

**AGENDA
COUNCIL MEETING
315 WESTFIELD AVE., CLARK, NJ 07066
March 18, 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:

PUBLIC HEARING ON PROPOSED ORDINANCES:

(No objections have been received in connection with the 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"**
- 2. 24-05 AN ORDINANCE REQUIRING THE TOWNSHIP TO SHARE PILOT PAYMENTS WITH THE CLARK BOARD OF EDUCATION**

INTRODUCTION OF PROPOSED ORDINANCES:

3. **24-06 BOND ORDINANCE TO AUTHORIZE THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS AND THE ACQUISITION OF NEW ADDITIONAL FURNISHINGS AND A NEW AUTOMOBILE VEHICLE, INCLUDING ORIGINAL APPARATUS AND EQUIPMENT, IN, BY AND FOR THE TOWNSHIP OF CLARK, IN THE COUNTY OF UNION, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$1,730,000 TO PAY THE COST THEREOF, TO APPROPRIATE A STATE GRANT, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.**
4. **24-07 AN ORDINANCE AMENDING ORDINANCE 24-01 ENTITLED AN ORDINANCE TO FIX MINIMUM AND MAXIMUM SALARIES**
5. **24-08 AN ORDINANCE ENTITLED AN ORDINANCE TO FIX THE SALARIES OF POLICE PERSONNEL FOR THE YEARS 2024 THROUGH 2027**
6. **24-09 AN ORDINANCE TO FIX THE SALARIES OF THE WHITE COLLAR EMPLOYEES FOR THE PERIOD 2024 THROUGH 2027**

PAYMENT OF CLAIMS:

Councilman O'Connor, Chairman of Finance Committee has reviewed the Current and Capital expenditures received and encumbered through March 12, 2024 in the amount of \$303,407.48

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:

7. Opposing New Jersey A-4 And S-50 which proposes to overhaul the New Jersey Fair Housing Act in a manner that imposes new unrealistic compliance deadlines and obligations and invites developers to subject municipalities to repetitive and unending litigation
8. Authorizing an upgrade to the contract with GovPilot for cloud-based government management software and maintenance in the amount of \$90,909.00
9. Authorizing the financing of the HVAC replacement for the Municipal Building, through the program authorized by the BPU, in the amount of \$183,044.60, interest free over a 5-year period via the National Energy Improvement Fund
10. Utilizing the State and Local Cybersecurity Grant Program administered by the New Jersey Office of Homeland Security and Preparedness through the CrowdStrike Falcon Endpoint Detection and Response solution with 24/7 managed cybersecurity and Authorizing the Mayor to execute and deliver the Memorandum of Agreement for Services

11. Appointing Edward Cardoso and Andrew Plummer as members of the Clark Volunteer Fire Department
12. Accepting the resignation of Carmen Brocato as Director of Public Safety

Council as the Pool Utility:

13. Award of contract to Clark Concession Operations, LLC in the amount of \$8,100.00 for Operating and Maintaining of the Pool Food Concession Stand for the 2024 pool season
14. Award of contract for Pool Maintenance to Aquatic Service, Inc. in the amount of \$35,706.60 for the 2024 pool season

CONSENT AGENDA RESOLUTIONS:

15. Authorizing the Tax Collector to refund overpayment of sewer fees in the amount of \$1,430.00
16. Authorizing the Tax Collector to apply sewer account balance adjustments as credit in the amount of \$79,290.46

NEW BUSINESS ON THE CALENDAR:

PUBLIC COMMENTS:

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

MAYOR, COUNCIL AND PROFESSIONAL COMMENTS:

ADJOURNMENT:

PH 1

TOWNSHIP OF CLARK
Ordinance No. 24 - 04
Adopted _____

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

PH2

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								

INTRO 3

TOWNSHIP OF CLARK

Ordinance No. 24 - 06

Adopted _____

Introduced: March 18, 2024 Public Hearing: April 15, 2024

BOND ORDINANCE TO AUTHORIZE THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS AND THE ACQUISITION OF NEW ADDITIONAL FURNISHINGS AND A NEW AUTOMOBILE VEHICLE, INCLUDING ORIGINAL APPARATUS AND EQUIPMENT, IN, BY AND FOR THE TOWNSHIP OF CLARK, IN THE COUNTY OF UNION, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$1,730,000 TO PAY THE COST THEREOF, TO APPROPRIATE A STATE GRANT, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.

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

Section 1. The Township of Clark, in the County of Union, State of New Jersey (the "Township") is hereby authorized to make various public improvements and to acquire new additional furnishings and a new automobile vehicle, including original apparatus and equipment, in, by and for said Township, as more particularly described in Section 4 hereof. Said improvements shall include all work, materials and appurtenances necessary and suitable therefor.

Section 2. There is hereby appropriated to the payment of the cost of making the improvements described in Sections 1 and 4 hereof (hereinafter referred to as "purposes"), the respective amounts of money hereinafter stated as the appropriation for said respective purposes. Said appropriation shall be met from the proceeds of the sale of the bonds authorized, and the down payment and the State grant appropriated, by this ordinance. Said improvements shall be made as general improvements and no part of the cost thereof shall be assessed against property specially benefited.

Section 3. It is hereby determined and stated that the making of such improvements is not a current expense of said Township.

Section 4. The several purposes hereby authorized for the financing of which said obligations are to be issued are set forth in the following "Schedule of Improvements, Purposes and Amounts" which schedule also shows (1) the amount of the appropriation and the estimated cost of each such purpose, and (2) the amount of each sum which is to be provided by the State grant hereinafter appropriated, and (3) the amount of each sum which is to be provided by the down payment hereinafter appropriated to finance such purposes, and (4) the estimated maximum amount of bonds and notes to be issued for each such purpose, and (5) the period of usefulness of each such purpose, according to its reasonable life, computed from the date of said bonds:

SCHEDULE OF IMPROVEMENTS, PURPOSES AND AMOUNTS

A. Undertaking of the 2024 Capital Road and Parking Lot Improvement Program (including roadway and parking lot construction, reconstruction and resurfacing, and the undertaking of the following, where necessary: repair of the storm drainage system, reconstruction of curbs, sidewalks and driveway aprons and the making of landscaping improvements) at the following locations in the Township (entire lengths, unless otherwise noted):

- Bartell Field parking lot (construction)
- Bradley Road (curb reconstruction at various locations)
- Cromwell Court
- Kent Place
- Largo Lane
- Partridge Run (cul-de-sac)
- Ritter Place
- Russell Court
- Municipal Building parking lot and driveways

Depending upon the contract price and other exigent circumstances, and upon approval by the Township Council, there may be additions to or deletions from the aforesaid list. It is hereby determined and stated that said roads and parking lots being improved or constructed are or will be of "Class B" or equivalent construction as defined in Section 22 of the Local Bond Law (Chapter 2 of Title 40A of the New Jersey Statutes Annotated, as amended; the "Local Bond Law").

Appropriation and Estimated Cost	\$ 677,000
Down Payment Appropriated	\$ 32,240
Bonds and Notes Authorized	\$ 644,760
Period of Usefulness	10 years

B. Improvement of Valley Road (Section 1), including roadway reconstruction and resurfacing, and the undertaking of the following, where necessary: repair of the storm drainage system, reconstruction of curbs, sidewalks and driveway aprons and the making of landscaping improvements. It is hereby determined and stated that said road being improved is of "Class B" or equivalent construction as defined in Section 22 of the Local Bond Law.

Appropriation and Estimated Cost	\$ 578,000
State Grant Appropriated	\$ 346,690
Down Payment Appropriated	\$ 11,020
Bonds and Notes Authorized	\$ 220,290
Period of Usefulness	10 years

C. Acquisition of a new automotive vehicle (with a gross vehicle weight rating (GVWR) in excess of 15,000 pounds), including original apparatus and equipment, consisting of a dump truck with plow and spreader for the use of the Department of Public Works.

Appropriation and Estimated Cost	\$ 275,000
Down Payment Appropriated	\$ 13,100
Bonds and Notes Authorized	\$ 261,900
Period of Usefulness	10 years

D. Acquisition of new additional furnishings consisting of furniture for use at the Clark Public Library.

Appropriation and Estimated Cost	\$ 100,000
Down Payment Appropriated	\$ 5,180
Bonds and Notes Authorized	\$ 94,820
Period of Usefulness	5 years

E. Renovation of bathrooms and other interior improvements at the Recreation Wing of the Municipal Building. It is hereby determined and stated that said public building being improved is of "Class B" or equivalent construction as defined in Section 22 of the Local Bond Law.

Appropriation and Estimated Cost	\$ 100,000
Down Payment Appropriated	\$ 4,770
Bonds and Notes Authorized	\$ 95,230
Period of Usefulness	15 years

Aggregate Appropriation and Estimated Cost	\$1,730,000
State Grant Appropriated	\$ 346,690
Aggregate Down Payment Appropriated	\$ 66,310
Aggregate Amount of Bonds and Notes Authorized	\$1,317,000

Section 5. The cost of such purposes, as hereinbefore stated, includes the aggregate amount of \$175,000 which is estimated to be necessary to finance the cost of such purposes, including architect's fees, accounting, engineering and inspection costs, legal expenses and other expenses, including interest on such obligations to the extent permitted by Section 20 of the Local Bond Law.

Section 6. The sum of \$346,690 received or to be received as a grant from the State of New Jersey Department of Transportation is hereby appropriated to the payment of the cost of the improvement of Valley Road (Section 1) set forth in Section 4.B hereof.

Section 7. It is hereby determined and stated that moneys exceeding \$66,310, appropriated for down payments on capital improvements or for the capital improvement fund in budgets heretofore adopted for said Township, are now available to finance said purposes. The sum of \$66,310 is hereby appropriated from such moneys to the payment of the cost of said purposes.

Section 8. To finance said purposes, bonds of said Township of an aggregate principal amount not exceeding \$1,317,000 are hereby authorized to be issued pursuant to the Local Bond Law. Said bonds shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law. All matters with respect to said bonds not determined by this ordinance shall be determined by resolutions to be hereafter adopted.

Section 9. To finance said purposes, bond anticipation notes of said Township of an aggregate principal amount not exceeding \$1,317,000 are hereby authorized to be issued pursuant to the Local Bond Law in anticipation of the issuance of said bonds. In the event that bonds are issued pursuant to this ordinance, the aggregate amount of notes hereby authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount of outstanding bonds and notes issued pursuant to this ordinance shall at any time exceed the sum first mentioned in this section, the moneys raised by the issuance of said bonds shall, to not less than the amount of such excess, be applied to the payment of such notes then outstanding.

Section 10. Each bond anticipation note issued pursuant to this ordinance shall be dated on or about the date of its issuance and shall be payable not more than one year from its date, shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law and may be renewed from time to time pursuant to and within limitations prescribed by the Local Bond Law. Each of said bond anticipation notes shall be signed by the Mayor and by a financial officer and shall be under the seal of said Township and attested by the Township Clerk or Deputy Township Clerk. Said officers are hereby authorized to execute said notes in such form as they may adopt in conformity with law. The power to determine any matters with respect to said notes not determined by this ordinance and also the power to sell said notes, is hereby delegated to the Director of Revenue and Finance who is hereby authorized to sell said notes either at one time or from time to time in the manner provided by law.

Section 11. It is hereby determined and declared that the average period of usefulness of said purposes, according to their reasonable lives, taking into consideration the respective amounts of bonds or notes authorized for said purposes, is a period of 10 years computed from the date of said bonds.

Section 12. It is hereby determined and stated that the Supplemental Debt Statement required by the Local Bond Law has been duly made and filed in the office of the Township Clerk of said Township, and that such statement so filed shows that the gross debt of said Township, as defined in Section 43 of the Local Bond Law, is increased by this ordinance by \$1,317,000 and that the issuance of the bonds and notes authorized by this ordinance will be within all debt limitations prescribed by said Local Bond Law.

Section 13. Any funds received from private parties, the County of Union, the State of New Jersey or any of their agencies or any funds received from the United States of America or any of its agencies in aid of such purposes (other than the State grant hereinbefore appropriated which shall be applied to the cost of such purposes, but shall not be applied to the

payment of outstanding bond anticipation notes and the reduction of the amount of bonds authorized), shall be applied to the payment of the cost of such purposes, or, if bond anticipation notes have been issued, to the payment of the bond anticipation notes, and the amount of bonds authorized for such purposes shall be reduced accordingly.

Section 14. The capital budget is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency therewith and the resolutions promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director, Division of Local Government Services, is on file with the Township Clerk and is available for public inspection.

Section 15. The Township intends to issue the bonds or notes to finance the cost of the improvements described in Sections 1 and 4 of this bond ordinance. If the Township incurs such costs prior to the issuance of the bonds or notes, the Township hereby states its reasonable expectation to reimburse itself for such expenditures with the proceeds of such bonds or notes in the maximum principal amount of bonds or notes authorized by this bond ordinance.

Section 16. The full faith and credit of the Township are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this ordinance. Said obligations shall be direct, unlimited and general obligations of the Township, and the Township shall levy ad valorem taxes upon all the taxable real property within the Township for the payment of the principal of and interest on such bonds and notes, without limitation as to rate or amount.

Section 17. This ordinance shall take effect twenty days after the first publication thereof after final passage.

Effective Date: May 9, 2024

ATTEST:

APPROVED:

EDITH L. MERKEL, RMC
Township Clerk

ANGEL ALBANESE
Council President

SALVATORE BONACCORSO
Mayor

Ord24/3-18 24-06 Multipurpose Bond Ord \$1,730,000

		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								

TOWNSHIP OF CLARK
Ordinance No. 24 - 07
Adopted _____

INTRO 4

Introduced: March 18, 2024 Public Hearing: April 15, 2024

**AN ORDINANCE AMENDING ORDINANCE 24-01 ENTITLED AN
ORDINANCE TO FIX MINIMUM AND MAXIMUM SALARIES**

WHEREAS the position/title Sr. Building Maintenance Worker is covered by the Union Council No. 8, I.F.P.T.E. AFL-CIO contract and is therefore included in the ordinance to fix the salaries of White Collar employees.

NOW, THEREFORE BE IT ORDAINED by the Governing Body of the Township of Clark, County of Union, New Jersey that Ordinance 24-01 is hereby amended as follows:

SECTION 1: Sr. Building Maintenance Worker \$59,000.00 - \$125,000.00 is hereby removed from Ordinance 24-01.

SECTION 2: **Inconsistent Ordinance**

Any Ordinance or parts thereof inconsistent with the provisions of this Ordinance are hereby repealed to the extent of such inconsistency.

SECTION 3: **Effective Date**

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

Effective Date: May 9, 2024

ATTEST:

APPROVED:

EDITH L. MERKEL, RMC
Township Clerk

ANGEL ALBANESE
Council President

SALVATORE BONACCORSO
Mayor

TOWNSHIP OF CLARK
Ordinance No. 24 - 08
Adopted _____

INTRO 5

Introduced: March 18, 2024 Public Hearing: April 15, 2024

AN ORDINANCE ENTITLED AN ORDINANCE TO FIX THE SALARIES OF POLICE PERSONNEL FOR THE YEARS 2024 THROUGH 2027

BE IT ORDAINED said ordinance reflects the changes in salaries paid to certain police personnel in accordance with Union Contracts adopted for the years 2024 through 2027; and

BE IT FURTHER ORDAINED all police personnel hired prior to January 1, 2011 are at Step 9 on the following wage scale.

	<u>2024</u>	<u>2025</u>	<u>2026</u>	<u>2027</u>
Detectives *	2%	2%	2%	2%

* 2% of base salary to be paid to all Police Officers regardless of rank while assigned Detective Duties.

The wage scale for all Police Officers shall be as follows:

	2024	2025	2026	2027
Academy	\$40,000	\$40,000	\$40,000	\$40,000
1 st year	\$61,464	\$63,462	\$65,683	\$67,982
Step 1	\$65,603	\$67,735	\$70,106	\$72,559
Step 2	\$69,747	\$72,014	\$74,535	\$77,143
Step 3	\$73,887	\$76,288	\$78,958	\$81,722
Step 4	\$78,028	\$80,564	\$83,383	\$86,302
Step 5	\$82,169	\$84,840	\$87,809	\$90,882
Step 6	\$86,310	\$89,115	\$92,234	\$95,462
Step 7	\$90,453	\$93,392	\$96,661	\$100,044
Step 8	\$102,348	\$105,674	\$109,373	\$113,201
Step 9	\$124,593	\$128,642	\$133,145	\$137,805

Sergeants equal 12% of Step (9) Police salary scale for each subsequent year.
 Lieutenants equal 20% of Step (9) Police salary scale for each subsequent year.

INTRO 6

TOWNSHIP OF CLARK

Ordinance No. 24 - 09

Adopted _____

Introduced: March 18, 2024 Public Hearing: April 15, 2024

AN ORDINANCE TO FIX THE SALARIES OF THE WHITE COLLAR EMPLOYEES FOR THE PERIOD 2024 THROUGH 2027

WHEREAS Union Council No. 8, I.F.P.T.E. AFL-CIO and the Township of Clark completed contract negotiations for the years 2024 through 2027.

NOW THEREFORE BE IT ORDAINED that there shall be general wage increases for employees covered hereunder as follows:

- Effective January 1, 2024 – 3.50%
- Effective January 1, 2025 – 3.50%
- Effective January 1, 2026 – 3.50%
- Effective January 1, 2027 – 3.50%

\$350.00 shall be paid to employees each year of this contract as the annual increment.

Each employee receiving a promotion shall receive a \$500 increment added to his/her base salary.

Each employee who completes five (5) years of continuous uninterrupted service shall become eligible for longevity payment computed as follows:

- a. For each five (5) year period of service as outlined above, each employee of the

Township shall receive the following in addition to the current annual salary:

After 5 continuous years	\$ 750.00
After 10 continuous years	1,250.00
After 15 continuous years	1,750.00
After 20 continuous years	2,250.00

The effective date as to eligibility for longevity shall be the anniversary date of the individual's employment by the Township of Clark and the amount shall be as set forth above.

BE IT FURTHER ORDAINED the new pay scale for all white collar personal will be as set forth in the following wage and hour scale:

Salary Range-White Collar 2024-2027

**Salary Range
Schedule A**

	Annual	
	Minimum	Maximum
Administrative Clerk	\$45,000	\$85,000
Accounting Clerk	\$39,000	\$55,000
Sr. Accounting Clerk	\$45,800	\$60,000
Principal Accounting Clerk	\$50,000	\$90,000
Clerk 1	\$39,000	\$69,000
Clerk 2	\$45,800	\$79,000
Clerk 3	\$50,000	\$89,000
Keyboarding Clerk 1	\$39,000	\$69,000
Keyboarding Clerk 2	\$45,800	\$79,000
Keyboarding Clerk 3	\$50,000	\$89,000
Records Support Technician 1	\$39,000	\$59,000
Records Support Technician 2	\$45,800	\$69,000
Records Support Technician 3	\$50,000	\$87,000
Technical Assistant	\$45,800	\$69,000
Sr. Technical Assistant	\$50,000	\$87,000
Building Maintenance Worker	\$39,000	\$69,000
Sr. Building Maintenance Worker	\$59,000	\$125,000

Part Time Hourly Rates:

	Hourly	
	Minimum	Maximum
Building Maintenance	\$15.00	\$30.00
Clerk Typist	\$15.00	\$30.00
Inspectors	\$15.00	\$45.00
Bus Driver	\$15.00	\$30.00
General Part Time Help	\$15.00	\$30.00

Hourly

Matron on duty	\$40.00	Flat Rate
Matron call-in	\$40.00	2 hr. minimum

TOWNSHIP OF CLARK
Resolution 24-56
March 18, 2024

RESOLUTION OF THE TOWNSHIP OF CLARK, COUNTY OF UNION, STATE OF NEW JERSEY, OPPOSING NEW JERSEY A-4 AND S-50 WHICH PROPOSES TO OVERHAUL THE NEW JERSEY FAIR HOUSING ACT IN A MANNER THAT IMPOSES NEW UNREALISTIC COMPLIANCE DEADLINES AND OBLIGATIONS, AND INVITES DEVELOPERS TO SUBJECT MUNICIPALITIES TO REPETITIVE AND UNENDING LITIGATION.

WHEREAS, in 1975 and in 1983, the New Jersey Supreme Court decided the landmark cases commonly referred to as Mount Laurel I and Mount Laurel II, which held that every municipality has a constitutional obligation to use their zoning power in a manner that creates a realistic opportunity for the construction of each municipality’s fair share of the region’s low-and moderate-income housing and has since come to be known as the “Mount Laurel doctrine”; and

WHEREAS, the “builder’s remedy” was created by the Court in Mount Laurel II for the intended purpose of bringing about municipal compliance through legal actions by developers, which if granted, would permit developers to build at higher densities and without regard to existing local zoning; and

WHEREAS, in the wake of Mount Laurel II the State exploded with “builder’s remedy” lawsuits which resulted in seriously depriving many municipalities of their home rule power to zone and control their destiny; and

WHEREAS, in 1985 the Legislature statutorily recognized the Mount Laurel doctrine when it enacted the New Jersey Fair Housing Act, N.J.S.A. 52:27D-301 et seq., (“FHA”) for the purpose of assisting municipal compliance with this constitutional obligation and to restore balance against unrestrained development while still meeting the needs to provide for affordable housing opportunities through each municipality’s legitimate exercise of its home rule powers sought to restore home rule by imposing a moratorium on the builder’s remedy litigation, and by providing an administrative process that municipalities could voluntarily pursue; and

WHEREAS, the FHA sought *to bring the fair share numbers back to reality* by among other things defining the prospective need as the need “based on development and growth which is reasonably likely to occur” and by calling for the fair share to be adjusted to a number lower than the fair share formula generated if the municipality lacked sufficient land to satisfy the obligation generated by the fair share formula; and

WHEREAS, the FHA sought *to reduce the burdens on municipalities* by prohibiting any requirement for municipalities to expend their own resources to comply; and

WHEREAS, the FHA created COAH and conferred “primary jurisdiction” on COAH to administer the FHA and to implement the affordable housing policies of our State; and

WHEREAS, COAH adopted regulations for Round 1 in 1986 and for Round 2 in 1994 to implement the FHA and processed applications by municipalities for approval of their affordable housing plans in accordance with the regulations it adopted; and

WHEREAS, COAH's new construction obligation for Rounds 1 and 2 averaged 5,034.5 units per year, or 50,345 units for every 10 years as noted in 36 N.J.R. 5748(a) (November 22, 2004), COAH's comment regarding 5:94: Appendix A; and

WHEREAS, COAH's Round 1 and/or 2 regulations permitted a 1-for-1 rental bonus credit for up to 25% of the obligations and provided flexible standards for adjustments predicated upon lack of adequate vacant developable land; and

WHEREAS, housing advocates attacked the regulations COAH adopted for Round 3 the first time it adopted them in 2004, the second time it adopted them in 2008 and the third time it proposed them in 2014, thereby crippling COAH's ability to certify the plans that municipalities petitioned COAH to approve because the FHA required that COAH only certify municipalities consistent with its regulations; and

WHEREAS, in 2015, the Supreme Court in Mount Laurel IV, the Supreme Court returned the task of implementing the doctrine back to the Courts because COAH had failed to do its job; and

WHEREAS, notwithstanding the foregoing, the Court emphasized that it preferred the administrative remedy created by the FHA to a judicial one and hoped that one day COAH would be effective so that towns could comply once again through the administrative process created by the FHA; and

WHEREAS, transferring the implementation of the doctrine from COAH back to the courts deprived the citizens of our State of an evenly balanced administrative body with four representatives of municipalities and four representatives of low-and moderate-income households adopting regulations consistent with the FHA and processing petitions for substantive certification; and

WHEREAS, the judicial process the Supreme Court fashioned in Mount Laurel IV required municipalities to spend municipal resources not only on their own attorneys and planners, but also on Court appointed masters in a litigation process that was much more expensive than the administrative process the legislature established under the FHA; and

WHEREAS, the Court process proved to be far more expensive for municipalities than the COAH process because it invited developers to intervene and actively drag out the legal process for years, even after a municipality had Court approved plan, and has only caused unreasonable delays in allowing municipalities to achieve the goals of the Mount Laurel; and

WHEREAS, the Court process following Mount Laurel IV has ultimately proved that the Court system is ill-suited for resolving comprehensive planning disputes over affordable housing; and

WHEREAS, it is against this backdrop, that over the last two approximate months that the New Jersey Assembly and Senate introduced Assembly Bill A-4 and Senate Bill S-50 ("A4/S50") with little to no input from local government officials who are now faced with dealing with its ramifications; and

WHEREAS, A4/S50 seeks to abolish the Council on Affordable Housing ("COAH") and purports to reform municipal responsibilities concerning the provision of affordable housing; and

WHEREAS, A4/S50 is based on the proposition that 40 percent of all households qualify as low or moderate to further increase densities; and

WHEREAS, A4/S50 calls for the determination of the prospective need by subtracting the number of households reported in the 2010 Decennial Census from the number of households reported in the 2020 Decennial Census and multiplying that figure by 40 percent; and

WHEREAS, traditional inclusionary zoning ordinances generally require no more than 20 percent of the units to be affordable; and

WHEREAS, it is mathematically impossible to satisfy a 46 percent problem with a 20 percent solution and, therefore, the number generated by the statutory formula is patently excessive; and

WHEREAS, A4/S50 purports to reduce litigation and municipal expenses, but the reality is it only gives more incentives for developers to delay building the inclusionary developments they agreed to build under Round 3 and to file challenges and lawsuits against municipalities to get even more favorable approvals by weaponizing the Mount Laurel doctrine; and

WHEREAS, in stark contrast to current laws that preserve a municipality's immunity in the absence of proof that the municipality is "determined to be constitutionally noncompliant", A4/S50 creates multiple opportunities to strip municipalities of immunity and expose them to litigation even after they secure approval of those plans; and

WHEREAS, in addition, COAH's Round 2 regulations had flexible standards, Regional Contribution Agreements (RCAs), an achievable bonus structure, waivers and other flexible standards to further mitigate the problem; and

WHEREAS, the A4/S50 Bill creates a judicial entity made up of 3-7 retired Mount Laurel judges called "The Program", which, unlike COAH, is not comprised of an equal number of municipal and housing representatives, and is not made up of an equal number of Republicans and Democrats, thereby depriving the citizens of our State of the carefully crafted COAH Board that included a diversity of interests and that was the centerpiece of the FHA adopted in 1985; and

WHEREAS, the A4/S50 Bill does not require the promulgation of affordable housing obligations, or the adoption of substantive regulations, in a way that utilizes an open and transparent process that COAH used and that gave all interested parties an opportunity to comment and receive COAH's response to their comments; and

WHEREAS, the initial version of the A4/S50 Bill allowed for municipalities to utilize age - restricted affordable units to satisfy up to thirty-three percent (33%) of its Fourth Round obligation in recognition that roughly 33 percent of the demand for affordable housing came from this age group; however, the current version of A4/S50 unfairly reduced the cap on age-restricted housing down to twenty-five (25%); and

WHEREAS, A4/S50 creates unfair requirements and ambiguity when it comes to the Vacant Land Adjustment process, which could lead to municipalities that lack sufficient vacant land being required to produce more affordable housing units than is practical; and

WHEREAS, the A4/S50 Bill includes many other provisions and changes to the FHA that are impractical and devoid of any consideration of the burdens created by the statute.

NOW THEREFORE, BE IT RESOLVED, by the Governing Body of the Township of Clark, County of Union, and State of New Jersey, that for all of the above reasons, the Township Committee objects to and strongly opposes Assembly Bill No. 4/Senate Bill No. 50, and requests that the bill be tabled, re-written and re-introduced in a way that achieves the goals of Mount Laurel in a reasonable manor and a balanced approach that does not leave our community prey to developers and housing speculators; and

BE IT FURTHER RESOLVED that the Township Administrator is hereby directed to forward a copy of this resolution to Governor Phil Murphy, Senate President Nicholas Scutari, Assembly Speaker Craig Coughlin, Assemblyman James Kennedy and Assemblywoman Linda Carter.

A copy of this Resolution shall remain on file in the Township Clerk's Office and available for public inspection.

This Resolution shall take effect immediately.

ATTEST:

APPROVED:

 EDITH L. MERKEL, RMC
 Township Clerk

 ANGEL ALBANESE
 Council President

Res24/3-18 56OpposeAffordableHousingLegislationA4-S50

		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 24-57
March 18, 2024

8

WHEREAS, the Township of Clark has historically operated with limited module subscriptions, resulting in constraints on various operational aspects such as construction, finance, and health services; and

WHEREAS, Quote 21745505, dated March 15, 2022, priced at \$68,900, was utilized for the replacement of 20 modules, whereas Quote 24471029, priced at \$90,909.00, offers the opportunity for unlimited modules, thereby providing a more comprehensive and cost-effective solution for our organization; and

WHEREAS, the adoption of an unlimited modules subscription will enable the organization to leverage additional resources effectively, enhancing operational efficiency in critical areas such as construction, finance, and health services; and

WHEREAS, the implementation of unlimited modules will facilitate the provision of improved and flexible resident services, ensuring accessibility and support 24 hours a day, 7 days a week, thereby enhancing overall resident satisfaction and service delivery; and

WHEREAS, the utilization of unlimited modules will significantly reduce the occurrence of manual errors, streamline processes, and minimize the need for manual intervention, thereby enhancing the accuracy and reliability of organizational operations; and

WHEREAS, the adoption of unlimited modules will lead to a reduction in incoming phone calls to various departments, as residents and stakeholders will have enhanced self-service capabilities and access to information, thereby alleviating the burden on staff and optimizing resource allocation; and

WHEREAS, the implementation of unlimited modules will eliminate the necessity for residents to physically come in during traditional business hours for tasks that can be efficiently handled through digital platforms; and

WHEREAS, the Administration recommends the use of a Cooperative Purchasing Contract for the Gov-Pilot cloud-based government management platform through SHI International Corp., which meets the needs of the Township; and

WHEREAS, SHI International Corp., 300 Davidson Avenue, Somerset, New Jersey 08873 is an authorized vendor under the Bergen County Cooperative Contract Purchasing System:

Gov-Pilot Part #NPN-GOVPI-ANNUA-A
Contract Name: New Jersey Cooperative Purchasing Alliance
Contract # CK04
Subcontract # 22-24
SHI Quotation # 24471029
Coverage Term 4/1/2024 – 3/31/2025

WHEREAS, the Chief Financial Officer has ascertained there are available sufficient uncommitted appropriations in the amount not to exceed \$91,000 funded by 4-01-22-195-201 Code Enforcement G-01-41-770-332 Health Infrastructure Grant as attached hereto as a “Certification of Availability of Funds”

NOW, THEREFORE BE IT RESOLVED, that the Governing body of the Township of Clark County of Union, State of New Jersey hereby concurs with the implementation of the unlimited modules subscription as per Quote 24471029, priced at \$90,909.00, effective immediately, to capitalize on the benefits outlined above and enhance overall operational efficiency, service delivery, and resident satisfaction.

BE IT FURTHER RESOLVED, a copy of this resolution will be provided to SHI in evidence of the adoption of the revised Quote 24471029.

ATTEST:

APPROVED:

 EDITH L. MERKEL, RMC
 Township Clerk

 ANGEL ALBANESE
 Council President

Res24/3-18 57GovPilotAuthUpgrade-unlimitedmodules

		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 24-58
March 18, 2024

9

WHEREAS Resolution 23-189, adopted and dated December 4, 2023, authorized the replacement of the Township’s aging, unreliable and costly heating, ventilating and air-conditioning equipment and system with new, more modern and efficient equipment; and

WHEREAS a financing modification of the HVAC replacement for the Municipal Building, through the program authorized by the BPU, in the amount of \$183,044.60, is interest free over a 5-year period via the National Energy Improvement Fund; and

WHEREAS a resolution is required approving the modification, and the document memorializing such modification, to a transaction and the related contractual documentation which previously were approved.

NOW, THEREFORE BE IT RESOLVED by the Governing Body of the Township of Clark, County of Union, New Jersey that the Mayor is hereby authorized to execute and deliver the document effectuating such modification.

ATTEST:

APPROVED:

EDITH L. MERKEL, RMC
Township Clerk

ANGEL ALBANESE
Council President

Res24/3-18 58AuthHVACmodificationNEIF

			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 24-59
March 18, 2024

10

WHEREAS The New Jersey Office of Homeland Security and Preparedness (NJOHSP) leads and coordinates New Jersey's counterterrorism, cybersecurity, and emergency preparedness efforts while building resiliency throughout the State.

WHEREAS the NJOHSP is designated as the State Administrative Agency responsible for the administration of Federal homeland security and preparedness grants, including the State and Local Cybersecurity Grant Program (SLCGP); and

WHEREAS the New Jersey Cybersecurity and Communications Integration Cell (NJCCIC) is a division within the NJOHSP, and is tasked with the strategic development and execution of the State's cybersecurity programs including the development and implementation of the New Jersey SLCGP Strategic Plan; and

WHEREAS Executive Order #178 (Christie 2015) establishes the NJCCIC as the central State civilian interface for coordinating cybersecurity information sharing, performing cybersecurity threat analysis, and promoting shared and real-time situational awareness between and among the public and private sectors. The NJCCIC coordinates information sharing related to cybersecurity risks, warnings, and incidents, and may provide support regarding cybersecurity incident response as well as cyber crime investigations; and

WHEREAS pursuant to Executive Order #178, NJCCIC may participate in appropriate federal, multi-state, or private sector programs and efforts that support or complement its cybersecurity mission; and

WHEREAS the NJCCIC procures and implements multiple cybersecurity products, product licenses, technologies, and services in support of its cybersecurity functions; and

WHEREAS the CrowdStrike, Inc. (CrowdStrike) provides hosted software-as-a-service (SaaS) solutions and accompanying services to assist in providing endpoint security, threat intelligence, and cyberattack response services to customers (collectively referred to as "Services"); and

WHEREAS the State/Agency and CrowdStrike entered into a Custom Agreement, 19-M0003-Page 2 of 9 CRW01, on April 17, 2019, which permitted CrowdStrike to provide fee-based Software, SaaS, and Technical Support to Authorized Purchasers (each capitalized term is defined in the Custom Agreement) through one of the State/Agency's Resellers pursuant to State Contract T3121 Software Reseller Services. The State/Agency and CrowdStrike revised the Custom Agreement on February 26, 2020, via an Addendum, which permits CrowdStrike to sell certain Software Related Services (also defined in the Custom Agreement) to the State/Agency; and

WHEREAS in conformance with the New Jersey SLCGP Strategic Plan, Strategic Goal 3 – Enhancing Resilience, the NJCCIC may provide New Jersey state and local entities with the NJCCIC Advanced Endpoint Protection (AEP) solution which consists of CrowdStrike's Falcon Endpoint Detection and Response (EDR) solution with 24/7 managed detection and response (MDR) and Overwatch services provided by CrowdStrike in conjunction with the NJCCIC; and

WHEREAS State/Agency and the Township of Clark wish to enter into this MOA to further set forth the duties and obligations under which State/Agency will provide the NJCCIC AEP solution to the Township of Clark and assist the Township of Clark with implementation, maintenance, operation, monitoring, detection, and response support pertaining to the NJCCIC AEP solution.

NOW, THEREFORE BE IT RESOLVED by the Governing Body of the Township of Clark, County of Union, New Jersey that the mayor is hereby authorized to execute and deliver the Memorandum of Agreement for Services, with the New Jersey Office of Homeland Security and Preparedness (NJOHSP) as hereinabove described.

ATTEST:

APPROVED:

 EDITH L. MERKEL, RMC
 Township Clerk

 ANGEL ALBANESE
 Council President

Res24/3-18 59AuthNJCCIC AEP CrowdStrike

		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-
March 18, 2024

//

BE IT RESOLVED by the Governing Body of the Township of Clark, County of Union, State of New Jersey that Edward M Cardoso and Andrew M Plummer are hereby appointed as Members of the Clark Volunteer Fire Department effective this 18th day of March 2024.

ATTEST:

APPROVED:

EDITH L. MERKEL, RMC
Township Clerk

ANGEL ALBANESE
Council President

Res24/3-18 AppointFireFighters-Cardoso,Plummer

		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 24-61
 March 18, 2024

12

BE IT RESOLVED by the Governing Body of the Township of Clark, County of Union, State of New Jersey that it hereby accepts the resignation of Carmen Brocato as Director of Public Safety effective March 1, 2024; and

BE IT FURTHER RESOLVED that the Mayor and Council sincerely thank Director Brocato for his role in advancing public safety initiatives during his tenure and wish him much success in all his future endeavors.

ATTEST:

APPROVED:

 EDITH L. MERKEL, RMC
 Township Clerk

 ANGEL ALBANESE
 Council President

Res24/3-18 61AcceptResignationDirPublSafetyBrocato

		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 24-62
March 18, 2024

13

WHEREAS the Clark Municipal Pool Utility has solicited bids for Operating and Maintaining the Pool Food Concession Stand for the 2024 season; and

WHEREAS one (1) bid was received on February 28, 2024 at 10:00 am; and

WHEREAS Clark Concession Operations, LLC, 75 Victoria Drive, Clark, NJ 07066 submitted a bid in the amount of \$8,100.00; and

WHEREAS the Business Administrator has reviewed all the documents required by the bid specifications and recommends award of contract to Clark Concession Operations, LLC of Clark, New Jersey.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Township of Clark, as the Municipal Pool Utility, that it does hereby award a contract for the Operation and Maintenance of the Pool Food Concession Stand for the 2024 pool season to Clark Concession Operations, LLC of Clark, New Jersey in accord with the bid documents and upon payment by the vendor of the sum of \$8,100.00 to the Township and compliance with all the applicable terms and conditions as set forth in the aforesaid specifications.

ATTEST:

APPROVED:

EDITH L. MERKEL, RMC
Township Clerk

ANGEL ALBANESE
Council President

Res24/3-18 62AwardPoolConcession-ClarkConcessionOperationsLLC

		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

TOWNSHIP OF CLARK
Resolution 24-63
March 18, 2024

WHEREAS the Governing Body of the Township of Clark advertised on February 1, 2024 and received one (1) bid for Specifications and Obligations for Pool Maintenance for the 2024 Season on February 28, 2024 at 10:00 am; and

WHEREAS Aquatic Service, Inc., 550 Hartle Street, Suite F, Sayreville, NJ 08872 was the sole bidder in the amount of \$35,706.60; and

WHEREAS the Business Administrator has reviewed all the documents required by the bid specifications and recommends award of contract to Aquatic Service, Inc. in the amount of \$35,706.60; and

WHEREAS the Chief Financial Officer has ascertained funds will be available subject to the adoption of the 2024 Municipal Budget.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Township of Clark that it does hereby award a contract to Aquatic Service, Inc. in the amount of \$35,706.60 for 2024 subject to review of the bid by the Township Attorney who will draw up the contract.

ATTEST:

APPROVED:

EDITH L. MERKEL, RMC
Township Clerk

ANGEL ALBANESE
Council President

Res24/3-18 63AwardPoolMaintenance-Aquatic

		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 24-64

March 18, 2024

CA 15

WHEREAS in accordance with a request from the Tax Collector for authorization to refund overpayment of 2024 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 2024							
REF		Acct#	Name	#	Address	Reason	Refund
24	14	309-0	Murphy, Brian & Teresa	9	Orchard Ter.	duplicate payment	\$ 280.00
24	15	1363-0	Lopez, Elizabeth	36	Kennedy Dr.	2023 ADJ created overpayment	\$ 850.00
24	16	1407-0	Brown, Thomas & Elaine	102	Amelia Dr.	2023 ADJ created overpayment	\$ 300.00
						Total Refunds	\$ 1,430.00

ATTEST:

APPROVED:

EDITH L. MERKEL, RMC
Township Clerk

ANGEL ALBANESE
Council President

Res24/3-18 64SewerRefund(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 24-65
 March 18, 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

Res24/3-18 65SewerAdj

		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	#	Account #	Name	#	Address	Reason	Original	Revised	Credit	ADDL	Comments	
24	18	1407-0	Brown, Thomas & Elaine	102	Amelia Drive	water meter issue	\$ 5,030.00	\$ 1,155.00	\$ 3,875.00		2024	
24	19	1407-0	Brown, Thomas & Elaine	102	Amelia Drive	water meter issue	\$ 780.00	\$ 480.00	\$ 300.00		2023	
24	20	10-0	Township of Clark-Pool	201	Oak ridge Road	inaccurate reads	\$ 3,165.60	\$ 280.00	\$ 2,885.60			
24	21	3933-0	Aqua-Tots	1255	Raritan Road	estimated bill	\$ 9,928.00	\$ 8,005.00	\$ 1,923.00			
24	22	3087-0	Geoghegan, Lauren	45	Westfield Avenue	estimated bill	\$ 630.00	\$ 280.00	\$ 350.00			
24	23	2406-0	Joy, Jeff	28	Dawn Drive	water meter issue	\$ 1,330.00	\$ 280.00	\$ 1,050.00			
24	24	1363-0	Lopez, Elizabeth	36	Kennedy Drive	leak in the basement	\$ 1,130.00	\$ 280.00	\$ 850.00		2023	
24	25	1363-0	Lopez, Elizabeth	36	Kennedy Drive	leak in the basement	\$ 4,230.00	\$ 1,780.00	\$ 2,450.00			
24	26	3468-0	Spring Enterprises LLC	88	Westfield Avenue	inactivated account	\$ 280.00	\$ -	\$ 280.00			
24	27	2157-0	Complete Care	1213	Westfield Avenue	over estimated bill	\$ 207,919.90	\$ 146,283.04	\$ 61,636.86			
24	28	2473-0	Doctoroff, Alexander	1075	Central Avenue	water meter issue	\$ 1,580.00	\$ 280.00	\$ 1,300.00			
24	29	430-0	Galati, Christopher	83	Willow Way	sprinkler system	\$ 2,380.00	\$ 540.00	\$ 1,840.00			
29	39	762-0	Ubides, Gabriel	50	Hall Drive	leak in toilet	\$ 830.00	\$ 280.00	\$ 550.00			
					Total Credit				\$ 79,290.46			