

**AGENDA  
COUNCIL MEETING  
315 WESTFIELD AVE., CLARK, NJ 07066  
October 20, 2014  
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>Councilwoman Soyka</b> _____
	<b>Council President Toal</b> _____

**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 Local Source, 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.

Regular Order of Business Suspended:

Police Department:   1. Promotion of Detective Antonio Manata to Sergeant  
                              2. New Officers Tom B. Gucwa and Theodore B. McKeown, IV

Regular Order of Business resumes

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

**Mayor:**

**Township Officers:** Police, Fire and First Aid Reports for the month of September, 2014 have been received and are on file in the Clerk's office

**REPORT OF COUNCIL COMMITTEES:**

**PAYMENT OF CLAIMS:**

Councilman O'Connor, Chairman of Finance Committee will give a report on Current and Capital expenditures received and encumbered through October 15, 2014 in the amount of \$344,237.51

**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.

**RESOLUTIONS:**

1. Confirming the appointment of Jennifer Kobliska as the Mayor's Confidential Secretary
2. Amending Resolution 14-91 which authorized a Cooperative Agreement with Union County to establish a legal mechanism for the County to apply for, receive and distribute federal funds through the CDBG program

3. **Council as Pool Utility:**  
Authorizing Adoption of the Clark Community Pool Advisory Board By-Laws as amended
4. Approval to submit a grant application and execute a grant agreement with the New Jersey Department of Transportation for the 2015 NJDOT Municipal Aid Program
5. Appointing Jennifer Kobliska as Deputy Registrar to fill the unexpired term of Laura Caliguire until December 2014

**CONSENT AGENDA RESOLUTIONS:**

6. Authorizing the Tax Collector to refund and/or transfer overpayment of 2013 taxes
7. Authorizing the Chief Financial Officer to apply sewer account balance adjustments in the amount of \$286.56
8. Authorizing the Chief Financial Officer to refund overpayment of sewer fees in the amount of \$225.14

**NEW BUSINESS ON THE CALENDAR:**

**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.

**MAYOR, COUNCIL AND PROFESSIONAL COMMENTS:**

**ADJOURNMENT:**

TOWNSHIP OF CLARK  
Resolution \_\_\_\_\_  
October 20, 2014

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

**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 Mayor Bonaccorso's appointment of Jennifer Kobliska as his Confidential Secretary commencing October 21, 2014.

ATTEST:

APPROVED:

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

\_\_\_\_\_  
BRIAN P. TOAL  
Council President

Res14/10-20ConfirmApptJenniferKobliska

	Aye	Nay	Abstain	Absent
Albanese	_____	_____	_____	_____
Barr	_____	_____	_____	_____
Mazzarella	_____	_____	_____	_____
O'Connor	_____	_____	_____	_____
Smith	_____	_____	_____	_____
Soyka	_____	_____	_____	_____
Toal	_____	_____	_____	_____

TOWNSHIP OF CLARK  
Resolution \_\_\_\_\_  
October 20, 2014

2

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

**WHEREAS** the Uniform Shared Services and Consolidation Act (NJSA 40A:65-1et seq.) provides a mechanism through which counties and municipalities may enter into agreements for the provision of joint services; and

**WHEREAS** Title I of the Housing and Community Development Act of 1974 provides for substantial federal funds being made to certain urban counties for use therein through the Community Development Block Grant ("CDBG") Entitlement Program, HOME Investment Partnerships ("HOME") Program and Emergency Solutions Grants ("ESG") Programs; and

**WHEREAS** a Cooperative Agreement between the County of Union and the Municipality of Clark was authorized previously this year by Resolution 14-91 on June 16, 2014 to establish a legal mechanism through which the County government may apply for, receive and disburse federal funds from federal fiscal year 2015, 2016 and 2017 appropriations; and

**WHEREAS** it is the desire of the Municipality of Clark to amend the Cooperative Agreement with the County of Union to reflect the following changes:

Page 2, Section E – Add the following language to the very end of the last paragraph, "and that such failure to comply will void the automatic renewal for such qualification period."

Page 3, Section G – Add the following language in a new item, numbered 4 – "The County and the Municipality are obligated to comply with all other applicable laws."

Page 3, Section I – In the first paragraph in sentence three, change the word "Subsection (d) to read Section (d):"

**NOW, THEREFORE BE IT RESOLVED** that the Municipality of Clark hereby authorizes the above amendments to the Cooperative Agreement previously authorized and executed between the Township of Clark and the County of Union; and

**BE IT FURTHER RESOLVED** that a copy of the Resolution shall be forwarded to the County of Union.

ATTEST:

APPROVED:

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

\_\_\_\_\_  
BRIAN P. TOAL  
Council President

Res14/10-20CDBGAmend14-91

Aye Nay Abstain Absent

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

TOWNSHIP OF CLARK  
Resolution \_\_\_\_\_  
October 20, 2014

3

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

**WHEREAS** the members of the Pool Advisory Board held a meeting on September 19, 2014;  
and

**WHEREAS** the Board discussed amendments to Article III, Membership and Article IV,  
Officers of the By-Laws, and recommends that the Governing Body adopt the changes.

**NOW, THEREFORE, BE IT RESOLVED** by the Governing Body of the Township of  
Clark acting as the Pool Utility that it does hereby authorize the adoption of the Clark Community  
Pool Advisory Board By-Laws as amended.

ATTEST:

APPROVED:

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

\_\_\_\_\_  
BRIAN P. TOAL  
Council President

Res14/10-20AmendPoolBoardBy-Laws

	Aye	Nay	Abstain	Absent
Albanese	_____	_____	_____	_____
Barr	_____	_____	_____	_____
Mazzarella	_____	_____	_____	_____
O'Connor	_____	_____	_____	_____
Smith	_____	_____	_____	_____
Soyka	_____	_____	_____	_____
Toal	_____	_____	_____	_____

TOWNSHIP OF CLARK

Resolution \_\_\_\_\_

October 20, 2014

4

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

**Resolution:** Approval to submit a grant application and execute a grant agreement with the New Jersey Department of Transportation for the 2015 NJDOT Municipal Aid Program, project identified as MA-2015-Lexington Boulevard and Broadway-00463.

**NOW, THEREFORE, BE IT RESOLVED** that the Council of the Township of Clark, formally approves the grant application for the above stated project; and

**BE IT FURTHER RESOLVED** that the Mayor, Business Administrator, Township Engineer and Township Clerk are hereby authorized to submit an electronic grant application identified as MA-2015-Lexington Boulevard and Broadway-00463 NJDOT Municipal Aid Program to the New Jersey Department of Transportation on behalf of the Township of Clark; and

**BE IT FURTHER RESOLVED** that the Mayor and/or Business Administrator and Township Clerk are hereby authorized to sign the grant agreement on behalf of the Township of Clark and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

Certified as a true copy of the Resolution adopted by the Township Council on this Twentieth day of October, 2014.

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

\_\_\_\_\_  
BRIAN P. TOAL  
Council President

My signature and the Clerk's seal serve to acknowledge the above resolution and constitute acceptance of the terms and conditions of the grant agreement and approve the execution of the grant agreement as authorized by the resolution above.

ATTEST and AFFIX SEAL

ATTEST:

APPROVED:

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

\_\_\_\_\_  
BRIAN P. TOAL  
Council President

Res14/10-20Auth2015NJDOTGrantApplication

	Aye	Nay	Abstain	Absent
Albanese	_____	_____	_____	_____
Barr	_____	_____	_____	_____
Mazzarella	_____	_____	_____	_____
O'Connor	_____	_____	_____	_____
Smith	_____	_____	_____	_____
Soyka	_____	_____	_____	_____
Toal	_____	_____	_____	_____

TOWNSHIP OF CLARK  
Resolution \_\_\_\_\_  
October 20, 2014

5

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

**BE IT RESOLVED** by the Governing Body of the Township of Clark that it does hereby appoint Jennifer Kobliska as Deputy Registrar of Vital Statistics for the Township of Clark to fill the vacancy created by Laura Caliguire effective this 20<sup>th</sup> day of October 2014 for the unexpired portion of the three (3) year term ending December 31, 2014, pursuant and subject to the provisions of N.J.S.A. 26:8-11 et seq.

ATTEST:

APPROVED:

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

\_\_\_\_\_  
BRIAN P. TOAL  
Council President

Res14/10-20ApptDeputyRegistrar

	Aye	Nay	Abstain	Absent
Albanese	_____	_____	_____	_____
Barr	_____	_____	_____	_____
Mazzarella	_____	_____	_____	_____
O'Connor	_____	_____	_____	_____
Smith	_____	_____	_____	_____
Soyka	_____	_____	_____	_____
Toal	_____	_____	_____	_____

TOWNSHIP OF CLARK

Resolution \_\_\_\_\_

October 20, 2014

CAG

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

**WHEREAS** in accordance with a request from the Tax Collector for authorization to refund and/or transfer overpayment of 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) and/or transfer(s) in accordance with the attached schedule:

ATTEST:

APPROVED:

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

\_\_\_\_\_  
BRIAN P. TOAL  
Council President

Res14/10-20TaxRefunds-Transfers

	Aye	Nay	Abstain	Absent
Albanese	_____	_____	_____	_____
Barr	_____	_____	_____	_____
Mazzarella	_____	_____	_____	_____
O'Connor	_____	_____	_____	_____
Smith	_____	_____	_____	_____
Soyka	_____	_____	_____	_____
Toal	_____	_____	_____	_____





TOWNSHIP OF CLARK  
 Resolution \_\_\_\_\_  
 October 20, 2014

CA7

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

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

**WHEREAS** the Business Administrator has reviewed 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 following schedule.

REF	#	Acct #	Name	#	Address	Reason	Original	Revised	Credit
12	55	27-0	James & Maria Sbarro	357	Willow Way	prior owner	798.12	511.56	286.56

ATTEST:

APPROVED:

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

\_\_\_\_\_  
 BRIAN P. TOAL  
 Council President

Res14/10-20SewerAdj

	Aye	Nay	Abstain	Absent
Albanese	_____	_____	_____	_____
Barr	_____	_____	_____	_____
Mazzarella	_____	_____	_____	_____
O'Connor	_____	_____	_____	_____
Smith	_____	_____	_____	_____
Soyka	_____	_____	_____	_____
Toal	_____	_____	_____	_____

TOWNSHIP OF CLARK

Resolution \_\_\_\_\_

October 20, 2014

CAS

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

**WHEREAS** in accordance with a request from the Treasurer/CFO for authorization to refund overpayment of 2014 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.

REF	#	Acct #	Name	#	Address	Reason	Refund
14	18R	196-0	JUAN & JILL GUZMAN	416	OAK RIDGE ROAD	OVERPAYMENT	\$13.00
14	19R	5252-0	AIDAN DELANEY	6	CHARLOTTE DRIVE	OVERPAYMENT	\$112.50
14	20R	2568-0	RAYMOND MEIGS	191	WESTFIELD AVENUE	OVERPAYMENT	\$99.64
					<b>TOTAL REFUNDS</b>		<b>\$225.14</b>

ATTEST:

APPROVED:

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

\_\_\_\_\_  
BRIAN P. TOAL  
Council President

Res14/10-20SewerRefunds

Aye Nay Abstain Absent

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