

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

Flag Salute.

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

STATEMENT OF ADEQUATE NOTICE:

Councilman Pendergast 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. Duffy to approve the minutes of September 14, 2010 as submitted.

Vote all ayes
2 Abstentions (Valenta and Shea)
Motion carried

PUBLIC COMMENT

Whitney Wetherill, 36 West Main Street, commented on the way garbage is being picked up by the new garbage hauler, Premier Disposal. Premier took over from Kasper Disposal in September, 2010. Mr. Pendergast asked if there was recycling in the trash, Premier has been advised not to pick up recycling in regular garbage. Mr. Cutter is arranging a meeting with Premier to review details.

Ms. Wetherill stated that the Clinton House still has water laying in front of the restaurant in the gutters. Dave Burdge, Water Foreman, visited the owner, Mr. Gialias, and found that run off from the mountain behind the building, the air conditioners and the sump pump, all empty into the gutters. When asked if there was a solution, Ms. Wetherill was told that Wayne Smith, Road Foreman, will be asked to visit Mr. Gialias again.

MAYOR’S COMMENTS

None

RESOLUTION #141-10 – DISCHARGE OF MORTGAGE – Werremeyer to Abelman

A motion was made by Mrs. Insel, seconded by Mr. Shea, to adopt Resolution #141-10 authorizing the Mayor to execute a Discharge of Mortgage given by Lynsey Werremeyer to the Town of Clinton. The unit has been sold to Alanna K. Abelman.

Vote all ayes
Motion carried

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

RESOLUTION #142-10 – BOYB CLINTON TOWN BBQ

A motion was made by Mr. Shea, seconded by Mr. Pender, to adopt Resolution #142-10 as submitted:

RESOLUTION # 142-10

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 Clinton Community Center at the Town of Clinton Bar-B-Que to be held on Sunday, October 3, 2010 between the hours of 2:00 PM and 5:00 PM.

Vote all ayes
Motion carried

RESOLUTION #143-10 – APPOINTMENT OF ACTING ADMINISTRATOR

A motion was made by Mrs. Valenta seconded by Mr. Shea, to adopt Resolution #143-10 as submitted:

**RESOLUTION # 143 -10
APPOINTMENT OF ACTING ADMINISTRATOR**

WHEREAS, Section 4-8 of the Code Book of the Town of Clinton was amended November 24, 2009 to grant the Mayor and Council the authority to appoint an official or employee as Acting Administrator in the absence of the Public Works/Business Administrator; and

WHEREAS, Robert A. Cutter, PW/Business Administrator is on vacation from Monday, September 27 to Monday, October 4, 2010, and

WHEREAS, the Police Chief, R. Brett Matheis, is capable of handling the duties and responsibilities of the PW/Business Administrator,

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council appoint Police Chief Matheis as Acting Administrator until the return of Robert A. Cutter.

Vote all ayes
Motion carried

RESOLUTION #144-10 – AWARD OF CONTRACT

Robert J. Clerico, P.E. Van Cleef Engineering, received bids for the Rachel Court Improvement Project on Thursday, September 23, 2010. Upon receiving three (3) bids, a recommendation was made by Mr. Clerico to award the bid to Mannon Excavating of Flemington, New Jersey in the amount of \$57,059.50. A motion was made by Mr. Shea, seconded by Mrs. Insel, to award the bid to Mannon as recommended. Mrs. Insel stated that the Roads Committee was thrilled to receive the bid of \$57,059.50, they were expecting a much higher figure.

RESOLUTION # 144-10

WHEREAS, the Town of Clinton advertised, and subsequently received bids for the Rachel Court Improvement Project on Thursday, September 23, 2010, as outlined on the attached bid summary;

WHEREAS, three (3) bids were received as follows:

<u>Contractor</u>	<u>Base Bid Amount</u>	<u>Combined Base Bid and Alternative Bid</u>
Mannon Excavating, Flemington, NJ	\$57,059.50	\$64,754.50
Renda Roads, Whitehouse, NJ	\$73,931.50	\$82,639.00
Top Line Construction, Somerville, NJ	\$80,198.27	\$90,323.27

WHEREAS, Robert J. Clerico, Municipal Engineer, has reviewed the submitted bids and determined that Mannon Excavating & Paving Co., Inc., 356 Highway 31, Flemington, New Jersey 08822 submitted the lowest responsive base bid in the amount of \$57,059.50; and the lowest responsive combined bid (base bid plus supplemental bid) in the amount of \$64,754.50 for the Rachel Court Improvement Project and;

WHEREAS, the Town of Clinton has sufficient funds to cover the Bid Contract.

NOW THEREFORE, BE IT RESOLVED by the Mayor and Council of the Town of Clinton that the Bid Contract for the Rachel Court Improvement Project be and is hereby awarded to Mannon Excavating & Paving Co., Inc., 356 Highway 31, Flemington, New Jersey 08822 for their base bid in the amount of \$57,059.50 subject to the following conditions:

1. The Contract is awarded as a unit price bid Contract and final payment will be based upon the actual quantities installed at the unit prices bid, as outlined in the Plans and Specifications prepared by Robert J. Clerico, P.E., Municipal Engineer.
2. The award of this Contract is made subject to review and approval by the New Jersey Department of Transportation Bureau of Local Aid.

ROLL CALL: Ayes: Duffy, Insel, Pender, Pendergast, Shea, Valenta

Vote all ayes
Motion carried

RESOLUTION #145-10 – WWTP – NJEIT LOAN APPLICATION

A motion was made by Mrs. Insel, seconded by Mr. Duffy, to adopt Resolution #145-10 as submitted:

RESOLUTION # - 145-10

**RESOLUTION FOR AWARD OF PROFESSIONAL SERVICES
CONTRACT TO MASER CONSULTING FOR
WASTEWATER TREATMENT PLANT NJEIT LOAN APPLICATION**

WHEREAS, the Town of Clinton Sewer Utility is in need of contracting for engineering and related services for Wastewater Treatment Plant Filter Replacement

NJEIT Loan Application, within the Town of Clinton, Hunterdon County, State of New Jersey; and

WHEREAS, the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq., requires a resolution authorizing the award of the contract for professional services and that the contract itself must be available for inspection;

NOW THEREFORE, BE IT RESOLVED by the Mayor and Council of the Town of Clinton, Hunterdon County, State of New Jersey, that the Mayor and the Town Clerk of Clinton are hereby authorized, respectively, to execute and attest to an agreement with Maser Consulting, for engineering and related services, at a fee not to exceed \$5,000.00.

ROLL CALL: Ayes: Duffy, Insel, Pender, Pendergast, Shea, Valenta

Vote all ayes
Motion carried

WATER REFUND

Water collector, Nancy Burgess, is requesting a water refund for Account #006585 in the amount of \$53.85. A motion was made by Mrs. Valenta, seconded by Mr. Duffy, to authorize the refund as requested.

ROLL CALL: Ayes: Duffy, Insel, Pender, Pendergast, Shea, Valenta

Vote all ayes
Motion carried

SPECIAL EVENT – CLINTON GUILD CHRISTMAS PARADE

Frank Hooper and Dan Torrone came before Council this evening to present their request to hold the 24th Annual Clinton Parade on Friday, December 3, 2010 from 7:00 p.m. to 8:15 p.m. A motion was made by Mrs. Insel, seconded by Mr. Pender, to gladly grant the request as submitted.

Vote all ayes
Motion carried

BANNER REQUEST – CLINTON GUILD

The Clinton Guild wishes to display a Holiday banner from November 15 to January 5, 2011. A motion was made by Mrs. Insel, seconded by Mrs. Valenta, to grant the request.

Vote all ayes
Motion carried

RAFFLE LICENSE APPLICATION

A raffle license application has been received from the North Hunterdon Rotary Club to hold a 50/50 raffle on February 20, 2011 at 8:00 a.m. at the Clinton Fire House. A

motion was made by Mr. Duffy, seconded by Mr. Pendergast, to approve the raffle application as submitted.

Vote all ayes
Motion carried

PERMIT WAIVER – RED MILL MUSEUM VILLAGE

The Red Mill Museum Village is requesting a fee waiver for the fire permit fee in the amount of \$42.00 for the Haunted Mill program the Museum is holding on October 15, 16, 22, 23, and 29, 2010. A motion was made by Mr. Shea, seconded by Mrs. Valenta, to approve the waiver.

ROLL CALL: Ayes: Duffy, Insel, Pender, Pendergast, Shea, Valenta

Vote all ayes
Motion carried

CORRESPONDENCE – None

REPORTS FROM COUNCIL & TOWN OFFICIALS

Councilman Duffy

1. The Fire Department is holding a 50/50 raffle, tickets are available.

Attorney Richard P. Cushing

The renewal for the Clinton Fire Department Parking Lease Agreement is up in October. Mr. Cushing suggested rather than having a one year lease, to possibly make it a five year lease if there are no particular issues to be addressed. Mr. Duffy said he will speak with the members of the Fire Department but has never heard any negative comments.

Clerk Covino

Regarding the Christmas Employee Luncheon, the Clerk asked Council's feelings about saving the money and just giving the employees the half day off before Christmas. CFO Olsen will look into the cost of the luncheon. Council suggested we re-visit the topic when the Mayor is in attendance.

Councilman Shea

1. Roads – Rachel Court project moving along. A pre-construction meeting will be held on October 8, 2010. The Engineer will notify residents of Rachel Court when the project is scheduled to begin.
2. Downtown paver project is moving along. No work will be taking place during the holiday season.
3. Board of Recreation met and decided against volleyball courts. Possibly a walking path or a Memorial Park at DeMott Pond.

Councilwoman Valenta

1. Mrs. Valenta commented that she hears people remarking on the paver sidewalks on Main Street. The Clinton Guild is hosting "Ladies Night" on Thursday, September 30 from 6-9 pm Pumpkin Contest is scheduled for Friday, October 29 from 4:30 to 9:00 pm. It will overlap the Haunted Mill event.

2. The North Hunterdon Rotary and the Sunrise Rotary are sponsoring Harlem Wizards at North Hunterdon High School on October 13, 2010.

Kathy Olsen, CFO

1. Attended the GFOA Conference, (Government Finance Officers Association) obtained valuable information in many categories. Received NJEIT brochures (New Jersey Environmental Infrastructure Trust) which clearly explain the process and details. Ms. Olsen made copies for Council.
2. Tax Sale is scheduled for Thursday, September 30, 2010. There are nine properties on the list. Councilman Shea asked for a brief explanation of the tax sale process which Ms. Olsen provided. The tax sale are unpaid municipal charges from the previous year that lien holders can purchase and property owners have two years to redeem.

APPROVAL OF STANDBY AND OVERTIME

A motion was made by Mrs. Insel, seconded by Mr. Pender, to approve the standby and overtime pay as submitted for September 3 through September 16, 2010.

ROLL CALL: Ayes: Duffy, Insel, Pender, Pendergast, Shea, Valenta

Vote all ayes
Motion carried

PAYMENT OF BILLS

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

ROLL CALL: Ayes: Duffy, Insel, Pender, Pendergast, Shea, Valenta

Vote all ayes
Motion carried

ADJOURNMENT: There being no further business, a motion was made by Mrs. Insel, seconded by Mr. Shea to adjourn the meeting at 7:59 P.M.

Vote all ayes
Motion carried

Cecilia Covino, RMC/CMC
Town Clerk

Councilman Marty Pendergast