

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

Flag Salute.

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

**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. Schaumburg, seconded by Mr. Christenson, to approve the minutes of April 12, 2005 as submitted.

Vote all ayes  
2 Abstentions (Pendergast, Holt)  
Motion carried

**PUBLIC COMMENT**

Dena Pender, Clinton Canoe and Kayak, announced that Saturday, April 30, 2005 is the Annual Fishing Derby at DeMott Pond, rain or shine. The pond has been stocked and the signs posted. Everyone is welcome to attend.

Patrick McGuire, Center Street, posed a question of a legal nature to Council and Attorney. Mr. McGuire explained that he attempted to deliver a letter to Board of Adjustment Secretary, Allison McGinley, and she stated that due to a new policy of the Board, that she could not accept it and pass it on to Board members. Ms. McGinley also stated that a person would have to appear in person to make any statements. Jack Harrison, member of the Board of Adjustment and Planning Board, explained that the Board of Adjustment is a quasi-judicial board. The Governing Body does not make the rules for the Planning Board or the Board of Adjustments and they have no jurisdiction over the boards. Mr. Cushing agreed with Mr. Harrison’s explanation and further explained that when people appear at a meeting and make a statement, that the person is sworn in to give testimony and allowed to be cross examined by professionals.

Mr. McGuire also asked if a letter was mailed to the Board Secretary to be distributed, can it be intercepted? Mr. Cushing explained that the situation is similar and letters should not be mailed to Board members regarding applications. The person should appear in person to state concerns.

**MAYOR’S COMMENTS**

1. Hunterdon County Municipal Officers Association will be having their meeting at Raritan Valley Community College on Wednesday, May 11, 2005. Anyone interested in attending should respond to the Clerk.
2. Mayor Holt explained the reason he missed the April 26, 2005 Council meeting was due to the fact he was in Washington, D.C. for business. During his trip, Mayor Holt met with many State officials and Congressman Ferguson. He discussed the grant application the Town

submitted for our Fire and Rescue Squad and hopes he may have helped our chances of being recognized.

3. Arbor Day Celebration will be held on Friday, April 29<sup>th</sup> at 10:00 a.m. The tree closest to the Grandin Library will be replaced. Mr. Cutter thanked Don Goehle for removing the vines that were climbing through the tree. Former Mayor, Allie McGaheeran, will preside over the ceremony which will also include the Third Graders from Clinton Public School. Mayor Holt read the Proclamation proclaiming Friday, April 29, 2005 Arbor Day in the Town of Clinton.

**RESOLUTION #58-05 – ENGINE BRAKING**

A motion was made by Mrs. Kovach, seconded by Mr. De Cleene, to adopt Resolution #58-05 which will be sent to Acting Governor Codey, Senator Lance, Assembly members, NJDOT, the League of Municipalities and all municipalities in the State of New Jersey.

Vote all ayes  
Motion carried

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

**RESOLUTION #59-05 – SENSUS METERING SYSTEMS**

Mr. Cutter explained that Sensus Metering Systems is the company the Town of Clinton Water Company has been using for years to determine customer water consumption. A motion was made by Mr. Christenson, seconded by Mrs. Pendergast, to adopt Resolution #59-05 as submitted.

Vote all ayes  
Motion carried

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

**OVERCROWDING DISCUSSION**

A Committee has been established to discuss the Overcrowding Ordinance. Mayor Holt, Messrs. Wiant, Ragozine, De Cleene, and Mrs. Schaumburg have met and will be reaching out to Mr. Cushing for further clarification.

**PROFESSIONAL AGREEMENT**

A motion was made by Mrs. Pendergast, seconded by Mr. De Cleene, to accept the Professional Agreement of William J. Caldwell, Attorney for the Board of Adjustment.

Vote all ayes  
Motion carried

**SPECIAL EVENT & BANNER REQUEST**

Council is in receipt of a Special Event and Banner request for the Hunterdon Rubber Duckie Race, sponsored by the Clinton Sunrise Rotary. Proceeds donated to the American Cancer Society. The event is to be held July 10, 2005 at the Clinton Main Street Bridge. A motion was made by Mrs. Schaumburg, seconded by Mrs. Pendergast to grant the event request and the banner to be hung June 25 through July 10, 2005.

Vote all ayes  
1 Abstention (Holt)  
Motion carried

The second Special Event request of the Clinton Sunrise Rotary is to sponsor Sprintin' Clinton, July 10, 2005 from 6:30 p.m. to 8:00 p.m. A motion was made by Mr. De Cleene, seconded by Mrs. Schaumburg, to grant the request as submitted.

Vote all ayes  
1 Abstention (Holt)  
Motion carried

**SPECIAL EVENT – LAKEVIEW BLOCK PARTY**

Council is in receipt of a Special Event application for a block party to be held on Lakeview Avenue. The request is to have Lingert and Kinter closed to thru traffic from 12:00 p.m. to 12:00 a.m. Residents will be able to come and go from their homes. All neighborhood residents will be notified by fliers. Chief Matheis stated there are no concerns with this event, it has been held for 5 years. A motion was made by Mr. Christenson, seconded by Mrs. Pendergast, to approve the event as submitted.

Vote all ayes  
Motion carried

**FILM PERMIT – CLINTON GUILD**

The Clinton Guild is requesting permission to film a promotion of the Main Street Shopping District. The filming is scheduled for April 28, 2005, beginning approximately 3:00 p.m. to 5:00 p.m. Chief Matheis discussed the filming with Guild members and does not expect any effects on traffic or safety in any way. Chief Matheis will be assigning one officer to the site to ensure filming goes smoothly. The Guild has also requested the fee be waived. A motion was made by Mr. De Cleene, seconded by Mrs. Kovach, to approve the filming request and to waive the filming permit fee.

Vote all ayes  
Motion carried

**INTRODUCTION OF ORDINANCE #05-08 – VARIOUS ROAD PROJECTS**

A motion was made by Mr. De Cleene, seconded by Mrs. Garber, to approve Ordinance #05-08 on first reading as submitted.

ORDINANCE # 05-08  
AN ORDINANCE AUTHORIZING THE USE OF CAPITAL  
IMPROVEMENT FUNDS FOR THE MILLING AND OVERLAY  
OF VARIOUS ROADS, AND APPROPRIATING THE SUM OF  
\$50,000.00 FROM THE RESERVE FOR ROAD IMPROVEMENTS  
FUND WITHIN THE CAPITAL IMPROVEMENT FUND

Vote all ayes  
Motion carried

A notice of this Ordinance will be published in the Hunterdon Review on May 4, 2005. The public hearing will be held May 24, 2005.

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

**HVAC CONTRACT – MUNICIPAL BUILDING**

A motion was made by Mr. Christenson, seconded by Mrs. Schaumburg, to award the H.V.A.C. Service contract for 2005-2006 to METZ COMPANY, of Easton, Pennsylvania for service to system at the Municipal Building.

Vote all ayes  
Motion carried

**HVAC CONTRACT – W.W.T.P.**

A motion was made by Mr. Christenson, seconded by Mrs. Pendergast, to award the H.V.A.C. Service contract for 2005-2006 to METZ COMPANY, of Easton, Pennsylvania for service to system at the Wastewater Treatment Plant.

Vote all ayes  
Motion carried

**KUSANT ELECTRIC – ELECTRICAL PREVENTIVE -MAINTENANCE AGREEMENT**

Mr. Cutter explained the need of naming an electrician for emergency work. Several recommendations have been received for Kusant Electric and Mr. Cutter recommended they be named for preventive electrical maintenance. The following are the proposed rates:

Hourly rate for regular calls.....\$65.00 per hr. per man  
Hourly rate for emergency calls..... \$90.00 per hr. per man

A motion was made by Mr. Christenson, seconded by Mrs. Pendergast, to name KUSANT ELECTRIC, INC. as electrician as requested.

Vote all ayes  
Motion carried

**SAMUEL STOTHOFF CO., INC. – WELL AND PUMP EMERGENCY MAINTENANCE**

Mr. Cutter recommended Samuel Stothoff Co., Inc. of Flemington be awarded the Well and Pump Emergency Maintenance Agreement. Proposed terms are as follows:

1 man to inspect, trouble shoot and repair as needed..... per hr. .... \$85.00  
2 men and pump pulling rig to pull, inspect and repair as needed..... per hr.....\$145.00  
If required 22 ton crane & operator in addition to above..... per hr.....\$100.00

A motion was made by Mrs. Pendergast, seconded by Mr. Christenson, to award the Maintenance Agreement to SAMUEL STOTHOFF, CO., INC. as requested.

Vote all ayes  
1 Abstention (Holt)  
Motion carried

**RESOLUTION #60-05 – CLICK IT OR TICKET**

A motion was made by Mrs. Kovach, seconded by Mrs. Garber, to adopt Resolution #60-05 supporting the “Click it or Ticket” program for 2005.

Vote all ayes  
Motion carried

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

**CORRESPONDENCE**

1. A letter received from Attorney Al Rylak thanking the Clinton Police Department and Public Works for their outstanding performance during the last flooding situation in Town.
2. Attorney Rylak, referring to himself as “a crotchety old man” forwarded a second letter to the Town regarding lighted signs on Old Route 22. Mayor Holt explained that the Sign Committee is currently addressing some of the signage issues in Town. Rob Ragozine,

Chairman of the Sign Committee, said the Committee is reviewing the requirements on the hours lighted signs are permitted.

3. Notification from the State of New Jersey advising the Town of Clinton was not selected for for Statewide Livable Communities Capital Improvement Program.
4. Voorhees High School has submitted the name of the eligible student for the "Clinton Good Kid Award".
5. Union Township is holding a Cross Acceptance Report Meeting on Wednesday, May 4, 2005 at 7:30 p.m.
6. Clinton Public School thanked Chief Matheis for allowing Detective Jay Hunter to attend Career Day on April 19<sup>th</sup> and for the exceptional presentation he gave the students.
7. The North Hunterdon - Voorhees Regional High School District is in the process of scheduling a meeting of the 12 sending districts to debate and make recommendations to the High School due to the fact that the school budget was voted down. Mayor Holt, Councilwomen Kovach and Schaumburg are planning to attend with Mr. Lou Pennucci, School Board Member and resident of Clinton Town.

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

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

1. Thank you to the Environmental Commission for distributing pamphlets on "Stormwater Pollution" guidelines on River Clean Up Day, April 16. Pamphlets will also be distributed at the Fishing Derby on April 30<sup>th</sup>.
2. The Public Works Department has been busy getting the ball fields ready for the season. They re-groomed the fields which will eliminate much of the hand work.
3. Olsen Lane project is being completed, paving will take place Thursday, April 28.
4. Mrs. Bleck's class will be undertaking a Spring project, painting the inlet heads.

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

1. Received information from the Division of Taxation that there will be a combined form for the filing of the Homestead Rebate and Property Saver Form.
2. Thank you for the beautiful vase commemorating 30 years with the Town of Clinton which was presented at the Town Awards Dinner, April 16<sup>th</sup>.

#### **Councilman De Cleene**

No report.

#### **Councilwoman Pendergast**

1. A request presented to the Parks and Playgrounds Commission for a Dog Park at Hunts Mills Park is not possible due to the area being in a flood plain. This Park would not be able to be fenced in and the Commission is looking into other areas for possibilities.

2. Senior Luncheon is May 1, 2005 at the Clinton First Aid & Rescue Squad Building.
3. Town Picnic date has been changed to July 16, 2005.

**Councilman Christenson**

1. Water Committee discussed hiring a hydro-geologist to complete a draw-down study on Well 15 before it can become operational.
2. Committee also agreed to have an upgrade to the computer hardware and software.
3. South Branch Water Shed Clean Up was held April 16, 2005, attendance was disappointing. Even more disappointing was that Rolling Hills Girl Scout Council directed scouts not to participate in the clean up in fear of coming in contact with foreign objects.

**Councilwoman Kovach**

1. COAH Committee met and decided to retain Planner, Carolyn Neighbor of Schoor Depalma. Ms. Neighbor is working on the Housing Element and is scheduled to have it ready for mid-May.
2. New Jersey Highlands Council will meet on May 23, 2005 at Warren County Community College from 3:30 until 6:30 p.m. The Hunterdon and Warren Freeholders will be making a presentation at the May 19<sup>th</sup> meeting of the Highlands Council.

**Councilwoman Schaumburg**

1. Clinton First Aid & Rescue Squad will be holding their Open House on May 7<sup>th</sup> at 1:00 p.m. Their next meeting is May 3<sup>rd</sup>.
2. Historic Commission will be attending the next Buildings and Grounds meeting on May 18 to discuss 47 Leigh Street.

**Councilwoman Garber**

1. 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 was attended by Mrs. Garber and Mr. Cutter. There will be no increase in tipping fees this year.
4. A few upcoming events hosted by the Guild are the Pansy Fest/Garden Party April 30<sup>th</sup> and May 1<sup>st</sup>. There will also be a bird house decorating contest and window decorating contest. There will be Broadway dancers in the area of Tomato Café and a band performing in the empty lot next to Heartstrings and the Toy Store. The Guild is also planning a Harry Potter Weekend, July 15 – July 17. Clinton Guild's next meeting is May 17 at 7:30 p.m. at the Holiday Inn.
5. Congratulations to Nicole Gill, owner of Dani & Jonny's, for opening Dani and Jonny's Cappucino in High Bridge. The Grand Opening is Thursday April 28<sup>th</sup> from 7:00 to 9:00 p.m.

6. Thank you to Art Dysart of the Public Works Department, for painting the signs hanging from the Town of Clinton sign in front of the Municipal Building displaying the time of Council, Board of Adjustment and Planning Board meetings. Mrs. Garber presented Mr. Dysart with a gift certificate.

**Mayor Holt**

1. Hunterdon County Open Space Director, Kevin Richardson, will be contacted to try to arrange his attendance at a Council Meeting in May.

**APPROVAL OF OVERTIME & STANDBY PAY:**

A motion was made by Mrs. Schaumburg, seconded by Mrs. Garber to pay the following overtime and standby pay for the period of April 7 – April 20, 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	--	--	--	--
David Burdge	--	--	--	--
Michael Cobb	--	--	--	--
Howard Deemer	8 sb	--	6 ot	--
Arthur Dysart	8 sb	--	6 ot	--
John Giordano	--	--	--	--
George Moore	--	--	--	--
Robert Niezgoda	8 sb	--	--	6 ot
Roger Plaisted	--	--	--	--
Jeff Reed	--	--	--	--
Wayne Smith	--	--	--	--
Donald Tharp	8 sb	--	--	9 ot
David Zyck	--	--	--	--

<u>Police Department</u>	<u>Hours</u>	<u>Jobs</u>
Sgt. Cory Kubinak	--	--
Ptl. Jay Hunter	3 ot	--
Ptl. Leon Cohen	4 ot	--
Ptl. Jeffrey Glennon	--	--
Ptl. James Crilly	3 ot	--
Ptl. Tim McGuire	6 ot	--
Ptl. Matt Thompson	--	--
Ptl. James Kramer	8 ot	--
Ptl. Ryan Garbolino	--	--

**PAYMENT OF BILLS**

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

Vote all ayes  
Motion carried

**EXECUTIVE SESSION**

A motion was made by Mayor Holt, seconded by Mrs. Schaumburg, to enter into Executive Session to discuss matters of Personnel and ongoing litigation., 8:35 p.m.

Vote all ayes  
Motion carried

A motion was made by Mrs. Schaumburg, seconded by Mrs. Pendergast to return to the regular meeting to adjourn.

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 9:20 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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J. Matthew Holt, Mayor