

**CITY OF CLIFTON  
CLIFTON, NEW JERSEY  
REGULAR MEETING MINUTES AUGUST 17, 2021**

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

**8:07 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 2021 which was published as legal advertisements in the Herald News on December 26, 2020 and was additionally advertised in the Record on December 27, 2020. Further notice of this meeting was given on Friday prior to the meeting to The Herald News and by posting of said notice on the bulletin board at City Hall and on the Clifton Website which notice stated that formal action may or may not be taken on matters to come before the Municipal Council.

Upon roll call, the following were noted present:

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

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

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

Imam Chauldhary - Masjid Baitul Mahid

**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 Minutes of the Regular, Workshop and Executive Session Minutes of August 4, 2021.

(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 Clifford Kuzmuk Laborer 1 D.P.W., hired effective 08/01/2021 at \$29,141.81 annually.  
C-2 Nicauris DeLosSantos resigned her position as Public Health Nurse, Health Dep., effective 07/31/2021.

**COMMUNICATIONS MEETING MINUTES**

C-3 Minutes of North Jersey District Water Supply Commission of June 23, 2021  
C-4 Minutes of CA-TV Committee of June 23, 2021  
C-5 Minutes of Beautification Committee of July 12, 2021  
C-6 Minutes of Board of Adjustment of July 21, 2021

August 17, 2021

C-7 Minutes of Clifton Arts Center of September 18, 2019 and August 26, 2020

C-8 Minutes of Alcoholic Beverage Control Board of July 14, 2021

## **SECOND READING ORDINANCES**

### **A. Adoption of Ordinance 7663-21**

### **B. Public Hearing on Ordinance 7663-21**

Mayor Anzaldi opened the floor to the public with regard to the Ordinance 7663-21

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 99 of the Code of the City of Clifton, entitled "Salaries and Compensation", More Particularly Article VI Thereof, entitled "Confidential Officials and Employees", and More Particularly Section 99-34 Thereof, entitled "Minimum and Maximum Salaries Fixed" (Amends Salary of Management Information Specialist)**

(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 7664-21**

### **D. Public Hearing on Ordinance 7664-21**

Mayor Anzaldi opened the floor to the public with regard to the Ordinance 7664-21

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

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

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

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

**E. Adoption of Ordinance 7665-21**

**F. Public Hearing on Ordinance 7665-21**

Mayor Anzaldi opened the floor to the public with regard to the Ordinance 7665-21

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.

**A Capital Ordinance Appropriating \$250,000 From The General Capital Fund Balance for Public Improvements in and by The City of Clifton, In The County of Passaic, State of New Jersey**

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

**G. Adoption of Ordinance 7666-21**

**H. Public Hearing on Ordinance 7666-21**

Mayor Anzaldi opened the floor to the public with regard to the Ordinance 7666-21

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.

**Bond Ordinance Providing for Various 2021 Capital Improvements, by and in the City of Clifton, in the County of Passaic, State of New Jersey; Appropriating \$8,500,000 Therefor and Authorizing the Issuance of \$8,075,000 Bonds or Notes of the City to Finance Part of the Cost Thereof**

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

**I. Adoption of Ordinance 7667-21**

**J. Public Hearing on Ordinance 7667-21**

Mayor Anzaldi opened the floor to the public with regard to the Ordinance 7667-21

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

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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 Councilwoman Murphy, seconded by Councilman Grabowski and carried by roll call vote.

**Bond Ordinance Providing for Various Sewer Improvements, by and in the City of Clifton, in the County of Passaic, State of New Jersey; Appropriating \$2,500,000 Therefor and Authorizing the Issuance of \$2,375,000 Bonds or Notes of the City to Finance Part of the Cost Thereof**

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

**K. Adoption of Ordinance 7668-21**

**L. Public Hearing on Ordinance 7668-21**

Mayor Anzaldi opened the floor to the public with regard to the Ordinance 7668-21

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

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

**An Ordinance to Amend, Revise and Supplement Chapter 439 of the Code of the City of Clifton, entitled "Vehicles and Traffic", More Particularly Section 439-38 Thereof, entitled "Handicapped Parking on Streets for Private Residences" (Deletes 3 Restricted Handicapped Spaces)**

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

**M. Adoption of Ordinance 7669-21**

**N. Public Hearing on Ordinance 7669-21**

Mayor Anzaldi opened the floor to the public with regard to the Ordinance 7669-21

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 1 Handicapped Space)**

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

**O. Adoption of Ordinance 7670-21**

**P. Public Hearing on Ordinance 7670-21**

Mayor Anzaldi opened the floor to the public with regard to the Ordinance 7670-21

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

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

**An Ordinance Authorizing the Private Sale of City-Owned Land Known as Block 43.18, Lot 23 on the Tax Map of the City of Clifton to Adjoining Property Owner**

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

**FIRST READING ORDINANCES**

**A. Introduction of Ordinance 7671-21**

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

**An Ordinance to Amend, Revise and Supplement Chapter 99 of the Code of the City of Clifton, entitled "Salaries and Compensation", More Particularly Article II Thereof, entitled "Non-Uniformed Officials and Employees" Section 99-2, Entitled "Minimum and Maximum Salaries Fixed" (Creates Title of & Compensation for Truck Driver, Heavy)**

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 Wednesday, September 8, 2021 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 7672-21**

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 Councilwoman Murphy and carried by roll call vote.

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**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 "Non-Uniformed Officials and Employees" Section 99-2, Entitled "Minimum and Maximum Salaries Fixed" (Creates Title of & Compensation for Maintenance Worker 1 Grounds)**

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 Wednesday, September 8, 2021 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.

**C. Introduction of Ordinance 7673-21**

The entitled ordinance was introduced and read by the City Clerk, as first reading, which reading was by title, passed upon motion 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 439-37 Thereof, entitled "Handicapped Parking on Streets" (Deletes 2 Restricted Handicapped Spaces)**

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 Wednesday, September 8, 2021 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.

**D. Introduction of Ordinance 7674-21**

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 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 (Deletes 2 Restricted Handicapped Spaces)**

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 Wednesday, September 8, 2021 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.

**E. Introduction of Ordinance 7675-21**

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

**An Ordinance to Amend, Revise and Supplement Chapter 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 12 Restricted Handicapped Spaces)**

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 Wednesday, September 8, 2021 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.

**F. Introduction of Ordinance 7676-21**

The entitled ordinance was introduced and read by the City Clerk, as first reading, which reading was by title, passed upon motion made by Councilwoman Murphy, 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" (Adds Title and Compensation for Public Defender)**

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 Wednesday, September 8, 2021 at 8:00 p.m. and that the City Clerk be authorized to publish said ordinance together with statutory notice as required by law.

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

**G. Introduction of Ordinance 7677-21**

The entitled ordinance was introduced and read by the City Clerk, as first reading, which reading was by title, passed upon motion made by Councilwoman Murphy, 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", Article IV, entitled "Officials and Employees Not Represented by a Bargaining Unit", More Particularly Section 99-18 Thereof, entitled "Minimum and Maximum Salaries Fixed" (Amends Title of Public Defender to Alternate Public Defender)**

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 Wednesday, September 8, 2021 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, discussed the procedure for the City's Covid-19 Vaccine Clinic to administer booster vaccines to the immunocompromised. He announced that all the information regarding the clinic will be posted on the City website.

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

Dan Guadet, 28 Bergen Ave. announced that he is running for a seat on the Board of Education. He also spoke about school openings and traffic safety.

Chris D'Amato, 81 Merrill Road, discussed the sale and operation of cannabis business within City limits. He spoke about certain public service announcements regarding opioid deaths.

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.

City Manager, Dominick Villano, announced that an outside contractor was hired to repaint crosswalks

## **COUNCIL PRIVILEGE**

### **Councilwoman Murphy**

Councilwoman Murphy stated that the Botany Village SID met and the Committee is very happy with the recent improvements and the opening of the police and health sub-stations. She announced that there are a few more summer concerts scheduled. Councilwoman Murphy stated that meetings with the City Manager regarding Botany Village improvements have been helpful.

### **Councilwoman Pino**

Councilwoman Pino congratulated Debbie Oliver, Recreation Department Director, for her wonderful work in organizing the summer concerts in Main Memorial Park. She spoke about the recent Dominican flag raising ceremony and asked that all flag raisings be posted on the City website. She asked that a discussion item be put on the next agenda regarding allowing cannabis businesses within City limits.

### **Councilwoman Sadrakula**

Councilwoman Sadrakula announced that a gathering for Overdose Awareness will take place on City Hall grounds on August 31, 2021 at 8pm. She spoke about crosswalks, solar street signs and the recycling program.

### **Councilman Eagler**

Councilman Eagler wished all residents a happy Labor Day. He discussed the opening of schools and the need for drivers to be alert. Councilman Eagler reminded residents to not leave standing water on their property to prevent mosquitos. He discussed scheduling the reading of 9/11 victims' names. It was decided the names would be read on the evening of September 10, 2021. Councilman Eagler thanked everyone who sent cards and well wishes for his speedy recovery.

### **Councilman Gibson**

Councilman Gibson wished all Board of Education candidates good luck. He discussed the importance of repainting crosswalks. He thanked Councilwoman Murphy for all her work with the Botany SID. Councilman Gibson discussed increasing recycling pick-ups. He wished all students and teachers a successful school year. Councilman Gibson congratulated Donna Krum on her recent retirement. He announced that he has been receiving a lot of text messages and emails regarding speeding on city streets.

**Councilman Grabowski**

Councilman Grabowski stated that speeding on city streets is getting out of hand. He wished Dan Gaudet good luck on his run for a seat on the Board of Education.

Councilwoman Pino expressed her condolences to the Munck family on the passing of Nancy Munck.

**Mayor Anzaldi**

Mayor Anzaldi spoke about installing solar signs that display speed limits. He announced that the City cable station is hosting a family summer memorial and that residents can upload pictures of family and friends enjoying their summer. He announced the Clifton Veterans Food Truck Festival on September 5, 2021.

**RESOLUTIONS VOTED ON SEPARATELY**

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

Item 5369, Page 9

R366-21 Resolution: Approve Claims List Resolution for the August 17, 2021 City Council Meeting

**RESOLUTION TO APPROVE CLAIMS TO BE PAID  
MEETING OF August 17, 2021**

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

Current Fund	\$ 18,646,593.82
Grant Fund	\$ 7,154.40
General Capital Fund	\$ 67,884.53
Sewer Utility -Operating	\$ 68,274.14
Sewer Utility-Capital	\$ 26,778.20
Developers Escrow	\$ 146.34
Dog Trust	\$
Police Extra Duty	\$
Trust Other	\$
Section 8 Public Housing	\$ 42,316.13
Community Development	\$ 41.34
COAH	\$ 59,944.91
Self Insurance	\$ 75.00
Self Insurance 11	\$ 297,950.06
Fire Dedicated Penalties	\$
Revolving Loan Fund	
Tax Title Lien Redemption	
Unemployment Trust Fund	
Library	\$ 1,145.99
General Liability Trust	\$ 26,025.17
Workers Compensation Trust	\$ 19,129.95
Federal DOJ Forfeiture	
<b>TOTAL CLAIMS</b>	<b>\$ 19,260,459.98</b>

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

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August 17, 2021

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

Item 6373, Page 6

R366-21 Resolution: Approve Claims List Resolution for the August 17, 2021 City Council Meeting

**RESOLUTION TO APPROVE CLAIMS TO BE PAID  
MEETING OF August 17, 2021**

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

Current Fund	\$ 18,646,593.82
Grant Fund	\$ 7,154.40
General Capital Fund	\$ 67,884.53
Sewer Utility -Operating	\$ 68,274.14
Sewer Utility-Capital	\$ 26,778.20
Developers Escrow	\$ 146.34
Dog Trust	\$
Police Extra Duty	\$
Trust Other	\$
Section 8 Public Housing	\$ 42,316.13
Community Development	\$ 41.34
COAH	\$ 59,944.91
Self Insurance	\$ 75.00
Self Insurance 11	\$ 297,950.06
Fire Dedicated Penalties	\$
Revolving Loan Fund	
Tax Title Lien Redemption	
Unemployment Trust Fund	
Library	\$ 1,145.99
General Liability Trust	\$ 26,025.17
Workers Compensation Trust	\$ 19,129.95
Federal DOJ Forfeiture	
<b>TOTAL CLAIMS</b>	<b>\$ 19,260,459.98</b>

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

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

**RESOLUTION TO APPROVE CLAIMS TO BE PAID  
MEETING OF August 17, 2021**

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

Current Fund	\$ 18,646,593.82
Grant Fund	\$ 7,154.40
General Capital Fund	\$ 67,884.53
Sewer Utility -Operating	\$ 68,274.14
Sewer Utility-Capital	\$ 26,778.20

Developers Escrow	\$	146.34
Dog Trust	\$	
Police Extra Duty	\$	
Trust Other	\$	
Section 8 Public Housing	\$	42,316.13
Community Development	\$	41.34
COAH	\$	59,944.91
Self Insurance	\$	75.00
Self Insurance 11	\$	297,950.06
Fire Dedicated Penalties	\$	
Revolving Loan Fund		
Tax Title Lien Redemption		
Unemployment Trust Fund		
Library	\$	1,145.99
General Liability Trust	\$	26,025.17
Workers Compensation Trust	\$	19,129.95
Federal DOJ Forfeiture		
TOTAL CLAIMS	\$	19,260,459.98

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

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A Motion was made by Councilwoman Sadrakula, seconded by Councilwoman Pino and passed on roll call vote to table Resolution R369-21.

R369-21 Resolution Authorizing Permission to Bid for Stefan Tatarenko Memorial Park Tennis Court Rehabilitation

**RESOLUTION AUTHORIZING PERMISSION TO BID FOR  
STEFAN TATARENKO MEMORIAL PARK TENNIS COURT REHABILITATION**

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

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

**WHEREAS**, the scope of work includes rehabilitation of tennis courts at Stefan Tatarenko Memorial Park; and

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

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

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

**RESOLUTIONS**

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

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

R367-21 Resolution Authorizing the Issuance of Change Order No. 1 and Final Hazel Street Improvements

**RESOLUTION AUTHORIZING THE ISSUANCE OF  
CHANGE ORDER NO. 1 AND FINAL  
HAZEL STREET IMPROVEMENTS**

**WHEREAS**, on March 16, 2021, the City of Clifton adopted Resolution R137-21 awarding a contract to DS MEYER ENTERPRISES of WALDWICK, NJ, for the performance of certain public work and the furnishing of material, labor and equipment for HAZEL STREET IMPROVEMENTS in the amount of \$629,820.00; and

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

**WHEREAS**, the City Engineer has requested that a Change Order be made to the contract awarded to DS MEYER ENTERPRISES, in the amount of \$13,462.95 a 2.14% Increase as authorized by Resolution said being necessary for the proper completion of the project job; and

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

**WHEREAS**, the Chief Financial Officer has certified the availability of sufficient funds for the amendatory change for which authorization is requested in the amount of \$13,462.95 a 2.14% INCREASE;

**WHEREAS**, the total contract amount is now \$643,282.95.

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

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R368-21 Resolution Authorizing Final Payment Hazel Street Improvements - DS Meyer Enterprises

**RESOLUTION AUTHORIZING FINAL PAYMENT  
HAZEL STREET IMPROVEMENTS  
DS MEYER ENTERPRISES**

**WHEREAS**, DS MEYER ENTERPRISES of Waldwick, New Jersey, did complete HAZEL STREET IMPROVEMENTS project in and for the City of Clifton for the total amount of \$643,282.95

And previous payments on account of said total have been paid in the amount of. \$578,605.98

Leaving this FINAL PAYMENT of . . . . . \$ 64,676.97

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

**WHEREAS**, the Contractor has posted a Maintenance Bond, for a period of two years, in the amount of **\$64,328.30**; and

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

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

**NOW BE IT FURTHER RESOLVED** that the Chief Financial Officer be and he is authorized and directed to include the said claim totaling **\$64,676.97** on the claim list.

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R370-21 Resolution Awarding Contract for 2020 Brighton Road and Phyllis Place Area Improvements (NJDOT)

**RESOLUTION AWARDING CONTRACT FOR  
2020 BRIGHTON ROAD AND PHYLLIS PLACE AREA IMPROVEMENTS (NJDOT)**

**BE IT RESOLVED**: that the contract for the 2020 BRIGHTON ROAD AND PHYLLIS PLACE AREA IMPROVEMENTS (NJDOT) be and the same is hereby awarded to FRANK MACCHIONE CONSTRUCTION of Rochelle Park, New Jersey, the low bidder meeting the specifications at a grand total bid price of \$1,212,249.93, in accordance with bids received on July 29, 2021, and recommended by communication dated August 11, 2021 to the Mayor and Council; and

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

**BE IT FURTHER RESOLVED**: that the required Certificate of Availability of Funds for the above contract has been obtained from the Chief Financial Officer of the City of Clifton. The appropriation to be charged for this expenditure is:

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R371-21 Resolution Awarding Contract for Zelenka Park Improvements to Flanagan's Contracting

**RESOLUTION AWARDING CONTRACT FOR  
ZELENKA PARK IMPROVEMENTS**

**BE IT RESOLVED**: that the contract for the ZELENKA PARK IMPROVEMENTS be and the same is hereby awarded to FLANAGAN'S CONTRACTING GROUP of Hillsborough, New Jersey, the low bidder meeting the specifications at a grand total bid price of \$934,904.70, in accordance with bids received on August 10, 2021, and recommended by communication dated August 10, 2021 to the Mayor and Council; and

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

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

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R372-21 Resolution Awarding Professional Construction Management and Inspection Services Contract to Mott MacDonald in Connection with Zelenka Park Improvements

August 17, 2021

**RESOLUTION AWARDING PROFESSIONAL CONSTRUCTION MANAGEMENT AND INSPECTION SERVICES CONTRACT TO MOTT MACDONALD IN CONNECTION WITH ZELENKA PARK IMPROVEMENTS**

**WHEREAS**, the City of Clifton requires professional construction management and inspection services in connection with Zelenka Park Improvements; and

**WHEREAS**, the City Engineer recommends that a contract be awarded to Mott MacDonald in accordance with its submitted proposal, dated August 10, 2021, in an amount not to exceed \$16,800.00 or approximately 1.8% of the contract amount; and

**WHEREAS**, after reviewing the proposal and the recommendation of the City Engineer, the Municipal Council wishes to award a contract to Mott MacDonald for the provision of said services, in an amount not to exceed \$16,800.00; 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**, there are funds available for the payment of the aforesaid services;

**NOW, THEREFORE, BE IT RESOLVED**, that a professional construction management and inspection services contract in connection Zelenka Park Improvements is hereby awarded to **MOTT MACDONALD**. in accordance with its proposal dated August 10, 2021, in the amount not to exceed \$16,800.00, without the adoption of a supplemental resolution authorizing additional funding; and

**BE IT FURTHER RESOLVED**, that the Mayor and City Clerk are hereby authorized and directed to execute a contract on behalf of the City of Clifton, and that the original of this resolution and the contract above referred to be placed on file and made available for inspection at the Office of the City Clerk of the City of Clifton.

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R373-21 Resolution Authorizing Purchase of Two (2) Galion Dump Bodies with Toolboxes off the ESCNJ Co-Op Contract Purchasing Program Pursuant to N.J.S.A.A 40A:11-1 et seq.

**RESOLUTION AUTHORIZING PURCHASE OF TWO (2) GALION DUMP BODIES WITH TOOLBOXES OFF THE ESCNJ CO-OP CONTRACT PURCHASING PROGRAM PURSUANT TO N.J.S.A. 40A:11-1 ET SEQ.**

**WHEREAS**, the City of Clifton Department of Public Works has a need to purchase Two (2) Galion Dump Bodies with Toolboxes off the Educational Services Commission of New Jersey Cooperative Bid #ESCNJ20/21-55; and,

**WHEREAS**, the City is a member of the Educational Services Commission of New Jersey (ESCNJ), from which the above contract was awarded for a bid term of July 1, 2020, thru to June 30, 2022; and

**WHEREAS**, Cliffside Body Corporation Located at 130 Broad Avenue, Fairview NJ, 07022 has been awarded ESCNJ Contract # 20/21-55, encompassing Trucks - Class 4 – 8, including truck bodies and required parts and accessories; and

**WHEREAS**, ESCNJ Contract # 20/21-55 has been awarded to Cliffside Body Corporation, Inc., for a term of April 23, 2021, thru to April 22, 2023; and

**WHEREAS**, pursuant to said Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq., the Municipal Council wishes to authorize the aforesaid mentioned purchases and delegate the power to make the same to the following named official: **James J. Jorgensen, Purchasing Agent** upon the terms and conditions hereafter stated; and,

**NOW, THEREFORE, BE IF RESOLVED**, that the Mayor and Municipal Council do hereby approve and authorize the aforementioned purchase above Cliffside Body Corporation Located at 130 Broad Avenue, Fairview NJ, 07022, in an amount not to exceed \$46,135.04, off the ESCNJ Contract # 20/21-55, pursuant to the above ESCNJ contract.

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R374-21 Resolution Authorizing Purchase of Playground Equipment for Zelenka Park from Marturano Recreation Company, Inc. off the ESCNJ Cooperative Contract #20/21-06 Pursuant to N.J.S.A. 40A:11-1 et seq.

**RESOLUTION AUTHORIZING PURCHASE OF PLAYGROUND EQUIPMENT  
FOR ZELENKA PARK FROM MARTURANO RECREATION COMPANY, INC  
OFF THE ESCNJ COOPERATIVE CONTRACT # 20/21-06  
PURSUANT TO N.J.S.A. 40A:11-1 ET SEQ.**

**WHEREAS**, the City of Clifton Recreation Department has a need to purchase Playground Equipment, off of the ESCNJ Cooperative Contract # 20/21-06, from Marturano Recreation Company, Inc (MRC, Inc.) for the Zelenka Park, which is available off of ESCNJ Cooperative Contract # 20/21-06; and

**WHEREAS**, the City is a member of the Educational Services Commission of New Jersey (ESCNJ), from which the above contract was awarded for a bid term of June 30, 2020, through June 29, 2022; and

**WHEREAS**, this procurement request is made in accordance with N.J.S.A 40A:11-1 *et seq.*, via ESCNJ Cooperative Contract # 20/21-06, which expires June 30, 2022; and

**WHEREAS**, MRC, Inc., located at P O Box 106, Spring lake, New Jersey 07762 has been awarded the ESCNJ cooperative contract No. 20/21-06 for a term of July 1, 2020, thru June 30, 2022; and

**WHEREAS**, pursuant to said Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq., the Municipal Council wishes to authorize the aforesaid mentioned purchases and delegate the power to make the same to the following named official: **James J. Jorgensen, Purchasing Agent** upon the terms and conditions hereafter stated; and

**NOW, THEREFORE, BE IF RESOLVED**, that the Mayor and Municipal Council do hereby approve and authorize the aforementioned purchase above from MRC, Inc., located at P O Box 106, Spring lake, New Jersey 07762, in an amount not to exceed \$78,803.82, and \$1,000.00 for the required performance bond, in accordance with the ESCNJ cooperative contract No. 20/21-06, pursuant to the contract award thereof.

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R375-21 Resolution Authorizing Purchase of Playground Safety Surfacing for Zelenka Park from Rubbercycle LLC off the NJ State Contract Purchasing Program Pursuant to N.J.S.A. 40A:11-12a

**RESOLUTION AUTHORIZING PURCHASE OF PLAYGROUND SAFETY  
SURFACING FOR ZELENKA PARK FROM RUBBERCYCLE LLC OFF THE NJ  
STATE CONTRACT PURCHASING PROGRAM PURSUANT TO N.J.S.A. 40A:11-12a**

**WHEREAS**, the City of Clifton Recreation Department has a need to purchase Playground Safety Surfacing for the Zelenka Park, which is available off of New Jersey State Contract; and,

August 17, 2021

**WHEREAS**, this procurement request is made in accordance with N.J.S.A:40A:11-12a, via New Jersey State Contract 16-FLEET-00131, which expires May 30, 2022; and

**WHEREAS**, Rubbercycle LLC, located at 1985 Rutgers University Boulevard, Lakewood, NJ 08701 has been awarded the NJ State Contract No. 16-FLEET-00131; and

**WHEREAS**, NJ State Contract 16-FLEET-00131 has been awarded to Rubbercycle LLC for a term of May 31, 2017, to May 30, 2022; and

**WHEREAS**, NJ State Contract 16-FLEET has no provision for bond request, and thereby the performance bond is hereby waived; and

**WHEREAS**, pursuant to said Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq., the Municipal Council wishes to authorize the aforesaid mentioned purchases and delegate the power to make the same to the following named official: James J. Jorgensen, Purchasing Agent upon the terms and conditions hereafter stated; and

**NOW, THEREFORE, BE IT RESOLVED**, that the Mayor and Municipal Council do hereby approve and authorize the aforementioned purchase above from Rubbercycle LLC, located at 1985 Rutgers University Boulevard, Lakewood, NJ 08701, in an amount not to exceed \$58,140.00, off the New Jersey State Contract No. 16-FLEET-00131, pursuant to the above New Jersey State contract.

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R376-21 Resolution Authorizing Submission of Grant Application from the City of Clifton Health Department to Partners for Health Foundation

**RESOLUTION AUTHORIZING SUBMISSION OF GRANT  
APPLICATION FROM THE CITY OF CLIFTON HEALTH DEPARTMENT  
TO PARTNERS FOR HEALTH FOUNDATION**

**WHEREAS**, the City of Clifton wishes to apply through the Health Department, for the Partners for Health Foundation Grant in the amount of \$30,000. for the funding cycle beginning in mid-October and continue for two years to October 2023; and

**WHEREAS**, the Mayor and Municipal Council have reviewed the request and wish to approve the application;

**NOW THEREFORE, BE IT RESOLVED** that the Mayor and Municipal Council of the City of Clifton hereby authorizes the application for the above grant; and

**BE IT FURTHER RESOLVED**, that the Mayor, Clerk and Health Officer are hereby authorized and directed to execute said application and any associated documentation on behalf of the City of Clifton.

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R377-21 Resolution Authorizing Execution of Cancellation of Mortgages Between City of Clifton and Hemlata Panchal; Mark & Lisa Garruto; Yvonne M. Cohen; Dorothea Kreitner; and Marlyn N. Troche (Clifton Home Improvement Program)

**RESOLUTION AUTHORIZING EXECUTION OF CANCELLATION OF MORTGAGES  
BETWEEN CITY OF CLIFTON AND HEMLATA PANCHAL; MARK & LISA  
GARRUTO; YVONNE M. COHEN; DOROTHEA KREITNER; AND MARLYN N.  
TROCHE (CLIFTON HOME IMPROVEMENT PROGRAM)**

**WHEREAS**, on May 9, 2014, in conjunction with a CHIP grant to Hemlata Panchal, a mortgage in the amount of \$10,000.00 was given by the City of Clifton for property situated at 46 Van Breeman Drive, Clifton, New Jersey (Block 34.06, Lot 24); and

**WHEREAS**, on February 26, 2014, in conjunction with a CHIP grant to Mark & Lisa Garruto, a mortgage in the amount of \$8,770.00 was given by the City of Clifton for property situated at 35 Dumont Avenue, Clifton New Jersey (Block 14.13, Lot 5); and

**WHEREAS**, on August 1, 2014, in conjunction with a CHIP grant given to Yvonne M. Cohen, a mortgage in the amount of \$850.00 was given by the City of Clifton for property situated at 45 Fredrick Avenue, Clifton, New Jersey (Block 14.04, Lot 2); and

**WHEREAS**, on July 3, 2014, in conjunction with a CHIP grant to Dorothea Kreitner, a mortgage in the amount of \$10,000.00 was given by the City of Clifton for property situated at 44 Frances Street, Clifton, New Jersey (Block 59.06, Lot 139); and

**WHEREAS**, on November 22, 2013, in conjunction with a CHIP grant to Marlyn N. Troche, a mortgage in the amount of \$9,700.00 was given by the City of Clifton for property situated at 315 Burgess Place, Clifton, New Jersey (Block 13.10, Lot 6); and

**WHEREAS**, the Program Director of the Clifton Home Improvement Program has advised that the aforesaid mortgages have expired;

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

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R378-21 Resolution Authorizing Entertainment License for Duma Entertainment, LLC t/a Aruba Lounge & Restaurant at 240 Dayton Avenue

**RESOLUTION AUTHORIZING ENTERTAINMENT LICENSE FOR DUMA ENTERTAINMENT, LLC T/A ARUBA LOUNGE & RESTAURANT AT 240 DAYTON AVENUE**

**BE IT RESOLVED**, by the Municipal Council of the City of Clifton, that the application of Duma Entertainment, LLC t/a Aruba Lounge & Restaurant, of 240 Dayton Avenue, Clifton, New Jersey (P-1 Zone), is approved, and entertainment is authorized for the period from July 1, 2021 through June 30, 2022, on the following terms and conditions:

1. **NIGHTS - STANDARD ENTERTAINMENT NIGHTS/HOURS:**  
Three (3) nights per week:  
Thursday, Friday and Saturday, 8:00 p.m. to 1:00 a.m.
2. **OPTIONAL ENTERTAINMENT NIGHTS:**  
New Year's Eve, Valentine's Day, Cinco De Mayo, Mother's Day, Father's Day, July 4<sup>th</sup>, July 20<sup>th</sup>, Thanksgiving Eve, Christmas Eve, Christmas Day, Day After Christmas
3. **OPTIONAL ENTERTAINMENT HOURS:**  
8:00 p.m. to 2:30 a.m.
4. **TYPE OF ENTERTAINMENT:** DJ Music
5. **TERM OF AUTHORIZATION FOR ENTERTAINMENT:**  
July 1, 2021 through June 30, 2022
6. **SECURITY/PARKING REQUIREMENTS:**  
Not applicable.
7. **NOISE LEVELS:**  
In accordance with the Code of the City of Clifton.

**8. OUTSIDE DEBRIS CLEANUP:**

In accordance with the Code of the City of Clifton.

**9. REQUIREMENTS/RESTRICTIONS:**

A. An entertainment license is not required for private parties. A private party is defined as a gathering or celebration that is by invitation only and is not advertised or open to any members of the general public and in which no admission fee is charged to guests, whether in advance or at the door. Any party or event that is advertised in any media, including but not limited to newspapers, magazines, internet, radio or television shall not be considered a private party. Any party or event in which an admission fee is charged to guests, whether in advance or at the door, shall not be considered a private party.

B. There will be no loud or offensive music, no go-go or exotic dancers; no dancing or other entertainment of a lewd, licentious or lascivious manner; no topless, bottomless or indecently exposed entertainers or service employees; no entertainers under eighteen (18) years of age.

No establishment that is licensed to serve alcoholic beverages shall advertise, promote or hold a “teen night” for individuals under the age of 18. When holding a private party in which individuals under the age of 21 are invited, no alcoholic beverages may be served to individuals under the age of 21.

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R379-21 Resolution Proclaiming August 24, 2021 as Ukrainian Independence  
Day/Week

**RESOLUTION PROCLAIMING AUGUST 24, 2021 AS  
UKRAINIAN INDEPENDENCE DAY/WEEK**

**WHEREAS**, thirty years ago, on August 24, 1991, the Parliament of Ukraine formally declared an independent, sovereign and democratic Ukrainian state, establishing the territorial integrity of Ukraine as sovereign and inviolable, further upheld by over 90% of Ukrainians in a national referendum in December of that same year; 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**, the territorial integrity of Ukraine is sovereign and inviolable and portions of Ukraine’s territory are currently under Russian military occupation in contravention of international law, we honor the efforts and sacrifices of the Armed Forces of Ukraine to stave off further Russian military advances Ukraine, and their readiness to defend and the entire European continent and its United States allies against further aggressive actions of the Kremlin; and

**WHEREAS**, thirty years ago, on June 30, 1991, the indigenous Crimean Tatar people of Ukraine restored their historic executive-representative body – Mejlis of the Crimean Tatar people – which in 2016 was once again banned by Russian occupying forces and the Mejlis building in Simferopol seized by Russian law enforcement, as the language, rights and culture of Ukraine’s indigenous people remain under threat today, much as they were during the Soviet and Tsarist regimes; and

**WHEREAS**, 75 years ago, in the immediate aftermath of World War II, when many thousands of Ukrainians found themselves beyond the borders of their homeland as refugees, nearly half between the ages of 10 and 29, upon the initiative of a group of older activists in the English, American and French occupied zones of Germany, the Ukrainian Youth Association (CYM) was reborn on July 6, 1946 and quickly spread to several continents, branching out from Europe into North and South America, and Australia, and again found a home in the place of the organization’s founding – Ukraine; and

**WHEREAS**, Ukrainian American continues 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; and

**WHEREAS**, Ukraine has always had a special bond with the United States, with an over 20-year working relationship on U.S.-NATO deployments, with Ukraine sending servicemen and women to serve alongside U.S. forces in theaters such as Afghanistan and Iraq;

**NOW, THEREFORE, BE IT RESOLVED**, that the City of Clifton, County of Passaic, State of New Jersey, on behalf of its citizens, do hereby proclaim this day/week August 24, 2021 as Ukrainian Independence Day/Week and request and urge all citizens to join in commemorating this important anniversary. 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.

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R380-21 Resolution for Appointment to the Rent Leveling Board

**RESOLUTION FOR APPOINTMENT TO THE  
RENT LEVELING BOARD**

**WHEREAS**, the Mayor and Council of the City of Clifton, County of Passaic, State of New Jersey are in receipt of an application from Francesco Muoio to become Alternate Tenant Member of the Rent Leveling Board; and

**WHEREAS**, Council approval was given to appoint Mr. Muoio as Alternate Tenant Member of said Board at the August 4, 2021 meeting;

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Municipal Council of the City of Clifton, County of Passaic, State of New Jersey that Francesco Muoio is hereby appointed as Alternate Tenant Member of the Rent Leveling Board commencing this day through June 30, 2024.

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R381-21 Resolution Authorizing Pet Shop License Renewal – Petco

**RESOLUTION AUTHORIZING PET SHOP LICENSE RENEWAL**

**WHEREAS**, the Mayor and Council of the City of Clifton, County of Passaic, State of New Jersey are in receipt of a Pet Shop License Renewal from Petco Animal Supplies, 780 Route 3 West in the City of Clifton; and

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

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

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the City of Clifton, County of Passaic, and State of New Jersey that approval for the renewal of Pet Shop License to Petco Animal Supplies, 780 Route 3 West, Clifton, be and is hereby granted.

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R382-21 Resolution Authorizing the Award to and the Execution of Contract with Jill A. Hartmann, PP, AICP for Administrative Services for the City of Clifton Community Development Block Grant Program Yr. 47 from August 1, 2021 Through July 31, 2022 - Administrative and Planning Services

August 17, 2021

**RESOLUTION AUTHORIZING THE AWARD TO AND THE EXECUTION OF CONTRACT WITH JILL A. HARTMANN, PP, AICP FOR ADMINISTRATIVE SERVICES FOR THE CITY OF CLIFTON COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM YR. 47 FROM AUGUST 1, 2021 THROUGH JULY 31, 2022 - ADMINISTRATIVE AND PLANNING SERVICES**

**WHEREAS**, the City of Clifton Community Development Department requires certain specialized administrative and planning services of an expert in connection with it's operation; and

**WHEREAS**, in response to request for proposals, a proposal was received by the current planner, Jill A. Hartmann dated July 7, 2021; and

**WHEREAS**, such services constitute "Professional Services" with the ambit of N.J.S.A. 40A:11-5; and

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

**WHEREAS**, the value of the contract is not to exceed \$82,000.00 per annum and the duration of the contract is for one year; and

**WHEREAS**, the Business Entity Disclosure Certification has been received from the contractor and is incorporated into the contract awarded hereby along with the determination of value;

**NOW, THEREFORE, BE IT RESOLVED**, that the award of contract for specialized administrative and planning services for the Community Development Block Grant Program from August 1, 2021 through July 31, 2022 hereby authorized to Jill A. Hartmann, PP, AICP, of Mahwah, NJ in accordance with the proposal dated July 7, 2021 at a cost not to exceed \$82,000.00 per annum and that the Mayor and the City Clerk be and they are hereby authorized and directed to execute the contract and the required copies in the form as approved by the Clifton Law Department; and

**BE IT FURTHER RESOLVED**, that the required Certificate of Availability of Funds for the above contract has been obtained and is endorsed hereon; and

**BE IT FURTHER RESOLVED**, that the original of this resolution and the contract above referred to be placed on file and made available for the public inspection at the Office of the City Clerk of the City of Clifton and that the City Clerk shall forward an executed copy of the said contract to the Clifton Community Development Department; and

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

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

**CITY OF CLIFTON  
NOTICE OF CONTRACT AWARDED**

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

Awarded to: Jill A. Hartmann, PP, AICP, Mahwah, NJ 07430  
Services: Professional Planning Services for Community Development Block Grant Program  
Amount: Not to exceed \$82,000.00  
Term: August 1, 2021 through July 31, 2022

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R383-21 Late - Resolution Approving and Authorizing Execution of Class Settlement Agreement with Plaintiffs in Sutton v. Hoffman LaRoche, Inc., et al, Docket No. ESX-L-8724-14, and Side Settlement Agreement Between Hoffman LaRoche, Inc. and the City of Clifton

**RESOLUTION APPROVING AND AUTHORIZING EXECUTION OF CLASS SETTLEMENT AGREEMENT WITH PLAINTIFFS IN SUTTON V. HOFFMANN-LaROCHE INC., ET AL, DOCKET NO.: ESX-L-8724-14, AND SIDE SETTLEMENT AGREEMENT BETWEEN HOFFMANN-LaROCHE INC. AND THE CITY**

**WHEREAS**, an action was commenced in the Superior Court of New Jersey and venued in Essex County known as *Jacqueline Sutton and Melanie Ryan, On Behalf of Themselves and All Others Similarly Situated v. Hoffmann-La Roche Inc.; The City of Clifton, New Jersey; The Township of Nutley, New Jersey; and Deluxe Corporation*, Docket No.: ESX-L-8724-14 (hereinafter the “Action”); and

**WHEREAS**, in the Action, the Plaintiffs allege that groundwater contamination caused by Co-Defendants Hoffman-Roche Inc (hereinafter “Roche”), the City of Clifton (hereinafter the “City” or “Clifton”), the Township of Nutley (hereinafter the “Township” or “Nutley”), and Deluxe Corporation (hereinafter “Deluxe”), has adversely affected the use, enjoyment, and fair market value of certain residential properties; and

**WHEREAS**, on or about April 12, 2019, the Superior Court of New Jersey, Law Division certified a proposed Class for litigation purposes in the Action (hereinafter the “Class”); and

**WHEREAS**, the Co-Defendants deny Plaintiffs’ allegations and have asserted a number of defenses to their claims; and

**WHEREAS**, in connection with the Action, Roche asserted certain Crossclaims against the City and the City asserted certain Crossclaims against Roche (collectively the “Clifton Crossclaims”); and

**WHEREAS**, Roche and Clifton deny any and all liability to all Class members and to any other parties to the Action, including to one another in connection with the Clifton Crossclaims; and

**WHEREAS**, after arm’s length negotiations between counsel for the Class and counsel for the Co-Defendants, the parties have concluded that a settlement between Plaintiffs and Co-Defendants (hereinafter the “Class Settlement”) is in the best interests of all; and

**WHEREAS**, the terms and conditions of the proposed Class Settlement have been memorialized in a confidential agreement (hereinafter the “Class Settlement Agreement”) between Plaintiffs and Co-Defendants (hereinafter the “Settling Defendants”) which has been presented to City Council; and

**WHEREAS**, upon execution of the Class Settlement Agreement, the parties intend to seek court approval of the Class Settlement pursuant to *New Jersey Court Rule 4:32-2(e)* (hereinafter “Final Approval”); and

**WHEREAS**, contingent upon execution of the Class Settlement Agreement, Final Approval, and dismissal of the Action, Roche and Clifton desire to finally and completely resolve all disputes between them, including those set forth in the Action, including the Clifton Crossclaims (hereinafter the “Roche-Clifton Settlement”); and

**WHEREAS**, the terms and conditions of the proposed Roche-Clifton Settlement have been memorialized in a confidential agreement (hereinafter the “Roche-Clifton Side Agreement”) between Roche and the City which has been presented to City Council; and

**WHEREAS**, it is in the best interest of the City to enter into the Class Settlement Agreement and the Roche-Clifton Side Agreement;

August 17, 2021

**NOW, THEREFORE, BE IT RESOLVED**, by the Council of the City of Clifton that Special Counsel for the City is hereby authorized to execute the Class Settlement Agreement, in a form substantially as presented to the Council, on behalf of the City.

**BE IT FURTHER RESOLVED** that the Mayor and City Clerk, in consultation with Special Counsel, is authorized to execute the Roche-Clifton Side Agreement, in a form substantially as presented to the Council, on behalf of the City.

**BE IT FURTHER RESOLVED** that the Mayor and City Clerk, in consultation with Special Counsel, is authorized to execute any related documents necessary to effectuate said agreements.

**BE IT FURTHER RESOLVED** that this Resolution shall take effect immediately.

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R384-21      Late - Resolution Authorizing New Limousine License - Danny Limo

**RESOLUTION AUTHORIZING NEW LIMOUSINE LICENSE**

**WHEREAS**, the Mayor and Council of the City of Clifton, County of Passaic, State of New Jersey are in receipt of a New Limousine License Application from Odanis Sarante-Guzman, Danny Limo & Black Car Service, LLC, 115 Starmond Avenue, Clifton, NJ; and

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

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

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the City of Clifton, County of Passaic, State of New Jersey that approval of a New Limousine License to Odanis Sarante-Guzman, Danny Limo & Black Car Service, LLC, 115 Starmond Avenue, Clifton, NJ be and is hereby granted.

**Company**

Danny Limo & Black Car Service, LLC

**Owner:**

Odanis Sarante-Guzman

**Approved**

Odanis Sarante-Guzman

**Approved**

2021 Cadillac Escalade SUV 1GYS4KKL9MR398773

**Approved Parking Location:**

115 Starmond Avenue, Clifton, NJ

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R385-21      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      Brighton Road & Phyllis Place Area Improvements - Legal Opinion
- CON- 2      R. Sisco Trust v. City of Clifton - Tax Appeal
- CON- 3      IBEW Retiree Health Benefit Dispute

- CON- 4 Samuel Arnowitz, et al v. City of Clifton, et al.
- CON- 5 Request for Salary Adjustment: Personnel Matter
- CON- 6 Sutton, et al. v. Hoffmann-LaRoche, Inc., et al

**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 17, 2021 at which time, said subject(s) shall be discussed.

**LICENSES**

**L-1 Omar’s Smoke Shop 2**

**RESOLUTION FOR FINAL APPROVAL**

**BE IT RESOLVED**, that the application of Omar’s Smoke Shop 2, LLC t/a Omar’s Smoke Shop 2, 754 Van Houten Ave., Clifton, NJ 07013 for permission to conduct a Grocery - New, for a period ending December 31, 2021, 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 Weee! Inc.**

**RESOLUTION FOR PRELIMINARY APPROVAL**

Weee!, Inc. t/a Weee!, Inc.  
 174 Delawanna Ave., Clifton, NJ 07014  
 Grocery - New  
 Permitted – Yes  
 Variance Required – No

Final Approval will be Issued Pending Approval of this Resolution. Further Processing and Approval of Various City Departments.

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**RESOLUTION FOR FINAL APPROVAL**

**L-3 Surprise Store**

**RESOLUTION FOR PRELIMINARY APPROVAL**

Surprise Store, LLC t/a Surprise Store  
 93 Randolph Ave., Clifton, NJ 07011  
 Grocery – Continue Use  
 Permitted – Yes  
 Variance Required – No

Final Approval will be Issued Pending Approval of this Resolution. Further Processing and Approval of Various City Departments..

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**L-4 La Mexicana Grocery and Deli**

**RESOLUTION FOR PRELIMINARY APPROVAL**

La Mexicana Grocery & Deli, LLC t/a La Mexicana Grocery & Deli  
 1055 Main Ave., Clifton, NJ 07011  
 Restaurant/Grocery/Milk – Continued Use  
 Permitted – Yes

August 17, 2021

Variance Required – No

Final Approval will be Issued Pending Approval of this Resolution. Further Processing and Approval of Various City Departments.

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A Motion was made by Councilman Eagler, seconded by Councilwoman Murphy and passed on roll call vote to return to Closed Session.

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

**ADJOURNMENT**

Upon motion made by Councilman Grabowski seconded by Councilman Gibson and passed on roll call vote, the meeting was adjourned at 9:48 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,

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James Anzaldi, Mayor

Nancy Ferrigno  
City Clerk