

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
Tuesday, February 20, 2024
7:30 pm**

ROLL CALL:

Councilman Hund _____ **Councilman Smith** _____
Councilman Mazzarella _____ **Councilman Toal** _____
Councilman Minniti _____ **Council President Albanese** _____
Councilman O'Connor _____

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

REPORT OF COUNCIL COMMITTEES:

ORDINANCES, APPROPRIATIONS AND CLAIMS:

INTRODUCTION OF PROPOSED ORDINANCES:

1. **24-04 ORDINANCE OF THE MAYOR AND COUNCIL OF THE TOWNSHIP OF CLARK, COUNTY OF UNION, NEW JERSEY ADOPTING THAT REDEVELOPMENT PLAN TITLED “REDEVELOPMENT PLAN BLOCK 77, LOTS 2 AND 4 (175 WESTFIELD AVENUE AND 181 WESTFIELD AVENUE), TOWNSHIP OF CLARK, UNION COUNTY, NEW JERSEY”**

Public Hearing March 18

2. **24-05 AN ORDINANCE REQUIRING THE TOWNSHIP TO SHARE PILOT PAYMENTS WITH THE CLARK BOARD OF EDUCATION**

Public Hearing March 18

PAYMENT OF CLAIMS:

Councilman O'Connor, Chairman of Finance Committee has reviewed the Current and Capital expenditures received and encumbered through February 12, 2024 in the amount of \$233,328.89

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. Introduction of the 2024 Municipal Budget
(Council President directs the Clerk to read the resolution into the record)
4. Authorizing Emergency Temporary Appropriations for the Current Fund
5. Authorizing Emergency Temporary Appropriations for the Sewer Utility
6. Authorizing Emergency Temporary Appropriations for the Pool Utility
7. Appointing Patrick Clark-Barnes and Jean Roman as members of the Clark Volunteer Fire Department
8. Award of a Non-Fair and Open Contract to Topology for Professional Planning Services, GIS Zoning Map in an amount not exceeding \$10,750.00
9. Authorizing the Health Officer to enter into an agreement with Atlantic Health System for Health Education Services and one Bone Density Screening event, in an amount not to exceed \$10,170.00 funded by the New Jersey Association of County and City Health Officials Grant and pending adoption of the 2024 Municipal Budget
10. Authorizing the Health Officer and Township Clerk to enter into an agreement between the Township of Clark and the City of Elizabeth, Division of Health, STD Clinic
11. Council acting as the Pool Utility, Authorizing and Directing the Council President, as the Chairperson of the Pool Utility to enter into Pool Employment Contracts for the positions of Manager and Assistant Managers
12. Authorizing the Chief Financial Officer to refund \$200.00 in fees paid by the Township's two Constables due to the elimination of the position by the State Legislature (P.L. 2023, c. 250)
13. Authorizing submission of an application for a \$100,000 grant from the NJ Department of Community Affairs to renovate the bathrooms in the Recreation Department, and authorizing the Mayor and Business Administrator to execute the agreement to obtain the funds
14. Authorizing submission of a strategic plan for the Clark Municipal Alliance grant for fiscal year 2025 in the amount of \$13,194.00

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 209
 - B. 1025 Raritan Rd, Unit 210

CONSENT AGENDA RESOLUTIONS:

16. Authorizing the Tax Collector to apply sewer account balance adjustments as credit in the amount of \$880.00
17. Authorizing the Tax Collector to refund overpayment of taxes in the amount of \$266.08
18. Authorizing the Tax Collector to make the proper adjustments for 100% Property Tax Exemption of Block 33 Lot 6.01 Qualifier C0003 in accordance with a directive from the U.S. Department of Veterans Affairs

NEW BUSINESS ON THE CALENDAR:

PUBLIC COMMENTS:

Each person addressing the Council shall 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
Ordinance No. 24 - 04
Adopted _____

INTRO 1

Introduced: February 20, 2024 Public Hearing: March 18, 2024

ORDINANCE OF THE MAYOR AND COUNCIL OF THE TOWNSHIP OF CLARK, COUNTY OF UNION, NEW JERSEY ADOPTING THAT REDEVELOPMENT PLAN TITLED “REDEVELOPMENT PLAN BLOCK 77, LOTS 2 AND 4 (175 WESTFIELD AVENUE AND 181 WESTFIELD AVENUE), TOWNSHIP OF CLARK, UNION COUNTY, NEW JERSEY”

WHEREAS, the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq. (“LRHL”), authorizes municipalities to determine whether certain parcels of land in the municipality constitute areas in need of redevelopment; and

WHEREAS, pursuant to N.J.S.A. 40A:12A-6 of the LRHL, the Municipal Council (“Township Council”) of the Township of Clark (the “Township”) by Resolution 22-155 directed the Township Planning Board on November 9, 2022 to conduct a preliminary investigation to determine whether the property designated as Block 77 Lots 2 and 4 on the official Tax Map of the Township (the “Proposed Redevelopment Area”) (i) meet the criteria set forth in N.J.S.A. 40A:12A-5, or (ii) pursuant to N.J.S.A. 40A:12A-3 are necessary, with or without change in their condition, for the effective redevelopment of the Proposed Redevelopment Area; and

WHEREAS, the Township of Clark Planning Board (the “Planning Board”), at a public Planning Board hearing on April 6, 2023, reviewed the “Redevelopment Study and Preliminary Investigation Report, Block 77 Lots 2 and 4” prepared by Paul N. Ricci, PP, AICP, dated January 30, 2023 (the “Preliminary Investigation”) and testimony of the Township’s planning consultant pursuant to and in accordance with the procedural requirements of N.J.S.A. 40A:12A-6, to determine whether the properties within the Proposed Redevelopment Area satisfy the criteria set forth in N.J.S.A. 40A:12A-5 (or, if and as applicable, N.J.S.A. 40A:12A-3) to be designated as an area in need of non-condemnation redevelopment; and

WHEREAS, the Planning Board gave due notice of the proposed boundaries of the Proposed Redevelopment Area and the date of the hearing in accordance with the LRHL to any persons who are interested in or would be affected by a determination that the Proposed Redevelopment Area delineated in the notice is an area in need of non-condemnation redevelopment area; and

WHEREAS, at the hearing, the Planning Board heard from all persons who were interested in or would be affected by a determination that the Proposed Redevelopment Area is a non-condemnation redevelopment area. There were no objections to a determination that the Proposed Redevelopment Area is an area in need of non-condemnation redevelopment; and

WHEREAS, the Planning Board found that the property designated as Block 77 Lots 2 and 4 were investigated and met the statutory criteria for an area in need of non-condemnation redevelopment as outlined in the Preliminary Investigation; and

WHEREAS, after conducting its investigation, preparing a map of the Proposed Redevelopment Area, and completing a public hearing at which no objections to the designation were received and considered, the Planning Board moved to recommend to the Township Council that it should designate the property designated as Block 77 Lots 2 and 4 as a non-condemnation area in need of redevelopment; and

WHEREAS, on April 6, 2023, the Planning Board adopted a Resolution memorializing its decision to recommend that the Township Council designate the Proposed Redevelopment Area as an area in need of non-condemnation redevelopment, which Resolution was duly forwarded to Council; and

WHEREAS, on April 17, 2023, the Township Council, having reviewed the Preliminary Investigation and in consideration of the information presented to Township Council, together with the Planning Board's recommending Resolution, designated the Proposed Redevelopment Area as an area in need of non-condemnation redevelopment; and

WHEREAS, to stimulate redevelopment within on the Proposed Redevelopment Area, the Township Council desires to adopt the redevelopment plan titled "Redevelopment Plan Block 77 Lots 2 and 4 (175 - 181 Westfield Avenue), Township of Clark, Union County, New Jersey," dated January 31, 2024 prepared by Paul N. Ricci , PP. AICP ("Redevelopment Plan"); and

WHEREAS, the Township Council finds that the Redevelopment Plan will diversify the use and development of the Proposed Redevelopment Area, which will stimulate greater interest in the redevelopment there.

NOW, THEREFORE, BE IT ORDAINED, by the Mayor and Township Council of the Township of Clark, County of Union, State of New Jersey, being the governing body thereof, that pursuant to N.J.S.A. 40A:12A-7(e) the Township Council hereby adopts the Redevelopment Plan attached to this Ordinance and that the Redevelopment Area be identified on the Township's zoning district map; and

BE IT FURTHER ORDAINED, the Township Clerk is directed to give notice at least ten (10) days prior to a hearing on the adoption of this Ordinance to the Union County Planning Board and to all other persons or entities entitled to notice, including the Clerks of adjoining municipalities, to the owner of the properties within the Proposed Redevelopment Area and all persons at their last known address, if any, whose names are noted on the assessment records as claimants of an interest in the properties within the Proposed Redevelopment Area. The Township Clerk shall execute an Affidavit of Proof of Services of the notices required by this paragraph, and shall keep the Affidavit on file along with the Proof of Publication of the notice of the required public hearing; and

BE IT FURTHER ORDAINED, after introduction, the Township Clerk is hereby directed to submit a copy of this Ordinance to the Planning Board of the Township of Clark for review in accordance with N.J.S.A. 40A:12A-7e. The Planning Board is directed pursuant to N.J.S.A. 40A:12A-7d to transmit to the Township Council, within forty-five (45) days after referral, a report finding that the Redevelopment Plan shall be substantially consistent with the Township Master Plan or that the Redevelopment Plan is substantially inconsistent with the Township Master Plan or not designed to effectuate the Master Plan; and

TOWNSHIP OF CLARK

INTRO 2

Ordinance No. 24 - 05

Adopted _____

Introduced: February 20, 2024 Public Hearing: March 18, 2024

AN ORDINANCE REQUIRING THE TOWNSHIP TO SHARE PILOT PAYMENTS WITH THE CLARK BOARD OF EDUCATION

WHEREAS, the Long-Term Tax Exemption Law, N.J.S.A. 40A:20-1, *et seq.* (the “LTTEL”) provides that the allocation of the “annual service charge collected by the municipality” for any redevelopment or rehabilitation project (commonly called a “PILOT”) authorized under the Local Redevelopment and Housing Law, N.J.S.A. 40A:12-1 *et seq.* (the “LRHL”) shall be 95% to the municipality (hereinafter the “Municipal Share”) and 5% to the County; and

WHEREAS, the Township Council of the Township of Clark desires to contribute the amount of tax revenue the Clark Township Board of Education (the “BOE”) is currently receiving thereby ensuring that they are not affected by a loss of revenue as a result of the development known as Clark Walnut Developers Urban Renewal LLC on which the Township Council has allowed a PILOT pursuant to Financial Agreement authorized by ordinance in accordance with the LTTEL, commencing on and after the adoption of this Ordinance; and

WHEREAS, the Township Council of the Township of Clark will continue to fund the Clark Township Board of Education their percentage of tax revenue as would be due based on the assessed value of the underlying property and at no time will such payment be less than the baseline taxes received during the tax year 2023 amounting to \$55,250.00.

NOW, THEREFORE, BE IT ORDAINED, by the Township Council of the Township of Clark as follows:

1. **Sharing of PILOT.** Commencing on and after the date of the enactment of this Ordinance, the Municipal Share of annual service charge paid to the Township on the development known as Clark Walnut Developers Urban Renewal LLC on which the Township Council has allowed a PILOT pursuant to a Financial Agreement authorized by ordinance in accordance with the LTTEL shall be allocated tax revenue as would be due based on the assessed value of the underlying property and at no time will such payment be less than the baseline taxes received during the tax year 2023 amounting to \$55,250.00.

2. **Transmittal to Board of Education.** The Township Clerk is authorized and directed to forward a certified copy of this Ordinance, once adopted, to the President of the BOE.

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

4. **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.

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

Effective Date: April 10, 2024

ATTEST:

APPROVED:

EDITH L. MERKEL, RMC
 Township Clerk

ANGEL ALBANESE
 Council President

SALVATORE BONACCORSO
 Mayor

Ord24/2-20 24-05SharePILOTwithBOE

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

ATTEST:

APPROVED:

EDITH L. MERKEL, RMC
Township Clerk

ANGEL ALBANESE
Council President

Res24/2-20 BudgetIntro

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

14

**RESOLUTION REQUESTING APPROVAL FOR AUTHORIZING
 AN EMERGENCY TEMPORARY APPROPRIATION
 IN ACCORDANCE WITH N.J.S.A. 40A:4-20
 CURRENT FUND**

WHEREAS an emergent condition has arisen due to the anticipated delay in the adoption of the 2024 Budget, and adequate provision has not been made in the 2024 Temporary Budget for the appropriations specified on the attached page; and

WHEREAS the total emergency temporary resolutions adopted in fiscal year 2024 pursuant to the provision of Chapter 96, P.L. 1951 (N.J.S. 40A:4-20) including this resolution total \$7,894,049.00.

NOW, THEREFORE, BE, AND IT IS, HEREBY, RESOLVED by the Governing Body of the Township of Clark, County of Union, State of New Jersey, (not less than two thirds of all members thereof affirmatively concurring) that in accordance with the provisions of N.J.S.A 40A:4-20:

1. Emergency temporary appropriations be and the same are hereby made as specified on the attached page in the amount of \$7,894,049.00; and
2. That said emergency temporary appropriations will be provided in the 2024 budget under the headings as specified on the attached page.
3. That one certified copy of this resolution be filed with the Director of Local Government Services.

ATTEST:

APPROVED:

 EDITH L. MERKEL, RMC
 Township Clerk

 ANGEL ALBANESE
 Council President

Res24/2-20 37EmergTempBudget-CurrentFund

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

Dept#	DEPARTMENT	#2	SALARIES	OTHER	TOTAL
20-100	Administration		75,000.00	25,000.00	100,000.00
20-101	Communications		40,000.00	12,000.00	52,000.00
20-110	Mayor's Office		25,000.00	2,000.00	27,000.00
20-111	Municipal Council		15,000.00	8,000.00	23,000.00
20-120	Clerk		55,000.00	10,000.00	65,000.00
20-121	Clerk - Elections		3,000.00	10,000.00	13,000.00
20-130	Financial Administration		50,000.00	50,000.00	100,000.00
20-145	Revenue Administration		20,000.00	8,000.00	28,000.00
20-150	Tax Assessor		20,000.00	20,000.00	40,000.00
20-155	Legal Services		0.00	100,000.00	100,000.00
20-165	Engineering Services		0.00	25,000.00	25,000.00
21-180	Planning Board		2,000.00	10,000.00	12,000.00
21-185	Zoning Board		1,000.00	1,000.00	2,000.00
22-195	Code Enforcement		100,000.00	100,000.00	200,000.00
23-210	Ins & Bonding		0.00	200,000.00	200,000.00
23-220	Health Benefits		0.00	1,000,000.00	1,000,000.00
23-222	Life Insurance		0.00	0.00	0.00
23-223	Disability		0.00	10,000.00	10,000.00
25-240	Police		1,500,000.00	100,000.00	1,600,000.00
25-250	911		150,000.00	30,000.00	180,000.00
25-252	Emergency Management		3,000.00	2,000.00	5,000.00
25-260	Volunteer Emergency		0.00	0.00	0.00
25-265	Public Safety		0.00	0.00	0.00
25-266	Fire Bureau		25,000.00	35,000.00	60,000.00
25-267	Fire Hydrant		0.00	75,000.00	75,000.00
25-268	Fire Prevention		20,000.00	10,000.00	30,000.00
26-313	Shade Tree		0.00	0.00	0.00
26-290	Streets and Roads		250,000.00	85,000.00	335,000.00
26-305	Grass		0.00	15,000.00	15,000.00
26-306	Leaves		0.00	30,000.00	30,000.00
26-307	Recycling		0.00	200,000.00	200,000.00
26-308	Cleanup		0.00	25,000.00	25,000.00
26-310	Building and Grounds		50,000.00	25,000.00	75,000.00
26-325	Municipal Services Act		0.00	20,000.00	20,000.00
27-330	Public Health Services		25,000.00	6,700.00	31,700.00
27-331	Senior Citizens		20,000.00	8,000.00	28,000.00
27-340	Animal Control Services		0.00	20,000.00	20,000.00
28-370	Recreation		100,000.00	25,000.00	125,000.00
29-390	Municipal Library		0.00	200,000.00	200,000.00
30-411	LOSAP		0.00	1,000.00	1,000.00
30-415	Reserve for Comp. Absense		0.00	50,000.00	50,000.00
30-420	Celebration of Public Events		0.00	25,000.00	25,000.00
30-430	Utilities		0.00	25,000.00	25,000.00
31-435	Street Lighting		0.00	60,000.00	60,000.00
31-440	Utilities - Telephone		0.00	10,000.00	10,000.00
31-460	Utilities - Gasoline		0.00	30,000.00	30,000.00
36-471	PERS		0.00	750,642.00	750,642.00
36-472	Social Security - FICA		0.00	200,000.00	200,000.00
36-475	PFRS		0.00	1,585,669.00	1,585,669.00
36-476	Unemployment Comp.		0.00	10,000.00	10,000.00
36-477	DCRP		0.00	5,000.00	5,000.00
42-102	Interlocal Svc-Bd of Ed		0.00	15,038.00	15,038.00
	Interlocal Svc-Mountainside			0.00	0.00
43-490	Municipal Court		70,000.00	5,000.00	75,000.00
			2,619,000.00	5,275,049.00	7,894,049.00

TOWNSHIP OF CLARK

Resolution 24-38

February 20, 2024

5

**RESOLUTION REQUESTING APPROVAL FOR AUTHORIZING
AN EMERGENCY TEMPORARY APPROPRIATION
IN ACCORDANCE WITH N.J.S.A. 40A:4-20
SEWER UTILITY**

WHEREAS an emergent condition has arisen due to the anticipated delay in the adoption of the 2024 Budget, and adequate provision has not been made in the 2024 Temporary Budget for the appropriations specified on the attached page; and

WHEREAS the total emergency temporary resolutions adopted in fiscal year 2024 pursuant to the provision of Chapter 96, P.L. 1951 (N.J.S. 40A:4-20) including this resolution total \$2,000,000.00

NOW, THEREFORE, BE, AND IT IS, HEREBY, RESOLVED by the Governing Body of the Township of Clark, County of Union, State of New Jersey, (not less than two thirds of all members thereof affirmatively concurring) that in accordance with the provisions of N.J.S.A 40A:4-20:

1. Emergency temporary appropriations be and the same are hereby made: Other Expenses \$2,000,000.00;
2. That said emergency temporary appropriations will be provided in the 2024 budget under the above headings.
3. That one certified copy of this resolution be filed with the Director of Local Government Services.

ATTEST:

APPROVED:

EDITH L. MERKEL, RMC
Township Clerk

ANGEL ALBANESE
Council President

Res24/2-20 38EmergTempBudget-Sewer

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

ACCOUNT	DESCRIPTION	#1 TEMP BUDGET	#2 EMG BUDGET
4-09-55-100-101	S&W	350,000.00	
4-09-55-504-201	RVSA	-	\$ 2,000,000.00
4-09-55-505-201	MISC OE	385,000.00	\$ -
4-09-55-505-226	CAPITAL OUTLAY	150,000.00	-
4-09-55-505-227	BOND PRINC	-	-
4-09-55-505-228	INTEREST ON BONDS	-	-
		\$ -	\$ 885,000.00
			\$ 2,000,000.00

TOWNSHIP OF CLARK

Resolution 24-39

February 20, 2024

6

**RESOLUTION REQUESTING APPROVAL FOR AUTHORIZING
AN EMERGENCY TEMPORARY APPROPRIATION
IN ACCORDANCE WITH N.J.S.A. 40A:4-20
SWIM UTILITY**

WHEREAS an emergent condition has arisen due to the anticipated delay in the adoption of the 2024 Budget, and adequate provision has not been made in the 2024 Temporary Budget for the appropriations specified on the attached page; and

WHEREAS the total emergency temporary resolutions adopted in fiscal year 2024 pursuant to the provision of Chapter 96, P.L. 1951 (N.J.S. 40A:4-20) including this resolution total \$80,000.00

NOW, THEREFORE, BE, AND IT IS, HEREBY, RESOLVED by the Governing Body of the Township of Clark, County of Union, State of New Jersey, (not less than two thirds of all members thereof affirmatively concurring) that in accordance with the provisions of N.J.S.A 40A:4-20:

1. Emergency temporary appropriations be and the same are hereby made: Other Expenses \$40,000.00; Salary and Wages \$40,000.00; and
2. That said emergency temporary appropriations will be provided in the 2024 budget under the above headings.
3. That one certified copy of this resolution be filed with the Director of Local Government Services.

ATTEST:

APPROVED:

EDITH L. MERKEL, RMC
Township Clerk

ANGEL ALBANESE
Council President

Res24/2-20 39EmergTempBudget-Pool

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

TOWNSHIP OF CLARK
Resolution 24-40
February 20, 2024

7

BE IT RESOLVED by the Governing Body of the Township of Clark, County of Union, State of New Jersey that Patrick Clark-Barnes and Jean Roman are hereby appointed as Members of the Clark Volunteer Fire Department effective this 20th day of February 2024.

ATTEST:

APPROVED:

EDITH L. MERKEL, RMC
Township Clerk

ANGEL ALBANESE
Council President

Res24/2-20 40AppointFireFighter-ClarkBarnes,Roman

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

8

RESOLUTION AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN CONTRACT FOR PROFESSIONAL PLANNING SERVICES, GIS ZONING MAP

WHEREAS, the Township of Clark has a need for Professional Planning Services in connection with the preparation of a GIS-based web mapping application, pursuant to Section 3-27(c) of the Township of Clark Municipal Code as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.5; and,

WHEREAS, the Qualified Purchasing Agent has determined and certified in writing that the value of the acquisition will not exceed \$10,750; and,

WHEREAS, the anticipated term of this contract is one (1) year and may be extended two (2) times for the like one (1) year term as approved by the Township of Clark Governing Body; and

WHEREAS, the firm of Topology, 60 Union Street, #1N, Newark, NJ 07105 has submitted a proposal dated January 19, 2024, indicating they will provide professional planning services in connection with the preparation of a GIS-based web mapping application to host Planning and Zoning information; and

WHEREAS, Topology has completed and submitted a Business Entity Disclosure Certification which certifies that Topology has not made any reportable contributions to any political or candidate committee for any members of the Governing Body for the Township of Clark, in the previous one (1) year and that the contract will prohibit Topology from making any reportable contributions through the term of the contract; 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. Funds have been certified to be available in ARPA Grant: G-01-10-770-324.

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 Mayor or Business Administrator to enter into a contract with Topology as described herein; and

BE IT FURTHER RESOLVED that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution.

ATTEST:

APPROVED:

 EDITH L. MERKEL, RMC
 Township Clerk

 ANGEL ALBANESE
 Council President

Res24/2-20 41AwardNon-FairOpencontract-GISmapping-Topology

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

TOWNSHIP OF CLARK
Resolution 24-42
February 20, 2024

9

BE IT RESOLVED by the Governing Body of the Township of Clark, County of Union, New Jersey that the Health Officer is hereby authorized to enter into an agreement between the Township of Clark and Atlantic Health System (AHS), Atlantic Corporate Health for the period ending December 31, 2024 to provide health education services by a Certified Health Education Specialist in an amount not to exceed \$9,450.00 and one Bone Density Screening event per year in an amount not to exceed \$720.00, funded by the New Jersey Association of County and City Health Officials (NJACCHO) Grant and pending the approval of the 2024 Municipal Budget.

ATTEST:

APPROVED:

EDITH L. MERKEL, RMC
Township Clerk

ANGEL ALBANESE
Council President

Res24/2-20 42HealthEduContract-AHS

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

10

TOWNSHIP OF CLARK
Resolution 24-43
February 20, 2024

BE IT RESOLVED by the Governing Body of the Township of Clark that the Mayor and Township Clerk are hereby authorized to enter into an agreement between the Township of Clark and the City of Elizabeth, Department of Health and Human Services, Division of Health; Sexually Transmitted Disease (STD) Clinic for the period commencing January 1, 2024 and shall remain valid through December 31, 2024.

ATTEST:

APPROVED:

EDITH L. MERKEL, RMC
Township Clerk

ANGEL ALBANESE
Council President

Res24/2-20 43AuthSTDclinicCityofElizabeth

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

TOWNSHIP OF CLARK

Resolution 24-44

February 20, 2024

//

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 2024 season, ending December 31, 2024:

Robert Cahill, Manager

Ricardo Viteri, Assistant Manager

Jennifer Jones, Assistant Manager

BE IT FURTHER RESOLVED that the Council President, as the Chairperson 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

ANGEL ALBANESE
Council President

Res24/2-20 44PoolEmploymentContract-CahillViteriJones

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

TOWNSHIP OF CLARK
Resolution 24-45
February 20, 2024

12

WHEREAS the Governing Body of the Township of Clark, County of Union, New Jersey passed Resolution 23-80 re-appointing Josephine Burkhardt and Robert Tarantino as Constables on May 15, 2023 for a three-year term; and

WHEREAS in accordance with N.J.S.A. 40A:9-120 *et seq.* both constables paid the annual fee to the Township for the full term; and

WHEREAS Assembly Bill 5281/Senate Bill 2341 which eliminates the position of constable and removes statutory references to the position was passed by both Houses of the Legislature and approved on January 8, 2024 (P.L. 2023, c. 250); and

WHEREAS due to the elimination of the position Josephine Burkhardt and Robert Tarantino are each entitled to a refund in the amount of One Hundred Dollars (\$100.00).

NOW, THEREFORE BE IT RESOLVED by the Governing Body of the Township of Clark that it hereby approves the above-mentioned refunds and authorizes and directs the Chief Financial Officer to refund the fees.

ATTEST:

APPROVED:

EDITH L. MERKEL, RMC
Township Clerk

ANGEL ALBANESE
Council President

Res24/2-20 45RefundConstablesA5281S2341

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

13

TOWNSHIP OF CLARK
Resolution 24-46
February 20, 2024

WHEREAS the Township of Clark desires to apply for and obtain a grant from the New Jersey Department of Community Affairs for approximately \$100,000.00 to carry out a project to Renovate Bathrooms at the Recreation/Senior Citizen Center.

NOW, THEREFORE BE IT RESOLVED:

- 1) that the Township of Clark does hereby authorize the application on behalf of the Recreation Department for such a grant; and,
- 2) recognizes and accepts that the Department may offer a lesser or greater amount and therefore, upon receipt of the grant agreement from the New Jersey Department of Community Affairs, does further authorize the execution of any such grant agreement; and also, upon receipt of the fully executed agreement from the Department, does further authorize the expenditure of funds pursuant to the terms of the agreement between the Township of Clark on behalf of the Recreation Department and the New Jersey Department of Community Affairs; and

BE IT FURTHER RESOLVED that the persons whose names, titles, and signatures appear below are authorized to sign the application, and that they or their successors in said titles are authorized to sign the agreement, and any other documents necessary in connection therewith.

(signature)

Salvatore Bonaccorso
(type or print name)

Mayor
(title)

(signature)

James F. Ulrich
(type or print name)

Business Administrator
(title)

ATTEST:

APPROVED:

EDITH L. MERKEL, RMC
Township Clerk

ANGEL ALBANESE
Council President

Res24/2-20 46AuthDCAgrantapplandagrmtRecBathrooms

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

I, Edith L. Merkel, Township Clerk of the Township of Clark hereby certify that at a meeting of the Governing Body held on February 20, 2024 the above Resolution was duly adopted.

Edith L. Merkel, RMC
Township Clerk

TOWNSHIP OF CLARK
Resolution 24-47
February 20, 2024

14

FORM 1B

WHEREAS the Governor's Council on Alcoholism and Drug Abuse (GCADA) established the Municipal Alliances for the Prevention of Alcoholism and Drug Abuse in 1989 to educate and engage residents, local government and law enforcement officials, schools, nonprofit organizations, the faith community, parents, youth and other allies in efforts to prevent alcoholism and drug abuse in communities throughout New Jersey

WHEREAS the Township Council of the Township of Clark, County of Union, State of New Jersey recognizes that the abuse of alcohol and drugs is a serious problem in our society amongst persons of all ages; and therefore, has an established Municipal Alliance Committee; and

WHEREAS the Township Council further recognizes that it is incumbent upon not only public officials but upon the entire community to take action to prevent such abuses in our community; and

WHEREAS, the Township Council has applied for funding to the Governor's Council on Alcoholism and Drug Abuse through the County of Union.

NOW, THEREFORE, BE IT RESOLVED by the Township of Clark, County of Union, State of New Jersey hereby recognizes the following:

1. The Township Council does hereby authorize submission of a strategic plan for the Clark Municipal Alliance grant for fiscal year 2025 in the amount of:

GCADA GRANT	\$ 13,194.00
Cash Match	\$ 3,298.50
In-Kind	\$ 9,895.50

2. The Township Council acknowledges the terms and conditions for administering the Municipal Alliance grant, including the administrative compliance and audit requirements.

ATTEST:

APPROVED:

EDITH L. MERKEL, RMC
Township Clerk

ANGEL ALBANESE
Council President

Res24/2-20 47MunAllianceGCADAggrantForm1B

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

CERTIFICATION

I, Edith L. Merkel, Municipal Clerk of the Township of Clark, County of Union, State of New Jersey, do hereby certify the foregoing to be a true and exact copy of a resolution duly authorized by the Township Council on this 20th day of February 2024.

Edith L. Merkel, Municipal Clerk

15 A

TOWNSHIP OF CLARK
Resolution 24-48A
February 20, 2024

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 209, CLARK, NJ 07066

WHEREAS, Applicant Jessica Granger (“Tenant”) will be renting 1025 Raritan Rd, Unit 209, 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 \$1,248.00; and

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

NOW THEREFORE BE IT RESOLVED on this 20th day of February, 2024, 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 20th day of February, 2024.

Edith L. Merkel, Clerk

ATTEST:

APPROVED:

EDITH L. MERKEL, RMC
Township Clerk

ANGEL ALBANESE
Council President

Res24/2-20 48AAuthRentalAssistGrant-Granger

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

TOWNSHIP OF CLARK
Resolution 24-48B
February 20, 2024

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 1025 RARITAN RD, UNIT 210, CLARK, NJ 07066

WHEREAS, Applicant Hadiyah Cunion (“Tenant”) will be renting 1025 Raritan Rd, Unit 210, 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 \$1,116.00; and

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

NOW THEREFORE BE IT RESOLVED on this 20th day of February, 2024, 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 20th day of February, 2024.

Edith L. Merkel, Clerk

ATTEST:

APPROVED:

EDITH L. MERKEL, RMC
Township Clerk

ANGEL ALBANESE
Council President

Res24/2-20 48BAuthRentalAssistGrant-Cunio

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

TOWNSHIP OF CLARK
 Resolution 24-49
 February 20, 2024

CA 16

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

 ANGEL ALBANESE
 Council President

Res24/2-20 49SewerAdj

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

SEWER BILLING ADJUSTMENT 2024										
CLARK TOWNSHIP										
REF #	Acct #	Name	#	Address	Reason	Original	Revised	Credit	ADDL	Comments
24	14	1229-0	Silva, Olivia	297	Madison Hill Rd	well adjustment	\$ 500.00	\$ 280.00	\$ 220.00	
24	15	1232-0	Tetarynw	353	Madison Hill Road	well adjustment	\$ 500.00	\$ 280.00	\$ 220.00	
24	16	3647-0	Scalia, Alberto	53	John Street	well adjustment	\$ 500.00	\$ 280.00	\$ 220.00	
24	17	5347-0	Ruby , John	300	Madison Hill road	well adjustment	\$ 500.00	\$ 280.00	\$ 220.00	
					Total Credit				\$ 880.00	

TOWNSHIP OF CLARK

Resolution 24-50

February 20, 2024

CA 17

WHEREAS in accordance with a request from the Tax Collector for authorization to refund overpayment of 2024 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-2024						
BLOCK	LOT	QUAL.	NAME	#	ADDRESS	REFUND
38.09	5		Reis, Teresa	225	Dorset Drive	\$ 266.08
					Total Refunds	\$ 266.08

ATTEST:

APPROVED:

EDITH L. MERKEL, RMC
Township Clerk

ANGEL ALBANESE
Council President

Res24/2-20 50TaxRefund(s)

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

TOWNSHIP OF CLARK
 Resolution 24-51
 February 20, 2024

CA 18

WHEREAS the Tax Assessor has certified that the U.S. Department of Veterans Affairs has deemed Samuel O’Kelly Siegel to be one hundred percent (100%) permanently disabled effective February 3, 2024, in accordance with N.J.S.A. 54: 4-3, 30, et. seq.; and

WHEREAS Samuel O’Kelly Siegel owns one hundred percent of the property listed in the tax duplicate as 3 Winters Court, Clark, NJ, Block 33 Lot 6.01 Qual. C0003, and is entitled to one hundred percent of the taxes for this property exempt; and

WHEREAS the total 2024 taxes on this property, for the 1st & 2nd quarter, were \$5,025.43, and Samuel O’Kelly Siegel, being owner of the property is entitled to a one hundred percent exemption of the property taxes; and

WHEREAS \$2,512.71 has been paid in 2024 and should be refunded to Samuel O’Kelly Siegel; the 3rd & 4th quarters of 2024, should be cancelled; and

WHEREAS one hundred percent of the taxes on this property will be entitled to exemption for as long as Samuel O’Kelly Siegel is owner of the property.

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

ATTEST:

APPROVED:

 EDITH L. MERKEL, RMC
 Township Clerk

 ANGEL ALBANESE
 Council President

Res24/2-20 51TaxExemptDisabledVeteran-Siegel

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