

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 REORGANIZATION MEETING  
315 WESTFIELD AVE., CLARK, NJ 07066  
JANUARY 1, 2017 - 12:00 PM**

Township Clerk, Edith L. Merkel acting as Council President Pro Tem opens the Reorganization meeting

**PLEDGE OF ALLEGIANCE TO THE FLAG**

**INVOCATION** Deacon Tim Kennedy, Saint John the Apostle Church

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 Local Source, and TAP into Clark, by posting such Annual Meeting Schedule on the bulletin board in Town Hall reserved for such announcements and the proper filing of said Notice. Formal action may be taken at this meeting.

**SWEARING IN OF THE MAYOR AND COUNCIL MEMBERS AT-LARGE**

Mayor	-	Salvatore Bonaccorso
Councilwoman-at-Large	-	Angel Albanese
Councilman-at-Large	-	Alvin Barr
Councilman-at-Large	-	William F. Smith

Presentation of the "Certificate of Election" to the Mayor and Council-at-Large  
Presentation by Republican Chairman John DeSimone

**Reorganization meeting of the Township Council 2017 will commence**

**ROLL CALL:**

Councilwoman Albanese _____	Councilman Mazarella _____
Councilman Barr _____	Councilman O'Connor _____
Councilman Hund _____	Councilman Smith _____
	Councilman Toal _____

**First Order of Business - Election of Council President**

**Election of Council Vice-President**

\*\*\*\*\*

Regular order of business suspended:

Police Department: Oath of Office for 2 new Police Officers, Michael DeAngelo and Joshua Weber  
Promotion of Police Officer Miguel Acabou to Sergeant

Regular order of business resumes.

**Mayor's Appointments** (Confirmation of Council Required)

Terms run concurrent with the Mayor unless otherwise stated

- 1 Business Administrator - John Laezza
- 2 Director of Revenue & Finance - Terance O'Neill
- 3 Tax Collector – Loretta Caliguire
- 4 Director of Public Safety - John DeSimone
- 5 Director of Recreation - Ralph Bernardo
- 6 Director of Teen Center & Teen Activities – Victor DeMarzo
- 7 Municipal Historian - Brian Toal
- 8 Library Board of Trustees:

Donna Roglieri	5-year term	01/01/17 – 12/31/21
Leila Molaie	5-year term	01/01/17 – 12/31/21
Angel Albanese - Mayor's Alternate	1-year term	01/01/17 – 12/31/17
Carla Celso - Superintendent's Alternate	1-year term	01/01/17 – 12/31/17
- 9 Municipal Alliance Committee – 1-year term:

Ralph Bernardo	Coordinator
Detective Brian Soos	Chairperson/Police Dept. Youth Representative
Captain Patrick Grady	Police Department Representative
Victor DeMarzo	Teen Center Youth Representative
Joe Beltramba	Principal Valley Road School/Board of Ed Representative
Jackie Caplette	Board of Education Representative
Nicole Campbell	PTA Representative
Anthony Caldiero	Student Representative
Jenelle Pyar	Student Representative
Lisa Cahill	Citizen Representative
Henry Varriano	Citizen Representative

**Mayor's Appointments** (Without confirmation of Council)

Affirmative Action Officer

Donna Mazzucco 2-year term 01/01/17 – 12/31/18

Union County Cultural & Heritage Affairs

Councilman Brian Toal 4-year term 01/01/17 – 12/31/20

Union County Coalition for Prevention of Substance Abuse

Councilman Frank Mazzarella 4-year term 01/01/17 – 12/31/20

Union County Transportation Advisory Board

Councilman Steve Hund 1-year term 01/01/17 – 12/31/17

Union County Utilities Authority Solid Waste Advisory Board

Councilman Brian Toal 1-year term 01/01/17 – 12/31/17

Councilman Frank Mazzarella, Alternate 1-year term 01/01/17 – 12/31/17

Union County Community Development Revenue Sharing Committee (Public Improvements)

Councilwoman Angel Albanese 1-year term 01/01/17 – 12/31/17

Councilman Frank Mazzarella, Alternate 1-year term 01/01/17 – 12/31/17

Traffic Advisory Board 1-year term 01/01/17 – 12/31/17

Chief Pedro Matos, Chairman  
Sal Bonaccorso, Mayor  
John Laezza, Business Administrator  
Richard O'Connor, Engineer  
Det. Brian Pereira, Traffic Bureau  
Ed Grande, Superintendent of Schools

Planning Board

Mayor Sal Bonaccorso	Class I member	
John Laezza	Class II member	1-year term 01/01/17 – 12/31/17
Michael Triola	Class IV member	(filling the unexpired term of Neil Curcio ending 12/31/17)
Robert Tarantino	Class IV member	4-year term 01/01/17 – 12/31/20
Det. Brian Pereira	Police Liaison	
Donna Mazzucco	Secretary	

Environmental Commission

Regular Members: Dante Tignini (filling the unexpired term of Gerardo Caprario ending 12/31/17)  
Edward Dubroski 3-year term 01/01/17 – 12/31/19  
Martha Kamichoff 3-year term 01/01/17 – 12/31/19

**CITIZEN HEARING ON THE AGENDA:**

Each person addressing the Council shall first give his/her name and address to the Clerk. All remarks shall be addressed to the Council as a body and shall not exceed 10 minutes in duration.

**Council's Appointments** (Resolutions)

- 10 Insurance Fund Commissioners (JIF) 1-year term  
John Laezza Fund Commissioner  
Councilman Alvin Barr Alternate
- 11 Union County Community Development Revenue Sharing Committee 1-year term  
Councilman Alvin Barr Social Services  
Councilman Brian Toal Alternate
- 12 Environmental Commission  
Marc Hayden Alternate I Member (filling the unexpired term of Dante Tignini ending 12/31/17)
- 13 Municipal Pool Utility - Council Liaisons 1-year term  
Councilman Bill Smith Chairman  
Councilman Pat O'Connor Vice Chairman
- 14 Pool Advisory Board  
Lorrie Williamson Regular Member 1-year term 01/01/17 – 12/31/17  
Jennifer Freese Regular Member 1-year term 01/01/17 – 12/31/17  
Lynn Renda Regular Member 2-year term 01/01/17 – 12/31/18  
Katherine Salimbene Regular Member 2-year term 01/01/17 – 12/31/18

<b>15</b>	<u>Planning Board</u>			
	Councilman Frank Mazzarella	Class III Member	1-year term	01/01/17 – 12/31/17
	George Olear	Alternate I Member	(filling the unexpired term of Michael Triola ending 12/31/17)	
	Michael Bonaccorso Jr.	Alternate II Member	2-year term	01/01/17 – 12/31/18
<b>16</b>	<u>Board of Adjustment</u>			
	John Caliguire	Regular Member	4-year term	01/01/17 – 12/31/20
	Steven Kaminsky	Regular Member	4-year term	01/01/17 – 12/31/20
	John Tierney	Regular Member	4-year term	01/01/17 – 12/31/20
	William Helm	Alternate I Member	2-year term	01/01/17 – 12/31/18
	Christopher Tierney	Alternate II member	2-year term	01/01/17 – 12/31/18

**CONSENT AGENDA RESOLUTIONS:**

- 17 Entering into a Cash Management Plan
- 18 Adopting the Temporary Municipal Budget
- 19 Adopting the Temporary Sewer Utility Budget
- 20 Adopting the Temporary Swim Pool Utility Budget
- 21 Authorizing Petty Cash Funds for the Chief of Police and Pool Director
- 22 Establishing the rate of interest to be charged on delinquent taxes
- 23 Authorizing funds of the Township and checks drawn upon the payroll and agency accounts be subject to withdrawal by any two of the following: Mayor, Business Administrator, Chief Financial Officer
- 24 Designating the Union County Local Source, and Star Ledger as the official Newspapers for the Township and TAP into Clark as the Electronic News Source in accordance with the Open Public Meetings Act
- 25 Authorizing the Administration/Township Clerk to advertise for upcoming Bids for all necessary government operations including capital projects and swim pool requirements for the year
- 26 Authorizing the appropriate Township Officials to complete all necessary paperwork to become a member of the Keystone Purchasing Network to use various publicly bid contracts
- 27 Authorizing the Township to purchase materials, supplies and equipment under State Contract
- 28 Authorizing the Administration to submit grant applications for upcoming grant opportunities
- 29 Affirming the Township's Civil Rights Policy with Respect to all Officials, Appointees, Employees, Prospective Employees, Volunteers, Independent Contractors, and Members of the Public that come into Contact with Municipal Employees, Officials and Volunteers
- 30 Designating Business Administrator John Laezza as the Public Agency Compliance Officer (P.A.C.O.)
- 31 Establishing and approving professional fees or charges assessed for Municipal Land Use in connection with Township Boards' review of application for development, preparation of documents and inspection of developments and improvements under construction

## COUNCIL PRESIDENT ANNOUNCES THE COUNCIL COMMITTEES FOR 2017

### FINANCE COMMITTEE

Pat O'Connor, Chairman  
Angel Albanese  
Frank Mazzearella

### LEGISLATIVE COMMITTEE

Brian Toal, Chairman  
Pat O'Connor  
Bill Smith

### PUBLIC SAFETY

Al Barr, Chairman  
Frank Mazzearella  
Steve Hund

### PARKS AND RECREATION

Bill Smith, Chairman  
Pat O'Connor  
Angel Albanese

### PUBLIC WORKS

Frank Mazzearella, Chairman  
Bill Smith  
Steve Hund

## COUNCIL LIAISONS

### Board of Education

Angel Albanese

### Emergency Squad

Pat O'Connor

### Recreation

Bill Smith

### Fire Department

Al Barr

### Police Department

Steve Hund

### Public Works

Frank Mazzearella

### Emergency Management

Pat O'Connor

### Public Library

Angel Albanese

### Senior Citizens

Al Barr

### Environmental Commission

Brian Toal

## APPOINTMENTS BY THE DIRECTOR OF LAW

- |    |                  |                        |             |                     |
|----|------------------|------------------------|-------------|---------------------|
| 32 | Prosecutor:      | Jon-Henry Barr         | 4-year term | 01/01/17 – 12/31/20 |
| 33 | Public Defender: | Robert C. Rowbotham II | 4-year term | 01/01/17 – 12/31/20 |

## PUBLIC COMMENTS

Each person addressing the Council shall first give his name and address to the Clerk. All remarks shall be addressed to the Council as a body and shall not exceed 10 minutes in duration.

## MAYOR'S STATE OF THE TOWNSHIP ADDRESS

## COUNCIL AND PROFESSIONAL REMARKS

BENEDICTION Deacon Tim Kennedy, Saint John the Apostle Church

## ADJOURNMENT

TOWNSHIP OF CLARK  
Resolution \_\_\_\_\_  
January 1, 2017

Motion \_\_\_\_\_ Second \_\_\_\_\_

**WHEREAS** Mayor Sal Bonaccorso has re-appointed John Laezza for the position of Business Administrator; 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 that it hereby confirms the re-appointment of John Laezza as Business Administrator whose term, commencing this 1<sup>st</sup> day of January 2017 runs concurrent with the Mayor.

ATTEST:

APPROVED:

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

\_\_\_\_\_  
ANGEL ALBANESE  
Council President

Res17/1-1ConfirmBALaezza  
Aye Nay Abstain Absent

Barr	_____
Hund	_____
Mazzarella	_____
O'Connor	_____
Smith	_____
Toal	_____
Albanese	_____

TOWNSHIP OF CLARK  
Resolution \_\_\_\_\_  
January 1, 2017

2

Motion \_\_\_\_\_ Second \_\_\_\_\_

**WHEREAS** Mayor Sal Bonaccorso has re-appointed Terance O'Neill for the position of Director of Revenue & Finance; 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 that it hereby confirms the re-appointment of Terance O'Neill as Director of Revenue & Finance whose term, commencing this 1<sup>st</sup> day of January 2017 runs concurrent with the Mayor.

ATTEST:

APPROVED:

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

\_\_\_\_\_  
ANGEL ALBANESE  
Council President

Res17/1-1ConfirmDirofRev&FinanceO'Neill  
Aye Nay Abstain Absent

Barr	_____
Hund	_____
Mazzarella	_____
O'Connor	_____
Smith	_____
Toal	_____
Albanese	_____

TOWNSHIP OF CLARK

Resolution \_\_\_\_\_

January 1, 2017

3

Motion \_\_\_\_\_

Second \_\_\_\_\_

**WHEREAS** Loretta Caliguire has completed the unexpired term of Terance O'Neill from July 1, 2014 to December 31, 2016; and

**WHEREAS** Mayor Sal Bonaccorso has re-appointed Loretta Caliguire for the position of Tax Collector to a full four-year term; 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 that it hereby confirms the re-appointment of Loretta Caliguire as Tax Collector whose term, commencing this 1<sup>st</sup> day of January 2017 runs concurrent with the Mayor.

ATTEST:

APPROVED:

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

\_\_\_\_\_  
ANGEL ALBANESE  
Council President

Res17/1-1ConfirmTaxCollectorCaliguire  
Aye Nay Abstain Absent

Barr	_____
Hund	_____
Mazzarella	_____
O'Connor	_____
Smith	_____
Toal	_____
Albanese	_____

TOWNSHIP OF CLARK  
Resolution \_\_\_\_\_  
January 1, 2017

4

Motion \_\_\_\_\_ Second \_\_\_\_\_

**WHEREAS** Mayor Sal Bonaccorso has re-appointed John DeSimone for the position of Director of Public Safety; 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 that it hereby confirms the re-appointment of John DeSimone as Director of Public Safety whose term, commencing this 1<sup>st</sup> day of January 2017 runs concurrent with the Mayor.

ATTEST:

APPROVED:

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

\_\_\_\_\_  
ANGEL ALBANESE  
Council President

Res17/1-1ConfirmDirofPublicSafety-DeSimone  
Aye Nay Abstain Absent

Barr	_____
Hund	_____
Mazzarella	_____
O'Connor	_____
Smith	_____
Toal	_____
Albanese	_____

TOWNSHIP OF CLARK  
Resolution \_\_\_\_\_  
January 1, 2017

5

Motion \_\_\_\_\_ Second \_\_\_\_\_

**WHEREAS** Mayor Sal Bonaccorso has re-appointed Ralph Bernardo for the position of Director of Recreation; 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 that it hereby confirms the re-appointment of Ralph Bernardo as Director of Recreation whose term, commencing this 1<sup>st</sup> day of January 2017 runs concurrent with the Mayor.

ATTEST:

APPROVED:

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

\_\_\_\_\_  
ANGEL ALBANESE  
Council President

Res17/1-1ConfirmDirofRecreation-Bernardo  
Aye Nay Abstain Absent

Barr	_____
Hund	_____
Mazzarella	_____
O'Connor	_____
Smith	_____
Toal	_____
Albanese	_____

TOWNSHIP OF CLARK  
Resolution \_\_\_\_\_  
January 1, 2017

6

Motion \_\_\_\_\_ Second \_\_\_\_\_

**WHEREAS** Mayor Sal Bonaccorso has re-appointed Victor DeMarzo for the position of Director of Teen Center & Teen Activities; 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 that it hereby confirms the re-appointment of Victor DeMarzo as Director of Teen Center & Teen Activities whose term, commencing this 1<sup>st</sup> day of January 2017 runs concurrent with the Mayor.

ATTEST:

APPROVED:

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

\_\_\_\_\_  
ANGEL ALBANESE  
Council President

Res17/1-1ConfirmDirofTeenCenter-DeMarzo  
Aye Nay Abstain Absent

Barr	_____
Hund	_____
Mazzarella	_____
O'Connor	_____
Smith	_____
Toal	_____
Albanese	_____

TOWNSHIP OF CLARK  
Resolution \_\_\_\_\_  
January 1, 2017

7

Motion \_\_\_\_\_ Second \_\_\_\_\_

**WHEREAS** Mayor Sal Bonaccorso has re-appointed Brian Toal for the position of Municipal Historian; 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 that it hereby confirms the re-appointment of Brian Toal as Municipal Historian whose term, commencing this 1<sup>st</sup> day of January 2017 runs concurrent with the Mayor.

ATTEST:

APPROVED:

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

\_\_\_\_\_  
ANGEL ALBANESE  
Council President

Res17/1-1ConfirmMunicHistorian-Toal  
Aye Nay Abstain Absent

Barr	_____
Hund	_____
Mazzarella	_____
O'Connor	_____
Smith	_____
Toal	_____
Albanese	_____

TOWNSHIP OF CLARK  
Resolution \_\_\_\_\_  
January 1, 2017

8

Motion \_\_\_\_\_ Second \_\_\_\_\_

**WHEREAS** Mayor Sal Bonaccorso has appointed the following individuals as Members of the Library Board of Trustees.

Leila Molaie	Regular Member	01/01/17 – 12/31/21
Donna Roglieri	Regular Member	01/01/17 – 12/31/21
Angel Albanese	Mayor's Alternate	01/01/17 – 12/31/17
Carla Celso	Superintendent's Alternate	01/01/17 – 12/31/17

**WHEREAS** these appointments require 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 appointments to the Library Board of Trustees.

ATTEST:

APPROVED:

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

\_\_\_\_\_  
ANGEL ALBANESE  
Council President

Res17/1-1AppointLibraryBdofTrustees  
Aye Nay Abstain Absent

Barr	_____
Hund	_____
Mazzarella	_____
O'Connor	_____
Smith	_____
Toal	_____
Albanese	_____

TOWNSHIP OF CLARK

Resolution \_\_\_\_\_

January 1, 2017

9

Motion \_\_\_\_\_ Second \_\_\_\_\_

**BE IT RESOLVED** by the Governing Body of the Township of Clark, County of Union, New Jersey that it hereby confirms the Mayor's appointments of the following Members of the Municipal Alliance Committee for 2017 in accordance with N.J.S.A. 26:2BB-9:

**NAME**

**TITLE/SECTOR**

Ralph Bernardo	Coordinator
Brian Soos	Chairperson/Police Dept. Youth Representative
Captain Patrick Grady	Police Department Representative
Victor DeMarzo	Teen Center Youth Representative
Joe Beltramba	Principal Valley Road School/Board of Ed Representative
Jackie Caplette	Board of Education Representative
Nicole Campbell	PTA Representative
Anthony Caldiero	Student Representative
Jénelle Pyar	Student Representative
Lisa Cahill	Citizen Representative
Henry Varriano	Citizen Representative

ATTEST:

APPROVED:

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

\_\_\_\_\_  
ANGEL ALBANESE  
Council President

Res17/ 1-1AppointMunicipalAllianceCommittee  
Aye Nay Abstain Absent

Barr	_____
Hund	_____
Mazzarella	_____
O'Connor	_____
Smith	_____
Toal	_____
Albanese	_____

TOWNSHIP OF CLARK  
Resolution \_\_\_\_\_  
January 1, 2017

10

Motion \_\_\_\_\_ Second \_\_\_\_\_

**WHEREAS** the Township of Clark is a member of the Municipal Excess Liability Joint Insurance Fund and the New Jersey Municipal Self Insurers Joint Insurance Fund requires the appointment of Fund Commissioners to represent the Township.

**NOW, THEREFORE, BE IT RESOLVED** by the Governing Body of the Township of Clark, County of Union, State of New Jersey that the following appointments are hereby effective January 1, 2017 and concluding December 31, 2017.

**FUND COMMISSIONER**  
**ALTERNATE**

**John Laezza**  
**Councilman Alvin Barr**

ATTEST:

APPROVED:

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

\_\_\_\_\_  
ANGEL ALBANESE  
Council President

Res17/1-1AppointJIFComm-Alt.

Aye Nay Abstain Absent

Barr	_____	_____	_____	_____
Hund	_____	_____	_____	_____
Mazzarella	_____	_____	_____	_____
O'Connor	_____	_____	_____	_____
Smith	_____	_____	_____	_____
Toal	_____	_____	_____	_____
Albanese	_____	_____	_____	_____

TOWNSHIP OF CLARK

Resolution \_\_\_\_\_

January 1, 2017

//

Motion \_\_\_\_\_ Second \_\_\_\_\_

**BE IT RESOLVED** by the Governing Body of the Township of Clark that the following individuals are hereby re-appointed to the Union County Community Development Revenue Sharing Committee effective January 1, 2017

**Regular Member (Social Services)**

**Term**

Councilman Alvin Barr  
42 Malvern Drive  
Clark, New Jersey 07066

01/01/17 – 12/31/17

**Alternate Member**

Councilman Brian Toal  
116 Dorset Drive  
Clark, New Jersey 07066

01/01/17 – 12/31/17

**BE IT FURTHER RESOLVED** that the Governing Body hereby acknowledges the following Mayoral Appointments

**Regular Member (Public Improvements)**

**Term**

Councilwoman Angel Albanese  
33 Victoria Drive  
Clark, New Jersey 07066

01/01/17 – 12/31/17

**Alternate Member**

Councilman Frank Mazzarella  
1 Fairview Road  
Clark, New Jersey 07066

01/01/17 – 12/31/17

ATTEST:

APPROVED:

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

\_\_\_\_\_  
ANGEL ALBANESE  
Council President

Res17/1-1AppointUCcommunityDevRevShareComm  
Aye Nay Abstain Absent

Barr	_____
Hund	_____
Mazzarella	_____
O'Connor	_____
Smith	_____
Toal	_____
Albanese	_____

TOWNSHIP OF CLARK  
Resolution \_\_\_\_\_  
January 1, 2017

12

Motion \_\_\_\_\_ Second \_\_\_\_\_

**BE IT RESOLVED** by the Governing Body of the Township of Clark that the following individual is hereby appointed as Alternate I Member of the Environmental Commission.

**Alternate I Member**

Marc Hayden

**Term**

Filling the unexpired term  
of Dante Tignini ending 12/31/17

ATTEST:

APPROVED:

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

\_\_\_\_\_  
ANGEL ALBANESE  
Council President

Res17/1-1AppointEnvironmentalComm  
Aye Nay Abstain Absent

Barr	_____
Hund	_____
Mazzarella	_____
O'Connor	_____
Smith	_____
Toal	_____
Albanese	_____

TOWNSHIP OF CLARK  
Resolution \_\_\_\_\_  
January 1, 2017

13

Motion \_\_\_\_\_ Second \_\_\_\_\_

**BE IT RESOLVED** by the Township Council as the Municipal Pool Utility that it does hereby appoint the following Chairperson and Vice-Chairperson to serve a term of one year until the next ensuing organization meeting and election of successor(s).

**CHAIRMAN:** Councilman Bill Smith  
**VICE-CHAIRMAN:** Councilman Pat O'Connor

ATTEST:

APPROVED:

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

\_\_\_\_\_  
ANGEL ALBANESE  
Council President

Res17/1-1AppointChair/ViceChairPoolUtility

Aye Nay Abstain Absent

Barr	_____
Hund	_____
Mazzarella	_____
O'Connor	_____
Smith	_____
Toal	_____
Albanese	_____

TOWNSHIP OF CLARK  
Resolution \_\_\_\_\_  
January 1, 2017

14

Motion \_\_\_\_\_ Second \_\_\_\_\_

**BE IT RESOLVED** by the Township Council as the Municipal Pool Utility that the following individuals are hereby re-appointed as Members of the Clark Community Pool Advisory Board effective January 1, 2017.

<u>Regular Members:</u>	<u>Term</u>	<u>Effective</u>
Lorrie Williamson	1-year term	01/01/17 – 12/31/17
Jennifer Freese	1-year term	01/01/17 – 12/31/17
Lynn Renda	2-year term	01/01/17 – 12/31/18
Katherine Salimbene	2-year term	01/01/17 – 12/31/18

ATTEST:

APPROVED:

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

\_\_\_\_\_  
ANGEL ALBANESE  
Council President

Res17/1-1AppointPoolAdvisoryBoard  
Aye Nay Abstain Absent

Barr \_\_\_\_\_  
Hund \_\_\_\_\_  
Mazzarella \_\_\_\_\_  
O'Connor \_\_\_\_\_  
Smith \_\_\_\_\_  
Toal \_\_\_\_\_  
Albanese \_\_\_\_\_

TOWNSHIP OF CLARK  
Resolution \_\_\_\_\_  
January 1, 2017

15

Motion \_\_\_\_\_ Second \_\_\_\_\_

**BE IT RESOLVED** by the Governing Body of the Township of Clark that the following individuals are hereby appointed to the Planning Board effective January 1, 2017.

**CLASS III MEMBER** (Council's Representative to Board)

Councilman Frank Mazarella 01/01/17- 12/31/17

**ALTERNATE I**

George Olear filling the unexpired term of Michael Triola  
ending 12/31/17 (01/01/16 - 12/31/17)

**ALTERNATE II**

Michael Bonaccorso, Jr. 01/01/017 - 12/31/18

ATTEST:

APPROVED:

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

\_\_\_\_\_  
ANGEL ALBANESE  
Council President

Res17/I-1AppointPlanningBoard

Aye Nay Abstain Absent

Barr \_\_\_\_\_  
Hund \_\_\_\_\_  
Mazzarella \_\_\_\_\_  
O'Connor \_\_\_\_\_  
Smith \_\_\_\_\_  
Toal \_\_\_\_\_  
Albanese \_\_\_\_\_

16

TOWNSHIP OF CLARK  
Resolution \_\_\_\_\_  
January 1, 2017

Motion \_\_\_\_\_ Second \_\_\_\_\_

**BE IT RESOLVED** by the Governing Body of the Township of Clark that the following individuals are hereby reappointed as Members of the Board of Adjustment.

**Regular Member**

**Term**

John Caliguire	01/01/17 – 12/31/20
Steven Kaminsky	01/01/17 – 12/31/20
John Tierney	01/01/17 – 12/31/20

**Alternate I**

William Helm	01/01/17 – 12/31/18
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**Alternate II**

Christopher Tierney	01/01/17 – 12/31/18
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ATTEST:

APPROVED:

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

\_\_\_\_\_  
ANGEL ALBANESE  
Council President

Res17/1-1 AppointBdofAdj  
Aye Nay Abstain Absent

Barr	_____
Hund	_____
Mazzarella	_____
O'Connor	_____
Smith	_____
Toal	_____
Albanese	_____

17

TOWNSHIP OF CLARK  
Resolution \_\_\_\_\_  
January 1, 2017

Motion \_\_\_\_\_ Second \_\_\_\_\_

**BE IT RESOLVED** the Township Council does hereby desire to enter into a Cash Management Plan for the Township of Clark pursuant to the provisions of N.J.S.A. 40A:5-14 in order to set forth the basis for deposits, investment of certain public funds, and the assurance that all public funds identified herein are deposited in interest or dividend bearing accounts. (Copy of Plan to be made part of the Resolution); and

**BE IT FURTHER RESOLVED** by the Township Council of the Township of Clark at a meeting held on January 1, 2017 that the Treasurer/Chief Financial Officer be and hereby is authorized to utilize as depositories any banking institution which can provide a Government Unit Deposit Protection Act Certificate issued by the State of New Jersey, Department of Banking.

**THEREFORE, BE IT RESOLVED** the designated officials authorized to make deposits and investments under the plan, are the Township Administrator, and the Township Treasurer/Chief Financial Officer.

**THEREFORE, BE IT FURTHER RESOLVED** the Township Council authorizes and directs the Treasurer/Chief Financial Officer and other officials to follow the Cash Management Plan as may be modified from time to time effective January 1, 2017 to December 31, 2017.

ATTEST:

APPROVED:

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

\_\_\_\_\_  
ANGEL ALBANESE  
Council President

Res17/1-1 Cash Management Plan  
Aye Nay Abstain Absent

Barr \_\_\_\_\_  
Hund \_\_\_\_\_  
Mazzarella \_\_\_\_\_  
O'Connor \_\_\_\_\_  
Smith \_\_\_\_\_  
Toal \_\_\_\_\_  
Albanese \_\_\_\_\_

# CASH MANAGEMENT PLAN OF THE TOWNSHIP OF CLARK

## IN THE COUNTY OF UNION, NEW JERSEY 2017

### 1. STATEMENT OF PURPOSE.

This Cash Management Plan (the "Plan") is prepared pursuant to the provisions of N.J.S.A 40A:5-14 in order to set forth the basis for the deposits ("Deposits") and investment ("Permitted Investments") of certain public funds of the Township, pending the use of such funds for the intended purposes. The Plan is intended to assure that all public funds identified herein are deposited in interest or dividend bearing accounts or otherwise invested in Permitted Investments hereinafter referred to. The intent of the Plan is to provide the decisions made with regard to the Deposits and the Permitted Investments will be done to insure the safety, the liquidity (regarding its availability for the intended purposes), and the Maximum within such limits. The Plan is intended to insure that any Deposit or Permitted Investment matures within the time period that approximates the prospective need for the funds deposited or invested so that there is not a risk to the market value of such Deposits or Permitted Investments.

### II. CASH MANAGEMENT POLICY.

A. Objectives: The priority of investing policies shall be, in order of Descending Importance, security, liquidity, and yield.

1. Security: The safety of principal is the foremost objective of the cash management plan. Investments shall be undertaken in a manner that seeks to ensure the preservation of capital in the overall portfolio. The objective is to mitigate credit risk and interest rate risk.

2. Credit Risk: Credit risk is the risk of loss due to failure of the security issuer or backer. Credit risk may be mitigated by:

- (a) Limiting investments to the safest types of securities.
- (b) Pre-qualifying the financial institutions, broker/dealers, intermediaries, and advisors with which an entity will do business.
- (c) Diversifying the investment portfolio so that potential losses on individual securities will be minimized.

3. Interest Rate Risk: Interest rate risk is the risk that the market value of securities in the portfolio will fall due to changes in general interest rates.

Interest rate risk may be mitigated by:

- (a) Structuring the investment portfolio so that securities mature to meet cash requirements for ongoing operations, thereby avoiding the need to sell securities on the open market prior to maturity, and
- (b) By investing operating funds primarily in shorter-term securities.

4. Liquidity: The investment portfolio must remain sufficiently liquid to meet all structuring the portfolio so that securities mature concurrent with cash needs to meet anticipated demands (static liquidity). Furthermore, since all possible cash demands cannot be anticipated, the portfolio should consist largely of securities with active secondary or resale markets (dynamic liquidity).

5. Yield: The investment portfolio must be designed with the objective of attaining a market rate of return throughout budgetary and economic cycles, taking into account the investment risk constraints and liquidity needs. Return on investment is of least importance compared to the safety and liquidity objective described above. The core of investments are limited to relatively low risk securities in anticipation of earning a fair return relative to the risk being assumed. The Chief Financial Officer shall carefully evaluate any investment offering above market yields. Securities shall not be sold prior to maturity with the following exceptions.

- (a) A declining credit security could be sold early to minimize the loss of principal.
- (b) A security swap would improve the quality, yield, or target duration in the portfolio.
- (c) Liquidity needs of the local unit require that the security be sold.

B. Standard of Care

1. Prudence

The standard of prudence to be used by investment officials shall be the "prudent person" standard and shall be applied in the context of managing an overall portfolio in accordance with the State Law and this policy. The Chief Financial Officer, acting in accordance with written procedures and this cash management plan and exercising due diligence shall be relieved of personal responsibility for an individual security's credit risk or market price changes, provided deviation from expectations are reported in a timely fashion and the liquidity and the sale of securities are carried out in accordance with the terms of the cash management plan and policy.

Investments shall be made with the judgment and care, under circumstances then prevailing, which persons of prudence, discretion and intelligence exercise in the management of their own affairs, not for speculation, but for investment, considering the probable safety of their capital as well as the probable income to be derived.

2. Ethics and Conflicts of Interest

The designated officials involved in the investment process shall not have personal business activity that could conflict with the proper execution and management of the investment program, or that could impair their ability to make impartial decisions. Actions of individuals involved in administering the cash management plan shall be governed by the Local Government Ethics Law. They shall disclose any personal financial/investment positions that could be related to the performance of the investment portfolio. The designated officials shall refrain from undertaking personal investment transactions with the same individual with whom business is conducted on behalf of the Township.

3. Delegation of Authority

Authority to manage the cash management plan is granted to the Chief Financial Officer pursuant to N.J.S.A. 40A:5-14. Responsibility for the operations of the cash management plan is hereby delegated to the Chief Financial Officer. No person may engage in an investment transaction except as provided under the terms of the policy and the written procedures established by the Chief Financial Officer. The Chief Financial Officer shall be responsible for all transactions undertaken and shall establish a system of controls to regulate the activities of subordinate officials.

### **III. IDENTIFICATION OF FUNDS AND ACCOUNTS TO BE COVERED BY THE PLAN**

A. The Plan is intended to cover the deposit and/or investment of the following funds and accounts of the Township (and any other that may be needed during the plan period).

Current Fund	Dog License Fund
Capital Fund	Housing Development Fund
Insurance Trust Fund	Unemployment Insurance Trust Fund
Pool Utility Fund	Other Trust Fund
Sewer Utility Fund	

And the following interest accounts:

Payroll Agency Account

### **IV. DESIGNATION OF OFFICIALS OF THE TOWNSHIP AUTHORIZED TO MAKE DEPOSITS AND INVESTMENTS UNDER THE PLAN**

The Township Administrator, the Chief Financial Officer, and the Township Treasurer (The "Designated Official") are hereby jointly or severally authorized and directed to deposit and/or invest the funds referred to in the Plan. Prior to making any such Deposits or any Permitted Investments, such officials of the Township are directed to supply to all depositories or any other parties with whom the Deposits or Permitted Investments are made a written copy of this Plan which shall be acknowledged in writing by such parties and a copy of such acknowledgment kept on file with such officials.

### **V. DESIGNATION OF DEPOSITORIES**

The following banks and financial institutions are hereby designated as official depositories for the Deposit of all public funds referred to in the Plan, including

any certificates of Deposit which are not otherwise invested in Permitted Investments as provided for in this Plan. The Chief Financial Officer may designate other institutions, during the period of this plan, as deemed necessary for successful accomplishment of the plan objectives:

TD Bank

Columbia Bank

Community Bank

Investors

Wells Fargo

Provident Savings Bank

Bank of America

Santander Bank

Also, for purposes of investing, all institutions presenting a GUDPA certificate may be used. All such depositories shall acknowledge in writing receipt of this Plan by sending a copy of such acknowledgment to the Designated Officials referred to in Section IV above.

**VI. DESIGNATION OF BROKERAGE FIRMS AND DEALERS WITH WHOM THE DESIGNATED OFFICIALS MAY DEAL.**

The following brokerage firms and/or dealers and other institutions are hereby designated as firms with whom the Designated Officials of the Township referred to in this Plan may deal for purposes of buying and selling securities identified in the Plan as Permitted Investments or otherwise providing for Deposits. The Designated Officials of the Township referred to Section IV above may designate additional brokerage firms and/or dealers. All such brokerage firms and/or dealers shall acknowledge in writing receipts of this Plan by sending a copy of such acknowledgment to the Designated Officials referred to in Section IV above.

Columbia Savings Bank

## VII. AUTHORIZED INVESTMENTS

A. Except as otherwise specifically provided for herein, the Designated Official is hereby authorized to invest the public funds covered by this Plan, to the extent not otherwise held in Deposits, in the following Permitted Investments:

- (1) Bonds or other obligations of the United States of America or obligations guaranteed by the United States of America;
- (2) Government money market mutual funds;
- (3) Any obligation that a federal agency or a federal instrumentality has issued in accordance with an act of Congress, which security has a maturity date not greater than 397 days from the date of purchase, provided that such obligation bears a fixed rate of interest not dependent on any index or other external factor;
- (4) Bonds or other obligations of the Local Unit or bonds or other obligations of school districts of which the Local Unit is a part of within which the school district is located;
- (5) Bonds or other obligations, having a maturity date not more than 397 days from the date of purchase, approved by the Division of Investment of the Department of the Treasury for investment by Local Units.
- (6) Local government investment pools;
- (7) Deposits with the State of New Jersey Cash Management Fund established pursuant to section 1 of P.L. 1977, c.281 (c.52:18A-90.4); or
- (8) Agreements for the repurchase of fully collateralized securities if:
  - (a) the underlying securities are permitted investments pursuant to paragraphs (1) and of this subsection a;
  - (b) the custody of collateral is transferred to a third party;
  - (c) the maturity of the agreement is not more than 30 days;

- (d) the underlying securities are purchased through a public depository as defined in section 1 of P.L. 1970, c236 (C.17:9-4 1); and
- (e) a master repurchase agreement providing for the custody and security of collateral is executed.

For purposed of the above language, the terms "government money market mutual fund" and "local government investment pool" shall have the following definitions:

Government Money Market Mutual Fund. An investment company or investment trust:

- (a) which is registered with the Securities and Exchange Commission under the "Investment Company Act of 1940", 15U.S.C. sec.80a-1 et seq., and operated in accordance with 17 C.F.R. sec270.2a-7.
- (b) the portfolio of which is limited to U.S. Government securities that meet the definition of any eligible security pursuant to 17C.F.R. sec 270.2a-7 and repurchase agreements that are collateralized by such U.S. Government securities; and
- (c) which has:
  - (i) attained the highest ranking or the highest letter and numerical rating of a nationally recognized statistical rating organization; or
  - (ii) retained an investment advisor registered or exempt from registration with the Securities and Exchange Commission pursuant to the "Investment Advisor Act of 1940", 15 U.S.C. sec 80b-1 et seq., with experience investing in U.S. Government management in excess of \$500 million.

Local Government Investment Pool

An investment pool:

- (a) which is managed in accordance with 17 C.F.R. sec. 270.2a-7;
- (b) which is rated in the highest category by a nationally recognized statistical rating organization;
- (c) which is limited to U.S. Government securities that meet the definition of an eligible security pursuant to 17 C.F.R. sec.270.2a-7and repurchase agreements that are collateralized by such U.S. Government securities;
- (d) which is in compliance with rules adopted pursuant to the "Administrative Procedure Act", P.L. 1968, c410 (c.51:14B-1 et seq.) by the Local Finance Board of the Division of Local Government Services in the Department of Community Affairs, which rules shall provide for disclosure and reporting requirements, and other provisions deemed necessary by the board to provide for the safety, liquidity and yield of the investments;

- (e) which does not permit investments in instruments that: are subject to high price volatility with changing market conditions; cannot reasonably be expected, at the time of interest rate adjustment, to have a market value that approximates their par value; or utilize an index that does not support a stable net asset value; and
- (f) which purchases and redeems investments directly from the issuer, government money market mutual fund, or the State of New Jersey Cash Management Fund, or through the use of a national or State bank located within this State, or through a broker-dealer which, at the time of purchase or redemption, has been registered continuously for a period of at least two years pursuant to section 9 of P.L. 1967 c.9(C.49:3-56 and has at least \$25 million in capital stock (or equivalent capitalization if not a corporation), surplus reserves for contingencies and undivided profits, or through a securities dealer who makes primary markets in U.S. Government securities and reports daily to the Federal Reserve Bank of New York its position in and borrowing on such U.S. Government securities

**VIII. SAFEKEEPING CUSTODY PAYMENT AND ACKNOWLEDGMENT OF RECEIPT OF PLAN.**

To the extent that any Deposit or Permitted Investment involves a document or security which is not physically held by the Township, then such instrument or security shall be covered by all custodial agreements with an independent third party, which shall be a bank or financial institution in the State of New Jersey. Such institution shall provide for the designation of such investments in the name of the Township to assure that there is not unauthorized use of the funds or the Permitted Investments or Deposits.

**IX. TERM OF PLAN**

This Plan shall be in effect from January 1, 2016 to December 31, 2016. Attached to this Plan is a resolution of the Governing Body of the Township approving this Plan for such period of time. The Plan may be amended from time to time. To the extent that any amendment is adopted by the Council, the Designated Official is directed to supply copies of the amendments to all of the parties who otherwise have received the copy of the originally approved Plan, which amendment shall be acknowledged in writing in the same manner as the original Plan was so acknowledged.

18

TOWNSHIP OF CLARK

Resolution \_\_\_\_\_

January 1, 2017

Motion \_\_\_\_\_ Second \_\_\_\_\_

**WHEREAS** the 2016 Municipal Budget totaled \$22,109,751.00; and

**WHEREAS** the Temporary Municipal Budget for 2017 cannot exceed 26.25% of the prior year's budget less Capital appropriations and Debt services; and

**WHEREAS** the total amount that may be introduced as a Temporary Budget for 2017 is \$5,003,166.00.

**NOW, THEREFORE, BE IT RESOLVED** by the Governing Body of the Township of Clark that the following line items are hereby adopted as the Temporary Budget for 2017 in the total amount of \$5,003,166.00 exclusive of debt service.

<b>CLARK TOWNSHIP</b>				
<b>TEMPORARY BUDGET - 2017</b>				
<b>Dept#</b>	<b>DEPARTMENT</b>	<b>SALARIES</b>	<b>OTHER</b>	<b>TOTAL</b>
20-100	Administration	\$ 62,000.00	25,000.00	\$ 87,000.00
20-110	Mayor's Office	20,000.00	4,000.00	24,000.00
20-111	Municipal Council	13,000.00	8,000.00	21,000.00
20-120	Clerk	47,000.00	8,000.00	55,000.00
20-121	Clerk - Elections	-	10,000.00	10,000.00
20-130	Financial Administration	63,000.00	20,000.00	83,000.00
20-145	Revenue Administration	18,000.00	6,000.00	24,000.00
20-150	Tax Assessor	28,000.00	15,000.00	43,000.00
20-155	Legal Services	9,000.00	60,000.00	69,000.00
20-165	Engineering Services	-	50,000.00	50,000.00
21-180	Planning Board	2,000.00	8,000.00	10,000.00
21-185	Zoning Board of Adjustment	3,000.00	3,000.00	6,000.00
22-195	Code Enforcement	90,000.00	10,000.00	100,000.00
23-210	Ins & Bonding	-	400,000.00	400,000.00
23-220	Health Benefits	-	1,100,000.00	1,100,000.00
23-222	Life Insurance	-	6,000.00	6,000.00
23-223	Disability	-	12,000.00	12,000.00

25-240	Police	1,300,000.00	80,000.00	1,380,000.00
25-250	911	155,000.00	12,000.00	167,000.00
25-252	Emergency Management	3,000.00	1,000.00	4,000.00
25-265	Public Safety	1,000.00	-	1,000.00
25-266	Fire Bureau	24,000.00	30,000.00	54,000.00
25-267	Fire Hydrant	-	75,000.00	75,000.00
25-268	Fire Prevention	25,000.00	5,000.00	30,000.00
26-290	Streets and Roads	300,000.00	90,000.00	390,000.00
26-291	Traffic Lights	-	-	-
26-305	Grass	-	5,000.00	5,000.00
26-306	Leaves	-	5,000.00	5,000.00
26-307	Recycling	-	20,000.00	20,000.00
26-308	Cleanup	-	5,000.00	5,000.00
26-310	Building and Grounds	52,000.00	50,000.00	102,000.00
26-313	Shade Tree	-	5,000.00	5,000.00
26-325	Municipal Services Act	-	5,000.00	5,000.00
27-330	Public Health Services	25,000.00	10,000.00	35,000.00
27-331	Senior Citizens	10,000.00	3,000.00	13,000.00
27-365	Visiting Nurse	-	1,000.00	1,000.00
28-370	Recreation	45,000.00	10,000.00	55,000.00
29-390	Municipal Library	-	100,000.00	100,000.00
30-420	Celebration of Public Events	-	5,000.00	5,000.00
31-430	Utilities	-	75,000.00	75,000.00
31-435	Street Lighting	-	50,000.00	50,000.00
31-440	Utilities - Telephone	-	20,000.00	20,000.00
31-460	Utilities - Gasoline	-	69,166.00	69,166.00
32-465	Recycling Tax	-	-	-
36-472	Social Security - FICA	-	150,000.00	150,000.00
36-476	Unemployment Comp.	-	-	-
36-477	DCRP	-	-	-
42-102	Interlocal Svc-Bd of Ed	-	15,000.00	15,000.00
43-490	Municipal Court	60,000.00	7,000.00	67,000.00
		\$ 2,355,000.00	\$ 2,648,166.00	\$ 5,003,166.00
44-901	Capital Improvements	-	100,000.00	100,000.00

45-920	Bond Principal	-	1,690,000.00	1,690,000.00
45-925	BAN Principal	-	-	-
45-930	Bond Interest	-	253,067.00	253,067.00
45-935	Note Interest	-	290,000.00	290,000.00
46-871	Deferred Charges	-	-	-
		\$ -	\$ 2,333,067.00	\$ 2,333,067.00
		\$ 2,355,000.00	\$ 4,981,233.00	\$ 7,336,233.00

ATTEST:

APPROVED:

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

\_\_\_\_\_  
 ANGEL ALBANESE  
 Council President

Res17/1-1 Temp Budget

Aye Nay Abstain Absent

Barr \_\_\_\_\_  
 Hund \_\_\_\_\_  
 Mazarella \_\_\_\_\_  
 O'Connor \_\_\_\_\_  
 Smith \_\_\_\_\_  
 Toal \_\_\_\_\_  
 Albanese \_\_\_\_\_

TOWNSHIP OF CLARK  
Resolution \_\_\_\_\_  
January 1, 2017

19

Motion \_\_\_\_\_ Second \_\_\_\_\_

**WHEREAS** the Municipal Sewer Budget for 2016 totaled \$2,936,073.00; and

**WHEREAS** the Temporary Sewer Budget for 2017 cannot exceed 26.25% of the prior year's budget which is \$770,719.00.

**NOW, THEREFORE, BE IT RESOLVED** by the Governing Body of the Township of Clark that the following line items are hereby adopted as the Temporary Sewer Budget for 2017 in the total amount of \$400,000.00.

Salaries and Wages	\$200,000.00
Miscellaneous Other Expenses	\$200,000.00

ATTEST:

APPROVED:

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

\_\_\_\_\_  
ANGEL ALBANESE  
Council President

Res17/1-1 Temp Budget Sewer Utility  
Aye Nay Abstain Absent

Barr	_____
Hund	_____
Mazzarella	_____
O'Connor	_____
Smith	_____
Toal	_____
Albanese	_____

20

TOWNSHIP OF CLARK  
Resolution \_\_\_\_\_  
January 1, 2017

Motion \_\_\_\_\_ Second \_\_\_\_\_

**WHEREAS** the Municipal Pool Budget for 2016 totaled \$350,000.00; and

**WHEREAS** the Temporary Pool Budget for 2017 cannot exceed 26.25% of the prior year's budget which is \$91,875.00.

**NOW, THEREFORE, BE IT RESOLVED** by the Governing Body of the Township of Clark, County of Union, and State of New Jersey that the following line item is hereby adopted as the Temporary Pool Budget for 2017 in the total amount of \$91,000.00.

Miscellaneous Other Expenses      \$91,000.00

ATTEST:

APPROVED:

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

\_\_\_\_\_  
ANGEL ALBANESE  
Council President

Res17/1-1 Temp Budget Pool Utility  
Aye Nay Abstain Absent

Barr \_\_\_\_\_  
Hund \_\_\_\_\_  
Mazzarella \_\_\_\_\_  
O'Connor \_\_\_\_\_  
Smith \_\_\_\_\_  
Toal \_\_\_\_\_  
Albanese \_\_\_\_\_

21

TOWNSHIP OF CLARK  
Resolution \_\_\_\_\_  
January 1, 2017

Motion \_\_\_\_\_ Second \_\_\_\_\_

WHEREAS the Petty Cash balances of the Police Chief and Pool Director were turned over as of 10:00 a.m., Friday, December 30, 2016 to the Treasurer's Office.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Township of Clark that there has been established a Petty Cash Fund for the Year 2017 and the Treasurer's Office is hereby authorized to issue checks to the following department heads:

Police Chief	\$150.00
Pool Director	\$300.00

ATTEST:

APPROVED:

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

\_\_\_\_\_  
ANGEL ALBANESE  
Council President

Res17/1-1 Petty Cash

Aye Nay Abstain Absent

Barr	_____
Hund	_____
Mazzarella	_____
O'Connor	_____
Smith	_____
Toal	_____
Albanese	_____

TOWNSHIP OF CLARK

Resolution \_\_\_\_\_

January 1, 2017

22

Motion \_\_\_\_\_ Second \_\_\_\_\_

WHEREAS NJSA 54:4-67 permits the Governing Body of each municipality to fix the rate of interest to be charged for non-payment of taxes and/or municipal fees as provided by law; and

WHEREAS NJSA 54:4-67 has been amended to permit the fixing of said rate of 8% per annum on the first \$1,500.00 of the delinquency and 18% per annum on any amount in excess of \$1,500.00 and allows an additional penalty of 6% be collected against a delinquency in excess of \$10,000.00 on properties that fail to pay the delinquency prior to the end of the calendar year.

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

1. The Tax collector is hereby authorized and directed to charge 8% per annum on the first \$1,500.00 of taxes and/or municipal fees becoming delinquent after due date and 18% per annum on any amount of taxes and/or municipal fees in excess of \$1,500.00 be delinquent after due date and if a delinquency is in excess of \$10,000.00 and remains in arrears beyond December 31<sup>st</sup>, an additional penalty of 6% shall be charged against the delinquency subject to any abatement or discount for the late payment of taxes and/or municipal fees as provided by law.

2. Authorize Tax Collector to sell prior years' delinquent taxes and/or municipal fees.

3. Effective January 1, 2017, there will be a ten (10) day grace period of quarterly tax payments made by cash, check or money order.

4. Any payments not made in accordance with paragraph two of this resolution shall be charged interest from the due date as set forth in paragraph one of this resolution.

5. This resolution shall be published in its entirety once in an official newspaper of the Township of Clark.

6. A certified copy of this resolution shall be provided by the Township Clerk to the Tax Collector, Township Attorney, and Township Auditor for the Township of Clark.

ATTEST:

APPROVED:

EDITH L. MERKEL, RMC  
Township Clerk

ANGEL ALBANESE  
Council President

Res17/1-1 Delinquent Taxes

Aye Nay Abstain Absent

Barr	_____
Hund	_____
Mazzarella	_____
O'Connor	_____
Smith	_____
Toal	_____
Albanese	_____

23

TOWNSHIP OF CLARK  
Resolution \_\_\_\_\_  
January 1, 2017

Motion \_\_\_\_\_ Second \_\_\_\_\_

**BE IT RESOLVED** by the Governing Body of the Township of Clark that the funds of the Township of Clark be subject to withdrawal upon checks signed by any two of the following:

- Mayor
- Business Administrator
- Treasurer/Chief Financial Officer

**BE IT FURTHER RESOLVED** that checks drawn upon the payroll account and agency account shall require the signature of any two of the following:

- Mayor
- Business Administrator
- Treasurer/Chief Financial Officer

ATTEST:

APPROVED:

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

\_\_\_\_\_  
ANGEL ALBANESE  
Council President

Res17/1-1 SignChecks

	Aye	Nay	Abstain	Absent
Barr	_____	_____	_____	_____
Hund	_____	_____	_____	_____
Mazzarella	_____	_____	_____	_____
O'Connor	_____	_____	_____	_____
Smith	_____	_____	_____	_____
Toal	_____	_____	_____	_____
Albanese	_____	_____	_____	_____

24

TOWNSHIP OF CLARK  
Resolution \_\_\_\_\_  
January 1, 2017

Motion \_\_\_\_\_ Second \_\_\_\_\_

**BE IT RESOLVED** by the Governing Body of the Township of Clark in the County of Union, State of New Jersey that the Union County Local Source and the Star Ledger be designated as the 2017 Official Newspapers to which notices and other matters are to be provided under the Open Public Meetings Act (N.J.S.A. 10:4-6 to 10:21) for the Township; and

**BE IT FURTHER RESOLVED** that TAP into Clark be and hereby is designated as the Electronic News Source to which notices and other matters are to be provided under the Open Public Meetings Act.

ATTEST:

APPROVED:

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

\_\_\_\_\_  
ANGEL ALBANESE  
Council President

Res17/1-1 Newspapers

Aye Nay Abstain Absent

Barr	_____
Hund	_____
Mazzarella	_____
O'Connor	_____
Smith	_____
Toal	_____
Albanese	_____

TOWNSHIP OF CLARK  
Resolution \_\_\_\_\_  
January 1, 2017

25

Motion \_\_\_\_\_ Second \_\_\_\_\_

**BE IT RESOLVED** by the Governing Body of the Township of Clark that it does hereby authorize the Administration and/or Township Clerk to advertise for upcoming Bids for all necessary government operations including capital projects and swim pool requirements for the year 2017.

ATTEST:

APPROVED:

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

\_\_\_\_\_  
ANGEL ALBANESE  
Council President

Res17/1-1 Advertise Bids

Aye Nay Abstain Absent

Barr	_____
Hund	_____
Mazzarella	_____
O'Connor	_____
Smith	_____
Toal	_____
Albanese	_____

TOWNSHIP OF CLARK

Resolution \_\_\_\_\_

January 1, 2017

26

Motion \_\_\_\_\_ Second \_\_\_\_\_

**WHEREAS** the Keystone Purchasing Network is a cooperative purchasing program administered by the Central Susquehanna Intermediate Unit, an educational service agency and political subdivision of the Commonwealth of Pennsylvania, located in Milton, Pennsylvania, provides nationally bid contracts with many national vendors and allows other public entities to become members to use various publicly bid contracts; and

**WHEREAS** the Township of Clark, County of Union, New Jersey desires to become a member of the Keystone Purchasing Network and desires to use various contracts to acquire products, equipment or other services.

**NOW, THEREFORE BE IT RESOLVED** by the Governing Body of the Township of Clark that it is in full support of becoming a member of the Keystone Purchasing Network and hereby authorize the appropriate township officials to complete all necessary paperwork to become a member.

ATTEST:

APPROVED:

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

\_\_\_\_\_  
ANGEL ALBANESE  
Council President

Res17/ 1-1KeystoneCo-op  
Aye Nay Abstain Absent

Barr	_____
Hund	_____
Mazzarella	_____
O'Connor	_____
Smith	_____
Toal	_____
Albanese	_____

TOWNSHIP OF CLARK

Resolution \_\_\_\_\_

January 1, 2017

27

Motion \_\_\_\_\_ Second \_\_\_\_\_

**WHEREAS** in the past, the Township of Clark has availed itself of the right to purchase materials, supplies and equipment under contracts for such materials, supplies and equipment entered into on behalf of the State of New Jersey by the Division of Purchase and Property in the Department of the Treasury pursuant to N.J.S.A. 40A:11-12; and

**WHEREAS** it is desirable from time-to-time to obtain materials, supplies and equipment under contracts for such materials, supplies and equipment entered into on behalf of the State by the said Division without the necessity of advertising for bids, or in the cases where no bids have been received; and

**WHEREAS** it is contemplated that it will be necessary or desirable to obtain materials, supplies and equipment under such contract or contracts entered into on behalf of the State of New Jersey by said Division during the year 2017.

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

1. That the purchases by the Township of Clark, through the several municipal departments shall be purchased under a contract or contracts for such materials, supplies or equipment entered into on behalf of the State of New Jersey by the Division of Purchase and Property in the Department of the Treasury, in those cases where it is desirable and in the best interest of the Township of Clark, and in those cases where bids have been sought by advertisement therefore and no bids are received.
2. That a copy of the Resolution be forwarded to the Municipal Administrator, all Department Heads of the Township of Clark, Township Auditor, and any other party of interest.

ATTEST:

APPROVED:

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

\_\_\_\_\_  
ANGEL ALBANESE  
Council President

Res17/1-1 State Contracts

Aye Nay Abstain Absent

Barr	_____
Hund	_____
Mazzarella	_____
O'Connor	_____
Smith	_____
Toal	_____
Albanese	_____

28

TOWNSHIP OF CLARK  
Resolution \_\_\_\_\_  
January 1, 2017

Motion \_\_\_\_\_ Second \_\_\_\_\_

**BE IT RESOLVED** by the Governing Body of the Township of Clark, County of Union, State of New Jersey that it does hereby authorize the Administration to submit grant applications for upcoming grant opportunities for all necessary government operations including capital projects and swim pool requirements for the year 2017.

ATTEST:

APPROVED:

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

\_\_\_\_\_  
ANGEL ALBANESE  
Council President

Res17/1-1 Auth Grant Applications  
Aye Nay Abstain Absent

Barr	_____
Hund	_____
Mazzarella	_____
O'Connor	_____
Smith	_____
Toal	_____
Albanese	_____

TOWNSHIP OF CLARK

Resolution \_\_\_\_\_

January 1, 2017

Motion \_\_\_\_\_ Second \_\_\_\_\_

**A RESOLUTION TO AFFIRM THE TOWNSHIP OF CLARK'S CIVIL RIGHTS POLICY WITH RESPECT TO ALL OFFICIALS, APPOINTEES, EMPLOYEES, PROSPECTIVE EMPLOYEES, VOLUNTEERS, INDEPENDENT CONTRACTORS, AND MEMBERS OF THE PUBLIC THAT COME INTO CONTACT WITH MUNICIPAL EMPLOYEES, OFFICIALS AND VOLUNTEERS**

WHEREAS it is the policy of the Township of Clark to treat the public, employees, prospective employees, appointees, volunteers and contractors in a manner consistent with all applicable civil rights laws and regulations including, but not limited to the Federal Civil Rights Act of 1964 as subsequently amended, the New Jersey Law against Discrimination, the Americans with Disabilities Act and the Conscientious Employee Protection Act.

NOW, THEREFORE BE IT RESOLVED by the Governing Body of the Township of Clark, County of Union, New Jersey that the policy adopted April 20, 2015 (Resolution 15-58) continues in full force and effect as follows:

**Section 1:** No official, employee, appointee or volunteer of the Township by whatever title known, or any entity that is in any way a part of the Township shall engage, either directly or indirectly in any act including the failure to act that constitutes discrimination, harassment or a violation of any person's constitutional rights while such official, employee, appointee volunteer, or entity is engaged in or acting on behalf of the Township's business or using the facilities or property of the local Township.

**Section 2:** The prohibitions and requirements of this resolution shall extend to any person or entity, including but not limited to any volunteer organization or inter-local organization, whether structured as a governmental entity or a private entity, that receives authorization or support in any way from the Township to provide services that otherwise could be performed by the Township.

**Section 3:** Discrimination, harassment and civil rights shall be defined for purposes of this resolution using the latest definitions contained in the applicable Federal and State laws concerning discrimination, harassment and civil rights.

**Section 4:** The Business Administrator has established written procedures for any person to report alleged discrimination, harassment and violations of civil rights prohibited by this resolution. Such procedures shall include alternate ways to report a complaint so that the person making the complaint need not communicate with the alleged violator in the event the alleged violator would be the normal contact for such complaints.

**Section 5:** No person shall retaliate against any person who reports any alleged discrimination, harassment or violation of civil rights, provided however, that any person who reports alleged violations in bad faith shall be subject to appropriate discipline.

**Section 6:** The Business Administrator has established written procedures that require all officials, employees, appointees and volunteers of the Township as well as all other entities subject to this resolution to periodically complete training concerning their duties, responsibilities and rights pursuant to this resolution.

**Section 7:** The Business Administrator has established a system to monitor compliance and shall report at least annually to the governing body the results of the monitoring.

**Section 8:** At least annually, the Business administrator shall cause a summary of this resolution and the procedures established pursuant to this resolution to be communicated within the Township. This communication shall include a statement from the governing body expressing its unequivocal commitment to enforce this resolution. This summary shall also be posted on the Township's web site.

**Section 9:** This resolution shall take effect immediately.

**Section 10:** A copy of this resolution shall be published in the official newspaper of the Township in order for the public to be made aware of this policy and the Township's commitment to the implementation and enforcement of this policy.

ATTEST:

APPROVED:

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

\_\_\_\_\_  
ANGEL ALBANESE  
Council President

Res17/1-1 Civil Rights

Aye Nay Abstain Absent

Barr	_____
Hund	_____
Mazzarella	_____
O'Connor	_____
Smith	_____
Toal	_____
Albanese	_____

Motion \_\_\_\_\_ Second \_\_\_\_\_

**WHEREAS** in accordance with N.J.A.C. 17:27-3.2 each public agency shall designate an individual to serve as its Public Agency Compliance Officer or P.A.C.O.; and

**WHEREAS** the P.A.C.O. is the liaison between the Division of Contract Compliance & Equal Employment Opportunity in Public Contracts (the Division) and the Public Agency and is the Public Agency point of contact for all matters concerning implementation and administration of the statute; and

**WHEREAS** the P.A.C.O. is also responsible for administering contracting procedures pertaining to equal employment opportunity regarding both the Public Agency and the service providers; and

**WHEREAS** the service provider shall include but shall not be limited to goods and services vendors, professional service vendors and construction contractors; and

**WHEREAS** the P.A.C.O. must have the authority to recommend changes to effectively support the implementation of the statute and its regulations; and

**WHEREAS** each year, all Public Agencies are required to submit the name, title, address, telephone, number, fax and e-mail address of the P.A.C.O. designated by the Public Agency to the Division no later than January 10<sup>th</sup> of each year; and

**WHEREAS** it is the responsibility of the Public Agency to update the P.A.C.O. designation at any time during the year if any changes are made.

**NOW, THEREFORE, BE IT RESOLVED** by the Governing Body of the Township of Clark, County of Union, State of New Jersey that it hereby designates, John Laezza, Business Administrator as the Public Agency Compliance Officer, effective January 1, 2017 for a period of one year ending December 31, 2017; and

**BE IT FURTHER RESOLVED** that one certified copy of this resolution be filed with the Department of the Treasury, Division of Contract Compliance & Equal Employment Opportunity in Public Contracts.

ATTEST:

APPROVED:

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

\_\_\_\_\_  
ANGEL ALBANESE  
Council President

Res17/1-1AppointPACO

Aye Nay Abstain Absent

Barr	_____
Hund	_____
Mazzarella	_____
O'Connor	_____
Smith	_____
Toal	_____
Albanese	_____

TOWNSHIP OF CLARK

Resolution \_\_\_\_\_

January 1, 2017

31

Motion \_\_\_\_\_ Second \_\_\_\_\_

**WHEREAS** the Municipal Land Use Law and in particular N.J.S.A. 40:55D-53.2 authorizes the Township to offset the cost of professional fees incurred by it in connection with Township's or its Administrative Boards' review of applications for development, the preparation of documents and the inspection of developments and improvements under construction; and

**WHEREAS** the fees or charges to be assessed in connection therewith shall be based upon a schedule to be established.

**NOW, THEREFORE, BE IT RESOLVED** by the Governing Body of the Township of Clark that in accordance with N.J.S.A. 40:55D-53.2 that the following 2017 fee schedule as the same may be periodically updated yearly, for in-house review of applications for development, review and preparation of documents, inspection of improvements or other charges authorized by the Municipal Land Use Law is hereby approved.

**ESCROW FEE SCHEDULE (In-House)**

Plan Review, Site Inspection & Testing Fees

<u>Title Category</u>	<u>Name</u>	<u>Salary</u>	<u>Work Hours</u>	<u>Hourly Rate</u>
Township Engineer	Richard O'Connor Grotto Engineering Associates, LLC	-0-	As needed	As follows:
Principal		-0-	As needed	\$150.00
Project Manager		-0-	As needed	\$140.00
Licensed Professional Engineer/Surveyor or Planner		-0-	As needed	\$135.00
Staff Engineer		-0-	As needed	\$ 88.00
Senior Engineering Technician		-0-	As needed	\$ 88.00
Engineering Technician/Survey Technician		-0-	As needed	\$ 75.00
Field Inspector		-0-	As needed	\$ 75.00
Junior Engineering Technician		-0-	As needed	\$ 65.00
Clerical		-0-	As needed	\$ 55.00
Reimbursable Items		-0-	As needed	At Cost
Professional Planner	Kevin O'Brien Shamrock Enterprises, Ltd	-0-	As needed	\$130.00
Planning Board Attorney	Kelly Carey DiFrancesco, Bateman, Coley, Yospin, Kunzman, Davis & Lehrer, PC	-0-	As needed	\$150.00
Board of Adjustment Attorney	Howard Spialter	-0-	As needed	\$150.00

ATTEST:

APPROVED:

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

\_\_\_\_\_  
ANGEL ALBANESE  
Council President

Res17/1-1 MLU Professional Fees  
Aye Nay Abstain Absent

Barr	_____
Hund	_____
Mazzarella	_____
O'Connor	_____
Smith	_____
Toal	_____
Albanese	_____

TOWNSHIP OF CLARK  
Resolution \_\_\_\_\_  
January 1, 2017

Motion \_\_\_\_\_ Second \_\_\_\_\_

**WHEREAS** the Director of Law has re-appointed Jon-Henry Barr for the position of Prosecutor; 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 that it hereby confirms the re-appointment of Jon-Henry Barr as Prosecutor whose term, commencing this 1<sup>st</sup> day of January 2017 runs concurrent with the Mayor.

ATTEST:

APPROVED:

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

\_\_\_\_\_  
ANGEL ALBANESE  
Council President

Res17/1-1ConfirmProsecutor-Barr  
Aye Nay Abstain Absent

Barr	_____
Hund	_____
Mazzarella	_____
O'Connor	_____
Smith	_____
Toal	_____
Albanese	_____

TOWNSHIP OF CLARK  
Resolution \_\_\_\_\_  
January 1, 2017

Motion \_\_\_\_\_ Second \_\_\_\_\_

**WHEREAS** the Director of Law has re-appointed Robert C. Rowbotham II for the position of Public Defender; 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 that it hereby confirms the re-appointment of Robert C. Rowbotham II as Public Defender whose term, commencing this 1<sup>st</sup> day of January 2017 runs concurrent with the Mayor.

ATTEST:

APPROVED:

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

\_\_\_\_\_  
ANGEL ALBANESE  
Council President

Res17/1-1ConfirmPublicDefender-Rowbotham  
Aye Nay Abstain Absent

Barr	_____
Hund	_____
Mazzarella	_____
O'Connor	_____
Smith	_____
Toal	_____
Albanese	_____