

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
SPECIAL COUNCIL MEETING
430 WESTFIELD AVE., CLARK, NJ 07066
May 6, 2019
Municipal Building, Room 30
7:30 pm**

ROLL CALL:

Councilwoman Albanese _____ **Councilman Mazzarella** _____
Councilman Barr _____ **Councilman O'Connor** _____
Councilman Hund _____ **Councilman Smith** _____
Council President Toal _____

PLEDGE OF ALLEGIANCE TO THE FLAG: MOMENT OF SILENCE

This meeting is in compliance with the Open Public Meetings Act as adequate notice of this meeting has been provided by sending written advanced notice of at least 48 hours to the Star Ledger, Union County Local Source, and TAP into Clark, by posting such Meeting Agenda 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.

ORDINANCES, APPROPRIATIONS AND CLAIMS:

PUBLIC HEARING ON PROPOSED ORDINANCES:

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

1. **19-12 ORDINANCE OF THE MAYOR AND COUNCIL OF THE TOWNSHIP OF CLARK, COUNTY OF UNION, NEW JERSEY ADOPTING THE WESTFIELD AVENUE REDEVELOPMENT PLAN FOR THE PROPERTY DESIGNATED AS BLOCK 92, LOT 21 AND BLOCK 105, LOTS 2 AND 26.01 ON THE OFFICIAL TAX MAP OF THE TOWNSHIP OF CLARK**

2. **19-13 BOND ORDINANCE TO AUTHORIZE THE IMPROVEMENT OF MEADOW ROAD IN, BY AND FOR THE TOWNSHIP OF CLARK, IN THE COUNTY OF UNION, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$500,000 TO PAY THE COST THEREOF, TO APPROPRIATE A STATE GRANT, 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**

INTRODUCTION OF PROPOSED ORDINANCES:

3. **19-14 ORDINANCE OF THE MAYOR AND COUNCIL OF THE TOWNSHIP OF CLARK, COUNTY OF UNION, NEW JERSEY ADOPTING THE TERMINAL AVENUE REDEVELOPMENT PLAN FOR THE PROPERTY DESIGNATED AS BLOCK 58, LOTS 4 AND 5 ON THE OFFICIAL TAX MAP OF THE TOWNSHIP OF CLARK**

RESOLUTIONS:

4. Authorizing the Tax Collector to issue a Duplicate Tax Sale Certificate for Lot 66 Block 38
5. Award of Contract to S. Brothers Inc. in the amount of \$28,860.00 for ADA Curb and Ramp Improvements
6. Supporting Assembly Bill A3801 and Senate Bill S2668 to increase Library Per Capita State Aid
7. Appointing Eric Muller and Alejandro Ciprian as members of the Clark Volunteer Fire Department
8. Authorizing the proper township officials to execute a Developer's Agreement with 5CRE Clark, LLC for the property located at 170 Westfield Avenue
9. Authorizing the proper township officials to execute a Developer's Agreement with NAK Tasharofi Real Estate Holdings, LLC for the property located at 999 Raritan Road

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. 19-12
Adopted _____

Introduced: April 15, 2019 Public Hearing: May 6, 2019

**ORDINANCE OF THE MAYOR AND COUNCIL OF THE TOWNSHIP OF CLARK,
COUNTY OF UNION, NEW JERSEY ADOPTING THE WESTFIELD AVENUE
REDEVELOPMENT PLAN FOR THE PROPERTY DESIGNATED AS BLOCK 92, LOT
21 AND BLOCK 105, LOTS 2 AND 26.01 ON THE OFFICIAL TAX MAP OF THE
TOWNSHIP OF CLARK**

WHEREAS, the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq. ("LRHL"), authorizes municipalities to determine whether certain parcels of land in the municipality constitute areas in need of redevelopment; and

WHEREAS, pursuant to N.J.S.A. 40A:12A-6 of the LRHL the Municipal Council ("Township Council") of the Township of Clark (the "Township") directed the Township Planning Board on June 4, 2018 to conduct a preliminary investigation to determine whether the property designated as Block 91, Lot 21 and Block 105, Lots 2 and 26.01 on the official tax map of the Township (the "Proposed Redevelopment Area") (i) meet the criteria set forth in N.J.S.A. 40A:12A-5, or (ii) pursuant to N.J.S.A. 40A:12A-3 are necessary, with or without change in their condition, for the effective redevelopment of the proposed redevelopment area; and

WHEREAS, the Township of Clark Planning Board (the "Planning Board") at a public Planning Board hearing on August 2, 2018 reviewed the Redevelopment Study and Preliminary Investigation Report, dated July 29, 2018 (the "Preliminary Investigation") and testimony of the Township's planning consultant pursuant to and in accordance with the procedural requirements of N.J.S.A. 40A:12A-6, to determine whether the Proposed Redevelopment Area property satisfies the criteria set forth in N.J.S.A. 40A:12A-5 (or, if and as applicable, N.J.S.A. 40A:12A-3) to be designated as a condemnation area in need of redevelopment; and

WHEREAS, the Planning Board gave due notice of the proposed boundaries of the Proposed Redevelopment Area and the date of the hearing in accordance with the LRHL to any persons who are interested in or would be affected by a determination that the Proposed Redevelopment Area delineated in the notice is a redevelopment area; and

WHEREAS, at the hearing, the Planning Board heard from all persons who were interested in or would be affected by a determination that the Proposed Redevelopment Area is a condemnation redevelopment area. There were no objections to a determination that the Proposed Redevelopment Area is an area in need of redevelopment and evidence in support of those objections were received and considered by the Planning Board and made part of the public record; and

WHEREAS, the Planning Board found that the property designated as Block 91, Lot 21 and Block 105, Lots 2 and 26.01 were investigated and meets the statutory criteria for an area in need of redevelopment as outlined in the Preliminary Investigation; and

WHEREAS, after conducting its investigation, preparing a map of the Proposed Redevelopment Area, and completing a public hearing at which no objections to the designation were received and considered, the Planning Board moved to recommend to the Township Council that it should designate the property designated as Block 91, Lot 21 and Block 105, Lots 2 and 26.01 as a condemnation area in need of redevelopment; and

WHEREAS, on August 2, 2018, the Planning Board adopted a Resolution memorializing its decision to recommend that the Township Council designate the Proposed Redevelopment Area a condemnation area in need of redevelopment, which resolution was duly forwarded to Council; and

WHEREAS, on September 17, 2018 the Township Council, having reviewed the Preliminary Investigation and in consideration of the information presented to Township Council, together with the Planning Board's recommending Resolution, declared the Proposed Redevelopment Area as an area in need of redevelopment; and

WHEREAS, in order to stimulate redevelopment within the Proposed Redevelopment Area the Township Council desires to adopt the redevelopment plan entitled "Westfield Avenue Redevelopment Plan," prepared by Shamrock Enterprises, Ltd. ("Redevelopment Plan"); and

WHEREAS, the Township Council finds that the Redevelopment Plan will diversify the use and development on the Proposed Redevelopment Area, which will stimulate greater interest in the redevelopment there.

NOW, THEREFORE, BE IT ORDAINED, by the Mayor and Township Council of the Township of Clark, County of Union, State of New Jersey, being the governing body thereof, that pursuant to N.J.S.A. 40A:12A-7(e) the Township Council hereby accepts and approves the Redevelopment Plan; and

BE IT FURTHER ORDAINED, if any section, paragraph, subsection, clause, or provision of this Ordinance shall be adjudged by the courts to be invalid, such adjudication shall apply only to the section, paragraph, subsection, clause, or provision so adjudicated, and the remainder of the Ordinance shall be deemed valid and effective; and

BE IT FURTHER ORDAINED, any ordinances or parts thereof in conflict with the provisions of this Ordinance are repealed to the extent of such conflict; and

BE IT FURTHER ORDAINED, to the extent that any portion of the Redevelopment Plan conflicts with or amends or modifies any provision of any other of the Township's development regulations, the Redevelopment Plan shall supersede or amend or modify, as applicable, such development regulations and the zoning district map included in the Township's zoning ordinance shall be deemed amended accordingly; and

PH 2

TOWNSHIP OF CLARK

Ordinance No. 19-13

Adopted _____

Introduced: April 15, 2019 Public Hearing: May 6, 2019

BOND ORDINANCE TO AUTHORIZE THE IMPROVEMENT OF MEADOW ROAD IN, BY AND FOR THE TOWNSHIP OF CLARK, IN THE COUNTY OF UNION, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$500,000 TO PAY THE COST THEREOF, TO APPROPRIATE A STATE GRANT, 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.

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 improvement of Meadow Road in, by and for the Township, including roadway reconstruction and resurfacing and the undertaking of the following, where necessary: repair of the storm drainage system, reconstruction of curbs, sidewalks and driveway aprons and the making of landscaping improvements. Said improvements shall include all work, materials and appurtenances necessary and suitable therefor.

Section 2. The sum of \$500,000 is hereby appropriated to the payment of the cost of making the improvements described in Section 1 hereof. Said sum so appropriated shall be met from the proceeds of the sale of the bonds authorized and the State grant appropriated by this ordinance. No down payment is required pursuant to the provisions of N.J.S.A. 40A:2-11(c) because this ordinance

involves a project to be funded by a State grant. Said improvements shall be made as general improvements and no part of the cost thereof shall be assessed against property specially benefited.

Section 3. It is hereby determined and stated that (1) the making of such improvements (hereinafter referred to as "purpose") is not a current expense of the Township, and (2) it is necessary to finance said purpose by the issuance of obligations of the Township pursuant to the Local Bond Law (Chapter 2 of Title 40A of the New Jersey Statutes Annotated, as amended; the "Local Bond Law"), and (3) the estimated cost of said purpose is \$500,000, and (4) \$349,000 of said sum is to be provided by a State grant hereinafter appropriated to finance said purpose, and (5) the estimated maximum amount of bonds or notes necessary to be issued for said purpose is \$151,000, and (6) the cost of said purpose, as hereinbefore stated, includes the aggregate amount of \$75,000, which is estimated to be necessary to finance the cost of said 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 the sum of \$349,000 received or to be received as a grant from the State of New Jersey Department of Transportation is hereby appropriated to the payment of the cost of such purpose.

Section 5. To finance said purpose, bonds of the Township of an aggregate principal amount not exceeding \$151,000 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 \$151,000 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 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 and to issue 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 ten 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 \$151,000 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 (other than the State grant hereinbefore appropriated, which shall be applied to the cost of said purpose but shall not be applied to the payment of outstanding bond anticipation notes and the reduction of the amount of bonds authorized), 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: May 30, 2019

ATTEST:

APPROVED:

EDITH L. MERKEL, RMC
 Township Clerk

BRIAN P. TOAL
 Council President

SALVATORE BONACCORSO
 Mayor

Ord19/4-15 19-13BondOrd500KMeadowRd

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

TOWNSHIP OF CLARK

Ordinance No. 19-14

Adopted _____

INTRO 3

Introduced: May 6, 2019 Public Hearing: May 20, 2019

ORDINANCE OF THE MAYOR AND COUNCIL OF THE TOWNSHIP OF CLARK, COUNTY OF UNION, NEW JERSEY ADOPTING THE TERMINAL AVENUE REDEVELOPMENT PLAN FOR THE PROPERTY DESIGNATED AS BLOCK 58, LOTS 4 AND 5 ON THE OFFICIAL TAX MAP OF THE TOWNSHIP OF CLARK

WHEREAS, the Governing Body of the Township of Clark, directed the Planning Board on separate occasions to undertake studies to determine if Block 58, Lots 4 and 5 were “Areas in Need of Redevelopment” in accord with the Local Redevelopment and Housing Law “LRHL” N.J.S.A. 40A: 12 A -1 et seq.; and

WHEREAS, the Planning Board directed its Planner to undertake a joint study of Lots 4 & 5 and after completion of the study, and a public hearing as required by the LRHL, did determine that the Study Area qualified as a “Non-Condemnation Area in Need of Redevelopment; and

WHEREAS, the Governing Body did confirm the designation of Block 58, Lots 4 & 5 as “Areas in Need of Redevelopment”; and

WHEREAS, a Redevelopment Plan has been developed for that Area in Need by the Township Planner and the Planning Board; and

WHEREAS, public notice of a redevelopment hearing on the “Terminal Avenue Redevelopment Plan” was provided in full compliance with the LRHL for the May 2, 2019 Planning Board meeting; and

WHEREAS, the Township Planner completed the “Terminal Avenue Redevelopment Plan” for Block 58, Lots 4 & 5, the Planning Board at its May 2, 2019 meeting heard a presentation by the Planner and had the opportunity to discuss and take public input on the Plan and has reviewed the Plan for its consistency with the Master Plan and for its ability to fulfill the goals of the Township in supporting the larger scale commercial business area of the Township and pursuant to N.J.S.A. 40A:12A-7.f. the Planning Board has transmitted to the Governing Body, the “Terminal Avenue Redevelopment Plan” and its determination that the Plan is consistent with the Master Plan and the objectives of the Redevelopment Area.

NOW THEREFORE BE IT ORDAINED that the Governing Body of the Township of Clark, County of Union, New Jersey, pursuant to the provisions of the Local Redevelopment and Housing Law, hereby accepts and approves the Redevelopment Plan for the following reasons:

1. The Terminal Avenue Redevelopment Plan is consistent with and achieves the stated objectives of the 2010 Township of Clark Master Plan Reexamination Report and Master Plan Update. The Master Plan recommends that this Area be zoned to encourage well-planned larger scale commercial development and to maintain the Township’s office and research uses. This Plan in intended to implement those goals, objectives and recommendations of the Clark Master Plan.

TOWNSHIP OF CLARK PLANNING BOARD

RESOLUTION

**REPORT TO THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF CLARK
CONCERNING THE CONSISTENCY REVIEW AND RECOMMENDATION OF THE
TERMINAL AVENUE REDEVELOPMENT PLAN FOR BLOCK 58, LOTS 4 & 5 BY
THE PLANNING BOARD**

MEETING DATE: MAY 2, 2019

ADOPTION DATE: MAY 2, 2019

WHEREAS, the Governing Body of the Township of Clark, directed the Planning Board to undertake a study to determine if Block 58, Lot 4 was an “Area in Need of Redevelopment” in accord with the Local Redevelopment and Housing Law “LRHL” N.J.S.A. 40A: 12 A -1 et seq.; and

WHEREAS, the Governing Body of the Township of Clark, directed the Planning Board to undertake a study to determine if Block 58, Lot 5 was an “Area in Need of Redevelopment” in accord with the Local Redevelopment and Housing Law “LRHL” N.J.S.A. 40A: 12 A -1 et seq.; and

WHEREAS, the Planning Board directed its Planner to undertake a joint study of Lots 4 & 5 and after completion of the study, and a public hearing as required by the LRHL, did determine that the Study Area qualified as a “Non-Condensation Area In Need Of Redevelopment, and

WHEREAS, the Governing Body did confirm the designation of Block 58, Lots 4 & 5 as “Areas In Need Of Redevelopment”; and

WHEREAS, a Redevelopment Plan has been developed for that Area in Need by the Township Planner and the Planning Board; and

WHEREAS, public notice of a redevelopment hearing on the “Terminal Avenue Redevelopment Plan” was provided in full compliance with the LRHL for the May 2, 2019 Planning Board meeting; and

WHEREAS, the Township Planner completed the “Terminal Avenue Redevelopment Plan” for Block 58, Lots 4 & 5, the Planning Board at its May 2, 2019 meeting heard a presentation by the Planner and had the opportunity to discuss and take public input on the Plan and has reviewed the Plan for its consistency with the Master Plan and for its ability to fulfill the goals of the Township in supporting the larger scale commercial business area of the Township and pursuant to N.J.S.A. 40A:12A-7.f. the Planning Board hereby transmits to the Governing

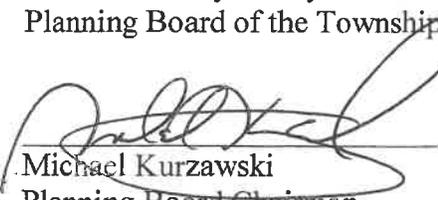
Body, the "Terminal Avenue Redevelopment Plan" and its determination that the Plan is consistent with the Master Plan and the objectives of the Redevelopment Area; and

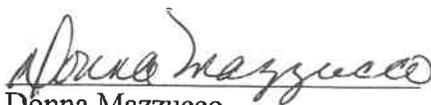
NOW THEREFORE BE IT RESOLVED that the Township of Clark Planning Board, pursuant to the provisions of the Local Redevelopment and Housing Law, makes the following findings and recommendations:

1. The Terminal Avenue Redevelopment Plan is consistent with and achieves the stated objectives of the 2010 Township of Clark Master Plan Reexamination Report and Master Plan Update. The Master Plan recommends that this Area be zoned to encourage well-planned larger scale commercial development and to maintain the Township's office and research uses. This Plan is intended to implement those goals, objectives and recommendations of the Clark Master Plan.
2. The Township of Clark Planning Board recommends that the Governing Body of the Township of Clark adopt the proposed Terminal Avenue Redevelopment Plan as attached to and made a part of this Resolution. The Redevelopment Plan provides appropriate standards and regulations to permit development consistent with the Master Plan Goals and is designed to encourage reinvestment and the continued viability of the larger scale commercial businesses within the Township.
3. The Board Secretary is hereby authorized to transmit this Resolution of the Township of Clark Planning Board and the Terminal Avenue Redevelopment Plan for Block 58, Lots 4 & 5 prepared by Shamrock Enterprises, Ltd. to the Governing Body of the Township of Clark in compliance with the requirements of N.J.S.A. 40A:12A-7.f. of the Local Redevelopment and Housing Law.

BE AND THE SAME IS HEREBY RESOLVED

I hereby certify that the above Resolution is a true copy of the Resolution adopted by the Planning Board of the Township of Clark on May 2, 2019.


Michael Kurzawski
Planning Board Chairman


Donna Mazzucco
Planning Board Secretary

Motion to Approve and memorialize:

Township of Clark Planning Board							
DATE: May 2, 2019							
TERMINAL AVENUE REDEVELOPMENT PLAN FOR BLOCK 58, LOTS 4 & 5							
	MOTION	SECOND	AYE	NAY	ABSTAIN	ABSENT	NOT ELIGIBLE
S. Bonaccorso						X	
Laezza		X	X				
Mazzarella			X				
Kurzawski			X				
Koch	X		X				
Tarantino			X				
Casey						X	
Altman						X	
Triola			X				
M. Bonaccorso						X	
Olear						X	

RESOLUTION AUTHORIZING THE ISSUANCE OF A DUPLICATE TAX SALE CERTIFICATE PURSUANT TO CHAPTER 99 OF THE PUBLIC LAWS OF 1997

WHEREAS, the Tax Collector of this municipality has previously issued a tax sale certificate to Cazenovia Creek Funding II, LLC which certificate is dated October 22, 2018 covering premises commonly known and referred to as Lot 66 Block 38 as set out on the municipal tax map then in use which certificate bears number 18-00006.

WHEREAS, the purchaser of the aforesaid tax sale certificate has indicated to the Tax Collector that they have lost or otherwise misplaced the original tax sale certificate and have duly filed the Affidavit of Loss with the Tax Collector, a copy of which is attached hereto.

NOW, THEREFORE BE IT RESOLVED by the Mayor and Governing Body of the Municipality of Clark that the Tax Collector of the municipality be and is hereby authorized, upon receipt of the appropriately executed and notarized Loss Affidavit, to issue an appropriate duplicate tax sale certificate to the said purchaser covering the certificate lost as previously described all in accordance with the requirements of Chapter 99 of Public Laws of 1997; and

BE IT FURTHER RESOLVED that a copy of this Resolution and the Loss Affidavit be attached to the duplicate certificate to be issued to said purchaser and that said duplicate certificate shall be stamped or otherwise have imprinted upon it the word "Duplicate" as required by law.

ATTEST:

APPROVED:

 EDITH L. MERKEL, RMC
 Township Clerk

 BRIAN P. TOAL
 Council President

Res19/5-6DuplicateTaxSaleCertificate

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

State of New Jersey)
 County of Union) ss.

I, Edith L. Merkel, Township Clerk of the Township of Clark, County of Union, State of New Jersey, DO HEREBY certify that the forgoing is a true and correct copy of Resolution 19-71, as adopted at a Special Meeting of the Township Council held on May 6, 2019.

 Edith L. Merkel, Township Clerk
 May 7, 2019

Affidavit of Lost Certificate

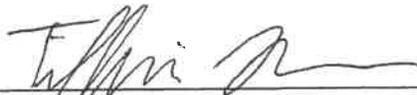
April 18, 2019

Township of Clark
Attn: Laura Caliguire, Tax Collector
430 Westfield Avenue
Clark, NJ 07066

Lienholder Name: CAZENOVIA CREEK FUNDING II, LLC
Block/Lot: 38/66
Certificate Number: 18-00006
Address: 121 Mildred Terr, Clark, NJ 07066

To Whom it May Concern:

MTAG Services custodian for Cazenovia Creek Funding II, LLC, is unable to locate the original certificate #18-00006 for 121 Mildred Terr, Clark, NJ 07066. It was never returned by the postal system after recording at the county. Please provide a duplicate copy of the certificate.



Notary Public: Tiffani Brown



Anneliese Holland, Authorized Rep for
Cazenovia Creek Funding II, LLC

Commission Expires: October 26, 2027



TOWNSHIP OF CLARK
Resolution 19-72
May 6, 2019

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WHEREAS the Township of Clark entered into a Grant Agreement with the County of Union on August 21, 2018 covering the period from September 1, 2018 to August 31, 2019 to receive the Year 44 Community Development Block Grant (CDGB) award of \$20,000.00 for ADA Curb and Ramp Rehabilitation; and

WHEREAS the Township Engineer has solicited quotes from four (4) contractors for the construction of ADA Curb and Ramp Improvements; and

WHEREAS of the four solicited, two contractors responded; Cifelli & Son General Construction in the amount of \$4,800.00 per ramp with a total quote of \$38,400.00 and S. Brothers, Inc. in the amount of \$3,560.00 per ramp with a total quote of \$28,860.00; and

WHEREAS the Township Engineer has presented a written recommendation for the award of contract to S. Brothers, Inc., PO Box 317, South River, NJ 08882; and

WHEREAS both quotes are in excess of the \$20,000.00 Community Development Block Grant amount; and

WHEREAS the Chief Financial Officer has ascertained there are available sufficient uncommitted appropriations in the amount of \$20,000.00 funded by Community Development Block Grant Program Year 44 and \$8,860.00 funded by Ordinance 19-11 as attached hereto as a "Certification of Availability of Funds" for a total contract not to exceed Twenty-Eight Thousand, Eight Hundred Sixty Dollars (\$28,860.00).

NOW, THEREFORE BE IT RESOLVED by the Governing Body of the Township of Clark, County of Union, New Jersey that it hereby concurs with the Engineer and awards a contract to S. Brothers Inc., for the ADA Curb and Ramp Improvements Project in an amount not to exceed \$28,860.00.

ATTEST:

APPROVED:

EDITH L. MERKEL, RMC
Township Clerk

BRIAN P. TOAL
Council President

Res19/5-6AwardADAcurbsS.Brothers-CDBGyear44

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

TOWNSHIP OF CLARK
Resolution 19-73
May 6, 2019

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Resolution in Support of New Jersey Per Capita State Aid Legislation

WHEREAS, libraries fill a vital role by serving as the local outlet for state services in their communities; and

WHEREAS, State support for public libraries in New Jersey is through the Library Per Capita State Aid Program; and

WHEREAS, the Library Per Capita State Aid Program was reduced 42% in FY2010 and has not been increased since that time; and

WHEREAS, this support is only \$0.41 cents per person per year; and

WHEREAS, funding the State Per Capita Aid Program at \$10.5 million would substantially benefit public library users, and keep lights on and doors open at public libraries; and

WHEREAS, the libraries of New Jersey depend upon these funds as a vital component to support their communities in early literacy, employment seeking, small business assistance, internet access and lifelong learning.

NOW, THEREFORE BE IT RESOLVED, by the Governing Body of the Township of Clark, County of Union, New Jersey that it hereby urges the New Jersey Legislature to support the critical legislation of Assembly Bill A3801 and Senate Bill S2668, which would provide \$1.20 per person in funding for New Jersey's libraries.

ATTEST:

APPROVED:

EDITH L. MERKEL, RMC
Township Clerk

BRIAN P. TOAL
Council President

Res19/5-6SupportNJLAPerCapita-LibraryAid

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

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TOWNSHIP OF CLARK
Resolution 19-74
May 6, 2019

BE IT RESOLVED by the Governing Body of the Township of Clark, County of Union, State of New Jersey that Eric Muller and Alejandro Ciprian are hereby appointed as Members of the Clark Volunteer Fire Department effective this 6th day of May 2019.

ATTEST:

APPROVED:

EDITH L. MERKEL, RMC
Township Clerk

BRIAN P. TOAL
Council President

Res19/5-6AppointFirefighters-Muller Ciprian

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

TOWNSHIP OF CLARK
Resolution 19-75
May 6, 2019

8

BE IT RESOLVED by the Governing Body of the Township of Clark, County of Union, State of New Jersey, that it hereby authorizes the Mayor or Business Administrator and Township Clerk to execute a Developer's Agreement with 5CRE Clark, LLC., having its principal office located at 28 West 27th Street, Suite 701, New York, NY 10001 for the tract of land identified as Block 131, Lot 24, situated at 170 Westfield Avenue, Clark, New Jersey 07066.

ATTEST:

APPROVED:

EDITH L. MERKEL, RMC
Township Clerk

BRIAN P. TOAL
Council President

Res19/5-6AuthDevelopersAgmt-5CREClarkLLC-170Westfield Ave.

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

TOWNSHIP OF CLARK
Resolution 19-76
May 6, 2019

9

BE IT RESOLVED by the Governing Body of the Township of Clark, County of Union, State of New Jersey, that it hereby authorizes the Mayor or Business Administrator and Township Clerk to execute a Developer's Agreement with NAK Tasharofi Real Estate Holdings, LLC., having its principal office located at 1 Charlotte Drive, Clark, New Jersey 07066 for the tract of land identified as Block 49, Lot 12.05, situated at 999 Raritan Road, Clark, New Jersey 07066.

ATTEST:

APPROVED:

EDITH L. MERKEL, RMC
Township Clerk

BRIAN P. TOAL
Council President

Res19/5-6AuthDevelopersAgrmt-NAK TasharofiRealEstateHoldingsLLC-999RaritanRd

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