitted in response to the Harford County Public Schools, Maryland Request for Proposals for HVAC Products, Installation, Services and Related Products and Services (Contract #15-JLP-023), of which the contract awarded expires September 30, 2020; and,

**WHEREAS**, Trane Rental Services, has been awarded Omnia Partners National Cooperative Contract, number USC 15-JLP-023, for rental of a 25 Ton Voyager DX, a 460 Volt air conditioning unit, as proposed, to meet the above stated air conditioning needs of the aforementioned departments; and

**WHEREAS**, the contract award and related documentation are available via the following website link: <https://www.omniapartners.com/publicsector/contracts/supplier-contracts/trane>

**WHEREAS**, there are no other viable cooperative contracts available to meet this need, and as such no other cost comparisons are available. The need for this HVAC rental installation is imperative with the potential concern for public and employee health and welfare due to the immediately anticipated warm weather season; and,

**NOW, THEREFORE BE IT RESOLVED**, that the Mayor and Municipal Council of the City of Clifton did authorize the Purchasing Agent to advertise the Notice of Intent to Award Contract under a National Cooperative Purchasing Agreement, with a Comment Period ending March 15, 2020; and,

**BE IT FURTHER RESOLVED**, that the Municipal Council of the City of Clifton hereby authorizes the Mayor and appropriate City Officials to enter into an agreement, subsequent to the comment period, barring protest, with Trane Rental Services, 19 Chapin Road, Bldg. B, Suite 200, Pine Brook, NJ 07058, for a Total Customer Cost in a not to exceed amount of \$53,011.00, 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 rental period of April 1, 2020 thru October 13, 2020.

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

**CERTIFICATION OF FUNDS:** Funds are available, and pursuant to proper execution of a purchase order, and shall be encumbered via account upon 2020 budget adoption 01-201-26-290-503

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R134-20 Resolution Rescinding R112-20 Adopted on March 3, 2020 and Authorizing Entertainment License for Fortaleza Cocina & Folklore, LLC t/a LaFortaleza (Adds Cinco DeMayo as Optional Entertainment Night)

**RESOLUTION RESCINDING R112-20 AND APPROVING ENTERTAINMENT LICENSE FOR FORTALEZA COCINA & FOLKLORE, LLC T/A LA FORTALEZA**

**BE IT RESOLVED**, by the Municipal Council of the City of Clifton, that the application of The Fortaleza Cocina & Folklore, LLC t/a La Fortaleza of 590 Lexington Avenue, Clifton, New Jersey (BC Zone), is approved, and entertainment is authorized for the period from February 18, 2020 through June 30, 2020, on the following terms and conditions:

**1. NIGHTS - STANDARD ENTERTAINMENT NIGHTS/HOURS:**

Three (3) nights per week: Monday, Thursday and Friday  
Hours: 8:00 p.m. to 11:00 a.m.

**2. OPTIONAL ENTERTAINMENT NIGHTS/HOURS:**

New Year's Eve - Hours: 8:00 p.m. to 1:00 a.m.  
Cinco DeMayo - Hours: 8:00 p.m. to 1:00 a.m.

**3. TYPE OF ENTERTAINMENT (one of the following at permitted times):**

Singer - Monday and Friday  
3 Piece Mariachi Band - Thursday

**4. TERM OF AUTHORIZATION FOR ENTERTAINMENT:**

February 18, 2020 through June 30, 2020

**5. SECURITY/PARKING REQUIREMENTS**

In-house security and private security company.

**6. NOISE LEVELS:**

In accordance with the Code of the City of Clifton.

**7. OUTSIDE DEBRIS CLEANUP:**

In accordance with the Code of the City of Clifton.

**8. 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.
- D. A representative of the establishment shall appear before the Municipal Council at the regularly scheduled Council meeting on June 3, 2020 in the event that the Police CAD reports indicate any incidents occurring at the establishment between February 18, 2020 and June 1, 2020. The City Clerk shall notify the establishment if such an appearance is necessary.

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R135-20 Resolution Approving and Authorizing the Execution of an Agreement for Preliminary Engineering Services by and Between the City of Clifton and Norfolk Southern Railway Company Relating to the Completion of Certain Improvements to Two (2) At-Grade Railway Crossings Situated Within the Hoffman-La Roche Redevelopment Area Pursuant to Orders of the New Jersey Department of Transportation

**CITY OF CLIFTON**

**RESOLUTION APPROVING, AND AUTHORIZING THE EXECUTION OF, AN AGREEMENT FOR PRELIMINARY ENGINEERING SERVICES, BY AND BETWEEN THE CITY OF CLIFTON AND NORFOLK SOUTHERN RAILWAY COMPANY, RELATING TO THE COMPLETION OF CERTAIN IMPROVEMENTS TO TWO (2) AT-GRADE RAILWAY CROSSINGS SITUATED WITHIN THE HOFFMAN-LA ROCHE REDEVELOPMENT AREA PURSUANT TO ORDERS OF THE NEW JERSEY DEPARTMENT OF TRANSPORTATION**

**WHEREAS**, the Municipal Council (the “**Municipal Council**”) of the City of Clifton (the “**City**”) identified certain properties in the City designated as Block 80.02, Lots 1 and 4 and Block 79.04, Lots 10 and 21 on the official Tax Map of the City (collectively, the “**Property**”), also known as the Hoffmann-La Roche site, to be considered for designation as a non-condemnation “area in need of redevelopment” under the Local Redevelopment and Housing

Law, **N.J.S.A. 40A:12A-1 et seq.** (the “**LRHL**”); and

**WHEREAS**, by Resolution adopted November 5, 2014, the Municipal Council directed the Planning Board of the City of Clifton (the “**Planning Board**”) to conduct a preliminary investigation to determine whether the Property, or any portions thereof, constitute a non-condemnation “area in need of redevelopment” according to the criteria set forth in **N.J.S.A. 40A:12A-5**; and

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

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

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

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

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

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

**WHEREAS**, on April 23, 2015, the Planning Board adopted a Resolution recommending that the Property be determined by the Municipal Council to be a non-condemnation “area in need of redevelopment” under the LRHL; and

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

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

**WHEREAS**, on June 20, 2017, the Municipal Council, after conducting the requisite hearings therefor, approved ordinance O-7390-17, adopting a redevelopment plan entitled the “Revised Clifton Hoffmann-La Roche Redevelopment Plan – Phase II-A” (as may be amended and supplemented from time to time, the “**Revised Phase II-A Redevelopment Plan**”) in accordance with the Act for an approximately 12.39 acre portion of the Hoffmann-La Roche Redevelopment Area, specifically constituting the entirety of the area of Block 79.04, Lots 10 and 21 as defined in the Revised Phase II-A Redevelopment Plan (the “**Phase II-A Premises**”), in accordance with the provisions of the LRHL, which Revised Phase II-A Redevelopment Plan provides, inter alia, that, at the City’s discretion, the designated redeveloper of the Phase II-A Premises shall enter into a financial agreement with the City under the Exemption Law (as defined herein); and

**WHEREAS**, on August 21, 2018, the Municipal Council adopted Resolution 385-18,

authorizing execution of a redevelopment agreement (the “**Phase II-A Redevelopment Agreement**”) by and between the Municipal Council of the City of Clifton, as a redevelopment entity, and PB Nutclif Master, LLC, for redevelopment of the Phase II-A Premises; and

**WHEREAS**, following execution of the Phase II-A Redevelopment Agreement, the City recognized PB Nutclif Master, LLC as Redeveloper of the Phase II-A Premises; and

**WHEREAS**, PB Nutclif Master, LLC subsequently transferred and assigned the Phase II-A Redevelopment Agreement to Isabella Street Urban Renewal, LLC as permitted by, and pursuant to, the terms of the approved and executed Phase II-A Redevelopment Agreement, and as a result of said transfer and assignment the City now recognizes Isabella Street Urban Renewal, LLC as Redeveloper of the Phase II-A Premises; and

**WHEREAS**, Isabella Street Urban Renewal, LLC is the fee owner of the Phase II-A Premises and PB Nutclif Master, LLP is the fee owner of the remaining portion of the Property; and

**WHEREAS**, completion of the redevelopment of the Phase II-A Premises pursuant to the Phase II-A Redevelopment Agreement will result in the construction of a 250,000 square foot state of the art diagnostic laboratory which will be occupied by approximately 1,400 employees of Quest Diagnostics Incorporated; and

**WHEREAS**, pursuant to Orders of the New Jersey Department of Transportation (the “**NJDOT**”) dated February 28, 2020, Docket Nos. DOT 33-2018P and DOT 34-2018P, the NJDOT granted permission to PB Nutclif Master, LLC to design, as was proposed, roadway and sidewalk improvements to the Isabella Street and Prism Way highway-rail at-grade crossings of Norfolk Southern Railway Company Newark Industrial Track, subject to certain conditions, as said approvals are contained and set forth in said Orders of the NJDOT; and

**WHEREAS**, in order for the proposed roadway and sidewalk improvements to these two (2) at-grade crossings to be undertaken and completed pursuant to the Orders of the NJDOT, Norfolk Southern Railway Company has requested that the City enter into with Norfolk Southern Railway Company, and execute, an Agreement for Preliminary Engineering Services, providing for reimbursement to Norfolk Southern Railway Company for actual costs of preliminary engineering in connection with said improvements pursuant to the NJDOT Orders; and

**WHEREAS**, PB Nutclif Master, LLC has requested that the City execute the Agreement for Preliminary Engineering Services with Norfolk Southern Railway Company and has, by correspondence of its legal counsel dated March 5, 2020, acknowledged and agreed that PB Nutclif Master, LLC shall fully fund all work to be completed pursuant to the NJDOT Orders and it shall fully indemnify the City for any all obligations of the City pursuant to and under that Agreement for Preliminary Engineering Services including, but not limited to, the full reimbursement by PB Nutclif Master, LLC to the City for any and all costs incurred by the City under that Agreement for Preliminary Engineering Services; and

**WHEREAS**, the completion of the subject improvements to these two (2) at-grade railway crossings pursuant to the NJDOT Orders is critical to, and necessary for, the completion of the redevelopment of the Phase II-A Premises; and

**WHEREAS**, the Municipal Council believes that the completion of the subject improvements to these two (2) at-grade railway crossings which are in furtherance of the ongoing redevelopment of the Property, including the Phase II-A Premises, is in the vital and best interests of the community and promotes the health, safety, morals and welfare of the City’s residents and is in accord with the public purpose and provisions of the LRHL and all other applicable laws; and

**WHEREAS**, the Municipal Council of the City of Clifton desires to enter into the Agreement for Preliminary Engineering Services with Norfolk Southern Railway Company.

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

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

**Section 2.** The Agreement for Preliminary Engineering Services by and between the City of Clifton and Norfolk Southern Railway Company, in the form attached hereto as **Exhibit A**, subject to any and all conditions contained therein and such revisions as deemed advisable by counsel to the City, is hereby authorized and approved and the Mayor and City Manager of the City shall be and are hereby severally authorized to execute the same.

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

**Section 4.** The executed copy of the agreements entered into by the City of Clifton as authorized hereby shall be certified and shall be filed with the Office of the Clerk of the City of Clifton.

**Section 5.** If any part(s) of this Resolution shall be deemed invalid, such part(s) shall be severed and the validity thereof shall not affect the remaining parts of this Resolution.

**Section 6.** All resolutions or parts thereof inconsistent with this Resolution are hereby rescinded.

**Section 7.** This Resolution shall take effect at the time and in the manner provided by applicable law.

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R136-20 Resolution Authorizing Entertainment License for Ghost Hawk Brewing Company, LLC t/a Ghost Hawk Brewing Co.

**RESOLUTION AUTHORIZING ENTERTAINMENT LICENSE FOR GHOST HAWK BREWING COMPANY, LLC T/A GHOST HAWK BREWING COMPANY**

**BE IT RESOLVED**, by the Municipal Council of the City of Clifton, that the application of Ghost Hawk Brewing Company, LLC t/a Ghost Hawk Brewing Company of 321 River Road, #6, Clifton, New Jersey (BC Zone), is approved, and entertainment is authorized for the period from March 3, 2020 through June 30, 2020, on the following terms and conditions:

**1. NIGHTS - STANDARD ENTERTAINMENT NIGHTS/HOURS:**

Three (3) nights per week: Sunday, Friday and Saturday  
Sunday Hours: 12:00 p.m. to 6:00 p.m.  
Friday Hours: 4:00 p.m. to 10:00 p.m.  
Saturday Hours: 12:00 p.m. to 10:00 p.m.

**2. OPTIONAL ENTERTAINMENT NIGHTS/HOURS:**

New Year's Eve - Hours: 8:00 p.m. to 1:00 a.m.

**3. TYPE OF ENTERTAINMENT (one of the following at permitted times):**

DJ, 5 Piece Band, Karaoke or Stand-up Comedian

**4. TERM OF AUTHORIZATION FOR ENTERTAINMENT:**

March 3, 2020 through June 30, 2020

**5. SECURITY/PARKING REQUIREMENTS:** In-house security and private security company.

**6. NOISE LEVELS:**

In accordance with the Code of the City of Clifton.

**7. OUTSIDE DEBRIS CLEANUP:**

In accordance with the Code of the City of Clifton.

**8. REQUIREMENTS/RESTRICTIONS:**

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.
  
- B. 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.

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R137-20 Resolution Authorizing Renewal for Grant Consulting and Public Relations Consulting Services to Bruno Associates, Inc. 5/1/2020 - 5/1/2021

**TY OF CLIFTON  
RESOLUTION AUTHORIZING RENEWAL FOR GRANT CONSULTING  
AND PUBLIC RELATIONS CONSULTING SERVICES TO BRUNO  
ASSOCIATES, INC - 5/1/2020 - 5/1/2021**

**WHEREAS**, the City of Clifton solicited proposals through the competitive contracting process for Grant Consulting and Public Relations Consulting Services in accordance with N.J.S.A. 40A:11-4.1 et seq.; and

**WHEREAS**, Resolution 277-16 was approved by the governing body on May 3, 2016 for the initial three-year contract term of May 1, 2016 through May 1, 2019; and

**WHEREAS**, the City has the option to renew said contract for two one year options in accordance with the competitive bids received on April 26, 2016; and

**NOW, THEREFORE, BE IT RESOLVED**, that a contract for Grant Consulting and Public Relations Consulting Services be extended for option year 2 from May 1, 2020 – May 1, 2021 to Bruno Associates Inc., 1373 Broad Street, Suite 304, Clifton NJ 07013 at \$49,900.00; and

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

**BE IT FURTHER RESOLVED**, that this resolution 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.

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R138-20 Resolution Approving Developer Agreement Between the City of Clifton and the Meadow's School and Linque 102 LLC

**RESOLUTION APPROVING DEVELOPER AGREEMENT BETWEEN THE CITY OF  
CLIFTON AND THE MEADOW'S SCHOOL AND LINQUE 102 LLC.**



**BE IT RESOLVED**, that a Developer Agreement between the City of Clifton and The Meadow's School and Linque 102 LLC, the developer of Block 81.03, Lot 30, 26 Hollywood Avenue, Clifton, New Jersey, is hereby authorized and approved; and

**BE IT FURTHER RESOLVED**, that the Mayor and City Clerk are hereby authorized and directed to execute said Developer Agreement on behalf of the City of Clifton.

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R139-20 Resolution Awarding Professional Legal Services Contract to Buglione, Hutton & DeYoe, LLC for Defense of Workers' Compensation Claims Against the City of Clifton - 5/1/20 - 4/30/21

**RESOLUTION AWARDING PROFESSIONAL LEGAL SERVICES CONTRACT TO BUGLIONE, HUTTON & DeYOE, LLC FOR DEFENSE OF WORKERS' COMPENSATION CLAIMS AGAINST THE CITY OF CLIFTON - 5/1/20 - 4/30/21**

**WHEREAS**, the City of Clifton is in need of the services of an attorney who possesses expertise in the field of defense of workers' compensation claims; and

**WHEREAS**, the firm of Buglione, Hutton & DeYoe, LLC of Wayne, NJ, has been providing these services to the City of Clifton in a satisfactory manner for the past several years; and

**WHEREAS**, the Municipal Council wishes to award a renewal of the said contract, on the same terms and conditions as previously agreed upon; and

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

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

**WHEREAS**, the estimated value of the contract is expected to be in excess of \$17,500.00, and the duration of the contract is for one year, May 1, 2020 through April 30, 2021; 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 payment for the services;

**NOW, THEREFORE, BE IT RESOLVED**, that a professional legal services contract as aforesaid be and the same is hereby awarded to Buglione, Hutton & DeYoe, LLC, 401 Hamburg Turnpike, PO Box 2449, Wayne, NJ 07470-2449, for the period May 1, 2020 through April 30, 2021, at a cost as follows:

Flat fee, half of which is payable upon receipt of the file, to cover one calender year .....\$497.00

Flat fee, payable for each calender year thereafter that the file remains open.....\$100.00

Hourly rate for all trial work involving the initiation of testimony for any Second Injury Fund matter.....\$ 90.00

Hourly rate for scheduling of IME's.....\$ 85.00

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

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

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

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

**CITY OF CLIFTON  
NOTICE OF CONTRACT AWARDED**

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

Awarded to: Buglione, Hutton & DeYoe, LLC, Wayne, NJ  
Services: Professional Legal Services  
Cost: \$497 flat fee, ½ of which is payable upon receipt of file, to cover 1 calendar yr  
\$100 flat fee, payable for each yr thereafter the file remains open  
\$90 hourly rate for all trial work involving the initiation of testimony for any Second Injury Fund matter  
\$85 hourly rate for scheduling of IME's  
Subject: Defense of workers' compensation claims against the City of Clifton  
Term: 5/1/20 to 4/30/21

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R140-20 Resolution for Appointment of Member to Clifton Traffic Safety Council

**CITY OF CLIFTON  
RESOLUTION FOR APPOINTMENT TO THE CLIFTON  
TRAFFIC SAFETY COUNCIL**

**WHEREAS**, the Mayor and Council of the City of Clifton, County of Passaic, State of New Jersey are in receipt of letters of resignation from Joann Arroyo and Michael Gross resigning their position as Members of the Traffic Safety Council; and

**WHEREAS**, Joann Arroyo's term will expire on December 31, 2021 and Michael Gross' term will expire on December 31, 2022; and

**WHEREAS**, the Mayor and Council are in receipt of two applications from Jeffrey Reilly and Chaim Morgan to become Members of the Clifton Traffic Safety Council; 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 Jeffrey Reilly is hereby appointed as a Member of the Clifton Traffic Safety Council to fill the unexpired term of Joann Arroyo commencing this day through December 31, 2021; and

**BE IT FURTHER RESOLVED**, that Chaim Morgan is hereby appointed as a Member of the Clifton Traffic Safety Council to fill the unexpired term of Michael Gross commencing this day through December 31, 2022.

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R141-20 Resolution to Approve Renewal of Vending Machine License - Thirst Quencher

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

**WHEREAS**, the Mayor and Council of the City of Clifton, County of Passaic, State of New Jersey are in receipt of Vending Machine License Renewal from Thirst Quencher Vending, 23 Robert Street, Nutley; 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 Thirst Quencher Vending be and is hereby granted.

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R142-20 Resolution Authorizing the Renewal of Games of Skill Operator License - Dingo's

**CITY OF CLIFTON  
RESOLUTION AUTHORIZING GAMES OF SKILL OPERATOR  
LICENSE RENEWAL**

**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 Dingo's Den, 615 Van Houten Ave.; 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 License to Dingo's Den be and is hereby granted.

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R143-20 Resolution Authorizing Renewal of New & Used Car Lot License - Main Collision

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

**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 Renewal from Main Collision Center, 995 Main Avenue 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 License to Main Collision Center be and is hereby granted.

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R144-20 Resolution Authorizing Renewal of Florist License - Corrado's

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

**WHEREAS**, the Mayor and Council of the City of Clifton, County of Passaic, State of New Jersey are in receipt of Florist License Renewal from Corrado's Garden Center, 600 Getty Avenue 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 Florist Licenses to Corrado's Garden Center be and is hereby granted.

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R145-20 Resolution Authorizing the Cancellation and Refund of 50% of a Portion of the 2019 Third Quarter and Fourth Quarter Taxes and the Cancellation and Refund of 50% of the 2020 First Quarter Taxes for Block 36.15, Lot 3, 91 Cloverdale Road, Owned by Disabled Veteran

R146-20 Late - Resolution Proclaiming April 24, 2020 as Arbor Day in the City of Clifton

R147-20 Late - Resolution Ratifying Proclamation of April 26, 2019 as Arbor Day in the City of Clifton

**A RESOLUTION RATIFYING PROCLAMATION OF APRIL 26 2019 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 90<sup>th</sup> Anniversary and to symbolize the birth of freedom in America, and also planted another Liberty Elm in 2017 to coincide with the City=s 100<sup>th</sup> 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 26, 2019 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 2019.

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R148-20 Late - Resolution Authorizing the Utilization of Storm Recovery Trust Account

**RESOLUTION  
CITY OF CLIFTON  
COUNTY OF PASSAIC, NEW JERSEY  
2020 CORONAVIRUS RESPONSE**

**WHEREAS**, the Governor of the State of New Jersey, through Executive Orders 103 and 104, has declared Public Health Emergency in the State of New Jersey, with regards to the Coronavirus Pandemic; and

**WHEREAS**, the State of New Jersey, Department of Community Affairs, Division of Local Government Services, has issued Local Finance Notice (LFN) 2020-16, Dated March 16, 2020, to give guidance to municipalities; and

**WHEREAS**, LFN 2020-16 will authorize the use of Storm Recovery Reserve Trust Funds to be used as “any purposed necessary to protect the safety, security, health, and welfare of it citizens from the damage caused by an emergency declared by the Governor or the President of the United States.”; and

**WHEREAS**, a copy of LFN 2020-06 is attached to this Resolution for reference; and,

**WHEREAS**, the Governing Body shall adopt a resolution approving such usage for the City of Clifton,

**NOW, THEREFORE BE IT RESOLVED**, by the Mayor and City Council, City of Clifton, County of Passaic, State of New Jersey, that the Finance Office be authorized to utilize the Storm Recovery Trust Account for said purpose stated above;

**BE IT FURTHER RESOLVED**, that any reimbursement for said expenditures shall be deposited back into the Storm Recovery Trust Account.

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R149-20 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 SQF Right of Way Use Agreement - Negotiations  
CON-2 Developer Agreement - Negotiations - The Meadow's School & Linque  
102 LLC  
CON-3 Clifton Supervisors Association Contract Negotiations  
CON-4 Ordinance to Ban Vaping Shops - Legal Opinion  
CON-5 PBA Contract Negotiations  
CON-6 Clifton Adult Opportunity Center Invoices

**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 17, 2020 at which time, said subject(s) shall be discussed; and

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

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A discussion was held wherein the City Manager, Dominick Villano, asked Council's permission to increase his spending power for up to \$40,000.00.

A Motion was made by Councilman Eagler, seconded by Councilman Grabowski, and passed on roll call vote to temporarily increase City Manager, Dominick Villano's, spending power to reach that of the Qualified Purchasing Agent for an amount up to \$40,000.00 between now and the next time we meet, with regard to the Coronavirus.

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

**ADJOURNMENT**

Upon motion made by Councilman Grabowski, seconded by Councilwoman Murphy and unanimously passed on roll call vote, the meeting was adjourned at 7:35 pm.

Respectfully Submitted,

Nancy Ferrigno  
City Clerk

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James Anzaldi, Mayor



