

**CITY OF CLIFTON
CLIFTON, NEW JERSEY
REGULAR MEETING MINUTES OF AUGUST 7, 2019**

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

8:00 P.M. CALL OF ROLL

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

Adequate notice of this meeting has been provided by the Annual Notice of regularly scheduled meetings of the Municipal Council for the year 2019 which was published as legal advertisements in the Herald News on December 19, 2018 and was additionally given to the Clifton Journal, Herald News and The Record. Further notice of this meeting was given on Friday prior to the meeting to the Clifton Journal, Herald News and The Record and by posting of said notice on the bulletin board at City Hall and on the Clifton Website which notice stated that formal action may or may not be taken on matters to come before the Municipal Council.

Upon roll call, the following were noted present:

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

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

INVOCATION

Imam Chauldhary - Masjid Baitul Mahid

PLEDGE TO THE FLAG

APPROVAL OF MINUTES

A Motion was made by Councilman Eagler seconded by Councilman Gibson and passed on roll call vote to approve the Minutes of the Regular, Workshop and Executive Session of July 16, 2019.

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

COMMUNICATIONS FROM THE CITY MANAGER

C- 1 Alessio Esposito Police Officer Public Safety, resigns his position effective 07/17/2019.
C- 2 Jason Aviles Tree Maintenance Worker 1, D.P.W. resigned his position effective 07/23/2019.

COMMUNICATIONS – MEETING MINUTES

C- 3 Minutes of Advisory Committee for Individuals with Disabilities of June 17, 2019
C- 4 Minutes of Passaic Valley Water Commission of June 19, 2019

C- 5 Minutes of the Senior Advisory Committee of June 27, 2019
C- 6 Minutes of the Clifton Arts Center of March 13, 2019

ORDINANCES – SECOND READING

A. Adoption of Ordinance 7529-19

B. Public Hearing on Ordinance 7529-19

The Mayor opened the floor to the public with regard to the Ordinance 7529-19

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 Eagler, seconded by Councilwoman Murphy and carried by roll call vote.

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

ORDINANCES – FIRST READING

A. Introduction of Ordinance 7530-19

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

An Ordinance to Amend, Revise and Supplement Chapter 31 of the Code of the City of Clifton, Entitled "Defense and Indemnification", More Particularly Article I Thereof, Entitled "Legal Expenses of Officers, Officials and Employees", Section 31-1 Thereof, Entitled "City to Defray Expenses; Guidelines" (Amends Hourly Rate)

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, August 20, 2019 at 8:00 p.m. and that the City Clerk be authorized to publish said ordinance together with statutory notice as required by law

B. Introduction of Ordinance 7531-19

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

An Ordinance to Amend, Revise and Supplement Chapter 439 of the Code of the City of Clifton, Entitled "Vehicles and Traffic", More Particularly Section 439-38 Thereof,

Entitled "Handicapped Parking on Streets for Private Residences" (Deletes 4 Restricted Handicapped Spaces)

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

It was regularly moved, seconded and carried that the ordinance now pending be further considered for final passage after public hearing at the regular meeting of the Municipal Council to be held Tuesday, August 20, 2019 at 8:00 p.m. and that the City Clerk be authorized to publish said ordinance together with statutory notice as required by law

C. Introduction of Ordinance 7532-19

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

An Ordinance to Amend, Revise and Supplement Chapter 439 of the Code of the City of Clifton, Entitled "Vehicles and Traffic", More Particularly Section 439-38 Thereof, Entitled "Handicapped Parking on Streets for Private Residences" (Adds 21 Restricted Handicapped Spaces)

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

It was regularly moved, seconded and carried that the ordinance now pending be further considered for final passage after public hearing at the regular meeting of the Municipal Council to be held Tuesday, August 20, 2019 at 8:00 p.m. and that the City Clerk be authorized to publish said ordinance together with statutory notice as required by law

D. Introduction of Ordinance 7533-19

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

Ordinance to Amend, Revise and Supplement Chapter 31 of the Code of the City of Clifton, Entitled "Defense and Indemnification", More Particularly Article I Thereof, Entitled "Legal Expenses of Officers, Officials and Employees," Section 31-1 Thereof, Entitled "City to Defray Expenses; Guidelines (Amends Hourly Rate)

(4-1-2-0) Councilman Eagler, Councilman Grabowski, Councilwoman Murphy and Mayor Anzaldi voted aye. Councilwoman Sadrakula voted nay. Councilman Gibson and Councilwoman Pino abstained.

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, August 20, 2019 at 8:00 p.m. and that the City Clerk be authorized to publish said ordinance together with statutory notice as required by law

A Motion was made by Councilwoman Sadrakula, seconded by Councilwoman Pino and failed on roll call vote to table Ordinance 7533-19.

(2-4-1-0) Councilwoman Sadrakula and Councilwoman Pino voted aye. Councilman Eagler, Councilman Grabowski, Councilwoman Murphy and Mayor Anzaldi voted nay. Councilman Gibson abstained.

E. Introduction of Ordinance 7534-19

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

Bond Ordinance Providing for Various 2019 Capital Improvements, By and In the City of Clifton, In the County of Passaic, State of New Jersey; Appropriating \$3,432,000 Therefor and Authorizing the Issuance of \$3,268,000 Bonds or Notes of the City to Finance Part of the Cost Thereof

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

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, August 20, 2019 at 8:00 p.m. and that the City Clerk be authorized to publish said ordinance together with statutory notice as required by law

F. Introduction of Ordinance 7535-19

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

Ordinance to Amend, Revise and Supplement Chapter 439 of the Code of the City of Clifton, Entitled "Vehicles & Traffic", More Particularly Article II Thereof, Entitled "Stopping, Standing and Parking", Section 439-12, Entitled "Parking Prohibited for Street Cleaning" (Adds Burgess Place)

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

It was regularly moved, seconded and carried that the ordinance now pending be further considered for final passage after public hearing at the regular meeting of the Municipal Council to be held Tuesday, August 20, 2019 at 8:00 p.m. and that the City Clerk be authorized to publish said ordinance together with statutory notice as required by law

CITY MANAGER PRIVILEGE

City Manager, Dominick Villano, discussed Active Shooter training to teach life-saving skills to City employees. Councilman Eagler suggested to Mr. Villano that the training should be offered to churches. Mr. Villano stated he would reach out to local churches.

FLOOR TO MEMBERS OF THE PUBLIC

Lilliana Chodolij, 281 Urma Ave., discussed flooding on Urma Ave.

Gerard Scorziello, 131 Pershing Rd., spoke about an article regarding the City of Clifton and how far the City has come in the past ten years. He asked that residents speak kindly of the City rather than spread negativity. Mr. Scorziello stated that the Council has done a great job when it comes to economic development.

Ellen DeLosh, 547 Clifton Ave., read an excerpt from a letter she received from the Republican National Committee.

A Motion was made by Councilman Grabowski, 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.

City Manager, Dominick Villano, gave an update on the replacement of the storm drains on Urma Ave. with larger drain pipes to accommodate the amount of water. Councilman Eagler suggested Mr. Villano should reach out to our State Representatives. Mr. Villano agreed.

COUNCIL PRIVILEGE

Councilwoman Sadrakula

Councilwoman Sadrakula discussed the flooding on Urma Avenue. She asked City Manager, Dominick Villano, how many summer interns did the City obtain and how they were advertised for. Councilwoman Sadrakula inquired as to the City's relationship with JC Promotions. She discussed the repair of the air conditioning in City Hall. Councilwoman Sadrakula spoke about a part time job that the Municipal Attorney was hired for. She also spoke about the clocking in and out of the City's Municipal Attorneys.

A Motion was made by Councilwoman Sadrakula, seconded by Councilwoman Pino and failed on roll call vote to compel any City employee to notify administration and Council if they plan on working a second job at another municipality.

(3-4-0-0) Councilman Gibson, Councilwoman Sadrakula and Councilwoman Pino voted aye. Councilman Eagler, Councilman Grabowski, Councilwoman Murphy and Mayor Anzaldi voted nay.

City Manager, Dominick Villano, stated the City does have a policy regarding second jobs for certain employees, to assure there is no conflict of interest.

Councilwoman Pino

Councilwoman Pino thanked City Manager, Dominick Villano, for taking care of the parking issue on West 1st Street. She spoke about the part time job the Municipal Attorney acquired and the clocking in and out of the City Attorneys.

A Motion was made by Councilwoman Pino, seconded by Councilwoman Sadrakula and failed on roll call vote to require the City Attorneys to clock in and out.

(3-4-0-0) Councilman Gibson, Councilwoman Sadrakula and Councilwoman Pino voted aye. Councilman Eagler, Councilman Grabowski, Councilwoman Murphy and Mayor Anzaldi voted nay.

Councilwoman Murphy

Councilwoman Murphy discussed the flooding situation on Urma Ave. She spoke about City Hall interns and that many of them are referred from One Stop in Paterson. Councilwoman Murphy announced Recreation news and announced the upcoming Food Truck Festival which will benefit the Veterans Day Parade.

A Motion was made by Councilwoman Murphy, seconded by Councilman Eagler to establish a sub-committee to assist non-profit organizations to obtain volunteers.

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

Councilwoman Murphy left the meeting at 9:15pm.

Councilman Grabowski

Councilman Grabowski spoke about the flooding on Urma Avenue. He thanked public speaker Gerard Scorziello for his positive words toward the Council and the City. Councilman Grabowski discussed negative comments about the Council and the City posted on Facebook. He stated that no one on Council is here for nefarious reasons.

Councilman Gibson

Councilman Gibson discussed the flooding on Urma Avenue. He thanked public speaker Gerard Scorziello for his positive words toward the Council and the City. Councilman Gibson thanked everyone involved in putting together the recent National Night Out. He congratulated Officer Kling who saved a child who fell into Main Memorial Pond. Councilman Gibson announced that the City of Clifton is about people working together and hopes that people can put their differences aside and get along. He stated that the grass in the area of Mount Prospect Park needs to be maintained. Councilman Gibson announced the Avenue of Flags Barbeque and stated that the Clifton CERT team needs volunteers.

Councilman Eagler

Councilman Eagler announced that the start of a new school year is approaching and asked City Manager, Dominick Villano, to be sure the crosswalks are restriped. He spoke about the recent heat and strong storms, poison ivy and standing water and mosquitos. Councilman Eagler announced the Avenue of Flags Barbeque and mentioned that the National Night Out event was a success.

Mayor Anzaldi

Mayor Anzaldi thanked everyone who volunteered at Safety Town. He announced the upcoming Avenue of Flags Picnic and the Veterans Food Truck Festival. Mayor Anzaldi stated the time capsule will soon be scheduled to be buried. He asked that Councilmembers be civil at the meetings and agree to disagree graciously and not to tear each other down. In closing, Mayor Anzaldi spoke about economic development and facebook.

RESOLUTIONS VOTED ON SEPERATELY

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

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

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

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

R374-19 Resolution: Approve Claims List Resolution for the August 7, 2019 City Council Meeting

RESOLUTION TO APPROVE CLAIMS TO BE PAID MEETING OF AUGUST 7, 2019

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

Current Fund	\$16,623,666.26
Grant Fund	\$ 33,156.17
General Capital Fund	\$ 259,473.60
Sewer Utility -Operating	\$ 2,433,710.33
Sewer Utility-Capital	\$ 561,829.85
Developers Escrow	\$ 25,850.00
Dog Trust	\$ 6,092.99
Police Extra Duty	\$ 21,080.00
Trust Other	\$ 66,113.15
Section 8 Public Housing	\$ 600.00
Community Development	\$ 6,882.00
COAH	
Self Insurance	\$ 1,719,295.34
Fire Dedicated Penalties	
Revolving Loan Fund	
Tax Title Lien Redemption	
Unemployment Trust Fund	\$ 5,407.83
Library	\$ 110,448.77
General Liability Trust	\$ 56,873.89
Workers Compensation Trust	\$ 30,519.71
TOTAL CLAIMS	\$ 21,960,999.89

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

R376-19 Resolution of the Governing Body Certifying the 2018 Annual Audit

GOVERNING BODY CERTIFICATION OF THE ANNUAL AUDIT

WHEREAS, N.J.S.A. 40A:5-4 requires the Governing Body of every local unit to have made an annual audit of its books, accounts and financial transaction; and

WHEREAS, the Annual Report of Audit for the year 2018 has been filed by a Registered Municipal Accountant with the Municipal Clerk pursuant to N.J.S.A. 40A:5-6, and a copy has been received by each member of the Governing Body; and

WHEREAS, R.S. 52:27BB-34 authorizes the Local Finance Board of the State of New Jersey to prescribe reports pertaining to the local fiscal affairs; and

WHEREAS, the Local Finance Board has promulgated N.J.A.C. 5:30-6.5, a regulation requiring that the Governing Body of each municipality shall by resolution certify to the Local Finance Board of the State of New Jersey that all members of the Governing Body have reviewed, as a minimum, the sections of the Annual Audit entitled “Comments and Recommendations”; and

WHEREAS, such resolution of certification shall be adopted by the Governing Body no later than forty-five days after the receipt of the Annual Audit, pursuant to N.J.A.C. 5:30-6.5; and

WHEREAS, all members of the Governing Body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board; and

WHEREAS, failure to comply with the regulations of the Local Finance Board of the State of New Jersey may subject the members of the local Governing Body of the penalty provision of R.S. 52:27BB-52, to wit:

R.S. 52:27BB-52: a local officer or member of a local Governing Body who, after a date fixed for compliance, fails or refuses to obey an order of the Director (Director of Local Government Services), under the provisions of the Article, shall be guilty of a misdemeanor and, upon conviction, may be fined no more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the City of Clifton hereby states that it has complied with N.J.A.C. 5:30-6.5 and does hereby submit

a certified copy of this resolution and the required Affidavit to said Board to show evidence of said compliance.

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

R377-19 Resolution Authorizing the Preparation of an Official Statement and Credit Rating in Connection with the Offering, Sale and Issuance of the City's Bond Anticipation Notes

**RESOLUTION OF THE CITY OF CLIFTON, PASSAIC COUNTY, NEW JERSEY,
AUTHORIZING THE PREPARATION OF AN OFFICIAL STATEMENT AND CREDIT
RATING IN CONNECTION WITH THE OFFERING, SALE AND ISSUANCE OF THE
CITY'S BOND ANTICIPATION NOTES**

WHEREAS, the City of Clifton, Passaic County, New Jersey (the "City") anticipates the need, in the near future, to issue bond anticipation notes (the "BAN's") to finance capital improvements, the amount, terms of sale and issuance date of such BAN's to be determined at a future date; and,

WHEREAS, in order to obtain the lowest interest cost on such BAN'S, the City desires to authorize the preparation of an official statement ("Official Statement") and have a credit rating completed, to be distributed in connection with the offering, sale and issuance of the BAN's.

WHEREAS, these Professionals, the City's Bond Attorney, City's Auditor, and the City's Financial Planner require approval from the City Council to complete this report; and,

WHEREAS, the cost of this service is to be included in the Administrative Expenses (Section 20) of the Bond Ordinances being financed; and,

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

Section 1. The accounting firm of Lerch Vinci & Higgins, Fair Lawn, New Jersey, auditor to the City, Wilentz, Goldman & Spitzer, P.A., Woodbridge, New Jersey, bond counsel to the City and Phoenix Advisors, Bordentown, New Jersey, financial advisor to the City, are hereby authorized and directed to prepare the Official Statement and Credit Rating on behalf of the City in conjunction with the offering, sale and issuance of the BAN's.

Section 2. This resolution shall take effect immediately.

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

R381-19 Resolution Authorizing Final Payment 2016 Street Resurfacing Smith Soudy Asphalt Construction Co., Inc.

**RESOLUTION AUTHORIZING FINAL PAYMENT
2016 STREET RESURFACING
SMITH SONDY ASPHALT CONSTRUCTION CO., INC.**

WHEREAS, SMITH SONDY ASPHALT CONSTRUCTION CO., INC. of Wallington , New Jersey, did complete 2016 STREET RESURFACING project in and for the City of Clifton for the total amount of \$ 2,925,772.84

And previous payments on account of said total have been paid in the amount of. \$ 2,732,790.43

Leaving this FINAL PAYMENT of \$ 192,982.41

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 \$292,577.29; 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 \$192,982.41 on the claim list.

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

R385-19 Resolution Amending Resolution Titled "Awarding Professional Services Contract to Immedicenter for Medical Services January 1, 2019 Thru December 31, 2019

RESOLUTION AMENDING RESOLUTION TITLED "AWARDING PROFESSIONAL SERVICES CONTRACT TO IMMEDICENTER FOR MEDICAL SERVICES JANUARY 1, 2019 THRU DECEMBER 31, 2019

WHEREAS, on February 5, 2019 the Mayor and Council approved R077-19 titled "Resolution Awarding Professional Services Contract to Immedicenter for Medical Services January 1, 2019 thru December 31, 2019" in an amount not to exceed \$25,000; and,

WHEREAS, this contract is used by various departments for as-needed services; and,

WHEREAS, to date, the City has expended \$25,000 for same, and currently has open requisitions for same; and

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council hereby approve an increase of funds for the above referenced contract in the amount of \$25,000 for the remainder of 2019, which brings the total amount of the contract to \$50,000, thereby amending the Resolution

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

R398-19 Late - Resolution Awarding Contract for Professional Services to Lerch, Vinci & Higgins, LLP, to Prepare Municipal Sewer Rate Study

RESOLUTION AWARDING CONTRACT FOR PROFESSIONAL SERVICES TO LERCH, VINCI & HIGGINS, LLP, TO PREPARE MUNICIPAL SEWER RATE STUDY

WHEREAS, the City of Clifton requires the services of a qualified professional firm to prepare a municipal sewer rate study for the City; and

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

WHEREAS, Lerch, Vinci & Higgins, LLC has provided sewer rate study services for the City of Clifton in the past in a satisfactory manner, and is familiar with the matter; and

WHEREAS, the Mayor and Municipal Council desire to award a contract for the required professional services for the City of Clifton to Lerch, Vinci & Higgins, LLP, for the purpose of preparing the municipal sewer rate study, at a fee not to exceed \$17,400.00 in accordance with proposal dated July 10, 2019; 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 Business Entity Disclosure Certification has been received from the accountant and is incorporated in the contract awarded hereby, along with the Determination of Value; and

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

NOW, THEREFORE, BE IT RESOLVED, that:

1. A contract in the form as approved by the Clifton Law Department be awarded to Lerch, Vinci & Higgins, LLP, for professional services, the fee to be paid for said contract not to exceed \$17,400.00.
2. The required Certificate of Availability of Funds for the above contract has been obtained from the Chief Financial Officer of the City of Clifton.
3. The Mayor and City Clerk are authorized and directed to execute a contact on behalf of the City of Clifton.
4. The original of this resolution and the contact in question shall be placed on file and made available for public inspection in the City Clerk's Office of the City of Clifton.
5. The following short notice be printed once in a legal newspaper of the City of Clifton:

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

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

R390-19 Resolution Authorizing an Interlocal Services Agreement Between the Township of Nutley and the City of Clifton

**RESOLUTION AUTHORIZING AN INTERLOCAL SERVICES AGREEMENT
BETWEEN THE TOWNSHIP OF NUTLEY AND THE CITY OF CLIFTON**

WHEREAS, the Township of Nutley and the City of Clifton are both Public Agencies serving the residents and taxpayers of their respective communities; and

WHEREAS, the Township of Nutley services and bills customer accounts located within the City of Clifton; and

WHEREAS, certain customer accounts located within the City of Clifton are or may become delinquent due to non-payment of fees and pursuant to N.J.S.A. 54:5-1 et seq. are subject to tax sale, and

WHEREAS, the Township of Nutley has requested that they enter into an Interlocal Services Agreement with the City of Clifton authorizing the aforementioned delinquent accounts to be included within the City of Clifton's tax sale; and

WHEREAS, the Uniformed Shared Services and Consolidation Agreement Act, N.J.S.A. 40A:65-1, et seq. permits municipal entities to enter into agreements for shared services.

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Municipal Council of the City of Clifton, New Jersey that an Interlocal Services Agreement with the Township of Nutley to include their delinquent accounts located in the City of Clifton within the Tax Sale(s) of the City of Clifton is hereby authorized and approved; and

BE IT FURTHER RESOLVED, that the Mayor and City Clerk be and are hereby authorized to execute the aforementioned agreement in a form to be approved by the Law Department.

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

RESOLUTIONS

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

R374-19 Resolution: Approve Claims List Resolution for the August 7, 2019 City Council Meeting

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

**RESOLUTION TO APPROVE CLAIMS TO BE PAID
MEETING OF AUGUST 7, 2019**

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

Current Fund	\$16,623,666.26
Grant Fund	\$ 33,156.17
General Capital Fund	\$ 259,473.60
Sewer Utility -Operating	\$ 2,433,710.33
Sewer Utility-Capital	\$ 561,829.85
Developers Escrow	\$ 25,850.00

Dog Trust	\$ 6,092.99
Police Extra Duty	\$ 21,080.00
Trust Other	\$ 66,113.15
Section 8 Public Housing	\$ 600.00
Community Development	\$ 6,882.00
COAH	
Self Insurance	\$ 1,719,295.34
Fire Dedicated Penalties	
Revolving Loan Fund	
Tax Title Lien Redemption	
Unemployment Trust Fund	\$ 5,407.83
Library	\$ 110,448.77
General Liability Trust	\$ 56,873.89
Workers Compensation Trust	\$ 30,519.71
TOTAL CLAIMS	\$ 21,960,999.89

R375-19 Resolution for Final Payment Certification

RESOLUTION FINAL PAYMENT CERTIFICATION

WHEREAS, the City of Clifton authorized a change order and final payment for the completion of the Clifton Art Center Building and HVAC Upgrades with Resolution R359-19 and R360-19 at the July 16, 2019 Council Meeting; and

WHEREAS, the Change Order approved totals \$2,645.86,

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and City Council do hereby approve and authorize the Chief Financial Officer to Certify the Funds for this increase.

R378-19 Resolution Authorizing the Issuance of Change Order No. 1 and Final Video Inspection and Cleaning of Brookside Drive Culvert

**RESOLUTION AUTHORIZING THE ISSUANCE OF
CHANGE ORDER NO. 1 AND FINAL
VIDEO INSPECTION AND CLEANING OF BROOKSIDE DRIVE CULVERT**

WHEREAS, on July 17, 2018, the City of Clifton adopted Resolution R336-18 awarding a contract to NATIONAL WATER MAIN CLEANING CO. of KEARNY, NJ, for the performance of certain public work and the furnishing of material, labor and equipment for VIDEO INSPECTION AND CLEANING OF BROOKSIDE DRIVE CULVERT in the amount of \$59,595.00; and

WHEREAS, regulations, adopted by the Local Finance Board of the State of New Jersey, and dealing with “Contract Change Order” open-end contracts, etc., became effective on April 15, 1977; and

WHEREAS, the City Engineer has requested that a Change Order be made to the contract awarded to NATIONAL WATER MAIN CLEANING CO., in the amount of \$2,933.05 a 4.92% Decrease as authorized by Resolution said being necessary for the proper completion of the project job; and

WHEREAS, the City of Clifton desires to comply with said regulations, and to the end herewith files with the Governing Body a report of the Engineering Department stating the facts involved and indicating that the proposed contract Change Order is necessary and should be approved and allowed; and

WHEREAS, the Chief Financial Officer has certified the availability of sufficient funds for the amendatory change for which authorization is requested in the amount of \$2,933.05 a 4.92% DECREASE;

WHEREAS, the total contract amount is now \$56,661.95

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the City of Clifton that the said amendatory Change Order be and the same is hereby ratified and payment therefore is hereby approved.

R379-19 Resolution Authorizing Final Payment Video Inspection and Cleaning of Brookside Drive Culvert National Water Main Cleaning

**RESOLUTION AUTHORIZING FINAL PAYMENT
VIDEO INSPECTION AND CLEANING OF BROOKSIDE DRIVE CULVERT
NATIONAL WATER MAIN CLEANING CO.**

WHEREAS, NATIONAL WATER MAIN CLEANING CO. of Kearny, New Jersey, did complete VIDEO INSPECTION AND CLEANING OF BROOKSIDE DRIVE CULVERT project in and for the City of Clifton for the total amount of \$ 56,661.95

And previous payments on account of said total have been paid in the amount of \$ 43,259.01

Leaving this FINAL PAYMENT of \$ 13,402.94

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 \$5,666.20; 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 \$13,402.94 on the claim list.

R 380-19 Resolution Authorizing the Issuance of Change Order No. 1 and Final 2016 Street Resurfacing

**RESOLUTION AUTHORIZING THE ISSUANCE OF
CHANGE ORDER NO. 1 AND FINAL
2016 STREET RESURFACING**

WHEREAS, on October 18, 2016, the City of Clifton adopted Resolution R539-15 awarding a contract to SMITH SONDY ASPHALT CONSTRUCTION CO., INC. of WALLINGTON, NJ, for the performance of certain public work and the furnishing of

material, labor and equipment for 2016 STREET RESURFACING in the amount of \$2,773,935.00; and

WHEREAS, regulations, adopted by the Local Finance Board of the State of New Jersey, and dealing with “Contract Change Order” open-end contracts, etc., became effective on April 15, 1977; and

WHEREAS, the City Engineer has requested that a Change Order be made to the contract awarded to SMITH SONDY ASPHALT CONSTRUCTION CO., INC., in the amount of \$151,837.84 a 5.47% Increase as authorized by Resolution said being necessary for the proper completion of the project job; and

WHEREAS, the City of Clifton desires to comply with said regulations, and to the end herewith files with the Governing Body a report of the Engineering Department stating

the facts involved and indicating that the proposed contract Change Order is necessary and should be approved and allowed; and

WHEREAS, the Chief Financial Officer has certified the availability of sufficient funds for the amendatory change for which authorization is requested in the amount of \$151,837.84 a 5.47% INCREASE;

WHEREAS, the total contract amount is now \$2,925,772.84;

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the City of Clifton that the said amendatory Change Order be and the same is hereby ratified and payment therefore is hereby approved.

R382-19 Resolution Releasing Guarantees for Site Improvements: eCUBe 237 LLC, 237 Dayton Avenue, Block 423, Lot 1

**RESOLUTION RELEASING GURANTEES FOR SITE IMPROVEMENTS:
eCUBe 237 LLC, 237 DAYTON AVENUE BLOCK 423, LOT 1**

WHEREAS, eCUBe 237 LLC (the Developer) originally posted with the City of Clifton a Cash Guarantee in the amount of \$13,080.00 for site improvements at their facility located at 237 Dayton Avenue, designated at Clock 423, Lot 1; 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 \$1,962.00 for a period of two years; and

NOW, THEREFORE, BE IT RESOLVED, that the site improvements for the eCUBe 237 LLC, 237 Dayton Avenue, New Jersey, Block 423, Lot 1 are accepted, the City Engineer is hereby directed to return the Performance Bond and all escrow funds to eCUBe 237 LLC upon receipt of the aforementioned Maintenance Bond.

R383-19 Resolution Approving Partial Refund of Coah Developer Fee to eCUBe 237, LLC

**RESOLUTION APPROVING PARTIAL REFUND OF COAH DEVELOPER FEE
TO eCUBe 237, LLC**

WHEREAS, a Developer Agreement between the City of Clifton and eCUBE 237, LLC, the developer of 237 Dayton Avenue, Block 4.23, Lot 1.00, Clifton, New Jersey, was previously authorized and approved by the council; and

WHEREAS, a COAH Developer fee of \$29,286 was previously posted by the Developer; and

WHEREAS, the correct fee due is \$6,985 inasmuch as the 6% enhanced fee relating to (d)5 variances is not applicable to the residential portion of this development and, therefore, the Developer is entitled to a refund of \$22,301 from the COAH Developer Fee Trust Account;

NOW THEREFORE BE IT RESOLVED, that a refund in the amount of \$22,301 to eCube 237, LLC from the COAH Developer Fee Trust Account is hereby authorized and approved.

R 384-19 Resolution Awarding Contract for 2019 Road Resurfacing Program

**RESOLUTION AWARDING CONTRACT FOR
2019 ROAD RESURFACING PROGRAM**

BE IT RESOLVED: that the contract for the 2019 ROAD RESURFACING PROGRAM be and the same is hereby awarded to SMITH SONDY ASPHALT CONSTRUCTION CO. of Wallington, New Jersey, the low bidder meeting the specifications at a grand total bid price of \$3,751,685.20, in accordance with bids received on July 31, 2019, and recommended by communication dated July 31, 2019 to the Mayor and Council; and

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

BE IT FURTHER RESOLVED: that the required Certificate of Availability of Funds for the above contract has been obtained from the Chief Financial Officer of the City of Clifton.

R386-19 Resolution Awarding Contract for One (1) New and Unused Tracked Sidewalk Snowplow Tractor

**RESOLUTION AWARDING CONTRACT FOR
ONE (1) NEW AND UNUSED TRACKED SIDEWALK SNOWPLOW TRACTOR**

WHEREAS, on June 18, 2019, resolution number R326-19 was passed by the Municipal Council to authorize re-advertising for bids for One (1) New and Unused Tracked Sidewalk Snowplow Tractor; and,

WHEREAS, on July 10, 2019, a sole bid was received Fortbrand Services LLC, located at 50 Fairchild Court, Plainview, N.Y. 11803; and,

WHEREAS, the base bid amount from Fortbrand Services LLC was \$151,421.00, with an option for extending the warranty in the second year for \$3,000.00.

WHEREAS, upon review of the submitted bid, the Purchasing Agent in concurrence with the Department of Public Works Director, recommends a contract be awarded to Fortbrand Services LLC, in an amount not to exceed \$154,421.00 for the providing of for One (1) New and Unused Tracked Sidewalk Snowplow Tractor, including the option of the proposed 2nd year warranty;

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Municipal Council do hereby approve and authorize aforementioned a contract with Fortbrand Services LLC, located at 50 Fairchild Court, Plainview, N.Y. 11803, for the not to exceed amount of \$154,421.00.

R387-19 Resolution Rejecting Bids for Addition and Alterations for Fire Station No. 5 and Authorizing advertisements for New Bids

**RESOLUTION REJECTING BIDS FOR
ADDITION AND ALTERATIONS FOR FIRE STATION NO. 5
AND AUTHORIZING READVERTISEMENT FOR NEW BIDS**

WHEREAS, the Mayor and Council of the City of Clifton authorized bids to be solicited for Addition and Alterations for Fire Station NO. 5, via resolution R235-19; and

WHEREAS, bids received pursuant to the above were rejected and a new bid advertisement authorized pursuant to resolution R342-19 on July 2, 2019; and,

WHEREAS, three (3) bids were received and publicly opened on July 30, 2019, pursuant to the above; and,

WHEREAS, the apparent low bidder was deemed non-responsive for failing to provide the required equipment list, and submitted incorrect bid documents; and,

WHEREAS, the remaining bids substantially exceeded the engineer's estimate;

NOW THEREFORE BE IT RESOLVED, that the bids received for Addition and Alterations for Fire Station NO. 5 are rejected for the following reasons:

1. The apparent low bidder, is deemed non-responsive for the above reasons; and,
2. The City did not receive a responsive and responsible bid within the Engineer's estimate.

BE IT FURTHER RESOLVED, that the City Clerk is authorized and directed hereby to return the bid bonds placed on deposit with said bids; and

BE IT FURTHER RESOLVED, that the Purchasing Agent is hereby authorized and directed to re-advertise and seek new bids for the Addition and Alterations for Fire Station NO. 5.

R388-19 Resolution Authorizing Entertainment License for Robert and Elyssa Cook, t/a Clash Bar, LLC

**RESOLUTION AUTHORIZING ENTERTAINMENT LICENSE FOR ROBERT
AND ELYSSA COOK, T/A CLASH BAR, LLC**

BE IT RESOLVED, by the Municipal Council of the City of Clifton, that the application of Robert and Elyssa Cook t/a Clash Bar, LLC of 39 Harding Avenue, Clifton, New Jersey (B-C Zone), is approved, and entertainment is authorized for the period from July 1, 2019 through June 30, 2020, on the following terms and conditions:

1. NIGHTS - STANDARD ENTERTAINMENT NIGHTS/HOURS:

Three (3) nights per week: Thursday, Friday and Saturday
Hours: 9:00 p.m. to 1:00 a.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 Music or Band - Thursday, Friday and Saturday

4. TERM OF AUTHORIZATION FOR ENTERTAINMENT:

July 1, 2019 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.

R389-19 Resolution Authorizing Entertainment License for Misfitz, Inc. t/a Fitzgerald's Harp & Bard, 363 Lakeview Avenue

RESOLUTION AUTHORIZING ENTERTAINMENT LICENSE FOR MISFITZ, INC. T/A FITZGERALD'S HARP & BARD, 363 LAKEVIEW AVENUE

BE IT RESOLVED, by the Municipal Council of the City of Clifton, that the application of Misfitz, Inc. t/a Fitzgerald's Harp & Bard, of 363 Lakeview Avenue, Clifton, New Jersey (B-C Zone), is approved, and entertainment is authorized for the period from July 1, 2019 through June 30, 2020, on the following terms and conditions:

1. NIGHTS - STANDARD ENTERTAINMENT NIGHTS/HOURS:

Five (5) nights per week: Tuesday, Wednesday, Thursday, Friday and Saturday
Hours:
Wednesday, Thursday and Saturday - 9:00 p.m. to 1:00 a.m.
Friday: 5:00 p.m. to 1:00 a.m.

2. OPTIONAL ENTERTAINMENT NIGHTS:

New Year's Eve

3. OPTIONAL ENTERTAINMENT HOURS:

Hours: 8:00 p.m. to 1:00 a.m.

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

DJ Music or 5-piece band

5. TERM OF AUTHORIZATION FOR ENTERTAINMENT:

July 1, 2019 through June 30, 2020

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.

**RESOLUTION RELEASING GUARANTEES FOR SITE IMPROVEMENTS:
eCUBe 237 LLC, 237 DAYTON AVENUE
BLOCK 423, LOT 1**

WHEREAS, eCUBe 237 LLC (the Developer) originally posted with the City of Clifton a Cash Guarantee in the amount of \$13,080.00 for site improvements at their facility located at 237 Dayton Avenue, designated as Block 423, Lot 1; 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 \$1,962.00 for a period of two years; and

NOW, THEREFORE, BE IT RESOLVED, that the site improvements for the eCUBe 237 LLC, 237 Dayton Avenue, New Jersey, Block 423, Lot 1 are accepted, the City

Engineer is hereby directed to return the Performance Bond and all escrow funds to eCUBe 237 LLC upon receipt of the aforementioned Maintenance Bond.

R392-19 Resolution Approving Developer Agreement Between the City of Clifton and PSE&G

**RESOLUTION APPROVING DEVELOPER AGREEMENT BETWEEN THE
CITY OF CLIFTON AND PSE&G**

BE IT RESOLVED, that a Developer Agreement between the City of Clifton and PSE&G, the developer of Block 41.08, Lot 2 and Block 47.12, Lot 3, 121 St. Andrews Boulevard, 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.

R393-19 Resolution to Apply for National Public Health Accreditation from the Public Health Accreditation Board

**RESOLUTION TO APPLY FOR NATIONAL PUBLIC HEALTH
ACCREDITATION FROM THE PUBLIC HEALTH ACCREDITATION BOARD**

WHEREAS local health departments across the nation are being encouraged by a partnership consisting of the Public Health Accreditation Board (PHAB), National Association of County and City Health Officials (NACCHO), NJ Association of County and City Health Officials (NJACCHO), Center for Disease Control and Prevention (CDC), Association of State and Territorial Health Officials (ASTHO), National Network of Public Health Institutes (NNPHI), National Association of Local Boards of Health (NALBOH), and the Public Health Foundation (PHF) to seek national voluntary accreditation,

WHEREAS the Public Health Accreditation Board has established nationally accepted standards and measures to ensure the provision of the 10 Essential Public Health Services,

WHEREAS the goal of national public health accreditation is to improve the quality and delivery of public health services,

WHEREAS the accreditation process improves the effectiveness and efficiency of health department governance and administration,

WHEREAS the accreditation process demonstrates accountability, transparency, and the Clifton Health Department's commitment to a culture of quality improvement,

WHEREAS achieving accreditation maximizes resources and reduces duplication of services among partners,

WHEREAS improving the delivery of public health services will result in the slowing the increasing rate of health care costs,

WHEREAS meeting the goal of accreditation standards should ultimately improve the health and wellbeing of Clifton residents,

WHEREAS the Clifton Health Department and Board of Health has made achieving national public health accreditation a priority for the Health Department,

NOW THEREFORE BE IT RESOLVED that the Mayor and Council of the City of Clifton Council support the Clifton Health Department's application to the Public Health Accreditation Board (PHAB),

BE IT FURTHER RESOLVED that the Mayor and Council of the City of Clifton support the designation of necessary resources to help the Clifton Health Department achieve national accreditation.

R394-19 Resolution Authorizing Agreement Between the Clifton Community Development Block Grant and Family Literacy Program at Clifton Public School #17 (Services for Literacy Intervention Program for Children and Parents Benefitting Low

and Moderate Income Persons with Community Development Block Grant for Period 8/1/18 Through 7/31/19)

RESOLUTION AUTHORIZING AGREEMENT BETWEEN THE CLIFTON COMMUNITY DEVELOPMENT BLOCK GRANT AND FAMILY LITERACY

PROGRAM AT CLIFTON PUBLIC SCHOOL #17 (SERVICES FOR LITERACY INTERVENTION PROGRAM FOR CHILDREN AND PARENTS BENEFITTING LOW AND MODERATE INCOME PERSONS WITH COMMUNITY DEVELOPMENT BLOCK GRANT FOR PERIOD 8/1/18 THROUGH 7/31/19)

BE IT RESOLVED, that an Agreement between the Clifton Community Development Block Grant (CDBG) and Family Literacy Program at Clifton Public School #17 for performance of services for the handicapped, in connection with Community Development for the City of Clifton, at a fee of \$8,000.00, for the period 8/1/18 through 7/31/19 in the form as approved by the Law Department, be and the same is hereby approved by the Municipal Council, the Mayor and City Clerk be and they are hereby authorized and directed to execute the same on behalf of the City of Clifton; and

BE IT FURTHER RESOLVED, that the account to be charged for this contract is: **17-201-20-111-005**

R395-19 Resolution Authorizing the Clifton Public Housing Agency to Change the Utility Allowance Schedule for the Section 8 Voucher Program Beginning September 1, 2019

RESOLUTION AUTHORIZING THE CLIFTON PUBLIC HOUSING AGENCY TO CHANGE THE UTILITY ALLOWANCE SCHEDULE FOR THE SECTION 8 VOUCHER PROGRAM BEGINNING SEPTEMBER 1, 2019

WHEREAS, ON April 6, 1976 the Mayor and Municipal Council of the City of Clifton , pursuant to Section 8 of the United Sates Housing Act of 1937, as amended (42 USC 1437 F), adopted a resolution establishing the Clifton Public Housing Agency; and

WHEREAS, the purpose of this Agency is to make available certain federal funds to aid the housing needs of certain low- and moderate-income citizens of the City of Clifton; and

WHEREAS, the Clifton Public Housing Agency administers the Section 8 Housing Voucher Program; and

WHEREAS, the Utility Allowance Schedule is used in the computation of the tenant rental assistance calculations; and

WHEREAS, in accordance with the U. S. Department of Housing and Urban Development (HUD) regulations, the utility schedule should be periodically updated and changed to reflect current utility rates; and

WHEREAS, it is the desire of the Clifton Public Housing Agency, pursuant to the guides of H.U.D., to change the Allowance for Tenant-Furnished Utilities and Other Services to the new form HUD-52667 Utility Allowance Schedule revised by HUD in July, 2019 to the new allowances:

	EFF	1 BDRM	2 BDRM	3 BDRM	4 BDRM
Heating Nat/Gas	26	34	47	58	71
Heating-Electric	55	71	94	113	137
Heating – Fuel Oil	87	117	161	198	241
Cooking Nat/Gas	4	5	6	7	9
Cooking Electric	5	7	10	12	15
Other Electric	28	33	49	55	60
Water Heat/Gas	9	12	14	16	19
Water Heat/Electric	27	36	45	54	63
Water Heat/Oil	31	40	48	56	65
Water	28	31	38	45	52
Natural Gas Cust. Chg	9	9	9	9	9

WHEREAS, the new allowances have been furnished by Northeastern Utility Consultants, LLC located at P.O. Box 264, Wilkes-Barre, Pennsylvania and prepared on July 18, 2019.

NOW, THEREFORE, BE IT RESOLVED, that the aforesaid Allowance for Tenant-Furnished Utilities and Other Services become effective September 1, 2019.

R396-19 Resolution Authorizing Sale of Abandoned Motor Vehicles - August, 2019 Auction

RESOLUTION AUTHORIZING SALE OF ABANDONED MOTOR VEHICLES - AUGUST, 2019 AUCTION

WHEREAS, the following motor vehicles have been abandoned; and

WHEREAS, it is required that the sale of same be approved by the Governing Body of the Municipality.

NOW, THEREFORE BE IT RESOLVED, that the following motor vehicles be authorized for sale in accordance with N.J.S.A.:14-157, N.J.S.A.39:10A-1 AND N.J.S.A. 40A:11-36 subject to the minimum bid of \$10.00 plus starting bid price as per market value.

VITO'S TOWING 65 CLIFTON BLVD. (973) 773-2929

1983 PONTIAC 6000 2AF19 ROD12 73271

TELEP MOTORS 574 VAN HOUTEN AVE. (973) 779-0283

2005 JEEP LIBERTY 1J4GL 38K05 W5204 36

NICOLETTE TOWING 618 LEXINGTON AVE. (973) 253-0025

2018 FORD F150	1FTEW 1E55J KC573 05
2018 KIA OPTIMA	5XXGT 4L35J G2616 58
2008 DODGE NITRO	1D8GU 58K38 W1230 47

R397-19 Resolution Supporting the Drive Sober or Get Pulled Over 2019 Statewide Crackdown

**PROCLAMATION/RESOLUTION SUPPORTING THE DRIVE SOBER OR GET PULLED OVER
2019 STATEWIDE CRACKDOWN**

WHEREAS, approximately one-third of all fatal traffic crashes in the United States involve impaired drivers; and

WHEREAS, impaired drivers on our nation's roads killed 10,874 people in 2017; and

WHEREAS, impaired driving crashes cost the United States almost \$44 billion a year; and

WHEREAS, during the past five years, New Jersey's roadways experienced 36,778 crashes and 679 fatalities involving impaired drivers; and

WHEREAS, an enforcement crackdown is planned to combat impaired driving; and

WHEREAS, the summer season and the Labor Day holiday in particular, are traditionally times of social gatherings which include alcohol; and

WHEREAS, the State of New Jersey, Division of Highway Traffic Safety, has asked law enforcement agencies throughout the state to participate in the Drive Sober or Get Pulled Over Year End Holiday Crackdown; and

WHEREAS, the project will involve increased impaired driving enforcement from August 16th through September 2, 2019; and

WHEREAS, an increase in impaired driving enforcement and a reduction in impaired driving will save lives on our roadways;

THEREFORE, BE IT RESOLVED that the City of Clifton declares its support for the Drive Sober or Get Pulled Over 2019 Statewide Crackdown from August 16th through

September 2, 2019 and pledges to increase awareness of the dangers of drinking and driving.

R 399-19 Executive Session

RESOLUTION AUTHORIZING EXECUTIVE SESSION

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

- CON- 1 New Bids for Addition and Alterations for Fire Station No. 5 - Legal Opinion (R387)
- CON- 2 Developer Agreement - eCUBE 240, LLC and American Analytical Association, Inc. (R391)
- CON- 3 Developer Agreement, PSE&G - 121 St. Andrews Boulevard (R392)
- CON- 4 PSE&G Gas Modernization Program - Negotiations
- CON- 5 Potential Site for Affordable Housing

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 August 7, 2019 at which time, said subject(s) shall be discussed; and

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

LICENSES

L- 1 Hi Good Stuff

RESOLUTION FOR PRELIMINARY APPROVAL

For: Hi Good Stuff, LLC

T/A: Hi Good Stuff

ADDRESS: 603 Van Houten Ave., Clifton, NJ 07013

TYPE OF FOR ESTABLISHMENT INTENDED: Caterer – Continued Use

FORMERLY OR NEW: New Great Wall Chinese Restaurant

ZONE: B-C

PERMITTED: Yes

VARIANCE REQUIRED: No

FINAL APPROVAL WILL BE ISSUED PENDING APPROVAL OF THIS RESOLUTION. FURTHER PROCESSING AND APPROVAL OF VARIOUS CITY DEPARTMENTS.

L- 2 Deans Hot Bagels

RESOLUTION FOR PRELIMINARY APPROVAL

For: Deans Hot Bagels, LLC

T/A: Deans Hot Bagels

ADDRESS: 391 Piaget Ave., Clifton, NJ 07011

TYPE OF FOR ESTABLISHMENT INTENDED: Caterer – Continued Use

FORMERLY OR NEW: Goldbergs Bagels

ZONE: B-D

PERMITTED: Yes

VARIANCE REQUIRED: No

FINAL APPROVAL WILL BE ISSUED PENDING APPROVAL OF THIS RESOLUTION. FURTHER PROCESSING AND APPROVAL OF VARIOUS CITY DEPARTMENTS.

L- 3 Clifton Pharmacy & Compounding Center

RESOLUTION FOR FINAL APPROVAL

BE IT RESOLVED, that the application of Howlin Enterprises, Inc. t/a Clifton Pharmacy & Compounding Center for permission to conduct a Grocery – Continued Use for a period ending January 31, 2020 on the premises known as: 595 Van Houten Ave., Clifton, NJ 07013

Be and the same is hereby approved and licenses so issued in the compliance with the approval of the Board of Health, Fire Department, Police Department and Zoning Officer.

L- 4 Ora Cafe & Bistro

RESOLUTION FOR PRELIMINARY APPROVAL

For: Filstop, Inc

T/A: Filstop

ADDRESS: 1006 Route 46 West, Clifton, NJ 07013

TYPE OF FOR ESTABLISHMENT INTENDED: Restaurant/Grocery/Milk – Continued Use

FORMERLY OR NEW: Supermarket

ZONE:

PERMITTED: Yes

VARIANCE REQUIRED: No

FINAL APPROVAL WILL BE ISSUED PENDING APPROVAL OF THIS RESOLUTION. FURTHER PROCESSING AND APPROVAL OF VARIOUS CITY DEPARTMENTS.

L- 5 Vida's Berries

RESOLUTION FOR PRELIMINARY APPROVAL

For: Filstop, Inc

T/A: Filstop

ADDRESS: 1006 Route 46 West, Clifton, NJ 07013

TYPE OF FOR ESTABLISHMENT INTENDED: Restaurant/Grocery/Milk – Continued Use

FORMERLY OR NEW: Supermarket

ZONE:

PERMITTED: Yes

VARIANCE REQUIRED: No

FINAL APPROVAL WILL BE ISSUED PENDING APPROVAL OF THIS RESOLUTION.
FURTHER PROCESSING AND APPROVAL OF VARIOUS CITY DEPARTMENTS.

L- 6 Clifton Sushi

RESOLUTION FOR PRELIMINARY APPROVAL

For: Filstop, Inc

T/A: Filstop

ADDRESS: 1006 Route 46 West, Clifton, NJ 07013

TYPE OF FOR ESTABLISHMENT INTENDED: Restaurant/Grocery/Milk – Continued Use

FORMERLY OR NEW: Supermarket

ZONE:

PERMITTED: Yes

VARIANCE REQUIRED: No

FINAL APPROVAL WILL BE ISSUED PENDING APPROVAL OF THIS RESOLUTION.
FURTHER PROCESSING AND APPROVAL OF VARIOUS CITY DEPARTMENTS

L- 7 Micmaol

RESOLUTION FOR PRELIMINARY APPROVAL

For: Filstop, Inc

T/A: Filstop

ADDRESS: 1006 Route 46 West, Clifton, NJ 07013

TYPE OF FOR ESTABLISHMENT INTENDED: Restaurant/Grocery/Milk – Continued Use

FORMERLY OR NEW: Supermarket

ZONE:

PERMITTED: Yes

VARIANCE REQUIRED: No

FINAL APPROVAL WILL BE ISSUED PENDING APPROVAL OF THIS RESOLUTION.
FURTHER PROCESSING AND APPROVAL OF VARIOUS CITY DEPARTMENTS

L- 8 Francesca's II Bakery

RESOLUTION FOR FINAL APPROVAL

BE IT RESOLVED, that the application of Feng Jian Wang t/a Spring Garden Express for permission to conduct a Caterer – Continued Use for a period ending January 31, 2020 on the premises known as: 787 Van Houten Ave., Clifton, NJ 07013

Be and the same is hereby approved and licenses so issued in the compliance with the approval of the Board of Health, Fire Department, Police Department and Zoning Officer.

L- 9 Crab Island Cajun Seafood & Bar

RESOLUTION FOR PRELIMINARY APPROVAL

For: Sophia Pizzeria Corp

T/A: Filstop

ADDRESS: 1006 Route 46 West, Clifton, NJ 07013

TYPE OF FOR ESTABLISHMENT INTENDED: Restaurant/Grocery/Milk – Continued Use

FORMERLY OR NEW: Supermarket

ZONE:

PERMITTED: Yes

VARIANCE REQUIRED: No

FINAL APPROVAL WILL BE ISSUED PENDING APPROVAL OF THIS RESOLUTION.
FURTHER PROCESSING AND APPROVAL OF VARIOUS CITY DEPARTMENTS

L- 10 Cups Frozen Yogurt

RESOLUTION FOR PRELIMINARY APPROVAL

For: Filstop, Inc

T/A: Filstop

ADDRESS: 1006 Route 46 West, Clifton, NJ 07013

TYPE OF FOR ESTABLISHMENT INTENDED: Restaurant/Grocery/Milk – Continued Use

FORMERLY OR NEW: Supermarket

ZONE:

PERMITTED: Yes

VARIANCE REQUIRED: No

FINAL APPROVAL WILL BE ISSUED PENDING APPROVAL OF THIS RESOLUTION.
FURTHER PROCESSING AND APPROVAL OF VARIOUS CITY DEPARTMENTS

ADJOURNMENT

Upon motion made by Councilman Grabowski, seconded by Councilman Gibson and passed on roll call vote, the meeting was adjourned at 9:35 p.m.

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

Respectfully Submitted,

Nancy Ferrigno
City Clerk

James Anzaldi, Mayor