

**CLIFTON, NEW JERSEY
REGULAR MEETING MINUTES AUGUST 15, 2023**

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.

8:05 P.M. CALL OF ROLL

Mayor Grabowski 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 2023 which was published as legal advertisements in the Herald News on December 12, 2022 and was additionally advertised in the Record on December 12, 2022. 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 Gibson	(BG)
Councilman Kolodziej	(JK)
Councilman Latona	(AL)
Councilwoman Murphy	(LM) (Via Zoom)
Councilwoman Pino	(RP)
Councilwoman Sadrakula	(MS)
Mayor Grabowski	(RG)

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

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

Pastor Daisy Kirchofer – Crossroads Free Methodist

APPROVAL OF MINUTES

A Motion was made by Councilman Kolodziej, seconded by Councilwoman Sadrakula and passed on roll call vote to approve the Workshop Session, Executive Session, Regular Session Meeting Minutes of August 2, 2023.

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

COMMUNICATIONS MEETING MINUTES

- C-1 William Frank has retired with the Clifton Police Dept. as Police Lieutenant, effective 08/01/2023.
- C-2 Michele Acocella has retired with the Clifton Records Department effective 08/01/2023.
- C-3 Deyanira Bartlett has resigned with the Finance Dept., effective 08/01/2023.
- C-4 Mohamed Ahmed has retired with the Clifton Health Dept., effective 07/01/2023.

COMMUNICATIONS – MEETING MINUTES

- C-5 Minutes of Passaic Valley Water Commission of June 28, 2023
- C-6 Minutes of Advisory Committee for Individuals with Disabilities of July 17, 2023
- C-7 Minutes of Board of Adjustment of July 19, 2023

SECOND READING ORDINANCES

A. Adoption of Ordinance 7838-23

B. Public Hearing on Ordinance 7838-23

Mayor Grabowski opened the floor to the public with regard to the Ordinance 7838-23.

With no one wishing to be heard, a Motion was made by Councilman Kolodziej, seconded by Councilman Latona 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 Kolodziej, seconded by Councilman Latona and carried by roll call vote.

An Ordinance to Amend, Revise and Supplement Chapter 439 of the Code of the City of Clifton, Entitled "Vehicles and Traffic", More Particularly Section 439-13 Thereof, Entitled "Parking Prohibited At All Times on Certain Streets" (Adds Portion of Passaic Avenue)

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

C. Adoption of Ordinance 7839-23

D. Public Hearing on Ordinance 7839-23

Mayor Grabowski opened the floor to the public with regard to the Ordinance 7839-23.

With no one wishing to be heard, a Motion was made by Councilman Gibson, seconded by Councilman Kolodziej 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 Kolodziej and carried by roll call vote.

An Ordinance to Amend, Revise & 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 Gibson, Councilman Kolodziej, Councilman Latona, Councilwoman Murphy, Councilwoman Pino, Councilwoman Sadrakula and Mayor Grabowski voted aye.

E. Adoption of Ordinance 7840-23

F. Public Hearing on Ordinance 7840-23

Mayor Grabowski opened the floor to the public with regard to the Ordinance 7840-23.

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

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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 Kolodziej, 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 4 Restricted Handicapped Spaces)

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

G. Adoption of Ordinance 7841-23

H. Public Hearing on Ordinance 7841-23

Mayor Grabowski opened the floor to the public with regard to the Ordinance 7841-23.

With no one wishing to be heard, a Motion was made by Councilman Gibson, seconded by Councilman Kolodziej 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 Kolodziej and carried by roll call vote.

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

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

I. Adoption of Ordinance 7842-23

J. Public Hearing on Ordinance 7842-23

Mayor Grabowski opened the floor to the public with regard to the Ordinance 7842-23.

With no one wishing to be heard, a Motion was made by Councilman Kolodziej 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 Kolodziej, seconded by Councilman Gibson and carried by roll call vote.

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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" (Amends Handicapped Parking Placard Number)

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

K. Adoption of Ordinance 7843-23

L. Public Hearing on Ordinance 7843-23

Mayor Grabowski opened the floor to the public with regard to the Ordinance 7843-23.

Gary Perino, expressed his support for the Ordinance and asked Council to make sure it gets enforced.

With no one else wishing to be heard, a Motion was made by Councilman Kolodziej 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 Kolodziej, seconded by Councilman Gibson and carried by roll call vote.

An Ordinance to Amend, Revise and Supplement Chapter 347 of the Code of the City of Clifton, Entitled "Parking of Truck Tractor, Trailers and Buses", More Particularly Section 347-4 Thereof, Entitled "Violations and Penalties" (Amends Penalties to Include Towing

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

M. Adoption of Ordinance 7844-23

N. Public Hearing on Ordinance 7844-23

Mayor Grabowski opened the floor to the public with regard to the Ordinance 7844-23.

With no one else wishing to be heard, a Motion was made by Councilman Kolodziej 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 Kolodziej, 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 439-14 Thereof, Entitled "Parking Prohibited During Certain Hours/Days on Certain Streets (Revises Various Inconsistencies with Signs Posted on Parker Avenue and Dayton Avenue)

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

FIRST READING ORDINANCES

A. Introduction of Ordinance 7845-23

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 Kolodziej, seconded by Councilman Gibson and carried by roll call vote.

Ordinance for Adoption of the Floodplain Management Regulations of the City of Clifton - An Ordinance by the Mayor and Council Amending the Clifton City Code of Ordinances to Repeal Chapter 239; to Adopt a New Chapter 239; to Adopt Flood Hazard Maps; to Designate a Floodplain Administrator; and Providing for Severability and an Effective Date

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, September 5, 2023 at 8:00 p.m. and that the City Clerk be authorized to publish said ordinance together with statutory notice as required by law.

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

B. Introduction of Ordinance 7846-23

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

An Ordinance to Amend, Revise and Supplement Chapter 332 of the Code of the City of Clifton Entitled "Nuisances" to Add a Provision Regulating Unruly Social Gatherings

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 15, 2023 at 8:00 p.m. and that the City Clerk be authorized to publish said ordinance together with statutory notice as required by law.

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

FLOOR TO MEMBERS OF THE PUBLIC

Phil Binaso, 23 Mountainside Terrace, spoke about the plan to construct a Firehouse on the Piaget Ave. Library property. He felt it was not a reasonable idea due to the fact that many trees will have to be removed. He also asked that Council find funding to update the sound system in City Hall.

Lily D'Amato, 81 Merrill Rd., wrote a revision for the support of Ukraine resolution on tonight's agenda, for Council consideration.

Andrea Colacurto, 323 Valley Rd., extended an invitation to attend the upcoming CERT Training on August 23, 2023.

Mitch Spingarn, 805 Clifton Ave., spoke about the importance of CERT training to know what to do in a disaster should emergency services not be available.

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Cameron Hebron, 61 George Russell Way, campaigned for a seat on the Board of Education. Alias Ragsdale, announced that he is forming a Civic Association for the Albion section of Clifton. He spoke about City communications being available in several different languages.

Glen Siems, 140 Clinton Ave, spoke about an error made on his retirement benefits received by the City of Clifton.

Henry Cholewczynski, 37 Phyllis Pl, spoke about the error Glen Siems experienced with his retirement benefits. He also spoke about an explosion that happened in the past where several Firefighters and Police office experienced hearing loss and the issues they faced getting the approval to cover the loss from Workman's Compensation. Mr. Cholewczynski discussed Clifton Police attrition.

Keith Bassford, 92 Mountain View Dr., spoke about eliminating benefits for Council members. He discussed the approval of a carnival in Main Memorial Park taking place the same day as a High School football team and that the crowding and parking will result in quality of life issue for the neighborhood. He discussed the overabundance of political signs at election time.

Mickey Guadet, 28 Bergen Ave., congratulated the recent Crossing Guards who have retired. She announced the opening dates of public and private schools and urged the City to be proactive and have the crosswalks painted and no parking signs erected prior to school openings. Ms. Guadet spoke about a social media post that stated there was a glitch in the City's job recruiting site. She announced a Tricky Tray being hosted by Saint Peter's Haven.

Gary Perino, 491 Mount Prospect Ave., expressed his displeasure that Public Service Electric and Gas and the City of Clifton removed some very old trees near the power station on Mount Prospect Avenue. He remarked on the retirement benefits error experienced by former City employee, Glen Siems. Mr. Perino asked for a copy of the traffic plan submitted by the Charter School on Mount Prospect Avenue. He agreed with the idea of placing a referendum on the November ballot for open space tax.

Joe Saino, 102 Trenton Ave., campaigned for a seat on the Board of Education. He announced a school supply outreach event through the Power of One and a job fair for teachers being held at his office.

Kim Castellano, 59 Mahar Ave., announced a school supply outreach and thanked all the volunteers with Power of One.

Hector Rosa, 612 Lexington Ave., expressed concern about leaking oil and random junk car parts strewn around a car towing company next to his house.

Bart Ciervo, 306 Delawanna Ave., spoke about speeding on Delawanna Ave, installing a dog park, enforcing the truck idling ordinance, the need for improvement in parks and the theft of car tires. Mr. Ciervo commented on the City's shortage of police, police sitting in cars and not responding to calls and he spoke about the need to have the CFO attend Council meetings. He feels that the Delawanna section of Clifton is being neglected.

Donna Popowich, 57 Dalewood Rd., spoke about the need to improve the quality of life in the City. She remarked that the audio at the Council meetings is unclear and commented that she looks forward to the Town Hall meeting with the representatives of the Mosque to discuss traffic problems in the area. Ms. Popowich commented on the need to manage the overabundance of political signs posted throughout the City at election time.

Chris D'Amato, 81 Merrill Rd., challenged Council to listen to the publics complaints and start taking action on their requests. He also spoke about the rising crime rate.

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

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

CITY MANAGER PRIVILEGE/RESPONSE TO RESIDENTS

City Manager, Dominick Villano, responded to the following residents:

Phil Binaso - The plan is to work around existing trees.

Glen Siems - The issue of the error in his benefits was brought to the previous Council and they rendered a decision to offer the benefits for a certain period of time which was settled through his attorney.

Mickey Guadet - The retired Crossing Guards will be replaced and the City is preparing to have crosswalks painted and any necessary signs erected.

Bart Ciervo - Mr. Villano responded that it is not fair for him to say the police are just sitting around. He also responded that Delawanna is not being neglected and the poll taken in the neighborhood, only 3 residents were in favor of a dog park. Mr. Villano remarked that Council needs to provide funding for park improvements and that perhaps the parks in Delawanna will be improved with the next round of funding.

Gary Perino - Mr. Villano stated he would send him the traffic plan submitted by the Charter School on Mount Prospect Avenue.

Kim Castellano - Mr. Villano expressed his support for the endeavors of the Power of One.

Hector Rosa - Mr. Villano explained that the car shop next to his house has all the necessary permits and that Mr. Rosa's house is actually in a Commercial Zone. Mr. Villano told Mr. Rosa that the concerns he brought up regarding the car shop is a civil matter.

Donna Popowich - Mr. Villano explained that a Town Hall meeting will be taking place in the near future with the representatives of the Mosque and area residents to discuss the traffic issues.

COUNCIL PRIVILEGE

Councilman Latona

Councilman Latona announced several upcoming events and celebrations taking place around the City. He congratulated recent City retirees. Councilman Latona spoke about the plan to build a new firehouse on Piaget and Main Avenues. He discussed the error experienced by Glen Siems with his retirement benefits and remarked on the past denial of claims by Workman's Compensation. Councilman Latona announced that the City recruitment was extended for one week. He spoke about the need of Power of One to find a new location for fundraisers as they are currently using the Senior Barn. He expressed his support of the upcoming Town Hall meeting with the representatives of the Mosque on Pershing Road to discuss traffic and parking issues.

Councilwoman Murphy

Councilwoman Murphy stressed the importance of having crosswalks repainted prior to school opening. She announced an Overdose Awareness Event on August 31, 2023 at City Hall. Councilwoman Murphy stated that it has been discovered that HUD will reimburse the City for the language translation of CHIP loan applications.

Councilwoman Pino

Councilwoman Pino announced that CHIP loan application translations will be reimbursed by HUD. She spoke about the process of submitting an application for a carnival hosted by a group she is affiliated with. She addressed the parking concerns due to a high school football game taking place in the area the same night as the carnival. Councilwoman Pino spoke about how discrimination takes

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place in the forms of barriers and patterns. She confirmed that she receives health benefits from the City along with other members of the Council. Councilwoman Pino remarked about injustices and representing the people who support her.

Councilwoman Sadrakula

Councilwoman Sadrakula stated the members of the Council should not have to complete OPRA applications when they are seeking records. She discussed crosswalk painting, unmaintained properties, amending zoning laws and City personnel reviews. She acknowledged the error when claiming retirement benefits former employee, Glen Siems, experienced and spoke about Workman's Compensation denials.

Councilwoman Sadrakula left the dais at 10:05 p.m.

Councilman Gibson

Councilman Gibson remarked that there are many questions that need addressing regarding the plans to build a new firehouse. He praised the efforts of the CERT team and expressed his support to hold a Town Meeting to address the issues of parking and traffic on Pershing Road.

Councilwoman Sadrakula returned to the dais at 10:08 p.m.

Councilman Gibson thanked everyone who sent cards, well wishes and food during his recent illness. He wished Cameron Hebron good luck on his run for a seat on the Board of Education. Councilman Gibson expressed his support for dual language CHIP applications and the formation of the Albion Civic Association.

Councilman Kolodziej

Councilman Kolodziej remarked that he does not agree with building a firehouse on open space near the library. He explained that the philosophy of the last Council was to do more with less and that the tax rate was artificially held down and that services are now being affected. He spoke about the referendum for open space tax being put on the ballot in November. Councilman Kolodziej announced the upcoming family camp out, Arts Center fundraiser and Food Truck and Music festival.

Mayor Grabowski

Mayor Grabowski asked for clarification regarding the error Glen Siems experienced with his retirement health benefits. City Attorney, Matthew Priore, commented that the explanation was sent to Mr. Siems' Attorney. He spoke about issues with the sound quality during the Council Meetings. Mayor Grabowski discussed flag raising procedures. He stated that he always agreed with having the CHIP application translated but was looking for a better way to have it funded, which has happened through HUD reimbursement.

RESOLUTIONS VOTED ON SEPARATELY

Councilwoman Murphy left the meeting at 11:14 p.m.

A Motion was made by Councilwoman Sadrakula, seconded by Councilwoman Pino and failed on roll call vote to table Resolution R386-23 and send the item to the Bond Committee.

R386-23 Resolution Authorizing the Chief Financial Officer of the City of Clifton and Other City Officials to Undertake Certain Actions in Connection with the Sale of Not to Exceed \$10,000,000 Bond Anticipation Notes, Series 2023

**RESOLUTION AUTHORIZING THE CHIEF FINANCIAL
OFFICER OF THE CITY OF CLIFTON AND OTHER CITY
OFFICIALS TO UNDERTAKE CERTAIN ACTIONS IN
CONNECTION WITH THE SALE OF NOT TO EXCEED
\$20,000,000 BOND ANTICIPATION NOTES, SERIES 2023**

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WHEREAS, the City of Clifton, in the County of Passaic, State of New Jersey (the “City”) is seeking to issue not to exceed \$20,000,000 aggregate principal amount of Bond Anticipation Notes, Series 2023 (the “Notes”), on or about August 29, 2023, to (i) refund, on a current basis, prior bond anticipation notes of the City issued in the aggregate principal amount of \$10,000,000 on August 31, 2022 and maturing on August 30, 2023 (the “Prior Notes”); and (ii) temporarily finance the costs of various capital improvements and acquisitions in and by the City in the amount of \$10,000,000, including paying the costs associated with the issuance of the Notes (collectively, the “Project”).

WHEREAS, such Notes shall mature on or about August 28, 2024; and

WHEREAS, the City, in order to issue the Notes at competitive market rates, seeks to (i) authorize the preparation and distribution of an Official Statement (as hereinafter defined) and to deem such Official Statement final; and (ii) authorize other actions in connection therewith.

BE IT RESOLVED by the City Council of the City of Clifton, County of Passaic, State of New Jersey as follows:

Section 1. Pursuant to and in accordance with various bond ordinances duly adopted by the City Council of the City, approved by the Mayor, and published as required by law (the “Bond Ordinances”), the Notes shall be issued for the purpose of currently refunding the Prior Notes and paying the costs of the Project. The Chief Financial Officer of the City is hereby authorized to sell the Notes on a competitive basis and award the Notes to a bidder based upon a conforming and acceptable bid of the lowest net interest cost or true interest cost. The Chief Financial Officer is also authorized, at his discretion, to offer and sell the Notes on a negotiated basis.

Section 2. (a) The distribution by the City of a Preliminary Official Statement to be used in connection with the marketing and sale of the Notes is hereby approved. The Mayor, City Administrator, City Attorney and Chief Financial Officer of the City (each an “Authorized Officer(s)”) are each hereby authorized and directed, on behalf of the City, to execute and deliver a certificate that “deems final” the Preliminary Official Statement in accordance with the Rule 15c2-12, as amended and supplemented (“Rule 15c2-12”), promulgated by the Securities and Exchange Commission, pursuant to the Securities Exchange Act of 1934, as amended and supplemented.

(b) After the sale of the Notes, the Preliminary Official Statement shall be modified to reflect the effect of the sale of the Notes and any other revisions not inconsistent with the substance thereof; and said Preliminary Official Statement, deemed “final” by an Authorized Officer in accordance with the Rule, as so modified, shall constitute the final Official Statement (the “Official Statement”). The Authorized Officers are each hereby authorized and directed on behalf of the City to execute and deliver said Official Statement.

Section 3. The accounting firm of Lerch, Vinci & Bliss, LLP, Fair Lawn, New Jersey, Auditor to the City (the “Auditor”), the financial advisory firm of Phoenix Advisors, LLC, Bordentown, New Jersey, Municipal Advisor to the City (the “Municipal Advisor”), and the law firm of Wilentz, Goldman & Spitzer, P.A., Woodbridge, New Jersey, Bond Counsel to the City (“Bond Counsel”), are hereby authorized and directed to prepare the Official Statement on behalf of the City and to arrange for the distribution of the Preliminary Official Statement on behalf of the City to those financial institutions that customarily submit bids for such obligations.

Section 4. All actions taken to date by the Mayor, City Administrator, City Attorney, Chief Financial Officer and City Clerk of the City (collectively, the “Authorized Officers”), employees, professionals and agents of the City, in consultation with Bond Counsel, the Municipal Advisor and the Auditor, with respect to the authorization, sale, issuance, execution and delivery of the Notes, including, but not limited to, submissions and applications to rating agencies and the distribution and dissemination of the Preliminary Official Statement and Notice of Sale for the Notes, as applicable, are hereby approved, ratified, adopted and confirmed, and each Authorized Officer, in consultation with Bond Counsel, the Municipal Advisor and the Auditor, is hereby authorized and directed to execute and deliver the Notes and any such agreements, documents or

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submissions required for the authorization, sale, issuance, execution and delivery of the Notes, and the City Clerk is hereby authorized and directed to attest to the signatures of the Authorized Officers

and to affix, imprint or reproduce the seal of the City on such Notes and, as applicable, on any such agreements, documents or submissions related to the authorization, sale, issuance, execution and delivery of the Notes.

Section 5. The City hereby covenants and agrees to comply with the secondary market disclosure requirements of the Rule, and agrees to covenant to such compliance, as required, in a Continuing Disclosure Certificate (the “Continuing Disclosure Certificate”). In connection therewith, an Authorized Officer of the City, in consultation with Bond Counsel, the Auditor and the Municipal Advisor to the City, is hereby authorized and directed to enter into and execute the Continuing Disclosure Certificate, evidencing the contractual undertaking of the City to comply with the requirements of the Rule, and to deliver the Continuing Disclosure Certificate in connection with the offer and sale of the Notes. Notwithstanding the foregoing, failure of the City to comply with the Continuing Disclosure Certificate shall not be considered a default on the Note; however, any Noteholder may take such actions as may be necessary and appropriate, including seeking mandamus or specific performance, to cause the City to comply with its obligations hereunder and there under. The Authorized Officers, and any professionals or agents of the City acting on its behalf, are each hereby authorized and directed to execute and deliver all certificates, documents and agreements in connection therewith and, if necessary, to file budgetary, financial and operating data on an annual basis and notices of certain enumerated events as required to comply with, and in accordance with, the provisions of the Rule.

Section 6. The Chief Financial Officer is hereby authorized and directed, upon consultation with Bond Counsel, the Auditor and the Municipal Advisor, if deemed applicable and necessary, to submit information and financial data to ratings agencies to obtain a rating on the Notes.

(3-3-0-1) Councilman Gibson, Councilman Latona and Councilwoman Sadrakula voted aye. Councilman Kolodziej, Councilwoman Pino and Mayor Grabowski voted nay. Councilwoman Murphy was absent.

A Motion was made by Councilwoman Sadrakula to deny Resolution R386-23. With no second to the Motion, the same failed.

R386-23 Resolution Authorizing the Chief Financial Officer of the City of Clifton and Other City Officials to Undertake Certain Actions in Connection with the Sale of Not to Exceed \$10,000,000 Bond Anticipation Notes, Series 2023

RESOLUTION AUTHORIZING THE CHIEF FINANCIAL OFFICER OF THE CITY OF CLIFTON AND OTHER CITY OFFICIALS TO UNDERTAKE CERTAIN ACTIONS IN CONNECTION WITH THE SALE OF NOT TO EXCEED \$20,000,000 BOND ANTICIPATION NOTES, SERIES 2023

WHEREAS, the City of Clifton, in the County of Passaic, State of New Jersey (the “City”) is seeking to issue not to exceed \$20,000,000 aggregate principal amount of Bond Anticipation Notes, Series 2023 (the “Notes”), on or about August 29, 2023, to (i) refund, on a current basis, prior bond anticipation notes of the City issued in the aggregate principal amount of \$10,000,000 on August 31, 2022 and maturing on August 30, 2023 (the “Prior Notes”); and (ii) temporarily finance the costs of various capital improvements and acquisitions in and by the City in the amount of \$10,000,000, including paying the costs associated with the issuance of the Notes (collectively, the “Project”).

WHEREAS, such Notes shall mature on or about August 28, 2024; and

WHEREAS, the City, in order to issue the Notes at competitive market rates, seeks to (i) authorize the preparation and distribution of an Official Statement (as hereinafter defined) and to deem such Official Statement final; and (ii) authorize other actions in connection therewith.

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BE IT RESOLVED by the City Council of the City of Clifton, County of Passaic, State of New Jersey as follows:

Section 1. Pursuant to and in accordance with various bond ordinances duly adopted by the City Council of the City, approved by the Mayor, and published as required by law (the “Bond Ordinances”), the Notes shall be issued for the purpose of currently refunding the Prior Notes and paying the costs of the Project. The Chief Financial Officer of the City is hereby authorized to sell the Notes on a competitive basis and award the Notes to a bidder based upon a conforming and acceptable bid of the lowest net interest cost or true interest cost. The Chief Financial Officer is also authorized, at his discretion, to offer and sell the Notes on a negotiated basis.

Section 2. (a) The distribution by the City of a Preliminary Official Statement to be used in connection with the marketing and sale of the Notes is hereby approved. The Mayor, City Administrator, City Attorney and Chief Financial Officer of the City (each an “Authorized Officer(s)”) are each hereby authorized and directed, on behalf of the City, to execute and deliver a certificate that “deems final” the Preliminary Official Statement in accordance with the Rule 15c2-12, as amended and supplemented (“Rule 15c2-12”), promulgated by the Securities and Exchange Commission, pursuant to the Securities Exchange Act of 1934, as amended and supplemented.

(b) After the sale of the Notes, the Preliminary Official Statement shall be modified to reflect the effect of the sale of the Notes and any other revisions not inconsistent with the substance thereof; and said Preliminary Official Statement, deemed “final” by an Authorized Officer in accordance with the Rule, as so modified, shall constitute the final Official Statement (the “Official Statement”). The Authorized Officers are each hereby authorized and directed on behalf of the City to execute and deliver said Official Statement.

Section 3. The accounting firm of Lerch, Vinci & Bliss, LLP, Fair Lawn, New Jersey, Auditor to the City (the “Auditor”), the financial advisory firm of Phoenix Advisors, LLC, Bordentown, New Jersey, Municipal Advisor to the City (the “Municipal Advisor”), and the law firm of Wilentz, Goldman & Spitzer, P.A., Woodbridge, New Jersey, Bond Counsel to the City (“Bond Counsel”), are hereby authorized and directed to prepare the Official Statement on behalf of the City and to arrange for the distribution of the Preliminary Official Statement on behalf of the City to those financial institutions that customarily submit bids for such obligations.

Section 4. All actions taken to date by the Mayor, City Administrator, City Attorney, Chief Financial Officer and City Clerk of the City (collectively, the “Authorized Officers”), employees, professionals and agents of the City, in consultation with Bond Counsel, the Municipal Advisor and the Auditor, with respect to the authorization, sale, issuance, execution and delivery of the Notes, including, but not limited to, submissions and applications to rating agencies and the distribution and dissemination of the Preliminary Official Statement and Notice of Sale for the Notes, as applicable, are hereby approved, ratified, adopted and confirmed, and each Authorized Officer, in consultation with Bond Counsel, the Municipal Advisor and the Auditor, is hereby authorized and directed to execute and deliver the Notes and any such agreements, documents or submissions required for the authorization, sale, issuance, execution and delivery of the Notes, and the City Clerk is hereby authorized and directed to attest to the signatures of the Authorized Officers

and to affix, imprint or reproduce the seal of the City on such Notes and, as applicable, on any such agreements, documents or submissions related to the authorization, sale, issuance, execution and delivery of the Notes.

Section 5. The City hereby covenants and agrees to comply with the secondary market disclosure requirements of the Rule, and agrees to covenant to such compliance, as required, in a Continuing Disclosure Certificate (the “Continuing Disclosure Certificate”). In connection therewith, an Authorized Officer of the City, in consultation with Bond Counsel, the Auditor and the Municipal Advisor to the City, is hereby authorized and directed to enter into and execute the Continuing Disclosure Certificate, evidencing the contractual undertaking of the City to comply with the requirements of the Rule, and to deliver the Continuing Disclosure Certificate in connection with the offer and sale of the Notes. Notwithstanding the foregoing, failure of the City to comply with the Continuing Disclosure Certificate shall not be considered a default on the Note; however,

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any Noteholder may take such actions as may be necessary and appropriate, including seeking mandamus or specific performance, to cause the City to comply with its obligations hereunder and there under. The Authorized Officers, and any professionals or agents of the City acting on its behalf, are each hereby authorized and directed to execute and deliver all certificates, documents and agreements in connection therewith and, if necessary, to file budgetary, financial and operating data on an annual basis and notices of certain enumerated events as required to comply with, and in accordance with, the provisions of the Rule.

Section 6. The Chief Financial Officer is hereby authorized and directed, upon consultation with Bond Counsel, the Auditor and the Municipal Advisor, if deemed applicable and necessary, to submit information and financial data to ratings agencies to obtain a rating on the Notes.

A Motion was made by Councilman Kolodziej, seconded Councilwoman Pino and passed on roll call vote approve Resolution authorizing the Chief Financial Officer of the City of Clifton and other city officials to undertake certain actions in connection with the sale of not to exceed \$10,000,000 Bond Anticipation Notes, Series 2023.

R386-23 Resolution Authorizing the Chief Financial Officer of the City of Clifton and Other City Officials to Undertake Certain Actions in Connection with the Sale of Not to Exceed \$10,000,000 Bond Anticipation Notes, Series 2023

**RESOLUTION AUTHORIZING THE CHIEF FINANCIAL
OFFICER OF THE CITY OF CLIFTON AND OTHER CITY
OFFICIALS TO UNDERTAKE CERTAIN ACTIONS IN
CONNECTION WITH THE SALE OF NOT TO EXCEED
\$20,000,000 BOND ANTICIPATION NOTES, SERIES 2023**

WHEREAS, the City of Clifton, in the County of Passaic, State of New Jersey (the “City”) is seeking to issue not to exceed \$20,000,000 aggregate principal amount of Bond Anticipation Notes, Series 2023 (the “Notes”), on or about August 29, 2023, to (i) refund, on a current basis, prior bond anticipation notes of the City issued in the aggregate principal amount of \$10,000,000 on August 31, 2022 and maturing on August 30, 2023 (the “Prior Notes”); and (ii) temporarily finance the costs of various capital improvements and acquisitions in and by the City in the amount of \$10,000,000, including paying the costs associated with the issuance of the Notes (collectively, the “Project”).

WHEREAS, such Notes shall mature on or about August 28, 2024; and

WHEREAS, the City, in order to issue the Notes at competitive market rates, seeks to (i) authorize the preparation and distribution of an Official Statement (as hereinafter defined) and to deem such Official Statement final; and (ii) authorize other actions in connection therewith.

BE IT RESOLVED by the City Council of the City of Clifton, County of Passaic, State of New Jersey as follows:

Section 1. Pursuant to and in accordance with various bond ordinances duly adopted by the City Council of the City, approved by the Mayor, and published as required by law (the “Bond Ordinances”), the Notes shall be issued for the purpose of currently refunding the Prior Notes and paying the costs of the Project. The Chief Financial Officer of the City is hereby authorized to sell the Notes on a competitive basis and award the Notes to a bidder based upon a conforming and acceptable bid of the lowest net interest cost or true interest cost. The Chief Financial Officer is also authorized, at his discretion, to offer and sell the Notes on a negotiated basis.

Section 2. (a) The distribution by the City of a Preliminary Official Statement to be used in connection with the marketing and sale of the Notes is hereby approved. The Mayor, City Administrator, City Attorney and Chief Financial Officer of the City (each an “Authorized Officer(s)”) are each hereby authorized and directed, on behalf of the City, to execute and deliver a certificate that “deems final” the Preliminary Official Statement in accordance with the Rule 15c2-

August 15, 2023

12, as amended and supplemented (“Rule 15c2-12”), promulgated by the Securities and Exchange Commission, pursuant to the Securities Exchange Act of 1934, as amended and supplemented.

(b) After the sale of the Notes, the Preliminary Official Statement shall be modified to reflect the effect of the sale of the Notes and any other revisions not inconsistent with the substance thereof; and said Preliminary Official Statement, deemed “final” by an Authorized Officer in accordance with the Rule, as so modified, shall constitute the final Official Statement (the “Official Statement”). The Authorized Officers are each hereby authorized and directed on behalf of the City to execute and deliver said Official Statement.

Section 3. The accounting firm of Lerch, Vinci & Bliss, LLP, Fair Lawn, New Jersey, Auditor to the City (the “Auditor”), the financial advisory firm of Phoenix Advisors, LLC, Bordentown, New Jersey, Municipal Advisor to the City (the “Municipal Advisor”), and the law firm of Wilentz, Goldman & Spitzer, P.A., Woodbridge, New Jersey, Bond Counsel to the City (“Bond Counsel”), are hereby authorized and directed to prepare the Official Statement on behalf of the City and to arrange for the distribution of the Preliminary Official Statement on behalf of the City to those financial institutions that customarily submit bids for such obligations.

Section 4. All actions taken to date by the Mayor, City Administrator, City Attorney, Chief Financial Officer and City Clerk of the City (collectively, the “Authorized Officers”), employees, professionals and agents of the City, in consultation with Bond Counsel, the Municipal Advisor and the Auditor, with respect to the authorization, sale, issuance, execution and delivery of the Notes, including, but not limited to, submissions and applications to rating agencies and the distribution and dissemination of the Preliminary Official Statement and Notice of Sale for the Notes, as applicable, are hereby approved, ratified, adopted and confirmed, and each Authorized Officer, in consultation with Bond Counsel, the Municipal Advisor and the Auditor, is hereby authorized and directed to execute and deliver the Notes and any such agreements, documents or submissions required for the authorization, sale, issuance, execution and delivery of the Notes, and the City Clerk is hereby authorized and directed to attest to the signatures of the Authorized Officers and to affix, imprint or reproduce the seal of the City on such Notes and, as applicable, on any such agreements, documents or submissions related to the authorization, sale, issuance, execution and delivery of the Notes.

Section 5. The City hereby covenants and agrees to comply with the secondary market disclosure requirements of the Rule, and agrees to covenant to such compliance, as required, in a Continuing Disclosure Certificate (the “Continuing Disclosure Certificate”). In connection therewith, an Authorized Officer of the City, in consultation with Bond Counsel, the Auditor and the Municipal Advisor to the City, is hereby authorized and directed to enter into and execute the Continuing Disclosure Certificate, evidencing the contractual undertaking of the City to comply with the requirements of the Rule, and to deliver the Continuing Disclosure Certificate in connection with the offer and sale of the Notes. Notwithstanding the foregoing, failure of the City to comply with the Continuing Disclosure Certificate shall not be considered a default on the Note; however,

any Noteholder may take such actions as may be necessary and appropriate, including seeking mandamus or specific performance, to cause the City to comply with its obligations hereunder and there under. The Authorized Officers, and any professionals or agents of the City acting on its behalf, are each hereby authorized and directed to execute and deliver all certificates, documents and agreements in connection therewith and, if necessary, to file budgetary, financial and operating data on an annual basis and notices of certain enumerated events as required to comply with, and in accordance with, the provisions of the Rule.

Section 6. The Chief Financial Officer is hereby authorized and directed, upon consultation with Bond Counsel, the Auditor and the Municipal Advisor, if deemed applicable and necessary, to submit information and financial data to ratings agencies to obtain a rating on the Notes.

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

Councilwoman Murphy returned to the meeting at 11:27 p.m.

A Motion was made by Councilwoman Sadrakula, seconded by Councilman Kolodziej and passed on roll call vote to table Resolution R390 until it is considered in closed session, to be voted on after the discussion.

R390-23 Resolution Recognizing the Sovereignty of Ukraine and the Unbreakable Spirit of the People of Ukraine

**RESOLUTION RECOGNIZING THE SOVEREIGNTY OF UKRAINE AND THE
UNBREAKABLE SPIRIT OF THE PEOPLE OF UKRAINE**

WHEREAS, one year ago, on February 24, 2022, an unprovoked, genocidal military assault against Ukraine was launched in direct violation of all international law; and

WHEREAS the territorial integrity of Ukraine is sovereign and inviolable, and portions of Ukraine's territory are currently under foreign military occupation, we honor the efforts and sacrifices of the Armed Forces of Ukraine, in their heroic defense of the entire European continent and our United States allies against further aggressive actions; and

WHEREAS, Ukraine has always had a special bond with the United States, with Ukraine sending servicemen and women to serve alongside U.S. forces in theaters such as Afghanistan and Iraq throughout an over 25-year working relationship on NATO deployments; and

WHEREAS, since the invasion of Ukraine began in 2014, the United States and its allies have helped train Ukraine's Armed Forces, we honor the men and women of the United States Armed Forces for providing the educational materials and training to further the professional development and increase the overall readiness of Ukraine's Armed Forces; and

WHEREAS, the people of the United States have opened their homes to Ukrainians displaced by the war in their homeland, and have personally donated time and again to humanitarian relief for the victims of this invasion, we honor the American spirit of generosity as an essential part of what makes us an exceptional nation; and

WHEREAS, for centuries the people of Ukraine yearned and struggled to achieve an independent state all the while preserving their culture, language, and self-identity; and,

WHEREAS, Ukrainian Americans continue to make significant contributions to the cultural fabric of the United States while never forgetting about their rich history and heritage, more than 100 years since first immigrating to this great nation, with which they share the collective U.S.-Ukrainian values of freedom, democracy and the rule of law;

NOW, THEREFORE, BE IT RESOLVED that I, that the Mayor and Council of the City of Clifton on behalf of its citizens, do hereby proclaim solidarity with the people of Ukraine in their fight for freedom and commend them for their strength, courage and bravery. On this day, let us recommit ourselves to helping the Ukrainian nation reclaim full sovereignty over its international borders and remember its heroes who sacrificed their lives to ensure freedom and happiness of the future generations.

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

RESOLUTIONS

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

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

R379-23 Resolution: Approve Claims List Resolution for the July 5, 2023, City Council Meeting

**RESOLUTION
TO APPROVE**

Claims to be paid the meeting of August 15, 2023

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

Current Fund	\$ 9,867,626.78
Grant Fund	\$ 38,194.72
General Capital Fund	\$ 810,591.96
Sewer Utility -Operating	\$ 436,379.87
Sewer Utility-Capital	\$ 1,442.50
Developers Escrow	\$ 11,572.75
Dog Trust	
Police Extra Duty	
Trust Other	\$ 49,589.83
Section 8 Public Housing	\$ 238,238.58
Community Development	\$ 4,000.00
COAH	
Self Insurance	\$ 1,218,500.10
Fire Dedicated Penalties	
Revolving Loan Fund	
Tax Title Lien Redemption	
Unemployment Trust Fund	
Library	
General Liability Trust	\$ 16,170.83
Workers Compensation Trust	\$ 48,871.24
Federal DOJ Forfeiture	
TOTAL CLAIMS	\$12,741,179.16

R380-23 Resolution - Chapter 159 Resolution to Amend the 2023 Municipal Budget to Include Grant - \$10,000 Sustainable Jersey

**CHAPTER 159 RESOLUTION
AMENDING THE 2023 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 notice of an award of \$10,000.00 from the PSEG Foundation for a Sustainable Jersey Program 2023 and wishes to include it in the 2023 Municipal Budget 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

August 15, 2023

Government Services to approve the correction and /or insertion of an item of revenue in the budget of the year 2023 in the sum of \$10,000.00

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:

PSEG Foundation – Sustainable Jersey (2023) - \$10,000.00

BE IT FURTHER RESOLVED, that the like sum of \$10,000.00 be and the same is hereby correctly appropriated under the caption of:

General Appropriations:

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

PSEG Foundation – Sustainable Jersey (2023) - \$10,000.00

BE IT FURTHER RESOLVED, that the City forwards a copy of this resolution to the Director of Local Government Services for approval.

R381-23 Resolution - Chapter 159 Resolution to Amend the 2023 Municipal Budget to Include Grant - \$1,452.00 Open Space Stewardship Grant

**CHAPTER 159 RESOLUTION
AMENDING THE 2023 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 \$1,452.00 from the Association of New Jersey Environmental Commissions (ANJEC) and wishes to amend the 2023 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 2023 in the sum of \$1,452.00,

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:

2023 Open Space Stewardship Project - \$1,452.00

BE IT FURTHER RESOLVED, that the like sum of \$1,452.00 be and the same is hereby appropriated under the caption of:

General Appropriations:

(a) Operations Excluded from CAPS

August 15, 2023

State and Federal Programs Off-set by
Revenues:

2023 Open Space Stewardship Project - \$1,452.00

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

R382-23 Resolution - Chapter 159 Resolution to Amend the 2023 Municipal Budget to Include Grant - \$3,000.00 Cultural & Historical Affairs Grant

**CHAPTER 159 RESOLUTION
AMENDING THE 2023 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 2023 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 2023 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:

2023 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:

2023 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.

R383-23 Resolution - Chapter 159 Resolution to Amend the 2023 Municipal Budget to Include Grant - \$158,735.53 Clean Communities

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**CHAPTER 159 RESOLUTION
AMENDING THE 2023 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 \$158,735.53 from the New Jersey Clean Communities Program and wishes to amend the 2023 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 2023 in the sum of \$158,735.53,

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 (FY2023) \$158,735.53

BE IT FURTHER RESOLVED, that the like sum of \$158,735.53 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 (FY2023) \$158,735.53

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

R384-23 Resolution - Certification of Funds - Flanagan's Contracting Group, Inc.

**CERTIFICATION OF FUNDS
FLANAGAN’S CONTRACTING GROUP, INC.
ZELENKA PARK IMPROVEMENTS**

WHEREAS, at the August 2, 2023, City Council Meeting, the City Council approved Change Order #2 and Final Payment Resolutions for the Improvements to Zelenka Park with Flanagan’s Contracting Group on Resolution Numbers R359-23 and R360-23; and

WHEREAS, the total cost of this Contract is \$1,020,899.70 and the Change Order Resolution was required to be certified for funds by the Chief Financial Officer as to the availability of fund prior to being approved; and

WHEREAS, the Finance Office has now reviewed Change Order #2 to assure funding is available for the \$7,500.00 Change Order.

WHEREAS, funding is available in the following Capital Project Account for this Change Order:

04-215-55-963-701 - \$7,500.00

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NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of the City of Clifton, County of Passaic, State of New Jersey, that the Certification of Funds be made part of this approval, and final payment be processed.

R385-23 Resolution - Certification of Funds - Dumor Contracting Inc.

**CERTIFICATION OF FUNDS
DUMOR CONTRACTING INC.
SCHULTHEIS FARM PARKING LOT IMPROVEMENTS**

WHEREAS, at the August 2, 2023, City Council Meeting, the City Council approved Change Order #1 and Final Payment Resolutions for the Improvements to the Schultheis Farm Parking Lot with Dumor Contracting Inc. on Resolution Numbers R361-23 and R362-23; and

WHEREAS, the total cost of this Contract is \$396,199.00 and the Change Order Resolution was required to be certified for funds by the Chief Financial Officer as to the availability of fund prior to being approved; and

WHEREAS, the Finance Office has now reviewed Change Order #1 to assure funding is available for the \$16,340.00 Change Order.

WHEREAS, funding is available in the following Grant Project Account for this Change Order:

02-213-40-724-508 - \$16,340.00

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and City Council of the City of Clifton, County of Passaic, State of New Jersey, that the Certification of Funds be made part of this approval, and final payment be processed.

R387-23 Resolution Authorizing Advertisement for Bids for Supply, Installation and Maintenance of Parking Meters for the City of Clifton

**RESOLUTION AUTHORIZING ADVERTISEMENT FOR BID FOR
SUPPLY, INSTALLATION AND MAINTENANCE OF PARKING METERS FOR THE
CITY OF CLIFTON**

WHEREAS, the Police Department of the City of Clifton has need of Supply, Installation and Maintenance of Parking Meters for the City of Clifton; and

WHEREAS, the City of Clifton Police Department has requested the City Purchasing Agent advertise for and receive bids for the providing of the above-mentioned Supply, Installation and Maintenance of Parking Meters for the City of Clifton; 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 herein; and

BE IT FURTHER RESOLVED that the Notice to Bidders shall be published once in the legal

newspaper of the City of Clifton, in accordance with N.J.S.A. 40A:11-1 et seq.

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R388-23 Resolution Authorizing Advertisement for Bids for Purchase of One (1) Oil Jacketed Asphalt Crack Sealer for the City of Clifton

**RESOLUTION AUTHORIZING ADVERTISEMENT FOR BID FOR
PURCHASE OF ONE (1) OIL JACKETED ASPHALT CRACK SEALER FOR THE CITY
OF CLIFTON**

WHEREAS, the Department of Public Works of the City of Clifton has need of Procurement of One(1) Oil Jacketed Asphalt Crack Sealer for the purpose of sealing cracks along City Wide Pedestrian pathways for the City of Clifton; and

WHEREAS, the City of Clifton Police Department has requested the City Purchasing Agent advertise for and receive bids for the providing of the above-mentioned Procurement of One (1) Oil Jacketed Asphalt Crack Sealer for the City of Clifton; and

WHEREAS, the City of Clifton will award the project after the approval of Capital Budget; 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 herein; and

BE IT FURTHER RESOLVED that the Notice to Bidders shall be published once in the legal newspaper of the City of Clifton, in accordance with N.J.S.A. 40A:11-1 et seq.

R389-23 Resolution Supporting the Tax Exemption for Totally Disabled Veterans and Calling for the State and Federal Governments to Assist in the Funding of This Exemption

**RESOLUTION SUPPORTING THE TAX EXEMPTION FOR TOTALLY DISABLED
VETERANS AND CALLING FOR THE STATE AND FEDERAL GOVERNMENTS TO
ASSIST IN THE FUNDING OF THIS EXEMPTION**

WHEREAS, the State of New Jersey offers several State Property Tax Deduction programs, including Senior and Veteran deductions; and

WHEREAS, the City of Clifton has a history of proudly and actively supporting our soldiers and veterans and will continue to do so; and

WHEREAS, the State establishes the rules of eligibility for tax exemptions for totally disabled veterans and the US Department of Veterans Affairs determines the disability percentage; and

WHEREAS, the State of New Jersey refunds municipalities for the loss of property tax revenue as a result of the Senior Citizens and Veterans Deductions, but does not refund municipalities for 100% disabled veterans; and

WHEREAS, Veterans proudly served the residents of the entire Country, not just the State and municipality; it is therefore appropriate that the Federal and State governments contribute towards the costs of this exemption; and

WHEREAS, recent tight fiscal controls placed upon local governments exacerbate the uncontrollable loss of revenue.

NOW THEREFORE BE IT RESOLVED, that the City of Clifton, calls upon our State and Federal representatives to support Federal and State reimbursement for the costs on local taxpayers for the tax exemptions for totally disabled veterans; and

BE IT FURTHER RESOLVED that the City of Clifton wholeheartedly supports the continuation of the exemption, but believe the costs for the exemption should be borne by all levels of government; and

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BE IT FURTHER RESOLVED that copies of this resolution be forward to the New Jersey League of Municipalities, the members of the New Jersey State Legislature, the members of the New Jersey Congressional Delegation, the Lieutenant Governor and Governor of the State of New Jersey.

R390-23 Resolution of the City of Clifton, County of Passaic, State of New Jersey to Place on the Ballot a Referendum to Establish an Annual Tax Levy for a Municipal Open Space and Recreation Trust Fund

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 15, 2023 at which time, said subject(s) shall be discussed; and

- CON-1 NAACP Consent Decree - Legal Opinion
- CON-2 Litigation Update: Pending Grievance Arbitrations
- CON-3 Rice Notices and Executive Session - Legal Opinion
- CON-4 Vapor Business Ordinance - Legal Opinion - Potential Litigation
- CON-5 Legal Questions Regarding IBEW-DPW Contract 2022-2025 and Sewer Jetting Bids
- CON-6 Chief Municipal Prosecutor Position - Personnel Matter

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 R & G Grocery

RESOLUTION FOR PRELIMINARY APPROVAL

FOR R & G GROCERY DELI LLC
T/A R & G GROCERY DELI
ADDRESS 2 KULICK ST CLIFTON, NJ 07011
TYPE OF FOOD ESTABLISHMENT INTENDED GROCERY/MILK
FORMERLY OR NEW CLARIBEL DELI GROCERY
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 Clifton Village Pizza

RESOLUTION FOR FINAL APPROVAL

BE IT RESOLVED, THAT THE APPLICATION OF CVPN, LLC
T/A CLIFTON VILLAGE PIZZA
for permission to conduct a: RESTAURANT-CONTINUED USE
for a period ending January 31, 2024 on the premises known as:
1380 CLIFTON AVE CLIFTON, NJ 07012
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 and Zoning Officer.

L-3 Non Stop Chicken

RESOLUTION FOR FINAL APPROVAL

August 15, 2023

BE IT RESOLVED, THAT THE APPLICATION OF NJ FUSION FRIED & GRILL FOODS LLC
T/A NON STOP CHICKEN

for permission to conduct a: CATERER-CONTINUED USE
for a period ending January 31, 2024 on the premises known as:
64.5 MARKET ST CLIFTON, NJ 07012

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 and Zoning Officer.

L-4 Crepe Castle

RESOLUTION FOR FINAL APPROVAL

BE IT RESOLVED, THAT THE APPLICATION OF CREPE CASTLE, LLC
T/A CREPE CASTLE

for permission to conduct a: RESTAURANT - CONTINUED USE
for a period ending January 31, 2024 on the premises known as:
852 RT 3 WEST., CLIFTON, NJ 07012

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 and Zoning Officer.

L-5 Mr. Falafel

RESOLUTION FOR PRELIMINARY APPROVAL

FOR MR. FALAFEL LLC

T/A MR.FALAFEL

ADDRESS 248 B LAKEVIEW AVE CLIFTON NEW JERSEY 07011

TYPE OF FOOD ESTABLISHMENT INTENDED RESTAURANT

FORMERLY OR NEW

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.

ADJOURNMENT

A Motion was made by Councilwoman Sadrakula, seconded by Councilman Latona to adjourn
the meeting at 11:59 p.m.

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

Respectfully Submitted,

Nancy Ferrigno
City Clerk

Raymond Grabowski, Mayor