

**AGENDA
COUNCIL MEETING
315 WESTFIELD AVE., CLARK, NJ 07066
March 17, 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.

Regular order of business is suspended for Police Department promotions

Regular order of business resumes

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. **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**

INTRODUCTION OF PROPOSED ORDINANCES:

The public hearing for each of the following ordinances will be held on April 21, 2025

6. **25-09 AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 347 ENTITLED VEHICLES AND TRAFFIC, ADDING ARTICLE XI MOTORIZED BICYCLES AND SCOOTERS, SECTION 347-65 MOTORIZED BICYCLES AND SCOOTERS, OF THE CODE OF THE TOWNSHIP OF CLARK**
7. **25-10 AN ORDINANCE TO AMEND CHAPTER 117 ENTITLED CLOTHING DONATION BINS, SECTION 117-7 LIMITATIONS ON THE LOCATIONS AND NUMBERS OF CLOTHING BINS, OF THE CODE OF THE TOWNSHIP OF CLARK**
8. **25-11 BOND ORDINANCE TO AUTHORIZE THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS AND THE ACQUISITION OF NEW INFORMATION TECHNOLOGY EQUIPMENT 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 \$1,050,000 TO PAY THE COST THEREOF, 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**
9. **25-12 BOND ORDINANCE TO AUTHORIZE THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS AND THE ACQUISITION OF A NEW FIRE TRUCK, 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 \$3,340,000 TO PAY THE COST THEREOF, TO APPROPRIATE STATE GRANTS, 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**

PAYMENT OF CLAIMS:

Councilman O'Connor, Chairman of Finance Committee has reviewed the Current and Capital expenditures received and encumbered through March 11, 2025 in the amount of \$320,577.69

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:

10. **Council as the Board of Health:** Accepting and Approving the 2024 Annual Health Report
11. Supporting the Humane Pet Store Bill S2511/A4051 to prohibit the sale of cats, dogs, or rabbits in pet stores for the protection of animals as well as consumers
12. Authorizing the Mayor to execute the 4th Amendment to the Agreement between Hyatt Hills Golf Course Commission and RACER owner of Hyatt Hills Golf Course
13. Ratifying the exigency action taken by the Business Administration to remediate a sanitary sewer main break on Prescott Turn in the amount of \$7,500.00

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. Appointing Juan Pawluczek and Joseph Concina as members of the Clark Volunteer Fire Department effective March 17, 2025
15. Authorizing the Tax Collector to apply sewer account balance adjustments as credit in the amount of \$29,457.90
16. Authorizing the Tax Collector to refund overpayment of sewer fees in the amount of \$1,400.00
17. Authorizing the Tax Collector to refund overpayment of taxes in the amount of \$2,635.22

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:

PH 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 25-04Ch114CertofResale

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

PH 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

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 25-05Ch122Fees

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

TOWNSHIP OF CLARK
Ordinance No. 25 - 06
Adopted _____

PH 3

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	\$100
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	Second	Motion to	Second				
		Introduce		Adopt		Aye	Nay	Abstain	Absent
	Hoff								
	Hund								
Adopted	Mazzarella		✓						
Adopted as Amended	Minniti								
Defeated	O'Connor								
Tabled	Toal	✓							
Withdrawn	Smith								
	Entire Council								
	TOTAL								

TOWNSHIP OF CLARK
Ordinance No. 25 - 07
Adopted _____

PH 4

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

**AN ORDINANCE TO ADJUST CIVIL SERVICE RANKING OF JOB TITLE OF
"PUBLIC WORKS REPAIRER"**

WHEREAS the ranking of a Township Department of Public Works Civil Service Job Title and the Township's practices in connection therewith are outdated and not aligned with the correct structure; and

WHEREAS by this Ordinance, the Township intends to correct such misalignment by updating the ranking to be consistent with the current structure.

NOW, THEREFORE, BE IT ORDAINED by the Township Council of the Township of Clark, Union County, New Jersey, that the Township Department of Public Works Civil Service Job Titles be re-aligned as follows: "Laborer 1, Public Works Repairer, Laborer 2[,][and] Senior Public Works Repairer[,Mechanic 1 and Omni Bus Driver F/T]."

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.

Effective Date: April 9, 2025

ATTEST:

APPROVED:

EDITH L. MERKEL, RMC
Township Clerk

WILLIAM F. SMITH
Council President

ANGEL ALBANESE
Mayor

Ord25/2-18 25-07PublicWorksRepairer

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

PH 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.

Effective Date: April 9, 2025

ATTEST:

APPROVED:

EDITH L. MERKEL, RMC
Township Clerk

WILLIAM F. SMITH
Council President

ANGEL ALBANESE
Mayor

Ord25/2-18 25-08SalaryCustodialWorker

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

TOWNSHIP OF CLARK
Ordinance No. 25 - 09
Adopted _____

INTRO
6

Introduced: March 17, 2025 Public Hearing: April 21, 2025

**AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 347 ENTITLED
VEHICLES AND TRAFFIC, ADDING ARTICLE XI ENTITLED "MOTORIZED
BICYCLES AND SCOOTERS" AND SECTION 347-65 THEREOF ENTITLED
"MOTORIZED BICYCLES AND SCOOTERS"
OF THE CODE OF THE TOWNSHIP OF CLARK**

BE IT ORDAINED by the Governing Body of the Township of Clark that the following Article and Section of Chapter 347 of the Code of the Township of Clark entitled "Vehicles and Traffic" is hereby added in the following particulars:

SECTION 1. An Article XI entitled "Motorized Bicycles and Scooters" be and hereby is added consisting of the following Section providing as follows:

§ 347-65 Motorized Bicycles and Scooters

A. Definitions- As used in this chapter, the following terms shall have the meanings indicated:

a. Low-Speed Motorized Bicycles and Scooters (which do not require license, registration and insurance).

- i. Electric bicycle:** a two or three-wheeled vehicle with fully operable pedals and an electric motor of less than 750 watts, that meets the requirements of one of the following classifications:
 - 1. Class 1 low-speed electric bicycle:** A low-speed electric bicycle equipped with a motor that provides assistance only when the rider is pedaling and that ceases to provide assistance when the bicycle reaches the speed of twenty (20) miles per hour. These bicycles have operable pedals and an electric motor of 750 watts or less; or
 - 2. Class 2 low-speed electric bicycle:** A low-speed electric bicycle equipped with a motor that may be used exclusively to propel the bicycle and that is not capable of providing assistance when the bicycle reaches the speed of twenty (20) miles per hour. These bicycles have operable pedals.
- ii. Electric scooter:** means a scooter with a floorboard that can be stood upon by the operator with handlebars and an electric motor that is capable of propelling the device with or without propulsion at a maximum speed of nineteen (19) miles per hour. These scooters do not have operable pedals.

b. High-Speed Motorized Bicycles and Scooters (which require license, registration and insurance).

- i. Motorized bicycles: A bicycle with an electric motor, or a gas motor of up to 50cc, that can achieve speeds between 20 and 28 miles per hour. These bicycles have pedals.
- ii. Motor scooter (under 50cc): A limited use motorcycle, commonly referred to as a moped, with a gas motor of up to 50cc. These vehicles can achieve speeds of up to 35 miles per hour and have either two or three wheels. These vehicles have no operable pedals.
- iii. Motor scooter (over 50cc): A limited use motorcycle, commonly referred to as a moped, with a gas motor of over 50cc. These vehicles can achieve speeds of over 35 miles per hour and have either two or three wheels. These vehicles have no operable pedals.
- iv. Electric motor scooter: A limited use motorcycle, commonly referred to as a moped, with an electric motor. These vehicles have either two or three wheels and have no operable pedals.
- v. Miniature Motorized Scooter: A miniature motor vehicle and includes, but is not limited to, pocket bikes, super pocket bikes, scooters, mini scooters, sport scooters, mini choppers, mini motorcycles, motorized skateboards and other vehicles with motors.

B. Application of Motor Vehicle Laws.

- a. Every person riding an electric bicycle or electric scooter within the Township of Clark shall be granted all the rights and shall be subject to all the duties applicable to the driver of a vehicle by the laws of this state including the provisions of Chapter 4 of Title 39 of the New Jersey Revised Statutes applicable to bicycles as defined in N.J.S. 39:4-10 and the traffic provisions of this Code applicable to the driver of a vehicle, except as to special regulations in this Section and except as to those provisions of laws and ordinances which by their nature are inapplicable to such persons. In particular, any person operating a low-speed electric bicycle or a low-speed electric scooter shall obey the instructions of official traffic control signals, signs and other control devices applicable to vehicles, unless otherwise directed by a police officer.
- b. Where the provisions of this chapter contradict and/or overlap with any New Jersey State Laws, the state law shall govern.

C. Rules and Regulations.

- a. Dangerous Operation: All motorized bicycles or scooters, as defined in section A, shall be ridden in compliance with the provisions of Title 39 of the revised statutes.
- b. Required Equipment: All motorized bicycles or scooters, as defined in section A, shall carry all required lamps, reflectors and warning devices as specified by Title 39 of the revised statutes.
- c. Reckless Operation: No motorized bicycles or scooters, as defined in section A, shall be ridden in a manner that is likely to endanger the safety of the rider, other motorists or property.

- d. **Helmet Required:** All operators of low-speed motorized bicycles and scooters, as defined in paragraph i-ii of subsection a of section A, shall wear a helmet regardless of age.
- e. **Keeping to the Right:** While operating upon a roadway within the Township of Clark operators of low-speed motorized bicycles and scooters, as defined in paragraphs i-ii of subsection a of section A, shall ride as near to the right side of the roadway as practicable, exercising due care when passing a standing vehicle.
- f. **Single File Riding:** While operating upon a roadway within the Township of Clark operators of low-speed motorized bicycles and scooters, as defined in paragraphs i-ii of subsection a of section A, shall ride in a single file manner which does not impede the flow of traffic.
- g. **Sticker Required:** All low-speed motorized bicycles and scooters, as defined in paragraph i of subsection a of section A, ridden within the Township of Clark shall bear a label containing the classification number, top assisted speed and motor wattage of the low-speed motorized bicycle.
- h. **Number of Riders:** No motorized bicycles or scooters, as defined in section A, shall carry more than persons at one time than the number for which it is designed and equipped.
- i. **Riding on Sidewalk Prohibited:** No high-speed motorized bicycles or scooters, as defined in paragraphs i-v of subsection b of section A, shall be ridden on the sidewalk.
- j. **Carrying Articles:** No operator of motorized bicycles or scooters, as defined in section A, shall carry a package, bundle or article which prevents the user from keeping both hands upon the handlebars.

D. Parking Prohibitions.

- a. No motorized bicycles or scooters, as defined in section A, shall be left standing or lying upon the sidewalk or any portion of the Township's right of way in a manner that would impede pedestrian traffic.
- b. No motorized bicycles or scooters, as defined in section A shall be abandoned upon any sidewalk or any portion of the Township's right of way. For the purposes of this paragraph abandoned shall mean that the vehicle has not moved for a period of forty-eight (48) or more consecutive hours or visually appears to be in an inoperable state.

E. Riding of Motorized Bicycles and Scooters Prohibited On Certain Properties.

- a. Motorized bicycles or scooters, as defined in section A, shall not be ridden on any public property or other property owned or maintained by the Township of Clark or the Township of Clark Board of Education. Nothing in the section shall limit the ability of the operator to ride a motorized bicycle or scooter to the property; however, upon arrival the operator shall dismount the vehicle and walk it while on public property owned or maintained by the Township of Clark.
- b. Private property owners, or their authorized representatives, may elect to prohibit motorized bicycles and scooters, as defined in section A, from being ridden on their property. Each property owner shall enter into an agreement with the Township of

Clark, authorizing this provision to be enforced. Nothing in the section shall limit the ability of the operator to ride a motorized bicycle or scooter to the property; however, upon arrival the operator shall dismount the vehicle and walk it while on said property.

- i. List of private properties where the riding of motorized bicycles and scooters has been prohibited:

F. Violations and Penalties

- a. Anyone who violates the terms of this ordinance is subject to a fine in the Clark Township Municipal Court in the amount of one-hundred dollars (\$100). A court appearance shall be required for this violation.

SECTION 2: **Inconsistent Ordinances:** Any ordinances of the Township of Clark which are inconsistent with the provisions of this ordinance are hereby repealed to the extent of such inconsistency.

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

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

Effective Date: May 15, 2025

ATTEST:

APPROVED:

EDITH L. MERKEL, RMC
Township Clerk

WILLIAM F. SMITH
Council President

ANGEL ALBANESE
Mayor

Ord25/3-17 Ch347-47MotorizedBicyclesandScooters

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

TOWNSHIP OF CLARK
Ordinance No. 25 - 10
Adopted _____

INTRO 7

Introduced: March 17, 2025 Public Hearing: April 21, 2025

**AN ORDINANCE TO AMEND CHAPTER 117 ENTITLED "CLOTHING DONATION BINS"
AND SECTION 117-7 THEREOF ENTITLED "LIMITATIONS ON THE LOCATIONS AND
NUMBERS OF CLOTHING BINS" OF THE CODE OF THE TOWNSHIP OF CLARK**

WHEREAS, the Township of Clark recognizes and honors the contributions and sacrifices of military veterans and their families; and

WHEREAS, the Veterans of Foreign Wars (VFW) and The American Legion are federally recognized non-profit military veterans' organizations dedicated to serving military veterans, strengthening communities, and promoting patriotism; and

WHEREAS, the missions of these organizations include but are not limited to:

- **Veteran advocacy** – Working with Congress to pass laws that benefit military veterans and active-duty military personnel;
- **Support for military families** – Offering financial assistance, scholarships, and transition programs;
- **Youth programs** – Running programs such as Boys State, Boys Nation, and scouting partnerships;
- **Americanism & patriotism** – Encouraging civic responsibility, flag etiquette, and national pride;
- **Assisting with VA claims** – Helping military veterans access their benefits and healthcare;
- **Advocating for veterans' rights** – Influencing legislation to improve VA benefits, healthcare, and support services;
- **Providing assistance programs** – Offering financial aid, mental health resources, and career support;
- **Community involvement** – Supporting youth programs, scholarships, and patriotic initiatives;

- **Honoring military service** – Conducting memorial services, parades, and events recognizing military veterans' sacrifices; and

WHEREAS, allowing clothing donation bins on properties owned or operated by these non-profit military veterans' organizations would provide additional resources to support their mission and community outreach efforts; and

WHEREAS, such donation bins would facilitate charitable giving, promote recycling, and generate funds for programs benefiting military veterans and their families; and

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

SECTION 1: The current subsection H of §117-7 be and hereby is re-designated subsection I.

SECTION 2: A new subsection H be and hereby is added between the current subsection G and the subsection herein re-designated as subsection I providing as follows:

§ 117-7 Limitations on locations and numbers of clothing bins.

H. Exemption for Non-Profit Veterans' Organizations Notwithstanding any other provisions, clothing donation bins may be placed and maintained on properties owned or operated by federally recognized non-profit military veterans' organizations, including but not limited to the Veterans of Foreign Wars (VFW) and The American Legion.

SECTION 3: Any ordinances of the Township of Clark which are inconsistent with the provisions of this ordinance are hereby repealed to the extent of such inconsistency.

SECTION 4: 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.

Effective Date: May 15, 2025

ATTEST:

APPROVED:

EDITH L. MERKEL, RMC

Township Clerk

WILLIAM F. SMITH

Council President

ANGEL ALBANESE

Mayor

Ord25/3-17 Ch117ClothingBins-VeteranExemption

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

INTRO 8

TOWNSHIP OF CLARK

Ordinance No. 25 - 11

Adopted

Introduced: March 17, 2025 Public Hearing: April 21, 2025

BOND ORDINANCE TO AUTHORIZE THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS AND THE ACQUISITION OF NEW INFORMATION TECHNOLOGY EQUIPMENT 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 \$1,050,000 TO PAY THE COST THEREOF, 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 information technology equipment 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 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 down payment hereinafter appropriated to finance such purposes, and (3) the estimated maximum amount of bonds and notes to be issued for each such purpose, and (4) 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 2025 Capital Road Improvement Program (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) at various locations in the Township, as set forth on a list prepared by the Township Engineer on file or to be placed on file with the Township Clerk, and hereby approved as if set forth herein in full.

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 being improved are 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	\$ 700,000
Down Payment Appropriated	\$ 33,335
Bonds and Notes Authorized	\$ 666,665
Period of Usefulness	10 years

B. Acquisition of a new automotive vehicle, including original apparatus and equipment, consisting of an ambulance for the use of the Clark Volunteer Ambulance Corps.

Appropriation and Estimated Cost	\$ 325,000
Down Payment Appropriated	\$ 16,000
Bonds and Notes Authorized	\$ 309,000
Period of Usefulness	5 years

C. Acquisition of new information technology equipment consisting of computer equipment for the use of various Township departments, offices and agencies.

Appropriation and Estimated Cost	\$ 25,000
Down Payment Appropriated	\$ 2,665
Bonds and Notes Authorized	\$ 22,335
Period of Usefulness	5 years

Aggregate Appropriation and Estimated Cost	\$1,050,000
Aggregate Down Payment Appropriated	\$ 52,000
Aggregate Amount of Bonds and Notes Authorized	\$ 998,000

Section 5. The cost of such purposes, as hereinbefore stated, includes the aggregate amount of \$106,465 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. It is hereby determined and stated that moneys exceeding \$52,000, 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 \$52,000 is hereby appropriated from such moneys to the payment of the cost of said purposes.

Section 7. To finance said purposes, bonds of said Township of an aggregate principal amount not exceeding \$998,000 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 8. To finance said purposes, bond anticipation notes of said Township of an aggregate principal amount not exceeding \$998,000 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 9. 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 10. 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 8.34 years computed from the date of said bonds.

Section 11. 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 \$998,000 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 12. 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, 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 13. The capital budget is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency therewith and the resolutions promulgated by the

Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director, Division of Local Government Services, is on file with the Township Clerk and is available for public inspection.

Section 14. 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 15. 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 16. This ordinance shall take effect twenty days after the first publication thereof after final passage.

Effective Date: May 15, 2025

ATTEST:

APPROVED:

EDITH L. MERKEL, RMC
Township Clerk

WILLIAM F. SMITH
Council President

ANGEL ALBANESE
Mayor

Ord25/3-17 25-11 \$1,050,000MPBondOrd

		Motion to Introduce	Second	Motion to Adopt	Second	Aye	Nay	Abstain	Absent
	Hoff								
	Hund								
☐	Adopted								
☐	Adopted as Amended								
☐	Defeated								
☐	Tabled								
☐	Withdrawn								
	Entire Council								
	TOTAL								

INTRO 9

TOWNSHIP OF CLARK

Ordinance No. 25 - 12

Adopted _____

Introduced: March 17, 2025 Public Hearing: April 21, 2025

BOND ORDINANCE TO AUTHORIZE THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS AND THE ACQUISITION OF A NEW FIRE TRUCK, 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 \$3,340,000 TO PAY THE COST THEREOF, TO APPROPRIATE STATE GRANTS, 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 a new fire truck, 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 State grants appropriated by this ordinance. No down payment is required pursuant to the provisions of N.J.S.A. 40A:2-11(c) because this ordinance involves projects to be funded by State grants. 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 grants hereinafter appropriated, and (3) the estimated maximum amount of bonds and notes to be issued for each such purpose, and (4) 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. Improvement of Valley Road (Section 2), 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 (Chapter 2 of Title 40A of the New Jersey Statutes, as amended; the "Local Bond Law").

Appropriation and Estimated Cost	\$ 694,050
State Grant Appropriated	\$ 437,346
Bonds and Notes Authorized	\$ 256,704
Period of Usefulness	10 years

B. Acquisition of a new ladder fire truck, including original apparatus and equipment.

Appropriation and Estimated Cost	\$2,300,000
State Grant Appropriated	\$1,500,000
Bonds and Notes Authorized	\$ 800,000
Period of Usefulness	20 years

C. Restoration of the historic Robinson House.

Appropriation and Estimated Cost	\$ 345,950
State Grant Appropriated	\$ 145,950
Bonds and Notes Authorized	\$ 200,000
Period of Usefulness	10 years

Aggregate Appropriation and Estimated Cost	\$3,340,000
Aggregate State Grants Appropriated	\$2,083,296
Aggregate Amount of Bonds and Notes Authorized	\$1,256,704

Section 5. The cost of such purposes, as hereinbefore stated, includes the aggregate amount of \$168,635 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 \$437,346 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 set forth in Section 4.A hereof.

Section 7. The sum of \$1,500,000 received or to be received as a grant from the State of New Jersey Department of Community Affairs is hereby appropriated to the payment of the cost of the fire truck acquisition authorized in Section 4.B above.

Section 8. The sum of \$145,950 received or to be received as a grant from the New Jersey Historic Trust is hereby appropriated to the payment of the cost of the building restoration authorized in Section 4.C above.

Section 9. To finance said purposes, bonds of said Township of an aggregate principal amount not exceeding \$1,256,704 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 10. To finance said purposes, bond anticipation notes of said Township of an aggregate principal amount not exceeding \$1,256,704 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 11. 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 Chief Financial Officer who is hereby authorized to sell said notes either at one time or from time to time in the manner provided by law.

Section 12. 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 16.36 years computed from the date of said bonds.

Section 13. 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 \$1,256,704 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 14. 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 grants 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 15. 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 16. 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 17. 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 18. This ordinance shall take effect twenty days after the first publication thereof after final passage.

Effective Date: May 15, 2025

ATTEST:

APPROVED:

EDITH L. MERKEL, RMC
Township Clerk

WILLIAM F. SMITH
Council President

ANGEL ALBANESE
Mayor

Ord25/3-17 25-12 \$3,340,000MPBondOrd

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

TOWNSHIP OF CLARK
Resolution 25-74
March 17, 2025

10

WHEREAS in accordance with the New Jersey Administrative Code, Title 8, Chapter 52 entitled "Public Health Practice Standards of Performance for Local Boards of Health" the Clark Township Health Department hereby submits the 2024 Annual Health Status Report for acceptance and approval by the Governing Body; and

WHEREAS the Governing Body in their capacity as the Board of Health has reviewed the report and is in agreement with its contents.

NOW, THEREFORE BE IT RESOLVED by the Governing Body of the Township of Clark, County of Union, State of New Jersey that it hereby accepts and approves the 2024 Annual Health Status Report for presentation to the residents of Clark in compliance with the New Jersey Administrative Code; and

BE IT FURTHER RESOLVED that copies of said report are available online at www.ourclark.com and in the Clerk's office, at no charge.

ATTEST:

APPROVED:

EDITH L. MERKEL, RMC
Township Clerk

WILLIAM F. SMITH
Council President

Res25/3-17 74AnnualHealthStatusReport

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

TOWNSHIP OF CLARK
Resolution 25-75
March 17, 2025

//

**RESOLUTION SUPPORTING NEW JERSEY STATE BILL S2511/A4051
THE HUMANE PET STORE BILL**

WHEREAS the New Jersey State Legislature introduced Bill S2511/A4051 to prohibit the sale of cats, dogs, or rabbits, currently permitted in pet shops; and

WHEREAS Bill S2511/A4051 addresses puppy mills that sell directly to the public including internet sales, as they are not currently regulated by federal law for veterinary care, and space requirements, temperature control, and air quality, cage stacking and use of wire flooring; and

WHEREAS this bill is supported by animal welfare organizations, veterinarians, humane pet stores, cities and counties across the state; and

WHEREAS this bill aims to protect animals from commercial breeding mills and prevent New Jersey from becoming a haven for unscrupulous breeders; and

WHEREAS it would also protect consumers from misleading sales tactics, sick puppies, disease outbreaks, and predatory puppy loans.

NOW, THEREFORE BE IT RESOLVED that the Governing Body of the Township of Clark County of Union State of New Jersey hereby supports swift passage of Bill S2511/A4051; and

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to the Office of the Governor, the State Legislators representing the Township of Clark, the speaker of the General Assembly and the President of the Senate.

ATTEST:

APPROVED:

EDITH L. MERKEL, RMC
Township Clerk

WILLIAM F. SMITH
Council President

Res25/3-17 75SupportS2511/A4051HumanePetStore

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

State of New Jersey)

County of Union) ss.

I, Edith L. Merkel, Township Clerk of the Township of Clark, County of Union, State of New Jersey, DO HEREBY certify that the foregoing is a true and correct copy of Resolution 25- , as approved at a Regular Meeting of the Township Council held on March 17, 2025.

Edith L. Merkel, Township Clerk
Date: March 17, 2025

TOWNSHIP OF CLARK
Resolution 25-76
March 17, 2025

12

BE IT RESOLVED by the Governing Body of the Township of Clark, County of Union, State of New Jersey, that it hereby authorizes the Mayor to execute the Fourth Amendment to the Agreement between Hyatt Hills Golf Course Commission and Revitalizing Auto Communities Environmental Response Trust and Racer Properties LLC, owner of the real property known as 1300 Raritan Road, Clark, New Jersey 07066 upon which is located the Hyatt Hills Golf Course.

ATTEST:

APPROVED:

EDITH L. MERKEL, RMC
Township Clerk

WILLIAM F. SMITH
Council President

Res25/3-17 76AuthHHGCC-RACERTrust4thamendment

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

TOWNSHIP OF CLARK
Resolution 25-77
March 17, 2025

13

WHEREAS on March 10, 2025, a sanitary sewer main break was discovered on Prescott Turn; and

WHEREAS such break caused an inordinate amount of waste material which could affect the public health and welfare of the municipality; and

WHEREAS the Mayor of the Township of Clark declared an emergency to immediately clean up and to remediate the problem which required the immediate delivery of services; and

WHEREAS the Business Administrator acquired the services of Arrow Sewer and Drain LLC in the amount of \$7,500.00 to remove and remediate the problem.

NOW, THEREFORE BE IT RESOLVED by the Governing Body of the Township of Clark, County of Union, New Jersey in accord with the provisions of N.J.S.A. 40A:11-6 that it does hereby ratify the action taken by the Business Administrator to acquire the services necessary to remediate the emergency in compliance with the requirements of the aforesaid statute.

ATTEST:

APPROVED:

EDITH L. MERKEL, RMC
Township Clerk

WILLIAM F. SMITH
Council President

Res25/3-17 77Exigency-SanitarySewerPrescottTurn

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

TOWNSHIP OF CLARK
Resolution 25-78
March 17, 2025

CA 14

BE IT RESOLVED by the Governing Body of the Township of Clark, County of Union, State of New Jersey that Juan Pawluczek and Joseph Concina are hereby appointed as Members of the Clark Volunteer Fire Department effective this 17th day of March 2025.

ATTEST:

APPROVED:

EDITH L. MERKEL, RMC
Township Clerk

WILLIAM F. SMITH
Council President

Res25/3-17 78AppointFireFighters-Pawluczek,Concina

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

TOWNSHIP OF CLARK
Resolution 25-79
March 17, 2025

CA 15

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

Res25/3-17 79SewerAdj

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

SEWER BILLING ADJUSTMENT 2025											
CLARK TOWNSHIP											
REF	#	Account #	Name	#	Address	Reason	Original	Revised	Credit	ADDL	Comments
25	10	2689-0	King, George		49 Prescott	plumbing issue	\$ 2,730.00	\$ 280.00	\$ 2,450.00		REVISED
25	11	367-0	Conti, Victor & Adrienne		267 Willow Way	plumbing issue	\$ 2,380.00	\$ 280.00	\$ 2,100.00		
25	12	4439-0	De Cristoforo, Vincent		198 Miller Avenue	leaking spicket	\$ 2,680.00	\$ 330.00	\$ 2,350.00		
25	13	544-0	Bowen, Thomas & Kelly		97 Hillcrest Drive	replace pool liner	\$ 530.00	\$ 280.00	\$ 250.00		
25	14	4910-0	Pappaglio, Lisa		19 Glenwood Terrace	water bill error	\$ 1,580.00	\$ 1,080.00	\$ 500.00		
25	15	61-0	Casimiro, Ana & Jose		280 Laurel Lane	major undetected leaks	\$ 14,480.00	\$ 4,830.00	\$ 9,650.00		
25	16	4359-0	Kevin Michalczyk		430 West Lane	undetected leak	\$ 1,630.00	\$ 280.00	\$ 1,350.00		
25	17	3468-0	Spring Enterprises LLC		88 Westfield Avenue	demolished bldg	\$ 280.00	\$ 280.00	\$ 280.00		
25	18	3122-0	Chowdury, Debadiya		10 Lionel Street	water leak in pipes	\$ 980.00	\$ 280.00	\$ 700.00		
25	19	2689-0	King, George		49 Prescott Turn	undetected leak	\$ 1,580.00	\$ 280.00	\$ 1,300.00		2024
25	20	4952-0	Papa, Melissa & John		814 Riverbend Drive	duplicate readings	\$ 1,030.00	\$ 530.00	\$ 500.00		
25	21	1127-0	Pelardis, Tsambikos & Maria		34 Cromwell Ct	landscaping issue	\$ 980.00	\$ 280.00	\$ 700.00		
25	22	1640-0	Park, Youn Ho		26 State Street	leak in street	\$ 1,407.90	\$ 280.00	\$ 1,127.90		
25	23	221-0	Wojciechowski Edward		78 Rutgers Road	seeding/am water issue	\$ 2,130.00	\$ 830.00	\$ 1,300.00		
25	24	1344-0	DeMarzo, Angela		39 Mildred Terrace	vacant/leak	\$ 3,430.00	\$ 280.00	\$ 3,150.00		
25	25	1189-0	Vetter, Matthew		180 Acorn Drive	am water issue	\$ 1,480.00	\$ 280.00	\$ 1,200.00		
25	26	1565-0	Nudo, Michael & Ashleigh		32 Dorset Drive	am water issue	\$ 1,130.00	\$ 1,030.00	\$ 100.00		2024
25	27	1565-0	Nudo, Michael & Ashleigh		32 Dorset Drive	am water issue	\$ 1,480.00	\$ 1,030.00	\$ 450.00		2025
						Total Credit			\$ 29,457.90		

TOWNSHIP OF CLARK
Resolution 25-80
March 17, 2025

CA 16

WHEREAS in accordance with a request from the Tax Collector for authorization to refund overpayment of 2025 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 2025						
REF		Acct #	Name	#	Address	Reason			Refund
25	4R	2689-0	King, George	49	Prescott Turn	received adj after paying bill in full			\$ 1,300.00
25	5R	1565-0	Nudo, Michael & Ashleigh	32	Dorset Drive	adjustment created overpayment			\$ 100.00
						Total Refunds			\$ 1,400.00

ATTEST:

APPROVED:

EDITH L. MERKEL, RMC
Township Clerk

WILLIAM F. SMITH
Council President

Res25/3-17 80SewerRefund

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

TOWNSHIP OF CLARK
Resolution 25-81
March 17, 2025

CA 17

WHEREAS in accordance with a request from the Tax Collector for authorization to refund overpayment of 2024 taxes; the Mayor has recommended to Council that such authorization be granted.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Township of Clark, that the Tax Collector is hereby authorized and directed to make refund(s)/transfer(s) in accordance with the following schedule:

CLARK TOWNSHIP						
TAX REFUNDS- 2025						
BLOCK	LOT	QUAL.	NAME	#	ADDRESS	REFUND
17	3		Corelogic Refunds	205	Briarheath Lane	\$ 2,635.22

ATTEST:

APPROVED:

EDITH L. MERKEL, RMC
Township Clerk

WILLIAM F. SMITH
Council President

Res25/3-17 81TaxRefund(s)

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