

**AGENDA  
COUNCIL MEETING  
315 WESTFIELD AVE., CLARK, NJ 07066  
June 20, 2016  
7:30 PM**

**ROLL CALL:**

<b>Councilwoman Albanese</b> _____	<b>Councilman O'Connor</b> _____
<b>Councilman Barr</b> _____	<b>Councilman Smith</b> _____
<b>Councilman Mazzarella</b> _____	<b>Councilman Toal</b> _____
	<b>Council President Hund</b> _____

**PLEDGE OF ALLEGIANCE TO THE FLAG: MOMENT OF SILENCE**

This meeting is in compliance with the Open Public Meetings Act (Chapter 231, P.L.1975) as adequate notice of this meeting has been provided by mailing the Annual Schedule of meetings to the Star Ledger, Union County Local Source, and TAP into Clark, by posting such Annual Meeting Schedule on the bulletin board in Town Hall reserved for such announcements and the filing of said Notice with the Township Clerk of Clark. Formal action may be taken at this meeting.

**COMMUNICATIONS FROM THE MAYOR AND REPORTS OF TOWNSHIP OFFICERS:**

**Mayor:**

**Township Officers:** Police, Fire, Emergency Management and First Aid Squad reports for the month of May 2016 received and on file in the Clerk's office.

**REPORT OF COUNCIL COMMITTEES:**

**ORDINANCES, APPROPRIATIONS AND CLAIMS:**

**PUBLIC HEARING ON PROPOSED ORDINANCE:**

(Objections have been received from the stakeholders on Westfield Avenue in connection with the proposed Ordinance. The public hearing must be held as advertised prior to removal of the ordinance from the agenda.)

- 1. AN ORDINANCE TO SUPPLEMENT CHAPTER 195 SECTION 131 ENTITLED "DOWNTOWN VILLAGE DISTRICT" OF THE CODE OF THE TOWNSHIP OF CLARK CREATING A SPECIAL IMPROVEMENT DISTRICT WITHIN THE TOWNSHIP OF CLARK, IN THE COUNTY OF UNION, NEW JERSEY AND ESTABLISHING A DISTRICT MANAGEMENT CORPORATION TO PROVIDE SERVICES WITHIN THE DISTRICT**

**PAYMENT OF CLAIMS:**

Councilman O'Connor, Chairman of Finance Committee will give a report on Current and Capital expenditures received and encumbered through June 15, 2016 in the amount of \$272,515.56

**CITIZEN HEARING ON THE AGENDA:**

**The Public may speak on any agenda item that does not have its own public hearing**

Please state your name and address for the record

**RESOLUTIONS:**

2. Accepting the LOSAP Point Allocation Policy for the First Aid Squad

**Council as ABC Board:**

3. Authorizing the annual renewal of the Alcoholic Beverage Licenses for the 2016-2017 Term

**CONSENT AGENDA RESOLUTIONS:**

4. Authorizing the purchase of two 2017 Ford Police Utility Interceptors in the total amount of \$53,995.50 through the Cranford Police Cooperative Pricing System
5. Authorizing the purchase and installation of equipment for two Police Vehicles through State Contracts in the amount of \$32,359.92
6. Authorizing 100% disabled veteran property tax exemption as deemed by the US Department of Veterans Affairs for John J. Fagan
7. Authorizing the Chief Financial Officer to refund overpayment of Sewer Fees in the amount of \$161.15
8. Authorizing the Chief Financial Officer to apply sewer account balance adjustments in the amount of \$21,762.53 as credit and \$475.00 additional charges
9. Authorizing the Tax Collector to refund overpayment of 2016 taxes in the amount of \$3,768.00

**NEW BUSINESS ON THE CALENDAR:**

**PUBLIC COMMENTS:**

Please state your name and address for the record

**MAYOR, COUNCIL AND PROFESSIONAL COMMENTS:**

**ADJOURNMENT:**

Objections have been received from the stakeholders on Westfield Avenue in connection with the proposed Ordinance. The public hearing must be held as advertised prior to removal of the ordinance from the agenda.

**AN ORDINANCE TO SUPPLEMENT CHAPTER 195 SECTION 131 ENTITLED "DOWNTOWN VILLAGE DISTRICT" OF THE CODE OF THE TOWNSHIP OF CLARK CREATING A SPECIAL IMPROVEMENT DISTRICT WITHIN THE TOWNSHIP OF CLARK, IN THE COUNTY OF UNION, NEW JERSEY AND ESTABLISHING A DISTRICT MANAGEMENT CORPORATION TO PROVIDE SERVICES WITHIN THE DISTRICT**

TOWNSHIP OF CLARK

Resolution \_\_\_\_\_

June 20, 2016

2

Motion \_\_\_\_\_ Second \_\_\_\_\_

**BE IT RESOLVED** by the Governing Body of the Township of Clark, County of Union, New Jersey that it hereby accepts the Point Allocation Policy developed by the First Aid Squad, as attached, to determine the allowable credits necessary to distribute the Length of Service Award Program (LOSAP) funds to each of its qualified volunteers effective the first day of July 2016.

ATTEST:

APPROVED:

\_\_\_\_\_  
EDITH L. MERKEL, RMC  
Township Clerk

\_\_\_\_\_  
STEVEN M. HUND  
Council President

Res16/6-20FirstAidLOSAPprocedure  
Aye Nay Abstain Absent

Albanese	_____
Barr	_____
Mazzarella	_____
O'Connor	_____
Smith	_____
Toal	_____
Hund	_____

**CLARK VOLUNTEER EMERGENCY SQUAD  
LOSAP POLICY**

**Overview:**

The NJ Length of Service Award Program was established in 2002 to encourage NJ volunteer EMS and Fire Department members to stay for a minimum of 5 years with their service.

Each town that participates has placed the program on a public ballot for approval. Once approved, agencies submit their policy to their respective townships for approval. A listing of members who meet the approved eligibility requirements are given annually to the township and the monies awarded by the township are placed in a unique LOSAP financial institution.

A member must meet minimum criteria in order to be eligible for a LOSAP dollar award. According to the regulations governing LOSAP, members must be active riding members. For the Clark Volunteer Emergency Squad, that is either a part time or full time riding members. Honorary, and Life Honorary members are not eligible if they are not actively riding as a part time or full time member. A member that meets the point criteria, is considered "vested" for that year. A member must have a minimum of five vested years in order to receive any financial compensation. The 5 years do not need to be consecutive. Monies withdrawn prior to retirement age will have a financial penalty. All specific payments/penalties are available from the agency that manages the township's program. All members are encouraged to complete an enrollment form upon becoming a member. Any monies that are not collected by the member, revert back to the Township.

LOSAP points are broken into multiple categories that recognize all areas of service to the Squad. This includes areas such as: actual riding hours, committee work and special event activities. It will also allow for additional recognition of riding hours that are done during premium times such as holidays, overnights, and weekends, or activities above and beyond our requirements as deemed by the President or Captain.

**LOSAP POINT ALLOCATIONS**

<b>Area of Compensation</b>	<b>Awarded Points</b>	<b>Estimate Annual Points*</b>
Riding Hours 6pm - 12 mid	1 pt/hr	312
Riding Hours 12 mid - 6am	2 pts/hr	624
Weekend Hours Sat 6am - Sun 6pm	2 pts/hr	96 (4 @ 12 hrs)
Holiday Hours (4 hr shift)	5pts/hr	20
General Meetings	10 pts	120
Committee Meetings (3/year)	5 pts.	15
Special Events	5pts/hr	1 event@3 hrs-15
2 <sup>nd</sup> Ambulance Request	10 pts	
E-Bd Meetings	5 pts	
Officer Meetings	5 pts	
District Meetings	5 pts	
Call responses	1 pt each	

**Compensation:**

100 - 399 points = \$200

400 - 899 points = \$500

900 points or more = \$1150



2002-33-011-007      1199 Corp.  
t/a Tarantella's Ristorante  
1199 Raritan Road, Clark, NJ 07066

2002-31-012-001      Clark Post #328 The American Legion  
t/a American Legion Clark Post 328  
78 Westfield Avenue, Clark, NJ 07066

2002-31-013-002      Deutscher Club Clark Inc.  
787 Featherbed Lane, Clark, NJ 07066

2002-31-017-001      John L. Ruddy Post 7363 VFW  
8 Broadway, Clark, NJ 07066

2002-33-018-012      Paragon Restaurant Group LLC  
77 Central Avenue, Clark, NJ 07066

2002-31-015-001      The Gran Centurions  
440 Madison Hill Road, Clark, NJ 07066

2002-31-019-001      Columbian Club of Clark Inc.  
27 Westfield Ave., Clark, NJ 07066

2002-31-020-001      Polish Cultural Foundation Inc.  
177 Broadway, Clark, NJ 07066

ATTEST:

APPROVED:

\_\_\_\_\_  
EDITH L. MERKEL, RMC  
Township Clerk

\_\_\_\_\_  
STEVEN M. HUND  
Council President

Res16/6-20ABC Renewals  
Aye Nay Abstain Absent

Albanese	_____
Barr	_____
Mazzarella	_____
O'Connor	_____
Smith	_____
Toal	_____
Hund	_____

TOWNSHIP OF CLARK  
Resolution \_\_\_\_\_  
June 20, 2016

CA 4

Motion \_\_\_\_\_ Second \_\_\_\_\_

**WHEREAS** the Police Department has requested that the Township Council authorize the appropriate Township Officials to approve the authorization of the purchase of two (2) 2017 Ford Police Utility Interceptor marked police vehicles for use by the Police Department; and

**WHEREAS** the Administration recommends an outright purchase payable upon delivery of the Police Vehicles:

Pricing of the Vehicles through the Cranford Police Cooperative Pricing System;  
System Identifier 47-CPCPS  
Dealer: Beyer Ford LLC, 170 Ridgedale Avenue, Morristown, New Jersey, 07962  
Funded by: Police O/E Account #6-01-25-240-237  
One (1) Vehicle at \$28,347.75 and one (1) at \$25,647.75 – Total purchase \$53,995.50

**WHEREAS** the Chief Financial Officer has ascertained there are available sufficient uncommitted appropriations in the amount of \$53,995.50 funded by O/E Account 6-01-25-240-237 as attached hereto as a "Certification of Availability of Funds."

**NOW, THEREFORE, BE IT RESOLVED** by the Governing Body of the Township of Clark that it hereby authorizes the Business Administrator to purchase Two (2) 2017 Ford Police Utility Interceptor marked police vehicles from Beyer Ford LLC, of Morristown, New Jersey.

ATTEST:

APPROVED:

\_\_\_\_\_  
EDITH L. MERKEL, RMC  
Township Clerk

\_\_\_\_\_  
STEVEN M. HUND  
Council President

Res16/6-20PoliceVehiclePurchase  
Aye Nay Abstain Absent

Albanese	_____
Barr	_____
Mazzarella	_____
O'Connor	_____
Smith	_____
Toal	_____
Hund	_____

TOWNSHIP OF CLARK

Resolution \_\_\_\_\_

June 20, 2016

CA 5

Motion \_\_\_\_\_ Second \_\_\_\_\_

**WHEREAS** the Township of Clark has availed itself of the right to purchase materials, supplies and equipment under contracts for such materials, supplies and equipment entered into on behalf of the State of New Jersey by the Division of Purchase and Property in the Department of the Treasury pursuant to N.J.S.A. 40A:11-12 and as authorized by Township Resolution 16-21; and

**WHEREAS** the Clark Police Department wishes to purchase and install equipment for Police Utility Vehicles from authorized vendors as follows:

Triangle Communications NJ State Contract: #81331  
2362 Waldheim Avenue  
Scotch Plains, NJ 07076-2152

and

Motorola Solutions NJ State Contract: #83909  
PO Box 29  
Chester, NJ 07930-0029

Equipment List:

Lighting, Sirens, Console Boxes, Computer Mounts, Mobile Radios necessary to upfit two 2017 Ford Police Utility Interceptors

Total equipment and installation price not to exceed \$32,359.92 payable upon completion; and

**WHEREAS** the Business Administrator recommends the utilization of these contracts on the grounds that they meet all industry standards; and

**WHEREAS** the Chief Financial Officer has certified the availability of funds for these contracts in Police O/E Account # 6-01-25-240-237.

**NOW, THEREFORE, BE IT RESOLVED** by the Governing Body of Township of Clark that it hereby authorizes the purchase and installation of equipment for Police Utility Vehicles as described above.

ATTEST:

APPROVED:

\_\_\_\_\_  
EDITH L. MERKEL, RMC  
Township Clerk

\_\_\_\_\_  
STEVEN M. HUND  
Council President

Res16/6-20PoliceVehicleEquipPurchase  
Aye Nay Abstain Absent

Albanese \_\_\_\_\_  
Barr \_\_\_\_\_  
Mazzarella \_\_\_\_\_  
O'Connor \_\_\_\_\_  
Smith \_\_\_\_\_  
Toal \_\_\_\_\_  
Hund \_\_\_\_\_

TOWNSHIP OF CLARK  
Resolution \_\_\_\_\_  
June 20, 2016

CA 6

Motion \_\_\_\_\_ Second \_\_\_\_\_

**WHEREAS** the Tax Assessor has certified that the U.S. Department of Veterans Affairs has deemed John J. Fagan to be 100% permanently disabled effective September 28, 2015, in accordance with N.J.S.A. 54:4-3, 30, et. seq.; and

**WHEREAS** John J. Fagan owns the property listed in the tax duplicate as 12 Glenwood Terrace, Clark, NJ, Block 192 Lot 6, and is entitled to one hundred percent of the taxes for this property exempt; and

**WHEREAS** one hundred percent of the taxes on this property will be entitled to exemption for as long as John J Fagan is an owner of the property.

**NOW, THEREFORE BE IT RESOLVED** by the Governing Body of the Township of Clark, County of Union, New Jersey that the Tax Collector is hereby authorized to make the proper adjustments to exempt this property as indicated above.

ATTEST:

APPROVED:

\_\_\_\_\_  
EDITH L. MERKEL, RMC  
Township Clerk

\_\_\_\_\_  
STEVEN M. HUND  
Council President

Res16/6-20TaxExemptDisabledVet  
Aye Nay Abstain Absent

Albanese	_____
Barr	_____
Mazzarella	_____
O'Connor	_____
Smith	_____
Toal	_____
Hund	_____

TOWNSHIP OF CLARK

Resolution \_\_\_\_\_

June 20, 2016

CA 7

Motion \_\_\_\_\_ Second \_\_\_\_\_

**WHEREAS** in accordance with a request from the Treasurer/CFO for authorization to refund overpayment of 2016 sewer fees; the Mayor has recommended to Council that such authorization be granted.

**NOW, THEREFORE, BE IT RESOLVED** by the Governing Body of the Township of Clark, that the Treasurer/CFO is hereby authorized and directed to make the following refund(s) as per the following schedule.

SEWER REFUNDS 2016							
REF	#	Acct #	Name	#	Address	Reason	Refund
16	7R	4875-0	Louis Benevento	3	Durham Drive	overpayment	\$ 23.50
16	8R	609-0	Kevin & Janine Ranski	37	Thomas Drive	overpayment	\$ 112.65
16	9R	1232-0	Linda & Robert Tatarynw	353	Madison Hill Rd	overpayment	\$ 25.00
							\$ 161.15

ATTEST:

APPROVED:

\_\_\_\_\_  
 EDITH L. MERKEL, RMC  
 Township Clerk

\_\_\_\_\_  
 STEVEN M. HUND  
 Council President

Res16/6-20SewerRefunds

Aye Nay Abstain Absent

Albanese \_\_\_\_\_  
 Barr \_\_\_\_\_  
 Mazzarella \_\_\_\_\_  
 O'Connor \_\_\_\_\_  
 Smith \_\_\_\_\_  
 Toal \_\_\_\_\_  
 Hund \_\_\_\_\_

TOWNSHIP OF CLARK

Resolution \_\_\_\_\_

June 20, 2016

CA 8

Motion \_\_\_\_\_ Second \_\_\_\_\_

**WHEREAS** the Treasurer/CFO has certified that sewer utility account(s) require balance adjustments; and

**WHEREAS** the Business Administrator has reviewed and approved the sewer fee adjustment(s).

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Clark, County of Union, State of New Jersey, that the Treasurer/CFO be authorized to apply the sewer account balance adjustments according to the attached schedule.

ATTEST:

APPROVED:

\_\_\_\_\_  
EDITH L. MERKEL, RMC  
Township Clerk

\_\_\_\_\_  
STEVEN M. HUND  
Council President

Res16/6-20SewerAdj  
Aye Nay Abstain Absent

Albanese	_____
Barr	_____
Mazzarella	_____
O'Connor	_____
Smith	_____
Toal	_____
Hund	_____



TOWNSHIP OF CLARK  
Resolution \_\_\_\_\_  
June 20, 2016

CA9

Motion \_\_\_\_\_ Second \_\_\_\_\_

**WHEREAS** in accordance with a request from the Tax Collector for authorization to refund overpayment of 2016 taxes; the Mayor has recommended to Council that such authorization be granted.

**NOW, THEREFORE, BE IT RESOLVED** by the Governing Body of the Township of Clark, that the Chief Financial Officer is hereby authorized and directed to make refund(s) in accordance with the following schedule:

CLARK TOWNSHIP						
TAX REFUNDS- 2016						
BLOCK	LOT	QUAL.	NAME	#	ADDRESS	REFUND
45	12		Keith & Jacquelyn Fitschen	55	Wendell Place	\$ 2,824.45
67	14.01		Mary Falgares	89	Gibson Blvd	\$ 859.30
125	12		Joseph & Lauren Takacs	6	Haliday Street	\$ 84.25
						\$ 3,768.00

ATTEST:

APPROVED:

\_\_\_\_\_  
EDITH L. MERKEL, RMC  
Township Clerk

\_\_\_\_\_  
STEVEN M. HUND  
Council President

Res16/6-20TaxRefunds

Aye Nay Abstain Absent

Albanese	_____
Barr	_____
Mazzarella	_____
O'Connor	_____
Smith	_____
Toal	_____
Hund	_____