

**AGENDA  
COUNCIL MEETING  
315 WESTFIELD AVE., CLARK, NJ 07066  
February 21, 2023  
7:30 pm**

**ROLL CALL:**

Councilwoman Albanese \_\_\_\_\_ Councilman O'Connor \_\_\_\_\_  
Councilman Hund \_\_\_\_\_ Councilman Toal \_\_\_\_\_  
Councilman Mazzarella \_\_\_\_\_ Council President Smith \_\_\_\_\_  
Councilman Minniti \_\_\_\_\_

**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 Hawk, 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:**

**PUBLIC HEARING ON PROPOSED ORDINANCES:**

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

1. 23-07 AN ORDINANCE REGARDING THE REGULATION, MANAGEMENT, AND ENFORCEMENT OF THE PROPER ADMINISTRATION OF VACANT AND ABANDONED REAL PROPERTY WITHIN THE TOWNSHIP OF CLARK
2. 23-08 AN ORDINANCE TO AMEND CHAPTER 48, SECTION 48-5 OF THE CODE OF THE TOWNSHIP OF CLARK ENTITLED EMPLOYEE POLICY AND PROCEDURE MANUAL
3. 23-09 BOND ORDINANCE TO AUTHORIZE THE IMPROVEMENT OF STONEHENGE TERRACE IN, BY AND FOR THE TOWNSHIP OF CLARK, IN THE COUNTY OF UNION, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$870,000 TO PAY THE COST THEREOF, TO APPROPRIATE A STATE GRANT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.

## **INTRODUCTION OF PROPOSED ORDINANCES:**

4. **23-12 AN ORDINANCE AMENDING SECTION 279-2C OF THE ORDINANCES OF THE TOWNSHIP OF CLARK**
5. **23-13 AN ORDINANCE TO AUTHORIZE THE EXECUTION AND DELIVERY OF A LEASE AGREEMENT BETWEEN AND AMONG THE TOWNSHIP OF CLARK AND THE GIRL'S SOFTBALL AUXILIARY OF CLARK TOWNSHIP, INC. AND GIRLS SOFTBALL LEAGUE OF CLARK TOWNSHIP, INC.**

## **PAYMENT OF CLAIMS:**

Councilman O'Connor, Chairman of Finance Committee will give a report on Current and Capital expenditures received and encumbered through February 13, 2023 in the amount of \$201,485.57

## **CITIZEN HEARING ON THE AGENDA:**

Each person addressing the Council shall give their name and address to the Clerk. All remarks shall be addressed to the Council as a body and shall not exceed 5 minutes in duration.

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

## **RESOLUTIONS:**

6. Council acting as the Pool Utility, Authorizing and Directing the Council President, as the Chairman of the Pool Utility to enter into Pool Employment Contracts for the positions of Manager and Assistant Manager
7. Award of Contract for Aerial Photography and Topographic Mapping Services to Robinson Aerial Surveys, Inc. in the amount of \$70,950.00
8. Authorizing the expansion of the professional services contract with the Township of Clark Planning Board Attorney to include Affordable Housing Services
9. Appointing Christopher Librera and Alexander Lukaszewicz as members of the Clark Volunteer Fire Department

## **CONSENT AGENDA RESOLUTIONS:**

10. Authorizing the Tax Collector to refund overpayment of 2023 Taxes in the amount of \$6,852.55
11. Authorizing the Tax Collector to apply sewer account balance adjustments as credit in the amount of \$1,100.00
12. Authorizing the Tax Collector to settle a tax appeal for Block 57 Lot 5.01 as authorized by the Tax Court of New Jersey with a refund issued in the amount of \$31,115.00

## **NEW BUSINESS ON THE CALENDAR:**

## **PUBLIC COMMENTS:**

Each person addressing the Council shall give their name and address to the Clerk. All remarks shall be addressed to the Council as a body and shall not exceed 5 minutes in duration.

## **MAYOR, COUNCIL AND PROFESSIONAL COMMENTS:**

## **ADJOURNMENT:**

PH 1

**TOWNSHIP OF CLARK**

**Ordinance No. 23-07**

**Adopted \_\_\_\_\_**

Introduced: January 17, 2023 Public Hearing: February 21, 2023

**AN ORDINANCE REGARDING THE REGULATION, MANAGEMENT, AND ENFORCEMENT OF THE PROPER ADMINISTRATION OF VACANT AND ABANDONED REAL PROPERTY WITHIN THE TOWNSHIP OF CLARK**

**WHEREAS**, Governor Philip Murphy signed Assembly Bill A2877 into law on January 18, 2022; and

**WHEREAS**, A2877 provides the Township of Clark (the “Township”) with power and authority to regulate, manage, and enforce the proper administration of vacant and abandoned real property within the Township; and

**WHEREAS**, the Township Council of Township desires to adopt an ordinance in accord with the provisions of A2877 and serve the best interests of the Township and its residents.

**NOW, THEREFORE, BE IT ORDAINED** by the Township Council of the Township of Clark, Union County, New Jersey, as follows:

**Section 1. Definitions.** The following terms as used herein shall have the following meanings:

**RESPONSIBLE PARTY**

The title holder of a vacant and abandoned property or a creditor responsible for the maintenance of a property pursuant to section 17 of P.L.2008, c.127 (C.46:10B-51).

**STREET ADDRESS**

An address at which a natural person who is the responsible party or an authorized agent actually resides or actively uses for business purposes, and shall include a street name or rural delivery route.

## **CREDITOR**

A state-chartered bank, savings and loan association or credit union, any person or entity required to be licensed under the provisions of the "New Jersey Residential Mortgage Act," P.L. 2009, c. 53 (N.J.S.A. 17:11C-51, *et seq.*), any foreclosing entity subject to the provisions of N.J.S.A. 46:10B-51 (P.L. 2008, c. 127, Section 17, as amended from time to time) and any entity acting on behalf of the creditor named in the debt obligation including, but not limited to, services.

A mortgagee or an agent or assignee of a mortgagee, such as the servicer, who has filed a complaint in the Superior Court seeking to foreclose upon a residential or commercial mortgage. If the entity seeking to foreclose upon the residential or commercial mortgage changes as a result of an assignment, transfer, or otherwise after the filing of the foreclosure complaint in the Superior Court, the new entity shall be deemed the creditor.

A creditor shall not include the State, a political subdivision of the State, a State, county, or local government entity, or their agent or assignee, such as the servicer.

## **VACANT AND ABANDONED PROPERTY**

Any residential or commercial building which is not legally occupied by a mortgagor or tenant, which is in such condition that it cannot be legally reoccupied, and at which at least two of the following conditions exist:

- (1) Overgrown or neglected vegetation;
- (2) The accumulation of newspapers, circulars, flyers, or mail on the property;
- (3) Disconnected gas, electric, or water utility services to the property;
- (4) The accumulation of hazardous, noxious, or unhealthy substances or materials on the property;
- (5) The accumulation of junk, litter, trash, or debris on the property;
- (6) The absence of window treatments such as blinds, curtains, or shutters;
- (7) The absence of furnishings and personal items;
- (8) Statements of neighbors, delivery persons, or government employees indicating that the property is vacant and abandoned;
- (9) Windows or entrances to the property that are boarded up or closed off, or multiple window panes that are damaged, broken, and unrepaired;
- (10) Doors to the property that are smashed through, broken off, unhinged, or continuously unlocked;

(11) A risk to the health, safety, or welfare of the public or any adjoining or adjacent property owners due to acts of vandalism, loitering, criminal conduct, or the physical destruction or deterioration of the property;

(12) An uncorrected violation of a municipal building, housing, or similar code during the preceding year, or an order by municipal authorities declaring the property to be unfit for occupancy and to remain vacant and unoccupied;

(13) The mortgagee or other authorized party has secured or winterized the property due to the property being deemed vacant and unprotected or in danger of freezing;

(14) A written statement issued by a mortgagor expressing the clear intent of all mortgagors to abandon the property; or

(15) Any other reasonable indicia of abandonment.

## **Section 2. Registration Statement.**

a. The responsible party for a vacant and abandoned property that is vacant and abandoned on the effective date of P.L. 2021, c.444, shall file a certificate of registration with the clerk of the Township within 30 days after the effective date. The responsible party for a property that becomes vacant and abandoned subsequent to the effective date of P.L. 2021, c.444, shall file a certificate of registration with the clerk of the Township within 90 days after the property becomes vacant and abandoned or within 30 days after the responsible party assumes ownership of or responsibility for an already vacant and abandoned property, whichever is later. The certificate of registration shall be filed on forms prescribed by the Commissioner of Community Affairs and shall contain:

(1) the name, street address, and telephone number of a natural person who resides or maintains an office within the State and who is either the responsible party or an authorized agent designated by the responsible party to receive notices and complaints of property maintenance and ordinance or code violations on behalf of the responsible party;

(2) the name, street address, and telephone number of the person responsible for maintaining the property, if different; and

(3) evidence of any liability insurance required by subsection (3) of section 3 of this ordinance.

A responsible party for a vacant and abandoned property shall file an amended certificate of registration within 30 days after any change in the information required to be included thereon.

b. A certificate of registration shall remain valid for one year and shall be renewed on an annual basis if the property remains vacant and abandoned. The Township hereby establishes, may collect and shall be paid a fee of \$250 for a certificate of registration and for the annual renewal of the certificate of registration for a vacant and

abandoned property. The Township hereby establishes, may collect and shall be paid a renewal fee of \$500 for a renewal if there is an outstanding property maintenance or ordinance violation on a vacant and abandoned property that remains unabated at the time of renewal. The Township hereby establishes, may collect and shall be paid a renewal fee of \$750 for a subsequent renewal if there continues to be an outstanding property maintenance or ordinance or code violation or there is a new such violation on a vacant and abandoned property that remains unabated at the time of renewal.

c. The registration statement shall be deemed prima facie proof of the statements therein contained in any administrative enforcement proceeding or court proceeding instituted by the Township against the responsible party.

### **Section 3. Required Actions.**

Forty-five (45) days after the Township notifies the responsible party that the property is vacant and abandoned and until the property is lawfully reoccupied, the responsible party for a vacant and abandoned property shall:

(1) Secure the property against unauthorized entry.

(2) Post a sign affixed to the inside of the property and visible to the public indicating the name, address, and telephone number of the responsible party, any authorized agent designated by the responsible party for the purpose of receiving service of process, and the person responsible for maintaining the property if different from the responsible party or authorized agent. The sign shall be of a size and placed in such a location so as to be legible from the nearest public street or sidewalk, whichever is nearer, but shall be no smaller than 15 inches by 17 inches.

(3) Acquire and otherwise maintain liability insurance by procuring a vacancy policy in an amount of not less than \$300,000 for buildings designed primarily for use as residential units and not less than \$1,000,000 for any other building, including, but not limited to, buildings designed for manufacturing, industrial, storage or commercial uses, covering any damage to any person or any property caused by any physical condition of the property. The responsible party shall attach evidence of the insurance to the responsible party's registration statement, including the Township of Clark as an additional insured/certificate holder. Any registration statement submitted that does not include such evidence shall be deemed to not be a valid registration.

### **Section 4. Penalties for Violations of Sections 2 or 3.**

A responsible party that violates any provision of sections 2 or 3 of this ordinance shall be liable for a penalty of not less than \$500 and not more than \$1,000. Each day that a violation continues shall constitute an additional, separate, and distinct offense. Any penalty imposed pursuant to this section shall be recoverable by a summary proceeding under the "Penalty Enforcement Law of 1999," P.L.1999, c.274 (C.2A:58-10, *et seq.*). The

Superior Court, Law Division, Union County, or the municipal court of the Township, shall have jurisdiction to enforce such penalty.

**Section 5. Other Ordinances.**

This ordinance shall not be construed to diminish any property maintenance responsibilities of property owners who are not subject to the provisions of this ordinance.

**Section 6. Foreclosures.**

a. (1) A creditor serving a summons and complaint in an action to foreclose on a mortgage on commercial property in the Township shall, within 10 days of serving the summons and complaint, notify the municipal clerk, the mayor and the business administrator that a summons and complaint in an action to foreclose on a mortgage has been filed against the subject property thereof in writing. The notice shall contain the full name, address, and telephone number for the representative of the creditor who is responsible for receiving complaints of property maintenance and ordinance or code violations and the full name and contact information for any person or entity retained by the creditor or a representative of the creditor to be responsible for any care, maintenance, security, or upkeep of the property. The notice may contain information about more than one property, and shall be provided by certified mail, return receipt requested. In the event the creditor that has served a summons and complaint in an action to foreclose on a commercial property is located out-of-State, the notice shall also contain the full name, address, and telephone number of an in-State representative or agent who shall be responsible for the care, maintenance, security, and upkeep of the exterior of the property if it becomes vacant and abandoned. If the Township has designated or appointed a public officer pursuant to P.L.1942, c.112 (C.40:48-2.3 *et seq.*), the municipal clerk shall forward a copy of the notice to the public officer or shall otherwise provide it to any other local official responsible for administration of any property maintenance or public nuisance ordinance. The notice shall also include the street address, lot, and block number of the property. If there is any change in the name, address, or telephone number for a representative, agent, or individual authorized to accept service on behalf of a creditor required to be provided in a notice pursuant to this paragraph following the filing of the summons and complaint, the creditor shall provide a notice to the applicable municipal clerk containing the updated name, address, or telephone number within 10 days of the change in that information.

(2) Within 30 days following the effective date of P.L. 2021, c.444, any creditor that has initiated a foreclosure proceeding on any commercial property that is pending in Superior Court shall provide to the municipal clerk of the Township, a listing of all commercial properties in the Township for which the creditor has foreclosure actions pending by street address and lot and block number. If the Township has designated or appointed a public officer pursuant to P.L.1942, c.112 (C.40:48-2.3, *et seq.*), the municipal clerk shall forward a copy of the notice to the public officer, or shall otherwise provide it

to any other local official responsible for administration of any property maintenance or public nuisance code.

b. If the owner of a commercial property vacates or abandons any property on which a foreclosure proceeding has been initiated or if a commercial property becomes vacant at any point subsequent to the creditor's filing the summons and complaint in an action to foreclose on a mortgage against the subject property, but prior to vesting of title in the creditor or any other third party, and the exterior of the property is found to be a nuisance or in violation of any applicable State law or Township ordinance or code, the local public officer, municipal clerk, or other authorized municipal official shall notify the creditor or the representative or agent of an out-of-State creditor, as applicable, which shall have the responsibility to abate the nuisance or correct the violation in the same manner and to the same extent as the title owner of the property, to such standard or specification as may be required by State law or Township ordinance or code. The Township shall include a description of the conditions that gave rise to the violation with the notice of violation. The creditor shall remedy the violation within 30 days from the date of receipt of the notice of violation by the creditor. If the creditor fails to remedy the violation within such 30-day period, the Township may impose penalties allowed for the violation of Township ordinances.

c. If the Township expends public funds in order to abate a nuisance or correct a violation on a commercial property in situations in which the creditor or the representative or agent of an out-of-State creditor, as applicable, was given notice pursuant to the provisions of subsection b. of this section but failed to abate the nuisance or correct the violation as directed within such 30-day period, the Township shall have the same recourse against the creditor as it would have against the title owner of the property, including but not limited to the recourse provided under section 23 of P.L.2003, c.210 (C.55:19-100).

d. For the purposes of this section, "creditor" means a State chartered bank, savings bank, savings and loan association or credit union, any person required to be licensed under the provisions of the "New Jersey Residential Mortgage Lending Act," sections 1 through 39 of P.L.2009, c.53 (C.17:11C-51 through C.17:11C-89), and any entity acting on behalf of the creditor named in the debt obligation including, but not limited to, servicers. For purposes of this section, a creditor shall not include the State, a political subdivision of the State, or a State, county, or local government entity, or their agent or assignee, such as the servicer.

#### **Section 7. Registration of Residential and Commercial Properties Subject to Foreclosure Actions.**

(1) The creditor filing a summons and complaint in an action to foreclose shall, in addition to the notice provided to the Township pursuant to section 17 of P.L.2008, c.127 (C.46:10B-51), section 2 of P.L. 2021, c.444 or section 6 hereof, register the residential or commercial property with the Township's property registration program as a property in

foreclosure and, as part of that registration: (a) provide the Township with the information regarding the creditor required by paragraph (1) of subsection a. of section 17 of P.L.2008, c.127 (C.46:10B-51), paragraph (1) of subsection a. of section 2 of P.L. 2021, c.444 or section 6 hereof; (b) identify the date the summons and complaint in an action to foreclose on the mortgage was filed against the subject property, the court in which it was filed, and the docket number of the filing; and (c) identify whether the property is vacant and abandoned as defined in subsection (8) of this section;

(2) The creditor filing a summons and complaint in an action to foreclose shall, if there is any change in the name, address, or telephone number for a representative, agent, or individual authorized to accept service on behalf of a creditor required to register pursuant to the property registration program following the filing of the summons and complaint, update the property registration program within 10 days of the change in that information;

(3) The creditor filing a summons and complaint in an action to foreclose shall, if the registered property becomes vacant and abandoned in accordance with the definition in the ordinance required by paragraph (8) of this subsection after the property is initially registered with the Township, update the property registration with the Township to reflect the change in the property's status;

(4) The creditor filing a summons and complaint in an action to foreclose shall be responsible for the care, maintenance, security, and upkeep of the exterior of the property if the property is vacant and abandoned at any time while the property is registered with the property registration program;

(5) A creditor located out-of-State shall be responsible for appointing an in-State representative or agent to act for the foreclosing creditor;

(6) The creditor filing a summons and complaint in an action to foreclose on a property that is or becomes vacant and abandoned, shall take all of the actions required by section 3 of this ordinance and Chapter 255 of the Code of the Township of Clark.

(7) A creditor required to register a property pursuant to this section shall pay a fee on the date on which it is required to register the property to the Township in an amount not to exceed: (a) \$500 per property annually for any property that is required to be registered because a summons and complaint in an action to foreclose was filed by the creditor; and (2) an additional \$2,000 per property annually if the property is vacant or abandoned as defined in subsection (8) of this section when the summons and complaint in an action to foreclose is filed, or becomes vacant and abandoned at any time thereafter while the property is in foreclosure.

(8) A property shall be considered vacant and abandoned if it is not legally occupied by a mortgagor or tenant, which is in such condition that it cannot be legally reoccupied, because of the presence or finding of at least two of the following:

- (a) overgrown or neglected vegetation;
- (b) the accumulation of newspapers, circulars, flyers, or mail on the property;
- (c) disconnected gas, electric, or water utility services to the property;
- (d) the accumulation of hazardous, noxious, or unhealthy substances or materials on the property;
- (e) the accumulation of junk, litter, trash, or debris on the property;
- (f) the absence of window treatments such as blinds, curtains, or shutters;
- (g) the absence of furnishings and personal items;
- (h) statements of neighbors, delivery persons, or government employees indicating that the property is vacant and abandoned;
- (i) windows or entrances to the property that are boarded up or closed off, or multiple window panes that are damaged, broken, and unrepaired;
- (j) doors to the property that are smashed through, broken off, unhinged, or continuously unlocked;
- (k) a risk to the health, safety, or welfare of the public or any adjoining or adjacent property owners due to acts of vandalism, loitering, criminal conduct, or the physical destruction or deterioration of the property;
- (l) an uncorrected violation of a municipal building, housing, or similar code during the preceding year, or an order by municipal authorities declaring the property to be unfit for occupancy and to remain vacant and unoccupied;
- (m) the mortgagee or other authorized party has secured or winterized the property due to the property being deemed vacant and unprotected or in danger of freezing;
- (n) a written statement issued by a mortgagor expressing the clear intent of all mortgagors to abandon the property; or
- (o) any other reasonable indicia of abandonment.

**Section 8. Violations.**

The Township Construction Code Official is authorized to issue a notice to the creditor filing the summons and complaint in an action to foreclose, if the Township Construction Code Official determines that the creditor has violated this ordinance. In the case of a violation for failure to provide care, maintenance, security, and upkeep of the exterior of vacant and abandoned property, such notice shall require the creditor to correct the violation within 30 days of receipt of the notice, or within 10 days of receipt of the notice if the violation presents an imminent threat to public health and safety.

**Section 9. Penalties for Violations of Sections 6, 7 or 8.**

(1) An out-of-State creditor subject to section 6 of this ordinance found by the municipal court of the Township, or by any other court of competent jurisdiction, to be in violation of the requirement to appoint an in-State representative or agent pursuant to the ordinance shall be subject to a fine of \$2,500 for each day of the violation. Any fines imposed on a creditor for the failure to appoint an in-State representative or agent shall commence on the day after the 10-day period set forth in paragraph (1) of subsection a. of section 17 of P.L.2008, c.127 (C.46:10B-51) or paragraph (1) of subsection a. of section 2 of P.L. 2021, c.444 for providing notice to the municipal clerk that a summons and complaint in an action to foreclose on a mortgage has been served.

(2) A creditor subject to section 6 of this ordinance found by the municipal court of the Township, or by any other court of competent jurisdiction, to be in violation, excluding only a violation addressed by subsection (1) of this section, shall be subject to a fine of \$1,500 for each day of the violation. Any fines imposed pursuant to this paragraph shall commence 31 days following receipt of the notice of violation, except if the violation presents an imminent risk to public health and safety, in which case any fines shall commence 11 days following receipt of the notice.

**Section 10. Municipal Code Enforcement.** No less than 20 percent of any money collected pursuant to subsections (1) or (2) of section 9 hereof shall be utilized by the Township for municipal code enforcement purposes.

**Section 11. Definitions Applicable to Sections 7 Through 10 Hereof.**

“Creditor” means a mortgagee or an agent or assignee of a mortgagee, such as the servicer, who has filed a complaint in the Superior Court seeking to foreclose upon a residential or commercial mortgage. If the entity seeking to foreclose upon the residential or commercial mortgage changes as a result of an assignment, transfer, or otherwise after the filing of the foreclosure complaint in the Superior Court, the new entity shall be deemed the creditor for purposes of this section. For purposes of this section, a creditor shall not include the State, a political subdivision of the State, a State, county, or local government entity, or their agent or assignee, such as the servicer.

“Local unit” means a municipality, a county, or a county improvement authority or other subdivision of a municipality or county.

**Section 12. Inconsistency.** All ordinances or parts thereof, inconsistent herewith are hereby repealed to the extent of such inconsistency.

**Section 13. Severability.** If any clause, sentence, section or other portion of this ordinance, or the application thereof to any person or circumstance, shall be adjudged by a court of competent jurisdiction to be invalid, such judgment shall not affect, impair or repeal the remainder of this ordinance.

**Section 14. Effective Date.** This ordinance shall take effect twenty (20) days following passage and publication as required by law.

Effective Date: March 15, 2023

**ATTEST:**

**APPROVED:**

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

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**WILLIAM F. SMITH**  
Council President

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**SALVATORE BONACCORSO**  
Mayor

Ord23/1-17 23-07AbandonedandVacantProperty

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

TOWNSHIP OF CLARK  
Ordinance No. 23-08  
Adopted \_\_\_\_\_

PH 2

Introduced: January 17, 2023 Public Hearing: February 21, 2023

**AN ORDINANCE TO AMEND CHAPTER 48, SECTION 48-5  
OF THE CODE OF THE TOWNSHIP OF CLARK ENTITLED  
EMPLOYEE POLICY AND PROCEDURE MANUAL**

**BE IT ORDAINED** by the governing body of the Township of Clark that Chapter 48, Section 48-5 of the Code of the Township of Clark is hereby amended as follows:

**WHEREAS**, the Township of Clark has previously adopted an Employee Policy and Procedure Manual; and

**WHEREAS**, the Manual was last revised January 2022 pursuant to Ordinance 22-01; and

**WHEREAS**, the Governing Body of the Township of Clark wishes to amend the aforesaid Ordinance and adopt a revised and updated Policy and Procedure Manual;

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

**SECTION 1:** Section 48-5 of the Code of the Township of Clark is hereby amended as follows:

All Township employees are subject to and shall otherwise abide by the policies and procedures set forth in the Employee Policy and Procedure Manual adopted 1996, revised 2003, 2008, 2010, 2012, 2014, 2016, 2018, 2021 and further revised January and November 2022 the provisions contained therein shall be fully operative regarding all aspects of employment, except to the extent that the same may conflict with or be inconsistent with such policies and procedures as may be specified in any collective bargaining agreement(s) which agreement(s) shall supersede the provisions hereof or any state or federal codes, rules or regulations which shall preempt the provisions hereof. All Township employees shall receive a copy of said revised manual upon the adoption of this Ordinance or upon the commencement of their employment as the case may be.

**SECTION 2:** In all other respects Section 48-5 et seq. is hereby ratified, restated and reconfirmed.

**SECTION 3:** Any Ordinance or parts thereof inconsistent with the provisions of this Ordinance, are hereby repealed to the extent of such inconsistency.

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



PH 3

TOWNSHIP OF CLARK  
Ordinance No. 23 - 09  
Adopted \_\_\_\_\_

Introduced: February 6, 2023 Public Hearing: February 21, 2023

**BOND ORDINANCE TO AUTHORIZE THE IMPROVEMENT OF STONEHENGE TERRACE IN, BY AND FOR THE TOWNSHIP OF CLARK, IN THE COUNTY OF UNION, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$870,000 TO PAY THE COST THEREOF, TO APPROPRIATE A STATE GRANT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.**

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BE IT ORDAINED by the Township Council of the Township of Clark, in the County of Union, New Jersey, as follows:

Section 1. The Township of Clark, in the County of Union, New Jersey (the "Township"), is hereby authorized to undertake the improvement of Stonehenge Terrace in, by and for the Township, including roadway reconstruction and resurfacing and the undertaking of the following, where necessary: repair of the storm drainage system, reconstruction of curbs, sidewalks and driveway aprons and the making of landscaping improvements. Said improvements shall include all work, materials and appurtenances necessary and suitable therefor.

Section 2. The sum of \$870,000 is hereby appropriated to the payment of the cost of making the improvements described in Section 1 hereof. Said sum so appropriated shall be met from the proceeds of the sale of the bonds authorized and the State grant appropriated by this ordinance. No down payment is required pursuant to the provisions of N.J.S.A. 40A:2-11(c) because this ordinance involves a project to be funded by a State grant. Said improvements shall be made as general improvements and no part of the cost thereof shall be assessed against property specially benefited.

Section 3. It is hereby determined and stated that (1) the making of such improvements (hereinafter referred to as "purpose") is not a current expense of the Township, and (2) it is necessary to finance said purpose by the issuance of obligations of the Township pursuant to the Local Bond Law (Chapter 2 of Title 40A of the New Jersey Statutes Annotated, as amended; the "Local Bond Law"), and (3) the estimated cost of said purpose is \$870,000, and (4) \$336,990 of said sum is to be provided by a State grant hereinafter appropriated to finance said purpose, and (5) the estimated maximum amount of bonds or notes necessary to be issued for said purpose is \$533,010, and (6) the cost of said purpose, as hereinbefore stated, includes the aggregate amount of \$120,000, which is estimated to be necessary to finance the cost of said purpose, including architect's fees, accounting, engineering and inspection costs, legal expenses and other expenses, including interest on such obligations to the extent permitted by Section 20 of the Local Bond Law.

Section 4. It is hereby determined and stated that the sum of \$336,990 received or to be received as a grant from the State of New Jersey Department of Transportation is hereby appropriated to the payment of the cost of such purpose.

Section 5. To finance said purpose, bonds of the Township of an aggregate principal amount not exceeding \$533,010 are hereby authorized to be issued pursuant to the Local Bond Law. Said bonds shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law. All matters with respect to said bonds not determined by this ordinance shall be determined by resolutions to be hereafter adopted.

Section 6. To finance said purpose, bond anticipation notes of the Township of an aggregate principal amount not exceeding \$533,010 are hereby authorized to be issued pursuant to the Local Bond Law in anticipation of the issuance of said bonds. In the event that bonds are issued pursuant to this ordinance, the aggregate amount of notes hereby authorized to be issued shall be reduced by

an amount equal to the principal amount of the bonds so issued. If the aggregate amount of outstanding bonds and notes issued pursuant to this ordinance shall at any time exceed the sum first mentioned in this section, the moneys raised by the issuance of said bonds shall, to not less than the amount of such excess, be applied to the payment of such notes then outstanding.

Section 7. Each bond anticipation note issued pursuant to this ordinance shall be dated on or about the date of its issuance, shall be payable not more than one year from its date, shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law, and may be renewed from time to time pursuant to and within limitations prescribed by the Local Bond Law. Each of said notes shall be signed by the Mayor and by a financial officer and shall be under the seal of the Township and attested by the Township Clerk or Deputy Township Clerk. Said officers are hereby authorized to execute said notes and to issue said notes in such form as they may adopt in conformity with law. The power to determine any matters with respect to said notes not determined by this ordinance, and also the power to sell said notes, is hereby delegated to the Director of Revenue and Finance who is hereby authorized to sell said notes either at one time or from time to time in the manner provided by law.

Section 8. It is hereby determined and declared that the period of usefulness of said purpose, according to its reasonable life, is a period of ten years computed from the date of said bonds.

Section 9. It is hereby determined and stated that the Supplemental Debt Statement required by the Local Bond Law has been duly made and filed in the office of the Township Clerk of the Township, and that such statement so filed shows that the gross debt of the Township, as defined in Section 43 of the Local Bond Law, is increased by this ordinance by \$533,010 and that the issuance of the bonds and notes authorized by this ordinance will be within all debt limitations prescribed by the Local Bond Law.

Section 10. Any funds received from private parties, the County of Union, the State of New Jersey or any of their agencies or any funds received from the United States of America or any of its agencies in aid of said purpose (other than the State grant hereinbefore appropriated, which shall be applied to the cost of said purpose but shall not be applied to the payment of outstanding bond anticipation notes and the reduction of the amount of bonds authorized), shall be applied to the payment of the cost of said purpose, or, if bond anticipation notes have been issued, to the payment of the bond anticipation notes, and the amount of bonds authorized for said purpose shall be reduced accordingly.

Section 11. The Township intends to issue bonds or notes to finance the cost of the improvements described in Section 1 of this bond ordinance. If the Township incurs such costs prior to the issuance of such bonds or notes, the Township hereby states its reasonable expectation to reimburse itself for such expenditures with the proceeds of such bonds or notes in the maximum principal amount of bonds or notes authorized by this bond ordinance.

Section 12. The full faith and credit of the Township are hereby pledged to the punctual payment of the principal of and interest on the obligations authorized by this ordinance. Said obligations shall be direct, unlimited and general obligations of the Township, and the Township shall levy ad valorem taxes upon all the taxable real property within the Township for the payment of the principal of and interest on such bonds and notes, without limitation as to rate or amount.

Section 13. The capital budget is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency therewith and the resolutions promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director, Division of Local Government Services, is on file with the Township Clerk and is available for public inspection.

Section 14. This ordinance shall take effect twenty days after the first publication thereof after final passage.

Effective Date: March 16, 2023

**ATTEST:**

**APPROVED:**

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

\_\_\_\_\_  
**WILLIAM F. SMITH**  
 Council President

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

Ord23/2-6 23-09BondOrd870

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

INTRO 4

TOWNSHIP OF CLARK

Ordinance No. 23-12

Adopted \_\_\_\_\_

Introduced: February 21, 2023 Public Hearing: March 6, 2023

**AN ORDINANCE AMENDING SECTION 279-2C OF THE ORDINANCES OF THE TOWNSHIP OF CLARK**

**WHEREAS**, Section 279-2C of the Ordinances of the Township of Clark requires the construction of a new sanitary sewer lateral whenever a property owner within the Township substantially renovates an existing dwelling; and

**WHEREAS**, N.J.A.C. 5:23-6.2(g) precludes municipalities from establishing any requirement for any matter covered by such regulation; and

**WHEREAS**, N.J.A.C.14:9-11.1, *et seq.*, covers the replacement or rehabilitation of sewer laterals; and

**WHEREAS**, the Township Council of Township desires to adopt an ordinance which comports with the provisions of N.J.A.C. 5:23-6.2(g).

**NOW, THEREFORE, BE IT ORDAINED** by the Township Council of the Township of Clark, Union County, New Jersey, as follows:

**Section 1.** Section 279-2C of the Ordinances of the Township of Clark be and hereby is amended and restated to provide as follows:

Whenever a property owner within the Township of Clark constructs a new dwelling or structure that requires sanitary sewer discharges, the property owner shall be required, when undertaking such a construction, to construct a new sanitary sewer lateral in a manner acceptable to the Department of Engineering of the Township of Clark and in a good workmanlike manner, in accordance with standard engineering practices and such construction standards as may be approved by the Township of Clark.

**Section 2. Inconsistency.** All ordinances or parts thereof, inconsistent herewith are hereby repealed to the extent of such inconsistency.

**Section 3. Severability.** If any clause, sentence, section or other portion of this ordinance, or the application thereof to any person or circumstance, shall be adjudged by a court of competent jurisdiction to be invalid, such judgment shall not affect, impair or repeal the remainder of this ordinance.

**Section 4. Effective Date.** This ordinance shall take effect twenty (20) days following passage and publication as required by law.

Effective Date: April 12, 2023

**ATTEST:**

**APPROVED:**

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

\_\_\_\_\_  
**WILLIAM F. SMITH**  
 Council President

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

Ord23/02-21 23-12Ch279Sec2CSewerLaterals

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

**TOWNSHIP OF CLARK**  
**Ordinance No. 23 - 13**  
**Adopted \_\_\_\_\_**

INTRO 5

Introduced: February 21, 2023 Public Hearing: March 6, 2023

**AN ORDINANCE TO AUTHORIZE THE EXECUTION AND DELIVERY OF A LEASE AGREEMENT BETWEEN AND AMONG THE TOWNSHIP OF CLARK AND THE GIRLS SOFTBALL AUXILIARY OF CLARK TOWNSHIP, INC. AND GIRLS SOFTBALL LEAGUE OF CLARK TOWNSHIP, INC.**

**WHEREAS**, the Township of Clark, a municipal corporation of the State of New Jersey, and the owner of certain real property not needed for public use known as 430 Westfield Avenue, Clark, New Jersey, formerly the Charles H. Brewer School, is desirous of leasing certain softball fields existing thereon to the Girls Softball Auxiliary of Clark Township, Inc. and Girls Softball League of Clark Township, Inc., both of which are tax-exempt nonprofit corporations performing public purposes by providing recreation opportunities for children of the Township of Clark at a nominal cost which promotes the health, safety, morals and general welfare of the community; and

**WHEREAS**, N.J.S.A. 40A:12-14, subsection (c), and N.J.S.A. 40A:12-15, subsection (i), authorize leasing, for nominal or other consideration, real property not needed for public use to a tax-exempt nonprofit corporation or association performing a public purpose which promotes the health, safety, morals and general welfare of the community for nominal consideration upon the adoption of an appropriate ordinance authorizing same; and

**WHEREAS**, by Ordinance No.03-17, adopted on May 19, 2003, the Township leased the same real property to the same lessees for the same purposes for a ten (10)-year term which expires on or about June 10, 2023; and

**WHEREAS**, the Governing Body of the Township of Clark determines it appropriate to adopt such an ordinance authorizing and empowering it to conduct enter into, execute and deliver such a lease to the Girls Softball Auxiliary of Clark Township, Inc. and Girls Softball League of Clark Township, Inc.

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

**SECTION 1.** **Authorization.** The Governing Body of the Township of Clark hereby authorizes the Township to enter into, and the Mayor or Business Administrator to execute and deliver, a lease of certain softball athletic fields located on Township property known as 430 Westfield Avenue, Clark, New Jersey to the Girls Softball Auxiliary of Clark Township, Inc. and Girls Softball League of Clark Township, Inc., both corporations being tax-exempt nonprofit corporations engaged in providing public purposes including the organization and conduct of recreational activities for children of the Township of Clark which promote the health, safety, morals and general welfare of the community.

**SECTION 2.** **Term.** Said lease shall be for a term of ten (10) years to be renewed at the conclusion of each term for an additional ten (10) year-period or such other term as may be agreed to by and between the parties at the time of renewal and either party shall have the right at such time to decline renewal.

**SECTION 3.** **Lessee.** The lessees of the leasehold premises shall be the Girls Softball Auxiliary of Clark Township, Inc. and Girls Softball League of Clark Township, Inc. both tax-exempt nonprofit corporations of the State of New Jersey whose principal place of business is in care of Clark Recreation, 430 Westfield Avenue, Clark, New Jersey 07066.

**SECTION 4.** **Public Purpose.** The public purpose to be served pursuant to this ordinance and the lease to be entered into shall be the promotion of the health, safety, morals and general welfare of the community through facilitating a girls' softball program, which will foster the health and welfare of the children of Clark residents by providing an organized competitive sport and recreational activity, teaching sportsmanship, good fellowship and good will and otherwise establishing an organized athletic softball program to be conducted for the benefit of the Township of Clark within the Township of Clark. Children will be eligible to participate therein and benefit from the purposes hereinabove set forth whether residing within or without of the Township of Clark.

**SECTION 5.** **Consideration.** The nominal or other consideration for the lease is one dollar (\$1.00).

**SECTION 6.** **Enforcement.** The terms and conditions of the lease shall be enforced by the Business Administrator of the Township of Clark and by the President of the Girls Softball Auxiliary of Clark Township, Inc. and Girls Softball League of Clark Township, Inc.

**SECTION 7.** **Number of Persons Benefiting From the Public Purpose Served by the Lessee.** Last year, 300 girls participated in playing softball in the league operated by lessees. It is anticipated that this coming season, 325 girls will participate and thereby will benefit from the public purpose served by the lessees.

**SECTION 8.** **Reporting.** The Girls Softball Auxiliary of Clark Township, Inc. and Girls Softball League of Clark Township, Inc. shall pursuant to the provisions of N.J.S.A. 40A:12-14(c) submit an annual report to the Township Business Administrator setting forth the use to which the leasehold premises was put during each year; the activities which the lessees undertook in furtherance of the public purpose; the approximately value or cost of such purpose and an affirmation of its continued tax-exempt status as a nonprofit corporation under both state and federal law.

**SECTION 9.** **Termination.** Notwithstanding anything contained herein, should the Township of Clark determine it necessary or desirable for it to use the leasehold premises for Township purposes, it shall have the right without further action under the terms of this Ordinance to terminate the lease to be



TOWNSHIP OF CLARK  
Resolution 23-39  
February 21, 2023

6

**BE IT RESOLVED** by the Governing Body of the Township of Clark, acting as the Municipal Pool Utility, that the following appointments are made for the Clark Community Pool 2023 season, ending December 31, 2023:

Robert Cahill, Manager

Ricardo Viteri, Assistant Manager

**BE IT FURTHER RESOLVED** that the Council President, as the Chairman of the Pool Utility, is hereby authorized and directed to enter into an employment contract with each of the above-mentioned employees.

ATTEST:

APPROVED:

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

\_\_\_\_\_  
WILLIAM F. SMITH  
Council President

Res23/2-21 39PoolEmploymentContracts-CahillViteri

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

TOWNSHIP OF CLARK

Resolution 23-40

February 21, 2023

7

**WHEREAS** there exists a need for Aerial Photography and Topographic Mapping Services for the Township of Clark; and

**WHEREAS** in accordance with NJSA 19:44A-20.5 proposals have been solicited through a fair and open process as advertised on the Official Website of the Township of Clark; and

**WHEREAS** four (4) proposals were received and were publicly opened at 10:00 am on February 1, 2023; and

**WHEREAS** the Business Administrator has reviewed all documents required by the Request for Proposals (RFP) and recommends award of contract to Robinson Aerial Surveys, Inc., One Edgeview Drive, Hackettstown, New Jersey 07840 in the amount of Seventy Thousand, Nine Hundred Fifty Dollars and Zero Cents (\$70,950.00).

**WHEREAS** the Chief Financial Officer has ascertained there are available sufficient uncommitted appropriations in American Recovery Funds, Account #G-01-41-770-324 as attached hereto as a "Certification of Availability of Funds"; and

**NOW, THEREFORE, BE IT RESOLVED** that the Governing Body of the Township of Clark, County of Union, State of New Jersey hereby awards a contract for Aerial Photography and Topographic Mapping Services to Robinson Aerial Surveys, Inc. in accordance with NJSA 19:44A-20.5; and

**BE IT FURTHER RESOLVED** that the Mayor and/or Business Administrator are hereby authorized and directed to sign a contract with said firm.

ATTEST:

APPROVED:

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

\_\_\_\_\_  
WILLIAM F. SMITH  
Council President

Res23/2-21 40AwardAerialMapping(RFP)

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

TOWNSHIP OF CLARK

Resolution 23-41

February 21, 2023

8

**RESOLUTION AUTHORIZING THE EXPANSION OF THE PROFESSIONAL SERVICES CONTRACT WITH THE TOWNSHIP OF CLARK PLANNING BOARD ATTORNEY TO INCLUDE AFFORDABLE HOUSING SERVICES**

**WHEREAS**, the Township of Clark has a need to expand the services provided by the Township of Clark Planning Board Attorneys to include affordable housing services in connection with amendments to the Affordable Housing Ordinance of the Township of Clark; and

**WHEREAS**, DiFrancesco, Bateman, Kunzman, Davis, Lehrer & Flaum, P.C. ("DiFrancesco, Bateman"), in 2023 was appointed as Township of Clark Planning Board Attorneys under the fair and open procurement process; and

**WHEREAS**, DiFrancesco, Batman is qualified to provide affordable housing services in connection with amendments to the Township of Clark Affordable Housing Ordinance and in conjunction with serving as Planning Board Attorneys; and

**WHEREAS**, the Qualified Purchasing Agent determined and certified in writing that the value of the current contract will not be increased by more than \$10,000.00; and

**WHEREAS**, the term of this service will be coextensive with the DiFrancesco, Bateman term as Township Planning Attorneys; and

**WHEREAS**, in a conference with the Business Administrator and Township Attorney on February 3, 2023, DiFrancesco, Bateman stated it would provide these legal services at the same rate as for the Township Planning Board of \$175.00 per hour; and

**WHEREAS**, the Chief Financial Officer certifies, pursuant to N.J.A.C. 5:30-5.4, that there are adequate funds for this contract expansion and that funds have been certified to be available in account number(s) 3-01-20-155-201, from Law Special Services; and

**NOW THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Clark, in the County of Union, State of New Jersey, that it hereby authorizes the Business Administrator to expand the contract with DiFrancesco, Bateman, retroactive to February 3, 2023, as described in this Resolution; and

**BE IT FURTHER RESOLVED** that the Determination of Value be placed on file with this Resolution.

ATTEST:

APPROVED:

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

\_\_\_\_\_  
WILLIAM F. SMITH  
Council President

Res23/2-21 41ExpansionPBAttorney-includeAffHousing

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

TOWNSHIP OF CLARK  
Resolution 23-42  
February 21, 2023

**BE IT RESOLVED** by the Governing Body of the Township of Clark, County of Union, State of New Jersey that Christopher Librera and Alexander Lukaszewicz are hereby appointed as Members of the Clark Volunteer Fire Department effective this 21<sup>st</sup> day of February 2023.

ATTEST:

APPROVED:

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

\_\_\_\_\_  
WILLIAM F. SMITH  
Council Vice President

Res23/2-21 42 AppointFireFighters-LibreraLukaszewicz

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

TOWNSHIP OF CLARK  
 Resolution 23-43  
 February 21, 2023

CA 10

**WHEREAS** in accordance with a request from the Tax Collector for authorization to refund overpayment of 2023 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)/transfer(s) in accordance with the attached schedule:

ATTEST:

APPROVED:

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

\_\_\_\_\_  
 WILLIAM F. SMITH  
 Council President

Res23/2-21 43 TaxRefunds

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



CA 11

TOWNSHIP OF CLARK  
Resolution 23-44  
February 21, 2023

**WHEREAS** the Tax Collector has certified that sewer utility account(s) require balance adjustments; and

**WHEREAS** the Business Administrator has reviewed and approved the sewer fee adjustment(s).

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Clark, County of Union, State of New Jersey, that the Tax Collector be authorized to apply the sewer account balance adjustments according to the attached schedule.

ATTEST:

APPROVED:

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

\_\_\_\_\_  
WILLIAM F. SMITH  
Council President

Res23/2-21 44 SewerAdj

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



TOWNSHIP OF CLARK  
Resolution 23-45  
February 21, 2023

CA 12

**BE IT RESOLVED**, by the Governing Body of the Township of Clark that it does hereby authorize the Tax Collector to settle a Tax Appeal authorized by the Tax Court of New Jersey for the following:

<u>Block/Lot</u>	<u>Address</u>	<u>Original</u>	<u>New</u>	<u>Reduction</u>	<u>Year</u>
		<u>Assessment</u>	<u>Assessment</u>		
57/5.01	1213 Westfield Ave.	\$3,050,000	\$2,700,000	\$350,000	2021

**BE IT FURTHER RESOLVED**, that a credit be issued in the amount of \$31,115.00.

ATTEST:

APPROVED:

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

\_\_\_\_\_  
WILLIAM F. SMITH  
Council President

Res23/2-21 45 TaxAppealB57L5.01

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