

**CITY OF CLIFTON  
CLIFTON, NEW JERSEY  
REGULAR MEETING MINUTES JUNE 21, 2022**

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

Upon roll call, the following were noted present:

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

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

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

Pastor Roldan Manlapig

**APPROVAL OF MINUTES**

A Motion was made by Councilman Grabowski, seconded by Councilwoman Murphy and passed on roll call vote to approve the Regular, Workshop and Executive Session Minutes of June 8, 2022.

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

**PUBLIC HEARING**

Public Hearing City of Clifton FY 2022 Yr. 48 Annual Action Plan August 1, 2022 - July 31, 2023 B-22-MC-34-0103

The Mayor opened up the meeting to the public.

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

(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**

**COMMUNICATIONS MEETING MINUTES**

- C-1 Minutes of Board of Adjustment of June 1, 2022
- C-2 Minutes of Historical Commission of May 5, 2022
- C-3 Minutes of Board of Health of 1/11/22, 2/8/22, 3/8/22, 4/12/22 and 5/10/22
- C-4 Minutes of Environmental Commission of 1/12/22, 3/9/22, 4/13/22 and 5/11/22
- C-5 Minutes of Hazardous Materials Control Board of 2/16/22, 3/16/22, 4/20/22 and 5/18/22

## **SECOND READING ORDINANCES**

### **A. Adoption of Ordinance 7728-22**

### **B. Public Hearing on Ordinance 7728-22**

A Motion was made by Councilwoman Sadrakula, seconded by Councilwoman Pino and passed on roll call vote to table Ordinance 7728-22.

**An Ordinance to Amend, Revise and Supplement Chapter 461 of the Code of the City of Clifton, Entitled "Zoning", More Particularly Article VIII Thereof Entitled "Accessory Buildings, Fences, Walls and Screening" (Adds Editor's Note to Clarify When Construction Permits and/or Zoning Permits are Required for Accessory Buildings)**

(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 7736-22**

### **D. Public Hearing on Ordinance 7736-22**

Mayor Anzaldi opened the floor to the public with regard to the Ordinance 7736-22

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

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

**A Capital Ordinance Appropriating \$120,000 From The General Capital Fund Balance For Public Improvements In and By The City of Clifton, In The County of Passaic, State of New Jersey**

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

### **E. Adoption of Ordinance 7737-22**

### **F. Public Hearing on Ordinance 7737-22**

Mayor Anzaldi opened the floor to the public with regard to the Ordinance 7737-22

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

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

**A Capital Ordinance Appropriating \$50,000 From The Sewer Utility Capital Account For Public Improvements In and By The City of Clifton, In The County of Passaic, State of New Jersey**

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

### **G. Adoption of Ordinance 7738-22**

#### **H. Public Hearing on Ordinance 7738-22**

Mayor Anzaldi opened the floor to the public with regard to the Ordinance 7738-22

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

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

#### **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 Portion of Knollwood Terrace)**

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

### **I. Adoption of Ordinance 7739-22**

#### **J. Public Hearing on Ordinance 7739-22**

Mayor Anzaldi opened the floor to the public with regard to the Ordinance 7739-22

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

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

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

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

### **K. Adoption of Ordinance 7740-22**

#### **L. Public Hearing on Ordinance 7740-22**

Mayor Anzaldi opened the floor to the public with regard to the Ordinance 7740-22

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

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

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and carried by roll call vote.

**Bond Ordinance Providing for Various 2022 Capital Improvements, by and in the City of Clifton, in the County of Passaic, State of New Jersey; Appropriating \$10,700,000 Therefor and Authorizing the Issuance of \$10,165,000 Bonds or Notes of the City to Finance Part of the Cost Thereof**

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

**M. Adoption of Ordinance 7741-22**

**N. Public Hearing on Ordinance 7741-22**

Mayor Anzaldi opened the floor to the public with regard to the Ordinance 7741-22

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

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

**Bond Ordinance Providing for Various Sewer Improvements, by and in the City of Clifton, in the County of Passaic, State of New Jersey; Appropriating \$1,740,000 Therefor and Authorizing the Issuance of \$1,653,000 Bonds or Notes of the City to Finance Part of the Cost Thereof**

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

**O. Adoption of Ordinance 7742-22**

**P. Public Hearing on Ordinance 7742-22**

Mayor Anzaldi opened the floor to the public with regard to the Ordinance 7742-22

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

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 Gibson 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 5 Restricted Handicapped Spaces)**

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

**Q. Adoption of Ordinance 7743-22**

**R. Public Hearing on Ordinance 7743-22**

Mayor Anzaldi opened the floor to the public with regard to the Ordinance 7743-22

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

The following entitled ordinance had been introduced and having passed on first reading, which first reading was by title and said entitled ordinance having been published according to the law and thereafter placed on the Agenda of the present meeting, said ordinance was brought up for public hearing at the opening of such hearing said ordinance was given a second reading which reading was by title and all persons interested having been given an opportunity to be heard concerning said ordinance and upon motion, adopted said hearing was closed and said ordinance was thereafter finally passed without amendments, upon motion regularly made by Councilman Gibson, 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 439-37 Thereof, Entitled "Handicapped Parking on Streets" (Deletes 1 Restricted Handicapped Space)**

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

**S. Adoption of Ordinance 7744-22**

**T. Public Hearing on Ordinance 7744-22**

Mayor Anzaldi opened the floor to the public with regard to the Ordinance 7744-22

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

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

**U. Adoption of Ordinance 7745-22**

**V. Public Hearing on Ordinance 7745-22**

Mayor Anzaldi opened the floor to the public with regard to the Ordinance 7745-22

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

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

**An Ordinance to Amend, Revise and Supplement Chapter 425 of the Code of the City of Clifton, Entitled "Towers", Article I Thereof, Entitled "Official Towers", More Particularly Section 425-12, Entitled "Rates" (Adopts the Prevailing Garden State Towing Association Rates for Specialized Recovery Equipment as well as Labor Costs in Accordance with the New Jersey State Police Application and Minimal Requirements for Vehicular Towing)**

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

### **FIRST READING ORDINANCES**

#### **A. Introduction of Ordinance 7746-22**

The entitled ordinance was introduced and read by the City Clerk, as first reading, which reading was by title, passed upon motion made by Councilman 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" at Article I Entitled "Establishment; Organization" (Authorizes Appointment of Entry-Level Law Enforcement Officers in Accordance with N.J.S.A. 11A:4-1.3 and Amends Various Other Sections to Conform with the Relevant Collective Bargaining Agreement and/or State Law)**

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, June 21, 2022 at 8:00 p.m. and that the City Clerk be authorized to publish said ordinance together with statutory notice as required by law.

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

### **CITY MANAGER PRIVILEGE**

City Manager, Dominick Villano, announced that the report regarding the flooding issues in the Third River area will be ready shortly and he would like to discuss the results with Council prior to meeting with the area residents.

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

Bill Goldberg, 350 Dwasline Rd, discussed sidewalk improvements on Dwasline Road and other areas.

Kazimierz Plichta, 72 Parson Rd., thanked the Council for the new sidewalks in the Miller Plaza area. He also spoke about excessive noise coming from roof top equipment and idling trucks at the Damascus Bakery building at 65 Industrial South.

Ray Robertello, 66 Woodlawn Ave., thanked everyone who attended the Gay Pride Flag raising ceremony. He spoke about the need to form a Citizen 's Diversity Committee and stated that the students who attended the last Council meeting as City official counterparts were a good representation of Clifton's diversity.

Nancy Wilson Abukhater, 15 Sanford St., spoke about an odor emanating from the XL Plastics building.

Ben Schwartz, 28 Belmont Ave., spoke about the sidewalk improvements on Dwasline Road

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

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

Councilwoman Sadrakula left the dais at 8:33 p.m.

Mayor Anzaldi stated that the sidewalks on Dwasline Road were paid for long ago and no further discussion is warranted.

Councilwoman Sadrakula returned to the dais at 8:34 p.m.

City Manager, Dominick Villano, stated that the owners of Damascus Bakery have agreed to make changes to minimize any excessive noise emerging from their operation.

City Manager, Dominick Villano, stated that the County tested the air in the area of XL Plastics and found no apparent health hazards. He stated that he spoke with the owner regarding the odor and suggested he install a filter that might help with the odor. He also stated that they were told to extend their truck bays to eliminate the trucks obstructing the sidewalks.

Mayor Anzaldi asked if the company stored hazardous materials at the site. Mr. Villano said he did not know and would refer to the Hazardous Materials Control Board.

## **COUNCIL PRIVELEGE**

### **Councilman Gibson**

Councilman Gibson congratulated the 2022 High School and 8<sup>th</sup> Grade Classical Academy graduates.

Councilwoman Pino left the dais at 8:44 p.m.

He asked City Manager, Dominick Villano, to check on the condition of a retaining wall on Hudson Street. Councilman Gibson announced the upcoming 20<sup>th</sup> Anniversary Celebration of the Avenue of Flags. He urged residents to volunteer for the Avenue of Flags.

Councilwoman Sadrakula left the dais at 8:47 p.m.

Councilman Gibson discussed the installation of sidewalks on Dwasline Road.

Councilwoman Sadrakula returned to the dais at 8:48 p.m.

### **Councilman Grabowski**

Councilman Grabowski discussed the excessive noise coming from Damascus Bakery.

Councilwoman Pino returned to the dais at 8:49 p.m.

He announced that the Board of Health recently met and discussed the mandatory lead removal program. Councilman Grabowski congratulated all the graduates of 2022 and wished everyone a happy and safe July 4<sup>th</sup>.

### **Councilwoman Murphy**

Councilwoman Murphy announced recreation news.

Councilman Grabowski left the dais at 8:50 p.m.

She spoke about the addition of a flag to the Avenue of Flags for her son, Jason.

Councilman Grabowski returned to the dais at 8:53 p.m.

She stated that the Police Committee, ADA Committee and the Civil Rights Committee met and that the Botany Village Committee will meet soon. Councilwoman Murphy thanked the organizers of the Pride Flag raising ceremony for a wonderful event.

### **Councilwoman Pino**

Councilwoman Pino urged all residents to have their children join the upcoming Safety Town program. She stated that she enjoyed the energy at the Pride flag raising ceremony and spoke about issues that were discussed at the recent Civil Rights meeting. Councilwoman Pino read Item D-5 from tonight's agenda, written by Assistant City Attorney, Thomas Egan, in its entirety. She congratulated all 2022 graduates.

### **Councilwoman Sadrakula**

Councilwoman Sadrakula thanked the organizers of the Pride flag raising celebration for a wonderful job. She announced that the upgrade to the audio and visual equipment is complete at City Hall and that tonight's meeting is broadcasting live. Councilwoman Sadrakula discussed excessive noise at the Damascus Bakery site, the complaints of an odor coming from XL Plastics and the painting of crosswalks. Councilwoman Sadrakula asked for a report on emergency orders for grass cutting. She wished all a happy and safe Fourth of July and urged all residents to maintain their property.

June 21, 2022

**Councilman Eagler**

Councilman Eagler thanked all the volunteers of the Avenue of Flags and asked all residents to support our Veterans. He discussed NJ's Homestead Rebate program. Councilman Eagler congratulated the 2022 graduates. Councilman Eagler spoke about National Night Out and announced the upcoming fireworks show and City Picnic. He wished all a happy and safe Fourth of July.

**Mayor Anzaldi**

Mayor Anzaldi discussed the Safety Town program. He announced that the lead paint mandate will not be funded by the State. Mayor Anzaldi spoke about the City's effort to obtain energy tax funds. He congratulated all the 2022 graduates and announced the upcoming fireworks show and City Picnic. Mayor Anzaldi spoke about what a wonderful experience having the Youth Day counterparts was at the prior Council meeting. He told a story about a third-grade student who expressed that her favorite part of the school day is saluting the flag.

A Motion was made by Councilman Eagler, seconded by Councilman Grabowski and passed on roll call vote to appoint James P. Sieradzki as Municipal Court Judge.

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

A Motion was made by Councilwoman Sadrakula, seconded by Councilwoman Pino and passed on roll call vote to hold interviews for the position of Assistant Municipal Judge.

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

**RESOLUTIONS VOTED ON SEPARATELY**

A Motion was made by Councilman Grabowski, seconded by Councilwoman Murphy to have Councilman Gibson chair.

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

Item 308, Page 3  
Item 909, Page 5

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

R239-22          Claims List – June 21, 2022

Resolution: Approve Claims List Resolution for the June 21, 2022 City Council Meeting

**RESOLUTION TO APPROVE CLAIMS TO BE PAID  
MEETING OF JUNE 21, 2022**

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

Current Fund	\$ 1,104,436.94
Grant Fund	\$ 283,591.42
General Capital Fund	\$ 1,561,998.56
Sewer Utility -Operating	\$ 10,150.75
Sewer Utility-Capital	\$ 43,425.69
Developers Escrow	\$
Dog Trust	\$
Police Extra Duty	\$
Trust Other	\$ 1,129,319.89
Section 8 Public Housing	\$ 232,508.02
Community Development	\$ 7,673.03
Payroll Agency	
COAH	\$
Self Insurance	\$ 1,432,718.51



Fire Dedicated Penalties	
Revolving Loan Fund	
Tax Title Lien Redemption	
Unemployment Trust Fund	
Library	\$ 264,725.23
General Liability Trust	\$ 33,050.03
Workers Compensation Trust	\$ 25,110.91
Federal DOJ Forfeiture	
<b>TOTAL CLAIMS</b>	<b>\$ 6,128,708.98</b>

**RESOLUTIONS**

A Motion was made by Councilman Grabowski, 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.

R239-22          Claims List – June 21, 2022

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Community Development	\$ 7,673.03
Payroll Agency	
COAH	\$
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Revolving Loan Fund	
Tax Title Lien Redemption	
Unemployment Trust Fund	
Library	\$ 264,725.23
General Liability Trust	\$ 33,050.03
Workers Compensation Trust	\$ 25,110.91
Federal DOJ Forfeiture	
<b>TOTAL CLAIMS</b>	<b>\$ 6,128,708.98</b>

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R294-22          Resolution - Chapter 159 Resolution Amending the 2022 Municipal Budget - FY2022  
Clean Communities Grant - \$141,522.35

**CHAPTER 159 RESOLUTION  
AMENDING THE 2020 CITY BUDGET FOR  
ADDITIONAL REVENUE AND APPROPRIATION**

June 21, 2022

**WHEREAS**, N.J.S. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such items shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget, and

**WHEREAS**, said Director may also approve the insertion of an item of appropriation for an equal amount, and

**WHEREAS**, the City of Clifton has received \$141,522.35 from the New Jersey Clean Communities Program and wishes to amend the 2022 Municipal Budget to include these amounts as revenue,

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and City Council of the City of Clifton, County of Passaic, State of New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2022 in the sum of \$141,522.35, Which is now available as a revenue from:

Miscellaneous Revenues:

Special Items of General Revenue Anticipated  
With Prior Written Consent of the Director of the  
Division of Local Government Services:  
State and Federal Revenues Off-set with  
Appropriations:  
Clean Communities Program Grant (FY2022) \$141,522.35

**BE IT FURTHER RESOLVED**, that the like sum of \$141,522.35 be and the same is hereby appropriated under the caption of:

General Appropriations:

(a) Operations Excluded from CAPS

State and Federal Programs Off-set by

Revenues:

Clean Communities Program Grant (FY2022) \$141,522.35

**BE IT FURTHER RESOLVED**, that the City forward copies of this resolution to the Director of Local Government Services for approval.

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R295-22 Resolution - Chapter 159 Resolution Amending the 2022 Municipal Budget - 2022 Art on the Go Program Grant - \$3,000.00

**CHAPTER 159 RESOLUTION  
AMENDING THE 2020 CITY BUDGET FOR  
ADDITIONAL REVENUE AND APPROPRIATION**

**WHEREAS**, N.J.S. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such items shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget, and

**WHEREAS**, said Director may also approve the insertion of an item of appropriation for an equal amount, and

**WHEREAS**, the City of Clifton has received \$3,000.00 from the County of Passaic, Department of Cultural and Historical Affairs and wishes to amend the 2022 Municipal Budget to include these amounts as revenue,

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and City Council of the City of Clifton, County of Passaic, State of New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2022 in the sum of \$3,000.00, Which is now available as a revenue from:

Miscellaneous Revenues:

Special Items of General Revenue Anticipated  
With Prior Written Consent of the Director of the  
Division of Local Government Services:  
State and Federal Revenues Off-set with  
Appropriations:

2022 Cultural & Historical Affairs Grant – Art On The Go Program - \$3,000.00

**BE IT FURTHER RESOLVED**, that the like sum of \$3,000.00 be and the same is hereby appropriated under the caption of:  
General Appropriations:

(a) Operations Excluded from CAPS  
State and Federal Programs Off-set by  
Revenues:

2022 Cultural & Historical Affairs Grant – Art On The Go Program - \$3,000.00

**BE IT FURTHER RESOLVED**, that the City forward copies of this resolution to the Director of Local Government Services for approval.

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R296-22            Resolution Requesting Permission for the Dedication by Rider for Lead-Based Paint Inspections

**A RESOLUTION REQUESTING PERMISSION FOR  
THE DEDICATION BY RIDER FOR  
LEAD-BASED PAINT INSPECTIONS**

**WHEREAS**, permission is required of the Director of the Division of Local Government Services for approval as a dedication by rider of revenues received by a municipality when the revenue is not subject to reasonably accurate estimates in advance; and,

**WHEREAS**, the State of New Jersey passed The Lead-Based Paint Inspection Law, P.L. 2021, c. 182 that will be effective July 21, 2022, and,

**WHEREAS**, the Mayor and City Council desire to provide a mechanism to maintain the City’s Trust Funds, namely the Lead-Based Paint Inspections as a Dedication by Rider; and,

**WHEREAS**, N.J.S.A. 40A:4-39 provides the dedicated revenues anticipated from the Lead-Based Paint Inspections in our Trust Fund and are hereby appropriated for the purpose to which said revenue is dedicated by statute or other legal requirements:

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

1. The City Council does hereby request permission of the Director of the Local Government Services to pay expenditures of the Lead-Based Paint Inspections under N.J.S.A. 40A:4-39
2. The State of New Jersey requires the Lead-Based Paint Inspection Law by P.L. 2021, c. 182, and allows the municipality to set up a Trust Account.
3. The City Clerk of the City of Clifton, County of Passaic, State of New Jersey is hereby directed to forward two certified copies of this resolution, with the votes indicated, to the Director of the Division Local Government Services for approval.

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R297-22            Resolution - Correcting Resolution to Amend the 2022 City Budget for 2021 Office of Aging Grant Appropriation

**CORRECTING RESOLUTION  
AMENDING THE 2022 CITY BUDGET  
2021 OFFICE OF AGING GRANT**

**WHEREAS**, THE City Council approved Chapter 159 Resolution Number R245-22 at the June 8, 2022 City Council Meeting, and

**WHEREAS**, the appropriation portion of this Resolution needs to be corrected, and

June 21, 2022

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and City Council of the City of Clifton, County of Passaic, State of New Jersey, hereby approves the correction of 2021 Office of Aging Grant to read as below

Which is now available as a revenue from:

Miscellaneous Revenues:

Special Items of General Revenue Anticipated  
With Prior Written Consent of the Director of the

Division of Local Government Services:

State and Federal Revenues Off-set with

Appropriations:

2021 Office of Aging Program Grant County of Passaic	\$ 25,750.00
2021 Office of Aging Program Grant City Match	<u>\$ 79,665.00</u>
	\$105,415.00

**BE IT FURTHER RESOLVED**, that the City forward a copy of this resolution to the Finance Office to correct the records of the 2022 Budget.

-----

R298-22            Resolution Authorizing the Execution of a Treatment Works Approval on Behalf of Clifton Station Developers LLC for the Proposed Multi-Family Redevelopment

**RESOLUTION AUTHORIZING THE EXECUTION OF A TREATMENT WORKS APPROVAL ON BEHALF OF CLIFTON STATION DEVELOPERS LLC FOR THE PROPOSED MULTI-FAMILY REDEVELOPMENT**

**WHEREAS**, an application for a treatment works approval has been received from **DYNAMIC ENGINEERING CONSULTANTS PC, 245 MAIN STREET, SUITE 110, CHESTER, NJ 07930** for connection to an existing sanitary sewer for conveyance to Passaic Valley Sewerage Commission to service a facility to be known as **CLIFTON STATION DEVELOPERS LLC PROPOSED MULTI-FAMILY REDEVELOPMENT, 691 CLIFTON AVENUE, CLIFTON, NEW JERSEY 07011**; and

**WHEREAS**, based on the scope of the proposed activities, the regulations of the New Jersey Department of Environmental Protection require a municipal endorsement of this project in order to properly process a treatment works approval; and

**WHEREAS**, the existing sewer is structurally sound with adequate capacity to accommodate the projected flow from the proposed construction; and

**NOW, THEREFORE, BE IT RESOLVED** that the City Engineer and the Mayor are hereby authorized and directed to execute a statement of consent on behalf of the City of Clifton and that a certified copy of this resolution be provided to the applicant.

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R299-22            Resolution Authorizing Purchase of One (1) Palfinger Hook Lift on Repurposed Chassis for the Sewer Division off of the Educational Services Commission of New Jersey

**RESOLUTION AUTHORIZING PURCHASE OF ONE (1) PALFINGER HOOK LIFT ON REPURPOSED CHASSIS FOR THE SEWER DIVISION OFF OF THE EDUCATIONAL SERVICES COMMISSION OF NEW JERSEY**

**WHEREAS**, the Department of Public Works is in need of and desires to purchase One (1) Palfinger Hook lift on Repurposed Chassis for the Sewer Division, available off of the Educational Services Commission of New Jersey (#65MCESCCPS), contract ESCNJ 20/21-55; and

**WHEREAS**, this equipment once installed will enable the Public Works Sewer Department to safely transport materials to and from the job site, and enables the Division to switch out different work bodies to be used for different projects; and

**WHEREAS**, the City is a member of the Educational Services Commission of New Jersey (#65MCESCCPS) and the Public Works Department wishes to purchase said equipment off of contract ESCNJ 20/21-55 from Cliffside Body Corp Located at 130 Broad Avenue, Fairview, NJ 07022; 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 purchase from Cliffside Body Corp Located at 130 Broad Avenue, Fairview, NJ 07022 off of ESCNJ 20/21-55 for a total not to exceed amount of \$90,775.00, in accordance with the aforementioned ESCNJ Contract.

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R300-22      Resolution Authorizing the Purchase of One (1) Mini Mixer Mounted to a Hook Lift Body (DPW)

**RESOLUTION AUTHORIZING THE PURCHASE OF ONE (1) MINI MIXER MOUNTED TO A HOOK LIFT BODY (DPW)**

**WHEREAS**, the Department of Public Works seeks Authorization to purchase (1) One Mini Mixer mounted to a Hook Lift Body; and,

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

**WHEREAS**, the following three written quotes were obtained by the DPW Director:

	<u>Amount</u>
• Cliffside Body Company	\$38,475.00
• Monroe Snow and Ice Equipment	\$39,675.00
• Intercon	\$39,720.00

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

**WHEREAS**, the value of the contract is determined to exceed \$17,500.00 and the term of the contract is until completion and delivery; and,

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

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

**NOW, THEREFORE, BE IT RESOLVED**, that the governing body does hereby approve and authorize the aforementioned purchase from the vendor that submitted the lowest quote, Cliffside Body Corp Located at 130 Broad Avenue, Fairview, NJ 07022 in the amount of \$38,475.00; and

**NOW, THEREFORE, 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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R301-22      Resolution Authorizing Purchase of Ten (10) 2022 Police Interceptor SUV's off of the Educational Services Commission of New Jersey

**RESOLUTION AUTHORIZING PURCHASE OF TEN (10) 2022 POLICE INTERCEPTOR SUV'S OFF OF THE EDUCATIONAL SERVICES COMMISSION OF NEW JERSEY**

**WHEREAS**, the Police Department is in need of and desires to purchase ten (10) 2022 Ford Police Interceptor Utility (K8A) AWD SUVs, off of Educational Services Commission of New Jersey (#65MCESCCPS), contract ESCNJ 20/21-09; and

**WHEREAS**, these new vehicles will replace front line police patrol vehicles that have wear and tear from 24 hour usage; and

June 21, 2022

**WHEREAS**, the City is a member of the Educational Services Commission of New Jersey (#65MCESCCPS) and the Police Department wishes to purchase said vehicles off of contract ESCNJ 20/21-09 from Beyer of Morristown, 200 Ridgedale Avenue, Morristown NJ 07960; 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 purchases from Beyer of Morristown, 200 Ridgedale Avenue, Morristown NJ 07960 off of ESCNJ 20/21-09 as listed below:

A) Ten (10) 2020 Police Interceptor SUV's in the amount of \$34,612.71 per vehicle;

B) **Total cost** for ten (10) vehicles is approximately \$346,127.10

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R302-22            Resolution Authorizing Permission to Advertise for Bids for a Snow Melter System for City of Clifton Department of Public Works

**RESOLUTION AUTHORIZING PERMISSION TO ADVERTISE FOR BIDS  
FOR A SNOW MELTER SYSTEM FOR  
CITY OF CLIFTON DEPARTMENT OF PUBLIC WORKS**

**WHEREAS**, the City of Clifton Department of Public Works (DPW) is seeking to procure on (1) Snow Melter System; and,

**WHEREAS**, the above system of equipment, when implemented, melts large volumes of snow efficiently, as opposed to loading and removing it truck by truck, especially helpful and potentially cost saving potentially when the City considers the deep snow falls as have historically occurred over the last five years; and,

**WHEREAS**, the City of Clifton DPW Director has requested the City Purchasing Agent advertise for and receive bids for the providing of the above mentioned system; 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 goods and 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 in accordance with N.J.S.A. 40A:11-1 *et seq.*

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R303-22            Resolution Awarding Contract to DeCotiis, FitzPatrick, Cole & Giblin, LLP for Legal Services in Connection with Redevelopment of Black Prince Distillery for the Term July 2, 2022 to July 1, 2023

**RESOLUTION AWARDING CONTRACT TO DE COTIIS, FITZ PATRICK, COLE & GIBLIN LLP, FOR LEGAL SERVICES IN CONNECTION WITH REDEVELOPMENT OF BLACK PRINCE DISTILLERY FOR THE TERM JULY 2, 2022 TO JULY 1, 2023**

**WHEREAS**, on June 15, 2021, the Municipal Council adopted a resolution awarding a professional legal services contract to the law firm of Kaufman Semeraro & Liebman, LLP, who on December 1, 2021 merged with the law firm of DeCotiis, FitzPatrick, Cole & Giblin, LLP, for the provision of legal services in connection with the redevelopment of Black Prince Distillery for the period July 2, 2021 through July 1, 2022; and

**WHEREAS**, the firm has provided satisfactory services to the City of Clifton and the Municipal Council wishes to renew their contract for the period July 2, 2022 through July 1, 2023, for the fee of \$225.00 per hour, the total fee not to exceed \$30,000 for the term of the contract; and

**WHEREAS**, any fee in excess of \$30,000 for the contract term shall require the approval of the Municipal Council and the adoption of a supplementary resolution; and

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

**WHEREAS**, 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 and the duration of the contract is from July 2, 2022 thru July 1, 2023; and

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

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

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

- I. A contract for professional redevelopment legal counsel services, in the form as approved by the Clifton Law Department, is awarded to DeCotiis, FitzPatrick, Cole & Giblin, of Paramus, NJ, for the period July 2, 2022 through July 1, 2023, at a fee of \$225.00 per hour, not to exceed \$30,000 for the term of the contract without the express approval of the Municipal Council and adoption of a supplementary resolution.
- II. The required Certificate of Availability of Funds for the above contract has been obtained from the Chief Financial Officer of the City of Clifton.
- III. The Mayor and City Clerk are authorized and directed to execute a contact on behalf of the City of Clifton.
- IV. The original of this resolution and the contract in question shall be placed on file and made available for public inspection in the City Clerk’s Office of the City of Clifton.
- V. 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 professional services contract without competitive bidding pursuant to *N.J.S.A. 40A:11-5(1)(a)*. This contact and the resolution authorizing it are available for public inspection in the Office of the City Clerk.

Awarded to: DeCotiis, FitzPatrick, Cole & Giblin, of Paramus, NJ  
 Services: Redevelopment Counsel Services  
 Project: Black Prince Distillery Property Development  
 Amount: \$225/hr/not to exceed \$30,000  
 Term: 7/2/22 - 7/1/23

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R304-22 Resolution Authorizing Entertainment License for Jorge Mejia t/a El Mexicano Restaurant at 1293 Main Ave.

**RESOLUTION AUTHORIZING ENTERTAINMENT LICENSE FOR JORGE MEJIA T/A EL MEXICANO RESTAURANT AT 1293 MAIN AVE**

**BE IT RESOLVED**, by the Municipal Council of the City of Clifton, that the application of Jorge Mejia t/a El Mexicano Restaurant, of 1293 Main Avenue, Clifton, New Jersey (B-C Zone), is approved, and entertainment is authorized for the period from July 1, 2022 through June 30, 2023, on the following terms and conditions:

June 21, 2022

1. NIGHTS - STANDARD ENTERTAINMENT NIGHTS/HOURS:

Four (4) nights per week: Friday and Saturday (Karaoke)  
Hours: 8:00 p.m. to 1:00 a.m.  
Thursday: 4:00 p.m. to 8:00 p.m. (Mariachi Band)  
Sunday: 4:00 p.m. to 8:00 p.m. (Mariachi Band)

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):

Karaoke and Mariachi Band

4. TERM OF AUTHORIZATION FOR ENTERTAINMENT:

July 1, 2022 through June 30, 2023

5. SECURITY/PARKING REQUIREMENTS:

Not applicable.

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 entertainment permitted at any time on outside deck.
- D. 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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R305-22 Resolution Authorizing Entertainment License for Yesterday's, LLC t/a Yesterday's Bar and Grille

**RESOLUTION AUTHORIZING ENTERTAINMENT LICENSE FOR YESTERDAY'S, LLC T/A YESTERDAY'S BAR AND GRILLE**



**BE IT RESOLVED**, by the Municipal Council of the City of Clifton, that the application of Yesterday’s LLC t/a Yesterday’s Bar and Grille, of 70 Main Avenue, Clifton, New Jersey (Zone B-C), is approved, and entertainment is authorized for the period from July 1, 2022 through June 30, 2023, on the following terms and conditions:

1. NIGHTS - STANDARD ENTERTAINMENT NIGHTS/HOURS:

Two (2) nights per week: Wednesday & Saturday  
Hours: 9:00 p.m. to 12:00 a.m.

2. OPTIONAL ENTERTAINMENT NIGHTS:

New Year’s Eve. One additional night per week on advanced seven (7) days’ written notice to the City Clerk. Such optional nights may not exceed more than five (5) nights per year.

3. OPTIONAL ENTERTAINMENT HOURS:

Hours: 9:00 p.m. to 12:00 a.m.

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

Karaoke or DJ Music - Wednesday and Saturday  
Optional Nights - DJ Music

5. TERM OF AUTHORIZATION FOR ENTERTAINMENT:

July 1, 2022 through June 30, 2023

6. SECURITY/PARKING REQUIREMENTS:

Not Applicable.

7. NOISE LEVELS:

In accordance with the Code of the City of Clifton.

8. OUTSIDE DEBRIS CLEANUP:

In accordance with the Code of the City of Clifton.

9. REQUIREMENTS/RESTRICTIONS:

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

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June 21, 2022

R306-22 Resolution Authorizing Execution of Subordination Agreement Between City of Clifton and Nationstar Mortgage LLC d/b/a/ Mr. Cooper (Its Successors and/or Assigns), as their Interest May Appear (Edward L. Jr. and Andrea M. Myers)

**RESOLUTION AUTHORIZING EXECUTION OF SUBORDINATION AGREEMENT BETWEEN CITY OF CLIFTON AND NATIONSTAR MORTGAGE LLC D/B/A MR. COOPER (ITS SUCCESSORS AND/OR ASSIGNS), AS THEIR INTEREST MAY APPEAR (EDWARD L. JR. AND ANDREA M. MYERS)**

**WHEREAS**, in conjunction with a Clifton Housing Improvement Program (CHIP) grant to Edward L. Jr. and Andrea M. Myers, a mortgage loan dated February 1, 2018, recorded September 14, 2018, in the amount of \$9,935.00 was given by the City of Clifton for property situated at Block 22.06, Lot 27, 33 Lambert Avenue, Clifton, New Jersey; and

**WHEREAS**, the said Edward L. Jr. and Andrea M. Myers has requested that the City of Clifton subordinate this mortgage to a mortgage given by Nationstar Mortgage LLC d/b/a Mr. Cooper (its successors and/or assigns), as their interest may appear, to Edward L. Jr. and Andrea M. Myers; and

**WHEREAS**, such a subordination is within the regulations established for the Clifton Home Improvement Program (CHIP); and

**WHEREAS**, the Director of Community Development has no objection to the request of Edward L. Jr. and Andrea M. Myers to subordinate Clifton's \$9,935.00 mortgage;

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and the Municipal Council of the City of Clifton, that the Mayor and City Clerk be and they are hereby authorized to execute a Subordination Agreement as set forth above, in a form satisfactory to the Law Department.

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R307-22 Resolution Appointing a Chief Municipal Court Judge for a Period of Three Years Commencing September 1, 2022

**RESOLUTION APPOINTING A CHIEF MUNICIPAL COURT JUDGE FOR A PERIOD OF THREE YEARS COMMENCING SEPTEMBER 1, 2022**

**WHEREAS**, the current Chief Municipal Court Judge of the City of Clifton is retiring effective September 1, 2022; and

**WHEREAS**, the City of Clifton wishes to appoint a new Chief Judge of the Municipal Court;

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Municipal Council of the City of Clifton, that James Sieradzki is hereby appointed Chief Judge of the Municipal Court in and for the City of Clifton, for a full three-year term, commencing September 1, 2022.

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R308-22 Resolution Authorizing Reappointment of Members to the Rent Leveling Board

**RESOLUTION FOR REAPPOINTMENT OF MEMBERS OF THE RENT LEVELING BOARD**

**WHEREAS**, the Mayor and Council of the City of Clifton, County of Passaic, State of New Jersey are in receipt of a reappointment form from the Secretary of the Rent Leveling Board to reappoint the following:

Saul Jaffe – Tenant Member  
Zalman Gurkov – Public Member  
Michael Molnar – Public Member

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Municipal Council of the City of Clifton, County of Passaic, State of New Jersey that Saul Jaffe, Zalman Gurkov and Michael Molnar be reappointed to the Rent Leveling Board for a term of three years commencing on July 1, 2022 through June 30, 2025; and

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R309-22            Resolution of Congratulations Upon Retirement - Secretary to the Principal Executive Officer, Marsha Flynn

**RESOLUTION OF CONGRATULATIONS UPON RETIREMENT –  
SECRETARY TO THE PRINCIPAL EXECUTIVE OFFICER,  
MARSHA FLYNN**

**WHEREAS**, June 30, 2022, Secretary to the Principal Executive Officer, Marsha Flynn, officially retired from her position with the City of Clifton; and

**WHEREAS**, she was appointed as Secretary to the Principal Executive Officer on January 22, 1996 and her retirement will conclude a twenty-six-year career in service to the public and the City of Clifton; and

**WHEREAS**, during her tenure with the City of Clifton, Marsha has worked for six different City Managers and throughout her career, has always displayed an attitude of professionalism and dedication to duty; and

**WHEREAS**, Marsha has served as the Secretary of the Traffic Safety Council from 1995 to 2022; Liaison to the Avenue of Flags from 2002 to 2022; Coordinator for the Council Reorganization Ceremony, City Picnic and Fireworks, Safety Town and Christmas Spirit Committee; she was a 2022 Honoree for Women’s History Month; the Liaison for Read Across America and also served as the unofficial Chief Editor and Proofreader; and

**WHEREAS**, Marsha has been a credit to the City of Clifton during all this time, and this Governing Body wishes to acknowledge her long-time service to the City;

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

**SECRETARY TO THE PRINCIPAL EXECUTIVE OFFICER  
MARSHA FLYNN**

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

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

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R310-22            Resolution Authorizing Renewal of Pet Shop License - Lisa's Pet Salon

**RESOLUTION AUTHORIZING PET SHOP LICENSE RENEWAL**

**WHEREAS**, the Mayor and Council of the City of Clifton, County of Passaic, State of New Jersey are in receipt of a Pet Shop License Renewal from Lisa’s Pet Salon, 220 Main Avenue in the City of Clifton; 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, Fire, Health and Police Departments;

June 21, 2022

**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 Pet Shop License to Lisa's Pet Salon be and is hereby granted:

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R311-22 Resolution Approving the Year 48 2022-2023 Annual Action Plan for the Use of CDBG Funds

**RESOLUTION APPROVING THE YEAR 48 2022-2023 ANNUAL ACTION PLAN FOR THE USE OF CDBG FUNDS**

**WHEREAS**, the City is eligible to receive Federal funds available through the Department of Housing and Urban Development; and

**WHEREAS**, in order to receive funding, the preparation of a One Year Action Plan Yr. 48- FY 2022 is required, in compliance with 24 CFR Parts 91, 92, 570, 574, 576 and 968; and

**WHEREAS**, the Five Year Consolidated Plan for FY 2020-2024, approved by Resolution R-257-20 dated 7/21/2020 established goals for the use of the federal funds for the Community Development Block Grant Program and identified how the City will meet the requirements of these programs in the administration of federal funds; and

**WHEREAS**, the City has been notified it will receive \$1,176,884 from the Department of Housing and Urban Development; and

**WHEREAS**, the U.S. Department of Housing and Urban Development requires grant agreements, assurances and certifications to be executed prior to issuing a grant award;

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the City of Clifton, in the State of New Jersey, being the governing body thereof, as follows:

1. That the City Council is cognizant of the conditions that are imposed in the undertaking and carrying out of community development, affordable housing and emergency homeless activities with federal financial assistance including those relating to (a) the relocation of site occupants, (b) the prohibition of discrimination because of race, color, age, religion, sex, disability, familial status or national origin and other assurances as set forth under the certifications.
2. That the Annual Plan for the FY 2022 CDBG Program is hereby in all respects approved and the City Clerk is hereby directed to file a copy of said Plans with the minutes of this meeting.
3. That the Mayor is authorized to provide assurances and/or certifications as required by the Housing and Community Development Act of 1974 as amended and also any supplemental or revised data which the U.S. Department of Housing and Urban Development may request in connection with the review of this Application.

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R312-22 Resolution Authorizing Tax Collector to Lien Properties and Bill Property Owners and Collect for Reimbursement of Expenditures Made by City of Clifton for Emergency Order Clean-Ups

**RESOLUTION AUTHORIZING TAX COLLECTOR TO LIEN PROPERTIES AND BILL PROPERTY OWNERS AND COLLECT FOR REIMBURSEMENT OF EXPENDITURES MADE BY CITY OF CLIFTON FOR EMERGENCY ORDER CLEAN-UPS**

**WHEREAS**, numerous code violations and an emergent health situation existed at the following premises for a long period of time, and despite countless letters, warnings, notices and citations issued to the property owners, the violations and health conditions continued unabated; and

**WHEREAS**, the City of Clifton took emergency clean-up action on the properties and expended funds from its revolving lien account, **inclusive of \$100 Administrative Fee**, as follows:

<u>Address</u>	<u>Service Fee</u>	<u>Administrative Fee</u>	<u>Total Lien</u>
83 Hazel Street Blk 24.10, Lot 5	\$ 300.00	\$ 100.00	\$ 400.00
267 Lakeview Avenue Blk 2.08, Lot 3	\$ 350.00	\$ 100.00	\$ 450.00
94 West 1 <sup>st</sup> St. Blk 9.01 Lot 25	\$ 150.00	\$ 100.00	\$ 250.00
409 Crooks Avenue Blk 5.02, Lot 3	\$ 150.00	\$ 100.00	\$ 250.00
239 Luddington Avenue Blk 19.13, Lot 7	\$ 250.00	\$ 100.00	\$ 350.00
26 Stanley Street Blk 23.05, Lot 24	\$ 375.00	\$ 100.00	\$ 475.00
24 Gerald Avenue Blk 55.06, Lot 4	\$ 175.00	\$ 100.00	\$ 275.00
373 Delawanna Avenue Blk 72.01, Lot 6	\$ 75.00	\$ 100.00	\$ 175.00
276 Delawanna Avenue Blk 59.11, Lot 26	\$ 125.00	\$ 100.00	\$ 225.00
648 Van Houten Avenue Blk 37.01, Lot 20	\$ 175.00	\$ 100.00	\$ 275.00
33 Madeline Avenue Blk 9.18, Lot 10	\$ 150.00	\$ 100.00	\$ 250.00
363 Lakeview Avenue Blk 1.27, Lot 9	\$ 150.00	\$ 100.00	\$ 250.00
182 Maplewood Avenue Blk 22.11, Lot 21	\$ 350.00	\$ 100.00	\$ 450.00
99 Hamilton Avenue Blk 7.02, Lot 7	\$ 200.00	\$ 100.00	\$ 300.00

**WHEREAS**, it is necessary to place a lien on each property in order to seek reimbursement from each property owner for the funds expended by the City of Clifton; and

**WHEREAS**, it may be necessary for the City of Clifton to expend funds in the future for the aforesaid properties;

**NOW, THEREFORE, BE IT RESOLVED**, that the Tax Collector is authorized to lien the properties as set forth above, and to take whatever action is necessary to accomplish reimbursement from the property owners for the current expenditures and any expenditures incurred in the future.

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R313-22      Late - Resolution Awarding Contract for Preparation of Solid Waste Collection Specifications to DeFeo Associates

**RESOLUTION AWARDING CONTRACT FOR PREPARATION OF SOLID WASTE COLLECTION SPECIFICATIONS TO DEFEO ASSOCIATES**

June 21, 2022

**WHEREAS**, the said professional consulting services to be performed are below the bid threshold under the Local Public Contracts Law N.J.S.A. 40A:11-1 et seq., and, accordingly, a contract may be awarded therefore 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. 19:44A-20.5; and

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

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

**BE IT RESOLVED**, that a contract for the preparation of solid waste collection contract specifications is hereby awarded to DeFeo Associates of Warren Township New Jersey; and

**BE IT FURTHER RESOLVED**, that the contract scope of services shall include such tasks as outlined in DeFeo Associates proposal dated June 21, 2022 as and if requested by the City Manager at each stage of the process; and

**BE IT FURTHER RESOLVED**, that the fee for said services shall not exceed the fixed amount for each task authorized and a total of \$26,170.00 for all tasks (if authorized by the City Manager) without the adoption of a supplemental resolution; and

**BE IT FURTHER RESOLVED**, that the Mayor and City Clerk are authorized and directed to execute an agreement on behalf of the City of Clifton.

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R314-22      Executive Session

**RESOLUTION AUTHORIZING EXECUTIVE SESSION**

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

- CON-1 Developer Agreement - Clifton IL, LLC - Negotiations
- CON-2 Municipal Court Judge & Assistant Municipal Court Judge - Personnel Matter
- CON-3 Outdoor Cafe on County Roads - Liability Issues
- CON-4 Clifton Adult Opportunity Center – New Jersey Historic Preservation Sites Council

**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 June 21, 2022 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 Clifton Chifa**

**RESOLUTION FOR PRELIMINARY APPROVAL**

FOR: Clifton Chifa Restaurant, LLC  
T/A: Clifton Chifa  
ADDRESS: 638 Paulison Ave., Clifton, NJ 07011  
TYPE OF FOR ESTABLISHMENT INTENDED: Restaurant – Continued Use  
FORMERLY OR NEW: La Rubia Restaurant  
ZONE: R-B2  
PERMITTED: Yes  
VARIANCE REQUIRED: No

**L-2 Divina's Cafe**

**RESOLUTION FOR PRELIMINARY APPROVAL**

FOR: Divina;s Café Corp  
T/A: Divina's Cafe  
ADDRESS: 1066 Main Ave., Clifton, NJ 07011  
TYPE OF FOR ESTABLISHMENT INTENDED: Restaurant/Milk - New  
FORMERLY OR NEW: New  
ZONE: B-C  
PERMITTED: Yes  
VARIANCE REQUIRED: No

**L-3 Bruno's Pizzeria**

**RESOLUTION FOR PRELIMINARY APPROVAL**

FOR: MVP Pizza, LLC  
T/A: Bruno's Pizzeria  
ADDRESS: 100 Route 46 West Clifton, NJ 07013  
TYPE OF FOR ESTABLISHMENT INTENDED: Restaurant – Continued Use  
FORMERLY OR NEW: Bruno's Pizzeria  
ZONE:  
PERMITTED: Yes  
VARIANCE REQUIRED: No

Council Returned to Workshop Session

**ADJOURNMENT**

Upon motion made by Councilman Grabowski seconded by Councilwoman Murphy and passed on roll call vote, the meeting was adjourned at 10:14 p.m.

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

Respectfully Submitted,

Nancy Ferrigno  
City Clerk

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James Anzaldi, Mayor