

**REGULAR COUNCIL MEETING, 315 WESTFIELD AVE., CLARK, NJ**  
**October 21, 2013**

**ROLL CALL:**

Present: Council Members Albanese, Barr, Kazanowski, Mazzarella, Smith, Toal, O'Connor

Also Present: Sal Bonaccorso, Mayor; John Laezza, Business Administrator; Joseph Triarsi, Township Attorney; Edith Merkel, Township Clerk; Richard O'Connor, Township Engineer.

The Regular Meeting of the Municipal Council of the Township of Clark was called to order at 7:30 P.M. by Council Vice President Toal. He asked all present to participate in a moment of silence, following the salute to the Flag.

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

This meeting is in compliance with the Open Public Meetings Act as adequate notice of this meeting has been provided by mailing the Annual Schedule of meetings to the Star Ledger, Union County LocalSource, and NJTODAY.NET, 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.

Motion to Suspend the Regular Order of Business was made by Councilman Kazanowski, seconded by Councilwoman Albanese

Council President O'Connor directed roll call:

Aye: Albanese, Barr, Kazanowski, Mazzarella, Smith, Toal, O'Connor

Mayor's Presentation – Beautification Award to Dean Russo, owner of "Personally Yours"

Mayor Bonaccorso: Good evening ladies and gentlemen, Mr. President and Members of Council. Tonight I would like to present a beautification award for some work that has been done in downtown Clark by a proprietor and his wife. Let me start with this...we've talked several years ago and worked into our Master Plan about trying to create a downtown Clark, a real downtown so to speak. Although the configuration I don't know if it's ever worth to compete with a Summit or maybe a Westfield. But the intention was to make it better and go from there. Over the years when we put the Downtown Village into the Master Plan, we said that we didn't want to go after anybody's property as far as a way of eminent domain condemnation; it's a heavy hand of a way in doing business. As some of the houses that are there and some of the different buildings get sold, they have to come back and look like a business or an office. And then one day much to my surprise and I was very happy to see Dean and Cindy Russo who are residents here in town move their business from Cranford to Clark on Westfield Avenue which is called "Personally Yours". And Dean I will bring you up and let you do an infomercial. I looked at the building and they redid the whole thing with the facade and it really, really looks pretty. It's really in the heart of the area and that's why I was so excited to brag about this for the community and thank Dean and

Cindy for making an investment in their community, and I certainly do appreciate it. For years we've seen the empty old Merit A & P as you know it from the old Clark Merit Foodtown and the Fish Market burned down, and so many went out of business. I think I can honestly tell you that my intention and the intention of this Council is to try to do some nice things down there. Doing some nice things though is a little difficult when its private property owned. We just cannot tell you what to do. There's different ways in the law we can and we are looking into a couple of them right now.

We brought the owner of the A & P in to talk to him and he assured Mr. Laezza and myself that he was going to be working diligently to get that rented. That was what John about six, seven or eight months ago now. We are very disappointed. The Jack's Tavern property owners we've been haggling in talking with them, not really haggling...is the wrong word, because again it's their property, but haggling as far as trying to light a fire under them to do something nice down there. And we believe that when the Jack's Tavern property and the A & P can take on a new life, it will bring some fresh air down to that area. And hopefully Dean and Cindy in your investing in our downtown Clark and trying to make it look a lot better than what it looks right now; making it look more vibrant, and the more people that are there, the more people will stop and shop and not only go to one store but they will say while I'm here I'll go across the street to the other store. So it's something we definitely have on the stove as they say. It got a little bit on the back burner this year when the Gypsum property came in play and that whole development came before us as far as zoning goes and planning. And we are a local government and we try to do as much as we can everyday but sometimes you just can't do everything. So to insure Dean and Cindy who made an investment down there and we do care, we are looking to start pushing as hard as we can on the A & P property again and hopefully some other nice businesses will join you down there.

At this time Mayor Bonaccorso presented Dean and Cindy Russo, owners of "Personally Yours Gift Baskets" with a Township Beautification Award.

Dean Russo: Thank you very much Mayor and Council for this award, we very much appreciate it. You know this is our 26<sup>th</sup> year in business and we spent 25 years in Cranford and I think it was a very good decision to move to Clark in May. So far we've got nothing but positive responses from the citizens and the residents and as well as the surrounding communities. You know we have a lot of positive things going forward. This November 1<sup>st</sup> and 2<sup>nd</sup> we are going to have an open house and we would like to invite everyone. We are going to have a champagne and truffle tasting November 1<sup>st</sup> from 1:00 to 5:00 and November 2<sup>nd</sup> from 12 to 5. We would like to invite everyone down. We primarily do gift baskets but we sell chocolates and we sell all gourmet foods. We cater a lot to the corporate community and we do a lot of internet business as well. So anyone please stop down and visit us we'd love to see you. Thank you Mayor.

Mayor Bonaccorso: Folks you heard the announcement for the open house. Please join Dean and Cindy, it's a beautiful store, and I was happy to give him some business myself. Look, they are investing in our community, again not only as a resident but as a business owner. And we need a lot of small businesses down there to do well. So spread the word and hopefully others will come. We are going to try everything from our stand point to quickly motivate people to do things as well, it's a process. Quite honestly I've had our attorney Mr. Triarsi look into now the legal ramifications of what we may or may not be able to do there with a couple of those target

properties. It's gone on way, way too far. It's not pretty, I'm willing to admit it, I'm not going to sit here and give you a political feel good answer, it's kind of ugly and it's not good. And that's why I got excited to see Dean and Cindy make this investment and move over from a neighboring town and believe in our town and in our downtown. So again guys thank you, God Bless you and we wish you nothing but success. And folks spread the word, there are businesses and stores out there that we can give some company and be neighbors to Dean and Cindy and "Personally Yours" and the other businesses down there. As Councilman Toal says every year, let's shop Clark at the holiday season and throughout the year. They are good people and let's help everybody succeed. So again thank you Council, thank you for your time.

Motion to Resume the Regular Order of Business made by Councilman Kazanowski, seconded by Councilwoman Albanese

Council President O'Connor directed roll call:

Aye: Albanese, Barr, Kazanowski, Mazzarella, Smith, Toal, O'Connor

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

Mayor Bonaccorso: Yes thank you again Mr. President...first I would like to start off tonight with I think everybody's in the fall mode, not yet Thanksgiving though, but Ralph kicks it off every year with his UNICO group with the Italian Festival at the Brewer Municipal Building. I would like to thank Ralph and UNICO once again for having a very successful Italian Festival. There was a lot of food and rides and music and we got to see a lot of our residents and neighboring people from other communities. It was highly successful. It kind of looked like it was going to be a wash there for a while but I think Ralph prayed to the weather Gods and he got his way. So Ralph and UNICO, thank you guys and ladies for a wonderful beginning to our fall here in Clark with the UNICO Festival. It was a great time had by all.

I'd like to also thank the Clark Board of Education and Superintendent Ken Knopps for inviting me last week to the Board of Education meeting. This meeting now I've attended two years in a row now that they have had it. And this meeting was to congratulate all the high achievers of perfect test scores for our State testing at our schools here in Clark. And there were several hundred people in attendance and I don't have the exact number of the high achievers but it was so nice to see. As I said at the meeting that I believe in to love athletics and we always seem to honor athletes but it was really great now for two years running to honor the high achievers of our town and these are hopefully the future leaders of this great country who did one heck of a job. So again I want to congratulate all those people and now I'll move to the athletic side. I would like to congratulate the Johnson Field Hockey Team for finishing second in this year's county Field Hockey Tournament. Yesterday they lost a tough game to Oak Knoll and Coach Katrina Poskay and her girls have done another fine job. They are very, very highly successful program here in Clark.

I would also like to make an announcement. The other day on Facebook one of our residents face booked me I guess to say that he heard in Linden there were burglars, criminals posing as utility men and close to the Clark line and they would go in and rob houses and etc. and so on. And I

did appreciate the heads up. I called Chief Scherb and had him look into this for me and he did look into it and the Chief in Linden told him it was one incident down on the Roselle line of Linden that this happened. And that's now really the report I do want to make. I just want to take a moment to remind everybody because it's a good reminding time, and especially our senior citizens in town. Folks when people come to your door and they say they are from the water company or gas company or electric company usually a good telltale sign right off the bat would be look out into the street and see if you see a vehicle, because their vehicles are marked. The second thing would be to look on their breast (pocket) to see if they have an ID and if they don't, please don't let them in. And if you are not sure or if you have any apprehension whatsoever just excuse yourself, lock the door, and call the Clark Police Department. Don't even get on the phone with the utility company because they will send you to someone in Georgia or India and they won't know what's happening in front of your house. Call the Clark Police Department and they will send a car right over and the utility worker if he or she is legitimate will not care. They will completely understand that the resident wants to make sure everything is on the up and up. Be careful of people who are doing blacktop, who ring your bell and say "hey I've been doing a job in your neighborhood, come on out I want to show you your driveway that I can fix while I'm here." We've seen Gypsy type scams where somebody else goes around to the back door and goes into the house and cleans you out. So this is the only reason I mentioned the Linden incident because I do appreciate the resident who gave me the heads up on Facebook. Because if you hear something we're glad to check into it for you and put you at ease and he was when I gave him the message back. So this is just a good time to remind everybody especially with the holiday season coming because people seem to have money in the house or they have electronics, iPhones, iPads, God forbid we don't have that stuff, but usually it's in your home and it's a good time that people can come in and scam you and rob you and they can really hit the jackpot as they say. So please be very careful especially to our seniors. There are phone scams that go around time to time, you know your son is in jail, your grandson is in jail, give us your credit card number...do not do any of that stuff, just take a number where you can call them back and call the Clark Police Department. Please folks let's have a safe holiday season and I would hate to see anybody get robbed out of their hard earned money, it would be a real shame.

The last announcement I have is the leaf schedule; Clark Township began picking up leaves today in our community. We will be doing the entire town this week. The leaves aren't that heavy yet but there are some nice piles out there and we want to get rid of them to keep our town safe on the streets. This week because of the light load we probably will do the entire town with no problem. Next week we're going to shoot again to do the entire town. Again folks who live in the immediate school areas, we pick you up first on Monday's to provide safe and ample parking for the people who are dropping their children off. I've asked you now for thirteen years since we implemented this program to please, if you are going to clean up your leaves, you know you can do it on a Saturday or Sunday and what better way to live to be able to know by Monday they are going to be gone by 9:00 am. And that's a great thing. Do not put out another pile on Monday, Tuesday or Wednesday, wait until the end of the week, even Friday afternoon would be fine when the kids clear out, Saturday, Sunday...we will pick them on Monday.

Also on November 4<sup>th</sup> we will start our Ward weekly pick-ups, November 4<sup>th</sup> for that week is Ward 1 and 2, November 11<sup>th</sup> Ward 3 and 4, November 18<sup>th</sup> is 1 and 2 and November 25<sup>th</sup> is 3 and 4. Then we go to December 2<sup>nd</sup> and by December 9<sup>th</sup> if Mother Nature cooperates with us we

believe we should have the entire town picked up and finished. And this is with your cooperation in working with the Department of Public Works to get your leaves out into the street. There is no secret, first week is going to be Wards 1 and 2, second week 3 and 4, so on and so forth. Sometimes also to the Ward people, please understand if we are ahead of the game...let's say in the first week if we get Ward 1 and 2 done quickly and we start dipping into Ward 3 and 4, if we do that we will come back to you again on Monday. We are trying to get a little bit ahead of ourselves but it's not fair to you if we do not come back because you are going to say "wait a minute I expected you on Monday and I was going to put my leaves out on Saturday or Sunday and you took them away on Friday we are not going to see you again." So we will always come back to you to start the new week. Sometimes if we can get ahead of ourselves we like to do that and hopefully with Mother Nature she will cooperate.

The other thing is and I know this is going to be a hard pill for a lot of residents to swallow but we've only been doing this since about St. Patrick's Day. No more branches, we are done. Stop. Cease. We have nowhere to dump them. I had somebody the other day rip out a whole bunch of shrubbery over on one of the streets up on the First Ward and called the DPW screaming that they wouldn't pick them up and Scott basically asked them where would you like us to dump them since we just got done tub grinding everything the day before, and now we are ready to pick up leaves. You have had the opportunity every month since the middle of March. It's now time to stop. If the branches come down because of storm like conditions, we will announce a special branch clean up like we've done in the past and we will ask you to separate them from the leaves. The other thing is when you are putting your leaves out folks; do not put branches into the leaf piles. We will fine you and we will leave your leaves. Why? It's not us, if we dump them into the yard, we pick them up, the dumpsters comes to take them to the County dump site and when they dump the pile if there's branches in the pile they will reload the truck, send it back to Clark, and they will dump it in our yard. So please do not think you are gaining an advantage by hiding them at the bottom of the pile, we know that trick, it's very simple for us to see and we will leave them on your lawn. And the only thing you can do then is put them in a pile somewhere neat on your property and when there's branch pick up again we will take them away at that point. Please understand the process. It's not our rules; it's the way it goes. Bulky cleanup has ceased now for this year because we are into leaves. We are basically stopping a lot of activities to clean up our streets. I will make a bet again that we will be the fastest picked up in all of Union County as we've been. Our guys work very hard during leaf season. Don't get in front of the truck because they are going quickly to get everything dumped and ready and they do a great job and I want to thank the Department of Public Works in advance for their great efforts and cooperation in the next upcoming weeks. We will be in touch with you on any other kind of storm like matters we may have coming forward and hopefully this will be one quiet year. We all know and I don't want to mention that "s" word from last year but God forbid with something like that we will always be in touch with our citizens to let them know what we are thinking and how are we going to solve their problem. And that concludes my lengthy report for this evening, thank you Mr. President, Members of Council and ladies and gentlemen.

One more thing...I would like to appoint Maria Moricz on the Library Board of Trustees until December 31, 2017 and that concludes my report.

**Meeting Summary:**

John Laezza: For those in TV land we are going to be asking Council to confirm the appointment of Maria Moricz as a Member of the Library Board for the unexpired term of Christopher Pingor. We are going to seek approval from the Division of Local Government Services to amend our budget by adding an item of revenue in the amount of \$14,740.00 for a Municipal Alliance Grant. That's the Grant that basically accommodates the program for teenagers, social programs for seniors in relationship to drug abuse awareness and alike. And it's been a successful program down through the years. We are going to authorize the Chief Financial Officer to cancel some inactive Grants that have been completed. We are going to authorize the acquisition of a 2014 Chevrolet Tahoe for the Fire Code Enforcement Official. And our Consent Agenda basically takes care of a few logistics matters of finalizing with our capital construction on a road job with Top Line Construction, authorizing the Mayor and Administrator to enter into an Interlocal Service Agreement with the City of Rahway for the use of Municipal Prosecutors in the various courts when needed for the years 2013 through 2015. We are authorizing Mother Seton to fly banners since it's an exemption that we allowed by the Governing Body for their 50<sup>th</sup> Anniversary for their school through June 15, 2014. And then we are authorizing the Chief Financial Officer to cancel some sewer payments and to refund some sewer overpayments. That's the agenda Mr. President.

Township Clerk: I have the police, fire, first aid reports for the month of September as well as the Clerk's Quarterly Financial Report in my office if anyone would like to see them.

**REPORT OF COUNCIL COMMITTEES:**

Councilwoman Albanese: Thank you Mr. President...I just want to mention a couple of programs that are coming up in the next month or so at the Library. As the Mayor mentioned for the kids it's the fall season and we have a couple of Halloween programs coming up. On Monday, October 28<sup>th</sup> we will have a craft and story time for the little ones and that will be at 3:30. Following on Wednesday the 30<sup>th</sup> there will be a teen's program; they will be making decoupage Halloween lanterns and on November 16<sup>th</sup> the Friends of the Library at 10:00 am is going to have a fundraiser. They are going to have an appraiser come who will appraise any antiques that you might want to find what the value is of them. In addition to the appraiser being there, they also will have someone who will be buying gold if you want to sell your gold. I know this is a typical fundraiser that's done by some of the different organizations in town, here's another opportunity if you wanted to stop by and sell any gold that you want to dispose of and find out the price. So you are all welcome to that on November 16<sup>th</sup>. That afternoon is a program for children and adults and it's all about Owls. They are actually going to have a live Owl there. And if you don't know anything about Owls, they are a bird of prey, and they are very essential to our life cycle of process, so that should be very interesting. I don't know what type of Owl they will have there but that program is at 2:00 pm on November 16<sup>th</sup>.

On November 14<sup>th</sup> the AARP is having a driver safety course for seniors. And that's Thursday, November 14<sup>th</sup> at 10:00 am and the cost is \$12.00 and usually you get a discount on your insurance if you participate in such a program. And that concludes my report on the Library. Thank you.

Councilman Barr: Thank you Mr. President...in September the police dispatcher had the fire department respond to 25 calls. And yesterday the Clark Volunteer Fire Department tested their fire hoses which the State mandates that it has to be done twice a year. And every hose is tested at a very high pressure; they are tested at 200, 300 and 400 pounds of pressure for a certain amount of time depending on the size of the hoses. And the reason I am informing you about this is that most fire departments hire outside testing companies to do their testing at a cost of between four or five thousand dollars each test. Our Volunteer Fire Department does their own testing which amounts to a decent savings to Clark residents. So I think I can safely say thank you to our Clark Volunteer Fire Department from all Clark's residents. That completes my report thank you.

Councilman Kazanowski: No report this evening.

Councilman Mazzarella: Yes thank you Council President...I have two small reports, the first one from the police department; September 2013 the police department saw a total of 2,778 calls for service. Of which 87 were ambulance requests, 3 fire department requests, 77 were alarms calls, 5 were vandalism, 74 were motor vehicle accidents and 2,488 were miscellaneous calls. I say this every month ladies and gentlemen just to remind everyone how many calls our police department goes out on whether they be minimal in size or really traumatic calls. They are out there every day keeping our community safe and I thank them for that.

The next small report is from the DPW; the Mayor has touched on the leaf pickups and the schedule he gave everyone. But there is just one added thing I would like to mention...when you put your leaves out please leave about one foot from your curb that will allow for drainage. We don't want the catch basins to get stopped up and if you leave the leaves close to the curbs, the ground water run-off will have the leaves go on top of the catch basins and we will have a flood. The electronic drop-off for this month is Saturday, October 26<sup>th</sup> 9:00 am to 1:00 pm in the DPW yard located behind the police station, it's the last one for this year. And we have again, as I mentioned last month, DPW has fresh ground mulch, free to township residents. Please call the DPW office at (732) 428-8402 to arrange a delivery. And 2013 DPW to date has ground over 90 stumps from super storm Sandy and routine maintenance and also trimmed over 300 trees in our community from that storm. The last bulky item pickup is Monday, October 28<sup>th</sup> for the 4<sup>th</sup> Ward. Please call DPW to schedule an appointment before 3:00 pm on Thursday before the pickup. That concludes my report thank you.

Councilman Smith: Thank you Council President...I have the recreation report this evening. Clark Recreation Director Ralph Bernardo has two exciting events this weekend, Saturday, October 26<sup>th</sup>. The first one is a Trunk or Treat which will be held at ALJ...it's a yellow flyer outside his office or outside of the gymnasiums. What it entails is adults parking their vehicles at ALJ and children dressing up in their Halloween costumes and marching around the parking lot collecting candy. There will be prizes for the best overall costume, the best group costume and the best decorated car. If you are interested, please stop by Ralph's office and if you would like to park your vehicle there with candy, he needs to know in advance so he can schedule out the parking lot because there's only so much space he can use up. And that's being held from 2:00 to 5:00 pm at ALJ High School. The second event is also on Saturday, October 26<sup>th</sup> and it's the

Haunted Halloween experience at the Robinson Plantation. It's the orange flyer which is also located outside his office. Last year was the first year he did it and had over 500 people attend. This will be the second annual one and it's from 7:00 pm to 10:00 pm at the Robinson Plantation. Tickets are \$5.00 and we highly recommend you purchase them in advance. They can be purchased that evening there but it could be sold out just because of the amount of people we had last year. There will be pumpkin giveaways as well as apple cider, donuts and some sweet treats. So those are two events he has this Saturday.

I also want to mention about the Clark UNICO Italian Festival which was last Friday, Saturday and Sunday. There were over ten thousand people who attended the three day festival. There were many rides, plenty of food, craft vendors as well as many musical acts, singers, DJ's, bands, etc. and it was very well attended. The weather was great and he raised a lot of money. He doesn't have the final numbers yet but most of that money will go back to the Clark community in a way of grants to clubs and organizations as well as scholarships to the ALJ seniors who apply for them and as well as donations to charities. So I want to thank Ralph and UNICO for running a fantastic event.

And lastly I want to mention...even though its fall, some of the spring sports are having registration. I believe Little League already had there's or is having it this week. And Clark Girls Softball asked me to mention it this evening that they will have registration this Wednesday and Thursday night. They have opened it up to Pre-K through 8<sup>th</sup> grade, it used to be Kindergarten through 8<sup>th</sup> but they have opened it up to Pre-K four year olds. So if you are interested in registering, you can stop by Wednesday or Thursday evening from 6:00 to 8:00 pm outside the gyms at Brewer. And that concludes my report thank you.

Councilman Toal: I have no report for this evening.

Council President O'Connor: And I just have a report from the Clark First Aid Squad for the month of September...there are 137 total ambulance requests, 121 for Clark with 16 mutual aid calls. The most frequent requests were for falls which were 19, motor vehicle accidents were 18 and abdominal pain there were 12. And again these are volunteers just like Councilman Barr talked about the fire department giving their time and the emergency squad does the same thing on their own time as well helping out the community. So thank you very much to all of the volunteers in town.

### **ORDINANCES, APPROPRIATIONS AND CLAIMS:**

There are no ordinances this month

**PAYMENT OF CLAIMS:** Councilman O'Connor, Chairman of Finance Committee made a motion to approve the payment of claims on current and capital expenditures in the amount of \$238,495.09 for the period ending October 17, 2013, seconded by Councilwoman Albanese

Council President O'Connor directed roll call:

Aye: Albanese, Barr, Kazanowski, Mazzarella, Smith, Toal, O'Connor



**CITIZEN HEARING ON THE AGENDA:**

Each person addressing the Council shall first give his/her name and address to the Clerk. All remarks shall be addressed to the Council as a body and shall not exceed 10 minutes in duration.

Council President O'Connor opened the Citizen Hearing on the Agenda

Seeing no one coming forward Councilman Kazanowski made a motion to close the Citizen Hearing on the Agenda, seconded by Councilwoman Albanese

Council President O'Connor directed roll call:  
Aye: Albanese, Barr, Kazanowski, Mazzarella, Smith, Toal, O'Connor

**RESOLUTIONS:**

**Resolution 13-129**

**WHEREAS** Mayor Sal Bonaccorso has appointed the following individual as a Member of the Library Board of Trustees to fill the unexpired term of Christopher Pingor:

Maria Moricz 10/21/13 – 12/31/17

**WHEREAS** this appointment requires the advice and consent of the Council.

**NOW, THEREFORE, BE IT RESOLVED** by the Governing Body of the Township of Clark, County of Union, State of New Jersey that it hereby confirms the appointment of Maria Moricz as a Member of the Library Board of Trustees whose term commences this 21<sup>st</sup> day of October 2013.

Confirmation moved and seconded by Entire Council

Council President O'Connor directed roll call:  
Aye: Albanese, Barr, Kazanowski, Mazzarella, Smith, Toal, O'Connor

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**Resolution 13-130**

**Resolution Requesting Approval of Items of Revenue and Appropriation  
N.J.S. 40A:4-87  
(with matching funds for grants)**

**WHEREAS** N.J.S. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

**WHEREAS** the Director may also approve the insertion of an appropriation for the equal amount.

**NOW, THEREFORE, BE IT RESOLVED** that the Governing Body of the Township of Clark, in the County of Union, New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2013 in the amount of \$14,740.00, which is now available as a revenue from the County of Union pursuant to the provision of the statute; and

**BE IT FURTHER RESOLVED** that the like sum of \$14,740.00 is hereby appropriated under the caption Municipal Alliance Grant – Local Share; and

**BE IT FURTHER RESOLVED** that the sum of \$3,685.00 representing the amount required for the municipality’s share of the aforementioned undertaking or improvement appears in the budget of the year 2013 under the caption Matching Funds for Grant \$3,685.00 and is hereby appropriated under the caption of Municipal Alliance Grant – Local Share.

Moved by Councilwoman Albanese, seconded by Councilman Mazzarella

Council President O’Connor directed roll call:

Aye: Albanese, Barr, Kazanowski, Mazzarella, Smith, Toal, O’Connor

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**Resolution 13-131**

**WHEREAS** the financial records of the Township contain several inactive grants; and

**WHEREAS** the Township auditor has recommended that inactive grants be cancelled by resolution.

**NOW, THEREFORE, BE IT RESOLVED** by the Governing Body of the Township of Clark that the inactive grants on the financial records of the Township be cancelled.

Moved by Councilman O’Connor, seconded by Councilwoman Albanese

Council President O’Connor directed roll call:

Aye: Albanese, Barr, Kazanowski, Mazzarella, Smith, Toal, O’Connor

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**Resolution 13-132**

**WHEREAS** the Fire Department has requested that the Township Council authorize the appropriate Township Officials to approve the authorization of the purchase of one (1) 2014 Chevrolet Tahoe SSV 4WD for use by the Fire Code Enforcement Official; and

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

Pricing of the Vehicle through Cranford Cooperative Purchasing;  
System Identifier 47-CPCC  
Dealer: Mall Chevrolet, 75 Haddonfield Road, Cherry Hill, NJ 08002  
Funded by: Capital  
One (1) 2014 Chevrolet Tahoe SSV 4WD  
Total equipment price \$47,693.25

**WHEREAS** the Chief Financial Officer has ascertained there are available sufficient uncommitted appropriations in the amount of \$47,693.25 funded by Ordinance 13-14 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 One (1) 2014 Chevrolet Tahoe SSV 4WD from Mall Chevrolet, Cherry Hill, New Jersey.

Moved by Councilman Barr, seconded by Councilman Kazanowski

Council President O’Connor directed roll call:  
Aye: Albanese, Barr, Kazanowski, Mazzarella, Smith, Toal, O’Connor

**CONSENT AGENDA RESOLUTIONS:**

**Resolution 13-133**

**WHEREAS** Top Line Construction Corp. has completed work on the 2012 NJDOT Road Improvement Program; and

**WHEREAS** the Township Engineer recommends Payment in the sum of Five Thousand, Two Hundred Seventy Eight Dollars and Seventy Six Cents (\$5,278.76) including Final Quantities Change Order which reduced the original contract by Forty Three Thousand, Eight Hundred Forty Three Dollars and Seventy Four Cents (\$43,843.74) and release of the Performance Bond subject to the submission of a Maintenance Bond in the amount of Twenty Six Thousand, Three Hundred Ninety Three Dollars and Eighty Cents (\$26,393.80); and

**WHEREAS** the Chief Financial Officer has determined sufficient funds are available in Ordinance 12-08 as evidenced by the Certification of Availability of funds attached.

**NOW, THEREFORE, BE IT RESOLVED** by the Governing Body of the Township of Clark, County of Union, New Jersey that it does hereby authorize Final Payment to Top Line Construction Corp., 22 Fifth Street, Somerville, NJ 08876 in the amount of \$5,278.76 subject to the submission of a Maintenance Bond.

**Resolution 13-134**

**A RESOLUTION AUTHORIZING AN INTERLOCAL SERVICES AGREEMENT WITH THE CITY OF RAHWAY (MUNICIPAL COURT)**

**WHEREAS** the City of Rahway is desirous to contract with the Township of Clark for Municipal Court services in case of emergency; and

**WHEREAS** the Township of Clark is willing to accept such agreement; and

**WHEREAS** the Township of Clark, with approval of the City of Rahway by resolution shall provide the services of properly trained personnel as necessary to aid in the operation of the Municipal Court for the years 2013-2015; and

**WHEREAS** this service shall be provided at no cost to the Township of Clark and the City of Rahway.

**NOW, THEREFORE, BE IT RESOLVED** by the Governing Body of the Township of Clark that the Mayor and Township Clerk be and are hereby directed and authorized to enter into an Interlocal Services Agreement with the City of Rahway for Municipal Court services covering the years 2013-2015.

**BE IT FURTHER RESOLVED** that a duly executed copy of this Resolution be forwarded to the City Clerk of the City of Rahway.

**BE IT FURTHER RESOLVED** that this Resolution be published and take effect according to law.

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**Resolution 13-135**

**WHEREAS** Mother Seton Regional High School located at One Valley Road, Clark, New Jersey has requested an exemption from Ordinance 13-13 “Permitted Signs” for their ongoing yearlong events in connection with their 50<sup>th</sup> Anniversary Celebration; and

**WHEREAS** Section 3 of the ordinance authorizes the Mayor and Council to grant such an exemption.

**NOW, THEREFORE BE IT RESOLVED** by the Governing Body of the Township of Clark, County of Union, State of New Jersey that Mother Seton Regional High School is hereby exempt from the requirements of Ordinance 13-13; and

**BE IT FURTHER RESOLVED** that the Sign Permit issued September 5, 2013 is hereby extended and will expire on June 15, 2014.

**Resolution 13-136**

**WHEREAS** the Treasurer/CFO has certified that sewer utility accounts require balance adjustments; and

**WHEREAS** the Business Administrator has reviewed the attached list and approved the sewer fee adjustments.

**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.

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**Resolution 13-137**

**WHEREAS** in accordance with a request from the Treasurer/CFO for authorization to refund overpayment of 2013 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 refunds as per the following schedule.

REF	#	Acct #	Name	#	Address	Reason	Refund
13	10R	2046-0	Judith Shackelton	474	Madison Hill Rd	overpaid	\$ 112.72
13	11R	2216-0	Daniel Flynn	13	Terry Lane	overpaid	\$ 125.00
13	12R	2871-0	Robert & Sandra Yelenovsky	92	Cornell Dr.	overpaid	\$ 12.50
13	13R	59-0	Alfredo & Maria Caballero	264	Laurel Lane	overpaid	\$ 74.07
13	14R	5131-0	Joseph & Diana Broccoli	1527	Raritan Rd	overpaid	\$12.50
13	15R	4059-0	Tom Klimuc	39	Florence Dr.	overpaid	\$4.00
13	16R	3614-0	Polish Cultural Foundation	10	Schindler Rd	overpaid	\$112.50
13	17R	203-0	Svetislav Milic	360	Oak Ridge Rd	overpaid	\$ 112.50
					<b>Total Refunds</b>		<b>\$565.79</b>

Motion to adopt the Consent Agenda made by Councilman Toal, seconded by Councilman Mazzarella

Council President O'Connor directed roll call:  
 Aye: Albanese, Barr, Kazanowski, Mazzarella, Smith, Toal, O'Connor

**NEW BUSINESS ON THE CALENDAR:** None

**PUBLIC COMMENTS:**

Each person addressing the Council shall first give his/her name and address to the Clerk. All remarks shall be addressed to the Council as a body and shall not exceed 10 minutes in duration.

Council President O’Connor opened the public portion of the meeting

Seeing no one coming forward Councilman Kazanowski made a motion to close the public portion of the meeting, seconded by Councilwoman Albanese

Council President O’Connor directed roll call:

Aye: Albanese, Barr, Kazanowski, Mazzarella, Smith, Toal, O’Connor

**MAYOR, COUNCIL AND PROFESSIONAL COMMENTS:**

Mayor Bonaccorso: Yes thank you Mr. President. I was leaving this to Councilman Barr but he didn’t seize the moment so I’m going to have to do it. A couple of weeks back I’m driving through town and I see a black cloud of smoke over on Terminal Avenue. I followed it and it didn’t look like your typical BBQ and it was really, really cooking. Kerry Industries had two trailers in their parking lot that caught on fire, well one and it spread to the other. But the kicker to the story is that these are the kind of trailers that back in a portion to the loading dock inside the building and there was a lot of hazardous and flammable material that was all clearly marked and the fire department knew better of it. I want to thank the Clark Volunteer Fire Department for their unbelievable effort in containing that fire to the trailers. When I went inside as everything cleared, I’m going to say the flames were probably about three to five feet away from that material and if that stuff would have caught and went up we would have had a better firework show than we had on the 4<sup>th</sup> of July. I can guarantee you that. The fire department worked diligently through dark black smoke and heavy flames. And I would also too like to take a moment to thank the first aid squad who were there for their assistance at that fire and of course the police department and every other town around because I think they were all there. I think every town in Union County sent someone down and if they didn’t it was very close because we were moments away from having that factory go up and it would have been that type of fire that would have burned for you know for eight or ten hours from what was in there. So they did a terrific job.

Secondly, November 5<sup>th</sup> is Election Day, please come out and vote. There is nothing local this year...Governor, Assembly, Senate and Freeholders. So please come out and exercise your right to vote. And I thank you and God Bless you all...Dean and Cindy good luck again downtown and we will see everybody throughout the month thank you.

Councilwoman Albanese: Thank you...I also just want to say congratulations to Dean and Cindy Russo on their beautification award and welcome to Clark. We appreciate the business and we’re glad to hear that folks are stopping by.

Also I want to thank the Mayor and Council for the addition of Maria Moricz to the Library Board of Trustees; she will be a great addition. She has three children, well, two are in the school system and one is on the way, she will be a great addition to the Library. Thank you.

Councilman Barr: Thank you Mr. President...congratulations to Dean and Cindy also. Actually I had a feeling that our Mayor would say something about the fire at Kerry and when I give these fire reports and it's his job that what he does no big deal, but you have to admit when the Mayor does it, it just has so much more clout. So thank you Mayor. That concludes my report.

Councilman Kazanowski: Yes thank you...I also want to congratulate you on your award and keeping up the neighborhood. Hopefully Council and the Mayor will continue on and proceed with that. Also it's slippery out there; we have leaves on the road, so please drive carefully. Also parents watch out for your kids playing in these leaf piles. Sometimes they might get covered and you are not going to see them and a car comes by and it's not going to be a very happy thing. So please be careful out there it's slippery and again watch out for the kids playing out on the leaf piles, thank you.

Councilman Mazzarella: Yes thank you...I too want to congratulate the Russo's, good luck here in Clark, I'm sure it will be very fruitful for you and for the community. And to the residents, please don't forget to recycle, it's very important I say this every month but it truly is important not only to our future but our children's as well.

Councilman Smith: Thank you Council President...just two quick things; I want to congratulate Dean and Cindy. It's good to see you Dean, I haven't seen you in a while so welcome and good luck with your business in town. I did forget to mention on the trunk or treat, it is also being held in conjunction with the Clark PBA. So the Clark Rec Department and the Clark PBA are hosting this event from 2 to 5 and again from 7 to 10 is the Haunted Halloween experience at the Robinson Museum. Please come out and enjoy the evening, bring your camera and bring your kids and family, thank you.

Councilman Toal: Thank you Mr. President...this past weekend at the Dr. Robinson and all the 21 Union Counties Historical Sites Four Centuries in a Weekend were just done. And out of the 21 towns Dr. Robinson was of course a shining light of the past. And I just want to say thank you to Scott McCabe and all the members of the Clark Historical Society for putting on a good show. I haven't gotten the crowd figures or the report from Scott yet but I know I saw a lot of cars out there and I saw a lot of people. (SPO Bob Janis: there were roughly about 400 people) About 400 people, which is a great turnout, a lot of these places get about maybe 21 or maybe 50 people. So great work Scott and continue the great work of keeping the knowledge of the history of Clark alive.

To Dean and Cindy, I want you to become a pillar of the Westfield Avenue corridor. There are five still left there; Tom Brown with his Prudential, Lou with Pompeii Pizzeria, and there's about three other businesses if you go all the way down...oh and of course O'Johnnies which is a landmark in Clark. And in the last ten years we've lost about eight different businesses that were a part of that whole corridor from Madison Hill Road down to Brant Avenue and we appreciate you reinvesting yourselves and your resources into our hometown. That whole entire corridor needs as the Mayor has been saying and I'm not going to repeat it, but we need other people who love their business and love Clark to invest into the township. It's not about the monetary but just about the good feeling. The entire Westfield Avenue corridor has been getting beaten up for a number of years now and that's because the loss of businesses and we need not just as a

community, but as a whole to invest into it again, and we appreciate you doing what you are doing, thank you so much. That's all I really have so I'll see you next month.

John Laezza: Council President thank you...it's interesting that we are talking about Kerry Industries tonight. Kerry Industries has been a growing industrial property in Clark since we came here in 2001 when it was Mastertaste, and it was bought by Kerry Industries which is the largest flavor company in the world. There was some concern about two years ago when we heard that L'Oreal was moving out of 222 with their manufacturing going to Mexico because the prices are cheaper to get work done. Kerry Industries will be closing on the acquisition of that property to expand their facilities, so that's great for Clark.

With regards to Councilman Mazzarella's talking about recycling, I would like the citizens to know that the more you recycle the more money the town gets from the State of New Jersey. We will be receiving in excess of twenty-five thousand dollars to help us in keeping Clark clean.

And trying to comment on Councilwoman Albanese's antiques, if you want prices don't send me, my family thinks I'm priceless.

Mayor Bonaccorso: John also would you just go a little bit further on the Kerry sale. They are looking to open up about 250 jobs.

John Laezza: Yes they will be starting with bringing in 100 jobs; it will be up to about 250 to 300 new personnel. The jobs will be coming from the local area. And they indicated when they transfer out of another area they will be coming from Wisconsin I believe and their plant in Wisconsin offer the people that live out there to move to New Jersey and they probably will get about 5 and the rest will be locals. So we had a good meeting with them the Mayor and I and we had lunch with their President from Wisconsin and he was very excited about coming to New Jersey and continue the growth of the Kerry Industry in New Jersey. He is a young Irish lad who lives in Wisconsin, he comes from Ireland, and he was interested in conversation. Kerry Industries started from Kerry in Ireland. That's all, thank you Council President.

Council President O'Connor: I just want to say thank you John and thank you Mr. Mayor for your hard work in getting this to Clark and opening up the opportunity for up to 250 local residents to get positions with that company, so thank you very much for all of your hard work in getting that company here, thank you.

Police Chief Scherb: No comment.

Mr. Ron, President of the First Aid Squad: No comments.

Rich O'Connor: No report Council President.

Township Clerk: No comments.

Council President O'Connor: Just some final comments again...congratulations to the Russo's, thank you again for investing in Clark. Halloween is on a Thursday night, it gets dark early, so



make sure if you do go door to door rather than to the trunk or treat make sure your children are well lit by wearing reflective clothing and be safe and I'll see you all next month.

**ADJOURNMENT:**

Motion for adjournment made by Councilman Toal, seconded by Councilwoman Albanese

Council President O'Connor directed roll call:

Aye: Albanese, Barr, Kazanowski, Mazzarella, Smith, Toal, O'Connor

ADJOURNMENT

APPROVED

\_\_\_\_\_  
PATRICK O'CONNOR  
Council President

ATTEST:

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EDITH L. MERKEL, RMC  
Township Clerk