

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

Flag Salute.

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

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. Duffy, seconded by Mrs. Valenta to approve the minutes of July 27, 2010 as submitted.

Vote all ayes
2 Abstentions (Insel, Schaumbrug)
Motion carried

APPROVAL OF MONTHLY REPORTS – JULY

A motion was made by Mr. Pender, seconded by Mr. Pendergast, to accept the Monthly Reports for the month of July as submitted.

Buildings and Grounds Foreman’s Report, Clerk’s Account, Cat & Dog Licensing Accounts, Construction Control / Inspection Report, Road Foreman’s Report, Sewer Collector’s Report, Tax Collector’s Report, Water Collector’s Report, Treasurer’s Report, Wastewater Treatment Plant Superintendent’s Report, Zoning Officer’s Report.

Vote all ayes
Motion carried

PUBLIC COMMENTS

Whitney Wetherill, 36 West Main Street, questioned the water lying in front of the Clinton House. Clerk advised Council and the audience that the Water Department just went out to survey the problem this morning and spoke to the owner. Water is coming from the rear of the building, from the air conditioning unit and also from the water softener in the basement. The owner was planning on having someone come out to see how the problem of the water can be redirected or empty directly into the storm drain.

Deborah Gallagher, 31 Center Street, came before Council to voice her feelings about the music being played every Friday and Sunday sponsored by the Merchants Guild. Mrs. Gallagher said that amplified music is unreasonable, disturbing and an annoyance to the residents of Center Street. Mayor Schaumburg suggested to Mrs. Gallagher to call the police when the music is being played and it is up to the discretion of the officer to make a determination. Mrs. Gallagher asked Council to reconsider the request before Council this evening for a five minute Street Dance on Main Street where the Police would have to close Main for this brief period.

The matter of music has been discussed previously, it was thought the guild would use acoustic music at the corner of Center Street where bands played. Mayor Schaumburg suggested the residents contact Freeholder Holt and ask him to have the Freeholders reconsider permitting music at the site in question.

Chief Matheis explained that the ordinance refers to unnecessary or unreasonable noise but that would pertain to the time of day. There is no reference to noise decibels in the ordinance. Mrs. Gallagher asked Council to revisit the relationship between the Guild and the Town officials.

Cindy Sauerwald, 38 Center Street, also came to voice her opinions of the music and stated that her windows shake from the music being so loud. Ms. Sauerwald questioned the amount of money the Guild spends on these bands and how much business do they think actually comes from these music events. Ms. Sauerwald pleaded for acoustical music, please. Mayor Schaumburg said she does not police the Guild and has zero authority over them but agrees with acoustical music. Whitney Wetherwill, 36 West Main Street, said the music is played on Fridays from 7 – 9 pm and Sundays, once a month from 2 – 4 pm.

Councilwoman Insel asked Councilwoman Valenta, liaison to the Guild, to speak to them and ask for a good will effort to be good neighbors with residents. The next Guild Board meeting is Thursday, August 12, 2010 at 8:30 a.m. Mrs. Valenta will be attending, and it is open to the public. Residents can voice their opinions to the Guild. Councilwoman Insel said she may also attend the meeting briefly on Thursday morning as well as Councilman Pendergast.

Frank Gallagher, 31 Center Street, suggested that Council and the Attorney review Ordinance 101 and consider tightening the wording. Mr. Cushing explained that the ordinance was prepared in accordance with State regulations and agreed with the police department's enforcement and interpretation of the existing ordinance.

PUBLIC HEARING OF ORDINANCE 10-10 – AMENDMENT TO RECYCLING ORDINANCE

Hunterdon County Solid Waste and Advisory Council has amended the ordinance to include additional items. All municipalities in the County must include the mandatory items. A motion was made by Mrs. Insel, seconded by Mr. Pendergast, to open the public hearing on Ordinance #10-10:

ORDINANCE #10-10

AN ORDINANCE OF THE TOWN OF CLINTON, IN THE COUNTY OF HUNTERDON,
STATE OF NEW JERSEY, AMENDING CHAPTER 109 TO INCLUDE NEW HUNTERDON
COUNTY RECYCLING REQUIREMENTS

Vote all ayes
Motion carried

There being no public comment, a motion was made by Mr. Pendergast, seconded by Mrs. Insel, to close the public portion of the meeting.

Vote all ayes
Motion carried

A motion was made by Mr. Pendergast, seconded by Mr. Duffy, to adopt Ordinance #10-10 as presented.

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

Vote all ayes
Motion carried

RED MILL MUSEUM VILLAGE – PERMIT WAIVER REQUEST

The Red Mill Museum Village requested a fire permit waiver that was issued for an event at the Museum. The permit fee is \$42.00. A motion was made by Mr. Duffy, seconded by Mrs. Insel, to approve the request.

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

Vote all ayes
Motion carried

RESOLUTION # 122-10 – CANCELLATION OF TAX LIEN

A motion was made by Mr. Pendergast, seconded by Mrs. Valenta, to adopt Resolution #122-10 authorizing the Tax Collector to cancel Lien on #2008-2 on Block 6, Lot 12.

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

Vote all ayes
Motion carried

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

RESOLUTION #123-10 – PROPERTY TAX REFORM – tabled

Mayor Schaumburg explained that changes may be made to this Resolution and suggested that it be tabled at this meeting.

RESOLUTION # 124-10 – APPOINTMENT OF ACTING ADMINISTRATOR

A motion was made by Mr. Pendergast, seconded by Mr. Pender, to adopt Resolution #124-10 appointing Police Chief Matheis as Acting Administrator while Administrator, Robert A. Cutter is on vacation.

Vote all ayes
Motion carried

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

RESOLUTION #125-10 – CHAPTER 159

A motion was made by Mr. Pendergast, seconded by Mrs. Insel, to adopt Resolution #125-10 which will allow for the insertion of grant funds received from the Hunterdon County Open Space Trust Fund.

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

Vote all ayes
Motion carried

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

RESOLUTION #126-10- ALUM BID AWARD

Paul Klitsch, Wastewater Treatment Plant Superintendent, has recommended that the bid for Liquid Alum be awarded to General Chemical Performance Products, LLC of Parsippany, New Jersey, bid amount of \$0.7884 effective August 15, 2010 for the contract period of one year.

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

Vote all ayes
Motion carried

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

RESOLUTION #127-10 – AWARD CONTRACT FOR REPAIRS TO CLARIFIER #2

A motion was made by Mrs. Insel, seconded by Mr. Pendergast to award the contract for the repairs to Clarifier No. 2 within the Town of Clinton contingent upon approval by the Town Attorney.

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

Vote all ayes
Motion carried

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

RESOLUTION #128-10 – NJDOT GRANT APPLICATION

Town Engineer, Robert Clerico, is preparing for the grant application submission to New Jersey Department of Transportation for the East Main Street Improvement Project. A motion was made by Mr. Pender, seconded by Mr. Pendergast, to authorize the grant application identified as MA-2011 – Clinton Town-00594 to the NJDOT on behalf of the Town of Clinton be submitted.

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

Vote all ayes
Motion carried

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

RESOLUTION #129-10 – NJDOT GRANT APPLICATION

Mrs. Insel explained that this application was to complete the lighting, benches and sidewalk project on Main Street, Leigh, and Lower Center Streets Transportation Enhancement Project. A motion was made by Mr. Pender, seconded by Mrs. Valenta, authorizing the submission of grant application MA-2011-Clinton Town-00603.

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

Vote all ayes
Motion carried

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

SPECIAL EVENT APPLICATION – CLINTON GUILD

In continuation of the Public Session earlier this evening, Council addressed the application of the Clinton Guild to stop traffic on Main Street in front of Dora's Restaurant on Friday night, August 20, 2010 from 8:00 p.m. to 8:05 p.m. Mr. Gallagher, 31 Center Street, asked Council to consider coming to an agreement with the Guild about the music situation before approving their request. A brief discussion was held. The Guild Board meeting is scheduled for Thursday, August 12, @ 8:30 a.m. Mr. Hetzel said it is open to the public. A few Council members will attend to express their concerns and ask for their consideration to be good neighbors. A motion was made by Mr. Pender, seconded by Mr. Duffy, to approve the request for the Street Dance.

Vote all ayes
Motion carried

HIRING OF SUBSTITUTE CROSSING GUARD

Police Chief, Brett Matheis, requested a substitute crossing guard be hired. Chief Matheis recommends Lisa Bush of Glen Gardner, be hired at the current guard rate of pay of \$19.13 per hour. A motion was made by Mrs. Valenta, seconded by Mrs. Insel, to hire Lisa Bush as a substitute crossing guard.

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

Vote all ayes
Motion carried

TURN THE TOWNS TEAL, INC.

September has been designated as National Ovarian Cancer Awareness Month. Turn the Towns Teal is a campaign to create awareness of ovarian cancer and its symptoms. It consists of volunteers tying ribbons on trees and street poles for the month of September. Jane B. MacNeil, President, is requesting permission from the Mayor and Council to tie the ribbons around Town. Mayor Schaumburg recommends that the ribbons be taken down promptly at the end of the month. A motion was made by Mr. Pendergast, seconded by Mrs. Insel, to approve the request to tie the ribbons on poles with the recommendation of Mayor Schaumburg.

Vote all ayes
Motion carried

WATER REFUND

Nancy Burgess, Water collector, is recommending a refund of \$19.02 to William Conway. A motion was made by Mrs. Valenta, seconded by Mr. Duffy, to approve the refund of requested.

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

Vote all ayes
Motion carried

CORRESPONDENCE

1. Rita G. Huck, of Clinton, wrote to express her delight in dealing with the Police, Fire, Water and Tax Collector Department.
2. Hunterdon Helpline sent a thank you for the Town's donation of \$100.00.
3. Chief Matheis received a thank you from Ellen Lerchbacker from the Evangel Church in Clinton, expressing her appreciation and that of members of the congregation for the service provided by the Clinton Police.

REPORTS FROM COUNCIL & TOWN OFFICIALS

Councilman Pendergast

1. Rescue Squad has been gaining members steadily, 41 to date for 2010. The Squad is interested in joining with the Police and Fire in whatever activities are planned for a 9/11 remembrance at the Town Picnic on September 11, 2010.
2. Emergency Services Foundation – the last meeting was cancelled by President Harrison; it appears that the organization is now defunct.

Councilman Duffy

1. Clinton Fire Department is attempting to work closer with Annandale Fire Company on Beaver Avenue. Due to the close proximity, it would be beneficial to both companies to improve response times and coverage.

APPROVAL OF STANDBY AND OVERTIME

A motion was made by Mr. Duffy seconded by Mrs. Insel to approve the standby and overtime pay as submitted for July 23, 2010 through August 5, 2010.

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

Vote all ayes
Motion carried

Councilwoman Insel

1. Smart Growth meeting will not be held in August, next meeting in September. Waiting to talk to Carl Hintz.
2. Grants have been applied for through New Jersey Department of Transportation, the sidewalks should be starting in the next few weeks.
Attended a session regarding Historical grants.

Clerk Covino

1. Requested permission of Mayor and Council to have the Town of Clinton Code Book available on line. Council and Attorney Cushing all agreed it would be a great benefit to the Town.
2. Town Dinner - Clerk suggested to Council that an afternoon event at the Community Center may be a nice choice to have a volunteer and employee appreciation dinner in a more "low key" manner. Clerk will look into dinner possibilities and dates.
3. There is nothing on the agenda for August 24 except for the payment of bills. Mayor Schaumburg suggested canceling the meeting and only look for a quorum to pay bills. The meeting will be scheduled for the morning of August 24 at 8 am. It may be an electronic meeting where council can call in using a speakerphone.

Councilwoman Valenta

1. Clinton Guild – next Board meeting of the Guild is Thursday, August 12 at 8:30 a.m.
Top of their agenda is MUSIC!

Police Chief Matheis

The Clinton Mills Dam and Dike project is back into operation. Adamsville Maintenance is the contractor and is doing a very professional job.

PAYMENT OF BILLS

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

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

Vote all ayes
Motion carried

**RESOLUTION #130-10 - EXECUTIVE SESSION – Personnel, Potential Litigation,
Contract Negotiations**

A motion was made by Mr. Pendergast, seconded by Mrs. Valenta, to enter into Executive Session to discuss matters of personnel, potential litigation and contract negotiations at 8:25 p.m.

Vote all ayes
Motion carried

A motion was made by Mrs. Insel, seconded by Mr. Duffy, to come out of executive session at 8:57 p.m. and return to the regular Council Meeting in order to adjourn.

Vote all ayes
Motion carried

ADJOURNMENT: There being no further business, a motion was made by Mrs. Insel seconded by Mr. Duffy, to adjourn the meeting at 8:58 P.M.

Vote all ayes
Motion carried

Cecilia Covino, RMC/CMC
Town Clerk

Mayor Christine Schaumburg