

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  
December 17, 2018  
7:30 pm**

**ROLL CALL:**

**Councilwoman Albanese** \_\_\_\_\_ **Councilman Mazzarella** \_\_\_\_\_  
**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 for Mayor’s presentation

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 Ordinance)

1. **18-22 AN ORDINANCE TO AMEND AND SUPPLEMENT VARIOUS SECTIONS OF CHAPTER 343 OF THE TOWNSHIP CODE ENTITLED “VEHICLES ABANDONED” AND CHAPTER 347 OF THE TOWNSHIP CODE ENTITLED “VEHICLES AND TRAFFIC”**

**PAYMENT OF CLAIMS:**

Councilman O’Connor, Chairman of Finance Committee will give a report on Current and Capital expenditures received and encumbered through December 3, 2018 in the amount of \$152,271.54

## **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:**

2. Supporting the *Drive Sober or Get Pulled Over 2018 Year End Holiday Crackdown* from December 7, 2018 through January 1, 2019 to increase awareness of the dangers of drinking and driving.
3. Award of Professional Services contracts through a fair and open process for 2019:
  - A. Auditor – Wiss & Company, LLP
  - B. Engineering Services – Grotto Engineering Associates, LLC
  - C. Professional Planner – Shamrock Enterprises, LTD
  - D. Labor Attorney – Apruzzese, McDermott, Mastro & Murphy
  - E. Bond Counsel – Rogut McCarthy LLC
  - F. Special Counsel – Triarsi, Betancourt, Wukovits & Dugan, LLC
4. Designating Lots 4 & 5 in Block 58 on Terminal Avenue as an Area in Need of Redevelopment as a Non-Condensation Redevelopment Area in accordance with the Planning Board recommendation
5. Authorizing the transfer of funds within the 2018 Municipal Budget
6. Authorizing and directing the Mayor and/or Business Administrator to execute a contract with Settembrino Architects in connection with the design and construction of the new Police Headquarters Building

## **CONSENT AGENDA RESOLUTIONS:**

7. Authorizing the Chief Financial Officer to apply sewer account balance adjustments as credit in the amount of \$2,415.00
8. Authorizing the Tax Collector to refund overpayment of 2018 taxes in the amount of \$2,985.02
9. Authorizing the Tax Collector to make the proper adjustments for 100% property tax exemptions in accordance with the directives of the U.S. Department of Veterans Affairs:
  - A. Block 96, Lot 14
  - B. Block 110, Lot 3
  - C. Block 127, Lot 22
  - D. Block 151, Lot 3
10. Appointing Special Police Officers effective January 1, 2019
11. Authorizing the Police Chief to issue Clothing Bin Permits for the year 2019

12. Authorizing the Mayor and/or Business Administrator to execute the Risk Management Consultant's Agreement with World Insurance Associates for 2019
13. Authorizing a rate increase to \$195.00 per month to the Maintenance Agreement with Arrow Elevator Inc., for maintenance of the elevator in the public safety building

**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. 18-22

Adopted \_\_\_\_\_

PH 1

Introduced: November 19, 2018 Public Hearing: December 17, 2018

**AN ORDINANCE TO AMEND AND SUPPLEMENT VARIOUS SECTIONS OF  
CHAPTER 343 OF THE TOWNSHIP CODE ENTITLED "VEHICLES ABANDONED"  
AND CHAPTER 347 OF THE TOWNSHIP CODE ENTITLED  
"VEHICLES AND TRAFFIC"**

**BE IT ORDAINED** by the Governing Body of the Township of Clark that Chapter 343, Sub-Sections 1 and 3, and Chapter 347, Sub-Sections 25, 28, 33 and 51, are hereby amended and supplemented as follows:

**SECTION 1:** Chapter 343-1 is amended to delete therefrom the definition of unused vehicle.

**SECTION 2:** Chapter 343-3 is amended to delete in its entirety and replaced as follows:

A. No person shall keep, store, abandon, or leave upon any parcel of land, street, road, alley, way or parkway in the Township any motor vehicle which is in such defective condition as to be unable to be moved under its own power or which is not licensed or inspection for the current year, or any unused machinery or equipment, except in the case of emergency, and then for a period of not more than 24 hours, provided the police have been so notified.

B. No vehicle of any type that is parked upon any township roadway shall remain standing in one location for more than 72 consecutive hours.

**SECTION 3:** Chapter 347-25 is amended so as to include the following streets:  
Bartell Place, west curb line extending 18 feet north from the north curb line of the exit to Bartell Park;  
Bartell Place, west, extending 95 feet south from the south curb line of the exit of Bartell Park;  
Bartell Place, east, extending 35 feet south from the south curb line of Gertrude Street;  
Bartell Place, east, extending 85 feet north from the north curb line of Gertrude Street;  
Gertrude Street, south, extending 55 feet east from the east curb line of Bartell Street.

**SECTION 4:** Chapter 347-28A is deleted and replaced with the following:  
Between the hours of 2100 (9:00 p.m.) and 0700 (7:00 a.m.) only passenger type vehicles, which are not registered commercially or used for commercial purposes, may be parked upon any roadway within the Township. All other vehicles such as: recreational vehicles, campers, trailers of any type, trucks, tractors, semi-trailers, boats, work vans, work equipment, or construction equipment, whether registered commercially or not, shall not be parked upon any roadway within the Township.

**Chapter 347-28B** is deleted and replaced with the following:  
 Between the hours of 0700 (7:00 a.m.) and 2100 (9:00 p.m.) only passenger type vehicles which are not registered commercially or used for commercial purposes may be parked upon any roadway within the Township. All other vehicles such as recreational vehicles, campers, trailers of any type, trucks, tractors, semi-trailers, boats, work vans, work equipment or construction equipment, whether registered commercially or not, shall not be parked upon any roadway within the Township. Exceptions: Vehicles making deliveries or conducting business within 200 feet of where they are parked.

**SECTION 5:** **Chapter 347-33** is amended so as to include the following:  
 Intersection stop sign on Gertrude Street and Bartell Place.

**SECTION 6:** **Chapter 347-51(A)** is supplemented to include Byron Place.

**SECTION 7:** **Effective date:** This Ordinance shall take effect upon adoption and publication, according to law.

**SECTION 8:** **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.

Effective Date: January 9, 2019

**ATTEST:**

**APPROVED:**

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

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

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

Ord18/11-19AmendCh343&347VehiclesandParking

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

**Resolution Supporting the Drive Sober or Get Pulled Over  
2018 Year End Holiday Crackdown**

**WHEREAS** impaired drivers on our nation’s roads killed 10,874 people in 2017; and

**WHEREAS** 20% of motor vehicle fatalities in New Jersey are alcohol-related; and

**WHEREAS** an enforcement crackdown is planned to combat impaired driving; and

**WHEREAS** the season at the end of the year is traditionally a time of social gatherings which often include alcohol; and

**WHEREAS** the State of New Jersey, Division of Highway Traffic Safety, has asked law enforcement agencies throughout the state to participate in the *Drive Sober or Get Pulled Over Year End Holiday Crackdown*; and

**WHEREAS** the project will involve increased impaired driving enforcement from December 7, 2018 through January 1, 2019; and

**WHEREAS** an increase in impaired driving enforcement and a reduction in impaired driving will save lives on our roadways.

**NOW, THEREFORE BE IT RESOLVED** that Clark Township declares it’s support for the *Drive Sober or Get Pulled Over 2018 Year End Holiday Crackdown* from December 7, 2018 through January 1, 2019 and pledges to increase awareness of the dangers of drinking and driving.

ATTEST:

APPROVED:

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

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

Res18/SupportingDriveSoberCrackdown

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

3A

TOWNSHIP OF CLARK  
Resolution 18-155  
December 17, 2018

**WHEREAS** there exists a need for an Auditor for the Township of Clark; and

**WHEREAS** in accordance with NJSA 19:44A-20.5 proposals have been solicited through a fair and open process as advertised on the Official Website of the Township of Clark; and

**WHEREAS** one (1) proposal was received for the professional position of Auditor and publicly opened at 10:00 am on December 5, 2018; and

**WHEREAS** the Business Administrator and Chief Financial Officer have reviewed all documents required by the Request for Proposals (RFP) and recommend award of professional services contract to Wiss & Company, LLP to perform the Audit.

**NOW, THEREFORE, BE IT RESOLVED** that the Governing Body of the Township of Clark, County of Union, State of New Jersey hereby awards a contract for Professional Services to Wiss & Company, LLP in accordance with NJSA 19:44A-20.5.

**BE IT FURTHER RESOLVED** that the Mayor and/or Business Administrator are hereby authorized and directed to sign a contract with said firm.

ATTEST:

APPROVED:

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

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

Res18/12-17RFP Auditor

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

TOWNSHIP OF CLARK  
Resolution 18-156  
December 17, 2018

3B

**WHEREAS** there exists a need for per diem Engineering Services including the duties of the Municipal Engineer for the Township of Clark; and

**WHEREAS** in accordance with NJSA 19:44A-20.5 proposals have been solicited through a fair and open process as advertised on the Official Website of the Township of Clark; and

**WHEREAS** three (3) proposals were received for the position of Professional Engineering Services under the duties of the Municipal Engineer and were publicly opened at 10:00 am on December 5, 2018; and

**WHEREAS** the Business Administrator and Chief Financial Officer have reviewed all documents required by the Request for Proposals (RFP) and recommend award of professional services contract to the firm of Grotto Engineering Associates, LLC for the year 2019.

**NOW, THEREFORE, BE IT RESOLVED** that the Governing Body of the Township of Clark, County of Union, State of New Jersey hereby awards a contract for Professional Services to the firm of Grotto Engineering Associates, LLC in accordance with NJSA 19:44A-20.5; and

**BE IT FURTHER RESOLVED** that the Mayor and/or Business Administrator are hereby authorized and directed to sign a contract with said firm.

ATTEST:

APPROVED:

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

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

Res18/12-17RFP Engineer

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

TOWNSHIP OF CLARK  
Resolution 18-157  
December 17, 2018

3c

**WHEREAS** there exists a need for Professional Planning Services for the Township of Clark;  
and

**WHEREAS** in accordance with NJSA 19:44A-20.5 proposals have been solicited through a fair and open process as advertised on the Official Website of the Township of Clark; and

**WHEREAS** two (2) proposals were received for the position of Professional Planner and were publicly opened at 10:00 am on December 5, 2018; and

**WHEREAS** the Business Administrator and Chief Financial Officer have reviewed all documents required by the Request for Proposals (RFP) and recommend award of professional services contract to the firm of Shamrock Enterprises, LTD for the year 2019.

**NOW, THEREFORE, BE IT RESOLVED** that the Governing Body of the Township of Clark, County of Union, State of New Jersey hereby awards a contract for Professional Planning Services to the firm of Shamrock Enterprises, LTD in accordance with NJSA 19:44A-20.5; and

**BE IT FURTHER RESOLVED** that the Mayor and/or Business Administrator are hereby authorized and directed to sign a contract with said firm.

ATTEST:

APPROVED:

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

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

Res18/12-17RFPPlanner

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

TOWNSHIP OF CLARK  
Resolution 18-158  
December 17, 2018

30

**WHEREAS** there exists a need for Labor Counsel for the Township of Clark; and

**WHEREAS** in accordance with NJSA 19:44A-20.5 proposals have been solicited through a fair and open process as advertised on the Official Website of the Township of Clark; and

**WHEREAS** two (2) proposal were received for the professional position of Labor Counsel and publicly opened at 10:00 am on December 5, 2018; and

**WHEREAS** the Business Administrator and Chief Financial Officer have reviewed all documents required by the Request for Proposals (RFP) and recommend award of professional services contract to Apruzzese, McDermott, Mastro & Murphy for the year 2019.

**NOW, THEREFORE, BE IT RESOLVED** that the Governing Body of the Township of Clark, County of Union, State of New Jersey hereby awards a contract for Professional Services to Apruzzese, McDermott, Mastro & Murphy in accordance with NJSA 19:44A-20.5; and

**BE IT FURTHER RESOLVED** that the Mayor and/or Business Administrator are hereby authorized and directed to sign a contract with said firm.

ATTEST:

APPROVED:

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

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

Res18/12-17RFPLaborAttorney

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

TOWNSHIP OF CLARK  
Resolution 18-159  
December 18, 2017

3E

**WHEREAS** there exists a need for Bond Counsel for the Township of Clark; and

**WHEREAS** in accordance with NJSA 19:44A-20.5 proposals have been solicited through a fair and open process as advertised on the Official Website of the Township of Clark; and

**WHEREAS** one (1) proposal was received for the professional position of Bond Counsel and publicly opened at 10:00 am on December 5, 2018 and

**WHEREAS** the Business Administrator and Chief Financial Officer have reviewed all documents required by the Request for Proposals (RFP) and recommend award of professional services contract to Rogut McCarthy, LLC to the professional position of Bond Counsel for the year 2019.

**NOW, THEREFORE, BE IT RESOLVED** that the Governing Body of the Township of Clark, County of Union, State of New Jersey hereby awards a contract for Professional Services to Rogut McCarthy, LLC in accordance with NJSA 19:44A-20.5; and

**BE IT FURTHER RESOLVED** that the Mayor and/or Business Administrator are hereby authorized and directed to sign a contract with said firm.

ATTEST:

APPROVED:

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

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

Res18/12-17RFPBondCounsel

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

TOWNSHIP OF CLARK  
Resolution 18-160  
December 17, 2018

3F

**WHEREAS** in accordance with NJSA 19:44A-20.5 proposals have been solicited through a fair and open process as advertised on the Official Website of the Township of Clark; and

**WHEREAS** qualification submissions for the position of Special Counsel to represent the Township in litigated matters, contested tax appeals and to provide such other extraordinary legal services as may be required from time to time and to perform such services as are required pursuant to the Request for Proposals, were received on December 5, 2018 and publicly opened at 10:00 am; and

**WHEREAS** proposals were received by the Business Administrator and Chief Financial Officer with a recommendation to award the firm of Triarsi, Betancourt, Wukovits & Dugan, LLC for these services.

**NOW, THEREFORE, BE IT RESOLVED** by the Governing Body of the Township of Clark that it hereby approves a contract for professional services with Triarsi, Betancourt, Wukovits & Dugan LLC, 186 North Avenue East, Cranford, NJ 07016 to provide litigation and tax appeal services to the Township together with such other legal services as may be required pursuant to the Request for Proposals; and

**BE IT FURTHER RESOLVED** that the value of the contract is subject to the 2019 budget appropriation; and

**BE IT FURTHER RESOLVED** that the Mayor and/or Business Administrator are hereby authorized and directed to sign a contract with said firm.

ATTEST:

APPROVED:

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

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

Res18/12-17RFPSpecialCounsel

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

TOWNSHIP OF CLARK  
Resolution 18-161  
December 17, 2018

4

**WHEREAS**, the Governing Body of the Township of Clark by Resolutions 18-35 and 18-124 authorized the Planning Board to undertake preliminary investigations of a Study Area including property known as Lot 4, Block 58 and Lot 5, 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 October 4, 2018 directed Shamrock Enterprises, Ltd. to undertake that expanded study of Block 58, Lots 4 and 5 “the Expanded Study Area” and 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 Expanded Terminal Avenue Study Area” (Block 58 – Lots 4 & 5) as a Non-Condensation Area in Need of Redevelopment”, dated November 30, 2018, and

**WHEREAS**, the Planning Board conducted a public hearing on December 6, 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**, two 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 17<sup>th</sup> of December 2018, that the property identified as Lots 4 & 5, 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

Res 18/12-17 Designate Non-Condensation Redev Area-Expanded Terminal

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

TOWNSHIP OF CLARK  
Resolution 18-162  
December 17, 2018

5

**WHEREAS** N.J.S.A. 40A:4-58 provides for appropriation transfers during the last two (2) months of the year, when it has been determined it is necessary to expend for any of the purposes specified in the budget an amount in excess of the sum appropriated therefore and where it has been further determined that there is an excess in any appropriation over and above the amount deemed to be necessary to fulfill the purpose of such appropriation, the Governing Body may, by Resolution setting forth the facts, adopted by not less than two-thirds vote of the full membership thereof, transfer the amount of such excess to those appropriations deemed to be insufficient.

**NOW, THEREFORE BE IT RESOLVED** by the Governing Body of the Township of Clark, in the County of Union and State of New Jersey, that the Chief Financial Officer be and the same is hereby authorized to make transfers among the 2018 budget appropriations in accordance with the following schedule of transfers.

**CLARK TOWNSHIP  
BUDGET TRANSFERS  
12/17/2018**

		<u>From</u>	<u>To</u>
Engineering	Other Expenses	10,000	-
Buildings & Grounds	Other Expenses	-	10,000
		<hr style="border-top: 1px solid black;"/>	<hr style="border-top: 1px solid black;"/>
		\$ 10,000	\$ 10,000
		<hr style="border-top: 3px double black;"/>	<hr style="border-top: 3px double black;"/>

ATTEST:

APPROVED:

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

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

Res18/12-17BudgetTransfers

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

6

TOWNSHIP OF CLARK  
Resolution 18-163  
December 17, 2018

**WHEREAS** a contract for professional architectural services in connection with the design and construction of a Police Headquarters Building in Clark Township, New Jersey has been awarded by action of the Governing Body on October 1, 2018 by Resolution 18-131 to Settembrino Architects, 25 Bridge Avenue, Suite 201, Red Bank, New Jersey 07701 in accord with the provisions of NJSA 40A:11-5 and NJSA 19:44A-20.5.

**NOW, THEREFORE BE IT RESOLVED** by the Governing Body of the Township of Clark, County of Union, State of New Jersey that the Mayor and/or Business Administrator are hereby authorized and directed to sign a contract with said firm.

ATTEST:

APPROVED:

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

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

Res18/12-17AuthContract-SettembrinoPDHeadquarters

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

CA 7

TOWNSHIP OF CLARK  
Resolution 18-164  
December 17, 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 following schedule.

REF	#	Acct #	Name	#	Address	Reason	Original	Revised	Credit
18	10	1161-0	Hoag, Michael	634	Raritan Rd	water issue	\$ 4,830.00	\$ 2,415.00	\$ 2,415.00

ATTEST:

APPROVED:

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

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

Res18/12-17SewerAdj

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

TOWNSHIP OF CLARK  
 Resolution 18-165  
 December 17, 2018

CA 8

**WHEREAS** in accordance with a request from the Tax Collector for authorization to refund overpayment of 2018 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:

BLOCK	LOT	QUAL.	NAME	#	ADDRESS	REFUND
33.02	11		Tom Gull	161	Meadow Road	\$ 2,985.02

ATTEST:

APPROVED:

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

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

Res18/12-17TaxRefund(s)

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

CA 9A

TOWNSHIP OF CLARK  
Resolution 18-166  
December 17, 2018

**WHEREAS**, the Tax Assessor has certified that U.S. Department of Veterans Affairs has deemed Andrew Gaffney, Jr. to be 100% permanently disabled, in accordance with N.J.S.A. 54:4-3.30 et. seq.; and

**WHEREAS**, Andrew Gaffney, Jr owns the property listed in the tax duplicate as 1580 Franklin Street, Clark, NJ, Block 96 Lot 14, and is entitled to one hundred percent of the taxes for this property exempt; and

**WHEREAS**, Andrew Gaffney, Jr has paid his 4<sup>th</sup> Quarter 2018 taxes, amounting to \$2,557.53, therefore, a refund will be issued to Andrew Gaffney, Jr, in the amount of \$2,557.53 and the 1<sup>st</sup> & 2<sup>nd</sup> Quarter taxes of 2019, total amount of \$5,032.46 will be cancelled; and

**WHEREAS**, one hundred percent of the taxes on this property will be entitled to exemption for as long as Andrew Gaffney, Jr is an owner of the property.

**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 make the proper adjustments to exempt this property as indicated above.

ATTEST:

APPROVED:

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

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

Res18/12-17DisabledVeteranTaxExemptionGaffney

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

CA 9B

TOWNSHIP OF CLARK  
Resolution 18-167  
December 17, 2018

**WHEREAS**, the Tax Assessor has certified that U.S. Department of Veterans Affairs has deemed John Joseph Farrington to be 100% permanently disabled, in accordance with N.J.S.A. 54:4-3.30 et. seq.; and

**WHEREAS**, John Joseph Farrington owns the property listed in the tax duplicate as 17 Malvern Drive, Clark, NJ, Block 110 Lot 3, and is entitled to one hundred percent of the taxes for this property exempt; and

**WHEREAS**, John Joseph Farrington has paid his 4<sup>th</sup> Quarter 2018 taxes, amounting to \$2,592.29, therefore, a refund will be issued to John Joseph Farrington, in the amount of \$2,592.29 and the 1<sup>st</sup> & 2<sup>nd</sup> Quarter taxes of 2019, total amount of \$5,100.89 will be cancelled; and

**WHEREAS**, one hundred percent of the taxes on this property will be entitled to exemption for as long as John Joseph Farrington is an owner of the property.

**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 make the proper adjustments to exempt this property as indicated above.

ATTEST:

APPROVED:

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

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

Res18/12-17DisabledVeteranTaxExemptionFarrington

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

TOWNSHIP OF CLARK  
Resolution 18-168  
December 17, 2018

CA 9C

**WHEREAS**, the Tax Assessor has certified that U.S. Department of Veterans Affairs has deemed Sandor Gonczlik to be 100% permanently disabled, in accordance with N.J.S.A. 54:4-3.30 et. seq.; and

**WHEREAS**, Sandor Gonczlik owns the property listed in the tax duplicate as 91 John Street, Clark, NJ, Block 127 Lot 22, and is entitled to one hundred percent of the taxes for this property exempt; and

**WHEREAS**, Sandor Gonczlik has paid his 3<sup>rd</sup> & 4<sup>th</sup> Quarter 2018 taxes, amounting to \$5,089.00, therefore, a refund will be issued to Sandor Gonczlik, in the amount of \$5,089.00 and the 1<sup>st</sup> & 2<sup>nd</sup> Quarter taxes of 2019, total amount of \$5,006.80 will be cancelled; and

**WHEREAS**, one hundred percent of the taxes on this property will be entitled to exemption for as long as Sandor Gonczlik is an owner of the property.

**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 make the proper adjustments to exempt this property as indicated above.

ATTEST:

APPROVED:

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

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

Res18/12-17DisabledVeteranTaxExemptionGonczlik

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

CA 90

TOWNSHIP OF CLARK  
Resolution 18-169  
December 17, 2018

**WHEREAS**, the Tax Assessor has certified that U.S. Department of Veterans Affairs has deemed Thomas Bottge to be 100% permanently disabled, in accordance with N.J.S.A. 54:4-3.30 et. seq.; and

**WHEREAS**, Thomas Bottge owns the property listed in the tax duplicate as 21 Florence Drive, Clark, NJ, Block 151 Lot 3, and is entitled to one hundred percent of the taxes for this property exempt; and

**WHEREAS**, Thomas Bottge has paid his 3<sup>rd</sup> & 4<sup>th</sup> Quarter 2018 taxes, amounting to \$3,871.39, therefore, a refund will be issued to Thomas Bottge, in the amount of \$3,871.39 and the 1<sup>st</sup> & 2<sup>nd</sup> Quarter taxes of 2019, total amount of \$3,810.36 will be cancelled; and

**WHEREAS**, one hundred percent of the taxes on this property will be entitled to exemption for as long as Thomas Bottge is an owner of the property.

**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 make the proper adjustments to exempt this property as indicated above.

ATTEST:

APPROVED:

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

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

Res18/12-17DisabledVeteranTaxExemptionBottge

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

TOWNSHIP OF CLARK  
 Resolution 18-170  
 December 17, 2018

CA 10

**BE IT RESOLVED** by the Governing Body of the Township of Clark pursuant to P.L. 1985 and Chapter 3, Section 3-29N of the Code of the Township of Clark, that it does hereby appoint the following named individuals as Class 1B and Class II Special Law Enforcement Officers to serve for the period commencing January 1, 2019 and concluding December 31, 2019.

**Class 1B**

Beceiro, Anthony R.  
 Buczynski, Thomas  
 DeVre, Arthur  
 Flicek, Francis  
 Grossmith, Ryan  
 Prisco, Giovannina  
 Ringwood, Tom  
 Tarantino, Robert

**Class II**

Brocato, Carmen F.  
 DeMarzo, Victor  
 Ehling, John  
 Leonardis, Richard  
 Pollock, Sr., Michael

ATTEST:

APPROVED:

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

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

Res18/12-17SpecialPolice2019

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

TOWNSHIP OF CLARK  
Resolution 18-171  
December 17, 2018

CA 11

**WHEREAS**, it is necessary and desirable in order to insure the general health and welfare of the residents of the Township of Clark to provide uniform procedures for administering the issuance, renewal and revocation of licenses for the placement of clothing bins within the Township; and

**WHEREAS**, Chapter 117, Section 10 of the Code of the Township of Clark provides for enforcement by the Police Department and the Construction Code Official.

**NOW, THEREFORE, BE IT RESOLVED** by the Governing Body of the Township of Clark that the following clothing bin operators having met all the requirements of Chapter 117 of the Code of the Township of Clark are hereby approved in accordance with the law; and

**BE IT FURTHER RESOLVED** that the Police Chief is hereby authorized and directed to issue permits to the vendors listed as follows to be displayed according to law effective January 1, 2019 through December 31, 2019.

**2019**

<u>Clothing Bin Operators</u>	<u>Location of Bins</u>
<b>American Recycling Technologies 98 Cutter Mill Road, S-290N Great Neck, NY 11021-3010 Attn: Bruce Binler (917-939-5275)</b>	<b>78 Westfield Avenue (2 bins)</b>
<b>Carecycle, Inc. 625 Wortman Avenue Brooklyn, NY 11208 Attn: Peter Salm (866-931-0232)</b>	<b>76 Central Avenue (2 bins)</b>
<b>American Recycling Technologies, Inc. 98 Cuttermill Road, S-290N Great Neck, NY 11021-3010 Attn: Bruce Binler (917-939-5275)</b>	<b>315 Westfield Avenue (2 bins)</b>
<b>American Recycling Technologies, Inc. 98 Cuttermill Road, S-290N Great Neck, NY 11021-3010 Attn: Bruce Binler (917-939-5275)</b>	<b>1060 Raritan Road (2 bins)</b>

The Read Foundation  
313 Amboy Avenue, S-414  
Woodbridge, NJ 07095  
Attn: Jacqueline Sivak (848-250-0336)

6 Broadway (2 bins)

We Collect Clothes for a Cause  
625 Wortman Avenue  
Brooklyn, NY 11208  
Attn: Peter Salm (866-468-7228)

52 Westfield Avenue (2 bins)  
111 Valley Road (1 bin)

American Recycling Technologies  
98 Cutter Mill Road, S-290N  
Great Neck, NY 11021-3010  
Attn: Bruce Binler (917-939-5275)

140 Central Avenue (2 bins)

Giving Will LLC  
P.O. Box 329  
Woodbridge, NJ 07095  
Attn: Anthony Cruz (732-485-3692)

1074 Raritan Road (2 bins)

Planet Aid  
3 Lincoln Drive  
Fairfield, NJ 07004  
Attn: Rick Henningsen (973-934-3591)

12 Clarkton Drive (1 bin)  
1030 Raritan Road (1 bin)

ATTEST:

APPROVED:

EDITH L. MERKEL, RMC  
Township Clerk

WILLIAM F. SMITH  
Council President

Res18/12-17 Clothing Bin Operators 2019

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

CA 12

TOWNSHIP OF CLARK  
Resolution 18-172  
December 17, 2018

**WHEREAS** the Township of Clark has resolved to join the New Jersey Municipal Self Insurers' Joint Insurance Fund ("NJMSIJIF") following a detailed analysis; and

**WHEREAS** the Bylaws of NJMSIJIF require that each entity designate a Risk Management Consultant to perform various professional services as detailed in the Bylaws and Risk Management Plan; and

**WHEREAS** the Bylaws indicate that NJMSIJIF shall pay each Risk Management Consultant a fee to be established annually by the Executive Committee.

**NOW, THEREFORE, BE IT RESOLVED** that the Township of Clark does hereby appoint World Insurance Associates, LLC as its Risk Management Consultant in accordance with the Fund's Bylaws; and

**BE IT FURTHER RESOLVED** that the Mayor and/or Business Administrator and Township Clerk are hereby authorized and directed to execute the Risk Management Consultant's Agreement effective 01/01/19 to 12/31/19 annexed hereto and to cause a notice of this decision to be published according to N.J.S.A. 40A:11-5(1)(a)(i).

ATTEST:

APPROVED:

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

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

Res18/12-17RiskManagementAgreement2019WorldInsAssoc

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

TOWNSHIP OF CLARK  
 Resolution 18-173  
 December 17, 2018

CA 13

**BE IT RESOLVED** by the Governing Body of the Township of Clark, County of Union, State of New Jersey, that it hereby authorizes a rate increase to \$195.00 per month to the Maintenance Agreement with Arrow Elevator Inc., 4 Cecilia Court, Vernon, New Jersey 07462 for general maintenance including monthly oil and lubrication of the elevator in the Public Safety Building located at 315 Westfield Avenue.

ATTEST:

APPROVED:

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

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

Res18/12-17ArrowElevatorRateIncrease

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