

This Notice is for reference purposes, as per the Open Public Meetings Act Requirements, N.J.S.A. 10:4-8 and N.J.S.A. 10:4-18.

**AGENDA  
COUNCIL MEETING  
315 WESTFIELD AVE., CLARK, NJ 07066  
Tuesday, January 16, 2018  
7:30 pm**

**ROLL CALL:**

Councilwoman Albanese \_\_\_\_\_ Councilman Mazarella \_\_\_\_\_  
Councilman Barr \_\_\_\_\_ Councilman O'Connor \_\_\_\_\_  
Councilman Hund \_\_\_\_\_ Councilman 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 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.

Regular Order of Business suspended

Police Department promotions: Police Officers Bruce McDonald and Michael Ciaccio to Detective

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](http://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. AN ORDINANCE ENTITLED AN ORDINANCE TO FIX MINIMUM AND MAXIMUM SALARIES
2. AN ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14)
3. AN ORDINANCE TO SUPPLEMENT CHAPTER 347 SECTION 33 OF THE CODE OF THE TOWNSHIP OF CLARK ENTITLED STOP INTERSECTIONS

**INTRODUCTION OF PROPOSED ORDINANCE:**

4. **AN ORDINANCE TO FIX THE SALARIES OF DEPARTMENT OF PUBLIC WORKS EMPLOYEES (BLUE COLLAR EMPLOYEES) FOR THE YEARS 2018 THROUGH 2022**

**PAYMENT OF CLAIMS:**

Councilman O'Connor, Chairman of Finance Committee will give a report on Current and Capital expenditures received and encumbered through January 10, 2018 in the amount of \$89,957.48

**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.

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

**RESOLUTIONS:**

5. Authorizing final payment to S. Brothers Inc., in the amount of \$4,109.06 for completion of the 2015 NJDOT Roadway Improvements to Lexington Blvd.
6. Authorizing final payment to Fieldturf USA Inc., in the amount of \$9,206.95 for completion of the Turf Field at Bartell Park Soccer Field
7. Ratifying the contract between the Township and Union Council No. 8, Blue Collar Workers for a five-year term from January 1, 2018 to December 31, 2022

**CONSENT AGENDA RESOLUTIONS:**

8. Authorizing the Chief Financial Officer to refund overpayment of Sewer Fees in the amount of \$690.00
9. Authorizing the Tax Collector to refund overpayment of 2017 taxes in the amount of \$7,797.62

**NEW BUSINESS ON THE CALENDAR:**

**PUBLIC COMMENTS:**

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.

**MAYOR, COUNCIL AND PROFESSIONAL COMMENTS:**

**ADJOURNMENT:**

TOWNSHIP OF CLARK

Ordinance No. 18-01

PH 1

Adopted January 16, 2018

Introduced: January 2, 2018 Public Hearing: January 16, 2018

**AN ORDINANCE ENTITLED AN ORDINANCE TO FIX  
MINIMUM AND MAXIMUM SALARIES**

WHEREAS said Ordinance reflects a change in salaries to be paid to certain employees of the Township for the year 2018 and forward.

NOW, THEREFORE, BE IT RESOLVED 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 following annual salaries to the employees of the Township of Clark within the range as set forth below opposite each job classification as in such cases made. The Schedule of salaries hereinafter set forth shall be effective as of January 1, 2018 and may be amended for those who may exceed the maximum.

	MINIMUM	MAXIMUM
Business Administrator	\$ 75,000.00	\$ 200,000.00
Township Clerk	\$ 55,000.00	\$ 125,000.00
Township Attorney*		
Mayor's Confidential Secretary	\$ 30,000.00	\$ 80,000.00
Confidential Assistant/H.R./Affirmative Action	\$ 30,000.00	\$ 80,000.00
Assessor P/T	\$ 20,000.00	\$ 55,000.00
Tax Collector	\$ 1,200.00	\$ 90,000.00
Assistant Treasurer	\$ 50,000.00	\$ 125,000.00
Certified Finance Officer/Treasurer	\$ 50,000.00	\$ 200,000.00
Construction Code Official	\$ 50,000.00	\$ 175,000.00
Municipal Court Administrator	\$ 50,000.00	\$ 80,000.00
Deputy Court Administrator	\$ 45,000.00	\$ 70,000.00
Health Officer	\$ 50,000.00	\$ 125,000.00
Prosecutor P/T	\$ 8,500.00	\$ 35,000.00
Judge	\$ 20,000.00	\$ 80,000.00
Public Defender P/T	\$ 4,000.00	\$ 15,000.00

	MINIMUM	MAXIMUM
Supervisor of Public Works	\$ 40,000.00	\$ 100,000.00
Public Works Assistant Supervisor	\$ 40,000.00	\$ 100,000.00
Mayor	\$ 6,000.00	\$ 25,000.00
Council President	\$ 6,000.00	\$ 15,000.00
Council Members	\$ 6,000.00	\$ 15,000.00
Board of Adjustment Secretary	\$ 5,000.00	\$ 10,000.00
Planning Board Secretary	\$ 5,000.00	\$ 10,000.00
Fire Prevention Official	\$ 10,000.00	\$ 100,000.00
Deputy Fire Prevention Official	\$ 5,000.00	\$ 25,000.00
Fire Official Secretary	\$ 750.00	\$ 1,000.00
Director Public Safety	\$ 1,700.00	\$ 3,500.00
Director Senior Citizen	\$ 1,700.00	\$ 7,500.00
Director Public Works/Shade Tree	\$ 1,750.00	\$ 20,000.00
Fire Sub Code Official P/T	\$ 5,000.00	\$ 20,000.00
Elevator Inspector P/T	\$ 5,000.00	\$ 20,000.00
Plumbing Sub Code Official P/T	\$ 10,000.00	\$ 20,000.00
Electrical Inspector P/T	\$ 10,000.00	\$ 35,000.00
Emergency Management Coordinator	\$ 2,000.00	\$ 10,000.00
Deputy Emergency Management	\$ 1,000.00	\$ 5,000.00
Fire Chief	\$ 3,800.00	\$ 15,000.00
Battalion Chief	\$ 2,500.00	\$ 6,000.00
Deputy Chief #1	\$ 1,100.00	\$ 6,000.00
Deputy Chief #2	\$ 1,100.00	\$ 5,500.00
Deputy Chief #3	\$ 1,100.00	\$ 5,500.00
1 <sup>st</sup> Fire Captain	\$ 1,900.00	\$ 4,500.00
2 <sup>nd</sup> Fire Captain	\$ 1,900.00	\$ 4,500.00
3 <sup>rd</sup> Fire Captain	\$ 1,000.00	\$ 4,500.00
4 <sup>th</sup> Fire Captain	\$ 1,000.00	\$ 4,500.00
Public Information Officer	\$ 1,000.00	\$ 5,500.00

	MINIMUM	MAXIMUM
Director of Recreation/Facilities Mgr.	\$ 50,000.00	\$ 125,000.00
Assistant Recreation Supervisor	\$ 9,200.00	\$ 25,000.00
Director Teen Center	\$ 2,000.00	\$ 20,000.00
Assistant Teen Center	\$ 2,000.00	\$ 15,000.00
Recreation/Senior Fitness P/T Personnel	\$ 500.00	\$ 25,000.00
Manager – TV 36	\$ 5,000.00	\$ 60,000.00
Fire Training Officer	\$ 1,000.00	\$ 5,000.00
Bus Driver – Part Time	\$ 15,000.00	\$ 30,000.00
Property Maintenance P/T	\$ 5,000.00	\$ 25,000.00
Sr. Building Maintenance	\$ 50,000.00	\$ 95,000.00

#### HOURLY

Police Matron – on duty	\$ 40.00 event	\$ 40.00 event
Police Matron – on call	\$ 40.00 hour	\$ 40.00 hour
Seasonal Employees – Recreation/Sr. Citizen	\$ 9.00 hour	\$ 25.00 hour

#### POLICE – Base Pay

**Chief (plus longevity and education)	\$ 115,000.00	\$ 200,000.00
**Captains (plus longevity and education)	\$ 100,000.00	\$ 180,000.00

#### MUNICIPAL POOL

Pool Director/Manager	\$ 8,450.00	\$ 20,000.00
Pool Facilities Manager	\$ 5,000.00	\$ 20,000.00
Assistant Manager(s)	\$ 4,100.00	\$ 10,000.00
Water Safety Instructor(s)	\$ 3,300.00	\$ 10,000.00
Lifeguard(s) – Seasonal	\$ 2,700.00	\$ 10,000.00
Maintenance Worker(s) – Seasonal	\$ 2,000.00	\$ 10,000.00
Gate Control Person(s) – Seasonal	\$ 2,000.00	\$ 5,000.00
Activities Director – Seasonal	\$ 1,050.00	\$ 5,000.00



PH 2

**TOWNSHIP OF CLARK**  
**Ordinance No. 18-02**  
**Adopted January 16, 2018**

Introduced: January 2, 2018 Public Hearing: January 16, 2018

**AN ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14)**

**WHEREAS** the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget to 2.5% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and

**WHEREAS** N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and

**WHEREAS** the Governing Body of the Township of Clark in the County of Union finds it advisable and necessary to increase its CY 2018 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and

**WHEREAS** the Governing Body hereby determines that a 1.0% increase in the budget for said year, amounting to \$169,222.00 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and

**WHEREAS** the Governing Body hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

**NOW, THEREFORE, BE IT ORDAINED** by the Governing Body of the Township of Clark, in the County of Union, a majority of the full authorized membership of this governing body affirmatively concurring, that in the CY 2018 budget year, the final appropriations of the Township of Clark shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.5%, amounting to \$592,278.76 and that the CY 2018 municipal budget for the Township of Clark be approved and adopted in accordance with this ordinance; and

**BE IT FURTHER ORDAINED** that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and

**BE IT FURTHER ORDAINED** that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and





INTRO  
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Introduced: January 16, 2018 Public Hearing: February 20, 2018

**AN ORDINANCE TO FIX THE SALARIES OF DEPARTMENT OF  
PUBLIC WORKS EMPLOYEES (BLUE COLLAR EMPLOYEES)  
FOR THE YEARS 2018 THROUGH 2022**

**BE IT ORDAINED** Union Council No. 8, I.F.P.T.E., AFL-CIO representing our Blue Collar Employees have completed their salary negotiations for the years 2018 through December 31, 2022; and

**BE IT FURTHER ORDAINED** it is necessary to adopt an ordinance to implement said contract for the term of the contract; and

**BE IT FURTHER ORDAINED** such salaries shall be based upon the following:

Effective retroactive to January 1, 2018 each bargaining unit member employed, shall receive a salary based on the following compensation schedule:

**COMPENSATION SCHEDULE 2018-2022**

**GUIDE EFFECTIVE UPON RATIFICATION AND EXECUTION OF THE  
COLLECTIVE NEGOTIATIONS AGREEMENT**

There shall be general wage increases for employees covered hereunder as follows:

Effective January 1, 2018 – 2% plus \$100.00 step increment  
Effective January 1, 2019 – 2% plus \$100.00 step increment  
Effective January 1, 2020 – 2% plus \$100.00 step increment  
Effective January 1, 2021 – 2% plus \$100.00 step increment  
Effective January 1, 2022 – 2% plus \$100.00 step increment

	<u>Minimum</u>	<u>Maximum</u>
Laborer 1	40,900	47,000
Laborer 2	48,000	56,000
Public Works Repairer 1	52,900	58,000
Public Works Repairer 2	59,000	65,000
Senior Public Works Repairer 1	66,000	73,000
Senior Public Works Repairer 2	74,000	80,000
Mechanic 1	55,000	65,000
Mechanic 2	66,000	75,000
Omni Bus Driver FT	25,000	50,000

**Part Time Employees**

Laborers \$15.00 to \$40.00 per hour depending on qualifications  
Bus Driver \$20.00 to \$35.00 per hour depending on qualifications



TOWNSHIP OF CLARK  
Resolution 18-30  
January 16, 2018

**WHEREAS** S. Brother, Inc. has completed work on the 2015 NJDOT Roadway Improvements to Lexington Boulevard and has requested Final Payment; and

**WHEREAS** the Township Engineer recommends payment in the sum of Four Thousand, One Hundred Nine Dollars and Six Cents (\$4,109.06) including final quantities change order which decreases the adjusted contract amount by Three Hundred Twenty-Four Dollars and Thirty-Seven Cents (\$324.37); and

**WHEREAS** the Chief Financial Officer has determined sufficient funds are available in Ordinance 16-07 as evidenced by the Certification of Availability of funds attached; and

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

**WHEREAS** the Township Engineer has determined the amount of the Maintenance Guarantee required to be posted by S. Brothers, Inc. to be Twenty Thousand, Five Hundred Forty-Five Dollars and Twenty-Nine Cents (\$20,545.29); and

**WHEREAS** S. Brothers, Inc. has submitted a Maintenance Bond in the amount of \$20,545.29.

**NOW, THEREFORE, BE IT RESOLVED** by the Governing Body of the Township of Clark, County of Union, New Jersey that it does hereby authorize Final Payment to S. Brothers, Inc., PO Box 317, South River, New Jersey 08882 in the amount of \$4,109.06 including final quantities change order and release of the Performance Guarantee.

ATTEST:

APPROVED:

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

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

Res18/1-16FinalPymt2015NJDOTLexingtonBlvdSBrothers

	Motion	Second	Aye	Nay	Abstain	Absent
Albanese						
Barr						
Hund						
Mazzarella						
O'Connor						
Toal						
Smith						
TOTAL						

TOWNSHIP OF CLARK  
Resolution 18-31  
January 16, 2018

**WHEREAS** Fieldturf USA, Inc. has completed work on the Bartell Park Soccer Field and has requested Final Payment; and

**WHEREAS** the Township Engineer recommends payment in the sum of Nine Thousand, Two Hundred, Six Dollars and Ninety-Five Cents (\$9,206.95) including final quantities change order which decreases the adjusted contract amount by One Thousand, One Hundred Forty-Three Dollars and Eighty-Five Cents (\$1,143.85); and

**WHEREAS** the Chief Financial Officer has determined sufficient funds are available in Ordinance 17-01 as evidenced by the Certification of Availability of funds attached.

**NOW, THEREFORE, BE IT RESOLVED** by the Governing Body of the Township of Clark, County of Union, New Jersey that it does hereby authorize Final Payment to Fieldturf USA, Inc., 175 North Industrial Blvd, Calhoun, GA 30701 in the amount of \$9,206.95.

ATTEST:

APPROVED:

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

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

Res18/1-16FinalPymtBartellParkSoccerField

	Motion	Second	Aye	Nay	Abstain	Absent
Albanese						
Barr						
Hund						
Mazzarella						
O'Connor						
Toal						
Smith						
<b>TOTAL</b>	<b>EC</b>	<b>EC</b>				

TOWNSHIP OF CLARK  
Resolution 18-32  
January 16, 2018

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**WHEREAS** the Governing Body of the Township of Clark is in receipt of the completed, negotiated contract which stipulates the Township and Council No. 8, I.F.P.T.E., AFL-CIO have been engaged in good faith collective negotiations for the purpose of reaching agreement on terms and conditions of employment for successor contracts for the Blue Collar Workers; and

**WHEREAS** the new contract term for Council No. 8 Blue Collar Workers will be for a period of (5) five years from January 1, 2018 through December 31, 2022.

**NOW, THEREFORE, BE IT RESOLVED** by the Governing Body of the Township of Clark that it does hereby ratify the new five-year contract as stated herein for Union Council No. 8, New Jersey Civil Service Association.

ATTEST:

APPROVED:

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

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

Res18/1-16RatifyCouncil8BlueCollarContract

	Motion	Second	Aye	Nay	Abstain	Absent
Albanese						
Barr						
Hund						
Mazzarella						
O'Connor						
Toal						
Smith						
TOTAL						

CA 8

TOWNSHIP OF CLARK  
Resolution 18-33  
January 16, 2018

**WHEREAS** in accordance with a request from the Treasurer/CFO for authorization to refund overpayment of 2017 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 Treasurer/CFO is hereby authorized and directed to make the following refund(s) as per the following schedule.

Sewer Refund 2017							
REF	#	Acct #	Name	#	Address	Reason	Refund
17	9R	2663-0	Judy Brougham	103	Westfield Ave.	overpayment	\$ 550.00
17	10R	4469-0	DeMarzo Development	30	Parkway Dr.	overpayment	\$ 140.00
						<b>Total Refunds</b>	<b>\$ 690.00</b>

ATTEST:

APPROVED:

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

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

Res18/1-16SewerRefunds

	Motion	Second	Aye	Nay	Abstain	Absent
Albanese						
Barr						
Hund						
Mazzarella						
O'Connor						
Toal						
Smith						
TOTAL						

CA 9

TOWNSHIP OF CLARK  
Resolution 18-34  
January 16, 2018

**WHEREAS** in accordance with a request from the Tax Collector for authorization to refund overpayment of 2017 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 Chief Financial Officer is hereby authorized and directed to make refund(s) in accordance with the following schedule:

CLARK TOWNSHIP						
TAX REFUNDS- 2017						
BLOCK	LOT	QUAL.	NAME	#	ADDRESS	REFUND
187	14		Anthony Fritz	1126	Forest Drive	\$ 226.14
40	50		Lettini, Domenic	31	Doris Way	\$ 5,011.17
31.03	110	C-110	Gary Zelmanovics	20	Skylark Pl	\$ 2,538.67
193	2		Rodriguez, Genaro	102	Glenwood Ct	\$ 21.64
						<b>\$7,797.62</b>

ATTEST:

APPROVED:

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

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

Res18/1-16TaxRefund(s)

	Motion	Second	Aye	Nay	Abstain	Absent
Albanese						
Barr						
Hund						
Mazzarella						
O'Connor						
Toal						
Smith						
TOTAL						