

**CITY OF CLIFTON  
CLIFTON, NEW JERSEY  
REGULAR MEETING MINUTES AUGUST 16, 2022**

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

**8:00 P.M. CALL OF ROLL**

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

Adequate notice of this meeting has been provided by the Annual Notice of regularly scheduled meetings of the Municipal Council for the year 2022 which was published as legal advertisements in the Herald News on December 11, 2021 and was additionally advertised in the Record on December 11, 2021. Further notice of this meeting was given on Friday prior to the meeting to The Herald News and by posting of said notice on the bulletin board at City Hall and on the Clifton Website which notice stated that formal action may or may not be taken on matters to come before the Municipal Council.

Upon roll call, the following were noted present:

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

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

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

Pastor Eric Farrar – Hope Reformed Church

**PUBLIC HEARING**

**APPROVAL OF MINUTES**

A Motion was made by Councilman Grabowski, seconded by Councilwoman Murphy and passed on roll call vote to approve the Regular, Workshop and Executive Session Minutes of August 3, 2022.

(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 Melissa Spencer Human Services Health Dept., promoted to Provisional Senior Registered Environmental Health Specialist effective 08/01/2022 at \$78,000. annually.
- C-2 Enrico Caruso Human Services, Health Dept., hired as provisional Registered Environmental Health Specialist Public Health effective 08/01/2022 at \$58,000. annually.
- C-3 Frank Librizzi Assessing Aide in the Tax Assessors Office hired effective 08/01/2022 at \$51,000. annually.
- C-4 Salvatore Saggio Police Sergeant Public Safety, retired his position effective 08/01/2022.
- C-5 Nelson David Provisional Senior Maintenance Repairer Welder D.P.W., hired effective 08/01/2022 at \$56,000. annually.

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- C-6 Ronald Pressler Supervising Fire Prevention Specialist, retired his position effective 08/01/2022.
- C-7 Kevin Maultsby Laborer 1 - DPW to Maintenance Worker 1 Grounds effective 07/16/2022 at \$59,391.96 annually.
- C-8 Liam McCann Public Safety Telecommunicator Trainee Public Safety hired at \$31,837.37 annually effective 08/10/2022.
- C-9 Jose A. Quirino Public Safety Telecommunicator Trainee Public Safety hired at \$31,837.37 annually effective 08/10/2022.

### **COMMUNICATIONS MEETING MINUTES**

- C-10 Minutes of Board of Adjustment of July 20, 2022
- C-11 Minutes of Alcoholic Beverage Control Board of July 13, 2022

### **SECOND READING ORDINANCES**

#### **A. Adoption of Ordinance 7754-22**

#### **B. Public Hearing on Ordinance 7754-22**

Mayor Anzaldi opened the floor to the public with regard to the Ordinance 7754-22

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

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

#### **Bond Ordinance Amending Bond Ordinance Number 7744-19 Finally Adopted by the City Council of the City of Clifton, in the County of Passaic, State of New Jersey on September 3, 2019, to Amend the Description of the Improvement and Useful Life Referenced in Section 3(a)(ii) Therein and Amend the Useful Life Referenced in Section 7(b) Therein**

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

#### **C. Adoption of Ordinance 7755-22**

#### **D. Public Hearing on Ordinance 7755-22**

Mayor Anzaldi opened the floor to the public with regard to the Ordinance 7755-22

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

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

**An Ordinance to Amend, Revise and Supplement Chapter 99 of the Code of the City of Clifton, Entitled "Salaries and Compensation", More Particularly Article II Thereof, Entitled "Nonuniformed Officials and Employees", Section 99-2, Entitled "Minimum and Maximum Fixed (Creates Title of & Compensation for Social Worker-Health, Bilingual English and Spanish)**

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

**E. Adoption of Ordinance 7756-22**

**F. Public Hearing on Ordinance 7756-22**

Mayor Anzaldi opened the floor to the public with regard to the Ordinance 7756-22

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

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

**An Ordinance to Amend, Revise and Supplement Chapter 439 of the Code of the City of Clifton, Entitled "Vehicles and Traffic", More Particularly Section 439-37 Thereof, Entitled "Handicapped Parking on Streets" (Deletes 2 Restricted Handicapped Spaces)**

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

**G. Adoption of Ordinance 7757-22**

**H. Public Hearing on Ordinance 7757-22**

Mayor Anzaldi opened the floor to the public with regard to the Ordinance 7757-22

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

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

**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.

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### **I. Adoption of Ordinance 7758-22**

#### **J. Public Hearing on Ordinance 7758-22**

Mayor Anzaldi opened the floor to the public with regard to the Ordinance 7758-22

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

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

#### **An Ordinance to Amend, Revise and Supplement Chapter 439 of the Code of the City of Clifton, Entitled "Vehicles and Traffic", More Particularly Section 439-38 Thereof, Entitled "Handicapped Parking on Streets for Private Residences" (Adds 10 Restricted Handicapped Spaces)**

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

### **K. Adoption of Ordinance 7759-22**

#### **L. Public Hearing on Ordinance 7759-22**

Mayor Anzaldi opened the floor to the public with regard to the Ordinance 7759-22

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

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

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

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

### **FIRST READING ORDINANCES**

#### **A. Introduction of Ordinance 7760-22**

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

**Ordinance of the City of Clifton, County of Passaic, State of New Jersey Approving and Adopting the Clifton Hoffmann-La Roche Amended Phase III Redevelopment Plan Dated July, 2022**

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 6, 2022 at 8:00 p.m. and that the City Clerk be authorized to publish said ordinance together with statutory notice as required by law.

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

**B. Introduction of Ordinance 7761-22**

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

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

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 6, 2022 at 8:00 p.m. and that the City Clerk be authorized to publish said ordinance together with statutory notice as required by law.

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

**CITY MANAGER PRIVILEGE**

City Manager, Dominick Villano, announced that he has received several complaints from residents regarding loud parties and that he is working with the Legal Department to revise the City's current noise ordinance to allow summonses to be issued.

**FLOOR TO MEMBERS OF THE PUBLIC**

Tom Whittles, CASA, thanked the Council for their support by allowing a vigil on City Hall property in memory of those lost to drug overdoses. He announced the vigil will be held on August 31, 2022.

Henry Cholewczynski, 37 Phyllis Place, spoke about the lack of sidewalks on Allwood Place and enforcement of the City's current sidewalk Ordinance.

Chris D'Amato, 81 Merrill Rd., discussed the City's communication system and campaigned for a seat on the upcoming City Council election.

Ray Robertello, 66 Woodlawn Ave., spoke about the newly formed Civil Rights Committee and offered his support to the committee.

Francesco Muoio, J5 The Meadows, campaigned for a seat on the upcoming City Council election.

Dominic Ianarella, 98 Rolling Hills Rd., campaigned for a seat on the upcoming City Council election.

Fahim Abedrabbo, 53 Haddenfield Rd., spoke about traffic safety, speed tables and the make up of the Civil Rights Committee.

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

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

### **COUNCIL PRIVILEGE**

#### **Councilwoman Sadrakula**

Councilwoman Sadrakula asked when the Third River flood study would be available and when the residents' meeting would be taking place. City Manager, Dominick Villano, replied the report would be available on August 18, 2022 and the meeting is scheduled for August 30, 2022 at 6:00pm. She also spoke about traffic safety and painting of crosswalks. Councilwoman Sadrakula discussed the bidding of a new garbage contract and revising the noise ordinance. She discussed two properties on Holly Street that are in need of maintenance.

#### **Councilman Eagler**

Councilman Eagler wished luck to all the Candidates running for City Council. He asked to be provided the date of the Candidates Forum when it is available. Councilman Eagler announced an upcoming sales tax holiday. He spoke about the war in Ukraine and asked for an update on reopening the Hamilton House for student tours.

#### **Councilman Gibson**

Councilman Gibson thanked Mr. Whittles for organizing the Overdose Awareness vigil. He stated that he would follow-up on the installation of sidewalks on Allwood Place. Councilman Gibson remarked that a Communication Director, suggested by candidate Chris D'Amato, is a good idea. He stated he would bring traffic safety issues brought up by Fahim Abedrabbo, to the Traffic Safety Committee. Councilman Gibson announced that school would be opening shortly and wished all the staff and students a successful year. He asked that parents do not let their children exit vehicles on the street side when dropping their kids off at school. Councilman Gibson remarked that a revision to the City's current noise ordinance is due.

#### **Councilman Grabowski**

Councilman Grabowski discussed the Governor's mandate to extend outdoor dining through November of 2024. He announced that the Civil Rights Committee ordinance will be revised to include City employees, high school and college students. He remarked it's a smart idea to hire a communications manager, as Chris D'Amato suggested.

#### **Councilwoman Murphy**

Councilwoman Murphy stated that she met with many of the candidates running for City Council and feels that it is a very impressive group of individuals. She announced that the Civil Rights Committee is looking for members. Councilwoman Murphy warned residents of a rash of catalytic converter thefts. She discussed how the Governor's ruling to extend outdoor dining until 2024 will help local restaurants recover from the effects of the pandemic.

#### **Councilwoman Pino**

Councilwoman Pino assured that she would follow up on the installation of sidewalks on Allwood Road. She thanked Chris D'Amato for his suggestion to hire a Communications Manager. Councilwoman Pino remarked that the flag raising ceremonies are always a good experience. She gave accolades to the Boys and Girls Club of Clifton for their excellent work with the City youth. Councilwoman Pino discussed adding an optional area to the Civil Rights Committee application asking the applicants race or ethnicity.

**Mayor Anzaldi**

Mayor Anzaldi spoke about the history of the Safetytown program. He thanked CASA for organizing the Overdose Awareness Memorial. Mayor Anzaldi remarked that schools will open shortly and hoped for a successful year for all students and faculty. He announced the upcoming Veterans Food Truck Festival. Mayor Anzaldi spoke about hateful individuals.

**RESOLUTIONS VOTED ON SEPERATELY**

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

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

Item 5367, Page 16

R382-22      Claims List – August 16, 2022

Resolution: Approve Claims List Resolution for the August 16, 2022 City Council Meeting

**RESOLUTION TO APPROVE CLAIMS TO BE PAID  
MEETING OF AUGUST 16, 2022**

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

Current Fund	\$41,986,106.42
Grant Fund	\$140,196.76
General Capital Fund	\$890,860.42
Sewer Utility -Operating	\$2,997,305.22
Sewer Utility-Capital	\$85,675.00
Developers Escrow	\$340.00
Dog Trust	\$5,811.25
Police Extra Duty	\$184,667.50
Trust Other	\$133,599.15
Section 8 Public Housing	\$231,054.87
Community Development	\$38,105.71
COAH	
Self Insurance	\$1,272,283.22
Fire Dedicated Penalties	
Revolving Loan Fund	
Tax Title Lien Redemption	
Unemployment Trust Fund	
Library	\$556,823.66
General Liability Trust	\$46,000.69
Workers Compensation Trust	\$107,190.65
Federal DOJ Forfeiture	
<b>TOTAL CLAIMS</b>	<b>\$48,676,020.52</b>

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

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

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R382-22 Claims List – August 16, 2022

Resolution: Approve Claims List Resolution for the August 16, 2022 City Council Meeting

**RESOLUTION TO APPROVE CLAIMS TO BE PAID  
MEETING OF AUGUST 16, 2022**

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

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General Liability Trust	\$46,000.69
Workers Compensation Trust	\$107,190.65
Federal DOJ Forfeiture	
<b>TOTAL CLAIMS</b>	<b>\$48,676,020.52</b>

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

**RESOLUTIONS**

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

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

R383-22 Reclassification of Payments

**RESOLUTION  
RECLASSIFICATION OF PAYMENTS**

**BE IT RESOLVED**, by the Mayor and City Council of the City of Clifton, County of Passaic, State of New Jersey, that the Chief Financial Officer is hereby authorized to reclassify the following payment as follows:

CHECK #	DATE	PAYEE	AMOUNT	FROM	TO
135758 (partial)	01/19/22	MRC, INC.	\$80,000.00	04-215-55-963-701	02-213-40-707-101

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R384-22 Resolution Authorizing Advertisement of Notice of Intent to Procure One (1) Custom Pumper Fire Apparatus Via Sourcewell National Cooperative Contract



**RESOLUTION AUTHORIZING ADVERTISEMENT OF NOTICE OF INTENT TO  
PROCURE ONE (1) CUSTOM PUMPER FIRE APPARATUS  
VIA SOURCEWELL NATIONAL COOPERATIVE CONTRACT**

**WHEREAS**, the City of Clifton is allowed to participate in inter-local purchasing systems per N.J.S.A. 52:34-6.2 (b) P.L. 2011, c.139 which was enacted into law permitting agencies to utilize cooperative purchasing agreements with other states; and

**WHEREAS**, pursuant to resolution R274-18, adopted June 19, 2018, the City of Clifton is a member of Sourcewell, formerly known as National Joint Powers Alliance (NJPA), a national cooperative, in accordance with N.J.S.A. 52:34-6.2, and LFN 2012-10; and

**WHEREAS**, the City of Clifton seeks permission to advertise the City’s interest in participating with the Sourcewell national cooperative for one (1) new Custom Pumper Fire Apparatus, under Sourcewell contract number # 113021-OKC-1, which was awarded to Pierce Manufacturing Inc., to be furnished and delivered by the above manufacturer’s authorized dealer, Fire & Safety Services, LTD., located at 200 Ryan Street, South Plainfield NJ 07080; and

**WHEREAS**, information regarding the contract may be found on Sourcewell’s website at <https://www.sourcewell-mn.gov/cooperative-purchasing/113021-okc-1#tab-contract-documents>; and

**WHEREAS**, the current contract term for Sourcewell contract #113021-OKC-1 for Firefighting Apparatus and Fire Service Vehicles expires on February 10, 2026; and

**WHEREAS**, barring comments to the contrary, it is the intent of the City of Clifton to award a contract to Pierce Manufacturing Inc., 2600 American Drive, Appleton, WI 54914, to be furnished and delivered by the above manufacturer’s authorized dealer, Fire & Safety Services, LTD., located at 200 Ryan Street, South Plainfield NJ 07080, pursuant to the proposal submitted in response to Sourcewell’s Notice to Bidders Titled “Firefighting Apparatus and Fire Service Vehicles” and subsequent Contract Award # 113021-OKC-1 for Firefighting Apparatus and Fire Service Vehicles; and

**NOW, THEREFORE BE IT RESOLVED**, that the City of Clifton authorizes the Purchasing Agent to advertise the Notice of Intent to Award Contract under a National Cooperative Purchasing Agreement with a comment period ending September 1, 2022.

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R385-22        Resolution of Award of Contract for Snow Melter System for Department of Public Works

**RESOLUTION OF AWARD OF CONTRACT FOR  
SNOW MELTER SYSTEM FOR DEPARTMENT OF PUBLIC WORKS**

**WHEREAS**, pursuant to resolution R343-22, the Mayor, and Council of the City of Clifton authorized bids to be solicited for the above snow Melter System; and,

**WHEREAS**, the Purchasing Agent did advertise for the above, and on August 11, 2022, and received a sole bid from Trius, Inc., for \$597,750.00; and

**WHEREAS**, upon attorney review of the submitted documents, Trius, Inc., located at 5049 Industrial Road, Farmingdale, NJ 07727, was deemed sole lowest responsive and responsible bidder; and,

**WHEREAS**, the bid specifications provided two-years warranty, and also offered the bidder an option for one extra year (3<sup>rd</sup> year), which was proposed as \$11,256.00; and

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**WHEREAS**, subsequent to a review of the project and bid received, the Purchasing Agent concurs with the DPW Director's recommendation to award the bid to Trius, Inc., in accordance with their proposal; and

**NOW, THEREFORE, BE IT RESOLVED**, that the contract for the One (1) Snow Melter System be and is hereby awarded to the sole bidder Trius, Inc., located at 5049 Industrial Road, Farmingdale, NJ 07727, in accordance with the bid received on August 11, 2022, for the base bid of \$597,750.00 and the 3<sup>rd</sup> year warranty option at \$11,256.00, a total contract not to exceed amount of \$609,006.00.00.

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R386-22 Resolution Authorizing Advertisement of Notice of Intent to Procure the Next Phase of Upgrading and Improving the City's Communication System Via NCPA National Cooperative Contract

**RESOLUTION AUTHORIZING ADVERTISEMENT OF NOTICE OF INTENT TO PROCURE THE NEXT PHASE OF UPGRADING AND IMPROVING THE CITY'S COMMUNICATION SYSTEM VIA NCPA NATIONAL COOPERATIVE CONTRACT**

**WHEREAS**, the City of Clifton is allowed to participate in inter-local purchasing systems per N.J.S.A. 52:34-6.2 (b) P.L. 2011, c.139 which was enacted into law permitting agencies to utilize cooperative purchasing agreements with other states; and,

**WHEREAS**, the City of Clifton is a member of NCPA (National Cooperative Purchasing Alliance), a governmental national cooperative, under the lead agency Region XIV Education Service Center, Abilene, TX 79601-4750, which is accessible to the City in accordance with N.J.S.A. 52:34-6.2, and LFN 2012-10; and,

**WHEREAS**, The MIS Coordinator has requested that the City of Clifton seek permission to advertise the City's interest in participating with the NCPA national cooperative for the next phase of upgrading and improving the City's communication system overall, via NCPA contract 01-42, which was awarded to Dell Marketing, L.P., to be furnished and delivered by the above manufacturer's authorized dealer, Converge One, Inc., 10900 Nesbitt Avenue South, Bloomington, MN 55437; and,

**WHEREAS**, information regarding the contract may be found on NCPA's website at <https://www.ncpa.us/Vendors/Dell>; and,

**WHEREAS**, the current contract term for NCPA contract #01-42 for Technology Services expires on October 31st, 2023; and

**WHEREAS**, barring comments to the contrary, it is the intent of the City of Clifton to award a contract to Dell Marketing, L.P., One Dell Way, Round Rock, TX 78682, to be furnished and delivered by the above manufacturer's authorized dealer, Converge One, Inc., 10900 Nesbitt Avenue South, Bloomington, MN 55437, pursuant to the proposal submitted in response to NCPA's Notice to Bidders Titled "Technology Services" and subsequent Contract Award #01-42 for Technology Services; and

**NOW, THEREFORE BE IT RESOLVED**, that the City of Clifton authorizes the Purchasing Agent to advertise the Notice of Intent to Award Contract under a National Cooperative Purchasing Agreement with a comment period ending September 1, 2022.

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R387-22 Resolution Authorizing the Execution of a Professional Fees Escrow Agreement Between the City of Clifton and PB Nutclif Master, LLC

**RESOLUTION AUTHORIZING THE EXECUTION OF A PROFESSIONAL FEES ESCROW AGREEMENT BETWEEN THE CITY OF CLIFTON AND PB NUTCLIF MASTER, LLC**

**WHEREAS**, the City of Clifton, in the County of Passaic, New Jersey (the "City"), a public body corporate and politic of the State of New Jersey (the "State"), is authorized pursuant to the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq. (the "LRHL"), to determine

whether certain parcels of land within the City constitute an area in need of rehabilitation and/or an area in need of redevelopment; and

**WHEREAS**, pursuant to Resolution No. 513-14, adopted November 5, 2014, and in accordance with the provisions of the LRHL, the Municipal Council of the City (“**Municipal Council**”), directed the Planning Board of the City of Clifton (the “**Planning Board**”) to conduct an investigation to determine whether the real property identified as Block 80.02, Lots 1 & 4, and Block 79.04, Lots 10 & 21 on the Tax Map of the City of Clifton (the “**Redevelopment Study Area**”), meets the criteria set forth in N.J.S.A. 40A:12A-5 and -6 for designation as a non-condemnation “area in need of redevelopment”; and

**WHEREAS**, the Planning Board, pursuant to and in accordance with the requirements of the LRHL, conducted a public hearing on April 23, 2015 to determine whether the Redevelopment Study Area should be designated as a non-condemnation “area in need of redevelopment”; and

**WHEREAS**, as part of the investigation, the Planning Board reviewed the recommendations set forth in the *Redevelopment Study Area Determination of Need Study*, prepared by Maser Consulting, P.A., and dated February 5, 2015 (the “**Maser Study**”); and

**WHEREAS**, the Planning Board unanimously adopted a resolution dated April 23, 2015, recommending that the Municipal Council designate the Redevelopment Study Area as a non-condemnation “area in need of redevelopment”; and

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

**WHEREAS**, on May 5, 2015 the Municipal Council adopted Resolution No. 251-15, which resolution accepted the findings of the Maser Study and the recommendations of the Planning Board and designated the Redevelopment Study Area as a non-condemnation “area in need of redevelopment” under the LRHL in accordance with the provisions of N.J.S.A. 40A:12A-6 of the LRHL (the “**Hoffmann-La Roche Redevelopment Area**”); and

**WHEREAS**, the Hoffmann-La Roche Redevelopment Area encompasses approximately 67.39 acres of land and is bounded by New Jersey State Highway Route 3 (“**State Hwy Rte. 3**”) to the north and is otherwise bounded by what was commonly referred to as the Hoffman-La Roche Campus in Nutley, New Jersey (the “**Nutley Property**”) to the west, and a residential street, Bloomfield Avenue, in the City of Clifton, to the east; and

**WHEREAS**, the Municipal Council, in accordance with the LRHL, pursuant to Ordinance #O-7309-16, adopted the redevelopment plan (the “**Phase I Redevelopment Plan**”) prepared by Maser Consulting, P.A., the City’s planner for redevelopment of the Hoffmann-La Roche Redevelopment Area, for an approximately 5.573 acre portion of the Hoffmann-La Roche Redevelopment Area, specifically comprising of a portion of Block 80.02, Lot 4 (the “**Phase I Redevelopment Area**”); and

**WHEREAS**, the Municipal Council, in accordance with the LRHL, pursuant to Ordinance #O-7390-17, adopted the redevelopment plan (the “**Phase IIA Redevelopment Plan**”) prepared by Maser Consulting, P.A. for an approximately 12.39 acre portion of the Hoffmann-La Roche Redevelopment Area, specifically comprising the entirety of Block 79.04, Lots 10 and 21 (the “**Phase IIA Redevelopment Area**”); and

**WHEREAS**, the Municipal Council, in accordance with the LRHL, pursuant to Ordinance #O-7391-17, adopted the redevelopment plan (the “**Phase IIB Redevelopment Plan**”) prepared by Maser Consulting, P.A. for an approximately 11.326 acre portion of the Hoffmann-La Roche Redevelopment Area, specifically comprising a portion of Block 80.02, Lot 4 (the “**Phase IIB Redevelopment Area**”); and

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**WHEREAS**, the Municipal Council, in accordance with the LRHL, pursuant to Ordinance #O-7653-21, adopted the redevelopment plan (the “**Phase III Redevelopment Plan**”) prepared by Maser Consulting, P.A. for an approximately 13.0047 acre portion of the Hoffmann-La Roche Redevelopment Area, specifically comprising a portion of Block 80.02, Lots 1.01, 1.02, 4.04 and 4.05 (the “**Phase III Redevelopment Area**”); and

**WHEREAS**, the Municipal Council believes that the continuing redevelopment of the Hoffmann-La Roche Redevelopment Area is in the vital and best interests of the community and promotes the health, safety, morals and welfare of the City’s residents and is in accord with the public purpose and provisions of the LRHL and all other applicable law; and

**WHEREAS**, in furtherance of the potential redevelopment of all or a portion of the remainder of the Hoffmann-La Roche Redevelopment Area and the improvements located thereon, including the addressing of traffic impacts within and around the Hoffmann-La Roche Redevelopment Area, the Municipal Council of the City of Clifton desires to enter into an Escrow Agreement with the Owner allowing the Owner to deposit funds in escrow with the City to fund all reasonable out-of-pocket costs incurred by the City in connection with the potential redevelopment of the Hoffmann-La Roche Redevelopment Area.

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

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

**Section 2.** The Escrow Agreement by and between the Municipal Council of the City of Clifton and PB Nutclif Master, LLC in the form attached hereto as **Exhibit A**, subject to any and all conditions contained therein and such revisions as deemed advisable by counsel to the City, is hereby authorized and approved.

**Section 3.** The Mayor of the of the City is hereby authorized to execute the Escrow Agreement, substantially in the form attached hereto as **Exhibit A**, with such changes to the Escrow Agreement from the attached form as deemed desirable or necessary by the Mayor on behalf of the Municipal Council of the City of Clifton, or recommended by counsel to the City.

**Section 4.** Upon execution of the Escrow Agreement, the Mayor, in consultation with the City’s consultants and internal staff, are each hereby authorized and directed to perform the obligations and exercise the rights of the City under the Escrow Agreement so executed in a manner consistent therewith.

**Section 5.** The City Clerk is hereby directed to publish and post notice of this resolution if required by applicable law.

**Section 6.** The executed copy of the Escrow Agreement shall be certified and shall be filed with the Office of the Clerk of the City of Clifton.

**Section 7.** If any part(s) of this Resolution shall be deemed invalid, such part(s) shall be severed and the validity thereof shall not affect the remaining parts of this Resolution.

**Section 8.** All resolutions or parts thereof inconsistent with this Resolution are hereby rescinded.

**Section 9.** This Resolution shall take effect at the time and in the manner provided by applicable law.

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R388-22 Resolution Rescinding Resolution R191-22 Adopted on April 19, 2022 Rescinding Resolutions R204-20 Adopted on June 3, 2020 and Amended by Resolution R301-20 Adopted on August 18, 2020 Entitled "Resolution Permitting Restaurants to Offer Outdoor Dining in Accordance with Executive Order 150, et seq." and Resolution R074-21, Adopted on February 2, 2021, Entitled "Resolution Establishing the Permitted Hours of Operation for Licensed Food and Beverage Establishments Offering Outdoor Dining During the Winter Months (Permits Licensed Restaurants and Beverage Establishments to Operate Between the Hours of 7:00 a.m. and 11:00 p.m.)

**RESOLUTION RESCINDING RESOLUTION R-191-22 ADOPTED ON APRIL 19, 2022 RESCINDING RESOLUTIONS R-204-20 ADOPTED ON JUNE 3, 2020 AND AMENDED BY RESOLUTION R-301-20 ADOPTED ON AUGUST 18, 2020 ENTITLED “RESOLUTION PERMITTING RESTAURANTS TO OFFER OUTDOOR DINING IN ACCORDANCE WITH EXECUTIVE ORDER 150, ET SEQ.” AND RESOLUTION R-074-21, ADOPTED ON FEBRUARY 2, 2021, ENTITLED “RESOLUTION ESTABLISHING THE PERMITTED HOURS OF OPERATION FOR LICENSED FOOD AND BEVERAGE ESTABLISHMENTS OFFERING OUTDOOR DINING DURING THE WINTER MONTHS (PERMITS LICENSED RESTAURANTS AND BEVERAGE ESTABLISHMENTS TO OPERATE BETWEEN THE HOURS OF 7:00 A.M. AND 11:00 P.M.)”**

**BE IT RESOLVED**, that Resolution R-191-22 adopted on April 19, 2022 entitled “Resolution Rescinding Resolutions R-204-20 Adopted on June 3, 2020 and Amended by Resolution R-301-20 Adopted on August 18, 2020 Entitled Resolution Permitting Restaurants to Offer Outdoor Dining in Accordance With Executive Order 150, *et seq.*” and Resolution R-074-21, Adopted on February 2, 2021, Entitled “Resolution Establishing the Permitted Hours of Operation for Licensed Food and Beverage Establishments Offering Outdoor Dining During the Winter Months (Permits Licensed Restaurants and Beverage Establishments to Operate Between the Hours of 7:00 a.m. and 11:00 p.m.,” be and hereby is rescinded; and

**BE IT FURTHER RESOLVED**, that Resolutions R-204-20 adopted on June 3, 2020 and Amended by Resolution R-301-20 adopted on August 18, 2020 entitled “Resolution Permitting Restaurants to Offer Outdoor Dining in Accordance With Executive Order 150, *et seq.*,” be and hereby are reinstated.

**BE IT FURTHER RESOLVED**, that Resolution R-074-21 adopted on February 2, 2021 entitled “Resolution Establishing the Permitted Hours of Operation For Licensed Food and Beverage Establishments Offering Outdoor Dining During the Winter Months (Permits Licensed Restaurants and Beverage Establishments to Operate Between the Hours of 7:00 a.m. and 11:00 p.m.)” shall remain rescinded as it relates to outdoor dining during the winter months (December 1st through March 31st).

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R389-22 Resolution Authorizing Games of Skill Operator License Renewal - J. Aldo's

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

**WHEREAS**, the Mayor and Council of the City of Clifton, County of Passaic, State of New Jersey are in receipt of Games of Skill Operator License Renewals from J. Aldo’s, 40 Highland Avenue in the City of Clifton; and

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

**WHEREAS**, all inspections have been completed by the Zoning and Police Departments;

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the City of Clifton, County of Passaic, and State of New Jersey that approval for the renewal of Games of Skill Operator License to J. Aldo’s be and is hereby granted.

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August 16, 2022

R390-22 Resolution of Congratulations Upon Retirement - Salvatore Saggio

**RESOLUTION OF CONGRATULATIONS UPON RETIREMENT –  
POLICE SERGEANT – SALVATORE SAGGIO**

**WHEREAS**, August 1, 2022, Police Sergeant, Salvatore Saggio, officially retired from his position with the Clifton Police Department; and

**WHEREAS**, he was appointed as a Police Officer on September 11, 1995, and his retirement will conclude a twenty-seven year career in service to the public and the City of Clifton; and

**WHEREAS**, throughout his career, he has always displayed an attitude of professionalism and dedication to duty; and

**WHEREAS**, he has been a credit to both the Police Department and the City of Clifton during all this time, and this Governing Body wishes to acknowledge his long-time service to the City;

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

**POLICE SERGEANT  
SALVATORE SAGGIO**

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

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

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R391-22 Late - Resolution Awarding Contract to DeCotiis, FitzPatrick, Cole & Giblin, LLP, for Special Counsel Services in Connection with RLUIPA Claim of Passaic County Community Kollal Congregation

**RESOLUTION AWARDING CONTRACT TO DE COTIIS, FITZ PATRICK, COLE & GIBLIN LLP, FOR SPECIAL COUNSEL SERVICES IN CONNECTION WITH RLUIPA CLAIM OF PASSAIC-COUNTY COMMUNITY KOLLEL CONGREGATION**

**WHEREAS**, the City of Clifton requires the services of special counsel to perform certain legal services for the City of Clifton in connection with a RLUIPA claim asserted by Passaic-County Community Kollal Congregation; and

**WHEREAS**, the Municipal Attorney recommends the appointment of DeCotiis, FitzPatrick, Cole & Giblin, LLP of Paramus, NJ, to provide said services for the City of Clifton at the rate of \$175.00 per hour; however, not to exceed \$10,000.00 for the term of the contract; and

**WHEREAS**, any fee in excess of \$10,000.00 for the contract term shall require the approval of the Municipal Council and the adoption of a supplementary resolution; and

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

**WHEREAS**, this award is of a non-fair and open contract in accordance with *N.J.S.A 19:44-A-20.5*; and, therefore, the Business Entity Disclosure Certification has been received and is incorporated in the contract awarded hereby, along with the Determination of Value; and

**WHEREAS**, the value of the contract has been determined to be not to exceed \$10,000.00 for the term without the consent of the Municipal Council; and

**WHEREAS**, there are funds available for the payment of the aforesaid services, and the Chief Financial Officer’s Certification of Funds in incorporated herein;

**NOW, THEREFORE, BE IT RESOLVED**, that: A contract for professional special counsel services in connection with a RLUIPA claim asserted by Passaic-County Community Kolliel Congregation, in the form as approved by the Clifton Law Department, is awarded to DeCotiis, FitzPatrick, Cole & Giblin, of Paramus, NJ, for the period August 1, 2022 through August 1, 2023, at a fee of \$175.00 per hour, not to exceed \$10,000.00 for the term of the contract without the express approval of the Municipal Council and adoption of a supplementary resolution.

1. The required Certificate of Availability of Funds for the above contract has been obtained from the Chief Financial Officer of the City of Clifton.
2. The Mayor and City Clerk are authorized and directed to execute a contact on behalf of the City of Clifton.
3. The original of this resolution and the contract in question shall be placed on file and made available for public inspection in the City Clerk’s Office of the City of Clifton.

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R392-22 Executive Session

**RESOLUTION AUTHORIZING EXECUTIVE SESSION**

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

- CON-1 Redevelopment (Former Hoffman La Roche, Inc. Corporate Campus) Escrow Agreement (R387)
- CON-2 Municipal Court Judge - Salary Request
- CON-3 Post Office Lease Negotiations - 1114 Main Avenue
- CON-4 Samuel Arnowitz, et al v. City of Clifton, et al. - Docket No. PAS-L-003491-20
- CON-5 Senior Horizons at Clifton - Lease Negotiations
- CON-6 Potential Site for New Firehouse
- CON-7 IBEW Contract Negotiations
- CON-8 PBA Local 36 Negotiations

**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 16, 2022 at which time, said subject(s) shall be discussed; and

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

**LICENSES**

**L-1 Clifton Chifa**

**RESOLUTION FOR FINAL APPROVAL**

**BE IT RESOLVED**, that the application of Clifton Chifa Restaurant, LLC t/a Clifton Chifa, 638 Paulison Ave., Clifton, NJ 07011 for a Restaurant – Continued Use, for a period ending December 31, 2022, is hereby approved and licenses so issued in the compliance with the approval of the Board of Health, Fire Department, Police and Zoning Officer.

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**L-2 Lamoon’s Thai Restaurant**

**RESOLUTION FOR FINAL APPROVAL**

**BE IT RESOLVED**, that the application of Nana2002, LLC t/a Lamoon’s Thai Restaurant, 64 Market St., Clifton, NJ 07012 for a Restaurant – Continued Use, for a period ending December 31, 2022, 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 Fratelli’s Pizza & Pasta**

**RESOLUTION FOR FINAL APPROVAL**

**BE IT RESOLVED**, that the application of Fratelli’s Pizza & Pasta, LLC t/a Fratelli’s Pizza & Pasta, 457 Clifton Ave., Clifton, NJ 07011 for a Restaurant – Continued Use for a period ending December 31, 2022, 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 3 Vidas Grocery & Deli**

**RESOLUTION FOR FINAL APPROVAL**

**BE IT RESOLVED**, that the application of 3 Vidas Grocery & Deli, LLC t/a 3 Vidas Grocery & Deli, 1055 Main Ave., Clifton, NJ 07011 for a Restaurant/Grocery/Milk – Continued Use, for a period ending December 31, 2022, is hereby approved and licenses so issued in the compliance with the approval of the Board of Health, Fire Department, Police and Zoning Officer.

Council returned to Closed Session at 9:14 p.m.

Roll Call/Return to Open Session

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

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

**ADJOURNMENT**

Upon motion made by Councilman Grabowski seconded by Councilwoman Murphy and passed on roll call vote, the meeting was adjourned at 9:45 p.m.

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

Respectfully Submitted,

Nancy Ferrigno  
City Clerk

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James Anzaldi