

REORGANIZATION COUNCIL MEETING, 315 WESTFIELD AVE., CLARK NJ
January 6, 2020

The Reorganization Meeting of the Municipal Council of the Township of Clark was called to order at 7:00 pm by Township Clerk, Edith L. Merkel acting as Council President Pro Tem who welcomed everyone

ROLL CALL:

Present: Council Members Albanese, Barr, Hund, Mazzearella, O'Connor, Smith, Toal

PLEDGE OF ALLEGIANCE TO THE FLAG

Color Guard: Cub Pack 145

INVOCATION Rev William P. Sheridan, Pastor of Saint Agnes Roman Catholic Church

OPEN PUBLIC MEETING STATEMENT

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 proper filing of said Notice. Formal action may be taken at this meeting.

First Order of Business – Election of Council President

Township Clerk Edith Merkel opened the nominations for Council President

Motion to nominate Patrick O'Connor as Council President made by Councilman Toal, seconded by Councilman Smith

Township Clerk called for other nominations. Seeing none nominations were closed.

Motion to close nominations made by Councilman Toal, seconded by Councilwoman Albanese, all voting in the affirmative.

Roll Call vote on the nomination of Patrick O'Connor as Council President

Aye: Albanese, Barr, Hund, Mazzearella, O'Connor, Smith, Toal
Nomination is confirmed

Mayor Bonaccorso administered the Oath of Office to Councilman Patrick O'Connor as Council President

Council President took his proper place on the dais.

Election of the Council Vice President

Motion to nominate Steven Hund as Council Vice President made by Council President O'Connor, seconded by Councilwoman Albanese

Council President O'Connor called for other nominations. Seeing none nominations were closed

Motion to close the nominations made by Councilman Smith, seconded by Councilman Toal, all voting in the affirmative.

Council President O'Connor directed roll call:

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

Nomination is confirmed

Mayor Bonaccorso administered the Oath of Office to Councilman Hund

Mayor's Appointments (Confirmation of Council by Resolution required)

Resolution 20-01

WHEREAS Mayor Sal Bonaccorso has appointed Mark P. Dugan, Esq., a partner of the firm Triarsi, Betancourt, Wukovits & Dugan as Director of Law to fill the unexpired term of Joseph Triarsi until December 31, 2020; and

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 Mark P. Dugan, Esq., as the Director of Law.

Motion to confirm made by Councilman Toal, seconded by Councilman Mazzarella

Council President O'Connor directed roll call:

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

Resolution 20-02

WHEREAS Mayor Sal Bonaccorso has appointed the following individuals as Members of the Library Board of Trustees.

Lisa Dunn	Regular Member	01/06/20 – 12/31/24
Angel Albanese	Mayor's Alternate	01/06/20 – 12/31/20
Carla Celso	Superintendent's Alternate	01/06/20 – 12/31/20

Motion to confirm made by Councilman Smith, seconded by Councilman Hund

Council President O’Connor directed roll call:

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

Mayor’s Appointments (Without confirmation of Council)

Planning Board

George Olear	Class IV Member	4-year term	01/06/20 – 12/31/23
Mayor Sal Bonaccorso	Class I Member	1-year term	01/06/20 – 12/31/20
John Laezza	Class II Member	1-year term	01/06/20 – 12/31/20

Environmental Commission

Edward Dubroski	Regular Member	3-year term	01/06/20 – 12/31/22
Martha Kamichoff	Regular Member	3-year term	01/06/20 – 12/31/22

Local Emergency Planning Committee:

Michael Nenortas	Deputy EM Coordinator
Pedro Matos	Police Chief
Sal Bonaccorso	Mayor/Public Information Officer
John Laezza	Business Administrator
Frank Cerasa	Fire Chief
Laurie Sheldon	Emerg. Med. Coordinator (Clark Emerg. Squad)
Pat O’Connor	Council Liaison
John DeSimone	Director Public Safety
Nancy Raymond	Health Officer
Scott McCabe	Supervisor Public Works/Member CFD
Richard O’Connor	Township Engineer
Mark Dugan	Township Attorney
Dr. T. Kowalenko	Township Doctor
Jeff Regan	Communications Officer
Carol Lukac	News Media Officer
Ralph Bernardo	Director Senior Citizens
Ed Grande	Superintendent, Clark Public Schools
Robert Sarnecki	Dir. Of Security, Clark Public Schools
Dr. B. Orange (Veterinarian)	Lexington Animal Hospital
Megan Kociolek	Library Director

Traffic Advisory Board 1-year term 01/06/20 – 12/31/20

- Police Chief Pedro Matos, Chairman
- Sal Bonaccorso, Mayor
- John Laezza, Business Administrator
- Richard O’Connor, Engineer
- Det. Sgt. Chris Lott, Traffic Bureau
- Ed Grande, Superintendent of Schools

<u>Union County Community Development Revenue Sharing Committee</u> (Public Improvements)			
Councilwoman Angel Albanese	Regular Member	1-year term	01/06/20 – 12/31/20
Councilman Frank Mazzarella	Alternate	1-year term	01/06/20 – 12/31/20

<u>Union County Transportation Advisory Board</u>			
Councilman Steve Hund		1-year term	01/06/20 – 12/31/20

<u>Union County Utilities Solid Waste Advisory Board</u>			
Councilman Brian Toal	Regular Member	1-year term	01/06/20 – 12/31/20
Councilman Frank Mazzarella	Alternate	1-year term	01/06/20 – 12/31/20

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 in 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 Hund made a motion to close the Citizen Hearing on the Agenda, seconded by Councilman Toal

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

Council’s Appointments (Resolutions)

Resolution 20-03

BE IT RESOLVED by the Governing Body of the Township of Clark, County of Union, New Jersey that it hereby appoints the following Members of the Municipal Alliance Committee for 2020 in accordance with N.J.S.A. 26:2BB-9.

<u>NAME</u>	<u>TITLE/SECTOR</u>
Ralph Bernardo	Coordinator
Detective Brian Soos	Chairperson/Police Dept. Youth
Officer Mark Detore	Dare Officer
Officer Dan Joy	Dare Officer
Sal Bonaccorso	Mayor
Chief Pedro Matos	Chief of Police-Law Enforcement Agency
Victor DeMarzo	Teen Center Youth Representative
Joe Beltramba	Principal Valley Road School/Board of Ed Representative
Rick Delmonaco	Principal Kumpf School Representative
Jenn Feeley	Principal ALJ High School Representative
Jaimie Wronski (4 years)	Student Assistant Coordinator

Steve Kalblein	Student Assistant Coordinator
Jackie Caplette	Board of Education Representative
Nicole Campbell	PTA Representative
Patrick Grady	Student Representative
Lena Acosta	Student Representative
Heidi Facchini	Local Faith Representative
Lisa Cahill	Citizen Representative
Henry Varriano	Chamber of Commerce Representative
John Reider	Individuals that have been affected by drug and alcohol abuse

Moved by Councilman Smith, seconded by Councilman Hund

Council President O'Connor directed roll call

Aye: Albanese, Barr, Hund, Mazzarella, Smith, Toal, Connor

Resolution 20-04

WHEREAS the Township of Clark is a member of the Municipal Excess Liability Joint Insurance Fund and the New Jersey Municipal Self Insurers Joint Insurance Fund requires the appointment of Fund Commissioners to represent the Township.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Township of Clark, County of Union, State of New Jersey that the following appointments are hereby effective January 6, 2020 and concluding December 31, 2020.

**FUND COMMISSIONER
ALTERNATE**

**John Laezza
Councilman Alvin Barr**

Moved by Councilman Mazzarella, seconded by Councilwoman Albanese

Council President O'Connor directed roll call:

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

Resolution 20-05

BE IT RESOLVED by the Governing Body of the Township of Clark that the following individuals are hereby re-appointed to the Union County Community Development Revenue Sharing Committee effective January 6, 2020

Regular Member (Social Services)
Councilman Alvin Barr
42 Malvern Drive
Clark, New Jersey 07066

Term
01/06/20 – 12/31/20

Alternate Member

Councilman Brian Toal 01/06/20 – 12/31/20
116 Dorset Drive
Clark, New Jersey 07066

BE IT FURTHER RESOLVED that the Governing Body hereby acknowledges the following Mayoral Appointments

Regular Member (Public Improvements) **Term**

Councilwoman Angel Albanese 01/06/20 – 12/31/20
33 Victoria Drive
Clark, New Jersey 07066

Alternate Member

Councilman Frank Mazzarella 01/06/20 – 12/31/20
1 Fairview Road
Clark, New Jersey 07066

Moved by Councilman Mazzarella, seconded by Councilwoman Albanese

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

Resolution 20-06

BE IT RESOLVED by the Governing Body of the Township of Clark that the following individuals are hereby appointed to the Planning Board effective January 6, 2020.

ALTERNATE I

Michael Bonaccorso 01/06/20 – 12/31/21

CLASS III MEMBER

(Council’s Representative to Board)
Councilman Frank Mazzarella 01/06/20– 12/31/20

Moved by Councilman Barr, seconded by Councilman Smith

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

Resolution 20-07

BE IT RESOLVED by the Governing Body of the Township of Clark that the following individual is hereby re-appointed as Alternate II Member of the Board of Adjustment.

Alternate I

Marc Hayden

01/06/20 – 12/31/21

Moved by Councilman Toal, seconded by Councilwoman Albanese

Council President O’Connor directed roll call:

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

Resolution 20-08

BE IT RESOLVED by the Governing Body of the Township of Clark that the following individual is hereby re-appointed as a Member of the Environmental Commission.

Alternate I

Term

Kenneth Brennan

01/06/20 – 12/31/21

Moved by Councilman Toal, seconded by Councilman Hund

Council President O’Connor directed roll call:

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

Resolution 20-09

BE IT RESOLVED by the Governing Body of the Township of Clark, County of Union, State of New Jersey that the following individual is hereby re-appointed as the Township’s Representative to the Rahway Valley Sewerage Authority.

Councilman Frank G. Mazzarella
1 Fairview Road
Clark, New Jersey 07066

Term: February 1, 2020 - February 1, 2025

BE IT FURTHER RESOLVED that a certified copy of this Resolution be sent to the Secretary of State of New Jersey in accordance with N.J.S.A. 40:14A-4(e) and to the Secretary/Treasurer of the Rahway Valley Sewerage Authority.

Moved by Councilman Smith, seconded by Councilwoman Albanese

Council President O’Connor directed roll call:

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

CONSENT AGENDA RESOLUTIONS

Resolution 20-10

BE IT RESOLVED the Township Council does hereby desire to enter into a Cash Management Plan for the Township of Clark pursuant to the provisions of N.J.S.A. 40A:5-14 in order to set forth the basis for deposits, investment of certain public funds, and the assurance that all public funds identified herein are deposited in interest or dividend bearing accounts. (copy of plan to be made part of the resolution); and

BE IT FURTHER RESOLVED by the Township Council of the Township of Clark at a meeting held on January 6, 2020 that the Chief Financial Officer be and hereby is authorized to utilize as depositories any banking institution which can provide a Government Unit Deposit Protection Act (GUDPA) Certificate issued by the State of New Jersey, Department of Banking.

THEREFORE, BE IT RESOLVED the designated officials authorized to make deposits and investments under the plan, are the Township Administrator, and the Township Chief Financial Officer.

THEREFORE, BE IT FURTHER RESOLVED the Township Council authorizes and directs the Chief Financial Officer and other officials to follow the Cash Management Plan as may be modified from time to time effective January 6, 2020 to December 31, 2020.

CASH MANAGEMENT PLAN OF THE TOWNSHIP OF CLARK

IN THE COUNTY OF UNION, NEW JERSEY 2020

I. STATEMENT OF PURPOSE.

This Cash Management Plan (the “Plan”) is prepared pursuant to the provisions of N.J.S.A 40A:5-14 in order to set forth the basis for the deposits (“Deposits”) and investment (“Permitted Investments”) of certain public funds of the Township, pending the use of such funds for the intended purposes. The Plan is intended to assure that all public funds identified herein are deposited in interest or dividend bearing accounts or otherwise invested in Permitted Investments hereinafter referred to. The intent of the Plan is to provide the decisions made with regard to the Deposits and the Permitted Investments will be done to ensure the safety, the liquidity (regarding its availability for the intended purposes), and the Maximum within such limits. The Plan is intended to insure that any Deposit or Permitted Investment matures within the time period that approximates the prospective need for the funds deposited or invested so that there is not a risk to the market value of such Deposits or Permitted Investments.

II. CASH MANAGEMENT POLICY.

- A. Objectives: The priority of investing policies shall be, in order of Descending Importance, security, liquidity, and yield.

1. Security: The safety of principal is the foremost objective of the cash management plan. Investments shall be undertaken in a manner that seeks to ensure the preservation of capital in the overall portfolio. The objective is to mitigate credit risk and interest rate risk.
2. Credit Risk: Credit risk is the risk of loss due to failure of the security issuer or backer. Credit risk may be mitigated by:
 - (a) Limiting investments to the safest types of securities.
 - (b) Pre-qualifying the financial institutions, broker/dealers, intermediaries, and advisors with which an entity will do business.
 - (c) Diversifying the investment portfolio so that potential losses on individual securities will be minimized.
3. Interest Rate Risk: Interest rate risk is the risk that the market value of securities in the portfolio will fall due to changes in general interest rates. Interest rate risk may be mitigated by:
 - (a) Structuring the investment portfolio so that securities mature to meet cash requirements for ongoing operations, thereby avoiding the need to sell securities on the open market prior to maturity, and
 - (b) By investing operating funds primarily in shorter-term securities.
4. Liquidity: The investment portfolio must remain sufficiently liquid to meet all structuring the portfolio so that securities mature concurrent with cash needs to meet anticipated demands (static liquidity). Furthermore, since all possible cash demands cannot be anticipated, the portfolio should consist largely of securities with active secondary or resale markets (dynamic liquidity).
5. Yield: The investment portfolio must be designed with the objective

of attaining a market rate of return throughout budgetary and economic cycles, taking into account the investment risk constraints and liquidity needs. Return on investment is of least importance compared to the safety and liquidity objective described above. The core of investments are limited to relatively low risk securities in anticipation of earning a fair return relative to the risk being assumed. The Chief Financial Officer shall carefully evaluate any investment offering above market yields. Securities shall not be sold prior to maturity with the following exceptions.

- (a) A declining credit security could be sold early to minimize the loss of principal.
- (b) A security swap would improve the quality, yield, or target duration in the portfolio.
- (c) Liquidity needs of the local unit require that the security be sold.

B. Standard of Care

1. Prudence

The standard of prudence to be used by investment officials shall be the “prudent person” standard and shall be applied in the context of managing an overall portfolio in accordance with the State Law and this policy. The Chief Financial Officer, acting in accordance with written procedures and this cash management plan and exercising due diligence shall be relieved of personal responsibility for an individual security’s credit risk or market price changes, provided deviation from expectations are reported in a timely fashion and the liquidity and the sale of securities are carried out in accordance with the terms of the cash management plan and policy.

Investments shall be made with the judgment and care, under circumstances then prevailing, which persons of prudence, discretion and

intelligence exercise in the management of their own affairs, not for speculation, but for investment, considering the probable safety of their capital as well as the probable income to be derived.

2. Ethics and Conflicts of Interest

The designated officials involved in the investment process shall not have personal business activity that could conflict with the proper execution and management of the investment program, or that could impair their ability to make impartial decisions. Actions of individuals involved in administering the cash management plan shall be governed by the Local Government Ethics Law. They shall disclose any personal financial/ investments positions that could be related to the performance of the investment portfolio. The designated officials shall refrain from undertaking personal investment transactions with the same individual with whom business is conducted on behalf of the Township.

3. Delegation of Authority

Authority to manage the cash management plan is granted to the Chief Financial Officer pursuant to N.J.S.A. 40A:5-14. Responsibility for the operations of the cash management plan is hereby delegated to the Chief Financial Officer. No person may engage in an investment transaction except as provided under the terms of the policy and the written procedures established by the Chief Financial Officer. The Chief Financial Officer shall be responsible for all transactions undertaken and shall establish a system of controls to regulate the activities of subordinate officials.

III. IDENTIFICATION OF FUNDS AND ACCOUNTS TO BE COVERED BY THE PLAN

A. The Plan is intended to cover the deposit and/or investment of the following funds and accounts of the Township (and any other that may be needed during the plan period).

Current Fund

Dog License Fund

TD Bank	Columbia Bank
Community Bank	Investors
Wells Fargo	Provident Savings Bank
Bank of America	Santander Bank

Also, for purposes of investing, all institutions presenting a GUDPA certificate may be used. All such depositories shall acknowledge in writing receipt of this Plan by sending a copy of such acknowledgment to the Designated Officials referred to in Section IV above.

VI. DESIGNATION OF BROKERAGE FIRMS AND DEALERS WITH WHOM THE DESIGNATED OFFICIALS MAY DEAL.

The following brokerage firms and/or dealers and other institutions are hereby designated as firms with whom the Designated Officials of the Township referred to in this Plan may deal for purposes of buying and selling securities identified in the Plan as Permitted Investments or otherwise providing for Deposits. The Designated Officials of the Township referred to Section IV above may designate additional brokerage firms and/or dealers. All such brokerage firms and/or dealers shall acknowledge in writing receipts of this Plan by sending a copy of such acknowledgment to the Designated Officials referred to in Section IV above.

Columbia Savings Bank

VII. AUTHORIZED INVESTMENTS

A. Except as otherwise specifically provided for herein, the Designated Official is hereby authorized to invest the public funds covered by this Plan, to the extent not otherwise held in Deposits, in the following

Permitted Investments:

- (1) Bonds or other obligations of the United States of America or obligations guaranteed by the United States of America;
- (2) Government money market mutual funds;
- (3) Any obligation that a federal agency or a federal instrumentality has issued in accordance with an act of Congress, which security has a maturity date not greater than 397 days from the date of purchase, provided that such obligation bears a fixed rate of interest not dependent on any index or other external factor;
- (4) Bonds or other obligations of the Local Unit or bonds or other obligations of school districts of which the Local Unit is a part of within which the school district is located;
- (5) Bonds or other obligations, having a maturity date not more than 397 days from the date of purchase, approved by the Division of Investment of the Department of the Treasury for investment by Local Units.
- (6) Local government investment pools;
- (7) Deposits with the State of New Jersey Cash Management Fund established pursuant to section 1 of P.L. 1977, c.281 (c.52:18A-90.4); or
- (8) Agreements for the repurchase of fully collateralized securities if:
 - (a) the underlying securities are permitted investments pursuant to paragraphs (1) and of this subsection a;
 - (b) the custody of collateral is transferred to a third party;
 - (c) the maturity of the agreement is not more than 30 days;
 - (d) the underlying securities are purchased through a public depository as defined in section 1 of P.L. 1970, c236 (C.17:9-4 1); and

- (e) a master repurchase agreement providing for the custody and security of collateral is executed.

For purposed of the above language, the terms “government money market mutual fund” and “local government investment pool” shall have the following definitions:

Government Money Market Mutual Fund. An investment company or investment trust:

- (a) which is registered with the Securities and Exchange Commission under the “Investment Company Act of 1940”, 15U.S.C. sec.80a-1 et seq., and operated in accordance with 17 C.F.R. sec270.2a-7.
- (b) the portfolio of which is limited to U.S. Government securities that meet the definition of any eligible security pursuant to 17C.F.R. sec 270.2a-7 and repurchase agreements that are collateralized by such U.S. Government securities; and
- (c) which has:
 - (i) attained the highest ranking or the highest letter and numerical rating of a nationally recognized statistical rating organization; or
 - (ii) retained an investment advisor registered or exempt from registration with the Securities and Exchange Commission pursuant to the “Investment Advisor Act of 1940”, 15 U.S.C. sec 80b-1 et seq., with experience investing in U.S. Government management in excess of \$500 million.

Local Government Investment Pool

An investment pool:

- (a) which is managed in accordance with 17 C.F.R. sec. 270.2a-7;
- (b) which is rated in the highest category by a nationally recognized statistical rating organization;
- (c) which is limited to U.S. Government securities that meet the definition of an eligible security pursuant to 17 C.F.R. sec.270.2a-7and repurchase agreements that are collateralized by such U.S. Government securities;
- (d) which is in compliance with rules adopted pursuant to the “Administrative Procedure Act”, P.L. 1968, c410 (c.51:14B-1 et seq.) by the Local Finance Board of the Division of Local Government Services in the Department of Community Affairs, which rules shall provide for disclosure and reporting requirements, and other provisions deemed

necessary by the board to provide for the safety, liquidity and yield of the investments;

- (e) which does not permit investments in instruments that: are subject to high price volatility with changing market conditions; cannot reasonably be expected, at the time of interest rate adjustment, to have a market value that approximates their par value; or utilize an index that does not support a stable net asset value; and

- (f) which purchases and redeems investments directly from the issuer,

government money market mutual fund, or the State of New Jersey Cash Management Fund, or through the use of a national or State bank located within this State, or through a broker-dealer which, at the time of purchase or redemption, has been registered continuously for a period of at least two years pursuant to section 9 of P.L. 1967 c.9(C.49:3-56 and has at least \$25 million in capital stock (or equivalent capitalization if not a corporation), surplus reserves for contingencies and undivided profits, or through a securities dealer who makes primary markets in U.S. Government securities and reports daily to the Federal Reserve Bank of New York its position in and borrowing on such U.S. Government securities

VIII. SAFEKEEPING CUSTODY PAYMENT AND ACKNOWLEDGMENT OF RECEIPT OF PLAN

To the extent that any Deposit or Permitted Investment involves a document or security which is not physically held by the Township, then such instrument or security shall be covered by all custodial agreements with an independent third party, which shall be a bank or financial institution in the State of New Jersey. Such institution shall provide for the designation of such investments in the name of the Township to assure that there is not unauthorized use of the funds or the Permitted Investments or Deposits.

IX. TERM OF PLAN

This Plan shall be in effect from January 6, 2020 to December 31, 2020. Attached to this Plan is a resolution of the Governing Body of the Township approving this Plan for such period of time. The Plan may be amended from time to time. To the extent that any

amendment is adopted by the Council, the Designated Official is directed to supply copies of the amendments to all of the parties who otherwise have received the copy of the originally approved Plan, which amendment shall be acknowledged in writing in the same manner as the original Plan was so acknowledged.

Resolution 20-11

WHEREAS the 2019 Municipal Budget totaled \$23,953,164.00; and

WHEREAS the Temporary Municipal Budget for 2020 cannot exceed 26.25% of the prior year’s budget less Capital Appropriations and Debt Service; and

WHEREAS the total amount that may be introduced as a Temporary Budget for 2020 is \$5,384,649.00.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Township of Clark that the line items attached hereto are hereby adopted as the Temporary Budget for 2020 in the total amount of \$5,384,649.00 exclusive of Capital Appropriations and Debt Service.

Dept#	DEPARTMENT		<u>SALARIES</u>	<u>OTHER</u>		<u>TOTAL</u>
20-100	Administration	\$	62,000.00	25,000.00	\$	87,000.00
	Mayor's Office		20,000.00	4,000.00		24,000.00
20-111	Municipal Council		13,000.00	8,000.00		21,000.00
20-120	Clerk		47,000.00	8,000.00		55,000.00
20-121	Clerk - Elections		-	10,000.00		10,000.00
20-130	Financial Administration		75,000.00	75,000.00		150,000.00
20-145	Revenue Administration		18,000.00	6,000.00		24,000.00
20-150	Tax Assessor		28,000.00	15,000.00		43,000.00
20-155	Legal Services		-	100,000.00		100,000.00
20-165	Engineering Services		-	100,000.00		100,000.00
21-180	Planning Board		2,000.00	8,000.00		10,000.00
21-185	Zoning Board of Adjustment		3,000.00	3,000.00		6,000.00
22-195	Code Enforcement		90,000.00	20,000.00		110,000.00
23-210	Ins & Bonding		-	200,000.00		200,000.00
23-220	Health Benefits		-	1,215,000.00		1,215,000.00
23-222	Life Insurance		-	12,000.00		12,000.00
23-223	Disability		-	50,000.00		50,000.00
25-240	Police		1,500,000.00	90,000.00		1,590,000.00
25-250	911		155,000.00	12,000.00		167,000.00
25-252	Emergency Management		3,000.00	1,000.00		4,000.00
25-265	Public Safety		1,000.00	-		1,000.00
25-266	Fire Bureau		30,000.00	40,000.00		70,000.00
25-267	Fire Hydrant		-	75,000.00		75,000.00
25-268	Fire Prevention		35,000.00	5,000.00		40,000.00
26-290	Streets and Roads		300,000.00	100,000.00		400,000.00
26-291	Traffic Lights		-	-		-

26-305	Grass	-	5,000.00	5,000.00
26-306	Leaves	-	5,000.00	5,000.00
26-307	Recycling	-	20,000.00	20,000.00
26-308	Cleanup	-	5,000.00	5,000.00
26-310	Building and Grounds	52,000.00	101,649.00	153,649.00
26-313	Shade Tree	-	5,000.00	5,000.00
26-325	Municipal Services Act	-	5,000.00	5,000.00
27-330	Public Health Services	28,000.00	10,000.00	38,000.00
27-331	Senior Citizens	17,000.00	3,000.00	20,000.00
27-365	Visiting Nurse	-	3,000.00	3,000.00
28-370	Recreation	45,000.00	10,000.00	55,000.00
29-390	Municipal Library	-	50,000.00	50,000.00
30-420	Celebration of Public Events	-	10,000.00	10,000.00
31-430	Utilities	-	75,000.00	75,000.00
31-435	Street Lighting	-	50,000.00	50,000.00
31-440	Utilities - Telephone	-	20,000.00	20,000.00
31-460	Utilities - Gasoline	-	69,000.00	69,000.00
36-472	Social Security - FICA	-	150,000.00	150,000.00
36-476	Unemployment Comp.	-	-	-
36-477	DCRP	-	-	-
42-102	Interlocal Svc-Bd of Ed	-	15,000.00	15,000.00
43-490	Municipal Court	60,000.00	7,000.00	67,000.00
			<u>\$2,584,000.00</u>	<u>\$ 2,800,649.00</u>
				<u>\$5,384,649.00</u>
44-901	Capital Improvements	-	250,000.00	250,000.00
45-920	Bond Principal	-	1,950,000.00	1,950,000.00
45-925	BAN Principal	-	-	-
45-930	Bond Interest	-	571,250.00	571,250.00
45-935	Note Interest	-	120,000.00	120,000.00
46-871	Deferred Charges	-	-	-
			<u>\$ -</u>	<u>\$ 2,891,250.00</u>
				<u>\$2,891,250.00</u>
			<u>\$ 2,584,000.00</u>	<u>\$ 5,691,899.00</u>
				<u>\$8,275,899.00</u>

Resolution 20-12

WHEREAS the 2019 Municipal Sewer Budget totaled \$3,450,011.00; and

WHEREAS the Temporary Municipal Sewer Budget for 2020 cannot exceed 26.25% of the prior year's budget less Capital Appropriations and Debt Services; and

WHEREAS the total amount that may be introduced as a Temporary Sewer Budget for 2020 is \$785,818.00 exclusive of Capital Appropriations and Debt Service.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Township of Clark that the following line items are hereby adopted as the Temporary Sewer Budget for 2020 in the total amount of \$700,000.00 exclusive of Capital Appropriations and Debt Service.

Salaries and Wages	\$300,000.00
Miscellaneous Other Expenses	<u>\$400,000.00</u>
	\$700,000.00
Capital Outlay	\$350,000.00
Bond Principal	\$100,000.00
Interest on Bonds	<u>\$ 5,000.00</u>
	<u>\$1,155,000.00</u>

Resolution 20-13

WHEREAS the 2019 Municipal Pool Budget totaled \$357,000.00; and

WHEREAS the Temporary Municipal Pool Budget for 2020 cannot exceed 26.25% of the prior year’s budget less Capital Appropriations and Debt Service, and

WHEREAS the total amount that may be introduced as a Temporary Pool Budget for 2020 is \$83,212.00 exclusive of Capital Appropriations and Debt Service.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Township of Clark, County of Union, State of New Jersey that the following line items are hereby adopted as the Temporary Pool Budget for 2020 in the total amount of \$83,000.00 exclusive of Capital Appropriations and Debt Service.

Salaries and Wages	\$10,000.00
Miscellaneous Other Expenses	<u>\$73,000.00</u>
	\$83,000.00
Capital Outlay	<u>\$50,000.00</u>
	\$133,000.00
	=====

Resolution 20-14

WHEREAS the Petty Cash balances of the Business Administrator, Police Chief and Pool Director were turned over as of 10:00 a.m., Tuesday, December 31, 2019 to the Treasurer’s Office.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Township of Clark that there has been established a Petty Cash Fund for the Year 2020 and the Treasurer’s Office is hereby authorized to issue checks to the following department heads:

Business Administrator	\$300.00
Police Chief	\$150.00
Pool Director	\$300.00

Resolution 20-15

WHEREAS NJSA 54:4-67 permits the Governing Body of each municipality to fix the rate of interest to be charged for non-payment of taxes and/or municipal fees as provided by law; and

WHEREAS NJSA 54:4-67 has been amended to permit the fixing of said rate of 8% per annum on the first \$1,500.00 of the delinquency and 18% per annum on any amount in excess of \$1,500.00 and allows an additional penalty of 6% be collected against a delinquency in excess of \$10,000.00 on properties that fail to pay the delinquency prior to the end of the calendar year.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Township of Clark, County of Union, State of New Jersey as follows:

1. The Tax collector is hereby authorized and directed to charge 8% per annum on the first \$1,500.00 of taxes and/or municipal fees becoming delinquent after due date and 18% per annum on any amount of taxes and/or municipal fees in excess of \$1,500.00 be delinquent after due date and if a delinquency is in excess of \$10,000.00 and remains in arrears beyond December 31st, an additional penalty of 6% shall be charged against the delinquency subject to any abatement or discount for the late payment of taxes and/or municipal fees as provided by law.
2. Authorize Tax Collector to sell prior years' delinquent taxes and/or municipal fees.
3. Effective January 6, 2020, there will be a ten (10) day grace period of quarterly tax payments made by cash, check or money order.
4. Any payments not made in accordance with paragraph two of this resolution shall be charged interest from the due date as set forth in paragraph one of this resolution.
5. This resolution shall be published in its entirety once in an official newspaper of the Township of Clark.
6. A certified copy of this resolution shall be provided by the Township Clerk to the Tax Collector, Township Attorney, and Township Auditor for the Township of Clark.

Resolution 20-16

BE IT RESOLVED by the Governing Body of the Township of Clark that the funds of the Township of Clark be subject to withdrawal upon checks signed by any two of the following:

- Mayor
- Business Administrator
- Chief Financial Officer

BE IT FURTHER RESOLVED that checks drawn upon the payroll account and agency account shall require the signature of any two of the following:

- Mayor
- Business Administrator
- Chief Financial Officer

Resolution 20-17

BE IT RESOLVED by the Governing Body of the Township of Clark in the County of Union, State of New Jersey that the Union County Local Source and the Star Ledger be designated as the 2020 Official Newspapers to which notices and other matters are to be provided under the Open Public Meetings Act (N.J.S.A. 10:4-6 to 10:21) for the Township; and

BE IT FURTHER RESOLVED that TAP into Clark be and hereby is designated as the Electronic News Source to which notices and other matters are to be provided under the Open Public Meetings Act.

Resolution 20-18

BE IT RESOLVED by the Governing Body of the Township of Clark that John Laezza is hereby appointed as Acting Township Clerk in the absence of Township Clerk Edith Merkel as the need may arise from time to time until December 31, 2020; and

BE IT FURTHER RESOLVED that the need may arise for an Alternate Acting Clerk due to the unforeseen and/or unavoidable absence of both Edith Merkel, Township Clerk and John Laezza, Acting Clerk; and

NOW, THEREFORE BE IT RESOLVED by the Governing Body of the Township of Clark that Donna Mazzucco is hereby appointed as Alternate Acting Township Clerk in the absence of both the Township Clerk, Edith Merkel and the Acting Township Clerk, John Laezza as the need may arise from time to time until December 31, 2020.

Resolution 20-19

WHEREAS in accordance with **N.J.A.C. 17:27-3.2** each public agency shall designate an individual to serve as its Public Agency Compliance Officer or **P.A.C.O.**; and

WHEREAS the **P.A.C.O.** is the liaison between the Division of Contract Compliance & Equal Employment Opportunity in Public Contracts (the Division) and the Public Agency and is the Public Agency point of contact for all matters concerning implementation and administration of the statute; and

WHEREAS the **P.A.C.O.** is also responsible for administering contracting procedures pertaining to equal employment opportunity regarding both the Public Agency and the service providers; and

WHEREAS the service provider shall include but shall not be limited to goods and services vendors, professional service vendors and construction contractors; and

WHEREAS the **P.A.C.O.** must have the authority to recommend changes to effectively support the implementation of the statute and its regulations; and

WHEREAS each year, all Public Agencies are required to submit the name, title, address, telephone, number, fax and e-mail address of the **P.A.C.O.** designated by the Public Agency to the Division no later than January 10th of each year; and

WHEREAS it is the responsibility of the Public Agency to update the **P.A.C.O.** designation at any time during the year if any changes are made.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Township of Clark, County of Union, State of New Jersey that it hereby designates, John Laezza, Business Administrator as the Public Agency Compliance Officer, effective January 6, 2020 for a period of one year ending December 31, 2020; and

BE IT FURTHER RESOLVED that one certified copy of this resolution be filed with the Department of the Treasury, Division of Contract Compliance & Equal Employment Opportunity in Public Contracts.

Resolution 20-20

A RESOLUTION TO AFFIRM THE TOWNSHIP OF CLARK’S CIVIL RIGHTS POLICY WITH RESPECT TO ALL OFFICIALS, APPOINTEES, EMPLOYEES, PROSPECTIVE EMPLOYEES, VOLUNTEERS, INDEPENDENT CONTRACTORS, AND MEMBERS OF THE PUBLIC THAT COME INTO CONTACT WITH MUNICIPAL EMPLOYEES, OFFICIALS AND VOLUNTEERS

WHEREAS it is the policy of the Township of Clark to treat the public, employees, prospective employees, appointees, volunteers and contractors in a manner consistent with all applicable civil rights laws and regulations including, but not limited to the Federal Civil Rights Act of 1964 as subsequently amended, the New Jersey Law against Discrimination, the Americans with Disabilities Act and the Conscientious Employee Protection Act.

NOW, THEREFORE BE IT RESOLVED by the Governing Body of the Township of Clark, County of Union, New Jersey that the policy adopted April 20, 2015 (Resolution 15-58) continues in full force and effect as follows:

Section 1: No official, employee, appointee or volunteer of the Township by whatever title known, or any entity that is in any way a part of the Township shall engage, either directly or indirectly in any act including the failure to act that constitutes discrimination, harassment or a violation of any person’s constitutional rights while such official, employee, appointee volunteer, or entity is engaged in or acting on behalf of the Township’s business or using the facilities or property of the local Township.

Section 2: The prohibitions and requirements of this resolution shall extend to any person or entity, including but not limited to any volunteer organization or inter-local organization, whether structured as a governmental entity or a private entity, that receives authorization or support in any way from the Township to provide services that otherwise could be performed by the Township.

Section 3: Discrimination, harassment and civil rights shall be defined for purposes of this resolution using the latest definitions contained in the applicable Federal and State laws concerning discrimination, harassment and civil rights.

Section 4: The Business Administrator has established written procedures for any person to report alleged discrimination, harassment and violations of civil rights prohibited by this resolution. Such procedures shall include alternate ways to report a complaint so that the person making the complaint need not communicate with the alleged violator in the event the alleged violator would be the normal contact for such complaints.

Section 5: No person shall retaliate against any person who reports any alleged discrimination, harassment or violation of civil rights, provided however, that any person who reports alleged violations in bad faith shall be subject to appropriate discipline.

Section 6: The Business Administrator has established written procedures that require all officials, employees, appointees and volunteers of the Township as well as all other entities subject to this resolution to periodically complete training concerning their duties, responsibilities and rights pursuant to this resolution.

Section 7: The Business Administrator has established a system to monitor compliance and shall report at least annually to the governing body the results of the monitoring.

Section 8: At least annually, the Business Administrator shall cause a summary of this resolution and the procedures established pursuant to this resolution to be communicated within the Township. This communication shall include a statement from the governing body expressing its unequivocal commitment to enforce this resolution. This summary shall also be posted on the Township’s web site.

Section 9: This resolution shall take effect immediately.

Section 10: A copy of this resolution shall be published in the official newspaper of the Township in order for the public to be made aware of this policy and the Township’s commitment to the implementation and enforcement of this policy.

Resolution 20-21

WHEREAS, N.J.S.A. 40A:4-5 as amended by P.L. 2017, c.183 requires the Governing Body of each municipality and county to certify that their local unit’s hiring practices comply with the United States Equal Employment Opportunity Commission’s “Enforcement Guidance on the Consideration of Arrest and Conviction Records in Employment Decisions Under Title VII of the Civil Rights Act of 1964,” *as amended*, 42 U.S.C. § 2000e *et seq.*, (April 25, 2012) before submitting its approved annual budget to the Division of Local Government Services in the New Jersey Department of Community Affairs; and

WHEREAS, the members of the governing body have familiarized themselves with the contents of the above-referenced enforcement guidance and with their local unit’s hiring practices as they pertain to the consideration of an individual’s criminal history, as evidenced by the group affidavit form of the governing body attached hereto.

NOW, THEREFORE BE IT RESOLVED, that the Township Council of the Township of Clark, hereby states that it has complied with N.J.S.A. 40A:4-5, as amended by P.L. 2017, c.183, by certifying that the local unit’s hiring practices comply with the above-referenced enforcement guidance and hereby directs the Clerk to cause to be maintained and available for inspection a certified copy of this resolution and the required affidavit to show evidence of said compliance.

Resolution 20-22

WHEREAS the Municipal Land Use Law and in particular N.J.S.A. 40:55D-53.2 authorizes the Township to offset the cost of professional fees incurred by it in connection with Township’s or its Administrative Boards’ review of applications for development, the preparation of documents and the inspection of developments and improvements under construction; and

WHEREAS the fees or charges to be assessed in connection therewith shall be based upon a schedule to be established.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Township of Clark that in accordance with N.J.S.A. 40:55D-53.2 that the following 2020 fee schedule as the same may be periodically updated yearly, for in-house review of applications for development, review and preparation of documents, inspection of improvements or other charges authorized by the Municipal Land Use Law is hereby approved.

ESCROW FEE SCHEDULE (In-House)

Plan Review, Site Inspection & Testing Fees

<u>Title Category</u>	<u>Name</u>	<u>Salary</u>	<u>Work Hours</u>	<u>Hourly Rate</u>
Township Engineer	Richard O'Connor Grotto Engineering Associates, LLC	-0-	As needed	As follows:
Principal		-0-	As needed	\$155.00
Project Manager		-0-	As needed	\$145.00
Licensed Professional Engineer/Surveyor or Planner		-0-	As needed	\$140.00
Senior Staff Engineer		-0-	As needed	\$100.00
Staff Engineer		-0-	As needed	\$ 95.00
Senior Engineering Technician		-0-	As needed	\$ 90.00
Engineering Technician/Survey Technician		-0-	As needed	\$ 85.00
Field Inspector		-0-	As needed	\$ 75.00
Junior Engineering Technician		-0-	As needed	\$ 65.00
Clerical		-0-	As needed	\$ 60.00
Reimbursable Items		-0-	As needed	At Cost
Professional Planner	Kevin O'Brien Shamrock Enterprises, Ltd	-0-	As needed	\$130.00
Planning Board Attorney	Kelly Carey DiFrancesco, Bateman, Coley, Yospin, Kunzman, Davis & Lehrer, PC	-0-	As needed	\$150.00
Board of Adjustment	Howard Spialter	-0-	As needed	\$150.00

Resolution 20-23

BE IT RESOLVED by the Governing Body of the Township of Clark, County of Union, New Jersey that it hereby authorizes the Township Engineer to review, on behalf of the Township, and approve/endorse/sign, without further action of the Governing Body, applicable sewer applications to be submitted to the Rahway Valley Sewerage Authority and/or the New Jersey Department of Environmental Protection.

Resolution 20-24

BE IT RESOLVED by the Governing Body of the Township of Clark that it does hereby authorize the Administration and/or Township Clerk to advertise for upcoming Bids for all necessary government operations including capital projects and swim pool requirements for the year 2020.

Resolution 20-25

WHEREAS in the past, 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

WHEREAS it is desirable from time-to-time to obtain materials, supplies and equipment under contracts for such materials, supplies and equipment entered into on behalf of the State by the said Division without the necessity of advertising for bids, or in the cases where no bids have been received; and

WHEREAS it is contemplated that it will be necessary or desirable to obtain materials, supplies and equipment under such contract or contracts entered into on behalf of the State of New Jersey by said Division during the year 2020.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Township of Clark, County of Union, State of New Jersey, as follows:

1. That the purchases by the Township of Clark, through the several municipal departments shall be purchased under a contract or contracts for such materials, supplies or equipment entered into on behalf of the State of New Jersey by the Division of Purchase and Property in the Department of the Treasury, in those cases where it is desirable and in the best interest of the Township of Clark, and in those cases where bids have been sought by advertisement therefore and no bids are received.
2. That a copy of the Resolution be forwarded to the Municipal Administrator, all Department Heads of the Township of Clark, Township Auditor, and any other party of interest.

Resolution 20-26

BE IT RESOLVED by the Governing Body of the Township of Clark, County of Union, State of New Jersey that it does hereby authorize the Administration to submit grant applications for upcoming grant opportunities for all necessary government operations including capital projects and swim pool requirements for the year 2020.

Resolution 20-27

WHEREAS, N.J.S.A. 40A:11-11(5) authorizes contracting units to establish a Cooperative Pricing System and to enter into Cooperative Pricing Agreements for its administration; and

WHEREAS the Governing Body of the Township of Clark has entered into Cooperative Pricing System Agreements with the Hunterdon County Educational Services Commission, Middlesex Regional Educational Services Commission, Educational Services Commission of New Jersey, Cranford Police Cooperative Pricing System, Somerset County Cooperative Pricing System, Sourcewell Cooperative Pricing System, County of Union Cooperative Pricing System and the Houston-Galveston Area Council (H-GAC) as the Lead Agencies to effect substantial economies in the purchase of work, materials and supplies; and

WHEREAS when the Lead Agency of a Cooperative Pricing System, Joint Purchasing System or Regional Cooperative Price System established and properly registered with the Division is a Board of Education or Educational Service Commission the provision and performance of good and services shall be conducted pursuant to the Public-School Contracts Law N.J.S.A. 18A:18A-1 et seq. and all other lead agencies shall follow the Local Public Contracts Law N.J.S.A. 40A:11-11-1 et seq.

WHEREAS all parties have approved the Agreements by Ordinance or Resolution as appropriate, in accordance with the aforesaid Statutes.

NOW, THEREFORE BE IT RESOLVED by the Governing Body of the Township of Clark, County of Union, State of New Jersey that it hereby reaffirms its commitment to participate in the aforementioned Cooperative Pricing Systems for the period January 1, 2020 through December 31, 2020; and

BE IT FURTHER RESOLVED that the agreements shall continue in effect unless any party to an Agreement shall give written notice of its intention to terminate its participation.

Resolution 20-28

BE IT RESOLVED by the Governing Body of the Township of Clark, County of Union, New Jersey and in accordance with the Open Public Meetings Act, **N.J.S.A. 10:4 et. seq.** that the following Revised Meeting Calendar is hereby approved for the year 2020:

CLARK MUNICIPAL COUNCIL 2020 MEETING DATES
Reorganization Meeting Monday, January 6, 2020
315 Westfield Ave. – 7:00 PM

WORKSHOP MEETINGS 7:30 PM

430 Westfield Avenue
Room 30

February 3
March 2
April 6
May 4

PUBLIC MEETINGS 7:30 PM

315 Westfield Avenue
Council Chambers

January 21 (Tuesday)
February 18 (Tuesday)
March 16
April 20
May 18

June 1	June 15
July 6	July 20
August 3	August 17
September 8 (Tuesday)	September 21
October 5	October 19
November 4 (Wednesday)	November 16
December 7	December 21

Motion to adopt the Consent Agenda made by Councilman O’Connor, seconded by Councilman Toal

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

INTRODUCTION OF PROPOSED ORDINANCES

The Public Hearing on each of the Proposed Ordinances will be held on January 21, 2020

**AN ORDINANCE ENTITLED AN ORDINANCE TO FIX
 MINIMUM AND MAXIMUM SALARIES**

WHEREAS said Ordinance reflects a change in salaries to be paid to certain employees of the Township for the year 2020 and forward.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Township of Clark that the proper officer or officers of the Township of Clark be and they are hereby authorized and directed to execute and deliver checks on Township funds for the purpose of paying the following annual salaries to the employees of the Township of Clark within the range as set forth below opposite each job classification as in such cases made. The Schedule of salaries hereinafter set forth shall be effective as of January 1, 2020 and may be amended for those who may exceed the maximum.

	MINIMUM	MAXIMUM
Business Administrator	\$ 75,000.00	\$ 200,000.00
Township Clerk	\$ 55,000.00	\$ 150,000.00
Township Attorney*		
Mayor’s Confidential Secretary	\$ 30,000.00	\$ 80,000.00
Confidential Assistant/H.R./Affirmative Action	\$ 30,000.00	\$ 90,000.00
Assessor P/T	\$ 20,000.00	\$ 60,000.00
Tax Collector	\$ 50,000.00	\$ 100,000.00
Assistant Treasurer	\$ 50,000.00	\$ 125,000.00
Certified Finance Officer/Treasurer	\$ 50,000.00	\$ 200,000.00
Construction Code Official	\$ 50,000.00	\$ 175,000.00
Technical Assistant to the Construction Official	\$ 45,800.00	\$ 77,000.00
Municipal Court Administrator	\$ 60,000.00	\$ 100,000.00
Deputy Court Administrator	\$ 50,000.00	\$ 70,000.00
Health Officer	\$ 50,000.00	\$ 125,000.00

	MINIMUM	MAXIMUM
Prosecutor P/T	\$ 8,500.00	\$ 35,000.00
Judge	\$ 20,000.00	\$ 90,000.00
Public Defender P/T	\$ 4,000.00	\$ 15,000.00
Supervisor of Public Works	\$ 40,000.00	\$ 125,000.00
Public Works Assistant Supervisor	\$ 40,000.00	\$ 110,000.00
Mayor	\$ 6,000.00	\$ 30,000.00
Council President	\$ 6,000.00	\$ 15,000.00
Council Members	\$ 6,000.00	\$ 15,000.00
Board of Adjustment Secretary	\$ 5,000.00	\$ 10,000.00
Planning Board Secretary	\$ 5,000.00	\$ 10,000.00
Fire Prevention Official	\$ 10,000.00	\$ 125,000.00
Deputy Fire Prevention Official	\$ 5,000.00	\$ 25,000.00
Fire Prevention – IT P/T	\$ 2,500.00	\$ 10,000.00
Fire Official Secretary	\$ 750.00	\$ 1,000.00
Director Public Safety	\$ 1,700.00	\$ 3,500.00
Director Senior Citizen	\$ 1,700.00	\$ 7,500.00
Director Public Works/Shade Tree	\$ 1,750.00	\$ 20,000.00
Fire Sub Code Official P/T	\$ 5,000.00	\$ 20,000.00
Elevator Inspector P/T	\$ 5,000.00	\$ 20,000.00
Plumbing Sub Code Official P/T	\$ 10,000.00	\$ 30,000.00
Electrical Inspector P/T	\$ 10,000.00	\$ 35,000.00
Emergency Management Coordinator	\$ 2,000.00	\$ 10,000.00
Deputy Emergency Management	\$ 1,000.00	\$ 7,000.00
Fire Chief	\$ 3,800.00	\$ 20,000.00
Battalion Chief	\$ 2,500.00	\$ 6,000.00
Deputy Chief #1	\$ 1,100.00	\$ 6,000.00
Deputy Chief #2	\$ 1,100.00	\$ 5,500.00
Deputy Chief #3	\$ 1,100.00	\$ 5,500.00
1 st Fire Captain	\$ 1,900.00	\$ 4,500.00
2 nd Fire Captain	\$ 1,900.00	\$ 4,500.00
3 rd Fire Captain	\$ 1,000.00	\$ 4,500.00
4 th Fire Captain	\$ 1,000.00	\$ 4,500.00
Public Information Officer	\$ 1,000.00	\$ 5,500.00
Fire Lieutenants	\$ 1,000.00	\$ 3,000.00
Director of Recreation/Facilities Mgr.	\$ 50,000.00	\$ 150,000.00
Assistant Recreation Supervisor	\$ 9,200.00	\$ 40,000.00
Director Teen Center	\$ 2,000.00	\$ 20,000.00
Assistant Teen Center	\$ 2,000.00	\$ 15,000.00
Recreation/Senior Fitness P/T Personnel	\$ 500.00	\$ 25,000.00
Manager – TV 36	\$ 5,000.00	\$ 60,000.00
Fire Training Officer	\$ 1,000.00	\$ 5,000.00
Bus Driver – Part Time	\$ 15,000.00	\$ 30,000.00
Property Maintenance P/T	\$ 5,000.00	\$ 40,000.00
Sr. Building Maintenance	\$ 50,000.00	\$ 100,000.00

HOURLY

Police Matron – on duty	\$ 40.00 event	\$ 40.00 event
Police Matron – on call	\$ 40.00 hour	\$ 40.00 hour
Seasonal Employees – Recreation/Sr. Citizen	\$ 9.0 hour	\$ 25.00 hour

POLICE – Base Pay

**Chief (plus longevity and education)	\$ 115,000.00	\$ 200,000.00
**Captains (plus longevity and education)	\$ 100,000.00	\$ 180,000.00

MUNICIPAL POOL

	MINIMUM	MAXIMUM
Pool Director	\$ 8,450.00	\$ 20,000.00
Pool Facilities Manager	\$ 5,000.00	\$ 20,000.00
Assistant Manager(s)	\$ 4,100.00	\$ 10,000.00
Water Safety Instructor(s)	\$ 3,300.00	\$ 10,000.00
Lifeguard(s) – Seasonal	\$ 2,700.00	\$ 10,000.00
Maintenance Worker(s) – Seasonal	\$ 2,000.00	\$ 10,000.00
Gate Control Person(s) – Seasonal	\$ 2,000.00	\$ 5,000.00
Activities Director – Seasonal	\$ 1,050.00	\$ 5,000.00

*Annual Professional Services Contract

**Contract(s) for each position is 10% above lower position plus longevity and education.

Any ordinance inconsistent with the provisions contained herein is hereby repealed to the extent of such inconsistency.

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

Moved by Councilman Barr, seconded by Councilwoman Albanese

Discussion:

John Laezza: Council President and Members of Council, as you heard from the first 28 items on the agenda so eloquently put together by our Municipal Clerk. This is the start of the year; this gives the township basically the basic foundation of everything that’s involved in running this government for 2020. We are now introducing a segment number of ordinances. This is the salary ordinance that will give the minimum and maximums for each of the positions. It’s been adjusted in certain areas to accommodate the union contracts. You’ll see two union contracts that are being ratified tonight for the 2020 to 2023. This is basically what you are going to listen to in the next few minutes is what the foundation of 2020 is for the Township of Clark. I recommend the adoption of the introduction of this Ordinance.

No further discussion

Council President O'Connor directed roll call:
Aye: Albanese, Barr, Hund, Mazzearella, Smith, Toal, O'Connor

**AN ORDINANCE TO FIX THE SALARIES OF THE WHITE-COLLAR EMPLOYEES
FOR THE PERIOD 2020 THROUGH 2023**

WHEREAS Union Council No. 8, I.F.P.T.E. AFL-CIO and the Township of Clark completed contract negotiations for the years 2020 through 2023.

NOW THEREFORE BE IT ORDAINED that there shall be general wage increases for employees covered hereunder as follows:

- Effective January 1, 2020 - 2.25%
- Effective January 1, 2021 - 2.25%
- Effective January 1, 2022 - 2.25%
- Effective January 1, 2023 - 2.50%

Increases of \$350.00 shall be paid to employees on their anniversary date of hire until they reach the maximum salary.

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

Each employee hired prior to January 1, 1991 who completes five (5) years of continuous uninterrupted service shall become eligible for longevity payment computed as follows:

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

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

BE IT FURTHER ORDAINED the new pay scale for all white collar personal will be as set forth in the following wage and hour scale:

Salary Range-White Collar 2020-2023

**Salary Range
Schedule A**

	Annual	
	Minimum	Maximum
Administrative Clerk	\$45,000	\$77,000
Accounting Clerk	\$39,000	\$49,000
Sr. Accounting Clerk	\$45,800	\$59,000
Principal Accounting Clerk	\$50,000	\$77,000
Clerk 1	\$39,000	\$49,000
Clerk 2	\$45,800	\$59,000
Clerk 3	\$50,000	\$77,000
Keyboarding Clerk 1	\$39,000	\$49,000
Keyboarding Clerk 2	\$45,800	\$59,000
Keyboarding Clerk 3	\$50,000	\$77,000
Records Support Technician 1	\$39,000	\$49,000
Records Support Technician 2	\$45,800	\$59,000
Records Support Technician 3	\$50,000	\$77,000
Technical Assistant	\$45,800	\$59,000
Sr. Technical Assistant	\$50,000	\$77,000
Building Maintenance Worker	\$39,000	\$59,000
Sr. Building Maintenance Worker	\$59,000	\$100,000

Part Time Hourly Rates:

	Hourly	
	Minimum	Maximum
Building Maintenance	\$15.00	\$25.00
Clerk Typist	\$15.00	\$25.00
Inspectors	\$15.00	\$40.00
Bus Driver	\$15.00	\$25.00
General Part Time Help	\$15.00	\$25.00

Hourly

Matron on duty	\$40.00	Flat Rate
Matron call-in	\$40.00	2 hr. minimum

Note: Salary range does not include longevity.

Moved by Councilman Mazzarella, seconded by Councilman Hund

Discussion:

John Laezza: This ordinance indicates a salary increase of 2.25% for 2020, 2021, 2022 and 2.5% for 2023.

Councilwoman Albanese: I just want to thank the Business Administrator and administration for all of their efforts in settling the contracts prior to the commencement of the year.

John Laezza: The contract also says the minimum and maximum for each of the positions for the white-collar employees.

No further discussion

Council President O’Connor directed roll call:

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

AN ORDINANCE ENTITLED AN ORDINANCE TO FIX THE SALARIES OF POLICE PERSONNEL FOR THE YEARS 2020 THROUGH 2023

BE IT ORDAINED said ordinance reflects the changes in salaries paid to certain police personnel in accordance with Union Contracts adopted for the years 2020 through 2023; and

BE IT FURTHER ORDAINED all police personnel hired prior to January 1, 2006 are at Step 8 on the following wage scale.

	<u>2020</u>	<u>2021</u>	<u>2022</u>	<u>2023</u>
Detectives *	\$2,000	\$2,000	\$2,000	\$2,000

* To be paid to all Police Officers regardless of rank while assigned Detective Duties, in addition to their Annual Salary.

The wage scale for all Police Officers shall be as follows:

	<u>2020</u>	<u>2021</u>	<u>2022</u>	<u>2023</u>
Academy	\$40,000	\$40,000	\$40,000	\$40,000
First year	\$56,233	\$57,357	\$58,504	\$59,674
Step 1	\$60,019	\$61,219	\$62,444	\$63,692
Step 2	\$63,810	\$65,086	\$66,388	\$67,716

Step 3	\$67,597	\$68,949	\$70,328	\$71,735
Step 4	\$71,386	\$72,813	\$74,270	\$75,755
Step 5	\$75,175	\$76,679	\$78,212	\$79,776
Step 6	\$78,963	\$80,543	\$82,153	\$83,796
Step 7	\$82,753	\$84,408	\$86,096	\$87,818
Step 8	\$93,636	\$95,509	\$97,419	\$99,367
Step 9	\$112,877	\$115,417	\$118,013	\$120,964

Sergeants equal 12% of Step (9) Police salary scale for each subsequent year.
Lieutenants equal 20% of Step (9) Police salary scale for each subsequent year.

The pay plan established for employees covered by this agreement shall be 24 pays per year on the 15th and 30th of each month.

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.

Moved by Councilman Hund, seconded by Councilman Mazzarella

Discussion:

John Laezza: Once again Council President and Members of Council, this is alike contract. Percentages are the same for the police personnel in regard to the percentage of increase for each year as equal for our white collar, equal pay for equal work.

No further discussion

Council President O’Connor directed roll call:

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

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

2.5% 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 2020 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 1.0% increase in the budget for said year, amounting to \$177,850.89 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 2020 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 \$622,478.12 and that the CY 2020 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.

Moved by Councilwoman Albanese, seconded by Council President O’Connor

Discussion:

John Laezza: This is done once a year. We have not had to used it over the twenty years that we’ve been in (office). But in case if an emergency comes up and we need to exceed the CAP, this gives monies that we have not utilized over the past twenty years to try to make it work. It’s just a safety value.

No further discussion

Council President O’Connor directed roll call:

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

**AN ORDINANCE TO AMEND AND SUPPLEMENT VARIOUS SECTIONS OF
CHAPTER 333 OF THE CODE OF THE TOWNSHIP OF CLARK
ENTITLED "TOWING"**

BE IT ORDAINED by the Governing Body of the Township of Clark that the following Sections of Chapter 333 of the Code of the Township of Clark entitled "Towing" are hereby amended and supplemented, as follows:

SECTION 1: Definitions:

Car shall mean a passenger motor vehicle including station wagons, hearses, funeral flower and service vehicles, vehicles for which issuance of passenger car plates are authorized, taxi cabs, motorcycles, panel vans, pick-up trucks and similar vehicles having a gross weight not exceeding 6,999 pounds.

Heavy duty wrecker shall mean any wrecker used exclusively for the removal of trucks, trailers, tractors, busses, and/or other oversized vehicles (Ord. No. 92-04, §8; Ord. No. 99-05, §7).

Yard charge shall mean any motor vehicle towed and/or stored under the authority of this Ordinance may be assessed an additional \$50.00 if the vehicle remains in storage more than two (2) business days.

SECTION 2: Section 333-8 entitled "Schedule of Services and Fees" is amended so as to set forth the following:

a. Authority – N.J.S.A. 40:48-2.49
Operators Engaged in Removal of Motor Vehicles:
Regulations by Municipalities

1. Towing (vehicles other than commercial vehicles):

Days: 8:00 a.m. to 5:00 p.m. Monday through Friday
(except New Jersey State holidays)

First mile or less:	\$120.00
Each additional mile:	\$ 6.00
Nights, weekends and holidays:	
First mile or less	\$130.00
Each additional mile	\$ 6.00

	Flatbed truck, all hours	
	First mile or less	\$130.00
	Each additional mile	\$ 6.00
	Fee for towing of Police Department Vehicles shall not exceed	\$ 50.00
	Motorcycle, street bike, quad (plus \$5.00/mile or fraction thereof)	\$175.00
	Towing charge (commercial vehicles) Class I vehicle, up to 6,999 lbs. (plus \$6.00/mile or fraction thereof)	\$130.00
	Class II vehicle, from 7,000 lbs up to 14,999 lbs. (plus \$8.00/mile or fraction thereof)	\$200.00
	Class III vehicle, 15,000 lbs and up Trucks	\$350.00/hr
	Trucks with trailers (no mile charge)	\$450.00/hr
2.	Road Service	<u>All hours</u>
	Out of fuel	\$75.00
	Battery jump	\$75.00
	Flat tire	\$75.00
	Drop drive shaft	\$75.00
	Release air brake	\$75.00
	Tarping of vehicle	\$50.00
	(tarping is covering vehicle from weather)	
	Additional tow vehicle needed	\$ 85.00/hr
3.	Separation Charge	\$ 75.00
4.	Waiting time at scene (per minute)	\$ 2.00
5.	Winching service, up to 50 feet	\$ 75.00
	In excess of 50 feet (per foot)	\$ 2.50
6.	Rollover charges	\$150.00

- 7. Application, collection and disposal of absorbent material "Speedy Dry" for fuel, oil and anti-freeze spills \$ 35.00
 Speedy Dry per bag \$ 15.00
- 8. Collection, clean up and disposal of debris on or off of roadway at scene of call \$ 35.00

Where the use of special equipment, such as dolly, tilt-bed truck, front wheel lift snatch blocks, or other special hook-up is required, the above towing charges may be increased by \$35.00

Winching and wrecking charges that are not included in any of the fee schedules above shall be based on the hourly rate determined from the current edition of the Chilton's Labor Guide and Parts Manual.

SECTION 3:

- 1. Storage
 Class I and II vehicles \$ 40.00/day
 Class III vehicles \$100.00/day

1(a) All vehicles towed by the Twp of Clark must be stored within the city limits at the designated facility, J&E Auto Body. Impound yard must be fenced in and secured. Twp of Clark will have full access to impound yard at all times.

SECTION 4:

Administrative Fee.
Any motor vehicle towed and/or stored under the authority of this Ordinance may be assessed an additional \$50.00 if the vehicle remains in storage more than two (2) business days.

SECTION 5:

Special Circumstances.
In a case where special circumstances arise due to the recovery of a vehicle beyond that which is required to perform a basic tow that requires additional labor, a charge of \$75.00 per half hour will be permitted.

SECTION 6:

Inconsistent Ordinances: Any ordinances of the Township of Clark which are inconsistent with the provisions of this ordinance are hereby repealed to the extent of such inconsistency.

SECTION 7:

Effective Date: This Ordinance shall take effect upon adoption and publication, according to law.

Moved by Councilman Mazzarella, seconded by Councilman Barr

Discussion:

John Laezza: Council President, this is an update to our towing ordinance. So that those that are in need of this service when the towing operator says “this is how much it costs”, they have to conform to our law.

No further discussion

Council President O’Connor directed roll call:

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

**AN ORDINANCE TO SUPPLEMENT CHAPTER 347
ENTITLED “VEHICLES AND TRAFFIC”
OF THE CODE OF THE TOWNSHIP OF CLARK**

BE IT ORDAINED by the Governing Body of the Township of Clark, County of Union, New Jersey that Chapter 347 is hereby supplemented as follows:

SECTION 1: Chapter 347-25 is supplemented so as to include the following street:

Name of Street	Side	Location
Valley Road	North	420 ft. east from the easterly curblin at the intersection of Union County Parkway

SECTION 2: **Inconsistent Ordinances:** Any ordinances of the Township of Clark which are inconsistent with the provisions of this ordinance are hereby repealed to the extent of such inconsistency.

SECTION 3: **Effective date:** This Ordinance shall take effect upon adoption and publication, according to law.

Moved by Councilman Barr, seconded by Councilman Smith

Discussion:

John Laezza: Once again we’ve had some close accidents on Valley Road at the curb going down to Union County Parkway. So, we’ve eliminated parking on one side of the street for some more than twenty feet because it’s a blind curve. This is a little safety measure that the County has asked us to include this in the operation of Valley Road.

No further discussion

Council President O'Connor directed roll call:
Aye: Albanese, Barr, Hund, Mazarella, Smith, Toal, O'Connor

**AN ORDINANCE TO AMEND CHAPTER 3, SECTION 3-29
OF THE CODE OF THE TOWNSHIP OF CLARK
ENTITLED "DEPARTMENT OF POLICE"**

BE IT ORDAINED by the Governing Body of the Township of Clark that Chapter 3, Section 29 of the Code of the Township of Clark is hereby amended follows:

SECTION 1: § 3-29.2. Department Composition.

The last sentence of sub-section 3-29.2 is amended to read as follows: "In addition, the Police Department may employ School Traffic Guards and Traffic Control Officers, clerical personnel and other employees to assist its officers in preserving the peace and good order in the Township."

SECTION 2: Inconsistent Ordinances: Any ordinances of the Township of Clark which are inconsistent with the provisions of this ordinance are hereby repealed to the extent of such inconsistency.

SECTION 3: Effective date: This Ordinance shall take effect upon adoption and publication, according to law.

Moved by Councilman Hund, seconded by Councilwoman Albanese

Discussion:

John Laezza: This ordinance is creating the position of Traffic Control Officer. We will be training certain personnel to do some traffic work around the schools. The State has now said that school crossing guards really should not be controlling traffic, so we will be naming new officers to accommodate that service and training them.

Councilman Toal: I just want to say that's a great idea especially with Mildred Terrace and the morning commute with parents dropping off their kids. That intersection is calling for a light, but it doesn't need a light; it needs an officer to be there at the time during the kids are getting in and out of school.

Mayor Bonaccorso: Brian, it won't technically be an officer, it's going to be a crossing guard Who is trained to direct traffic. They put us into a box again in the State where if you take probably Valley, Hehnly, Raritan Road, where you are up on Mildred Terrace and Johnson, technically if the crossing guard walked out into the street to stop traffic to allow children to come and what they are saying now is that the crossing guard is supposed to walk back to its

post and let the traffic figure itself out. Where now you see him saying, come on they stop traffic and let's them out and kind of go about it that way. So now we have to have trained, they've been basically doing it anyway. So that's what it's all about so we can conform with the law.

Councilman Toal: Anything we can do to help it just makes it better.

No further discussion

Council President O'Connor directed roll call:

Aye: Albanese, Barr, Hund, Mazzearella, Smith, Toal, O'Connor

**AN ORDINANCE TO AMEND VARIOUS SECTIONS OF
CHAPTER 302 OF THE CODE OF THE TOWNSHIP OF CLARK**

BE IT ORDAINED by the Governing Body of the Township of Clark that Chapter 302, Article II, of the Code of the Township of Clark entitled "Solid Waste" is hereby amended and supplemented, as follows:

SECTION 1: Definitions:

The following definitions are hereby adopted:

1. "Container" shall mean 96-gallon containers to be purchased by the Township and suitable for the placement of Recyclable Materials by the citizens of Clark and the provision of Collection Services by the Authority at Designated Locations throughout the Township.
2. "Corrugated Cardboard" shall mean boxes and packaging generally made from wood pulp and consisting of two smooth sides with a corrugated inner layer.
3. "Glass Containers" shall mean all glass containers used for packaging food or beverages. The same may be transparent or translucent and/or tinted brown or green.
4. "Mixed Paper" shall mean glossy inserts, magazines, junk mail, colored paper, computer paper, office paper, and fine paper.
5. "Newspapers" shall be deemed to include papers of the type commonly referred to as newsprint, with colored inserts such as comics or advertisements. Newspapers do not include magazines, periodicals, books, and such other paper and cardboard.
6. "Paper" shall mean all paper grades, including but not limited to, newspapers, magazines, office paper, computer ledger, mixed paper, and cardboard.
7. "Plastic Containers" shall mean:
 - a. Polyethylene Terephthalate – PETE or PET (SPI Code #1)
 - b. High-density Polyethylene – HDPE (SPI Code #2)

- c. Polyvinyl Chloride – PVC or V (SPI Code #3)
 - d. Low-density Polyethylene – LDPE (SPI Code #4)
 - e. Polypropylene – PP (SPI Code #5)
 - f. Polystyrene – PS (SPI Code #6)
 - g. Other Plastics – Other or O (SPI Code #7)
8. “Recyclable Materials” shall mean those materials used and discarded by residents of Clark, which would otherwise become Solid Waste, that may be collected, separated or processed, and returned to the economic mainstream for recovery and for the purpose of reclamation of all or a significant portion of the materials or products.
9. “Recycling” means any process by which materials that would otherwise be disposed of as Solid Waste are separated, collected, processed, and returned to the economic mainstream or converted into economically valuable materials or products.
10. “Waste Paper Products” shall mean all uncontaminated paper material such as used newspaper, magazines, books, paper, food cartons, cardboard boxes, wrapping paper, bags and discarded letters and envelopes.
11. “Unacceptable Waste” shall mean Solid Waste, Hazardous Waste, Industrial Waste, Construction and Demolition Waste, and Regulated Medical Waste, as such terms are defined in regulation promulgated by the New Jersey Department of Environmental Protection in Title 7 of the New Jersey Administrative Code.

SECTION 2: Section 302-11 entitled “Residential Collection and Disposal”:

This section is hereby deleted in its entirety and replaced as follows:

There is hereby established a program for the following recyclable materials from residential solid waste by the occupants of the premises within the Township and the separate disposal of same:

- 1. Corrugated Cardboard
- 2. Glass Containers
- 3. Mixed Paper
- 4. Newspapers
- 5. Paper
- 6. Plastic Containers and Waste Paper Products

For the purpose of collection, the Township has divided into two zones. The authority shall perform collection services for each zone twice per month on the designated day in contract. Each household shall be responsible for ensuring that recyclable materials are placed security in the container. Larger amounts of cardboard should be flattened and tied into bundles no more than twenty-five (25) pounds.

There shall be a fee of sixty (\$60.00) dollars charged for the rental of one (1) additional Township issued ninety-six (96) gallon cart. The cart shall at all times remain on the property of the Township and shall stay with the property in the event the owner/lessee of that property moves and/or sells their home. In the event the owner of the property sells their home, it is the responsibility of the seller to ensure that the cart remains with that property.

SECTION 3: **Inconsistent Ordinances:** Any ordinances of the Township of Clark which are inconsistent with the provisions of this ordinance are hereby repealed to the extent of such inconsistency.

SECTION 4: **Effective Date:** This Ordinance shall take effect upon adoption and publication, according to law.

Moved by Councilman Barr, seconded by Councilman Toal

Discussion:

John Laezza: Basically, this is an update of our recycling ordinance to accommodate what we are doing now a days. There’s a section in here that if your recycling can is damaged, needs repair or gets lost, the owner of that home would have to purchase another one for sixty dollars, the first one was free.

No further discussion

Council President O’Connor directed roll call:

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

**AN ORDINANCE TO AMEND THE CODE OF THE TOWNSHIP OF CLARK
CHAPTER 3 THEREOF, ENTITLED “ADMINISTRATION OF GOVERNMENT”
TO ADD ARTICLE X ENTITLED “SWIM POOL UTILITY”**

BE IT ORDAINED by the Governing Body of the Township of Clark, County of Union, New Jersey that Chapter 3 is hereby amended and supplemented to add Article X as follows:

SECTION 1: **Article X. Swim Pool Utility**

§3-44 Creation.

The public swimming pool is hereby created and established as a municipal public utility for all of the purposes of the Local Bond Law of New Jersey and of Chapter 166 of the Pamphlet Laws of 1957 of said state, and it is hereby found and determined to be a utility, enterprise or purpose authorized to be undertaken by the Township, from which it may receive fees, rents or other charges, and all

fees, rents or other charges received by the Township for or in connection with the use or services of such municipal public utility shall be held, used and applied in accordance with the provision of said Local Bond Law and any other laws applicable.

§3-45 Municipal Public Utility.

The public swimming pool constitutes a municipal public utility which is deemed to be self-liquidating during the period of construction and until it shall have been in operation for at least one fiscal year. The Division of Local Government in the Department of Community Affairs of the State of New Jersey, has heretofore determined by order on the basis of a project report that said municipal public utility will have an income sufficient to make it a self-liquidating purpose as referred to in said N.J.S.A. 40A:2-46.

SECTION 2: **Inconsistent Ordinances:** Any ordinances of the Township of Clark which are inconsistent with the provisions of this ordinance are hereby repealed to the extent of such inconsistency.

SECTION 3: **Effective date:** This Ordinance shall take effect upon adoption and publication, according to law.

Moved by Councilman Smith, seconded by Councilwoman Albanese

Discussion:

John Laezza: As we were going through our ordinances for some reason the creation of the Swim Pool Utility which was sometime in 1965, it seemed to get lost, so we are putting it back in so we have a valid swim pool utility.

No further discussion

Council President O'Connor roll call:

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

COUNCIL PRESIDENT ANNOUNCES THE COUNCIL COMMITTEE FOR 2020

FINANCE COMMITTEE

Pat O'Connor, Chairman
Angel Albanese
Frank Mazzarella

LEGISLATIVE COMMITTEE

Brian Toal, Chairman
Pat O'Connor
Bill Smith

PARKS & RECREATION

Bill Smith, Chairman
Pat O'Connor
Angel Albanese

PUBLIC WORKS

Frank Mazzarella, Chairman
Bill Smith
Steve Hund

PUBLIC SAFETY

Al Barr, Chairman
Frank Mazzarella
Steve Hund

COUNCIL LIAISON

Police Department
Steve Hund

Emergency Squad
Pat O’Connor

Board of Education
Angel Albanese

Senior Citizens
Al Barr

Fire Department
Al Barr

Public Works
Frank Mazzarella

Public Library
Angel Albanese

Recreation/Pool
Bill Smith

Emergency Management
Pat O’Connor

Environmental Commission
Brian Toal

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 Councilwoman Albanese made a motion to close the public portion, seconded by Councilman Mazzarella

Council President O’Connor directed roll call:

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

MAYOR’S STATE OF THE TOWNSHIP ADDRESS

Thank you, Council President and Members of Council, I would like to start off of course by saying Happy New Year to everyone here and at home.

As I begin my 20th year as Mayor I have to be honest folks I still walk in everyday with the passion, love, energy and desire to continue to work to make this town the best community possible in this State of ours. I’m very blessed to work with a wonderful Council for the past 20 years. Not only have these people worked hard for you, they’ve work hard with me and my administration and they have become very, very good friends of ours. Together we are truly a family, truly a unit that helps run this community day to day. A lot of them are very unassuming, very quiet in their roles, but they are tireless workers who get the job done each and every day.

I would like to take a quick moment to thank again for the past year, Fourth Ward Councilman Brian Toal. Brian you did an excellent job as Council President last year working with me. Working with you Brain is always a pleasure. And growing up here as a true Clarkite it shows each and every day.

I would like to congratulate Councilmen O’Connor and Hund as President and Vice President of Council. I’m sure it’s going be just wonderful working with you two gentlemen as I’ve done in the past for many years.

Also, every time you come here you will see to my left our wizard of our budget in our community, my Business Administrator John Laezza. John, I thank you for a 20-year run that I don't think any Mayor could have been blessed to have such a good friend and a Business Administrator as you. You work tirelessly every day, some days I try to chase you out of the office to go home and get a little extra rest and you tell me to mind my business and you go back to your desk, so that's ok. But God Bless you and thank you for all you do.

I mentioned at last month's meeting that our Township Attorney for many years, Joe Triarsi, went into a retirement. He still has his practice but will not be joining us here in Chambers. And I would like to welcome our new Counsel of the year, and of the day, and of the minute and of the hour, Mark Dugan. Mark, welcome aboard to our community, although you've been here a lot in the past few years, now it's more of a full-time job and we thank you and wish you luck and look for your excellence in leading us each and every day here in Clark.

As Mayor you always hope that you have a strong unit with you and I think I've built that over 20 years here. Terance O'Neill, Director of Finance, I thank Terry. Terry was in Town Hall on January 1st as some people were home repairing headaches maybe. Terry was closing out our books and working in the New Year again this year. I would like to thank all my Department Heads and Staff starting with Recreation Ralph Bernardo. I think you read on the real news TapintoClark that Ralph has just also taken a part time position in Garwood for a few hours a week, they will benefit from Ralph's tutelage. I would like to thank Department of Public Works, our two guys out there, Scott McCabe we've been through many wars together, Hurricane Sandy and snowstorms, and Pat Hofschneider thank you guys for all you do. I'll put our Public Works up against any town in this county by far, the guys really work hard. Our Fire Chief Frank Cerasa, our Police Chief Pedro Matos, thank you gentlemen for all do and our public safety every day. Jerry Fewkes, I would like to thank also his Emergency Management, our First Aid Squad, our Health Department Nancy Raymond, Building Department Mike Khoda, and of course our Township Clerk who always reads my appointments into the agenda, Edie Merkel, thank you Edie for all, and all of the employees of this community. I have to tell you something, we are very blessed to have the employees we have today, whether it be at the PD, I'm talking about paid employees now, at Public Works or in Town Hall. I sense a real group of people who really work together to help one another to try to get the job done for our citizens each and every day, and I do really appreciate that, our citizens are most important. Twenty years ago, when I took the office of Mayor my first meeting was to make sure you take care of the citizens of this community. They elect us to this position; we hire you to these jobs and we expect that mission carried out each and every day. The citizen is always right. Sometimes in theory not really, but in our first step towards working with them that's the approach we have to take. And if they are not right, we show them where and when and how and why and we try to make it right for them. I truly do believe in that and that's the spirit I would like to see carried here through our new decade of 2020.

When you think about on how quick a year goes you turn around and it's just blowing right by you. I really am excited for the year going forward. We do have a lot of work to do in this town. You know I've told everyone, anyone who ever has the passion to run for the office of Mayor, you can literally run for that office and say when I get in, I'm going to do x, y, and z, and you go into the front door thinking that and then all of a sudden it would be either from the State or

some sort of emergency or something happens and x, y, and z goes out the window for a few days and you begin with a, b, and c. It's just the nature of the job. As I stand here today on January 6th, I know my goals and objectives going forward for this year, but I truly wonder what's going to be thrown in our lap that will have to be dealt with.

I remember going back over the years, we had a Rahway Valley Sewerage Treatment Plant that started out to be a seventy-million-dollar job when I was Mayor-elect. The job ended up at about three hundred and fifty million dollars, a far cry from the seventy million that happened. I remember us spending a lot of hours and days agonizing over how are we going to pay our share of it here in Clark. Along with the Administrator and the Engineer and of course Council, we came up with something we really didn't like to do but it was a fair way to run that sewer problem, it was through having a Township Sewer Utility. Now about fourteen years later I'm thinking it's about what we told some of you then, I think you now have seen that you would be able to control the destiny of how much your sewerage was going to cost you each and every year. It was built on the price of the water that you've taken into your home. How much water you use, there was a minimum amount set and anything over that was water usage. And I told you back then that if you have a family of five and you have three children in the home, once they go off to college and maybe get married and get their own place and pay their own bills, you will see your sewerage usage drop back down. And we believe it was a fair and easiest and best way to do it versus putting it into your taxes and paying for it each year after year, after year, after year. For senior citizens it was fair who use a little bit of water that they were able to control it through the minimum cost, not paying for people who live on each side of them with their families of four or five and six. So, we came to that conclusion.

Now as we go through there were many other things, we had to work on but we had to work on the Affordable Housing issue that our State Legislature and our Governor dropped the ball on. They were sued by a couple of different groups to have more affordable housing in the State of New Jersey. And when they went to court the Judge gave them a certain amount of time to try to fix the problem in Trenton to which they were sent there to do. They of course punted the ball because they couldn't come up with a working together relationship for the betterment of the State of New Jersey and it got dropped right back in our local municipalities' laps. Well of course myself and our team negotiated somewhere around two years to try to find the right mix for our community of where, how and why we're going to put affordable housing. And today you see apartments going up all throughout Union County and throughout the State of New Jersey. If you look at some of our neighboring communities such as Westfield, Garwood and Cranford just to name a few, you can see just as their neighbors that they are building and trying to comply with the State law. The unfortunate part is through the lack of desire to work together in Trenton, they kind of left our municipalities open. A township like Clark and some of the others I've just mentioned are probably about 99% built. So how are we going to fit these housing units into our communities. And it wasn't about what was available when at the time, it was about what was available and what's going to become available. Hence, which was decided across from Valley Road and corner of Walnut across from the Holiday Inn, there was a commercial area there that was being sold that was deemed an area. Our old A&P down on Westfield Avenue was also deemed an area. So, to achieved this we had not only to look at what was available now but what was going to be available through 2025 and we have to stay protected. If we do not stay protected on the affordable housing issue, we were opened to a

builder’s remedy (lawsuit). And let me tell you and I’ve told you this before but for those of you who are just tuning into what’s happening, if the township is not protected by working with an affordable housing plan and we were open to builder’s remedy, the Hyatt Hills Golf Course which has been up for sale for many, many years which is zoned recreation could literally be purchased by a developer, they can come in and decide to put big box stores on that piece of property, apartment buildings, very big apartment buildings to help house low income people and they would go to court and get that. They might not get that through our Zoning Board for a change of zone but the courts of New Jersey would absolutely grant that. We were approached many years ago, John and myself had a meeting with some gentlemen from New York and that was their approach. And the meeting lasted about ten minutes when I told them that it would never happen as long as I’m Mayor of this town. And they walked out and as they were walking out, they said “Mayor, how is your affordable housing plan?” and I said “I’m glad you asked, we’re up to snuff, we are protected.” That’s what happens in the State of New Jersey. So, instead of us telling the courts to go fly a kite in a nice way, we had a sit down and negotiate. And I know it wasn’t the pleasure of myself or this Council to do it, but we had to do it to protect the Hyatt site and others for that matter. This way we have control over what goes in and how it’s built. Very soon the Valley Road property on the corner of Walnut will be coming up before the Planning Board. I’m expecting this year the old A&P on Westfield Avenue to come up before the Planning Board. Now I am a little excited about the old A&P site moving, apartments and a couple of retail stores on the bottom. This community has been asking for many, many years to really have a Downtown Clark. I think this will be the beginning of a true downtown. We have tried and worked at it for many years but Westfield Avenue is really what Westfield Avenue is.

We got word that the Jack’s Tavern property again is now going forward. We’ve been on that battle for the last fifteen years. But the last two years they had Planning Board approval on different issues that they had to resolve between the partnership and we were told today that they are doing that moving forward. So, we’re hoping between the old Jack’s Tavern property and the old A&P property that Downtown Clark will become alive and vibrant over the next several years moving forward. When you have foot traffic in any downtown that’s an encouragement for businesses to appear because those are the people who are going to walk to your stores and buy your goods and services. And I think that’s something that could really go on going forward here in Clark. I’m excited about that. There’s going to be other apartment sites built in this town that we basically can’t stop through that court agreement to fulfill our obligation but we’re able to work and manage them. It is the new trend throughout New Jersey. I keep asking other Mayors and people I’ve talked to, where are all these renters coming from? Where are they all going to come from, because every town is doing what we are doing and really a lot more in other towns. We were able to negotiate a very good number that we’re going to have to live with. Comes the questions of, yes traffic, yes children for our schools that’s a possibility. We really don’t know. We do know that when you come to renting not many parents rent with two and three children. You might find that as they are infants and up to maybe two or three years old, but then they want a backyard with a little pool or trampoline or sandbox and they look to buy a home. And we certainly hope that happens. We wouldn’t want to see our school district be strained by this. But I have been quoted in saying that I do believe the legislature and our Governor is very short sighted, because I think in the next fifteen years Union County is going to look like Queens, New York. And that is not the fault of any Mayor sitting in this County. I attended a Mayor’s Roundtable Meeting back in June with our Governor Murphy and you know it’s so nice to see,

unusual to see, but the Mayors of the County were sitting there at the roundtable and most of the suburban Mayors, because the cities have this already and are not really affected as much as we in suburbia Union County are. And we as Republicans and Democrats alike told the Governor that this is a problem, and he has to try to get this back to a State level and not to a court mandating and try to go back to what we use to have with the Council on Affordable Housing. And you are sitting in a room as a Governor and male and female Mayors of both political parties are standing there telling you something is not right; something is not working. And the Governor kind of shrugged his shoulders and said he believes in it and it is what it is. Governor Murphy the other day has come out and said he wants more affordable housing. My question to our Governor is where? Could you educate me to where? Could you educate me to what we're going to do with crowding of schools, traffic, infrastructure problems in our roads and our sewers and it goes on and on from there and there. And this is a problem that each Mayor going forward in the next ten, twenty and thirty years is going to have to deal with. And whether you are from the right side of the party or the left side of the party, it doesn't matter, it's a problem that we all have to share and work with. And it's disappointing when Trenton gets elected like we are to do a job and they just don't answer the call. It's something that it really, really astonished me to see it happen in today's day and age.

The other thing that was passed in Trenton last year and this is on it if you want today. But Mayor Sal is going make a bold prediction into the future that a rain tax was put in our State to charge the people for the rain water that runs off their property into our streets and into our sewers system. Today this is if the town wants to put it into law, but I'm sure after 2020 it won and is going to become State law and a mandate that you have to. Well I can tell you right now Mayor Sal Bonaccorso will not enact that into Clark and I will go to Mark Dugan and his firm and ask to begin a lawsuit. It has to be unconstitutional. I brought that up to Governor Murphy at the Mayor's Roundtable and he looked at me and said "I disagree, it's good". Sure, more taxes for rain water, more to the environmentalist who want to control what goes on in Trenton. And I'm about the environment, I care about the environment, I care about clean air and clean drinking water. But ladies and gentlemen, there's a cost to everything we do and a limit to everything we do. And legislators in Trenton you really have to stop and you have to start thinking about what you are doing before you continually cave to the special interest groups and push it down on the shoulders of the Mayors and Councils of this State to have to go and tax their people and tell them why. Could you imagine because many people do not follow what goes on in local government. You are getting a bill at your house and it says a rain tax and its fifty or a hundred dollars or whatever it may be, how many people you think are you going to be standing in line outside my office asking what the hey this is? And I said to the Governor, if you feel it's so good why don't you collect it, put your name on that bill and of course he didn't answer. That is something that I'm very, very troubled by and very upset by.

Next, they couldn't again work together in Trenton and try to figure out what they all so badly want to do, is legalize marijuana in New Jersey. Well you know years ago I use to say I'm not stupid I can count and you have the votes it's going to happen no matter what the other side argues and says. And the legislature again couldn't come together and try to reasonably figure out a way to do this. Again, I'm not in favor of this. I know other towns have jumped the gun and have passed ordinances and resolutions saying that there will be no marijuana dispensaries in their town. Due to Mr. Triarsi's legal counsel Clark has not done that because we can't ban

something that isn't there yet. But I will tell you the day that they legalize marijuana in this State and it's going on referendum this November, I will come to this council and ask you to pass legislation preventing dispensaries in this community. I don't think we're ready for it, I don't support it and I want to see a lot more to go into this versus about people wanting to legalize this and allowing people to drive under the influence of marijuana and deal with marijuana every day. I think about the burden it's going to put on our police department, training men, we have breathalyzers to figure out people who are intoxicated from alcohol but what are we going to do with the people who are driving under the influence of marijuana? I will come to you Council probably in 2022 and ask you not to allow that in this community.

Going forward our biggest battle always, each and every year, is the lack of State Aid in a township like Clark. We have great spending habits in Clark, we do not squander your money, we work very hard. Our budget and taxes are always first on the plate each and every year to try to work with. In the future we have some good development going on. I think we'll have some really good days ahead. I know in the past we've always been noted as being one of the slowest increases of taxes in all of Union County and we provide probably more services than most towns in Union County. When you take two services that our Public Works put out each year and our Recreation Department has, I don't think you are going to find any town that gives you more for your tax dollar than what we here in Clark give you. With our Public Works Department, you know the drill, it's not only the everyday stuff, it's picking up leaves and plowing snow and cutting township grass. It's about the metal cleanup, the bulky cleanup, the branch cleanup, the grass cleanup, this stuff goes on each and every week about ten months out of the year. We pick up your Christmas Trees for free. You know we do everything we humanly possibly can do at the public works level to give you services for your tax dollar. Not to mention of course the major services in policing and fire department and our first aid squad which is always necessary when we need them. You look at our Recreation Department, I don't think there's a recreation department in the State that provides what we do from children, newborns right to our senior citizens in this community, and I'm very proud of that.

I know folks, taxes have gone up over the years and you know if we don't get you the County will or the School Board might, it's a never-ending battle here in New Jersey. They need a constitutional convention in Trenton to try to figure out a way of taxing people. The way it's happening out there today and has been is not correct, it's not right and it's going to continue to drive people out of the State of New Jersey. When you think about the legislation for passing legalization of marijuana in New Jersey, I really don't hear a lot of great conversation on why we should. Coming out of Trenton is how much more money are we going to get to go out and spend. And if that's why we're doing it, it's kind of sad, it really is in my opinion. How much more money can we get to go spend? And folks, I don't want to be this guy but I guess I will. If you watch where the money is being spent right now in Trenton, it's in their voting areas. It's in the cities that bring Democratic voters out, I do not want to be political on the State of the Township speech but it's true, it's not a political fantasy, it's fact. The money goes back into the cities, the monies get spent. You look at the debacle in Newark with the lead in their drinking water and Essex County bonded two hundred million dollars to go forward into fixing their pipes. I know what I would have said if I was in Trenton as Governor, "how about we take the Newark Water Company and get rid of them and put New Jersey American Water in who can supply clean drinking water without charging the taxpayers". What was the Newark Water

Company doing for many years? Allowing their pipes to deteriorate. I mean you want to talk about a place to begin an investigation, thank God it didn't hit Union County but the people of Essex County are going to pay that tab for their lack of ability to manage a water system. This is where the State has got to stop. The people of this State are going to be driven out. New York they are driving people out, they are driving people out here in New Jersey. And the burden falls on the local Mayors and the local Councils to bring that bad news to you. So hopefully going forward, I know we will continue to do our share here in Clark to provide you the least amount of increases for the most amount of services.

Speaking of a new beautiful thing that we are about to do. If you look in the back of where we are standing here tonight, the new police station has begun and the men are back there starting to work on the subsurface to get it ready. We are hoping that by April 2021 we'll have a beautiful Police Station, Courthouse, Council Chambers and court offices for our people to work at. The building we're standing in today folks is just beyond repair, I've gone through that with you. It's something that I'm looking forward to seeing happen. We've done it in the most frugal manner possible to try to give you the best facility. When we sat down and we worked on these plans and we spent a long time doing it. We really and seriously tried to provide for our people who are going to be working in those buildings everything they need to get the job done but we've also decided to do in a most frugal manner as possible. But I think the end result is going to be something we can be proud of and hopefully in a few years this Council will be meeting in new Council Chambers and our police will be working in better facilities and our Court will be in a better facility and I think it's going to be something the township can be really proud of.

We are ready for the new decade here in Clark. We're going to take it head on. I still have energy, I'm still excited, I still want to see our community grow and get better and grow together each and every year. I know as Mayor over the past twenty years we've had some tragedies in our community. And I've always judged this community on how we came together when tragedies have struck other members in this community. And I couldn't be prouder of all the citizens in this town. You are why we are here. We come here with you in heart and mind each and every day. I can know personally from myself and this Council, we are so proud and honored and privileged to serve you and we do not forget.

In closing, I couldn't forget my wonderful wife Geraldine, in two days on January 8th we will be celebrating our 26th year together in marriage and that's a great thing. And I'll tell you she's been nothing but a wonderful wife to me and a great mother to my kids. And hon if you are watching at home, I want to tell the community I'm re-upping the lease for at least another four years, so you have me. And I would also like to thank my beautiful children, Christina, Kellie and Joe for putting up with Daddy running around. You kids have grown up with me being in politics and the Mayor of this town. And I know sometimes it might have been a nice thing and I know sometimes it wasn't so nice for you guys, I do get that. But without my wife and my children I would be a shell here of who and what I am. I love them and I thank them very much for all of their time.

Mr. President, Members of Council, members here of our community and the thousands who are watching at home, God Bless you, Happy New Year, and may we all live with the Lord in our hearts each and every day. God Bless you and thank you.

COUNCIL AND PROFESSIONAL REMARKS

Councilwoman Albanese: Thank you Mr. President and congratulations to you Pat O'Connor and Steve Hund, I look forward to working with you. Happy New Year to everyone out there and the thousands in TV land. I know there are many of you that watch because I do hear about our meetings and the comments that you have.

Brian, I'm going to start with you. Thank you very much for a great year as President. It's really a pleasure and as the Mayor said, it's a blessing to be a part of this group. A seasoned group and who works so well together and it's really an honor to be a member of this team, a member of this Governing Body and to be on the Bonaccorso Team.

I like what the Mayor said, our approach is that the citizens are always right, if not we have to explain where, when, how and why. I'm fortunate that I get very little complaints or a few complaints. When I do get questions from citizens, it's always a pleasure to say "please work with the administration, work with the department heads to get what you need to get done and come and see me afterwards". And it very rarely happens that there are problems that occur.

Being in finance, it's always a pleasure to understand and know and be proud of the fact that our budgets, as the Mayor said, we have great spending habits. John is always asking, if you need something, we will get it but he needs to know why. It needs to be justified and that's why we've had the success in having the lowest increases in the County for so many, many years. I hope as the Mayor explained in detail about the development that's going on in town, I hope that the A&P and hopefully the development of Jack's Tavern will be a tipping point for us in seeing a real change occur.

In addition to our great Summer Camp that's offered, we have fantastic senior citizen programs, many, many offerings in terms of physical activities and also youth's recreation. It's always been an emphasis for us. I'm very proud of that and very proud to be involved in programs and I'm always over at the Rec Center during the week.

I think in summation I just want to say that I'm extremely grateful to have the citizens that volunteer in this community to help all the boards that we have. I'm very happy and I know the Mayor didn't mention the Library but happy they are sometimes you know off on the side but the are right next door. I'm very happy with our new Director, Megan Kociolek, she's been here now for two years, and also for the Library staff. And I always get good feedback on what's happening at the Library. And I encourage citizens, I know that some of you who watch this already know that I talk about what's available there. But it's unbelievable how many things are there for you for free, it's your Library, and it's there for you.

I'm proud, honored and privileged as the Mayor said, I'm repeating that, but I'm very grateful to be here and to serve, thank you.

Councilman Barr: Thank you Mr. President. First, I would like to thank the administration for all they have done for this town. And I want to congratulate our President, Pat O'Connor and our Vice President, Steve Hund.

Councilman Hund: Thank you Council President and congratulations on being elected. Mr. Mayor took most my bullet points, so I'll skip through. So, everything that the Mayor said is true, we all work well together. At the end of the day we are doing our best job to make sure the town of Clark is in the best hands, and the best hands are the two men sitting over there, Mayor, Sal Bonaccorso and Business Administrator, John Laezza. So, thank you both for your tireless hours that you put in to make our town run so smoothly.

To the Third Ward Residents, it has been a pleasure to be your Councilman for the past five years. I can't believe that it has gone by so quickly. But it has been a good time meeting new people, helping people out with their situations. Whenever you have an issue, please feel free to contact me by email, telephone or Facebook, you pretty much know how to get in touch with all of us when you need us, you normally get us. So please continue to do that.

To our Department Heads who have done a tremendous job throughout the course of the year. I know I'm in contact with them whenever I receive an issue, I speak with them and normally it's resolved if it's capable of being resolved, and if it's not, then it's not. But we put our best foot forward to try to do that for our residents throughout the town. For the Third Ward we were able to in the past five years; new roads paved, safety features put in for speed limit signs, those blinking signs telling how fast you are going, the striping of the streets because that's been a concern I started five years ago, was Ross Street that people go to fast, I received countless numbers of calls there. So, we've taken care of that and made adjustments to that road. To our DPW as the Mayor said they do a tremendous job in all aspects of their work. To Chief Matos and his men, they keep our town safe, the Chief has done a wonderful job, he's been a friend of mine for many, many years and his men just do an outstanding job. Edie you are the glue behind the scenes that keep us all together to make sure we are here on time, you give us the correct time and things of that sort, so thank you for that. Thank you to my fellow Council Members for feeling confident in electing me to Vice President, thank you again.

Finally, I would like to thank my wife Cara and my three boys, Cameron who's here, Brandon who is away at college and Aidan who is at Basketball practice still on a Monday night. Thank you for allowing me the time to take on the undertaking of being a Councilman, it's been a pleasure.

Councilman Mazzarella: Thank you, Council President, I would first like to take this opportunity to congratulate you and Councilman Hund as Council Vice President and wish you both well this upcoming year.

Ladies and gentlemen in 2019 we have seen some progress in our community by creating a Downtown and Business District along the Westfield Avenue Corridor, the start of additional residential housing at the intersection of Walnut Avenue and Valley Road on the Evening Realty Property and the start of construction of the Police Facility, Court and Council Chambers.

2020 I believe will be quite interesting as well and I'm looking forward and continuing our efforts. Our mission has been and will continue to be by bringing about a sense of safety, affordability and well-being that you the residents of our community can relate to and be proud of. All this is very important to our Mayor, our Administration, my Colleagues and I. Be assured that we will do everything possible to ensure this trust you have given us continues.

As always, I am accessible to you by either emailing me at fmazzarella@ourclark.com or by calling me at 732-574-9130.

Wishing you all a Happy and Healthy New Year. Be well, stay safe and God Bless.

Councilman Smith: Before I give my short statement, I just want to remind everyone about some important Recreation programs:

Winter Classes begin next week. If you are interested in any of the numerous classes and programs our recreation department offers, please sign up at once to avoid any programs being cancelled.

Sat, January 18 is the Clark Family Skate night at Warinanco Park. Ralph Bernardo rents out the facility for 2 hours for Clark residents only. If interested in purchasing tickets, please stop by the recreation office for details.

Lastly, we want to thank all the organizations who participated in the Festival of Trees that were set up in the hallways of the Municipal Building. Many of our residents commented on what a wonderful display we had.

Here we are, the year 2020! Sounds like a TV_show. As our master historian Councilman Brian Toal always reminds us, Clark continues to change and evolve. Our history is important to see where we started, how we have grown and where we are now!

With the leadership of our Mayor, Town Administration and this Council, the Township of Clark continues to be fiscally sound. As the Township of Clark continues to evolve and grow, we make decisions that are in the best interests of our citizens and will improve our township's appeal. The Town Council is the Legislative Branch of Government. We vote on ordinances and resolutions that impact the citizens of Clark and we do not "take this duty lightly". The administration, which is the executive branch of our town government, is constantly looking for ways to improve and grow our township.

Corporate and private developments will continue to sprout up around town. Not only beautifying Clark, but increasing the town's tax ratables. Our goal is to keep Clark as a top destination to live and raise families. Keeping Clark appealing and viable for development, will continue to benefit our residents.

In closing, I want to thank my wife Susan and two daughters Dominique and Gabriella, as well as my friends and citizens of Clark for supporting me during my seven years on the town council. Wishing all of you a Happy and Healthy New year!

Councilman Toal: Thank you very much Council President, Pat O'Connor. To my fellow colleagues on the dais of 2020, I just want to say thank you for allowing me to sit in the center seat for 2019. To the Mayor for putting up with me for a year and to Mr. Laezza, again nothing but love and respect to both of you. And to our Clerk who is again not just the glue, she is this township and does so much for the town.

Mr. Mayor you were making your comments about some people wanting your position, Mr. Mayor nobody can do what you do. You have given so much to this town, you sacrificed from you family, from your own business and the hours you put into that office is incredible sir. Yes, I want to be Mayor one day but nobody can ever do what you've done, we are so eternally and lifetime grateful for what you've done and we will thank you until our days are over with. Sal you are an incredible Mayor and we thank you and we hope you continue doing what you do. When I went to doors in 2018, "hey you are doing a great job, that Mayor", it was all Sal, it was us, it was a team, you always said I want team. And sir, we work hard, I was at the center seat and I'm at the end of the dais now, it's kind of quiet here. But thank you sir for allowing us to be a part of this team working with these wonderful people and even Angel said it best. Now working with Pat now for 2020 we have a lot of ideas and we'll bring it to the Council as a proper form.

How do you even start off a New Year? Happy New Year to you the residents of Clark who allow me to sit here, thank you. Thank you for letting me be a part of this community to work and make decisions for its future. I can't do anything without going through Father Sheridan who is up in the front row. Here's the story of Christmas 2019. The one gift that we are here on this planet is the gift of life. And the gift of this community coming together and saving a life. Our police, fire, and emergency squad were called out on Christmas Eve at 10:00 at St. Agnes Church for a medical emergency and did just that, saved a life. I call that a Christmas gift. This whole experience that we are doing here is nothing but a gift. And Father I'm glad you are here because you actually were right on the altar helping with that situation and everything you gave back in helping to keep everyone calm because it was not an easy situation what I've heard. And thank you Father for being a part of our community.

Yes history, 100 years ago in 1920 Benjamin King, he has a street name after him in town, Jacob Lightman who was one of the Founders of the Clark Fire Department and Henry Sheedy who lived across from the High School, these three men pledged their life and their dreams to create a Clark of 1920. A 100 years later we do the same. We work together to develop ideas to take your visions, your dreams, your thoughts to make it a safer, cleaner, greener and historical Clark, New Jersey. And that's what I do to you tonight, I pledge to you another year of my life to say to you my Fourth Ward Residents thank you for allowing me to sit here, to my Colleagues I will work with you, bring ideas to us, so we have a safe, clean, green and historical Clark, New Jersey. Mr. Mayor I pledge to you, and to my Council President Pat O'Connor and all the other Council Members of this dais, and to the police, fire, emergency squad, and Scott McCabe with the Historical Society, we must keep Clark clean, green and historical. We must work for a better tomorrow, it's for our kids, it's for preserving the past and the memories of the past and I thank you. Happy New Year to everyone and God Bless Clark New Jersey.

Council President O'Connor: Hello and welcome to 2020! I hope each of you had a great New Year and are ready to take on the New Year and new decade.

Looking back on 2019 it was yet another year of change in the 2nd Ward.

The redevelopment of the property on the corner of Central Ave and Terminal Ave has been completed. The result was 5 stores and a drive thru Dunkin Donuts. Ongoing now is the redevelopment of the property on the corner of Westfield Ave and Raritan Rd, which will be a medical building and looking further into 2020 we are looking to see L'Oréal beginning work on its Research and Development facility on terminal Ave.

From the Finance side, I am happy to report that the township continued to have sufficient cash flow throughout the year to meet all of our financial obligations.

For 2020, I expect the township to continue on its positive path forward, not only meeting our financial needs, but the needs of the residents of the 2nd Ward and the Township. At this time, I would like to thank the Council members for putting their trust in me, to lead the Council in 2020, as Council President. I would also like to congratulate Councilman Hund for being selected to be Council Vice President. The Council is here to help, please reach out to any one of us as we are all committed to the success and prosperity of this township.

As technology continues to become a bigger and bigger part of our lives, I encourage the residents of the 2nd Ward as well as the township to friend me on Facebook "Councilman O'Connor" to keep up to date with happenings in and around the town as well as have another avenue to get in touch with me in addition to phone 732-382-9719 and email poconnor@ourclark.com.

John Laezza: Thank you Pat. I get a little upset when I hear Councilman Toal talking about history. I was here with Sheedy in 1920 (joking). I know when I was born the life expectancy of a little boy at that time was about sixty years, so I never thought 2000 would be in my DNA to see the year 2000. Now we are started the third decade. So, the good Lord has been good to me and the Mayor said I have to give him the strength to give him another four years. I don't know how that's going to work but we'll work at it as hard as we can.

The town is in good shape. There are a lot of things that are going to be happening in 2020, I'll bring them to you in little bites so you don't get upset. But the town has come a long way since 1920 when it was one big farm. Councilman Toal gets angry with me because most of those farms are gone. But he has pictures of them so we know what it looked like before. I think it looks better now. I wish everyone a Happy New Year, a Healthy New Year. And a lot more will be coming from us throughout the year, thank you.

Police Chief Matos: Good evening Members of Council, Mr. Mayor, Mr. Business Administrator. Congratulations Councilman O'Connor and Councilman Hund on your new positions. I thought I would take this opportunity to kind of recap some of the statistics that we saw in 2019 in Clark regarding the police department and also to bring you up to the health of the police department.

Well I'll start off with the manpower. The police department has been fully staffed since June of 2019 when we saw the graduation of new officers McKenna and Jacobi. We currently sit at 40 sworn officers, 16 Class I and Class II Specials, 8 Dispatchers and 4 Civilian Administrative Staff and all of our Supervisory positions are currently filled.

Call volume: In 2019 we saw a reduction in our total call volume; calls for service at the police department. In 2019 we saw 30,252 calls for service which is slightly down from 2018 of 32,929. I'm going to talk about the statistics but I'm not going to get into all the complete details, I'm going to stick to I believe the statistics that concern the citizens of Clark mostly which is going to be of course traffic and traffic and traffic, motor vehicle burglaries, car thefts and some of the major incidences that occurred in town. The PD took nearly 5,000 enforcement actions, traffic enforcement actions throughout the year and preformed nearly 182 traffic directed details around our schools as we know traffic around our schools is very important to all of us and we do have traffic issues around our schools.

We issued nearly 4,000 summonses and we made 24 DWI arrest in calendar year 2019. We responded to nearly 1,300 medical emergencies throughout the town. We also responded to 915 motor vehicle accidents, that number of motor vehicles accidents is slightly down from 2018 which was 973. Speaking of traffic, we did unfortunately have two fatal pedestrians struck and killed. This is the first time in nine years in Clark that we have had a traffic related fatality.

Our motor vehicle burglaries I'm sure over the years you've all heard me rant about people locking their car doors. In 2016 we saw 82 and that number has slowly been coming down. Last year we saw 42 motor vehicle burglaries throughout the township. This year in 2019 I'm proud to say we only saw 20 which is a huge reduction from just a couple of years ago. We responded and this number has pretty much stayed steady compared to other years. We responded to 7 confirmed residential burglaries and three commercial burglaries in 2019. One number that has come down is our motor vehicle thefts. We only saw 6 in the township throughout the entire calendar year of 2019. I think if you do some research and you compare that number to many of the surrounding communities, not just around us, but throughout the State you'll find that that number is extremely low. One number that has not come down which I wish had was our suspected overdoses and overdose deaths. In 2019 we responded to 19 suspected and/or confirmed overdoses which resulted in five deaths. That number is identical to the 2018 numbers.

Some of the notable incidences that I believe were major incidences that occurred in town is the one carjacking and stabbing that occurred in the township which occurred in April. That was the carjacking and stabbing of the lift driver as it traveled through Clark. That resulted in the immediate arrest of the suspect as he fled the scene and of course we have the Woodbridge Police Department to thank that helped us in making that arrest. That individual is currently awaiting trial on numerous felony arrests including attempted murder. Our one, armed robbery for the year occurred in July which of course if you remember it was at the Exxon on Raritan and Central, where multiple suspects entered the Exxon all armed with hand guns. That incident ended with the immediate arrest of the suspects as they fled the scene. As they fled the station and they were spotted by our Patrol Officer Menendez resulting in the arrests of all the three

suspects, recovering of the proceeds from the robbery and two loaded hand guns were taken off the street that night. The township in 2019 saw two strong armed robberies also. In June if you remember we had the couple that were returning from dinner who were followed and were assaulted as they were existing their car. After a couple months investigation, all three suspects involved in that incident were taken into custody and charged. The one other strong-armed robbery which was reported to us in December, unfortunately it wasn't reported to us until sometime after the event occurred. We are still investigating that incident. In 2019 the police department made 69 arrests revolving or relating to possession of all dangerous substances and/or distribution of control dangerous substances. In total the police department made and processed 390 adult arrests in 2019.

Community events: the police department and several of our officers had volunteered throughout the year as you see in conjunction with the Recreation Department at several of the community events. Most of the time when you do see these officers, they are there on their own time. They are volunteering to be there because we understand how important it is to stay connected to the people we serve. Just to name a few of the events: tree lighting, National Night Out, Spooktacular, volley ball fundraiser, handing out Halloween candy from the police cars during Halloween, Veterans Day, Memorial Day, and Little League Parades and of course our Movie Night. We believe all these events were successes for the township and it also provided an opportunity for the citizens of Clark to interact with our police officers.

Our Juvenile Bureau headed by Detective Brian Soos stays active in our schools during the DARE program for our elementary school program. And of course, now over the last several years we've been doing the "Not Even Once Program" at the high school level. With that note, tomorrow night at ALJ at 6:00 pm, Detective Soos will be presenting the "Not Even Once Program" as part of their Parent University. So, I ask that you come out, to the parents out there in TV land, please come out and join us at 6:00 pm at ALJ.

Lastly, I just want to give a big nod to Captain Concina. I think we can all be proud of the departments use of social media. He loves doing it and he's done a great job. I think our social media use has allowed us or given the opportunity to the citizens of Clark to see who we are, not as police officers because I really don't think that that's the image I want to put out there of these police officers. I want to put out the image that we are just normal everyday citizens and we have lives, we have families, wives, kids, just like everyone else. We are a reflection of the community. I think Captain Concina has done an amazing job with that and has resulted in lots of food gifts being delivered to the police department and numerous officer gym memberships also because of that food (joking).

So, in closing I would like to thank each and every one of you for supporting the police department. Again, by allowing me to hire and promote when I need to and to keep the positions of the police department filled, we can better serve the community. And of course, in the equipment that I purchase every year and like everything else in this town I only purchase what we need and what I'm going to use. I am very frugal about the taxpayers' money.

In closing I would just like to wish all of you and the citizens of Clark a very Healthy and Prosperous 2020, thank you.

Council President O'Connor: Thank you Chief, and on behalf of the Council, Happy New Year to you and your men, stay safe out there, thank you very much.

Scott McCabe, DPW Supervisor: Good evening Mayor and Council, Happy New Year to everyone, congratulations on all of your appointments. Just a real quick take of DPW for 2019: 2019 we actually put out over 90 tons of hot asphalt, filling potholes, cracks and stuff like on some of the city streets. We're just finishing up our 19th time around town for our leaf program this year. Almost a hundred and twenty-five thousand yards of leaves we took in from the township. All the streets are being swept. We're actually finishing up the 3rd and 4th Wards I believe tomorrow for leaf pickup, so we should be done. Our Christmas Tree pickup has started for 2020. And our grass program for 2019 was excellent. We did a great job putting together the recycling program for 2019 with the new cans, that really went off well, that was the BA and Jennifer that did a great job on that. That's all I have. I look forward to another great year for 2020. I appreciate everyone's backing for our new equipment that we are getting and received for 2019, and we appreciate working with you guys. Thank you and have a Happy New Year.

Mark Dugan: I am honored to have been selected as your new Township Attorney. And I will do my very, very best to protect the town, protect the Council, protect the Mayor and make you all proud of the town.

Township Clerk: Thank you. Happy New Year to all. As I like to do at the beginning of each year is thank my team, Theresa Mazzarella and Dawn Delvecchio. The three of us enjoy working with this Council and for you and we look forward to a great year. Welcome Mark Dugan. And Pat we know we work well together already, so I'm looking forward to a great year, thank you.

BENEDICTION Rev. William P. Sheridan, Pastor of Saint Agnes Roman Catholic Church

Council President O'Connor: Before I call for adjournment, I just want to thank all the volunteers of the town and wish everyone on behalf of the Council, Happy New Year.

ADJOURNMENT

Motion to adjourn was made by Councilwoman Albanese, seconded by Councilman Hund

Council President O'Connor directed roll call:

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

APPROVED

PATRICK J. O'CONNOR
Council President

ATTEST:

EDITH L. MERKEL, RMC
Township Clerk

