

Mayor Holt called the meeting to order at 7:30 p.m.

Flag Salute.

Roll Call: Present – De Cleene, Garber, Harrison, Kovach, Schaumburg, Holt  
Absent – Pendergast

**STATEMENT OF ADEQUATE NOTICE:**

Mayor Holt read the following statement: “Adequate notice of this meeting has been provided, indicating the time and place of the meeting and the proposed agenda, which notice was posted, made available to newspapers, and filed with the Clerk of the Town of Clinton in accordance with Section 3(d) of Chapter 231 of the Public Laws of 1975.”

**APPROVAL OF MINUTES**

A motion was made by Mrs. Kovach, seconded by Mrs. Garber, to approve the minutes of October 25, 2005 as submitted.

Vote all ayes  
Motion carried

**APPROVAL OF MONTHLY REPORTS**

A motion was made by Mrs. Kovach, seconded by Mrs. Garber, to accept the monthly reports for the month of October as submitted:

Clerk’s Account, Cat & Dog Licensing Accounts, Construction Control Account, Fire Official Report, Police Report, Sewer Collector’s Report, Water Collector’s Report, Zoning Officer/Construction Official Report.

Vote all ayes  
Motion carried

**PUBLIC COMMENT**

John Baka, 21 Water Street, feelings are with the Town of Clinton at the juncture of Routes 31 and 78, the Town should be protected from “Big Box” development. He explained that Clinton Township already passed such an ordinance and that such development does not attempt to enter Towns with limitations. Mr. Baka urges the Town to set specific limitations of 38,000 sq. ft. buildings and to put a free standing ordinance in place.

Mr. Baka is also concerned with natural disasters and asks that the Town approach the New Jersey Water Supply Authority and request a report on safety and security measures that take place with Spruce Run Dam.

Scott Wintermute, Assistant Chief of the Clinton Fire Department, announced a Comedy Show fund raiser to take place at the Fire Department Saturday, November 12. The show begins at 6:00 p.m. and tickets are \$25.00 each.

**MAYOR’S COMMENTS**

1. Mayor Holt addressed Ordinance #05-13, Fee Schedule, which was introduced at the last meeting but was not published until a comparison was completed. The amended Fee Schedule was distributed to Council and the public hearing will take place November 22, 2005.

2. Jack Daniels, Fire Prevention Officer, responded to discussion of the October 25<sup>th</sup> meeting, Fire Prevention Fees being waived for all Houses of Worship in Town and reimbursement to those who have already paid. Mayor Holt requested Council to review the letter and be prepared to discuss this at the November 22 meeting.
3. Council on Affordable Housing (COAH) substantive petition is moving forward. There will be a public hearing in Trenton on November 9, 2005, 9:30 a.m. Clinton is on agenda for approval of a development fee ordinance.
4. Mayor Holt reported on the meeting with the North Hunterdon Municipal Court and the intentions of Clinton Township to remove themselves from the Court. North Hunterdon Court is the largest and most successful of courts in the State and is made up of 10 municipalities. Clinton Township wants each municipality to pay the same percentage, however, Clinton Township makes up 40% of the municipal activity. A meeting between municipalities will take place to run a 2006 budget not including the Township to discover what the impact will be.

#### **REDEVELOPMENT STUDY**

The Planning Board has submitted a revised version of the redevelopment study related to the Wargo Tract, Block 23, Lot 13. Mr. Timothy S. Huttleston, Director of Regional Real Estate for the A & P, attended the meeting this evening to introduce himself and advise Council of A & P's willingness to meet with interested developers of the site. A & P's main goal is working for the best interests for the Town.

A motion was made by Mr. Harrison, seconded by Mrs. Schaumburg, to approve and accept the revised redevelopment study and to make recommendation to the Planning Board to develop an RFP for developers. The RFP should include with the proposals, an economic analysis of their proposed development, an environmental impact report for the same and references on prior projects.

Vote all ayes  
Motion carried

#### **RESOLUTION #100-05 – ROCK SALT**

A motion was made by Mr. Harrison, seconded by Mrs. Schaumburg, to adopt Resolution #100-05, to enter into a contractual relationship for Rock Salt with Atlantic Salt, Inc.

Vote all ayes  
Motion carried

(A copy of this Resolution is attached to these minutes)

#### **RESOLUTION #101-05 – TONNAGE GRANT**

A motion was made by Mr. De Cleene, seconded by Mr. Harrison, to adopt Resolution #101-05 endorsing the submission of a Municipal Recycling Tonnage Grant application to the New Jersey Department of Environmental Protection.

Vote all ayes  
Motion carried

(A copy of this Resolution is attached to these minutes)

**RESOLUTION #102-05 – CAPITAL BUDGET**

A motion was made by Mr. Harrison, seconded by Mrs. Schaumburg, to adopt Resolution #102-05 amending the Capital Budget due to a change in Municipal priorities. This Resolution supersedes the Bond Ordinance providing for the acquisition of a ladder truck for the Clinton Fire Department. Mrs. Schaumburg questioned the amount of \$950,000 authorized for the purchase. Mrs. Smith explained that not knowing the exact amount of the truck, the Bond Attorney recommended going for the \$950,000 just to be sure. If the amount of the truck comes in less, the money does not have to be expended.

Vote all ayes  
Motion carried

(A copy of this Resolution is attached to these minutes)

**INTRODUCTION OF ORDINANCE #05-17 – BOND ORDINANCE**

A motion was made by Mrs. Kovach, seconded by Mrs. Schaumburg, to adopt Ordinance #05-17 on first reading as submitted:

ORDINANCE #05-17  
BOND ORDINANCE PROVIDING FOR THE ACQUISITION OF  
A LADDER TRUCK FOR THE FIRE DEPARTMENT IN AND BY  
THE TOWN OF CLINTON, COUNTY OF HUNTERDON, NEW JERSEY  
APPROPRIATING \$1,000,000 THEREFOR AND AUTHORIZING  
THE ISSUANCE OF \$950,000 BONDS OR NOTES OF THE TOWN TO FINANCE PART OF  
THE COST THEREOF

ROLL CALL: De Cleene, Garber, Harrison, Kovach, Schaumburg, Holt

Vote all ayes  
Motion carried

A notice of this Ordinance will be published in the Hunterdon County Democrat on November 10, 2005. The public hearing will be held November 22, 2005.

(A copy of this ordinance is attached to these minutes)

**RESOLUTION #103-05 – OVERPAYMENT**

A motion was made by Mr. Harrison, seconded by Mrs. Schaumburg, to adopt Resolution #103-05 authorizing the Chief Financial Officer to refund an overpayment of taxes as requested.

Vote all ayes  
Motion carried

(A copy of this resolution is attached to these minutes)

**RESOLUTION #104-05 – SMALL CITIES GRANT**

Mr. Cutter explained the process of gathering information, providing proof of ownership and income requirements to the New Jersey Department of Community Affairs under the Small Cities Community Development Block Grant Program. This grant is available to families in need of home improvement necessities. In this instance, Mr. Cutter has prepared this package for a family in need of heat. A copy of this Resolution must accompany the documents. A motion was made by Mr. Harrison, seconded by Mrs. Garber, to adopt Resolution #104-05 as submitted. Mrs.

Schaumburg asked if a package of information such as this can be prepared for people in need of assistance and asked the newspaper reporters present if they can help in informing people of the assistance available.

Vote all ayes  
Motion carried

(A copy of this resolution is attached to these minutes)

**INTRODUCTION OF ORDINANCE #05-18 – HANDICAPPED PARKING FINES**

A motion was made by Mrs. Schaumburg, seconded by Mr. De Cleene, to adopt Ordinance #05-18 on first reading as submitted:

ORDINANCE #05-18  
ORDINANCE AMENDING CHAPTER 136-3 VIOLATION AND PENALTY  
RELATED TO A MOTOR VEHICLE ILLEGALLY OCCUPYING A HANDICAPPED  
PARKING SPACE

ROLL CALL: De Cleene, Garber, Harrison, Kovach, Schaumburg, Holt

Vote all ayes  
Motion carried

A notice of this Ordinance will be published in the Hunterdon County Democrat on November 10, 2005. The public hearing will be held November 22, 2005.

(A copy of this ordinance is attached to these minutes)

**INTRODUCTION TO ORDINANCE #05-19 – OPEN PUBLIC RECORDS ACT**

A motion was made by Mrs. Schaumburg, seconded by Mrs. Garber to adopt Ordinance #05-19 on first reading as submitted:

ORDINANCE #05-19  
AN ORDINANCE AMENDING CHAPTER 20 OF  
THE CODE OF THE TOWN OF CLINTON  
PERTAINING TO PUBLIC RECORDS AND  
THE OPEN PUBLIC RECORDS ACT

ROLL CALL: De Cleene, Garber, Harrison, Kovach, Schaumburg, Holt

Vote all ayes  
Motion carried

A notice of this Ordinance will be published in the Hunterdon County Democrat on November 10, 2005. The public hearing will be held November 22, 2005.

(A copy of this ordinance is attached to these minutes)

**BOARD OF ADJUSTMENT POSITION**

Mayor Holt gave a brief history regarding this position. Mr. Christenson gave up his council seat on September 26, 2005, John C. Harrison was appointed October 25, 2005 to the council seat, giving up his Board of Adjustment seat and his position as liaison to the Planning Board seat. Richard Walton, Board of Adjustment member was appointed as the liaison to the Planning Board

on November 1, 2005. The position of Board of Adjustment member is now available and has been advertised and anyone interested was advised to complete a Citizen Involvement Application and submit it by October 28<sup>th</sup>. Six of the seven applicants attended tonight's meeting and were given an opportunity to introduce themselves.

John Barczyk  
6 Hickory Court

Karen Insel  
46 Center Street

Michael Penyak  
51 Center Street

Arlene Quinones Perez  
164 Leigh Street

Daniel Shea  
17 Messig Road

Eric Trepkau  
5 Union Road

Following their introductions, each applicant gave a brief resume of their qualifications and expressed their interest in getting involved with the Town.

Mrs. Kovach stated that it is very gratifying to know how many people came out. Mrs. Kovach then proceeded to make a motion appointing Louis Tranquilli to the permanent Board of Adjustment seat, moving Carol Gallo to the Alt. #1 position and appoint Eric Trepkau to the Alt. #2 position. This motion was seconded by Mrs. Schaumburg. Mr. Harrison asked that the motion be amended into two parts. First part including the appointment of Mr. Tranquilli and Mrs. Gallo, and to enter into Executive Session for discussion regarding the appointment of the new member. Mrs. Schaumburg stated she was not in favor of going into Executive Session. Mayor Holt stated Mr. Tranquilli did not even apply for the permanent seat. Discussion followed.

Mrs. Kovach agreed to split her motion, a vote was taken for the first part of the motion, the advancement of Mr. Tranquilli to a permanent seat and the advancement of Mrs. Gallo to the position of Alt.#1.

ROLL CALL: Ayes: De Cleene, Garber, Harrison, Kovach, Schaumburg  
Nays: Holt

A motion was made by Mr. Harrison, seconded by Mrs. Kovach to enter into Executive Session at 9:00 p.m.

Vote 5 Ayes  
1 Nay, Schaumburg  
Motion carried

Mrs. Garber excused herself from the Executive Session due to a conflict of interest. Council returned to the regular Council meeting at 9:15 p.m.

A motion was made by Mr. De Cleene, seconded by Mrs. Kovach, to appoint Eric Trepkau to the seat of Alt. #2 on the Board of Adjustment.

Vote all ayes  
1 Abstention (Garber)  
Motion carried

Mayor Holt thanked everyone in the audience and all the applicants and jokingly reminded everyone of the monthly meeting schedules for the Board of Adjustment, Planning Board and Council meetings. How fortunate the Town is to have so many people work for the good of where we live and the Mayor thanked everyone for that. Mayor Holt explained the purpose of the application is to amass a talent pool and we have certainly accomplished that. We will keep the

applications on file and review them when openings on Boards, Committees and Commissions occur. Mr. Harrison also encouraged residents to attend meetings and that attendance at meetings could be beneficial as to the learning process.

**CLINTON FIRE DEPARTMENT**

Applications have been received from Chief Langston for one junior membership and two full memberships.

A motion was made by Mr. De Cleene, seconded by Mrs. Kovach, to accept the membership of Joshua A. Blampied, 108 ½ Leigh Street as a Junior Member of the Clinton Fire Department.

Vote all ayes  
Motion carried

A motion was made by Mrs. Schaumburg, seconded by Mrs. Garber, to accept the membership of Ryan F. Whittemore, 10 Haver Farm Road, to become a full member of the Clinton Fire Department.

Vote all ayes  
Motion carried

A motion was made by Mrs. Kovach, seconded by Mrs. Schaumburg, to accept the membership of Robert J. Perkins, 34 West Main Street, to become a full member of the Clinton Fire Department.

Vote all ayes  
Motion carried

**CORRESPONDENCE**

1. Notification has been received regarding Planning Board Grants being awarded to the Town for Streetscape Plan and the Bicycle and Pedestrian Plan. The grants were \$10,000 each.
2. New Jersey Department of Transportation requested permission from the Town to conduct nighttime work on the Exit 15 reconstruction. Mayor Holt has contacted DOT for more details such as what, when and why.
3. Correspondence received from Acting Governor Richard J. Codey acknowledging receipt of our Resolution regarding Senior Tax Freeze. It will be given all attention and consideration.
4. Albert Rylak sent a letter of praise to the Parks and Playgrounds Commission for hosting Halloween Eve's firework display. A great time was had by all.
5. Dr. Fraenkel sent a letter of thanks for designating a new handicapped parking spot on Center Street.
6. Correspondence received from Joan Bloomer regarding the Guild Pumpkin Fest. Copies have been forwarded to Clinton Guild President Nicole Gill and Guild member, Walter Hetzel.
7. Confirmation from the State of New Jersey, Department of the Treasury, advising that the Public Agency review conducted with the Town of Clinton is in compliance.
8. State Senator Leonard Lance's office has forwarded a letter from Attorney General Peter Harvey regarding the Alcotest 7110 MKIII.

**REPORTS FROM COUNCIL & TOWN OFFICIALS**

**Robert A. Cutter, PW/Business Administrator**

1. Public Works Department is now picking up leaves in Town. Chipping will resume January 16, 2006.
2. Overnight Parking Ordinance for Snow and Ice removal is in effect beginning November 15 through April 1<sup>st</sup>.
3. Mr. Cutter thanked the Parks and Playgrounds Commission for the years they cleaned up the day following the Town Picnic and Firework display. Mr. Cutter admitted no knowing the amount of debris that was left from the firework display until this year when the Public Works Department handled the clean up.

**Nancy E. Smith, C.F.O.**

1. Parks & Playgrounds Commission has received rave reviews for hosting the Trunk-or-Treat Event at Hunts Mill Park, and the Fall firework display. Approximately 40 cars joined in the fun and everyone, young and old, enjoyed a wonderful night!!

**Councilman De Cleene**

1. Roads Committee – will meet Thursday, November 10 at 10:15 a.m.

**Councilman Harrison**

1. Buildings and Grounds Committee will meet Wednesday, November 9 at 6:15 p.m.
2. Water Committee will meet Wednesday, the 9<sup>th</sup> at 5:30 p.m.

**Councilwoman Kovach**

1. Mrs. Kovach read a Citation to honor Staff Sergeant Jay R. Hunter prepared by United States Senator Jon S. Corzine. Sgt. Hunter recently returned from his 2<sup>nd</sup> tour of duty in Iraqi where he earned a second purple heart. Sgt. Hunter is a Town of Clinton Detective and has been with the Town approximately 6 years.

**Councilwoman Schaumburg**

1. Mrs. Schaumburg asked if electric scooters are against the law? Sgt. Kubinak explained that scooters are against the law to be ridden on streets and sidewalks because they cannot be registered. They may only be ridden on private property.
2. Mrs. Schaumburg congratulated Mrs. Garber on the Hair cut-a-thon fund raiser. This was Mrs. Garber's second fund raiser to benefit the Clinton Fire Department. Mrs. Schaumburg recommends Mrs. Garber to be the next Fire Commissioner for Council.

**Councilwoman Garber**

1. Clinton Guild – Dicken's Days, there will be no Fairy Tale Theater this year.
2. Newsletter Deadline – November 11, 2005.
3. The Hair cut-a-thon held November 5 was another successful fund raiser. Mrs. Garber thanked Denise Reed and her mother for all their help in coming up with the idea and manning the customers. Also, Theresa Biel owner of Arlene's Beauty Shop for allowing them to use her

shop and products. Mrs. Garber thanked stylists Denise Reed, Lori Schaible, Sue Morris, and all the people who made appearances and donations. Also mentioned were Michael Throckmorton and Colby Garber for sweeping up. Mrs. Garber presented the Fire Department Chief, Tim Langston and Assistant Chief, Scott Wintermute with a check in the amount of \$825.00.

**APPROVAL OF OVERTIME & STANDBY PAY:**

A motion was made by Mrs. Kovach, seconded by Mr. De Cleene, to pay the attached list of overtime and standby pay for the period of October 20 – November 2, 2005.

Vote all ayes  
Motion carried

**PAYMENT OF BILLS**

A motion was made by Mrs. Kovach, seconded by Mrs. Garber, to approve the voucher list attached to these minutes.

Vote all ayes  
Motion carried

**ADJOURNMENT:** There being no further business, a motion was made by Mr. De Cleene, seconded by Mrs. Kovach, to adjourn the meeting at 9:40 p.m.

Vote all ayes  
Motion carried

---

Cecilia Covino, RMC/CMC  
Town Clerk

APPROVED BY MAYOR & COUNCIL

---

J. Matthew Holt, Mayor