

**AGENDA  
SPECIAL COUNCIL MEETING  
430 WESTFIELD AVE., CLARK, NJ 07066  
Municipal Building, Room 30  
September 8, 2020  
7:30 pm**

**ROLL CALL:**

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

**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 as well as the Official Website of the Township, and the proper filing of said Notice. Formal action may be taken at this meeting.

**ORDINANCES, APPROPRIATIONS AND CLAIMS:**

**PUBLIC HEARING ON PROPOSED ORDINANCE:**

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

- 1. 20-18 BOND ORDINANCE TO AUTHORIZE THE UNDERTAKING OF THE 2020 CAPITAL ROAD IMPROVEMENT PROGRAM (PHASE II) IN, BY AND FOR THE TOWNSHIP OF CLARK, IN THE COUNTY OF UNION, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$750,000 TO PAY THE COST THEREOF, TO APPROPRIATE A STATE GRANT, 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.**

**RESOLUTIONS:**

2. Authorizing submission of the Application for the "Kids Recreation Trust Fund" Grant for Nelson and Dolan Girls Softball Fields and the Senior Fitness Center
3. Amending Resolution 20-106 to decrease the purchase price of Surveillance Equipment, for the New Police Headquarters from \$235,626.17 to \$196,501.14 with all other details of the purchase remaining unchanged
4. Appointing Sean Rekatsinas, John Kurek and Joseph Plechy as members of the Clark Volunteer Fire Department

**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. 20-18  
Adopted \_\_\_\_\_

Introduced: August 17, 2020 Public Hearing: September 8, 2020

**BOND ORDINANCE TO AUTHORIZE THE UNDERTAKING OF THE 2020 CAPITAL ROAD IMPROVEMENT PROGRAM (PHASE II) IN, BY AND FOR THE TOWNSHIP OF CLARK, IN THE COUNTY OF UNION, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$750,000 TO PAY THE COST THEREOF, TO APPROPRIATE A STATE GRANT, 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 2020 Capital Road Improvement Program (Phase II) (including roadway and parking lot reconstruction and resurfacing and the undertaking of the following, where necessary: signalization improvements, repair of the storm drainage system, reconstruction of curbs, sidewalks and driveway aprons and the making of landscaping improvements) at the following locations in the Township:

- Wilson Drive
- Waterson Drive
- Emerald Place
- Emerald Court
- Clark Library parking lot

Depending upon the contract price and other exigent circumstances, and upon approval by the Township Council, there may be additions to or deletions from the aforesaid list. It is hereby determined and stated that said roads 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 \$750,000 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 and the State grant 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 \$750,000, and (4) \$329,000 of said sum is to be provided by the State grant hereinafter appropriated, and (5) \$21,000 of said sum is to be provided by the down payment hereinafter appropriated to finance said purpose, and (6) the estimated maximum amount of bonds or notes necessary to be issued for said purpose is \$400,000, and (7) the cost of such purpose, as hereinbefore stated, includes the aggregate amount of \$94,000, 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 the sum of \$329,000 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 the improvement of Wilson Drive and Waterson Drive set forth in Section 1 hereof.

Section 5. It is hereby determined and stated that moneys exceeding \$21,000, 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 \$21,000 is hereby appropriated from such moneys to the payment of the cost of said purpose.

Section 6. To finance said purpose, bonds of the Township of an aggregate principal amount not exceeding \$400,000 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 7. To finance said purpose, bond anticipation notes of the Township of an aggregate principal amount not exceeding \$400,000 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 8. 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 9. 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 10. 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 \$400,000 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 11. 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 12. 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 13. 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 14. 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 15. This ordinance shall take effect twenty days after the first publication thereof after final passage.

Effective Date: October 1, 2020

**ATTEST:**

**APPROVED:**

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

**PATRICK J. O'CONNOR**  
Council President

**SALVATORE BONACCORSO**  
Mayor

Ord20/8-17 20-18Bond-2020CapRoadPhaseII 750K

	Motion to	Second	Motion to	Second				
	Introduce		Adopt		Aye	Nay	Abstain	Absent
Albanese	✓							
Barr								
Hund								
Mazzarella								
Smith		✓						
Toal								
O'Connor								
Entire Council								
<b>TOTAL</b>								

**RESOLUTION AUTHORIZING THE APPLICATION FOR  
 “KIDS RECREATION TRUST FUND” GRANT  
 FOR THE TOWNSHIP OF CLARK**

**WHEREAS** the Union County Board of Chosen Freeholders has established the Kids Recreation Trust Fund to allocate grant funds for the creation, enhancement and/or replacement of recreational facilities; and

**WHEREAS** the Township of Clark desires to submit a grant application to seek funding in the amount of \$16,029.04 for needed improvements to the Nelson and Dolan Girls Softball Fields and facilities including the replacement of scoreboards, plumbing and flooding remediation, establishment of safer walking paths, concession stand suppression system and interior and exterior paint as well as replacement of the flooring in the Senior Fitness Center in accordance with the established guidelines of the grant, including accepting the award and executing an agreement with Union County; and

**WHEREAS** the Chief Financial Officer has ascertained that matching funds are available in the 2020 Municipal Budget, Account Number 0-01-28-370-218, in the amount of \$16,029.04.

**NOW, THEREFORE, BE IT RESOLVED** that the Governing Body of the Township of Clark, County of Union, New Jersey formally approves the submission of a grant application for the above stated Grant Program and authorizes the Mayor and/or Business Administrator to execute a grant agreement.

ATTEST:

APPROVED:

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

\_\_\_\_\_  
 PATRICK J. O’CONNOR  
 Council President

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

Res20/9-8SubmitKidsRecreationGrantApplication

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

TOWNSHIP OF CLARK  
 Resolution 20-111  
 September 8, 2020

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**BE IT RESOLVED** by the Governing Body of the Township of Clark, County of Union, State of New Jersey that Resolution 20-106; Adopted August 17, 2020 is hereby amended to decrease the purchase price of Surveillance Equipment, installation, and maintenance services for the New Police Headquarters from \$235,626.17 to \$196,501.14 with all other details of the purchase remaining unchanged.

ATTEST:

APPROVED:

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

\_\_\_\_\_  
 PATRICK J. O'CONNOR  
 Council President

Res20/9-8AmendRes20-106-ServeillanceCameras-UCCoop

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

TOWNSHIP OF CLARK  
 Resolution 20-112  
 September 8, 2020

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**BE IT RESOLVED** by the Governing Body of the Township of Clark, County of Union, State of New Jersey that Sean Rekatsinas, John Kurek and Joseph Plechy are hereby appointed as Members of the Clark Volunteer Fire Department effective this 8<sup>th</sup> day of September 2020.

ATTEST:

APPROVED:

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

\_\_\_\_\_  
 PATRICK J. O'CONNOR  
 Council President

Res20/9-8AppointFireFighters-RekatsinasKurekPlechy

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