

Regular Council Meeting
December 23, 2008

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

Flag Salute.

Roll Call: Present – Duffy, Insel, Pender, Shea, Valenta, Mayor Schaumburg
Absent - Ragozine

STATEMENT OF ADEQUATE NOTICE:

Mayor Schaumburg 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 Mr. Pender, seconded by Mr. Shea, to approve the minutes of December 9, 2008 as submitted.

Vote all ayes
1 Abstention (Duffy)
Motion carried

PUBLIC COMMENT

None

MAYOR'S COMMENTS

1. Mayor Schaumburg appointed John Leddy to the Historic Commission at the request of Chairwoman Rosemarie Platt.
2. The Town of Clinton received notification of award of the Safe Routes to School grant in the amount of \$225,000.00. Mayor Schaumburg thanked Laurie Insel for her hard work and dedication in applying for grants. Mrs. Insel explained that this will assist in the engineering portion of the project, beginning at the Clinton House to New Street on Old Highway 22. Mrs. Insel will be applying for the building portion in 2009. As with the Vision Study, affected property owners will be notified and invited to attend meetings pertaining to the project.
3. The Department of Transportation has denied the grant to the Town for the Union Road / Rachel Court Project. A total of \$300,000 would be necessary to do both Projects. Mayor Schaumburg assured Council and audience that letters have been sent to DOT asking them to reconsider, especially because Union Road takes the brunt of of traffic congestion when Route 178 is backed up during the morning commute.
4. Many thanks to Councilman Robert Ragozine for three years of amazing service. As a councilman, he was on the Parks and Playgrounds, Building and Grounds, and other important committees where many things were accomplished. The Mayor, Council and Town are grateful to him for his service.

RESOLUTION #137-08 – YULETIDE FESTIVAL

A motion was made by Mrs. Insel, seconded by Mr. Shea, to adopt Resolution #137-08, approving the consumption of alcoholic beverages at the Yuletide Festival to be held January 17, 2009 between the hours of 6:00 p.m. and 9:00 p.m.

Vote all ayes
Motion carried

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

RESOLUTION TO BE TABLED

Mayor Schaumburg explained there was a resolution on the agenda for the purchase of a Hybrid vehicle to replace an old “gas guzzler” vehicle used by the Sewer Treatment Plant. The money has been encumbered but the vehicle will not be purchased until 2009. At that time, a resolution will be adopted for the purchase of the vehicle.

RESOLUTION #138-08 – LIEN CANCELLATION

A motion was made by Mr. Pender, seconded by Mr. Shea, to authorize the Tax Collector to cancel Lien #2008-5 on Block 23, Lot 11.07 as requested

ROLL CALL: Duffy, Insel, Pender, Shea, Valenta, Mayor Schaumburg

Vote all ayes
Motion carried

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

PUBLIC HEARING OF ORDINANCE #08-19 – AMENDMENT TO LAND USE CODE

Councilwoman Insel, Liaison to the Planning Board, explained the reasoning of amending the OB-1 and OB-2 zone districts of the Land Use Code as to be consistent with the May, 2008 Master Plan. The Planning Board has requested that Council consider assisted living to be permitted in the zone. A letter from Clay McEldowney, PE, LS, PP addressed to Town Planner, Carl Hintz, was read into record and attached hereto. Mr. McEldowney is requesting that Council consider modifying the zone boundary line. Mayor Schaumburg explained that any changes must be addressed by the Planning Board following Mr. Hintz’s opinion.

A motion was made by Mr. Pender, seconded by Mrs. Insel, to open the public hearing of Ordinance #08-19:

ORDINANCE #08-19
AN ORDINANCE OF THE TOWN OF CLINTON
AMENDING THE OB-1 AND OB-2 ZONE DISTRICTS
OF THE LAND USE CODE

Vote all ayes
Motion carried

There being no public comment, a motion was made by Mrs. Insel, seconded by Mr. Pender to close the public hearing.

Vote all ayes
Motion carried

A motion was made by Mr. Pender, seconded by Mr. Shea, to adopt Ordinance #08-19 on second reading.

ROLL CALL: Duffy, Insel, Pender, Shea, Valenta, Mayor Schaumburg

Vote all ayes
Motion carried

Mr. Insel will report back to the Planning Board

REFUND OF CERTIFIED MARRIAGE LICENSE FEE

Clerk/Registrar Covino is requesting permission to refund \$15.00 to Donna Vitiello, the cost of three certified copies of a marriage license. Mrs. Vitiello's son had planned to marry and she pre-paid for the certificates. However, the marriage was cancelled and although the fee of the license cannot be returned, the Clerk would like to return the certified copies of the license fees. A motion was made by Mrs. Insel, seconded by Mr. Shea, to return the monies as requested.

ROLL CALL: Duffy, Insel, Pender, Shea, Valenta, Mayor Schaumburg

Vote all ayes
Motion carried

CORRESPONDENCE

1. Notification received from the State of New Jersey, Council on Affordable Housing, that a waiver has been granted to the Town extending the petition deadline from December 31, 2008 to December 8, 2009.

REPORTS FROM COUNCIL & TOWN OFFICIALS**Councilman Duffy**

1. Fire Department – Attended a training session with the Fire Department and while Chief Wintermute was discussing carbon monoxide detectors and their importance, a call came in. The men responded to the call and found high levels of carbon monoxide. Mr. Duffy stressed how important it is to have the detector in your home.

The Fire Department is having trouble staffing the department due to retirements and men moving away. If anyone knows of people interested in volunteering, request they contact the department.

Mayor Schaumburg stated that Bill Langston, in the audience, has been with the Fire Department for 61 years. Mr. Langston provided the Town with a list of Fire Department men and their years of service. Mayor Schaumburg said proclamations will be prepared to present at the Town Dinner to the many deserving men for their years of dedication. Mr. Langston commented and asked to review the list with the clerk.

Councilman Shea

1. Shade Tree – Happy to announce the Town of Clinton was awarded the Certificate of Approval for successfully completing an approved Community Forestry Management Plan.

Councilwoman Insel

1. The Smart Growth Committee will be joining the Planning Board at the February 3, 2009 meeting to review the results of the TDR study.

Clerk Covino

Nancy Burgess, Water Collector, has been working towards her Clerk certification. Following her test in October, 2008, Nancy passed and received her RMC, Registered Municipal Clerk.

Councilman Pender

1. Board of Health – Rabies Clinic will be held January 17, 2009 from 8:00 a.m. to 11:00 a.m.

Robert A. Cutter, PW/Business Administrator

- 1. Mr. Cutter asked Council to remove Jerry Vogel from the probationary period.
A motion was made by Mrs. Insel, seconded by Mr. Shea, to grant the request as submitted.

Vote all ayes
Motion carried

- 2. The Main Street alleyway, between the Running Shop and Fur Majesty, is in the process of being taken over by the Town. Mr. Cutter is requesting that the Town be given permission to maintain the alley of ice and snow. A motion was made by Mr. Shea, seconded by Mr. Pender, to grant the request.

Vote all ayes
Motion carried

APPROVAL OF STANDBY AND OVERTIME

A motion was made by Mr. Pender, seconded by Mrs. Insel, to approve the standby and overtime pay as submitted for November 28, 2008 through December 11, 2008.

ROLL CALL: Ayes: Duffy, Insel, Pender, Shea, Valenta, Mayor Schaumburg

Vote all ayes
Motion carried

PAYMENT OF BILLS


A motion was made by Mrs. Insel, seconded by Mr. Pender, to approve the voucher list attached to these minutes.

ROLL CALL: Ayes: Duffy, Insel, Pender, Shea, Valenta, Mayor Schaumburg

Vote all ayes
Motion carried

ADJOURNMENT: There being no further business, a motion was made by Mr. Pender seconded by Mrs. Insel to adjourn the meeting at 7:54 p.m.

Vote all ayes
Motion carried



 Cecilia Covino, RMC/CMC

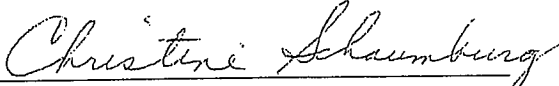
 Christine Schaumburg, Mayor

RESOLUTION # 137-08


WHEREAS, the Code of the Town of Clinton, Chapter 32, Section 7, prohibits consumption of alcoholic beverages in, on, or upon any public street, or land owned or occupied by any federal, state, county or municipal government, or as further explained in the Section 32-7 A through D; and

WHEREAS, alcoholic beverages may be consumed at occasions or events held by bona fide nonprofit organizations or other groups if specifically permitted by resolution of the Mayor and Council; and

THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Town of Clinton, that BYO (Bring Your Own) consumption of alcoholic beverages shall be permitted at the Hunts Mill Park during the Town of Clinton Yuletide Festival to be held on January 17, 2009 between the hours of 6:00 PM and 9:00 PM.


Christine Schaumburg
Mayor

ATTEST:


Cecilia Covino, RMC/CMC
Town Clerk

TOWN OF CLINTON

RESOLUTION # 138-08

WHEREAS, the Tax Collector of the Town of Clinton has been paid \$1,905.66 amount necessary to redeem Tax Sale Certificate #2008-5 on Block 23, Lot 11.07, assessed to Clinton Riverside c/o Ed Goddard, and purchased by Wese Investments, LLC (Wayne Robinson).

NOW THEREFORE BE IT RESOLVED, on this 23rd day of December, 2008 by the Mayor and Council of the Town of Clinton, County of Hunterdon, that the Chief Financial Officer be authorized to issue a check in the amount of \$1,905.66 payable to Wese Investments, LLC c/o Wayne M Robinson, 73 Machenzie Road, Hampton, NJ 08827, upon receipt of the Original Tax Sale Certificate endorsed for cancellation, and

BE IT FURTHER RESOLVED that the Tax Collector be authorized to cancel Lien #2008-5 on Block 23, Lot 11.07, assessed to Clinton Riverside c/o Ed Goddard, from the Town of Clinton Tax Records.



Cecilia Covino, Town Clerk