

This Notice is for reference purposes, as per the Open Public Meetings Act Requirements, N.J.S.A. 10:4-8 and N.J.S.A. 10:4-18.

**AGENDA  
SPECIAL COUNCIL MEETING  
430 WESTFIELD AVE., CLARK, NJ 07066  
June 7, 2021  
7:30 pm**

**ROLL CALL:**

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

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

This meeting is in compliance with the Open Public Meetings Act as adequate notice of this meeting has been provided by sending written advanced notice of at least 48 hours to the Star Ledger, Union County Local Source, and TAP into Clark, by posting such Meeting Agenda on the Bulletin Board in Town Hall reserved for such announcements as well as the Official Website of the Township, and the proper filing of said Notice. Formal action may be taken at this meeting.

**Mayor: Appointment of Business Administrator**

**ORDINANCES, APPROPRIATIONS AND CLAIMS:**  
**INTRODUCTION OF PROPOSED ORDINANCE:**

- 21-19 AN ORDINANCE TO AMEND SECTION 3-29.2 ENTITLED  
“DEPARTMENT COMPOSITION” IN CHAPTER 3, DEPARTMENT OF  
POLICE OF THE CODE OF THE TOWNSHIP OF CLARK**

**RESOLUTIONS:**

- Naming the newly constructed Courtroom/Council Chambers, “John F. Laezza Courtroom/Council Chambers.”
- Seeking approval of the Director of the Division of Local Government Services for insertion of a Special Item of Revenue in the amount of \$65,000.00 for the Infrastructure and Municipal Aid Grant
- Seeking approval of the Director of the Division of Local Government Services for insertion of a Special Item of Revenue in the amount of \$3,908.42 for the Drunk Driving Enforcement Fund
- Certifying that the Clark Volunteer Emergency Squad, staff, ambulances and ambulance equipment are qualified for providing emergency medical services to the Township of Clark.
- Appointing Barry J. Zepeda as a Member of the Clark Volunteer Fire Department effective this 7<sup>th</sup> day of June 2021
- Award of contract to Schaefer Fireworks, Inc. for the July 4<sup>th</sup> Fireworks display in the amount of \$15,900.00

8. Authorizing release of performance guarantee(s) to Clark Commercial Center, LLC for work completed on the Dunkin Donuts project

**PUBLIC COMMENTS:**

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

**MAYOR, COUNCIL AND PROFESSIONAL COMMENTS:**

**ADJOURNMENT:**

TOWNSHIP OF CLARK  
Resolution 21-91  
June 7, 2021

*Confirm  
Appointment*

**WHEREAS** Mayor Sal Bonaccorso has appointed James Ulrich for the position of Business Administrator; 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 that it hereby confirms the appointment of James Ulrich as Business Administrator whose term, commencing the 14<sup>th</sup> day of June 2021 runs concurrent with the Mayor.

ATTEST:

APPROVED:

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

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

Res21/6-7ConfirmBAUlrich

	Motion	Second	Aye	Nay	Abstain	Absent
Albanese						
Mazzarella						
Minniti						
O'Connor						
Smith						
Toal						
Hund						
Entire Council						
TOTAL						

TOWNSHIP OF CLARK  
Ordinance No. 21-19  
Adopted \_\_\_\_\_

INTRO 1

Introduced: June 7, 2021 Public Hearing: June 21, 2021

**AN ORDINANCE TO AMEND SECTION 3-29.2 ENTITLED "DEPARTMENT  
COMPOSITION" IN CHAPTER 3, DEPARTMENT OF POLICE  
OF THE CODE OF THE TOWNSHIP OF CLARK**

**BE IT ORDAINED** by the Governing Body of the Township of Clark that Chapter 3, Section 29.2 of the Code of the Township of Clark is hereby amended to increase the number of police officers from thirty to thirty-four as follows:

**§ 3-29.2. Department Composition.**

This section is amended to delete ~~thirty (30)~~ and replace it with thirty-four (34) Police Officers. All other wording will remain unchanged.

**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.

**Effective Date:**

This ordinance shall take effect upon adoption and publication, according to law.

Effective Date: July 14, 2021

**ATTEST:**

**APPROVED:**

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

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

\_\_\_\_\_  
**SALVATORE BONACCORSO**  
Mayor



**WHEREAS** Business Administrator John F. Laezza has dedicated 20 years of service to the employees, residents and businesses within the Township of Clark; and

**WHEREAS** a Township Business Administrator oversees the operation of a municipality and carries out the decisions of the Governing Body and Mayor; and

**WHEREAS** John Laezza's work reached far beyond the simply stated aforementioned duties during his two decades to grow in service to not only the township and the residents but to those he worked with, providing mentorship to those around him so they could learn, grow and excel in their duties and pursuits; and

**WHEREAS** John Laezza applied his acute business acumen at the beginning of his tenure to bring Clark back to financial stability and continued to be a steadfast custodian of its fiscal prudence and growth going forward; and

**WHEREAS** John Laezza managed his work, people and resources with integrity and grit and taught the same to those around him, his work ethic has become an informal code which will live on in those alongside whom he served and those he led; and

**WHEREAS** John Laezza offered the gift of his wisdom and counsel to many facing challenges, opportunities and decisions; and

**WHEREAS** John Laezza earned the respect and admiration of staff, colleagues in government and members of the community through his extensive work with each; and

**WHEREAS** his true legacy lies in the profound effect he had on the countless men and woman that he mentored, trained, encouraged and advised throughout his lifetime, John Laezza was a role model; and

**WHEREAS** amongst countless noteworthy achievements, John oversaw the completion of copious well-managed and fiscally sound projects within Clark, worked closely with local businesses to accommodate their needs and safety, created pathways for shared-service opportunities, maintained the infrastructure of the Township, served on numerous boards and commissions and gave support to the governing body whenever called upon; and

**WHEREAS** John Laezza faithfully supported and fulfilled Mayor Bonaccorso's visions and goals for the Township through word, deed and action. He negotiated agreements, found and managed the funding and monitored the individuals and groups responsible through to completion; and

**WHEREAS** John Laezza served the township throughout his career in Clark with loyalty and unparalleled dedication and abundant resourcefulness, he will never be forgotten and greatly missed.

**NOW, THEREFORE, BE IT RESOLVED**, that the Mayor and Township Council of the Township of Clark pay tribute with the utmost respect to the late John F. Laezza for his service, leadership and dedication to the municipality and its residents and honor his legacy by naming the newly constructed Courtroom/Council Chambers, "John F. Laezza Courtroom/Council Chambers."

ATTEST:

APPROVED:

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

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

Res21/6-7 John F. Laezza

	Motion		Second	Aye	Nay	Abstain	Absent
Albanese							
Mazzarella							
Minniti							
O'Connor							
Smith							
Toal							
Hund							
Entire Council							
<b>TOTAL</b>							

TOWNSHIP OF CLARK  
Resolution 21-93  
June 7, 2021

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

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

**NOW, THEREFORE, BE IT RESOLVED** that the Municipal Council of the Township of Clark, in the County of Union, New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2021 in the sum of \$65,000.00 which is now available from the County of Union in the amount of \$65,000.00; and

**BE IT FURTHER RESOLVED** that the like sum of \$65,000.00 is hereby appropriated under the caption 2021 Infrastructure and Municipal Aid Grant; and

**BE IT FURTHER RESOLVED** that the above is the result of funds from the County of Union in the amount of \$65,000.00.

ATTEST:

APPROVED:

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

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

Res21/6-7Ch159Infrastructure&MunAidGrant

	Motion	Second	Aye	Nay	Abstain	Absent
Albanese						
Mazzarella						
Minniti						
O'Connor						
Smith						
Toal						
Hund						
Entire Council						
<b>TOTAL</b>						

TOWNSHIP OF CLARK  
Resolution 21-94  
June 7, 2021

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

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

**NOW, THEREFORE, BE IT RESOLVED** that the Municipal Council of the Township of Clark, in the County of Union, New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2021 in the sum of \$3,908.42 which is now available from the State of New Jersey Drunk Driving Enforcement Fund in the amount of \$3,908.42; and

**BE IT FURTHER RESOLVED** that the like sum of \$3,908.42 is hereby appropriated under the caption Drunk Driving Enforcement Fund; and

**BE IT FURTHER RESOLVED** that the above is the result of funds from the State of New Jersey in the amount of \$3,908.42.

ATTEST:

APPROVED:

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

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

Res21/6-7Ch159DrunkDriving

	Motion	Second	Aye	Nay	Abstain	Absent
Albanese						
Mazzarella						
Minniti						
O'Connor						
Smith						
Toal						
Hund						
Entire Council						
<b>TOTAL</b>						

TOWNSHIP OF CLARK  
Resolution 21-95  
June 7, 2021

**WHEREAS** N.J.S.A. 27:5F requires all 9-1-1 Emergency Medical Services Agencies to notify the municipality they serve that their volunteers, employees, applicants, ambulances and equipment meet the standards required by law; and

**WHEREAS** the Clark Volunteer Emergency Squad has notified the Governing Body that the Clark Volunteer Emergency Squad meets the standards of The EMS Council of New Jersey as a basic life support ambulance service, all ambulances are certified to provide this service and operate with emergency medical technicians.

**NOW, THEREFORE, BE IT RESOLVED** by the Governing Body of the Township of Clark, County of Union, New Jersey hereby certifies that, based on the notification from the Clark Volunteer Emergency Squad, the staff, ambulances and ambulance equipment are qualified for providing emergency medical services to the Township of Clark.

ATTEST:

APPROVED:

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

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

Res21/6-7 EmergencySquad-911 EMS Provider

	Motion		Second	Aye	Nay	Abstain	Absent
Albanese							
Mazzarella							
Minniti							
O'Connor							
Smith							
Toal							
Hund							
Entire Council							
<b>TOTAL</b>							

TOWNSHIP OF CLARK  
Resolution 21-96  
June 7, 2021

**BE IT RESOLVED** by the Governing Body of the Township of Clark, County of Union, State of New Jersey that Barry J. Zepeda is hereby appointed as a Member of the Clark Volunteer Fire Department effective this 7<sup>th</sup> day of June 2021.

ATTEST:

APPROVED:

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

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

Res21/6-7AppointFireFighter-Zepeda

	Motion	Second	Aye	Nay	Abstain	Absent
Albanese						
Mazzarella						
Minniti						
O'Connor						
Smith						
Toal						
Hund						
Entire Council						
<b>TOTAL</b>						

TOWNSHIP OF CLARK  
Resolution 21-97  
June 7, 2021

**WHEREAS** the Township solicited quotes seeking proposals from Garden State Fireworks, Bay Fireworks and Schaefer Fireworks Inc. for a Fireworks Display to be presented on July 4, 2021; and

**WHEREAS** Garden State Fireworks and Bay Fireworks did not respond to the request for quotes; and

**WHEREAS** Schaefer Fireworks Inc., 370 Hartman Bridge Road, Ronks, PA 17572, submitted a responsible, responsive proposal in the amount of \$15,900.00.

**NOW, THEREFORE BE IT RESOLVED** by the Governing Body of the Township of Clark that it hereby affirms the commitment to a fireworks display presented by Schaefer Fireworks Inc., to be held on Sunday, July 4, 2021 with a rain date of Monday, July 5, 2021, as sufficient funds have been appropriated in the 2021 Municipal Budget, Celebration and Public Events account.

ATTEST:

APPROVED:

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

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

Res21/6-7 Fireworks

	Motion	Second	Aye	Nay	Abstain	Absent
Albanese						
Mazzarella						
Minniti						
O'Connor						
Smith						
Toal						
Hund						
Entire Council						
<b>TOTAL</b>						

TOWNSHIP OF CLARK  
Resolution 21-98  
June 7, 2021

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**WHEREAS** Clark Commercial Center, LLC has requested release of Performance Bond #2255262 in the amount of Four Hundred Ninety-Five Thousand, Five Hundred Ninety-Three Dollars and Eighty-Six Cents (\$495,593.86) and the Cash Bond in the amount of Fifty-Five Thousand, Sixty-Five Dollars and Ninety-Eight Cents (\$55,065.98) for the Dunkin Donuts project, Block 60, Lots 11 and 12; and

**WHEREAS** the Township Engineer has deemed the project complete and in compliance with Township Standards and recommends release of the Performance Guarantee(s); and

**WHEREAS** section 195-84 of the Code of the Township of Clark requires the posting of a Maintenance Guarantee in an amount to be determined by the Township Engineer prior to the release of the Performance Guarantee(s); and

**WHEREAS** the Township Engineer has determined the amount of the Maintenance Guarantee required to be posted by Clark Commercial Center, LLC for Dunkin Donuts to be Three Thousand, Five Hundred Dollars (\$3,500.00) to cover the improvements in the Township Right-of-Way and landscape buffering to be held for one year from the date of the release of the Performance Guarantee(s).

**NOW, THEREFORE BE IT RESOLVED** by the Governing Body of the Township of Clark, County of Union, New Jersey that it hereby concurs with the Engineer and authorizes release of the Performance Guarantee(s) as stated herein for the abovementioned project.

ATTEST:

APPROVED:

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

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

Res21/6-7PerfBondRelease-ClarkCommercial(Dunkin)

	Motion	Second	Aye	Nay	Abstain	Absent
Albanese						
Mazzarella						
Minniti						
O'Connor						
Smith						
Toal						
Hund						
Entire Council						
<b>TOTAL</b>						