

Councilman Christenson called the meeting to order at 7:30 p.m.

Flag Salute.

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

**STATEMENT OF ADEQUATE NOTICE:**

Councilman Christenson 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. De Cleene, seconded by Mrs. Kovach, to approve the minutes of March 22, 2005 as submitted.

Vote all ayes  
Motion carried

**APPROVAL OF MONTHLY REPORTS**

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

Administrator’s Report, Clerk’s Account, Cat & Dog Licensing Accounts, Construction Control Account, Fire Office Report, Police Report, Sewer Collector’s Report, Tax Collector’s Report, Water Collector’s Report, Treasurer’s Report, Wastewater Treatment Plant Superintendent’s Report, Zoning Officer/Construction Official Report.

Vote all ayes  
Motion carried

**PUBLIC COMMENT**

Fire Chief, Tim Langston, asked Council to consider the schedule of hanging banners to avoid conflicts.

**MAYOR’S COMMENTS**

Mayor Holt is in Washington D. C., in his absence, Mr. Christenson is running the meeting tonight. Mr. Christenson expressed his thanks to the Department of Public Works and the Clinton Police for their outstanding efforts during and following a recent rain storm.

**PROFESSIONAL AGREEMENT**

A motion was made by Mrs. Kovach, seconded by Mrs. Schaumburg, to accept the Professional Agreement of Joseph Novak, for legal services for the Planning Board for the calendar year 2005.

Vote all ayes  
Motion carried

**PUBLIC HEARING OF ORDINANCE #05-03 – ILLICIT CONNECTIONS**

A motion was made by Mrs. Kovach, seconded by Mr. De Cleene, to open the public hearing on Ordinance #05-03:

ORDINANCE #05-03  
AN ORDINANCE TO PROHIBIT ILLICIT CONNECTIONS TO THE  
MUNICIPAL SEPARATE STORM SEWER SYSTEM  
OPERATED BY THE TOWN OF CLINTON

Vote all ayes  
Motion carried

There being no public comment, a motion was made by Mrs. Kovach, seconded by Mrs. Schaumburg, to close the public hearing.

Vote all ayes  
Motion carried

A motion was made by Mrs. Schaumburg, seconded by Mrs. Kovach, to adopt Ordinance #05-03 on second reading as submitted.

ROLL CALL: Ayes: Christenson, De Cleene, Garber, Kovach, Schaumburg

Vote all ayes  
Motion carried

**PUBLIC HEARING ORDINANCE #05-04 – YARD WASTE COLLECTION**

A motion was made by Mr. De Cleene, seconded by Mrs. Garber, to open the public hearing of Ordinance #05-04 as submitted:

ORDINANCE #05-04  
AN ORDINANCE TO ESTABLISH A YARD WASTE COLLECTION  
AND DISPOSAL PROGRAM IN THE TOWN OF CLINTON

Vote all ayes  
Motion carried

There being no public comment, a motion was made by Mrs. Kovach, seconded by Mrs. Schaumburg, to close the public hearing.

Vote all ayes  
Motion carried

A motion was made by Mrs. Garber, seconded by Mr. De Cleene, to adopt Ordinance #05-04 on second reading as submitted.

ROLL CALL: Ayes: Christenson, De Cleene, Garber, Kovach, Schaumburg

Vote all ayes  
Motion carried

**PUBLIC HEARING OF ORDINANCE #05-05 – PROPER HANDLING OF YARD WASTE**

A motion was made by Mrs. Kovch , seconded by Mrs. Schaumburg, to open the public hearing of Ordinance #05-05 as submitted:

ORDINANCE #05-05  
AN ORDINANCE TO ESTABLISH REQUIREMENTS  
FOR THE PROPER HANDLING  
OF YARD WASTE COLLECTION  
IN THE TOWN OF CLINTON

Vote all ayes  
Motion carried

There being no public comment, a motion was made by Mrs. Schaumburg seconded by Mrs. Kovach, to close the public hearing.

Vote all ayes  
Motion carried

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

ROLL CALL: Ayes: Christenson, De Cleene, Garber, Kovach, Schaumburg

Vote all ayes  
Motion carried

**PUBLIC HEARING – ORDINANCE #05-06 – BRICK PAVERS**

A motion was made by Mr. De Cleene, seconded by Mrs. Kovach, to open the public hearing of Ordinance #05-06 as submitted:

ORDINANCE #05-06  
AN ORDINANCE AUTHORIZING THE USE OF  
RESERVE FOR SIDEWALK FUNDS IN THE  
CAPITAL IMPROVEMENT FUND FOR REPAIR OF BRICK PAVERS

Vote all ayes  
Motion carried

There being no public comment, a motion was made by Mrs. Schaumburg seconded by Mrs. Garber to close the public hearing.

Vote all ayes  
Motion carried

A motion was made by Mrs. Garber, seconded by Mrs. Schaumburg, to adopt Ordinance #05-06 on second reading as submitted.

ROLL CALL: Ayes: Christenson, De Cleene, Garber, Kovach, Schaumburg

Vote all ayes  
Motion carried

**PUBLIC HEARING - ORDINANCE #05-07 – FINES FOR UNLAWFUL WASTE DISPOSAL**

A motion was made by Mrs. Schaumburg, seconded by Mrs. Kovach, to open the public hearing on Ordinance #05-07 as submitted:

ORDINANCE #05-07  
AN ORDINANCE AMENDING CHAPTER 82 OF THE  
CODE OF THE TOWN OF CLINTON  
TO ESTABLISH NEW FINES AND PENALTIES  
FOR VIOLATIONS THEREOF

Vote all ayes  
Motion carried

There being no public comment, a motion was made by Mrs. Kovach seconded by Mrs. Schaumburg to close the public hearing.

Vote all ayes  
Motion carried

A motion was made by Mrs. Garber, seconded by Mrs. Schaumburg, to adopt Ordinance #05-07 on second reading as submitted.

ROLL CALL: Ayes: Christenson, De Cleene, Garber, Kovach, Schaumburg

Vote all ayes  
Motion carried

**DISCUSSION - ENGINE BRAKING**

Mrs. Schaumburg previously asked Council to consider an Engine Braking Resolution, in which the Town would then ask the State of New Jersey to look at the problem of engine braking and to prohibit "Jake Brakes" from operating on State or Federal highways. Mr. Christenson reported that the Environmental Commission has been active in the area of highway noise, especially on Route 78. The Commission is currently in the process of drafting a letter to the State to see if the Town is eligible for some type of remediation. The problem of "Jake Braking" is a nation wide problem. "Jake Brake" is a term used for a specific type of braking system. Council will be prepared to adopt a resolution at the next meeting.

**DISCUSSION - OVERCROWDING**

The topic of Overcrowding was also previously discussed. Mr. Cushing forwarded information to the Mayor and Council for review. The information has now been forwarded to the Planning Board and the Board of Adjustment for their review and input. Mrs. Schaumburg suggested the forming of a sub-committee and representatives from the Boards to discuss the subject for discussion at the next meeting.

**SPECIAL EVENT – FLAG DAY CELEBRATION**

Nicole Gill, President of the Clinton Guild, explained the sentiments of the Guild and their feelings that they have a complete application which was submitted. A motion was made by Mrs. Schaumburg, seconded by Mrs. Kovach, to approve the Clinton Guild's application for a Flag Day celebration as submitted. Mrs. Schaumburg stated that she would discuss the application with Police Chief Matheis.

Vote all ayes  
Motion carried

Mrs. Dena Pender, Clinton Canoe & Kayak, questioned the closing of Lower Center Street and explained that they offered Rylak and Gianos parking area as a holding area before the parade for the safety of children and parents. Mrs. Kovach stated that she liked the idea of closing Lower

Center because the children are running back and forth. Mrs. Kovach felt the closing would be only for a short time, possibly 10 minutes, not one hour. Chief Matheis will be asked to close it for the minimum possible time.

Donald Yeske, Clinton Pharmacy, also stated that he did not want to see Lower Center Street closed due to the fact that by closing the parking lot, access to his Pharmacy would be shut off for deliveries, staff, and health care to patients in need. Donald and Laurie Yeske both requested that they, as well as other residents and business owners, be notified when a street closure or an event such as this, is to take place. Mr. De Cleene agreed that everyone should be notified in advance. Mr. Christenson agreed that it was a valid suggestion, but it should be on the part of the applicant to make the notification.

Nora Klippstein, resident and Scout Leader, made a statement that the real issue is "Patriotism" and she is concerned for the future of this event.

#### **RESOLUTION #57-05 – REDEMPTION OF TAX SALE CERTIFICATE**

A motion was made by Mrs. Kovach, seconded by Mr. De Cleene, to approve Resolution #57-05 which authorizes the Tax Collector to cancel Lien #2003-01 on Block 23, Lot 1 assessed to Abraham and Terese Sherman and to forward the cancelled certificate to Howard Drescher.

Vote all ayes  
Motion carried

#### **CORRESPONDENCE**

1. State of New Jersey, Department of Environmental Protection is requesting additional information be provided to clarify specific issues for the DeMott Pond Project.
2. Correspondence received from Attorney Al Rylak, thanking the Clinton Town Police and Town Workers during the recent flooding event.
3. Hunterdon County Planning Board Dinner, April 28, 2005. The Clinton First Aid and Rescue Squad will be receiving the "Non-Residential or Integrated Use Award". The Squad and the Bank of America will be receiving a plaque.
4. State of New Jersey, Department of Environmental Protection Agency has notified the Town that we will receive the 2005 Clean Communities entitlement of \$4,000.00. Nancy E. Smith explained that a Chapter 159 will be adopted once the funds are received.
5. Hunterdon County Freeholders sent notification of the FY2005 Allocation of Funds for the Hunterdon County Open Space Trust Fund Municipal Grant Program.
6. Once again, Clinton has been named Tree City U.S.A. for 22 consecutive years.
7. Correspondence received from Rick Allen, of Hampton, who is attempting to arrange a bus trip for WWII Veterans from Hunterdon and Warren counties to the World War II Memorial and other historic sites in Washington, D.C. Mr. Allen is seeking donations and any help possible in sending additional busses this year.

#### **REPORTS FROM COUNCIL & TOWN OFFICIALS**

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

1. Buildings and Grounds meeting is scheduled for April 19<sup>th</sup> at 6:00 p.m.
2. Water Committee is scheduled for April 19<sup>th</sup> at 7:00 p.m.
3. Attended Historic Trust Grant Seminar in Medham on Wednesday, April 6, 2005.
4. In accordance with Stormwater Management regulations, the sweeping of roads will take place once a month. Residents may hear the street sweepers going through Town early mornings.

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

1. Senior Citizen Luncheon scheduled for Sunday, May 1<sup>st</sup> at the Rescue Squad Building. Seniors are asked to reply to Nancy Smith.

**Councilman De Cleene**

1. Road Committee met April 5, 2005. The Committee is still waiting to hear from Mr. Tozzi of N.J.D.O.T. regarding the traffic signalization at the corner of Route 173 and Leigh Street intersection.
2. Hunterdon County Engineering Department has submitted updated plans for the Town's review of the Halstead Street Bridge project.
3. 2005 Milling and overlay project for School Street and Foxhill Road is scheduled for this year. Mr. Cutter was authorized to begin the process for these projects.
4. Mr. Cutter is waiting for a "completion schedule" for the remaining work on the Olsen Lane project.

**Councilman Christenson**

1. A reminder that the South Branch Water Shed Clean Up is to be held April 16, 2005. Anyone interested in helping should meet at the bridge at the Red Mill, Clinton House side, at 9:00 a.m.

**Councilwoman Kovach**

1. Mrs. Kovach congratulated Mr. Cutter for his work on the Stormwater Management Plan. Mr. Cutter will present the plan to the Planning Board on May 3, 2005.
2. Highlands Commission will be "taking their show on the road" visiting 7 counties over the next three months. The Commission plans to make a presentation in May to the Warren and Sussex County Freeholders.

**Councilwoman Schaumburg**

1. Rescue Squad is holding a Spring Volunteer Recruiting Program. The Squad is also proud to announce they will be receiving a Planning & Design Award from the Hunterdon County Planning Board at their annual dinner, April 28, 2005.  
An Open House and Building Dedication will be on May 7<sup>th</sup> at 1:00 p.m.  
Attempts to acquire funding from Clinton Township seem to be progressing.  
The next Squad meeting is May 3, 2005 at 7:00 p.m.
2. Congratulations to Mr. Cutter for his fine work on the Stormwater Management Plan.
3. Shade Tree will be have their Arbor Day Ceremony on Friday, April 29<sup>th</sup>. We have received a

Press Release for our local newspaper and include our thanks to Pat Goehe for her years of dedication.

4. Historic Commission met, Rose Marie Platt has been appointed to one of the two open positions. One position remains open.
5. John Palladino, JJ Scoops, wanted to relay his thanks to the Public Works Department and especially, Wayne Smith, Acting Foreman, for having the Beaver Brook cleared out before the storm hit possibly preventing a flooding situation of the Brook.

**Councilwoman Garber**

1. Congratulations once again to Mr. Cutter for his work on the Stormwater Management Plan.
2. Next Newsletter deadline is May 13, 2005.
3. SWAC meeting April 19 at 7:30 p.m. at the North Branch of the Hunterdon County Library on Halstead Street.
4. Clinton Guild's next meeting April 20<sup>th</sup> at 6:30 p.m. at the Holiday Inn.

**Clerk Covino**

Expressed her thanks to the Mayor and Council for permitting her to attend the Municipal Clerk's Spring Conference. Earned 6 ceu's towards her certification and gained information regarding Liquor Licenses, Elections, Purchasing and Legislative Updates.

**APPROVAL OF OVERTIME & STANDBY PAY:**

A motion was made by Mr. De Cleene seconded by Mrs. Schaumburg to pay the following overtime and standby pay for the period of March 10 – March 23, 2005.

<u>Public Works Department</u>	<u>Standby &amp; Lead Op</u>	<u>B &amp; G Roads</u>	<u>Water</u>	<u>Sewer</u>
Peter Bross	--	2 ot	--	--
David Burdge	8 sb	--	6 ot	--
Michael Cobb	--	--	--	--
Howard Deemer	--	2 ot	--	--
Arthur Dysart	8 sb	4 ot	6 ot	--
John Giordano	--	--	--	--
George Moore	--	--	--	--
Robert Niezgoda	--	--	--	3 ot
Roger Plaisted	--	--	--	--
Jeff Reed	8 sb	--	--	6 ot
Wayne Smith	--	4 ot	--	--
Donald Tharp	8 sb	--	--	6 ot
David Zyck	--	--	--	--

<u>Police Department</u>	<u>Hours</u>	<u>Jobs</u>
Sgt.Cory Kubinak	3 ot	--

Ptl. Jay Hunter	2 ot	--
Ptl. Leon Cohen	13 ot	--
Ptl. Jeffrey Glennon	--	--
Ptl. James Crilly	--	--
Ptl. Tim McGuire	8 ½ ot	--
Ptl. Matt Thompson	1 ot	--
Ptl. James Kramer	--	--
Ptl. Ryan Garbolino	--	--

**APPROVAL OF OVERTIME & STANDBY PAY:**

A motion was made by Mr. De Cleene seconded by Mrs. Schaumburg to pay the following overtime and standby pay for the period of March 24 – April 6, 2005.

<u>Public Works Department</u>	<u>Standby &amp; Lead Op</u>	<u>B &amp; G Roads</u>	<u>Water</u>	<u>Sewer</u>
Peter Bross	8 sb	3 ot	6 ot	--
David Burdge	--	--	--	--
Michael Cobb	--	--	--	--
Howard Deemer	--	--	--	--
Arthur Dysart	4 sb	3 ot	3 dt	--
John Giordano	--	--	--	--
George Moore	--	--	--	--
Robert Niezgoda	12 ot	--	--	7ot/3dt
Roger Plaisted	--	--	--	--
Jeff Reed	8 sb	--	--	24 ½ ot
Wayne Smith	8 sb	9 ot	9 ot	--
Donald Tharp	--	--	--	10 ½ ot
David Zyck	--	--	--	--

<u>Police Department</u>	<u>Hours</u>	<u>Jobs</u>
Sgt. Cory Kubinak	--	--
Ptl. Jay Hunter	6 ot	--
Ptl. Leon Cohen	4 ½ ot	--
Ptl. Jeffrey Glennon	--	--
Ptl. James Crilly	3 ot	--
Ptl. Tim McGuire	12 ot	--
Ptl. Matt Thompson	4 ot	--
Ptl. James Kramer	10 ot	--
Ptl. Ryan Garbolino	1 ot	--

**PAYMENT OF BILLS**

A motion was made by Mrs. Garber, seconded by Mrs. Kovach 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 Mrs. Kovach, seconded by Mr. De Cleene, to adjourn the meeting at 8:35 p.m.

Vote all ayes  
Motion carried

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Cecilia Covino, RMC/CMC  
Town Clerk

APPROVED BY MAYOR & COUNCIL

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Richard W. Christenson, Councilman