

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  
COUNCIL MEETING  
315 WESTFIELD AVE., CLARK, NJ 07066  
September 20, 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 (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, the Official Website of the Township and the proper filing of said Notice. Formal action may be taken at this meeting.

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

**Mayor:**

**Township Officers:** Reports given this evening will be available in the Clerk's office and on the township website [www.ourclark.com](http://www.ourclark.com)

**REPORT OF COUNCIL COMMITTEES:**

**ORDINANCES, APPROPRIATIONS AND CLAIMS:**

**PAYMENT OF CLAIMS:**

Councilman O'Connor, Chairman of Finance Committee will give a report on Current and Capital expenditures received and encumbered through September 14, 2021 in the amount of \$216,604.34

**CITIZEN HEARING ON THE AGENDA:**

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

**The Public may speak on any agenda item that does not have its own public hearing**

**RESOLUTIONS:**

1. Authorizing the Administration to execute an agreement to renew Membership in the New Jersey Municipal Self Insurers' Joint Insurance Fund

2. Appointing Kevin Micheldudis as a member of the Clark Volunteer Fire Department
3. Authorizing the purchase and installation of equipment through State Contracts for two Police Utility Vehicles in an amount not to exceed \$31,098.70
4. Authorizing the Business Administrator to purchase a Pierce Enforcer Fire Truck through the Houston-Galveston Area Council Cooperative Purchasing Program

**CONSENT AGENDA RESOLUTIONS:**

5. Authorizing a refund to the owner of 45 Wendell Place for a canceled plumbing permit in the amount of \$75.00
6. Authorizing the Tax Collector to issue a Duplicate Tax Sale Certificate for the property located on Lot 7 in Block 59
7. Authorizing the Tax Collector to participate in an Electronic Tax Sale
8. Authorizing and Directing the Tax Collector to charge a fee of \$25.00 for each Notice of Tax Sale sent in conjunction with the 2021 Electronic Tax Sale.
9. Authorizing the Chief Financial Officer to refund overpayment of 2021 taxes in the amount of \$4,514.37
10. Authorizing the Tax Collector to make the proper adjustments for 100% Property Tax Exemption of Block 30.06 Lot 2 in accordance with a directive from the U.S. Department of Veterans Affairs

**NEW BUSINESS ON THE CALENDAR:**

**PUBLIC COMMENTS:**

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

**MAYOR, COUNCIL AND PROFESSIONAL COMMENTS:**

**ADJOURNMENT:**

TOWNSHIP OF CLARK  
Resolution 21-139  
September 20, 2021

**RESOLUTION FOR RENEWAL OF MEMBERSHIP IN THE  
NEW JERSEY MUNICIPAL SELF INSURERS' JOINT INSURANCE FUND**

**WHEREAS** the Township of Clark is a member of the New Jersey Municipal Self Insurers' Joint Insurance Fund; and

**WHEREAS** said renewal membership terminates as of January 1, 2022, 12:01 a.m., unless earlier renewed by agreement between the Municipality and the Fund; and

**WHEREAS** the Municipality desires to renew said membership;

**NOW, THEREFORE, BE IT RESOLVED as follows:**

1. Township of Clark agrees to renew its membership in the New Jersey Municipal Self Insurers' Joint Insurance Fund for a period of three (3) years beginning January 1, 2022, and ending January 1, 2025 at 12:01 a.m. and to be subject to the Bylaws, Rules and Regulations, coverages, and operating procedures thereof as presently existing or as modified from time to time by lawful act of the Fund.
2. The Mayor/Business Administrator/Clerk shall be and hereby are authorized to execute the agreement to renew membership annexed hereto and made a part hereof and to deliver same to the New Jersey Municipal Self Insurers' Joint Insurance Fund evidencing the Municipality's intention to renew its membership.

This resolution agreed to this 20<sup>th</sup> day of September, 2021 by the vote recorded below.

ATTEST:

APPROVED:

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

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

Res21/9-20JIFMembershipRenewal(3yr)

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

TOWNSHIP OF CLARK  
 Resolution 21-140  
 September 20, 2021

2

**BE IT RESOLVED** by the Governing Body of the Township of Clark, County of Union, State of New Jersey that Kevin Micheldudis is hereby appointed as a Member of the Clark Volunteer Fire Department effective this 20<sup>th</sup> day of September 2021.

ATTEST:

APPROVED:

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

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

Res21/9-20AppointFireFighter-Micheldudis

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

TOWNSHIP OF CLARK  
Resolution 21-141  
September 20, 2021

3

**WHEREAS** 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 as authorized by Township Resolution 21-29; and

**WHEREAS** the Clark Police Department wishes to purchase and install equipment for two Police Utility Vehicles from authorized vendors as follows:

Triangle Communications NJ State Contract: #17-Fleet-00739, 00762, 00770, 00792  
2362 Waldheim Avenue  
Scotch Plains, NJ 07076-2152

**Equipment List:**

Lighting, Sirens, Cages, Mobile Radios, Console Boxes, Computer Mounts, Push Bumpers, necessary to outfit two 2021 Ford Police Utility Interceptors

Total equipment and installation price not to exceed \$31,098.70 (two vehicles at \$15,549.35 each) payable upon completion; and

**WHEREAS** the Business Administrator recommends the utilization of these contracts on the grounds that they meet all industry standards; and

**WHEREAS** the Chief Financial Officer has certified the availability of funds for these contracts in Police O/E Account #1-01-25-240-237.

**NOW, THEREFORE, BE IT RESOLVED** by the Governing Body of Township of Clark that it hereby authorizes the purchase and installation of equipment for two Police Utility Vehicles as described above.

ATTEST:

APPROVED:

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

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

Res21/9-20PoliceVehicleEquipment-StateContract

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

TOWNSHIP OF CLARK  
Resolution 21-142  
September 20, 2021

4

**WHEREAS** the Fire Department has requested that the Township Council authorize the appropriate Township Officials to approve the purchase and authorize the initial deposit on a Pierce Enforcer 107FT ASL, Stock Unit #35307 for use by the Fire Department; and

**WHEREAS** the Administration recommends an outright purchase payable in accord with the Contract for Cooperative Purchasing:

Pricing of the Vehicle through the Houston-Galveston Area Council (HGAC) Cooperative Purchasing Program; Contract FS12-19

Manufacturer: Pierce Manufacturing, 2600 American Drive, PO Box 2017,  
Appleton, Wisconsin, 54912

Funded by: Deposit \$20,000 from OE Account #1-01-25-266-203

Prime Contractor: Fire & Safety Services Ltd.

One (1) Pierce Enforcer 107FT ASL, Stock Unit #35307

**WHEREAS** the Chief Financial Officer has ascertained there are available sufficient uncommitted appropriations in the amount of \$20,000.00 funded by OE Account #1-01-25-266-203 as attached hereto as a "Certification of Availability of Funds."

**NOW, THEREFORE, BE IT RESOLVED** by the Governing Body of the Township of Clark that it hereby authorizes the Business Administrator to purchase One (1) Pierce Enforcer 107FT ASL, Stock Unit #35307 as hereinabove described.

ATTEST:

APPROVED:

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

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

Res21/9-20FireTruck-HGACco-op

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

TOWNSHIP OF CLARK  
Resolution 21-143  
September 20, 2021

CA 5

**WHEREAS** Melissa Fekete, 45 Wendell Place, Clark, New Jersey 07066 has requested a refund of Seventy-Five Dollars (\$75.00) due to the cancellation of a Plumbing Permit for the above address; and

**WHEREAS** the Construction Official has recommended to Council that authorization for the refund be granted.

**NOW, THEREFORE BE IT RESOLVED** by the Governing Body of the Township of Clark, that the Chief Financial Officer is hereby authorized and directed to refund Seventy-Five Dollars (\$75.00) as hereinabove stated.

ATTEST:

APPROVED:

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

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

Res21/9-20AuthRefund45Wendell

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

**RESOLUTION AUTHORIZING THE ISSUANCE OF A  
DUPLICATE TAX SALE CERTIFICATE PURSUANT TO  
CHAPTER 99 OF THE PUBLIC LAWS OF 1997**

**WHEREAS**, the Tax Collector of this municipality has previously issued a tax sale certificate to USBK CUST/PROCAP8/PROCAP MGTII, which certificate is dated October 27<sup>th</sup>, 2021 covering premises commonly known and referred to as Lot 7 in Block 59 as set out on the municipal tax map then in use which certificate bears number 20-00008; and

**WHEREAS**, the purchaser of the aforesaid tax sale certificate has indicated to the Tax Collector that they have lost or otherwise misplaced the original tax sale certificate and have duly filed the appropriate Affidavit of Loss with the Tax Collector, a copy of which is attached hereto.

**NOW, THEREFORE BE IT RESOLVED** by the Mayor and Governing Body of the Municipality of Clark that the Tax Collector of the municipality be and is hereby authorized, upon receipt of the appropriately executed and notarized Loss Affidavit and the payment of a fee of \$0 per certificate, to issue an appropriate tax sale certificate to the said purchaser covering the certificate lost as previously described all in accordance with the requirements of Chapter 99 of Public Laws of 1997.

**BE IT FURTHER RESOLVED** that a copy of this Resolution and the Loss Affidavit be attached to the duplicate certificate to be issued to said purchaser and that said duplicate certificate shall be stamped or otherwise have imprinted upon it the word "Duplicate" as required by law.

CERTIFICATION

I, Edith L. Merkel, Clerk of the above municipality, do hereby certify the foregoing to be true and lawful copy of a duly adopted Resolution of the municipality at their meeting held on September 20, 2021.

WITNESS, my hand and seal of the municipality this \_\_\_\_\_ day of \_\_\_\_\_ 2021.

ATTEST:

APPROVED:

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

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

Res21/9-20DuplicateTaxSaleCertificate

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

TOWNSHIP OF CLARK  
Resolution 21-145  
September 20, 2021

CA 7

**WHEREAS**, NJSA 54:5-19.1 authorizes electronic tax sales pursuant to rules and regulations to be promulgated by the Director of the Division of Government Services; and

**WHEREAS**, the Director of the Division of Local Government Services has approved NJ Tax Lien Investors/RealAuction.com to conduct electronic tax sales; and

**WHEREAS**, an electronic tax sale is innovative and provides a greater pool of potential lien buyers, thus creating the environment for a more complete tax sale process; and

**WHEREAS**, the municipality of Clark wishes to participate in an electronic tax sale.

**NOW, THEREFORE, BE IT RESOLVED**, by the Governing Body of the municipality of Clark, New Jersey, that the Tax Collector is hereby authorized to participate in an electronic tax sale and submit same to the Director of the Division of Local Government Services if necessary.

ATTEST:

APPROVED:

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

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

Res21/9-20AuthElectronicTaxSale

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

TOWNSHIP OF CLARK  
Resolution 21-146  
September 20, 2021

CA 8

**WHEREAS**, NJSA 54:5-19.1 authorizes electronic tax sales pursuant to rules and regulations to be promulgated by the Director of the Division of Local Government Services; and

**WHEREAS**, the rules and regulations require a municipality to send two (2) notices of tax sale to all properties included in said sale; and

**WHEREAS**, the rules and regulations allow said municipality to charge a fee of \$25.00 per notice for the creation, printing and mailing of said notice; and

**WHEREAS**, in an effort to more fairly assign greater fiscal responsibility to delinquent taxpayers, the Township of Clark wishes to charge \$25.00 per notice mailed which will be assessed specifically to the delinquent accounts that are causing the need for a tax sale and not to the general tax base.

**BE IT RESOLVED** by the Council of the Township of Clark that a fee of \$25.00 per notice be established and is hereby authorized and directed to be charged for each notice of tax sale that is sent in conjunction with the 2021 electronic tax sale.

ATTEST:

APPROVED:

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

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

Res21/9-20AuthFee-TaxSaleNotices

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

TOWNSHIP OF CLARK  
Resolution 21-147  
September 20, 2021

CA 9

**WHEREAS** in accordance with a request from the Tax Collector for authorization to refund overpayment of 2021 taxes; the Mayor has recommended to Council that such authorization be granted.

**NOW, THEREFORE, BE IT RESOLVED** by the Governing Body of the Township of Clark, that the Tax Collector is hereby authorized and directed to make refund(s) in accordance with the following schedule:

CLARK TOWNSHIP						
TAX REFUNDS- 2021						
BLOCK	LOT	QUAL.	NAME	#	ADDRESS	REFUND
185	16.01		Woodlawn Partners LLC	32	Ross Street	\$ 1,207.56
8.03	2		James Gardiner	1139	Lake Avenue	\$ 3,306.81
						\$ 4,514.37

ATTEST:

APPROVED:

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

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

Res21/9-20TaxRefund(s)

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

TOWNSHIP OF CLARK  
Resolution 21-148  
September 20, 2021

CA 10

**WHEREAS**, the Tax Assessor has certified that U.S. Department of Veterans Affairs has deemed Albert M. Cetroni, Jr. to be 100% permanently disabled effective March 11, 2021, in accordance with N.J.S.A.54:4-3.30 et. seq.; and

**WHEREAS**, Albert M Cetroni, Jr. owns the property listed in the tax duplicate as 103 Hall Drive, Clark, NJ, Block 30.06 Lot 2, and is entitled to one hundred percent of the taxes for this property exempt; and

**WHEREAS**, Albert M. Cetroni, Jr. has already paid the 2<sup>nd</sup> & 3<sup>rd</sup> Quarters of 2021, totaling \$5,969.63, therefore, a refund will be issued for this amount. The 4<sup>th</sup> Quarter of 2021 and the 1<sup>st</sup> and 2<sup>nd</sup> Quarter of 2022, will be cancelled; and

**WHEREAS**, one hundred percent of the taxes on this property will be entitled to exemption for as long as Albert M. Cetroni is owner of the property.

**NOW, THEREFORE BE IT RESOLVED** by the Governing Body of the Township of Clark, County of Union, New Jersey that the Tax Collector is hereby authorized to make the proper adjustments to exempt this property as indicated above.

ATTEST:

APPROVED:

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

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

Res21/9-20DisabledVeteranTaxExemption-Cetroni

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