

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
February 18, 2025
7:30 pm**

ROLL CALL:

Council Member Hoff _____	Council Member Minniti _____
Council Member Hund _____	Council Member O’Connor _____
Council Member Mazzarella _____	Council Member Toal _____
	Council President Smith _____

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: Appointments: Library Board of Trustees – Nathaniel Clee
Union County Community Development Revenue Sharing Committee
Jessica Hoff (Public Improvements) 02/18/25 – 12/31/25
Angel Albanese Alternate (1 yr term) 02/18/25 – 12/31/25

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:

Council President appoints Jessica Hoff to the Finance Committee, Parks and Recreation Committee, Liaison to the Board of Education and Liaison to the Library, positions formerly held by Mayor Albanese

ORDINANCES, APPROPRIATIONS AND CLAIMS:

INTRODUCTION OF PROPOSED ORDINANCES:

Public Hearings for each of the ordinances, 25-04 through 25-08 will be held on Monday, March 17, 2025

1. 25-04 AN ORDINANCE AMENDING CHAPTER 114 ENTITLED “CERTIFICATE OF COMPLIANCE”
2. 25-05 AN ORDINANCE AMENDING SECTION 2 OF CHAPTER 122 ENTITLED “FEES”

3. **25-06 AN ORDINANCE TO AMEND SECTION 38 ENTITLED “INTERPRETATION OF ZONING PROVISIONS; ADMINISTRATIVE OFFICER” AND SECTION 51 “ENTITLED “FEES ESTABLISHED” OF CHAPTER 195 ENTITLED “LAND USE AND DEVELOPMENT” OF THE CODE OF THE TOWNSHIP OF CLARK**
4. **25-07 AN ORDINANCE TO ADJUST CIVIL SERVICE RANKING OF JOB TITLE OF “PUBLIC WORKS REPAIRER”**
5. **25-08 AN ORDINANCE TO CREATE THE POSITION CUSTODIAL WORKER AND TO FIX MINIMUM AND MAXIMUM SALARIES**

PAYMENT OF CLAIMS:

Councilman O’Connor, Chairman of Finance Committee has reviewed the Current and Capital expenditures received and encumbered through February 12, 2025 in the amount of \$227,843.77

CITIZEN HEARING ON THE AGENDA:

The public comment portion of the meeting is to allow the public to bring to the Council's attention their concerns or comments. In accordance with N.J.S.A. 10: 4-12(a) and the Code of the Township of Clark, each person addressing the Council shall give their name and the town in which they reside, to the Clerk. All remarks shall be addressed to the Council as a body and shall not exceed 5 minutes in duration. At the conclusion of the statements or questions from a member of the public, the Council President, at his discretion, may choose to respond or not respond.

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

RESOLUTIONS:

6. Establishing a Mount Laurel Subcommittee and appointing members to assist the Township in addressing its Affordable Housing Obligations
7. Authorizing Emergency Temporary Appropriations for the Current Fund
8. Authorizing Emergency Temporary Appropriations for the Sewer Utility
9. Authorizing Emergency Temporary Appropriations for the Pool Utility
10. Authorizing the Police Chief to issue additional Clothing Bin Permits for the year 2025

Council Acting as the Pool Utility:

11. Authorizing and Directing the Council President, as the Chairperson of the Pool Utility to enter into Employment Contracts for the positions of Pool Manager and Assistant Managers
12. Extending the Pool Food Concession Contract with Clark Concession Operations, LLC for an additional two-year term at the sole option of the Township in accordance with the 2024 bid specifications
13. Extending the Pool Maintenance Contract with Aquatic Service Inc. for an additional one-year term at the sole option of the Township in accordance with the 2024 bid specifications

CONSENT AGENDA RESOLUTIONS:

The following items are considered routine and non-controversial items by the Township Council and will be enacted upon by one motion. There will be no separate discussion of these items unless a Council Member so requests, in which event the item will be removed from the Consent Agenda to be discussed and voted on, following the approval of the remaining items listed on the Consent Agenda.

14. Confirming the Mayor's appointment of Nathaniel Clee as the Mayor's Alternate Member of the Library Board of Trustees
15. Authorizing the Tax Collector to make the proper adjustments for 100% Property Tax Exemption of Block 81 Lot 33 in accordance with a directive from the U.S. Department of Veterans Affairs
16. Authorizing the Tax Collector to make the proper adjustments for 100% Property Tax Exemption of Block 17 Lot 3 in accordance with a directive from the U.S. Department of Veterans Affairs
17. Authorizing the Tax Collector to apply sewer account balance adjustments as credit in the amount of \$5,220.00
18. Authorizing final payment to A.J.M. Contractors, Inc. for proposed parking lot for Bartell Park and various other capital improvements in the amount of \$12,313.50
19. Supporting Publishing Legal Notices on Official Government Websites

NEW BUSINESS ON THE CALENDAR:

PUBLIC COMMENTS:

The public comment portion of the meeting is to allow the public to bring to the Council's attention their concerns or comments. In accordance with N.J.S.A. 10: 4-12(a) and the Code of the Township of Clark, each person addressing the Council shall give their name and the town in which they reside, to the Clerk. All remarks shall be addressed to the Council as a body and shall not exceed 5 minutes in duration. At the conclusion of the statements or questions from a member of the public, the Council President, at his discretion, may choose to respond or not respond.

MAYOR, COUNCIL AND PROFESSIONAL COMMENTS:

ADJOURNMENT:

INTRO 1

TOWNSHIP OF CLARK
Ordinance No. 25 - 04
Adopted _____

Introduced: February 18, 2025 Public Hearing: March 17, 2025

**AN ORDINANCE AMENDING CHAPTER 114 ENTITLED
"CERTIFICATE OF COMPLIANCE"**

WHEREAS, the State of New Jersey, Department of Community Affairs (the "DCA"), has required a change to the nomenclature of the certificate that municipalities issue prior to the sale of any structure within the Township by proscribing use of the term "Certificate of Compliance" for such certificates, which term may be used for Certificates provided for in N.J.A.C. 5:23-2 and 12 only; and

WHEREAS, consequently, the Township must modify its ordinances to comply with the requirements of the DCA.

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

Section 1. Title. The title of Chapter 114 be and hereby is changed to "Certificate of Resale."

Section 2. Certificate required prior to sale and inspection prior to issuance. Sections 1 and 2 of Chapter 114 be and hereby are amended by deleting the word "compliance" in each place that it appears and substituting the word "resale" therefor in each such instance.

Section 3. Inspection fees. Section 3 of Chapter 114 be and hereby is amended and restated to state as follows:

The fees to be charged in connection with the foregoing inspections are as follows:

- (a) Resale of a residential dwelling: \$125.
- (b) Multiple dwellings (per unit): \$125.
- (c) Resale of commercial or industrial building:
 - [1] Up to five offices: \$500.
 - [2] Each additional office over five offices: \$100 per office.
- (d) Change of tenant, commercial/industrial: \$400.

Section 4. Inconsistency. All ordinances or parts thereof, inconsistent herewith are hereby repealed to the extent of such inconsistency.

Section 5. Severability. If any clause, sentence, section or other portion of this ordinance, or the application thereof to any person or circumstance, shall be adjudged by a court of competent jurisdiction to be invalid, such judgment shall not affect, impair or repeal the remainder of this ordinance.

Section 6. Effective Date. This ordinance shall take effect twenty (20) days following passage and publication as required by law.

Effective Date: April 9, 2025.

ATTEST:

APPROVED:

EDITH L. MERKEL, RMC
 Township Clerk

WILLIAM F. SMITH
 Council President

ANGEL ALBANESE
 Mayor

Ord25/2-18 25-04Ch114CertoffResale

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

INTRO 2

TOWNSHIP OF CLARK

Ordinance No. 25 - 05

Adopted _____

Introduced: February 18, 2025 Public Hearing: March 17, 2025

**AN ORDINANCE AMENDING SECTION 2 OF
CHAPTER 122 ENTITLED "FEES"**

WHEREAS, by separate ordinance, the Township is amending Chapter 114 to comply with requirements of the State of New Jersey, Department of Community Affairs (the "DCA"), which prohibit use of the term "Certificate of Compliance" for certificates issued by municipalities except for certificates provided for in N.J.A.C. 5:23-2 and 12 only, and in doing so, also has included a fee schedule for issuance of the newly re-named Certificate of Resale in the ordinance making such change in nomenclature; and

WHEREAS, the Township also must modify its other ordinances, such as Chapter 122 of the Township's ordinances, that employ such terminology to comply with the requirements of the DCA; and

WHEREAS, the fees now set forth elsewhere in the Township's ordinances must be deleted from Section 2 of Chapter 122 of the Township's ordinances and those which shall remain set forth in Section 2 of Chapter 122 of the Township's ordinances also are being modified in this ordinance.

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

Section 1. Fees deleted. Delete subsections A. (4.1), (7), (8), (16) (19) and (20) from Section 2 of Chapter 122 of the Township's ordinances.

Section 2. Change in fee. Delete the current text of Chapter 122, Section 2.A. (20) and substitute instead the following: "Sheds, over 200 square feet and/or over 10 feet in height: \$35 per \$1,000 cost of construction."

Section 3. Fees added. Add a new subsection G. to Section 2 of Chapter 122 stating as follows:

- G. Minimum Fee.
- (1) Any item required to have a permit not listed in fees:
 - (a) All subcodes: \$125

TOWNSHIP OF CLARK

INTRO 3

Ordinance No. 25 - 06

Adopted _____

Introduced: February 18, 2025 Public Hearing: March 17, 2025

**AN ORDINANCE TO AMEND
SECTION 38 ENTITLED "INTERPRETATION OF ZONING PROVISIONS;
ADMINISTRATIVE OFFICER" AND SECTION 51 "ENTITLED
"FEES ESTABLISHED" OF CHAPTER 195 ENTITLED "LAND USE AND
DEVELOPMENT" OF THE CODE OF THE TOWNSHIP OF CLARK**

WHEREAS, the Township desires to modify the definition of the term "administrative officer" in Chapter 195; and

WHEREAS, the Township desires to update the development fees set forth in Chapter 195.

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

Section 1. The first paragraph of Section 38 entitled "Interpretation of zoning provisions; administrative officer" of Chapter 195 entitled "Land Use and Development" of the Code of the Township of Clark be and hereby is amended and restated to state as follows:

In interpreting and applying the requirements contained in this Land Use and Development Ordinance, the requirements contained herein are declared to be the minimum requirements for the protection of the health, safety and general welfare of the public and for the preservation and improvement of the value and aesthetics of the land. The administration and enforcement of these provisions lie with the administrative officer.

Section 2. Section 51 entitled "Fees established" of Chapter 195 entitled "Land Use and Development" of the Code of the Township of Clark be and hereby is amended and restated to state as follows:

A. **Fees.** The following fees hereby are established:

Category of Fees	Fees
Subdivision	
Minor residential	\$180
Minor nonresidential	\$180
Major preliminary	\$330
Major final	\$200
Site plan	
Minor (residential)	\$200

Minor (nonresidential)	\$300
Major (residential) (preliminary)	\$300
Major (residential) (final)	\$150
Major (nonresidential) (preliminary)	\$300
Major (nonresidential) (final)	\$150
Appeals	
One- and two-family residential	\$150
Other residential	\$200
Nonresidential	\$200
Interpretations	\$150
Bulk variances (one- and two-family residential)	\$175
Bulk variances (other residential)	\$150
Bulk variances (nonresidential)	\$200
Use variance (one- and two-family residential)	\$300
Use variance (other residential)	\$350
Use variance (nonresidential)	\$400
Conditional Use	
Conditional use (one- and two-family residential)	\$250
Conditional use (other residential)	\$300
Conditional use (nonresidential)	\$350
Waivers	
Floodplain Development (one- and two-family residential)	\$200
Floodplain Development (multifamily or nonresidential)	\$300
Fence (residential)	\$100
Fence (nonresidential)	\$200

Sign (residential)	\$250
Sign (nonresidential)	\$300
Parking Variance (residential)	\$150
Parking Variance (nonresidential)	\$200
Meetings	
Special (all)	\$1,500
Additional fees	
Attorneys' fees (per hour)	\$225
Secretarial fees (per hour)	\$80
Administrative fees (per meeting)	\$200
Copy of Master Plan	Actual cost or OPRA fees
Certified list of property owners within 200 feet	\$0.25 per name or \$10, whichever is greater
Copy of land use ordinances	Actual cost or OPRA fees
Zoning Maps	Actual cost or OPRA fees
Tax Map, per sheet	Actual cost or OPRA fees
Copy of Ordinance Book	Actual cost or OPRA fees
Zoning permit fee	\$100
Zoning permit exemption	\$250
Application package	\$20
Outside storage containers (allowed to remain for 30 days, may be extended two times at the discretion of the Construction Code Official)	\$100
Dumpster in accordance with §302-29, Permit required; placement; removal; maintenance	
Located in driveway	\$50 for 14 days
Located in street	\$50 for 7 days

Engineering inspections, as required (other than for a certificate of occupancy), will be performed on a time basis in accordance with contracts between the Township and its consultants

\$300 minimum

B. Escrow accounts. There shall be an escrow fee for residential development, not requiring subdivision, calculated at the rate of \$100 per residential unit with a minimum fee of \$1,000. The following escrows also hereby are established:

Application Type	Minimum Escrow
Minor subdivision	\$500
Major subdivision, per lot or unit	\$100
Minimum escrow	\$1,000
Site plans	
Commercial/industrial development application not involving structures	
1 to 3 lots and/or units	\$3,500
Over 3 lots and/or units	\$5,000
Commercial/industrial development application involving structures (total floor plan)	
1 to 1,249 square feet	\$500
1,250 to 2,499 square feet	\$1,000
2,500 to 20,000 square feet	\$2,000
Over 20,000 square feet	\$5,000
Use variance	\$1,500

C. Rate of professional charges.

(1) Limit on charges; payment.

(a) No professional personnel submitting charges to the Township for any of the services referred to in § 195-28 shall charge for any services at a higher rate or in a different manner than would normally be charged the Township for similar work, as determined by the professional personnel's contract of employment with the Township or by provisions of the Township's Salary Ordinance.

(b) Payment of any bill rendered by professional personnel to the Township in respect to any service for which the Township is entitled to reimbursement under § 195-28 shall in no way be contingent upon receipt of reimbursement to an applicant, nor shall any payment to professional personnel be delayed pending reimbursement from an applicant.

(2) The Township may charge for the services of any Township employee rendering expert advice for the benefit of an applicant when the employee is required to attend special meetings, as defined herein, during nonbusiness hours, as well as services rendered beyond the scope of the employee's regularly defined duties.

Section 3. Any ordinance inconsistent with the provisions contained herein is hereby repealed to the extent of such inconsistency.

Section 4. This ordinance shall take effect immediately upon final passage and publication according to law.

Effective Date: April 9, 2025

ATTEST:

APPROVED:

EDITH L. MERKEL, RMC
 Township Clerk

WILLIAM F. SMITH
 Council President

ANGEL ALBANESE
 Mayor

Ord25/2-18 25-06Ch195Sec38and51

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

INTRO 5

TOWNSHIP OF CLARK
Ordinance No. 25 - 08
Adopted _____

Introduced: February 18, 2025 Public Hearing: March 17, 2025

**AN ORDINANCE TO CREATE THE POSITION CUSTODIAL WORKER
AND TO FIX MINIMUM AND MAXIMUM SALARIES**

WHEREAS, the Township intends to discontinue contracting with third-party business organizations to provide custodial services and to employ its own custodian or custodians;

WHEREAS, to do so, the Township first must create the position "Custodial Worker;"
and

WHEREAS, the Township also must provide for compensation for such "Custodial Worker" designation.

NOW, THEREFORE, BE IT ORDAINED by the Township Council of the Township of Clark, Union County, New Jersey, that the position of "Custodial Worker," who shall render custodial services within the Municipal Building, the Police Department and Municipal Court, and such other buildings and structures of or owned by the Township, as is directed by the Business Administrator in his or her discretion, be and hereby is created.

NOW, THEREFORE, BE IT FURTHER ORDAINED by the Governing Body of the Township of Clark that the proper officer or officers of the Township of Clark be and they are hereby authorized and directed to execute and deliver checks on Township funds for the purpose of paying the annual salaries to the employees of the Township of Clark within the range as set forth in Ordinance 24-17 adopted December 16, 2024 opposite each job classification as in such cases made. The following supplements the Schedule of salaries effective as of January 1, 2025, and may be amended for those who may exceed the maximum.

	MINIMUM	MAXIMUM
Custodial Worker	\$ 40,000.00	\$ 69,000.00

*Annual Professional Services Contract
**Contract(s) for each position is 10% above lower position plus longevity and education.

Any ordinance inconsistent with the provisions contained herein is hereby repealed to the extent of such inconsistency.

This ordinance shall take effect immediately upon final passage and publication according to law.

TOWNSHIP OF CLARK
Resolution 25-60
February 18, 2025

RESOLUTION ESTABLISHING A MOUNT LAUREL SUBCOMMITTEE AND APPOINTING MEMBERS TO ASSIST THE TOWNSHIP IN ADDRESSING ITS AFFORDABLE HOUSING OBLIGATIONS

WHEREAS, the Township of Clark has an obligation to provide a Housing Element and Fair Share Plan (hereinafter “affordable housing plan”) to provide affordable housing in accordance with existing law; and

WHEREAS, in order to facilitate the Township’s efforts to develop an affordable housing plan that makes the most sense for our community, the Township Council believes it is in the Township’s best interest to form a “Mount Laurel Subcommittee” to meet periodically to discuss the best way for the Township to address its affordable housing obligations and to make such recommendations it deems appropriate.

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

1. The Township of Clark hereby creates a “Mount Laurel Subcommittee” to consider and address the Township’s obligation to provide opportunities for the provision of very low-, low- and moderate-income housing in the Township.
2. The Mount Laurel subcommittee shall (a) investigate facts and issues relevant to the Township’s satisfaction of its affordable housing obligations; (b) make recommendations as to how the Township can address its affordable housing obligations; and (c) perform such other tasks as may be necessary or desirable in formulating recommendations as to how best to comply.
3. The Subcommittee’s membership shall consist of 1) the Mayor and/or a member of the Township Council; 2) a member of the Township’s Planning Board; 3) the Township Administrator; 4) the Township Attorney; 5) the Township’s Affordable Housing Counsel; 6) the Township’s Affordable Housing Planner and 7) such other individual as the Township deems appropriate.
4. The initial members of the Subcommittee shall include: Mayor Angel Albanese; James Ulrich, Business Administrator; Jeffrey R. Surenian, Esq., Affordable Housing Counsel; Mark Dugan, Esq., Township Attorney; Albert Cruz, Esq., Planning Board Attorney; Richard O’Connor, P.E., Township Engineer; and Paul Ricci, PP, Township’s Affordable Housing Planner.
5. Subcommittee members shall serve at the pleasure of the Township Council. The Township Council shall periodically review the Subcommittee membership and, in its discretion, make appointments as it deems necessary or desirable.

6. This resolution shall take effect immediately, according to law.

ATTEST:

APPROVED:

 EDITH L. MERKEL, RMC
 Township Clerk

 WILLIAM F. SMITH
 Council President

Res25/2-18 60MountLaurelSubComm-AffHousing2025

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

CERTIFICATION

I, Edith L. Merkel, Municipal Clerk of the Township of Clark, do hereby certify that the above is a true copy of a resolution adopted by the Township Council at a public meeting held on February 18, 2025.

 Municipal Clerk

TOWNSHIP OF CLARK

Resolution 25-61

February 18, 2025

7

**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 2025 Budget, and adequate provision has not been made in the 2025 Temporary Budget for the appropriations specified on the attached page; and

WHEREAS the total emergency temporary resolutions adopted in fiscal year 2025 pursuant to the provision of Chapter 96, P.L. 1951 (N.J.S. 40A:4-20) including this resolution total \$8,452,263.00.

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 \$8,452,263.00; and
2. That said emergency temporary appropriations will be provided in the 2025 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

WILLIAM F. SMITH
Council President

Res25/2-18 61EmergTempBudget-current

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

#2

<u>Dept#</u>	<u>DEPARTMENT</u>	<u>SALARIES</u>	<u>OTHER</u>	<u>TOTAL</u>
20-100	Administration	75,000.00	25,000.00	100,000.00
20-101	Communications	50,000.00	50,000.00	100,000.00
20-110	Mayor's Office	25,000.00	3,000.00	28,000.00
20-111	Municipal Council	15,000.00	8,000.00	23,000.00
20-120	Clerk	80,000.00	10,000.00	90,000.00
20-121	Clerk - Elections	3,000.00	5,000.00	8,000.00
20-130	Financial Administration	60,000.00	50,000.00	110,000.00
20-145	Revenue Administration	20,000.00	8,000.00	28,000.00
20-150	Tax Assessor	30,000.00	25,000.00	55,000.00
20-155	Legal Services	0.00	100,000.00	100,000.00
20-165	Engineering Services	0.00	30,000.00	30,000.00
21-180	Planning Board	2,000.00	8,000.00	10,000.00
21-185	Zoning Board	2,000.00	2,000.00	4,000.00
22-195	Code Enforcement	130,000.00	80,000.00	210,000.00
23-210	Ins & Bonding	0.00	300,000.00	300,000.00
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	200,000.00	30,000.00	230,000.00
25-252	Emergency Management	6,000.00	2,000.00	8,000.00
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	25,000.00	7,500.00	32,500.00
26-313	Shade Tree	0.00	5,000.00	5,000.00
26-290	Streets and Roads	200,000.00	100,000.00	300,000.00
26-305	Grass	0.00	20,000.00	20,000.00
26-306	Leaves	0.00	40,000.00	40,000.00
26-307	Recycling	0.00	200,000.00	200,000.00
26-308	Cleanup	0.00	20,000.00	20,000.00
26-310	Building and Grounds	45,000.00	25,000.00	70,000.00
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	22,000.00	6,000.00	28,000.00
27-340	Animal Control Services	0.00	15,000.00	15,000.00
28-370	Recreation	130,000.00	20,000.00	150,000.00
29-390	Municipal Library	0.00	300,000.00	300,000.00
30-411	LOSAP	0.00	1,000.00	1,000.00
30-415	Reserve for Comp. Absenses	0.00	60,000.00	60,000.00
30-420	Celebration of Public Events	0.00	60,000.00	60,000.00
30-430	Utilities	0.00	25,000.00	25,000.00
31-435	Street Lighting	0.00	100,000.00	100,000.00
31-440	Utilities - Telephone	0.00	10,000.00	10,000.00
31-460	Utilities - Gasoline	0.00	20,000.00	20,000.00
36-471	PERS	0.00	759,002.00	759,002.00
36-472	Social Security - FICA	0.00	200,000.00	200,000.00
36-475	PFRS	0.00	1,696,023.00	1,696,023.00
36-476	Unemployment Comp.	0.00	10,000.00	10,000.00
36-477	DCRP	0.00	10,000.00	10,000.00
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
		<u>2,740,000.00</u>	<u>5,712,263.00</u>	<u>8,452,263.00</u>

TOWNSHIP OF CLARK

Resolution 25-62

February 18, 2025

8

**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 2025 Budget, and adequate provision has not been made in the 2025 Temporary Budget for the appropriations specified on the attached page; and

WHEREAS the total emergency temporary resolutions adopted in fiscal year 2025 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 2025 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

WILLIAM F. SMITH
Council President

Res25/2-18 62EmergTempBudget-sewer

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

		<u>#2</u>
ACCOUNT	DESCRIPTION	EMG BUDGET
X-09-55-100-101	S&W	
X-09-55-504-201	RVSA	\$ 2,000,000.00
X-09-55-505-201	MISC OE	\$ -
X-09-55-505-226	CAPITAL OUTLAY	-
X-09-55-505-227	BOND PRINC	-
X-09-55-505-228	INTEREST ON BONDS	-
	\$ -	\$ 2,000,000.00

9

TOWNSHIP OF CLARK
Resolution 25-63
February 18, 2025

**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 2025 Budget, and adequate provision has not been made in the 2025 Temporary Budget for the appropriations specified on the attached page; and

WHEREAS the total emergency temporary resolutions adopted in fiscal year 2025 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 2025 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

WILLIAM F. SMITH
Council President

Res25/2-18 63EmergTempBudget-pool

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

		#2
ACCOUNT	DESCRIPTION	EMG BUDGET
3-08-55-501-500	S&W	\$ 40,000.00
3-08-55-502-224	OE: POOL MAINTENANCE	\$ 40,000.00
3-0855-512-291	CAPITAL OUTLAY	\$ -
		-
		-
		-
	\$ -	\$ 80,000.00

TOWNSHIP OF CLARK
Resolution 25-64
February 18, 2025

10

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

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

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Township of Clark that the following clothing bin operators having met all the requirements of Chapter 117 of the Code of the Township of Clark as amended by Ordinance 25-02 on January 21, 2025 and are hereby approved in accordance with the law; and

BE IT FURTHER RESOLVED that the Police Chief is hereby authorized and directed to issue permits to the vendors listed as follows to be displayed according to law effective retroactively to January 1, 2025 through December 31, 2025.

Clothing Bin Operators

Location of Bins

We Collect Clothes for a Cause
1201 E. Linden Avenue
Linden, NJ 07036
Attn: Peter Salm (866-931-0232)
wcnynj@aol.com

1300 Raritan Road (2 bins)

Hyatt Hills Golf Course

Carecycle, Inc.
1201 E. Linden Avenue
Linden, NJ 07036
Attn: Peter Salm (866-931-0232)
wcnynj@aol.com
Claritza Feliz
866-931-0232

76 Central Avenue (2 bins)

Shoprite

ATTEST:

APPROVED:

EDITH L. MERKEL, RMC
Township Clerk

WILLIAM F. SMITH
Council President

Res25/2-18 64AdditionalClothingBinpermits

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

POOL 11

TOWNSHIP OF CLARK
Resolution 25-65
February 18, 2025

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 2025 season, ending December 31, 2025:

- 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

WILLIAM F. SMITH
Council President

Res25/2-18 65AuthPoolEmploymentContracts

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

TOWNSHIP OF CLARK
Resolution 25-66
February 18, 2025

POOL 12

WHEREAS Clark Concession Operations, LLC, (the vendor) was awarded the contract for catering services at the Clark Municipal Swim Pool for the 2024 pool season through a formal bidding process; and

WHEREAS the Vendor has submitted a written request to be considered for a two (2) year extension of this contract; and

WHEREAS the contract may be extended in accordance with paragraph 23 of Part D, entitled "Special Conditions" of the bid specifications at the sole option of the Township for up to an additional two (2) years, in the event of such an extension, the bid price for each extension year shall be agreed upon by negotiations; and

WHEREAS the vendor has agreed to a 5% increase, to the price of Eight Thousand, Five Hundred Five Dollars (\$8,505.00.00) for 2025 and Eight Thousand, Nine Hundred Thirty Dollars and Twenty-Five Cents (\$8,930.25) for 2026 and has agreed to comply with all the applicable terms and conditions as set forth in the aforesaid specifications.

NOW, THEREFORE BE IT RESOLVED by the Governing Body of the Township of Clark in their capacity as the Pool Utility that it hereby awards an additional two-year contract to Clark Concession Operations, LLC and authorizes and directs the Mayor to execute said contract.

ATTEST:

APPROVED:

EDITH L. MERKEL, RMC
Township Clerk

WILLIAM F. SMITH
Council President

Res25/2-18 66ExtendPoolConcession2-yrClarkConcessionOperationsLLC

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

POOL 13

TOWNSHIP OF CLARK
Resolution 25-67
February 18, 2025

WHEREAS Aquatic Service Inc., (the vendor) was awarded the contract for Pool Maintenance Services at the Clark Municipal Swim Pool for the 2024 pool season through a formal bidding process; and

WHEREAS the Vendor has submitted a written request to be considered for a one (1) year extension of this contract; and

WHEREAS the contract may be extended in accordance with section 12 of Part B, entitled "Award of Contract" of the bid specifications at the sole option of the Township for up to an additional two (2) years, in the event of such an extension, the bid price for each extension year shall be agreed upon by negotiations; and

WHEREAS the vendor has agreed to the price of Thirty-Six Thousand, Five Hundred Ninety-Nine Dollars and Twenty-Five Cents (\$36,599.25) for 2025 and has agreed to comply with all the applicable terms and conditions as set forth in the aforesaid specifications.

NOW, THEREFORE BE IT RESOLVED by the Governing Body of the Township of Clark in their capacity as the Pool Utility that it hereby awards an additional one-year contract to Aquatic Service Inc. and authorizes and directs the Mayor to execute said contract.

ATTEST:

APPROVED:

EDITH L. MERKEL, RMC
Township Clerk

WILLIAM F. SMITH
Council President

Res25/2-18 67ExtendPoolConcession2-yrClarkConcessionOperationsLLC

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

TOWNSHIP OF CLARK
Resolution 25-68
February 18, 2025

CA 14

WHEREAS Mayor Angel Albanese has appointed Nathaniel Clee as the Mayor's Alternate Member of the Library Board of Trustees from February 18, 2025 to December 31, 2025; and

WHEREAS this appointment requires the advice and consent of the Council.

NOW, THEREFORE BE IT RESOLVED by the Governing Body of the Township of Clark, County of Union, State of New Jersey that it hereby confirms the above-mentioned appointment to the Library Board of Trustees.

ATTEST:

APPROVED:

EDITH L. MERKEL, RMC
Township Clerk

WILLIAM F. SMITH
Council President

Res25/2-18 68ConfirmLibraryBdofTrustees - Mayor's Alt Nathaniel Clee

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

CA 15

TOWNSHIP OF CLARK
Resolution 25-69
February 18, 2025

WHEREAS the Tax Assessor has certified that U.S. Department of Veterans Affairs has deemed George King to be 100% permanently disabled, in accordance with N.J.S.A. 54: 4-3, 30, et. seq.; and

WHEREAS George King owns the property listed in the tax duplicate as 49 Prescott Turn, Clark, NJ, Block 81 Lot 33, and is entitled to one hundred percent of the taxes for this property exempt; and

WHEREAS the property taxes for the 1st & 2nd quarter of 2025 have been billed and should be canceled, \$2,269.40 for the 1st quarter 2025 and \$2,260.39 for the 2nd quarter 2025. Additionally, all taxes billed for the remainder of 2025 and preliminary taxes for 2026 will be cancelled; and

WHEREAS one hundred percent of the taxes on this property will be entitled to exemption for as long as George King 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 as indicated above.

ATTEST:

APPROVED:

EDITH L. MERKEL, RMC
Township Clerk

WILLIAM F. SMITH
Council President

Res25/2-18 69TaxExemptVeteran-King

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

TOWNSHIP OF CLARK
Resolution 25-70
February 18, 2025

CA 16

WHEREAS the Tax Assessor has certified that U.S. Department of Veterans Affairs has deemed Nicholas Francisco to be 100% permanently disabled, in accordance with N.J.S.A. 54: 4-3, 30, et. seq.; and

WHEREAS Nicholas Francisco owns the property listed in the tax duplicate as 205 Briarheath Lane, Clark, NJ, Block 17 Lot 3, and is entitled to one hundred percent of the taxes for this property exempt; and

WHEREAS the property taxes for the 1st & 2nd quarter of 2025 have been billed and should be canceled, \$2,635.22 for the 1st quarter 2025 and \$2,635.21 for the 2nd quarter 2025. Additionally, all taxes billed for the remainder of 2025 and preliminary taxes for 2026 will be cancelled; and

WHEREAS one hundred percent of the taxes on this property will be entitled to exemption for as long as Nicholas Francisco is an 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 as indicated above.

ATTEST:

APPROVED:

EDITH L. MERKEL, RMC
Township Clerk

WILLIAM F. SMITH
Council President

Res25/2-18 70TaxExemptVeteran-Francisco

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

TOWNSHIP OF CLARK
 Resolution 25-71
 February 18, 2025

CA 17

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

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

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

ATTEST:

APPROVED:

 EDITH L. MERKEL, RMC
 Township Clerk

 WILLIAM F. SMITH
 Council President

Res25/2-18 71SewerAdj

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

SEWER BILLING ADJUSTMENT 2025											
CLARK TOWNSHIP											
REF #	Acct #	Name	#	Address	Reason	Original	Revised	Credit	ADDL	Comments	
25	2 367-0	Victor & Adrienne Conti	267	Willow Way	plumbing issue	\$ 2,580.00	\$ 280.00	\$ 2,300.00		2024	
25	3 2689-0	King, Geroge	49	Prescott Turn	leak	\$ 2,530.00	\$ 930.00	\$ 1,600.00		2024	
25	4 1998-0	Kniss, Gregory	280	Madison Hill Rd	well adjustment	\$ 500.00	\$ 280.00	\$ 220.00		2025	
25	5 5347-0	Ruby, John	300	Madison Hill Rd	well adjustment	\$ 500.00	\$ 280.00	\$ 220.00		2025	
25	6 1232-0	Arsanious, Mena	353	Madison Hill Rd	well adjustment	\$ 500.00	\$ 280.00	\$ 220.00		2025	
25	7 3647-0	Scalia, Alberto & Carolyn	53	John Street	well adjustment	\$ 500.00	\$ 280.00	\$ 220.00		2025	
25	8 1229-0	Silva, Olivia	297	Madison Hill Rd	well adjustment	\$ 500.00	\$ 280.00	\$ 220.00		2025	
25	9 2546-0	Morse, Lawrence	69	Riverside Drive	well adjustment	\$ 500.00	\$ 280.00	\$ 220.00		2025	
					Total Credit			\$ 5,220.00			

TOWNSHIP OF CLARK
 Resolution 25-72
 February 18, 2025

CA 18

WHEREAS A.J.M. Contracting, Inc. has completed work on the Bartell Park Parking Improvements and Various Other Capital Improvements; and

WHEREAS the Township Engineer recommends payment in the sum of Twelve Thousand, Three Hundred Thirteen Dollars and Fifty Cents (\$12,313.50) including final quantities change order which decreases the adjusted contract amount by Fourteen Thousand, Fifty-Four Dollars and Twelve Cents (\$14,054.12); and

WHEREAS the Chief Financial Officer has ascertained there are available sufficient uncommitted appropriations in Capital Account C-04-24-006-001 as attached hereto as a "Certification of Availability of Funds"; and

WHEREAS Section 195-84 of the Code of the Township of Clark requires the posting of a Maintenance Guarantee in an amount to be determined by the Township Engineer prior to the release of the Performance Bond and Final Payment; and

WHEREAS the Township Engineer has determined the amount of the Maintenance Guarantee required to be posted by A.J.M. Contracting, Inc. to be Two Hundred Forty-Seven Thousand, Three Hundred Thirty-Three Dollars (\$247,333.00); and

WHEREAS A.J.M. Contracting, Inc. has submitted a Maintenance Bond in the amount of \$247,333.00.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Township of Clark, County of Union, New Jersey that it does hereby authorize Final Payment to A.J.M. Contracting, Inc., 300 Kuller Road, Clifton, NJ 07011 in the amount of \$12,313.50 including final quantities change order and release of the Performance Guarantee.

ATTEST:

APPROVED:

 EDITH L. MERKEL, RMC
 Township Clerk

 WILLIAM F. SMITH
 Council President

Res25/2-18 72FinalPaymentBartellParkParking&VariousOtherCapitalImprovements-AJM

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