

**AGENDA**  
**SPECIAL COUNCIL MEETING**  
**430 WESTFIELD AVE., CLARK, NJ 07066**  
**May 5, 2025**  
**7:30 pm**

**ROLL CALL:**

<b>Council Member Hoff</b> _____	<b>Council Member Minniti</b> _____
<b>Council Member Hund</b> _____	<b>Council Member O'Connor</b> _____
<b>Council Member Mazzarella</b> _____	<b>Council Member Toal</b> _____
	<b>Council President Smith</b> _____

**PLEDGE OF ALLEGIANCE TO THE FLAG: MOMENT OF SILENCE**

This meeting is in compliance with the Open Public Meetings Act as adequate notice of this meeting has been provided by sending written advanced notice of at least 48 hours to the Star Ledger, Union County Hawk, Union County Local Source, and TAP into Clark, by posting such Meeting Agenda on the Bulletin Board in Town Hall reserved for such announcements as well as the Official Website of the Township, and the proper filing of said Notice. Formal action may be taken at this meeting.

**Private Session:**

1. Executive Resolution to go into Private Session to discuss Affordable Housing litigation

**ORDINANCES, APPROPRIATIONS AND CLAIMS:**

**PUBLIC HEARING ON PROPOSED ORDINANCES:**

(No objections have been received in connection with the proposed Ordinance)

2. **25-16 AN ORDINANCE TO SUPPLEMENT ORDINANCE 24-17 ENTITLED AN ORDINANCE TO FIX MINIMUM AND MAXIMUM SALARIES**

**INTRODUCTION OF PROPOSED ORDINANCES:**

3. **25-17 AN ORDINANCE REGULATING THE USE OF THE TENNIS COURTS AND PICKLEBALL COURTS ON PUBLIC PROPERTY**
4. **25-18 AN ORDINANCE TO SUPPLEMENT ORDINANCE 25-09 ENTITLED 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**

5. Award of contract to A.J.M. Contractors, Inc. for the 2024-2025 NJDOT Road Improvements for Valley Road, Sections 1 and 2, in the amount of \$658,063.40
6. Authorizing the Business Administrator to execute and deliver a purchase agreement with Fire & Safety Services Ltd through the Houston Galveston Area Council Cooperative Purchasing Program for a fire truck in the amount of \$2,066,186.09
7. Authorizing the Mayor and/or the Business Administrator and Clerk to execute a Shared Services Agreement with the Township of Scotch Plains for the purpose of paving Goodman's Crossing within Clark's geographical boundaries in an amount not to exceed \$65,000
8. Authorizing the Mayor and/or the Business Administrator and Clerk to execute a Shared Services Agreement for Clark to provide qualified personnel for Fire Prevention Services and Inspections to the Borough of Roselle Park for the term July 1 2025 to December 31, 2026

**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:**

TOWNSHIP OF CLARK  
 Resolution 25-93  
 May 5, 2025

**EXECUTIVE RESOLUTION**

**WHEREAS** Section three (3) of the Open Public Meetings Act, Chapter 231, P. L. 1975 permits the exclusion of the Public from a meeting in certain circumstances; and

**WHEREAS** this public body is of the opinion that circumstances presently exist; and

**WHEREAS** the Mayor and Council wish to discuss Affordable Housing litigation in private session.

**NOW, THEREFORE, BE IT RESOLVED** that the public be excluded from the meeting at \_\_\_\_\_ and invited back to resume the regular order of business at \_\_\_\_\_ ; and

**BE IT FURTHER RESOLVED** that the subject matter of this meeting will be released when the reasons for discussion and action on it in closed session no longer exist.

ATTEST:

APPROVED:

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

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

Res25/5-5 93ExecutiveResolution-AffordableHousinglitigation

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

**TOWNSHIP OF CLARK**  
**Ordinance No. 25 - 16**  
**Adopted \_\_\_\_\_**

PH 2

Introduced: April 21, 2025 Public Hearing: May 5, 2025

**AN ORDINANCE TO SUPPLEMENT ORDINANCE 24-17**  
**ENTITLED AN ORDINANCE TO FIX MINIMUM AND MAXIMUM SALARIES**

**BE IT 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
POLICE – Base Pay		
Police Director	\$100,000.00	\$225,000.00

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: May 28, 2025

**ATTEST:**

**APPROVED:**

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

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

\_\_\_\_\_  
**ANGEL ALBANESE**  
Mayor



**TOWNSHIP OF CLARK**

**Ordinance No. 25 - 17**

**Adopted \_\_\_\_\_**

INTRO 3

Introduced: May 5, 2025 Public Hearing: May 19, 2025

**AN ORDINANCE REGULATING THE USE OF THE TENNIS COURTS AND PICKLEBALL COURTS ON PUBLIC PROPERTY**

**WHEREAS**, the Township offers on several of its public properties, tennis courts and pickleball courts available for use by the general public; and

**WHEREAS**, it has been reported to Township Officials that certain persons have been using such courts in a manner that is, and have been bringing onto such courts materials that are, deleterious to such courts or those using them for their intended purpose; and

**WHEREAS**, The Township desires, and it is in the best interest and general welfare of the Township and its residents, that a regulation or regulations be promulgated restricting the activities and the materials permitted on such courts.

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

**SECTION 1. Tennis and Pickleball Courts.** All tennis courts and pickleball courts on the Township's public properties are the subject of this Ordinance, including without limitation, those located as follows:

Tennis Courts at - 430 Westfield Avenue  
Pickleball Courts – 430 Westfield Avenue  
Pickleball Courts – Lupine Way – Veterans Park

**SECTION 2. Restrictions.** Only the sports of tennis and pickleball may be played upon the tennis courts and pickleball courts on the Township's public properties, including without limitation, those set forth in Section 1 of this Ordinance. The sports of tennis and pickleball may be played on any and all of such courts. No other sports may be played on such courts. Glass, bicycles, other bikes, such as but not limited to motorized bikes (electric or gas), scooters (motorized (electric or gas) or otherwise), skateboards, rollerblades and skates, including without limitation, roller skates, are prohibited and shall not be brought onto or upon, or used on, such courts. Sneakers or tennis or pickleball shoes shall be worn at all times when upon or using the tennis courts and pickleball courts. Bare feet and sandals are not permitted. The Township shall be entitled to install signs at each such location advising the general public of the restrictions contained herein, but the failure of the Township to install, or the absence of, such signs shall not excuse any person from a violation of this Ordinance.

**SECTION 3. Enforcement; Penalty.** The enforcement and the penalties for violations of this Ordinance shall be as set forth in Article III, General Penalty, of the Township's Ordinances.

**SECTION 4. Inconsistent Ordinances.** Any ordinances of the Township of Clark which are inconsistent with the provisions of this Ordinance be and hereby are 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 upon adoption and publication, according to law.

Effective Date: June 11, 2025

**ATTEST:**

**APPROVED:**

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

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

\_\_\_\_\_  
**ANGEL ALBANESE**  
 Mayor

Ord25/5-5 25-17Tennis-PickleballCourts

		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 - 18  
Adopted \_\_\_\_\_

INTRO 4

Introduced: May 5, 2025 Public Hearing: May 19, 2025

**AN ORDINANCE TO SUPPLEMENT ORDINANCE 25-09  
ENTITLED 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 Sub-section of Chapter 347-65 of the Code of the Township of Clark entitled “Motorized Bicycles and Scooters” is hereby supplemented to include a list of private properties where the riding of motorized bicycles and scooter has been prohibited:

**SECTION 1. Section E. Riding of Motorized Bicycles and Scooters Prohibited On Certain Properties.**

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

Clark Commons Shopping Center	1255 Raritan Road
Starbucks	1085 Central Avenue
Target Shopping Center	45, 46, and 77 Central Avenue

**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: June 11, 2025

**ATTEST:**

**APPROVED:**

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

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

\_\_\_\_\_  
**ANGEL ALBANESE**  
Mayor

Ord25/5-5 25-18SupplOrd25-09Ch347-47MotorizedBicyclesandScooters

		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  
Resolution 25-94  
May 5, 2025

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**WHEREAS** the Governing Body of the Township of Clark has advertised for bids on April 3, 2025 for the 2024-2025 NJDOT Road Improvement Program – Valley Road, Section 1 and Section 2; and

**WHEREAS** seven (7) bid proposals were received on April 15, 2025 in accordance with specifications prepared by the Township Engineer; and

**WHEREAS** the three (3) lowest bidders were:

Cifelli & Son General Contracting, Inc. (Nutley, NJ)	\$647,944.75
A.J.M. Contractors, Inc. (Clifton, NJ)	\$658,063.40
Black Rock Enterprises, LLC (Old Bridge, NJ)	\$725,000.00; and

**WHEREAS** despite the fact that Cifelli & Son General Contracting, Inc was the apparent low bidder, their bid indicates the value of work to be performed by sub-contractors is 63% exceeding the 40% allowable and is therefore non-responsive due to the material deviation from the specifications and is hereby disqualified; and

**WHEREAS** A.J.M. Contractors, Inc. 300 Kuller Road, Clifton, NJ 07011 submitted the lowest responsible bid in the amount of Six Hundred Fifty-Eight Thousand, Sixty-Three Dollars and Forty Cents (\$658,063.40) which meets the needs of the Township as specified by the Township Engineer; and

**WHEREAS** the Acting Chief Financial Officer has ascertained there are available sufficient uncommitted appropriations in Capital Account C-04-24-006-002 as attached hereto as a “Certification of Availability of Funds”; and

**WHEREAS** the Township Engineer has presented written approval for the award of the contract to A.J.M. Contractors, Inc.

**NOW, THEREFORE, BE IT RESOLVED** by the Governing Body of the Township of Clark that it hereby awards a contract to A.J.M. Contractors, Inc. in the amount of \$658,063.40; and

**BE IT FURTHER RESOLVED** by the Governing Body that said award is subject to review of bid and documents by the Township Attorney who will prepare the contract.

ATTEST:

APPROVED:

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

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

Res25/5-5 94AwardNJDOTRoads-ValleyRdSec1&2

		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 25-95

May 5, 2025

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WHEREAS the Fire Department has requested that the Township Council authorize the appropriate Township Official(s) to approve the purchase of an Enforcer 100 FT Ascendant Aerial Tower per Pierce bid no. 1071, dated 4/2/2025 for use by the Fire Department; and

WHEREAS the Administration recommends an outright purchase payable in accord with the Contract for Cooperative Purchasing:

Pricing of the Vehicle through the Houston-Galveston Area Council (HGAC) Cooperative Purchasing Program; Contract FS12-23

Manufacturer: Pierce Manufacturing, 2600 American Drive, PO Box 2017, Appleton, Wisconsin, 54912

Funded by: Total purchase price \$2,066,186.09 funded by Bond Ordinance 25-12

Prime Contractor: Fire & Safety Services Ltd. 200 Ryan Street, South Plainfield, New Jersey 07080 One (1) Enforcer 100 FT Ascendant Aerial Tower per Pierce bid no. 1071, dated 4/2/2025

WHEREAS the Acting Chief Financial Officer has ascertained there are available sufficient uncommitted appropriations in the amount of \$2,066,186.09 funded by Bond Ordinance 25-12 as attached hereto as a "Certification of Availability of Funds."

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Township of Clark that it hereby authorizes the Business Administrator to execute and deliver the Purchase Agreement for the purchase of One (1) Enforcer 100 FT Ascendant Aerial Tower per Pierce bid no. 1071, dated 4/2/2025 as hereinabove described; and

BE IT FURTHER RESOLVED by the Governing Body of the Township of Clark, County of Union, State of New Jersey, that, on and as of May 15, 2025, the Mayor or the Business Administrator be and hereby are authorized to execute and deliver a certain Purchase Agreement with Fire & Safety Services, Ltd. of South Plainfield, NJ, and any related Purchase Order and ancillary documents, if any, in such form and substance as the Governing Body already has reviewed and as is available in the office of the Township Clerk.

ATTEST:

APPROVED:

EDITH L. MERKEL, RMC  
Township Clerk

WILLIAM F. SMITH  
Council President

Res25/5-5 95AuthAgrmtFireTruckHGAC

		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 25-96  
May 5, 2025

7

**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 and/or the Business Administrator and Township Clerk to execute a Shared Services Agreement with the Township of Scotch Plains, a municipal corporation maintaining offices located at 430 Park Avenue, Scotch Plains, New Jersey 07076, for the Township of Scotch Plains to provide all the required personnel and equipment necessary for milling, base coat asphalt, surface asphalt, aggregate base, and clearing sight, for the purpose of paving Goodman's Crossing within the Township of Clark's geographical boundaries in an amount not to exceed \$65,000.

ATTEST:

APPROVED:

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

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

Res25/5-5 96AuthSharedServAgrmt-ScotchPlains-paveGoodmansCrossing

		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 25-97  
May 5, 2025

**AUTHORIZING A SHARED SERVICES AGREEMENT WITH THE BOROUGH OF  
ROSELLE PARK FOR FIRE PREVENION SERVICES**

**WHEREAS**, the Uniform Shared Services and Consolidation Act, N.J.S.A. 40A:65-1, et seq. permits municipalities and other local units to enter into Shared Services Agreements with other governmental units by adoption of a Resolution authorizing such shared services; and,

**WHEREAS**, the Township of Clark and the Borough of Roselle Park have determined that sharing fire prevention services and inspections will enhance public safety and result in long-term cost savings for both municipalities; and,

**WHEREAS**, the Township of Clark has the capacity and expertise to provide fire prevention services and inspections to the Borough of Roselle Park pursuant to the Uniform Fire Safety Act and the Uniform Fire Code of New Jersey; and,

**WHEREAS**, the Township of Clark and Borough of Roselle Park have determined that it would be mutually beneficial to enter into a Shared Services Agreement whereby the Township of Clark would act as the “Lead Agency” and provide its certified personnel, their expertise, and labor to the Borough of Roselle Park to assist in fulfillment of requirements of state statute, regulation, and general need for the contract term July 1, 2025 to December 31, 2026.

**NOW, THEREFORE, BE IT RESOLVED** by the Governing Body of the Township of Clark, County of Union, State of New Jersey that is hereby authorizes a Shared Services Agreement with the Borough of Roselle Park in the form of agreement substantially similar to that which is attached to the foregoing Resolution as Exhibit A; and,

**BE IT FURTHER RESOLVED** that the Mayor and Township Clerk are hereby authorized and directed to execute any and all documents in furtherance of the aforementioned Shared Services Agreement.

ATTEST:

APPROVED:

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

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

Res25/5-5 97AuthSharedServicesFirePrevention-RosellePark

		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 25-97, as approved at a Special Meeting of the Township Council held on May 5, 2025.

\_\_\_\_\_  
 Edith L. Merkel, Township Clerk  
 Date: May 5, 2025