

**SPECIAL COUNCIL MEETING, 430 WESTFIELD AVE., CLARK, NJ
March 4, 2013**

ROLL CALL:

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

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

The Special Meeting of the Municipal Council of the Township of Clark was called to order at 7:30 P.M. by Council President O'Connor. 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 sending written advanced notice of at least 48 hours to the Union County Local Source, NJTODAY.NET and Star Ledger, by posting such Meeting Agenda 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.

ORDINANCES, APPROPRIATIONS AND CLAIMS:

PUBLIC HEARING ON PROPOSED ORDINANCES:

(No objections have been received in connection with the proposed Ordinances)

**AN ORDINANCE TO FIX THE SALARIES OF DEPARTMENT OF
PUBLIC WORKS EMPLOYEES (BLUE COLLAR EMPLOYEES)
FOR THE YEARS 2010 THROUGH 2017**

BE IT ORDAINED Union Council No. 8, I.F.P.T.E., AFL-CIO representing our Blue Collar Employees have completed their salary negotiations for the years 2010 through December 31, 2017; and

BE IT FURTHER ORDAINED it is necessary to adopt an ordinance to implement said contract for the term of the contract; and

BE IT FURTHER ORDAINED such salaries shall be based upon the following:

Effective retroactive to January 1, 2010 each bargaining unit member employed, shall receive a salary based on the following compensation schedule:

COMPENSATION SCHEDULE 2010-2017

**GUIDE EFFECTIVE UPON RATIFICATION AND EXECUTION OF THE COLLECTIVE
NEGOTIATIONS AGREEMENT**

Title	Step 1	Step 2	Step 3	Step 4	Step 5	Step 6	Step 7	Step 8	Step 9	Step 10
Laborer	40,900	41,900	42,900	43,900	44,900	45,900	46,900	47,900	48,900	49,900
Public Works Repairer	52,900	54,200	55,300	56,400	57,500	58,600	59,700	60,900	62,900	64,400
Omnibus Driver	49,000	50,500	52,000	53,500	55,500	57,500	59,500	61,500	62,730	63,552
PT Omnibus Driver (Hourly)	15.00 to 20.00 per hour based on qualifications.									

All employees hired after January 1, 2010 shall start as Laborers and shall be placed in the step as it relates to their prior work qualifications upon the recommendations of the appointing authority under the rules of the New Jersey Civil Service Commission.

To qualify for promotion to the next category, a Laborer must be working in step 8; a Public Works Repairer must be in step 8 to qualify for a promotional exam for Senior Public Works Repairer.

Omnibus Driver salary schedule reflects a full time bus driver. At the present time this is a part time position compensated at 60% of the above salary schedule. The present driver is at step 10. Effective in 2011, the percentage increase for Omnibus Driver is 1.5% in each year.

Title	2010	2011	2012	2013	2014	2015	2016	2017
Senior Public Works Repairer	63,552	63,552	63,552	64,823	66,120	67,442	68,791	70,167
Mechanic/Senior Public Works Repairer	67,472	67,472	67,472	68,821	70,197	71,601	73,033	74,494

Effective January 1, 2011, a \$900 clothing allowance has been added to base pay.

Pay Periods The Township shall pay its employees on a bi-weekly payroll schedule of twenty-six (26) times annually. Each payroll period shall consist of ten (10) working days, so that the bi-weekly rate of pay of each employee shall be 1/26th of the employee’s annual salary. In a year in which twenty-seven (27) pay periods shall occur, the bi-weekly rate of pay of each employee shall be 1/27th of the annual salary.

Any employee hired after January 1, 1991, shall not be eligible for the longevity program.

Each employee completing five (5) years of continuous uninterrupted service shall become eligible for longevity payment computed as follows:

- a) For each five (5) year period of service as outlined above each employee of the Township shall receive the following in addition to the current annual salary:

After 5 continuous years	\$ 500.00
After 10 continuous years	1,000.00
After 15 continuous years	1,500.00
After 20 continuous years	2,000.00
After 25 continuous years	2,500.00

b) The effective date as to eligibility for longevity shall be the anniversary date of the individuals' employment by the Township of Clark, and the amount shall be as set forth above.

All Ordinances or parts of ordinances inconsistent herewith are hereby repealed as to such inconsistencies only.

This Ordinance shall take effect immediately upon final passage and publication according to law.

Council President O'Connor opened the Public Hearing

Seeing no one coming forward Councilman Toal made a motion to close the Public Hearing, seconded Councilwoman Albanese

Council President O'Connor directed roll call:

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

Motion to adopt Ordinance was made by Councilman Mazzarella, seconded by Councilwoman Albanese

Discussion: None

Council President O'Connor directed roll call:

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

Ordinance adopted.

AN ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14)

WHEREAS the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget to 2.0% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and

WHEREAS N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and

WHEREAS the Governing Body of the Township of Clark in the County of Union finds it advisable and necessary to increase its CY 2013 budget by up to 3.5% over the previous year’s final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and

WHEREAS the Governing Body hereby determines that a 1.5% increase in the budget for said year, amounting to \$231,740.69 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and

WHEREAS the Governing Body hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW, THEREFORE, BE IT ORDAINED by the Governing Body of the Township of Clark, in the County of Union, a majority of the full authorized membership of this governing body affirmatively concurring, that in the CY 2013 budget year, the final appropriations of the Township of Clark shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.5%, amounting to \$540,728.27 and that the CY 2013 municipal budget for the Township of Clark be approved and adopted in accordance with this ordinance; and

BE IT FURTHER ORDAINED that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and

BE IT FURTHER ORDAINED that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and

BE IT FURTHER ORDAINED that a certified copy of this ordinance upon adoption, with the recorded vote included thereon be filed with said Director within 5 days after such adoption.

Council President O’Connor opened the Public Hearing

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

Motion to adopt Ordinance made by Council President O’Connor, seconded by Councilman Smith

Discussion: None

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

Ordinance adopted.

RESOLUTIONS:

Resolution 13-62

BE IT RESOLVED by the Governing Body of the Township of Clark that the following individuals are hereby appointed to the Planning Board effective March 4, 2013.

ALTERNATE I (2 year term)

Sean Fresco	03/04/13 – 12/31/13
3 Rainbow Drive	(completing unexpired term of
Clark, New Jersey 07066	Tim Nugent 01/03/12 – 12/31/13)

ALTERNATE II (2 year term)

Michael Altmann	03/04/13 – 12/31/14
8 Winters Court	
Clark, New Jersey 07066	

Moved by Councilman Kazanowski, seconded by Councilman Mazzarella

Discussion: None

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

Resolution 13-63

BE IT RESOLVED by the Governing Body of the Township of Clark that the following individuals are hereby appointed to the Board of Adjustment effective March 4, 2013.

ALTERNATE I (2 year term)

John Moricz	03/04/13 – 12/31/14
4 Hall Drive	
Clark, New Jersey 07066	

ALTERNATE II (2 YEAR TERM)

(Initial one year term to accommodate alternating expiration dates; 2 years thereafter)

William Helm	03/04/13 – 12/31/13
163 Jupiter Street	
Clark, New Jersey 07066	

Moved by Councilman Toal, seconded by Councilwoman Albanese

Discussion: None

Council President O'Connor directed roll call:

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

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

Mike Altmann, 8 Winters Ct.: I just want to thank you for appointing me tonight as an Alternate Member to the Planning Board.

Seeing no one else 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... I will be appointing Matt Casey as a Class 4 Member, filling the unexpired term of Jim Zizza effective March 4, 2013 to December 31, 2014. That's all I have at this time.

Councilwoman Albanese: No comments.

Councilman Barr: No comments.

Councilman Kazanowski: Ditto.

Councilman Mazzarella: No comments.

Councilman Smith: No comments.

Councilman Toal: Just with regards to the Mayor on Matt Casey. I've known Matt Casey for over 40 years, we grew up today and he is just a great addition to this community. He has his heart and soul to this town; he will be a great addition.

Township Clerk: No thank you.

Rich O'Connor: No report.

Attorney Triarsi: No report.

Council President O'Connor: No report from me as well.

ADJOURNMENT

A motion to adjourn the meeting 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

APPROVED

PATRICK O'CONNOR
Council President

ATTEST:

EDITH L. MERKEL, RMC
Township Clerk