

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  
December 18, 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.

Regular order of business is suspended: Presentation of Eagle Scout resolution to Anthony Risoli

**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. 23-34 AN ORDINANCE TO AMEND AND SUPPLEMENT SECTION 2 ENTITLED "FEES" OF CHAPTER 122 ENTITLED "CONSTRUCTION CODES, UNIFORM" OF THE CODE OF THE TOWNSHIP OF CLARK
2. 23-35 ORDINANCE AUTHORIZING THE SALE OF CERTAIN LAND IN THE TOWNSHIP OF CLARK TO BE SOLD AT PRIVATE SALE IN ACCORDANCE WITH N.J.S.A. 40A:12-13(b)(5)

## **PAYMENT OF CLAIMS:**

Councilman O'Connor, Chairman of Finance Committee has reviewed the Current and Capital expenditures received and encumbered through December 12, 2023 in the amount of \$333,787.07

## **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:**

3. **PUBLIC HEARING:** Authorizing the submission of an application for funding for the Year 50 Community Development Block Grant Program
4. Authorizing the Mayor to execute an agreement with Phoenix Advisors, LLC for professional services as the Municipal Advisor and Continuing Disclosure Services, effective January 1, 2024 for a one-year period
5. Establishing a Procurement Card Program and appointing the Chief Financial Officer as the Procurement Card Program Manager
6. Authorizing the Chief Financial Officer to cancel the remaining balance in the Municipal Alliance Grant in the amount of \$4,606.69 for the period July 2022 - June 2023
7. **Council as the ABC Board:**  
Authorizing Rotondos and Wine Anthology to extend their business hours until 10:00 pm on Sunday, December 24<sup>th</sup> and Sunday, December 31<sup>st</sup>, 2023
8. Award of On-Call General Contractors List through a fair and open process for 2024
9. Award of contract for Information Technology and Network Support Services through a fair and open process for 2024
10. Award of Professional Services contracts through a fair and open process for 2024
  - A. Auditor – PKF O'Connor Davies, LLP
  - B. Engineering Services – Grotto Engineering Associates, LLC
  - C. Professional Planner – RicciPlanning, LLC
  - D. Labor Attorney – Apruzzese, McDermott, Mastro & Murphy, P.C.
  - E. Bond Counsel – Rogut McCarthy LLC
  - F. Special Counsel – Triarsi, Betancourt, Wukovits & Dugan, LLC
  - G. OPRA Counsel – La Corte, Bundy, Varady & Kinsella
11. Approving and ratifying a Memorandum of Agreement between the Township and PBA Local 125, a successor agreement to the 2020-2023 contract
12. Approving and ratifying a Memorandum of Agreement between the Township and Union Council No. 8, representing White Collar Employees effective January 1, 2024 - December 31, 2027

13. Authorizing final payment to Fieldturf USA, Inc. for the ALJ Tennis Court Improvements in the amount of \$59,634.33
14. Amending Resolution 23-174 to cancel the Workshop meeting previously scheduled to be held on January 2, 2024
15. Authorizing the provision of a grant pursuant to the Township of Clark Affordability Assistance Program for the tenants of the following affordable housing units:
  - A. 1025 Raritan Rd, Unit 306
  - B. 25 Walnut Ave., Unit 125
  - C. 25 Walnut Ave., Unit 306

**CONSENT AGENDA RESOLUTIONS:**

16. Authorizing the Tax Collector to refund overpayment of taxes in the amount of \$9,758.91
17. Authorizing the Tax Collector to refund overpayment of sewer fees in the amount of \$2,205.00
18. Authorizing the Police Chief to issue Clothing Bin Permits for the year 2024

**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:**

TOWNSHIP OF CLARK  
 Resolution 23-190  
 December 18, 2023

PRESENTATION

**WHEREAS** Anthony Risoli made an outstanding presentation to the Township Council on Monday, December 4, 2023 outlining his proposed Eagle Scout project for the restoration of Bienko Park and has requested project authorization; and

**WHEREAS** one of the rank requirements is to plan, develop, and give leadership to others in a service project helpful to any religious institution, school, or community; and

**WHEREAS** Anthony plans to lead the design and construction of two park benches to preserve and enhance the open space and to create new signposts with QR codes to provide video demonstrations on how to use the pre-existing exercise equipment; and

**WHEREAS** what is most important is the impact or benefit the project will provide to the community; and

**WHEREAS** Anthony's efforts in conjunction with the Boy Scouts of America troop and volunteers will positively impact the community by providing an updated, peaceful, outdoor area to enjoy.

**NOW, THEREFORE BE IT RESOLVED** by the Governing Body of the Township of Clark, County of Union, State of New Jersey that authorization is hereby granted to Anthony Risoli to proceed with his plans for the Bienko Park Restoration as hereinabove described; and

**BE IT FURTHER RESOLVED** that the Mayor, Township Council and Residents of the community wish Anthony much success not only in this endeavor but in all of his future aspirations.

ATTEST:

APPROVED:

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

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

Res23/12-18 EagleScoutprojauth-Risoli

|                    |                | Motion | Second | Aye | Nay | Abstain | Absent |
|--------------------|----------------|--------|--------|-----|-----|---------|--------|
|                    | Albanese       |        |        |     |     |         |        |
| Adopted            | Hund           |        |        |     |     |         |        |
| Adopted as Amended | Mazzarella     |        |        |     |     |         |        |
| Defeated           | Minniti        |        |        |     |     |         |        |
| Tabled             | O'Connor       |        |        |     |     |         |        |
| Withdrawn          | Toal           |        |        |     |     |         |        |
|                    | Smith          |        |        |     |     |         |        |
|                    | Entire Council |        |        |     |     |         |        |
|                    | TOTAL          |        |        |     |     |         |        |

PH 1

**TOWNSHIP OF CLARK**  
**Ordinance No. 23 - 34**  
**Adopted \_\_\_\_\_**

Introduced: November 20, 2023 Public Hearing: December 18, 2023

**AN ORDINANCE TO AMEND AND SUPPLEMENT  
SECTION 2 ENTITLED "FEES"  
OF CHAPTER 122 ENTITLED "CONSTRUCTION CODES, UNIFORM"  
OF THE CODE OF THE TOWNSHIP OF CLARK**

**BE IT ORDAINED** by the Township Council of the Township of Clark, County of Union, State of New Jersey, that the following changes be made to Chapter 122, Section 2, entitled "Fees," of the Code of the Township of Clark be and hereby is supplemented, modified, and amended to state as follows:

**Section 1. Fees.** Chapter 122, Section 2, entitled "Fees," is hereby amended and supplemented in the following particulars:

The following fee schedule shall be supplemented and applicable as indicated:

A. Building Subcode.

Subsection (16) Elevators, escalators, etc. Elevator fees shall be set forth in N.J.A.C. 5:23-4.14(g) is hereby deleted from Building Subcode with the remaining subsections re-numbered as appropriate.

- (1) (e) Electronic Permitting recovery fee (as per P.L. 2021, c.70) \$1.90 per \$1,000 cost of work adjusted as per DCA fee, for a 3-year period ending August 31, 2026 or as extended by the Commissioner.

B. Electrical Subcode.

- (12) Electronic Permitting recovery fee (as per P.L. 2021, c.70) \$1.90 per \$1,000 cost of work adjusted as per DCA fee, for a 3-year period ending August 31, 2026 or as extended by the Commissioner.

C. Plumbing Subcode.

2. Storm drainage system:

- (4) Electronic Permitting recovery fee (as per P.L. 2021, c.70) \$1.90 per \$1,000 cost of work adjusted as per DCA fee, for a 3-year period ending August 31, 2026 or as extended by the Commissioner.

D. Mechanical Subcode.

- (6) Electronic Permitting recovery fee (as per P.L. 2021, c.70) \$1.90 per \$1,000 cost of work adjusted as per DCA fee, for a 3-year period ending August 31, 2026 or as extended by the Commissioner.

E. Fire Subcode.

- (15) Electronic Permitting recovery fee (as per P.L. 2021, c.70) \$1.90 per \$1,000 cost of work adjusted as per DCA fee, for a 3-year period ending August 31, 2026 or as extended by the Commissioner.

F. Elevator Subcode.

- (1) The fee for a permit to install an elevator device shall be a flat fee. The fee may vary for different types of inspections, tests and elevator devices. N.J.A.C.5:23-4.18(g)1.
- (2) The categories of municipal elevator fees shall be identical to the categories of elevator fees listed in N.J.A.C.5:23-12.6(a) and (b).
- (3) The fee for Plan Review for elevator devices in structures use group R-3, R-4 or R-5 and for elevator wholly in dwelling units in structure of group R-2 shall be: N.J.A.C.5:23-4.20(c)6.

A  
\$84.00

- (4) The fee for Plan Review for elevator devices in structures in use groups other than R-3, R-4 or R-5 shall be: N.J.A.C.5:23-4.20(c)7.

A  
\$438.00

- (5) Acceptance tests: Fees for witnessing acceptance tests and performing inspections on new and altered elevator devices shall be as follows:  
The basic fees for elevator devices in structures not of Group R-3, R-4, or R-5, or in an exempted structure of Group R-2, shall be:

|                                      |          |
|--------------------------------------|----------|
| Traction and winding drum elevators; | A        |
| One to ten floors                    | \$408.00 |
| Over ten floors                      | \$680.00 |
| Hydraulic elevators                  | \$362.00 |
| Roped Hydraulic elevators            | \$408.00 |
| Escalator & Moving walks             | \$362.00 |
| Dumbwaiter                           | \$ 91.00 |
| Stairway Chair, incline and vertical |          |
| Wheelchair lift and man lifts        | \$ 91.00 |

- (6) Additional charges for devices equipped with the following features shall be as follows: N.J.A.C.5:23-12.6(A)2.i through iii.

|                            |          |
|----------------------------|----------|
| Oil Buffers                | \$ 72.00 |
| Cwt. governor and safeties | \$181.00 |
| Auxiliary power generator  | \$137.00 |

- (7) The witnessing acceptance fee for elevator devices in structures Use Group R-3, R-4 or R-5 or otherwise exempt devices in structures of Group R-2, shall be: N.J.A.C.5:23-12.6(a)3.

\$272.00

- (8) The fee for witnessing acceptance tests of and performing inspections of alterations shall be: N.J.A.C.5:23-12.6(a)4. \$ 91.00
- (9) The fee for Routine, six-month tests and inspections for escalators shall be as follows: N.J.A.C.5:23-12.6.
- |                           |          |
|---------------------------|----------|
| Escalator and Moving Walk | \$253.00 |
|---------------------------|----------|
- (10) The fee for one-year Periodic Inspection and Witnessing of tests of elevator devices, which shall include a six-month routine inspection shall be: N.J.A.C.5:23-12.6(b)2.i through vi.
- |   |          |
|---|----------|
| Traction and winding drum elevators:                                  | A        |
| One to ten floors   | \$362.00 |
| Over ten floors   | \$434.00 |
| Hydraulic elevators   | \$272.00 |
| Roped hydro   | \$362.00 |
| Escalator, Moving Walk  | \$581.00 |
| Dumbwaiters   | \$144.00 |
| Manlifts, stairway chair lifts, incline and vertical wheelchair lifts | \$220.00 |
- (11) Additional yearly Periodic inspection charges for elevator devices equipped with the following features shall be as follows: N.J.A.C.5:23-12.6(b)3.i through iii.
- |                            |          |
|----------------------------|----------|
| Oil Buffers, per buffer    | \$ 72.00 |
| Cwt. governor and safeties | \$144.00 |
| Auxiliary power generator  | \$ 91.00 |
- (12) The fee for the three-year or five-year inspection of elevator devices shall be as follows: N.J.A.C.5:23-12.6(b)4.i and ii.
- |   |          |
|---|----------|
| Transaction and winding drum elevators:     | A        |
| One to ten floors<br>(five-year inspection) | \$616.00 |
| Over ten floors<br>(five-year inspection)   | \$775.00 |
| Hydraulic and roped hydraulic elevators:    |          |
| Three-year inspection                       | \$464.00 |
| Five-year inspection                        | \$272.00 |
- (13) The fee for any reinspection of an elevator device shall be billed separately from the above fees upon the issuance of a Notice of Violation necessitating a reinspection.
- |                                    |          |
|------------------------------------|----------|
| Reinspection of an elevator device | \$244.00 |
|------------------------------------|----------|
- (14) Electronic Permitting recovery fee (as per P.L. 2021, c.70) \$1.90 per \$1,000 cost of work adjusted as per DCA fee, for a 3-year period ending August 31, 2026 or as extended by the Commissioner.

**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.



PH 2

TOWNSHIP OF CLARK

Ordinance No. 23-35

Adopted \_\_\_\_\_

Introduced: November 20, 2023 Public Hearing: December 18, 2023

**ORDINANCE  
AUTHORIZING THE SALE OF CERTAIN LAND IN THE  
TOWNSHIP OF CLARK TO BE SOLD AT PRIVATE SALE  
IN ACCORDANCE WITH N.J.S.A. 40A:12-13(b)(5)**

**WHEREAS**, the Council of the Township of Clark, County of Union, State of New Jersey, has determined that certain municipally-owned land designated as Block 164, Lot 46, on the Tax Map of the Township of Clark (hereinafter the "subject property" or the "property"), consisting of one undersized parcel of land, is no longer necessary for municipal purposes and as such shall be sold at private sale in accordance with N.J.S.A. 40A:12-13(b)(5), and

**WHEREAS**, the Local Lands and Buildings Law, N.J.S.A. 40A:12-1, *et seq.*, authorizes the sale by municipalities of any real property, capital improvement, or personal property no longer needed for public use.

**NOW, THEREFORE, BE IT ORDAINED**, by the Council of the Township of Clark that the subject property shall be sold by private sale. The property is being sold by the Township "as is".

**BE IT FURTHER ORDAINED**, in accordance with N.J.S.A. 40A:12-13(b)(5) and with N.J.S.A. 40A:12-13.2, the subject property is being offered to the adjacent property owners as it is an undersized lot.

**BE IT FURTHER ORDAINED**, the following terms and conditions shall apply:

**SECTION 1**

1. The subject property being sold is subject to the express condition that it shall be added to and become a part of the adjacent lands of the purchaser and it shall for all future purposes be considered as one parcel.
2. The Township Council reserves the right to reject all bids.
3. The minimum bid the Township will consider is **\$75,000.00** plus the other costs and expenses set forth hereinbelow, and agrees that deed shall be recorded by the purchaser.
4. All bids shall be submitted as sealed bids clearly indicating on the face of the envelope it is a "Bid for Block 164, Lot 46, " within twenty (20) days after date of advertisement of sale required by N.J.S.A. 40A:12-13(b)(5) by no later than 10:00 a.m. on the date that is twenty (20) days thereafter.
5. Potential Bidders are advised:
  - A. To conduct all necessary title searches prior to the date that the bids are due.

B. That the description of the property is intended as a general guide only and may not be accurate. No representations or warranties of any kind are made by the Township of Clark as to the conditions of the property; as the premises are being sold in their present conditions "as-is," and all representations or warranties hereby are disclaimed and excluded from such sale.

C. That the sale is made subject to all applicable laws, statutes, rules, regulations and ordinances of the United States, the State of New Jersey and the Township of Clark.

D. That no employee, agent or officer of the Township of Clark has any authority to waive, modify or amend any of the conditions of the sale.

E. That offers for the property must be made for a sum equal to or greater than the minimum bid price of **\$75,000.00**.

F. The property will be conveyed by a Quit Claim Deed and such conveyance shall be subject to all covenants, restrictions, reservations, easements and other matters established of record or by prescription and without representation or warranty as to character of title of the property to be conveyed, and to such state of facts as an accurate survey may reveal.

6. Additional Terms the Successful Bidder must comply with:

A. Bidder shall deposit cash, official bank check, cashier's check or money order in the amount of not less than 10% of the bid price within 10 days of notice of acceptance of their bid, time being of the essence. In the event the bidder fails to timely deposit 10% of the bid price, the Township may re-auction the subject property.

B. The property purchased shall be merged with the bidder's existing property.

C. The successful bidder shall pay at the time of closing: (1) the balance of the purchase price, (2) any and all recording fees, including without limitation, the cost of recording deeds and agrees that deeds and any other documents and instruments to be recorded shall be recorded by the purchaser, (3) all legal fees attributable to the auction and sale, including but not limited to, the cost of preparation of all legal documents, (4) the advertising costs relating to each property, and (5) the realty transfer fees and any mansion taxes or fees.

D. To pay prorated real estate taxes for the balance of the current year as of the date of closing.

E. To abide by appropriate zoning, subdivision, health and building regulations and codes and stipulate that this sale will not be used as grounds to support any variance from the regulations.

F. That the failure to close title as agreed shall forfeit to the Township of Clark any and all money deposited with the Township.

G. That the purchase price shall not be used before any County Board of Taxation, Tax Court of New Jersey, or in any court of this State as grounds to support a challenge of the existing assessments with regard to other property.

H. That the title shall close on or before March 31, 2024, and that date shall be considered time of the essence.

I. The Township reserves the right to waive the requirement that two or more pieces of contiguous property be merged and treated as one piece of property.

J. The Township reserves the right to withdraw the offer of sale and reject any and all bids.

K. All sales are subject to final approval by the Township Council.

L. Parties interested in submitting bids and who require additional information, should contact EDITH L. MERKEL, RMC, Township Clerk, Municipal Building, 430 Westfield Avenue, Clark, New Jersey, 07066.

7. The Township does not warrant or certify title to the property and in no event shall the Township of Clark be liable for any damages to the purchaser/successful bidder if title is found unmarketable for any reason and the purchaser/successful bidder waives any and all right in damages or by way of liens against the Township, the sole remedy being the right to receive a refund, prior to closing, of the deposit paid in the event title is found unmarketable. It shall be the obligation of the successful purchaser to examine title to the premises prior to bidding but no later than the closing. In the event of closing and a later finding of defect of title, the Township shall not be responsible for the same, shall not be required to refund money or correct any defect in title or be held liable for damages.

8. Acceptance of the bids shall constitute a binding agreement of sale, and the purchaser shall be deemed to agree to comply with the terms of conditions of the sale herein contained.

9. The sale is subject to all of the terms and conditions as provided for in the Notice of Sale.

#### **SECTION 2:**

**CONSTRUCTION:** Where consistent with the context in which used in this ordinance, words importing the singular shall include the plural; words importing the plural shall include the singular; and words importing one gender shall include all other genders.

#### **SECTION 3:**

**INCONSISTENCY:** Should any provision of this ordinance be inconsistent with the provisions of any prior ordinances, the inconsistent provisions of said prior ordinances are hereby repealed, but only to the extent of such inconsistencies.

#### **SECTION 4:**

**SEVERABILITY:** In the event that any provision of this ordinance, or the application thereof to any person or circumstance is declared invalid by a court of competent jurisdiction, such declaration of invalidity shall not affect any other provision or application of this ordinance which may be given effect and, to realize this intent, the provisions and applications of this ordinance are declared to be severable.

#### **SECTION 5:**

**PURPOSE OF CAPTIONS:** Captions contained in this ordinance have been inserted only for the purpose of facilitating reference to the various sections, and are not intended and shall not be utilized to construe the intent and meaning of the text of any section.

#### **SECTION 6:**

**EFFECTIVE DATE:** This ordinance shall take effect immediately upon final adoption and publication and in accordance with the laws of the State of New Jersey.

Effective Date: January 10, 2024

**ATTEST:**

**APPROVED:**

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

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

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

Ord23/11-20 23-35SaleofPublicPropertyB164L46ValleyRd

|                    |                | Motion to Introduce | Second | Motion to Adopt | Second | Aye | Nay | Abstain | Absent |
|--------------------|----------------|---------------------|--------|-----------------|--------|-----|-----|---------|--------|
|                    | Albanese       |                     |        |                 |        |     |     |         |        |
| Adopted            | Hund           |                     | ✓      |                 |        |     |     |         |        |
| Adopted as Amended | Mazzarella     |                     |        |                 |        |     |     |         |        |
| Defeated           | Minniti        | ✓                   |        |                 |        |     |     |         |        |
| Tabled             | O'Connor       |                     |        |                 |        |     |     |         |        |
| Withdrawn          | Toal           |                     |        |                 |        |     |     |         |        |
|                    | Smith          |                     |        |                 |        |     |     |         |        |
|                    | Entire Council |                     |        |                 |        |     |     |         |        |
|                    | TOTAL          |                     |        |                 |        |     |     |         |        |

TOWNSHIP OF CLARK  
Resolution 23-191  
December 18, 2023

3

**WHEREAS** the County of Union is accepting applications for funding for the Year 50 Community Development Block Grant Program.

**NOW, THEREFORE, BE IT RESOLVED** by the Governing Body of the Township of Clark that it hereby authorizes the Township to submit the following projects to the County of Union for Year 50 of the Community Development Block Grant Program:

|                                 |             |
|---------------------------------|-------------|
| Senior Citizen Program          | \$55,000.00 |
| ADA Ramp Improvements (Library) | \$25,000.00 |

ATTEST:

APPROVED:

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

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

Res23/12-18 191SubmitCDBGyear50

|                    |                | Motion | Second | Aye | Nay | Abstain | Absent |
|--------------------|----------------|--------|--------|-----|-----|---------|--------|
|                    | Albanese       |        |        |     |     |         |        |
| Adopted            | Hund           |        |        |     |     |         |        |
| Adopted as Amended | Mazzarella     |        |        |     |     |         |        |
| Defeated           | Minniti        |        |        |     |     |         |        |
| Tabled             | O'Connor       |        |        |     |     |         |        |
| Withdrawn          | Toal           |        |        |     |     |         |        |
|                    | Smith          |        |        |     |     |         |        |
|                    | Entire Council |        |        |     |     |         |        |
|                    | TOTAL          |        |        |     |     |         |        |

4

TOWNSHIP OF CLARK  
Resolution 23-192  
December 18, 2023

**BE IT RESOLVED** by the Governing Body of the Township of Clark, County of Union, State of New Jersey, that it hereby authorizes the Mayor to execute an agreement by and between the Township of Clark, 430 Westfield Avenue, Clark, New Jersey, 07066 and Phoenix Advisors, LLC, 625 Farnsworth Avenue, Bordentown, New Jersey 08505 for professional services as the Municipal Advisor and Continuing Disclosure Services, effective January 1, 2024 for a one-year period.

ATTEST:

APPROVED:

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

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

Res23/12-18 192AuthAgrmtPhoenixAdvisors-DebtServiceMonitor

|                    |                | Motion | Second | Aye | Nay | Abstain | Absent |
|--------------------|----------------|--------|--------|-----|-----|---------|--------|
|                    | Albanese       |        |        |     |     |         |        |
| Adopted            | Hund           |        |        |     |     |         |        |
| Adopted as Amended | Mazzarella     |        |        |     |     |         |        |
| Defeated           | Minniti        |        |        |     |     |         |        |
| Tabled             | O'Connor       |        |        |     |     |         |        |
| Withdrawn          | Toal           |        |        |     |     |         |        |
|                    | Smith          |        |        |     |     |         |        |
|                    | Entire Council |        |        |     |     |         |        |
|                    | TOTAL          |        |        |     |     |         |        |

TOWNSHIP OF CLARK  
Resolution 23-193  
December 18, 2023

5

**WHEREAS** the Township of Clark desires to establish a Procurement Card (P-card) Program (the "Program") to provide a convenient method to purchase goods and services using only purchasing cards issued by a bank or major credit card provider with a generally pre-established credit limit can be utilized; and

**WHEREAS** N.J.S.A. 40A:5-16(c) establishes specific circumstances when P-cards and Electronic Funds Transfer (EFT) Transactions can be used. The rules at N.J.A.C. 5:30-9A.3(a), subsection (c), elaborate on the law and provide the additional necessary direction, as follows:

1. When vendors require payment in advance for the delivery of certain goods or services that cannot be obtained from any other source at comparable prices;
2. When ordering, billing and payment transactions for goods or services are made through a computerized electronic transaction;
3. Paying out monies without requiring a vendor certification. The circumstances which qualify the use of a P-card under this section are as follows:
  - Comparable pricing is not otherwise obtainable for goods and services to be available at the time and place required.
  - The cost of purchases is comparable to costs available from other vendors who can provide the required goods and services in a timely manner.
  - Items are purchased in a transaction where vendor certification would not normally be readily available at the time of purchase.
  - The vendor requires immediate payment AND the Purchasing Agent and/or Chief Financial Officer (CFO), have approved such use for a purchase from a particular vendor for a particular item.
  - Purchase is from a "big box" store or other store that does not accept vouchers, purchase orders or checks; and

**WHEREAS** P-Cards or EFTs will not change or eliminate any provision of the Local Public Contracts Law and will be administered in accordance with the rules enumerated in N.J.S.A. 40A:5-16(c) notwithstanding the provisions of N.J.S.A. 40A:5-16(a) or N.J.A.C.5:30-9A.1 et seq.

**NOW, THEREFORE BE IT RESOLVED** by the Governing Body of the Township of Clark, County of Union, State of New Jersey that there is hereby established a Procurement Card Program; and

**BE IT FURTHER RESOLVED** that the Chief Financial Officer is hereby authorized as the Procurement Card Program Manager to ensure that all policies and procedures are enforced in accordance with the agreement.

ATTEST:

APPROVED:

EDITH L. MERKEL, RMC  
Township Clerk

WILLIAM F. SMITH  
Council President

Res23/12-18 193EstablishP-CardProgram

|   |                | Motion | Second | Aye | Nay | Abstain | Absent |
|---|----------------|--------|--------|-----|-----|---------|--------|
|   | Albanese       |        |        |     |     |         |        |
| <input type="checkbox"/> Adopted            | Hund           |        |        |     |     |         |        |
| <input type="checkbox"/> Adopted as Amended | Mazzarella     |        |        |     |     |         |        |
| <input type="checkbox"/> Defeated           | Minniti        |        |        |     |     |         |        |
| <input type="checkbox"/> Tabled             | O'Connor       |        |        |     |     |         |        |
| <input type="checkbox"/> Withdrawn          | Toal           |        |        |     |     |         |        |
|   | Smith          |        |        |     |     |         |        |
|   | Entire Council |        |        |     |     |         |        |
|   | TOTAL          |        |        |     |     |         |        |

TOWNSHIP OF CLARK  
Resolution 23-194  
December 18, 2023

6

**WHEREAS** the Township of Clark received a Municipal Alliance Grant from the County of Union for the period July 2022 – June 2023; and

**WHEREAS** the program was completed for less than the projected amount; and

**WHEREAS** a balance remains on the books and records of the Township in the amount of \$4,606.69; and

**WHEREAS** the Chief Financial Officer has requested that the remaining grant balance in the amount of \$4,606.69 be cancelled.

**NOW, THEREFORE, BE IT RESOLVED** by the Governing Body of the Township of Clark, County of Union, State of New Jersey that the balance remaining in the 2022 – 2023 Municipal Alliance Grant in the amount of \$4,606.69 is hereby cancelled.

ATTEST:

APPROVED:

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

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

Res23/12-18 194CancelBalance-MunAllianceGrant

|                    |                | Motion | Second | Aye | Nay | Abstain | Absent |
|--------------------|----------------|--------|--------|-----|-----|---------|--------|
|                    | Albanese       |        |        |     |     |         |        |
| Adopted            | Hund           |        |        |     |     |         |        |
| Adopted as Amended | Mazzarella     |        |        |     |     |         |        |
| Defeated           | Minniti        |        |        |     |     |         |        |
| Tabled             | O'Connor       |        |        |     |     |         |        |
| Withdrawn          | Toal           |        |        |     |     |         |        |
|                    | Smith          |        |        |     |     |         |        |
|                    | Entire Council |        |        |     |     |         |        |
|                    | TOTAL          |        |        |     |     |         |        |

TOWNSHIP OF CLARK  
Resolution 23-195  
December 18, 2023

7

**WHEREAS** Chapter 76, Section 10C of the Code of the Township of Clark regulates the hours of sale for Plenary Retail Distribution Licenses, restricting the sale or delivery of alcoholic beverages after 5:00 pm on Sundays; and

**WHEREAS** the owners of Wine Anthology have requested an exemption from the regulation to stay open until 10:00 pm on Sunday, December 24, 2023 and Sunday, December 31, 2023; and

**WHEREAS** in an effort to foster a friendly business environment, the Business Administrator has recommended to Council that this exemption be granted for both businesses holding Plenary Retail Distribution Licenses:

| <u>License Holder</u>                 | <u>Trading as</u>                      | <u>License</u>   |
|---------------------------------------|--|------------------|
| BV Liquor LLC                         | Rotondos Liquor Deli<br>and Fine Foods | #2002-44-008-007 |
| Clark Circle Liquors<br>& Lounge Inc. | Wine Anthology                         | #2002-44-002-005 |

**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 Business Administrator's recommendation and grants the exemption as hereinabove stated.

ATTEST:

APPROVED:

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

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

Res23/12-18 195ExemptforHolidays Ch76-10CABCdistribution

|                    |                | Motion | Second | Aye | Nay | Abstain | Absent |
|--------------------|----------------|--------|--------|-----|-----|---------|--------|
|                    | Albanese       |        |        |     |     |         |        |
| Adopted            | Hund           |        |        |     |     |         |        |
| Adopted as Amended | Mazzarella     |        |        |     |     |         |        |
| Defeated           | Minniti        |        |        |     |     |         |        |
| Tabled             | O'Connor       |        |        |     |     |         |        |
| Withdrawn          | Toal           |        |        |     |     |         |        |
|                    | Smith          |        |        |     |     |         |        |
|                    | Entire Council |        |        |     |     |         |        |
|                    | TOTAL          |        |        |     |     |         |        |

TOWNSHIP OF CLARK  
Resolution 23-196  
December 18, 2023

8

**WHEREAS** there exists a need for construction and general building contractors who specialize in maintenance and construction services in order to call upon these Contractors as needed for miscellaneous projects such as but not limited to painting, plumbing, electrical work, building renovations and maintenance, fencing, and miscellaneous rehab projects; and

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

**WHEREAS** proposals were received from general contractors, electricians and plumbers who wish to be included on an On-Call General Contractors List and were publicly opened at 10:00 am on November 30, 2023; and

**WHEREAS** the Business Administrator has reviewed all documents required by the Request for Qualifications/Proposals (RFQ/RFP) and recommend award of contract to the following Contractors to be included on an On-Call General Contractors List for the year 2024.

| <u>Contractor</u>                | <u>Specialty</u>   |
|----------------------------------|--------------------|
| M & M Construction Company, Inc. | General Contractor |
| RJT Electrical Contractors, Inc. | Electrician        |
| Kobra Electric LLC               | Electrician        |
| Lenny’s Plumbing & Heating, Inc. | Plumber            |

**NOW, THEREFORE, BE IT RESOLVED** that the Governing Body of the Township of Clark, County of Union, State of New Jersey hereby awards the above contractors, placement on an on-call construction and maintenance general building contractors list; and

**BE IT FURTHER RESOLVED** that the Mayor and/or Business Administrator are hereby authorized and directed to issue work orders as needed to the approved listed contractors.

ATTEST:

APPROVED:

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

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

Res23/12-18 196RFQ Award2024On-callGeneralContractors

|                    |                | Motion | Second | Aye | Nay | Abstain | Absent |
|--------------------|----------------|--------|--------|-----|-----|---------|--------|
|                    | Albanese       |        |        |     |     |         |        |
| Adopted            | Hund           |        |        |     |     |         |        |
| Adopted as Amended | Mazzarella     |        |        |     |     |         |        |
| Defeated           | Minniti        |        |        |     |     |         |        |
| Tabled             | O'Connor       |        |        |     |     |         |        |
| Withdrawn          | Toal           |        |        |     |     |         |        |
|                    | Smith          |        |        |     |     |         |        |
|                    | Entire Council |        |        |     |     |         |        |
|                    | TOTAL          |        |        |     |     |         |        |

TOWNSHIP OF CLARK  
Resolution 23-197  
December 18, 2023

9

**WHEREAS** there exists a need for Information Technology and Network Support 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 for the above-mentioned services and were publicly opened at 10:00 am on November 30, 2023 as follows:

| <u>Company</u>        | <u>Monthly Fee</u> | <u>Availability</u>                 |
|-----------------------|--------------------|-------------------------------------|
| Mazzanti Technologies | \$6,620.00         | daytime, additional fee after hours |
| My IT Direct          | \$3,500.00         | daytime, additional fee after hours |
| LawSoft, Inc.         | \$2,950.00         | 24 x 7 x 365 included               |
| Vertilocity           | \$2,636.50         | daytime, additional fee after hours |

**WHEREAS** the Business Administrator has reviewed all documents required by the Request for Proposals (RFP) and recommend award of professional services contract to the firm of LawSoft, Inc., 15 Hamburg Turnpike (Suite #2), Bloomingdale, New Jersey 07403 in the amount of Two Thousand, Nine Hundred, Fifty Dollars (\$2,950.00) per month beginning January 1, 2024 and ending December 31, 2024.

**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 Information Technology and Network Support Services to the firm of LawSoft, Inc. in accordance with NJSA 19:44A-20.5 et. seq.; 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

Res23/12-18 197AwardITNetworkServices(RFP)

|                    |                | Motion | Second | Aye | Nay | Abstain | Absent |
|--------------------|----------------|--------|--------|-----|-----|---------|--------|
|                    | Albanese       |        |        |     |     |         |        |
| Adopted            | Hund           |        |        |     |     |         |        |
| Adopted as Amended | Mazzarella     |        |        |     |     |         |        |
| Defeated           | Minniti        |        |        |     |     |         |        |
| Tabled             | O'Connor       |        |        |     |     |         |        |
| Withdrawn          | Toal           |        |        |     |     |         |        |
|                    | Smith          |        |        |     |     |         |        |
|                    | Entire Council |        |        |     |     |         |        |
|                    | TOTAL          |        |        |     |     |         |        |

TOWNSHIP OF CLARK  
Resolution 23-198A  
December 18, 2023

10 A

**WHEREAS** there exists a need for an Auditor 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** one (1) proposal was received for the professional position of Auditor and publicly opened at 10:00 am on November 30, 2023; and

**WHEREAS** the Business Administrator has reviewed all documents required by the Request for Proposals (RFP) and recommends award of professional services contract to PKF O'Connor Davies, LLP to perform the Audit.

**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 Professional Services to PKF O'Connor Davies, LLP in accordance with NJSA 19:44A-20.5.

**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

Res23/12-18 198ARFPAuditor

|                    |                | Motion | Second | Aye | Nay | Abstain | Absent |
|--------------------|----------------|--------|--------|-----|-----|---------|--------|
|                    | Albanese       |        |        |     |     |         |        |
| Adopted            | Hund           |        |        |     |     |         |        |
| Adopted as Amended | Mazzarella     |        |        |     |     |         |        |
| Defeated           | Minniti        |        |        |     |     |         |        |
| Tabled             | O'Connor       |        |        |     |     |         |        |
| Withdrawn          | Toal           |        |        |     |     |         |        |
|                    | Smith          |        |        |     |     |         |        |
|                    | Entire Council |        |        |     |     |         |        |
|                    | TOTAL          |        |        |     |     |         |        |

TOWNSHIP OF CLARK  
 Resolution 23-198B  
 December 18, 2023

10 B

**WHEREAS** there exists a need for per diem Engineering Services including the duties of the Municipal Engineer 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** two (2) proposals were received for the position of Professional Engineering Services under the duties of the Municipal Engineer and were publicly opened at 10:00 am on November 30, 2023; and

**WHEREAS** the Business Administrator has reviewed all documents required by the Request for Proposals (RFP) and recommends award of professional services contract to the firm of Grotto Engineering Associates, LLC for the year 2024.

**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 Professional Services to the firm of Grotto Engineering Associates, LLC 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

Res23/12-18 198BRFP Engineer

|                    |                | Motion | Second | Aye | Nay | Abstain | Absent |
|--------------------|----------------|--------|--------|-----|-----|---------|--------|
|                    | Albanese       |        |        |     |     |         |        |
| Adopted            | Hund           |        |        |     |     |         |        |
| Adopted as Amended | Mazzarella     |        |        |     |     |         |        |
| Defeated           | Minniti        |        |        |     |     |         |        |
| Tabled             | O'Connor       |        |        |     |     |         |        |
| Withdrawn          | Toal           |        |        |     |     |         |        |
|                    | Smith          |        |        |     |     |         |        |
|                    | Entire Council |        |        |     |     |         |        |
|                    | TOTAL          |        |        |     |     |         |        |

TOWNSHIP OF CLARK  
Resolution 23-198C  
December 18, 2023

10 C

**WHEREAS** there exists a need for Professional Planning 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** three (3) proposals were received for the position of Professional Planner and were publicly opened at 10:00 am on November 30, 2023; and

**WHEREAS** the Business Administrator has reviewed all documents required by the Request for Proposals (RFP) and recommends award of professional services contract to the firm of RicciPlanning, LLC for the year 2024.

**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 Professional Planning Services to the firm of RicciPlanning, LLC 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

Res23/12-18 198CRFPPlanner

|                    |                | Motion | Second | Aye | Nay | Abstain | Absent |
|--------------------|----------------|--------|--------|-----|-----|---------|--------|
|                    | Albanese       |        |        |     |     |         |        |
| Adopted            | Hund           |        |        |     |     |         |        |
| Adopted as Amended | Mazzarella     |        |        |     |     |         |        |
| Defeated           | Minniti        |        |        |     |     |         |        |
| Tabled             | O'Connor       |        |        |     |     |         |        |
| Withdrawn          | Toal           |        |        |     |     |         |        |
|                    | Smith          |        |        |     |     |         |        |
|                    | Entire Council |        |        |     |     |         |        |
|                    | TOTAL          |        |        |     |     |         |        |

TOWNSHIP OF CLARK  
Resolution 23-198D  
December 18, 2023

10 D

**WHEREAS** there exists a need for Labor Counsel 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** one (1) proposal was received for the professional position of Labor Counsel and publicly opened at 10:00 am on November 30, 2023; and

**WHEREAS** the Business Administrator has reviewed all documents required by the Request for Proposals (RFP) and recommends award of professional services contract to Apruzzese, McDermott, Mastro & Murphy P.C. for the year 2024.

**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 Professional Services to Apruzzese, McDermott, Mastro & Murphy P.C. 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

Res23/12-18 198DRFPLaborCounsel

|                    |                | Motion | Second | Aye | Nay | Abstain | Absent |
|--------------------|----------------|--------|--------|-----|-----|---------|--------|
|                    | Albanese       |        |        |     |     |         |        |
| Adopted            | Hund           |        |        |     |     |         |        |
| Adopted as Amended | Mazzarella     |        |        |     |     |         |        |
| Defeated           | Minniti        |        |        |     |     |         |        |
| Tabled             | O'Connor       |        |        |     |     |         |        |
| Withdrawn          | Toal           |        |        |     |     |         |        |
|                    | Smith          |        |        |     |     |         |        |
|                    | Entire Council |        |        |     |     |         |        |
|                    | TOTAL          |        |        |     |     |         |        |

TOWNSHIP OF CLARK  
Resolution 23-198E  
December 18, 2023

10 E

**WHEREAS** there exists a need for Bond Counsel 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** one (1) proposal was received for the professional position of Bond Counsel and publicly opened at 10:00 am on November 30, 2023 and

**WHEREAS** the Business Administrator has reviewed all documents required by the Request for Proposals (RFP) and recommends award of professional services contract to Rogut McCarthy, LLC to the professional position of Bond Counsel for the year 2024.

**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 Professional Services to Rogut McCarthy, LLC 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

Res23/12-18 198ERFPBondCounsel

|                    |                | Motion | Second | Aye | Nay | Abstain | Absent |
|--------------------|----------------|--------|--------|-----|-----|---------|--------|
|                    | Albanese       |        |        |     |     |         |        |
| Adopted            | Hund           |        |        |     |     |         |        |
| Adopted as Amended | Mazzarella     |        |        |     |     |         |        |
| Defeated           | Minniti        |        |        |     |     |         |        |
| Tabled             | O'Connor       |        |        |     |     |         |        |
| Withdrawn          | Toal           |        |        |     |     |         |        |
|                    | Smith          |        |        |     |     |         |        |
|                    | Entire Council |        |        |     |     |         |        |
|                    | TOTAL          |        |        |     |     |         |        |

TOWNSHIP OF CLARK  
 Resolution 23-198F  
 December 18, 2023

10 F

**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** qualification submissions for the position of Special Counsel to represent the Township in litigated matters, contested tax appeals and to provide such other extraordinary legal services as may be required from time to time and to perform such services as are required pursuant to the Request for Proposals, were received on November 30, 2023 and publicly opened at 10:00 am; and

**WHEREAS** proposals were received by the Business Administrator with a recommendation to award the firm of Triarsi, Betancourt, Wukovits & Dugan, LLC for these services.

**NOW, THEREFORE, BE IT RESOLVED** by the Governing Body of the Township of Clark that it hereby approves a contract for professional services for the year 2024 with Triarsi, Betancourt, Wukovits & Dugan LLC, 186 North Avenue East, Cranford, NJ 07016 to provide litigation and tax appeal services to the Township together with such other legal services as may be required pursuant to the Request for Proposals; and

**BE IT FURTHER RESOLVED** that the value of the contract is subject to the 2024 budget appropriation; 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

Res23/12-18 198FRFPSpecialCounsel

|                    |                | Motion | Second | Aye | Nay | Abstain | Absent |
|--------------------|----------------|--------|--------|-----|-----|---------|--------|
|                    | Albanese       |        |        |     |     |         |        |
| Adopted            | Hund           |        |        |     |     |         |        |
| Adopted as Amended | Mazzarella     |        |        |     |     |         |        |
| Defeated           | Minniti        |        |        |     |     |         |        |
| Tabled             | O'Connor       |        |        |     |     |         |        |
| Withdrawn          | Toal           |        |        |     |     |         |        |
|                    | Smith          |        |        |     |     |         |        |
|                    | Entire Council |        |        |     |     |         |        |
|                    | TOTAL          |        |        |     |     |         |        |

TOWNSHIP OF CLARK  
 Resolution 23-198G  
 December 18, 2023

10 G

**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** qualification submissions for the position of OPRA Counsel to represent the Township in connection with and replying to certain OPRA demands and defend the Township in litigated matters, as may be required from time to time and to perform such services as are required pursuant to the Request for Proposals, were received on November 30, 2023, and publicly opened at 10:00 am; and

**WHEREAS** proposals were received by the Business Administrator with a recommendation to award the firm of La Corte, Bundy, Varady & Kinsella for these services.

**NOW, THEREFORE, BE IT RESOLVED** by the Governing Body of the Township of Clark that it hereby approves a contract for professional services for the year 2024 with La Corte, Bundy, Varady & Kinsella, 989 Bonnel Court, Union, NJ 07083 to reply to certain OPRA demands and litigation as may be required pursuant to the Request for Proposals; and

**BE IT FURTHER RESOLVED** that the value of the contract is subject to the 2024 budget appropriation; 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

Res23/12-18 198GRFPOPRA Counsel

|                    |                | Motion | Second | Aye | Nay | Abstain | Absent |
|--------------------|----------------|--------|--------|-----|-----|---------|--------|
|                    | Albanese       |        |        |     |     |         |        |
| Adopted            | Hund           |        |        |     |     |         |        |
| Adopted as Amended | Mazzarella     |        |        |     |     |         |        |
| Defeated           | Minniti        |        |        |     |     |         |        |
| Tabled             | O'Connor       |        |        |     |     |         |        |
| Withdrawn          | Toal           |        |        |     |     |         |        |
|                    | Smith          |        |        |     |     |         |        |
|                    | Entire Council |        |        |     |     |         |        |
|                    | TOTAL          |        |        |     |     |         |        |

TOWNSHIP OF CLARK  
 Resolution 23-199  
 December 18, 2023

//

**BE IT RESOLVED** by the Governing Body of the Township of Clark, County of Union, State of New Jersey that it does hereby approve and ratify the Mayor's execution and delivery of a Memorandum of Agreement between Clark Township and the Patrolmen's Benevolent Association (PBA) Local 125, reached through good faith negotiations as a successor contract to the January 1, 2020 through December 31, 2023 contract, in such form and substance as the Governing Body already has reviewed and as is available in the office of the Township Clerk.

ATTEST:

APPROVED:

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

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

Res23/12-18 199AuthMOA-PBALocal125

|                    |                | Motion | Second | Aye | Nay | Abstain | Absent |
|--------------------|----------------|--------|--------|-----|-----|---------|--------|
|                    | Albanese       |        |        |     |     |         |        |
| Adopted            | Hund           |        |        |     |     |         |        |
| Adopted as Amended | Mazzarella     |        |        |     |     |         |        |
| Defeated           | Minniti        |        |        |     |     |         |        |
| Tabled             | O'Connor       |        |        |     |     |         |        |
| Withdrawn          | Toal           |        |        |     |     |         |        |
|                    | Smith          |        |        |     |     |         |        |
|                    | Entire Council |        |        |     |     |         |        |
|                    | TOTAL          |        |        |     |     |         |        |

TOWNSHIP OF CLARK  
 Resolution 23-200  
 December 18, 2023

12

**BE IT RESOLVED** by the Governing Body of the Township of Clark, County of Union, State of New Jersey that it does hereby approve and ratify the Mayor's execution and delivery of a Memorandum of Agreement between Clark Township and Union Council No. 8, I.F.P.T.E., AFL-CIO Representing White Collar Employees effective January 1, 2024 through December 31, 2027, in such form and substance as the Governing Body already has reviewed and as is available in the office of the Township Clerk.

ATTEST:

APPROVED:

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

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

Res23/12-18 200AuthMOA-UnionCouncil8WhiteCollar

|                    |                | Motion | Second | Aye | Nay | Abstain | Absent |
|--------------------|----------------|--------|--------|-----|-----|---------|--------|
|                    | Albanese       |        |        |     |     |         |        |
| Adopted            | Hund           |        |        |     |     |         |        |
| Adopted as Amended | Mazzarella     |        |        |     |     |         |        |
| Defeated           | Minniti        |        |        |     |     |         |        |
| Tabled             | O'Connor       |        |        |     |     |         |        |
| Withdrawn          | Toal           |        |        |     |     |         |        |
|                    | Smith          |        |        |     |     |         |        |
|                    | Entire Council |        |        |     |     |         |        |
|                    | TOTAL          |        |        |     |     |         |        |

TOWNSHIP OF CLARK  
Resolution 23-201  
December 18, 2023

**WHEREAS** Fieldturf USA, Inc. has completed work on the Arthur L. Johnson High School Tennis Court Improvements and has requested Final Payment; and

**WHEREAS** the Township Engineer recommends payment in the sum of Fifty-Nine Thousand, Six Hundred Thirty-Four Dollars and Thirty-Three Cents (\$59,634.33); and

**WHEREAS** the Chief Financial Officer has ascertained there are available sufficient uncommitted appropriations in Capital Account C-04-21-024-007 as attached hereto as a "Certification of Availability of Funds"; and

**NOW, THEREFORE, BE IT RESOLVED** by the Governing Body of the Township of Clark, County of Union, New Jersey that it does hereby authorize Final Payment to Fieldturf USA, Inc., 175 N. Industrial Blvd., NE, Calhoun, Georgia 30701, in the amount of \$59,634.33.

ATTEST:

APPROVED:

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

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

Res23/12-18 201AuthFinalPaymentFieldturf-ALJTennisCourts

|                    |                | Motion | Second | Aye | Nay | Abstain | Absent |
|--------------------|----------------|--------|--------|-----|-----|---------|--------|
|                    | Albanese       |        |        |     |     |         |        |
| Adopted            | Hund           |        |        |     |     |         |        |
| Adopted as Amended | Mazzarella     |        |        |     |     |         |        |
| Defeated           | Minniti        |        |        |     |     |         |        |
| Tabled             | O'Connor       |        |        |     |     |         |        |
| Withdrawn          | Toal           |        |        |     |     |         |        |
|                    | Smith          |        |        |     |     |         |        |
|                    | Entire Council |        |        |     |     |         |        |
|                    | TOTAL          |        |        |     |     |         |        |

TOWNSHIP OF CLARK  
 Resolution 23-202  
 December 18, 2023

14

**BE IT RESOLVED** by the Governing Body of the Township of Clark, County of Union, State of New Jersey that the 2024 Council Meeting Calendar, as approved by Resolution 23-174, is hereby amended to cancel the Workshop meeting previously scheduled to be held on January 2, 2024 at 7:30 pm with the remaining dates unchanged and restated as follows:

**CLARK MUNICIPAL COUNCIL 2024 MEETING DATES**  
**Reorganization Meeting Tuesday, January 2, 2024**  
**315 Westfield Ave. – 7:00 PM**

**WORKSHOP MEETINGS 7:30 PM**  
 430 Westfield Avenue  
 Room 30

**PUBLIC MEETINGS 7:30 PM**  
 315 Westfield Avenue  
 Council Chambers

February 5  
 March 4  
 April 1  
 May 6  
 June 3  
 July 1  
 August 5  
 September 3 (Tuesday)  
 October 7  
 November 6 (Wednesday)  
 December 2

January 16 (Tuesday)  
 February 20 (Tuesday)  
 March 18  
 April 15  
 May 20  
 June 17  
 July 15  
 August 19  
 September 16  
 October 21  
 November 18  
 December 16

ATTEST:

APPROVED:

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

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

Res23/12-18 202Cancel1-2-24Workshopmeeting

|                    |                | Motion | Second | Aye | Nay | Abstain | Absent |
|--------------------|----------------|--------|--------|-----|-----|---------|--------|
|                    | Albanese       |        |        |     |     |         |        |
| Adopted            | Hund           |        |        |     |     |         |        |
| Adopted as Amended | Mazzarella     |        |        |     |     |         |        |
| Defeated           | Minniti        |        |        |     |     |         |        |
| Tabled             | O'Connor       |        |        |     |     |         |        |
| Withdrawn          | Toal           |        |        |     |     |         |        |
|                    | Smith          |        |        |     |     |         |        |
|                    | Entire Council |        |        |     |     |         |        |
|                    | TOTAL          |        |        |     |     |         |        |

15 A

TOWNSHIP OF CLARK  
Resolution 23-203A  
December 18, 2023

**RESOLUTION AUTHORIZING THE PROVISION OF A GRANT PURSUANT TO THE TOWNSHIP OF CLARK AFFORDABILITY ASSISTANCE PROGRAM FOR THE TENANT OF AN AFFORDABLE HOUSING UNIT LOCATED 1025 RARITAN RD, UNIT 306, CLARK, NJ 07066**

**WHEREAS**, Applicant Fuquana Hurt (“Tenant”) will be renting 1025 Raritan Rd, Unit 306, Clark Township (“Property”), a property governed by the statutes, ordinances, rules and regulations restricting occupancy and use of the property as an affordable housing unit; and

**WHEREAS**, the Tenant has requested an Affordability Assistance Grant through Clark Township’s Affordability Assistance Program to pay for one month’s rent for the Property; and

**WHEREAS**, the Township’s Affordable Housing Administrative Agent, CGP&H, LLC., has reviewed the Tenant’s application and qualified the Tenant for the requested assistance; and

**WHEREAS**, the amount of the requested grant for the one month’s rent will be paid directly to the landlord by the Township; and

**WHEREAS**, the Township is willing, pursuant to the Affordable Assistance Program, to extend a grant to the Tenant in the amount of \$1,149.00; and

**WHEREAS**, the funding for the grant will be from the Clark Township Affordable Housing Trust Fund.

**NOW THEREFORE BE IT RESOLVED** on this 18 day of December, 2023, by the Township Council of the Township of Clark, County of Union, State of New Jersey, that:

1. The Mayor and Clerk are hereby authorized, pursuant to the Township’s Affordability Assistance Program, to enter into an Agreement with Tenant and provide Tenant with a grant to be used to pay for one month’s rent for the Property.
2. The Mayor, Administrator, Clerk, Township Attorney, CFO, and such other staff and officials as may be appropriate are authorized to take such steps as may be reasonably required to implement this resolution, including issuance of the grant amount.

**CERTIFICATION**

I, Edith L. Merkel, Clerk of the Township of Clark, certify that the foregoing resolution was adopted by the Township Council of the Township of Clark at its meeting held on the 18<sup>th</sup> day of December, 2023

\_\_\_\_\_  
Edith L. Merkel, Clerk

ATTEST:

APPROVED:

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

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

Res23/12-18 203AAuthRentalAssistGrant-HurtBrksdunit306

|                    |                | Motion | Second | Aye | Nay | Abstain | Absent |
|--------------------|----------------|--------|--------|-----|-----|---------|--------|
|                    | Albanese       |        |        |     |     |         |        |
| Adopted            | Hund           |        |        |     |     |         |        |
| Adopted as Amended | Mazzarella     |        |        |     |     |         |        |
| Defeated           | Minniti        |        |        |     |     |         |        |
| Tabled             | O'Connor       |        |        |     |     |         |        |
| Withdrawn          | Toal           |        |        |     |     |         |        |
|                    | Smith          |        |        |     |     |         |        |
|                    | Entire Council |        |        |     |     |         |        |
|                    | TOTAL          |        |        |     |     |         |        |

TOWNSHIP OF CLARK  
Resolution 23-203B  
December 18, 2023

15 B

**RESOLUTION AUTHORIZING THE PROVISION OF A GRANT PURSUANT TO THE TOWNSHIP OF CLARK AFFORDABILITY ASSISTANCE PROGRAM FOR THE TENANT OF AN AFFORDABLE HOUSING UNIT LOCATED 25 WALNUT AVE, UNIT 125, CLARK, NJ 07066**

**WHEREAS**, Applicant Maegen Vachino (“Tenant”) will be renting 25 Walnut Ave, Unit 125, Clark Township (“Property”), a property governed by the statutes, ordinances, rules and regulations restricting occupancy and use of the property as an affordable housing unit; and

**WHEREAS**, the Tenant has requested an Affordability Assistance Grant through Clark Township’s Affordability Assistance Program to pay for one month’s rent for the Property; and

**WHEREAS**, the Township’s Affordable Housing Administrative Agent, CGP&H, LLC., has reviewed the Tenant's application and qualified the Tenant for the requested assistance; and

**WHEREAS**, the amount of the requested grant for the one month’s rent will be paid directly to the landlord by the Township; and

**WHEREAS**, the Township is willing, pursuant to the Affordable Assistance Program, to extend a grant to the Tenant in the amount of \$1,421.00; and

**WHEREAS**, the funding for the grant will be from the Clark Township Affordable Housing Trust Fund.

**NOW THEREFORE BE IT RESOLVED** on this 18 day of December, 2023, by the Township Council of the Township of Clark, County of Union, State of New Jersey, that:

1. The Mayor and Clerk are hereby authorized, pursuant to the Township’s Affordability Assistance Program, to enter into an Agreement with Tenant and provide Tenant with a grant to be used to pay for one month’s rent for the Property.
2. The Mayor, Administrator, Clerk, Township Attorney, CFO, and such other staff and officials as may be appropriate are authorized to take such steps as may be reasonably required to implement this resolution, including issuance of the grant amount.

**CERTIFICATION**

I, Edith L. Merkel, Clerk of the Township of Clark, certify that the foregoing resolution was adopted by the Township Council of the Township of Clark at its meeting held on the 18<sup>th</sup> day of December, 2023

\_\_\_\_\_  
Edith L. Merkel, Clerk

ATTEST:

APPROVED:

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

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

Res23/12-18 203BAuthRentalAssistGrant-Vachino-25Walnutunit125

|                    |                | Motion | Second | Aye | Nay | Abstain | Absent |
|--------------------|----------------|--------|--------|-----|-----|---------|--------|
|                    | Albanese       |        |        |     |     |         |        |
| Adopted            | Hund           |        |        |     |     |         |        |
| Adopted as Amended | Mazzarella     |        |        |     |     |         |        |
| Defeated           | Minniti        |        |        |     |     |         |        |
| Tabled             | O'Connor       |        |        |     |     |         |        |
| Withdrawn          | Toal           |        |        |     |     |         |        |
|                    | Smith          |        |        |     |     |         |        |
|                    | Entire Council |        |        |     |     |         |        |
|                    | TOTAL          |        |        |     |     |         |        |

TOWNSHIP OF CLARK  
Resolution 23-203C  
December 18, 2023

15 C

**RESOLUTION AUTHORIZING THE PROVISION OF A GRANT PURSUANT TO THE TOWNSHIP OF CLARK AFFORDABILITY ASSISTANCE PROGRAM FOR THE TENANT OF AN AFFORDABLE HOUSING UNIT LOCATED 25 WALNUT AVE, UNIT 306, CLARK, NJ 07066**

**WHEREAS**, Applicant Amber Aaron (“Tenant”) will be renting 25 Walnut Ave, Unit 306, Clark Township (“Property”), a property governed by the statutes, ordinances, rules and regulations restricting occupancy and use of the property as an affordable housing unit; and

**WHEREAS**, the Tenant has requested an Affordability Assistance Grant through Clark Township’s Affordability Assistance Program to pay for one month’s rent for the Property; and

**WHEREAS**, the Township’s Affordable Housing Administrative Agent, CGP&H, LLC., has reviewed the Tenant's application and qualified the Tenant for the requested assistance; and

**WHEREAS**, the amount of the requested grant for the one month’s rent will be paid directly to the landlord by the Township; and

**WHEREAS**, the Township is willing, pursuant to the Affordable Assistance Program, to extend a grant to the Tenant in the amount of \$1,192.00; and

**WHEREAS**, the funding for the grant will be from the Clark Township Affordable Housing Trust Fund.

**NOW THEREFORE BE IT RESOLVED** on this 18 day of December, 2023, by the Township Council of the Township of Clark, County of Union, State of New Jersey, that:

1. The Mayor and Clerk are hereby authorized, pursuant to the Township’s Affordability Assistance Program, to enter into an Agreement with Tenant and provide Tenant with a grant to be used to pay for one month’s rent for the Property.
2. The Mayor, Administrator, Clerk, Township Attorney, CFO, and such other staff and officials as may be appropriate are authorized to take such steps as may be reasonably required to implement this resolution, including issuance of the grant amount.

**CERTIFICATION**

I, Edith L. Merkel, Clerk of the Township of Clark, certify that the foregoing resolution was adopted by the Township Council of the Township of Clark at its meeting held on the 18<sup>th</sup> day of December, 2023

\_\_\_\_\_  
Edith L. Merkel, Clerk

ATTEST:

APPROVED:

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

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

Res23/12-18 203CAuthRentalAssistGrant-Aaron25Walnutunit306

|                    |                | Motion | Second | Aye | Nay | Abstain | Absent |
|--------------------|----------------|--------|--------|-----|-----|---------|--------|
|                    | Albanese       |        |        |     |     |         |        |
| Adopted            | Hund           |        |        |     |     |         |        |
| Adopted as Amended | Mazzarella     |        |        |     |     |         |        |
| Defeated           | Minniti        |        |        |     |     |         |        |
| Tabled             | O'Connor       |        |        |     |     |         |        |
| Withdrawn          | Toal           |        |        |     |     |         |        |
|                    | Smith          |        |        |     |     |         |        |
|                    | Entire Council |        |        |     |     |         |        |
|                    | TOTAL          |        |        |     |     |         |        |

TOWNSHIP OF CLARK  
Resolution 23-204  
December 18, 2023

CA 16

**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 following schedule:

| CLARK TOWNSHIP   |     |       |                                |     |                      |                    |
|------------------|-----|-------|--------------------------------|-----|----------------------|--------------------|
| TAX REFUNDS-2023 |     |       |                                |     |                      |                    |
| BLOCK            | LOT | QUAL. | NAME                           | #   | ADDRESS              | REFUND             |
| 148              | 3   |       | Schwedt, Karla                 | 81  | New York Ave.        | \$ 673.56          |
| 37               | 4   |       | Corelogic Refunds              | 103 | Amelia Drive         | \$ 3,757.01        |
| 38.12            | 3   |       | Leonard & Dawn Greico          | 27  | Devon Lane           | \$ 1,282.97        |
| 52               | 4   |       | Kniss, Gregory & Kotula, Ellen | 280 | Madison Hill Rd      | \$ 4,045.37        |
|                  |     |       |                                |     | <b>Total Refunds</b> | <b>\$ 9,758.91</b> |

ATTEST:

APPROVED:

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

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

Res23/12-18 204TaxRefund(s)

|                    |                | Motion | Second | Aye | Nay | Abstain | Absent |
|--------------------|----------------|--------|--------|-----|-----|---------|--------|
|                    | Albanese       |        |        |     |     |         |        |
| Adopted            | Hund           |        |        |     |     |         |        |
| Adopted as Amended | Mazzarella     |        |        |     |     |         |        |
| Defeated           | Minniti        |        |        |     |     |         |        |
| Tabled             | O'Connor       |        |        |     |     |         |        |
| Withdrawn          | Toal           |        |        |     |     |         |        |
|                    | Smith          |        |        |     |     |         |        |
|                    | Entire Council |        |        |     |     |         |        |
|                    | TOTAL          |        |        |     |     |         |        |

TOWNSHIP OF CLARK  
Resolution 23-205  
December 18, 2023

CA 17

**WHEREAS** in accordance with a request from the Tax Collector for authorization to refund overpayment of 2023 sewer fees; the Mayor has recommended to Council that such authorization be granted.

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

| Sewer Refund 2023 |     |        |                             |      |                  |                      |                    |
|-------------------|-----|--------|-----------------------------|------|------------------|----------------------|--------------------|
| REF               |     | Acct # | Name                        | #    | Address          | Reason               | Refund             |
| 23                | 30R | 2122-0 | Loretta Durkot              | 954  | Raritan Road     | over payment         | \$ 141.49          |
| 23                | 31R | 4095-0 | Pauline Yi                  | 3    | Poplar Terrace   | over payment         | \$ 20.00           |
| 23                | 32R | 3951-0 | Qui, Jersey Chen            | 35   | Suburban Rd      | over payment         | \$ 280.56          |
| 23                | 33R | 3867-0 | Lombardo, Marissa           | 2011 | Boynton Ave      | over payment         | \$ 14.90           |
| 23                | 34R | 3824-0 | Marinez, Kerlvy & Lisa      | 14   | Lexington Blvd   | over payment         | \$ 586.88          |
| 23                | 35R | 2354-0 | Wisniowski, Lukasz          | 3    | Emerald Ct       | over payment         | \$ 280.00          |
| 23                | 36R | 1656-0 | Adamczyk, Robert            | 17   | Rolling Hill Way | over payment         | \$ 280.00          |
| 23                | 37R | 172-0  | Vito & Georgann Cassano     | 33   | Roberts Road     | over payment         | \$ 140.00          |
| 23                | 38R | 265-0  | Hume, Daniel Jon & Jennifer | 50   | Limoli Lane      | over payment         | \$ 140.07          |
| 23                | 39R | 2254-0 | Hopkins, William            | 14   | Terry Lane       | over payment         | \$ 141.09          |
| 23                | 40R | 2424-0 | Koepfler, Willaim & Linda   | 105  | Emerald Place    | over payment         | \$ 140.87          |
| 23                | 41R | 4887-2 | St. John The Apostle        | 600  | Valley Road      | over payment         | \$ 39.14           |
|                   |     |        |                             |      |                  | <b>Total Refunds</b> | <b>\$ 2,205.00</b> |

ATTEST:

APPROVED:

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

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

Res23/12-18 205SewerRefund(s)

|                                  | Motion | Second | Aye | Nay | Abstain | Absent |
|----------------------------------|--------|--------|-----|-----|---------|--------|
| Albanese                         |        |        |     |     |         |        |
| Adopted<br>Hund                  |        |        |     |     |         |        |
| Adopted as Amended<br>Mazzarella |        |        |     |     |         |        |
| Defeated<br>Minniti              |        |        |     |     |         |        |
| Tabled<br>O'Connor               |        |        |     |     |         |        |
| Withdrawn<br>Toal                |        |        |     |     |         |        |
| Smith                            |        |        |     |     |         |        |
| Entire Council                   |        |        |     |     |         |        |
| TOTAL                            |        |        |     |     |         |        |

TOWNSHIP OF CLARK  
Resolution 23-206  
December 18, 2023

CA 18

**WHEREAS**, it is necessary and desirable in order to ensure the general health and welfare of the residents of the Township of Clark to provide uniform procedures for administering the issuance, renewal and revocation of licenses for the placement of clothing bins within the Township; and

**WHEREAS**, Chapter 117, Section 10 of the Code of the Township of Clark provides for enforcement by the Police Department and the Construction Code Official.

**NOW, THEREFORE, BE IT RESOLVED** by the Governing Body of the Township of Clark that the following clothing bin operators having met all the requirements of Chapter 117 of the Code of the Township of Clark are hereby approved in accordance with the law; and

**BE IT FURTHER RESOLVED** that the Police Chief is hereby authorized and directed to issue permits to the vendors listed as follows to be displayed according to law effective January 1, 2024 through December 31, 2024.

**Clothing Bin Operators**

**Location of Bins**

American Recycling Technologies, Inc.  
98 Cutter Mill Road, S-290N  
Great Neck, NY 11021-3010  
Attn: Bruce Binler (516-708-9959)

78 Westfield Avenue (2 bins)

---

Carecycle, Inc.  
1201 E. Linden Avenue  
Linden, NJ 07036  
Attn: Peter Salm (866-931-0232)

76 Central Avenue (2 bins)

---

American Recycling Technologies, Inc.  
98 Cutter Mill Road, S-290N  
Great Neck, NY 11021-3010  
Attn: Bruce Binler (516-708-9959)

315 Westfield Avenue (2 bins)

---

American Recycling Technologies, Inc.  
98 Cutter Mill Road, S-290N  
Great Neck, NY 11021-3010  
Attn: Bruce Binler (516-708-9959)

1060 Raritan Road (2 bins)

---

The Read Foundation  
407 Pine Street  
Lakehurst, NJ 08733

6 Broadway (2 bins)

Attn: Ron Walulak (908-670-3812)

---

We Collect Clothes for a Cause  
1201 E. Linden Avenue  
Linden, NJ 07036

1300 Raritan Road (2 bins)

Attn: Peter Salm (866-931-0232)

---

American Recycling Technologies, Inc.  
98 Cutter Mill Road, S-290N  
Great Neck, NY 11021-3010

140 Central Avenue (2 bins)

Attn: Bruce Binler (516-708-9959)

---

Planet Aid  
18 Commerce Road, Suite #0-P  
Fairfield, NJ 07004  
Attn: Joel Podelsky (848-219-0426)

1030 Raritan Road (1 bin)  
12 Clarkton Drive (1 bin)

ATTEST:

APPROVED:

---

EDITH L. MERKEL, RMC  
Township Clerk

---

WILLIAM F. SMITH  
Council President

Res23/12-18 206Clothing Bins

|                    |                | Motion | Second | Aye | Nay | Abstain | Absent |
|--------------------|----------------|--------|--------|-----|-----|---------|--------|
|                    | Albanese       |        |        |     |     |         |        |
| Adopted            | Hund           |        |        |     |     |         |        |
| Adopted as Amended | Mazzarella     |        |        |     |     |         |        |
| Defeated           | Minniti        |        |        |     |     |         |        |
| Tabled             | O'Connor       |        |        |     |     |         |        |
| Withdrawn          | Toal           |        |        |     |     |         |        |
|                    | Smith          |        |        |     |     |         |        |
|                    | Entire Council |        |        |     |     |         |        |
|                    | TOTAL          |        |        |     |     |         |        |