

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  
July 16, 2018  
7:30 pm**

**ROLL CALL:**

<b>Councilwoman Albanese</b> _____	<b>Councilman Mazzarella</b> _____
<b>Councilman Barr</b> _____	<b>Councilman O'Connor</b> _____
<b>Councilman Hund</b> _____	<b>Councilman 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 (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.

Suspend regular order of business

Police Department: Thomas Balsamo sworn in as a New Police Officer

Resume regular order of business

**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. 18-17 BOND ORDINANCE TO AUTHORIZE THE UNDERTAKING OF VARIOUS PUBLIC IMPROVEMENTS IN, BY AND FOR THE TOWNSHIP OF CLARK, IN THE COUNTY OF UNION, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$700,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS**
- 2. 18-18 AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 195, SECTION 143 OF THE CODE OF THE TOWNSHIP OF CLARK**

**INTRODUCTION OF PROPOSED ORDINANCES:**

- 3. 18-19 AN ORDINANCE TO AMEND VARIOUS SECTIONS OF THE CODE OF THE TOWNSHIP OF CLARK IN PARTICULAR CHAPTER 57 ENTITLED "SEWERAGE AUTHORITY" AND CHAPTER 279 ENTITLED "SEWERS"**

### **PAYMENT OF CLAIMS:**

Councilman O'Connor, Chairman of Finance Committee will give a report on Current and Capital expenditures received and encumbered through July 6, 2018 in the amount of \$ 182,872.93

### **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.

### **RESOLUTIONS:**

4. Authorizing the Mayor and/or Business Administrator to execute a Shared Services Agreement with the Plainfield Municipal Utilities Authority for Recycling Collection Services effective January 1, 2019
5. Authorizing the Business Administrator to enter into a contract with Inservco Insurance Services as the claims servicing organization in the amount of \$6,190.00 beginning August 1, 2018 thru December 31, 2018 and then \$14,858.00 annually until December 31, 2021
6. Designating Lot 4, Block 58 on Terminal Avenue as an Area in Need of Redevelopment as a Non-Condensation Redevelopment Area

### **CONSENT AGENDA RESOLUTIONS:**

7. Authorizing the Tax Collector to prepare and issue estimated tax bills for the third installment of 2018 taxes
8. Authorizing the Tax Collector to complete a contract to participate in an electronic tax sale
9. Authorizing the Chief Financial Officer to apply sewer account balance adjustments as credit in the amount of \$2,150.00
10. Seeking approval of the Director of the Division of Local Government Services for insertion of a Special Item of Revenue in the amount of \$10,000.00 for the Recycling Enhancement Grant
11. Authorizing the Mayor to enter into a lease agreement with the Union County Educational Services Commission for use of the gyms in the Municipal Building from September 2018 through June 2019
12. Authorizing UNICO to conduct the Italian Feast on the Municipal Building property from October 4<sup>th</sup> thru October 7<sup>th</sup>, 2018

### **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:**

PH 1

TOWNSHIP OF CLARK

Ordinance No. 18-17

Adopted \_\_\_\_\_

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

**BOND ORDINANCE TO AUTHORIZE THE UNDERTAKING OF VARIOUS PUBLIC IMPROVEMENTS IN, BY AND FOR THE TOWNSHIP OF CLARK, IN THE COUNTY OF UNION, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$700,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.**

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

Section 1. The Township of Clark, in the County of Union, New Jersey (the "Township"), is hereby authorized to undertake the following public improvements in, by and for the Township: (A) preliminary phase of the construction of a new Public Safety Building at the site of the existing Public Safety Building, including, but not limited to, preliminary architectural and engineering services and parking lot, roadway and traffic control improvements; and (B) various improvements to public buildings. Said improvements shall include all work, materials and appurtenances necessary and suitable therefor. It is hereby determined and stated that said public buildings being improved are of "Class B" or equivalent construction as defined in Section 22 of the Local Bond Law (Chapter 2 of Title 40A of the New Jersey Statutes Annotated, as amended; the "Local Bond Law").

Section 2. The sum of \$700,000 is hereby appropriated to the payment of the cost of making the improvements described in Section 1 hereof (hereinafter referred to as "purpose"). Said appropriation shall be met from the proceeds of the sale of the bonds authorized and the down payment appropriated by this ordinance. Said improvements shall be made as general improvements and no part of the cost thereof shall be assessed against property specially benefitted.

Section 3. It is hereby determined and stated that (1) said purpose is not a current expense of said Township, and (2) it is necessary to finance said purpose by the issuance of obligations of said Township pursuant to the Local Bond Law, and (3) the estimated cost of said purpose is \$700,000, and (4) \$35,000 of said sum is to be provided by the down payment hereinafter appropriated to finance said purpose, and (5) the estimated maximum amount of bonds or notes necessary to be issued for said purpose is \$665,000, and (6) the cost of such purpose, as hereinbefore stated, includes the aggregate amount of \$150,000, which is estimated to be necessary to finance the cost of such purpose, including architect's fees, accounting, engineering and inspection costs, legal expenses and other expenses, including interest on such obligations to the extent permitted by Section 20 of the Local Bond Law.

Section 4. It is hereby determined and stated that moneys exceeding \$35,000, appropriated for down payments on capital improvements or for the capital improvement fund in budgets heretofore adopted for the Township, are now available to finance said purpose. The sum of \$35,000 is hereby appropriated from such moneys to the payment of the cost of said purpose.

Section 5. To finance said purpose, bonds of the Township of an aggregate principal amount not exceeding \$665,000 are hereby authorized to be issued pursuant to the Local Bond

Law. Said bonds shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law. All matters with respect to said bonds not determined by this ordinance shall be determined by resolutions to be hereafter adopted.

Section 6. To finance said purpose, bond anticipation notes of the Township of an aggregate principal amount not exceeding \$665,000 are hereby authorized to be issued pursuant to the Local Bond Law in anticipation of the issuance of said bonds. In the event that bonds are issued pursuant to this ordinance, the aggregate amount of notes hereby authorized to be issued shall be reduced by an amount equal to the principal amount of the bonds so issued. If the aggregate amount of outstanding bonds and notes issued pursuant to this ordinance shall at any time exceed the sum first mentioned in this section, the moneys raised by the issuance of said bonds shall, to not less than the amount of such excess, be applied to the payment of such notes then outstanding.

Section 7. Each bond anticipation note issued pursuant to this ordinance shall be dated on or about the date of its issuance, shall be payable not more than one year from its date, shall bear interest at a rate per annum as may be hereafter determined within the limitations prescribed by law and may be renewed from time to time pursuant to and within limitations prescribed by the Local Bond Law. Each of said bond anticipation notes shall be signed by the Mayor and by a financial officer and shall be under the seal of the Township and attested by the Township Clerk or Deputy Township Clerk. Said officers are hereby authorized to execute said notes in such form as they may adopt in conformity with law. The power to determine any matters with respect to said notes not determined by this ordinance, and also the power to sell said notes, is hereby delegated to the Director of Revenue and Finance who is hereby authorized to sell said notes either at one time or from time to time in the manner provided by law.

Section 8. It is hereby determined and declared that the period of usefulness of said purpose, according to its reasonable life, is a period of fifteen years computed from the date of said bonds.

Section 9. It is hereby determined and stated that the Supplemental Debt Statement required by the Local Bond Law has been duly made and filed in the office of the Township Clerk of the Township, and that such statement so filed shows that the gross debt of the Township, as defined in Section 43 of the Local Bond Law, is increased by this ordinance by \$665,000 and that the issuance of the bonds and notes authorized by this ordinance will be within all debt limitations prescribed by the Local Bond Law.

Section 10. Any funds received from private parties, the County of Union, the State of New Jersey or any of their agencies or any funds received from the United States of America or any of its agencies in aid of said purpose, shall be applied to the payment of the cost of said purpose, or, if bond anticipation notes have been issued, to the payment of the bond anticipation notes, and the amount of bonds authorized for said purpose shall be reduced accordingly.

Section 11. The Township intends to issue bonds or notes to finance the cost of the improvements described in Section 1 of this bond ordinance. If the Township incurs such costs prior to the issuance of such bonds or notes, the Township hereby states its reasonable expectation to reimburse itself for such expenditures with the proceeds of such bonds or notes in the maximum principal amount of bonds or notes authorized by this bond ordinance.

Section 12. The full faith and credit of the Township are hereby pledged to the punctual payment of the principal of and interest on the obligations authorized by this ordinance. Said obligations shall be direct, unlimited and general obligations of the Township, and the Township shall levy ad valorem taxes upon all the taxable real property within the Township for the

payment of the principal of and interest on such bonds and notes, without limitation as to rate or amount.

Section 13. The capital budget is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency therewith and the resolutions promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director, Division of Local Government Services, is on file with the Township Clerk and is available for public inspection.

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

Effective Date: August 9, 2018

**ATTEST:**

**APPROVED:**

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

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

\_\_\_\_\_  
**SALVATORE BONACCORSO**  
 Mayor

Ord18/7-2BondOrd700,000PublicBldgs

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

143

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Government

## New Police Headquarters Proposed by Clark Mayor and Business Administrator

By ELIZABETH PARASCANDOLA-CLEE

July 3, 2018 at 5:59 PM

143



CLARK, NJ - The Clark Police Department has evolved over the years to keep up with the latest trends, techniques and technology for law enforcement. Today Clark Police have upgraded their cars and equipment to include body cameras, in-car dash cameras, video monitoring, license-plate readers. They even get social with the community on Facebook and at local events.

Perhaps the only vital piece of equipment that hasn't evolved to meet the needs of the Clark Police today is the building in which they are housed according to town officials.

Mayor Bonaccorso and Clark's Business Administrator John Laezza, have a plan to change that and made it known in a bond ordinance they presented to the Clark Town Council on Monday night. The ordinance if passed would fund the preliminary work needed to pave way for construction of a new Clark Police Headquarters.

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"It (bond ordinance) gives us money to do some preliminary work in front of the police station with regard to parking facilities because we believe that the new police station should be behind the present police station and then after that's built they could just move in to the new one and knock that down and make the front to accommodate what we want our facility to look like," said Laezza. "When we get an architect's plan and costs, we will be introducing an ordinance to construct a police station."

Laezza told the council that Chief Pedro Matos requested some updates be made to the current building to improve work conditions. According to Laezza after investigating the costs to install a modern HVAC system, upgrade bathrooms and locker rooms, replace windows and bring the jails up to current code, the cost would be between 1.5 and 2 million dollars.

"Spending two million dollars on a building that was built in 1958 would still be an old building... so I think what we have here now is the opportunity to do something for the future of Clark. My responsibility and the Mayor's responsibility is to maintain the infrastructure, and that's not only streets and roads, but it's the buildings where we do our business for the municipality," said Laezza. "It's a necessary project; it's a necessary next step in the evolution of Clark."

Anticipating the outcry of the public in concern for how a new building might impact local taxes, Bonaccorso assured residents they won't find their tax bills heavier because of this project.

"We can bond this for a twenty to thirty-year life, depending on what he (Laezza) feels at the time would be appropriate. So, your taxes aren't going to go flying through the sky because we put a new police

station up,” said Bonaccorso. “We’re paying off three million dollars a year in debt service. In the meantime, if you think about all of the miles of roads that we did, all the equipment we bought for this town, the new Library and the two-turf fields...you never heard us come to you at a meeting and say taxes went up this year because of debt service. Because John has paid principal and interest from the day we got here. Other administrations were just paying interests and letting it roll. “

The public hearing on this ordinance will be held on July 16 at 7:30 p.m. in the Clark Council Chambers.

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*To visit Alternative Press magazine, visit [www.altpress.com](http://www.altpress.com) or [click here](#).*

TOWNSHIP OF CLARK  
Ordinance No. 18-18  
Adopted \_\_\_\_\_

PH 2

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

**AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER 195, SECTION 143  
OF THE CODE OF THE TOWNSHIP OF CLARK**

**BE IT ORDAINED** by the Governing Body of the Township of Clark that Chapter 195, Section 143 of the Clark Code entitled, Off Street Parking Prohibited, be and the same is hereby supplemented as follows:

**SECTION 1:** **Add:** Parking and/or storage of all recreational vehicles, including boats, trailers, campers, and other vehicles used or intended for recreational purposes on private driveways, is prohibited in the R-60, R-75, R-100, R-150 and R-A, unless the said recreational vehicle, as defined hereinabove, is parked on the owner's private driveway at least 15 feet distant from the curb line and six feet distant from the adjoining property owner's side yard.

**SECTION 2:** **Construction and Inconsistent Ordinances:** This ordinance is to be read *pari materia* with any other ordinance regulating the parking of recreational vehicles on private property unless there exists a conflict between the terms of this ordinance and any other such ordinance, in which case this ordinance shall be controlling.

**SECTION 3:** **Violation:** Any person who violates the provisions of this ordinance shall be provided with a seven (7) day written notice to cease and desist from the continuing use of their private driveway to park or store a recreational vehicle of the type referenced herein. Should the violation continue beyond the expiration of the seven (7) day notice, then, and in that event, the property owner shall be subject to the penalties set forth in Chapter 1, Article III of the Code of the Township of Clark, Section 1-21, et seq.

In addition to the foregoing penalty, the Township may undertake, and commence an action for the removal of the recreational vehicle in a court of proper jurisdiction and shall be entitled upon receiving a judgment for removal against the property owner to such cost and expenses as may have been incurred by the Township enforcing the terms of this ordinance.

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

Effective Date: August 9, 2018

**ATTEST:**

**APPROVED:**

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

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

\_\_\_\_\_  
**SALVATORE BONACCORSO**  
Mayor

Ord18/7-2AmendCh195-143OffStreetParking-RV

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

TOWNSHIP OF CLARK

Ordinance No. 18-19

Adopted \_\_\_\_\_

INTRO 3

Introduced: July 16, 2018 Public Hearing: August 20, 2018

**AN ORDINANCE TO AMEND VARIOUS SECTIONS  
OF THE CODE OF THE TOWNSHIP OF CLARK IN PARTICULAR  
CHAPTER 57 ENTITLED "SEWERAGE AUTHORITY"  
AND CHAPTER 279 ENTITLED "SEWERS"**

**BE IT ORDAINED** by the Governing Body of the Township of Clark that Chapters 57 and 279 of the Code of the Township of Clark being the same are amended as follows:

**SECTION 1:** Section 57-6 of Chapter 57 is supplemented so as to provide the following paragraph:

"Flow rights are granted to member communities by the Rahway Valley Sewerage Authority (RVSA). By agreement, the Township has been granted sewer flow rights for the municipality. The total flow rights to end users is finite and limited and assigned developers, upon purchase at the time of the sanitary sewer application. All completed applications for sewer permits shall be approved on a first-come, first-served basis. The obligation of the Authority or the Township to approve applications for sewer permits is contingent upon the availability of capacity, both at the Rahway Valley Sewerage Authority Treatment Plant, and in the Mains that are owned and maintained by the RVSA and the Township of Clark. If sufficient flow rights are not available from the Township, it shall be the sole responsibility of the developer to acquire sufficient flow rights from another source to accommodate its development as follows: "If Clark does not already possess adequate flow rights in order for the Developer to proceed with the development, Clark may, in its sole discretion, choose to negotiate with another Member for the purchase of additional flow rights All negotiations must be between Members Only. Developer must reimburse the Township of Clark for the cost of such rights in accordance Chapter 57-6 of the Township Code." Construction permits shall not be issued unless and until the developer provides adequate evidence of its acquisition of flow rights sufficient to serve the proposed development."

**SECTION 2:** Chapter 279, Sub-Section 2, entitled "Discharge to Sanitary Sewers Prohibited" is supplemented so as to provide Section D as follows:

D. "Any changes in use of any existing property or facility or any physical additions to or expansions of existing property or facility shall be subject to review and re-evaluation of the sewer service and the amount of flow rights assigned by the Township. Any increase shall subject the Applicant to additional fees.

Flow rights are granted to the Township of Clark and other member communities by the Rahway Valley Sewerage Authority (RVSA). By agreement, the Township has been granted sewer flow rights for the

municipality. Flow rights available for purchase are finite and limited and assigned upon purchase at time of sanitary sewer application. Flow rights are not guaranteed. Therefore, all completed applications for sewer permits shall be approved on a first-come, first-served basis. The obligation of the Authority and/or the Township to approve applications for sewer permits is contingent upon the availability of capacity both at the Rahway Valley Sewerage Authority Treatment Plant and in the Mains that are owned and maintained by the RVSA and the Township of Clark. If sufficient flow rights are not available from the Township, it shall be the sole responsibility of the developer to acquire sufficient flow rights from another source to accommodate its development as follows: "If Clark does not already possess adequate flow rights in order for the Developer to proceed with the development, Clark may, in its sole discretion, choose to negotiate with another Member for the purchase of additional flow rights All negotiations must be between Members Only. Developer must reimburse the Township of Clark for the cost of such rights in accordance Chapter 57-6 of the Township Code." Construction permits shall not be issued unless and until the developer provides adequate evidence of its acquisition of flow rights sufficient to serve the proposed development."

**SECTION 3: 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 4: Effective Date:** This Ordinance shall take effect upon adoption and publication, according to law.

Effective Date: September 12, 2018

**ATTEST:**

**APPROVED:**

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

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

\_\_\_\_\_  
**SALVATORE BONACCORSO**  
 Mayor

Ord18/7-16Ch57and279SewerFlowRights

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

4

TOWNSHIP OF CLARK  
Resolution 18-98  
July 16, 2018

**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 Mayor and/or Business Administrator to execute a Shared Services Agreement in accordance with the Uniform Shared Services and Consolidation Act, N.J.S.A. 40A:65-1 et seq., with the Plainfield Municipal Utilities Authority for Recycling Collection Services within the Township of Clark effective the first day of January 2019 pending adoption of the Temporary Budget and subsequent budgets for the full term of the agreement.

ATTEST:

APPROVED:

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

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

Res18/7-16AuthRecyclingShared AgrmntPMUA

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

TOWNSHIP OF CLARK  
Resolution 18-99  
July 16, 2018

5

**WHEREAS** the Governing Body of the Township of Clark desires to retain the services of a third-party administrator on behalf of the Township to administer the Township's Self Insured Retention (SIR); and

**WHEREAS** Inservco Insurance Services, Inc. has submitted a proposal in the amount of \$6,190.00 beginning August 1, 2018 ending December 31, 2018 and \$14,858.00 for each of the years 2019, 2020 and 2021 to provide for the claims administration of Worker's Compensation, Automobile Liability, General Liability, including Police Professional Liability and Workers' Compensation – Lost time and medical only submitted against the Township to the SIR; and

**WHEREAS** the Governing Body desires to retain Inservco Insurance Services, Inc. as the Township's third-party administrator for claims administration made to the SIR beginning August 1, 2018 through December 31, 2021; and

**WHEREAS** said claims servicing organization's services constitute extraordinary unspecified services in accordance with the Local Public Contracts Law, N.J.S.A. 40A:11-1, et. seq., authorizing the services without competitive bids, and

**WHEREAS** there are funds available in the 2018 budget as evidenced by the Finance Officer's Certification of Availability of Funds in Current Account 23-210-223 for said contract with subsequent years subject to the adoption of budgets through 2021.

**NOW, THEREFORE, BE IT RESOLVED** by the Governing Body of the Township of Clark, County of Union, State of New Jersey that it hereby authorizes the Business Administrator to enter into a contract with Inservco Insurance Services, Inc. as the claims servicing organization on behalf of the Township of Clark for the period and amounts hereinabove described, commencing August 1, 2018 for the SIR.

ATTEST:

APPROVED:

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

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

Res18/7-16Inservco2018-2021

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

TOWNSHIP OF CLARK  
Resolution 18-100  
July 16, 2018

6

**WHEREAS**, the Governing Body of the Township of Clark by Resolution 18-35 authorized the Planning Board to undertake a preliminary investigation of a Study Area including property known as Lot 4, Block 58 to determine if said property qualifies as an Area in Need of Redevelopment as a Non-Condensation Redevelopment Area pursuant to N.J.S.A. 40A:12A-1 *et seq.*, and

**WHEREAS**, the Clark Township Planning Board in a resolution dated March 1, 2018 directed Shamrock Enterprises, Ltd. to prepare a report in order to determine if the properties within the Study Area qualify as an Area in Need of Redevelopment as a Non-Condensation Redevelopment Area pursuant to N.J.S.A. 40A:12A-1 *et seq.*, and

**WHEREAS**, Township Planner Kevin O'Brien, P.P., AICP prepared a report titled: "Planning Report Concerning the Determination of the Proposed Terminal Avenue Study Area as a Non-Condensation Area in Need of Redevelopment", dated June 13, 2018, and

**WHEREAS**, the Planning Board conducted a public hearing on July 5, 2018 to determine if the property within the Study Area was an Area in Need of Redevelopment as a Non-Condensation Redevelopment Area, and

**WHEREAS**, no members of the public attended the hearing, and

**WHEREAS**, the Planning Board finds Planner Kevin O'Brien to be highly credible and his report to be accurate.

**NOW, THEREFORE BE IT RESOLVED**, by the Governing Body of the Township of Clark on this 16<sup>th</sup> of July 2018, that the property identified as Lot 4, Block 58 be designated an Area in Need of Redevelopment as a Non-Condensation Redevelopment Area pursuant to N.J.S.A. 40A:12A-1 *et seq.*

ATTEST:

APPROVED:

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

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

Res18/7-16DesignateNon-CondensationRedevArea-Terminal

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

TOWNSHIP OF CLARK  
Resolution 18-101  
July 16, 2018

CA 7

**RESOLUTION AUTHORIZING THE CLARK TOWNSHIP TAX COLLECTOR TO PREPARE AND MAIL ESTIMATED TAX BILLS IN ACCORDANCE WITH P.L. 1994, c.72**

**WHEREAS** due to the late adoption of the State of New Jersey's Budget, the Union County Board of Taxation is unable to certify tax rates throughout Union County and the Clark Township Tax Collector will be unable to mail the Township's 2018 tax bills on a timely basis; and

**WHEREAS** the Clark Township Tax Collector in consultation with the Clark Township Chief Financial Officer has computed an estimated tax levy in accordance with N.J.S.A. 54:4-66.33 and they have both signed a certification showing the tax levies for the previous year, the tax rates and the range of permitted estimated tax levies.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Clark, in the County of Union and State of New Jersey on this 16<sup>th</sup> day of July 2018, as follows:

1. The Clark Township Tax Collector is hereby authorized to prepare and issue estimated tax bills for the Township for the third installment of 2018 taxes. The Tax Collector shall proceed and take such actions as are permitted and required by P.L. 1994, c.72 (N.J.S.A. 54:4-66.2 and 54:4-66.3)

2. The entire estimated tax-levy for 2018 is hereby set at \$65,325,111.00

3. In accordance with law the third installment of 2018 taxes shall not be subject to interest until the later of August 11 or the twenty-fifth calendar day after the date the estimated tax bills were mailed. The estimated tax bills shall contain a notice specifying the date on which interest may begin to accrue.

ATTEST:

APPROVED:

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

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

Res18/7-16AuthEstimatedTaxBills

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

CA 8

TOWNSHIP OF CLARK  
Resolution 18-102  
July 16, 2018

**WHEREAS** NJSA 54:5-19.1 authorizes electronic tax sales pursuant to rules and regulations to be promulgated by the Director of the Division of Government Services; and

**WHEREAS** the Director of the Division of Local Government Services has promulgated rules and regulations for electronic tax sales; and

**WHEREAS** the Director of the Division of Local Government Services has approved NJ Tax Lien Investors/RealAuction.com to conduct electronic tax sale; and

**WHEREAS** an electronic tax sale is innovative and provides a greater pool of potential lien buyers, thus creating the environment for a more complete tax sale process; and

**WHEREAS** the Township of Clark wishes to participate in the electronic tax sale.

**NOW, THEREFORE BE IT RESOLVED** by the Governing Body of the Township of Clark, County of Union, New Jersey, that the Tax Collector is hereby authorized to complete a contract to participate in an electronic tax sale.

ATTEST:

APPROVED:

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

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

Res18/7-2ElectronicTaxSale

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

CA 9

TOWNSHIP OF CLARK  
Resolution 18-103  
July 16, 2018

**WHEREAS** the Treasurer/CFO has certified that sewer utility account(s) require balance adjustments; and

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

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

ATTEST:

APPROVED:

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

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

Res18/7-16SewerAdj

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



CA 10

TOWNSHIP OF CLARK  
Resolution 18-104  
July 16, 2018

**WHEREAS** N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county and municipality when such item shall have been made available by law and the amount was not determined at the time of the adoption of the budget; and

**WHEREAS** the Director may also approve the insertion of an item of appropriation for equal amount.

**NOW, THEREFORE, BE IT RESOLVED** that the Municipal Council of the Township of Clark, in the County of Union, New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2018 in the sum of \$10,000.00 which is now available from the County of Union in the amount of \$10,000.00; and

**BE IT FURTHER RESOLVED** that the like sum of \$10,000.00 is hereby appropriated under the Recycling Enhancement Grant; and

**BE IT FURTHER RESOLVED** that the above is the result of funds from the County of Union in the amount of \$10,000.00

ATTEST:

APPROVED:

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

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

Res18/7-16Ch159RecyclingEnhancementGrant

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

CA 11

TOWNSHIP OF CLARK  
Resolution 18-105  
July 16, 2018

**WHEREAS** an agreement is proposed between the Township of Clark having offices at 430 Westfield Avenue, Clark, New Jersey, hereinafter referred to as the “Landlord” and Union County Educational Services Commission, a Commission of the State of New Jersey having its office at 45 Cardinal Drive, Westfield, New Jersey, hereinafter referred to as the “Tenant”; and

**WHEREAS** premises to be let is the Oliver B. Resch Gymnasium, containing a stage, to be made available Monday through Friday, 8:30 am through 2:30 pm commencing on September 1, 2018 and concluding on June 30, 2019 together with the second gymnasium, the Walter A. Bakum Gymnasium, to be made available on an “as needed” basis with usage, to be approved upon the request of Union County Educational Services Committee by the Business Administrator of the Township of Clark during the same term.

**NOW, THEREFORE, BE IT RESOLVED** the Governing Body of the Township of Clark, County of Union, State of New Jersey does hereby authorize the Mayor to enter into a lease agreement (attached hereto) on behalf of the Township with the Union County Educational Services Commission, located at 45 Cardinal Drive, Westfield, New Jersey.

ATTEST:

APPROVED:

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

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

Res18/7-16UCEduServComm-Gyms

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

TOWNSHIP OF CLARK  
 Resolution 18-106  
 July 16, 2018

CA 12

**BE IT RESOLVED** by the Governing Body of the Township of Clark, County of Union, New Jersey that it hereby authorizes Clark UNICO to conduct an Italian Feast on Municipal Property with use of the Facilities located at 430 Westfield Avenue in Clark, New Jersey beginning October 4, 2018 and ending October 7, 2018, including equipment delivery and set-up prior to the event.

ATTEST:

APPROVED:

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

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

Res18/7-16AuthUNICOFeast

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