

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

Flag Salute.

Roll Call: Present – Carberry, Pendergast, Rylak, Shea, Smith, Sosidka, Mayor Kovach

STATEMENT OF ADEQUATE NOTICE:

Mayor Kovach 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. Pendergast seconded by Mr. Carberry to approve the minutes of February 25, 2014 as submitted.

Vote all ayes
1 Abstention (Smith)
Motion carried

APPROVAL OF EXECUTIVE SESSION MINUTES

A motion was made by Mr. Carberry seconded by Ms. Pendergast, to approve the Executive Session minutes of February 25, 2014 as submitted.

Vote all ayes
1 Abstention (Smith)
Motion carried

APPROVAL OF MONTHLY REPORTS – FEBRUARY

A motion was made by Mr. Carberry seconded by Ms. Sosidka to accept the monthly reports for the month February as submitted:

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

Vote all ayes
Motion carried

PUBLIC COMMENT – None

MAYOR’S COMMENTS

Mayor Kovach explained that we will hold the Proclamation for Joe Manghisi at this time and hope to have him attend an upcoming meeting or personally deliver it to his home.

RESOLUTION #56-14 – NJEIT – HALSTEAD STREET WATER MAIN

A motion was made by Mr. Carberry, seconded by Mr. Smith, to adopt Resolution #56-14 as submitted:

RESOLUTION #56-14

RESOLUTION AUTHORIZING THE EXECUTION AND DELIVERY OF LOAN AGREEMENTS TO BE EXECUTED BY THE TOWN OF CLINTON, IN THE COUNTY OF HUNTERDON, NEW JERSEY AND EACH OF THE NEW JERSEY ENVIRONMENTAL INFRASTRUCTURE TRUST AND THE STATE OF NEW JERSEY, ACTING BY AND THROUGH THE DEPARTMENT OF ENVIRONMENTAL PROTECTION, AND FURTHER AUTHORIZING THE EXECUTION AND DELIVERY OF AN ESCROW AGREEMENT, ALL PURSUANT TO THE 2014 NEW JERSEY ENVIRONMENTAL INFRASTRUCTURE TRUST FINANCING PROGRAM

WHEREAS, the Town of Clinton (the "Town"), in the County of Hunterdon, New Jersey, has determined that there exists a need within the Town to provide for the Halstead Street Water Main Rehabilitation Project for the Water Utility (the "Project") as defined in each of that certain Loan Agreement (the "Trust Loan Agreement") to be entered into by and between the Town and the New Jersey Environmental Infrastructure Trust (the "Trust") and that certain Loan Agreement (the "Fund Loan Agreement", and together with the Trust Loan Agreement, the "Loan Agreements") to be entered into by and between the Town and the State of New Jersey, acting by and through the New Jersey Department of Environmental Protection (the "State"), all pursuant to the 2014 New Jersey Environmental Infrastructure Trust Financing Program (the "Program");

WHEREAS, the Town has determined to finance the Project with the proceeds of a loan to be made by each of the Trust (the "Trust Loan") and the State (the "Fund Loan", and together with the Trust Loan, the "Loans") pursuant to the Trust Loan Agreement and the Fund Loan Agreement, respectively;

WHEREAS, to evidence the Loans, each of the Trust and the State require the Town to authorize, execute, attest and deliver the Town's General Improvement Bonds, Series 2014, in an aggregate principal amount not to exceed \$2,000,000, a portion of which will be to the Trust (the "Trust Loan Bond") and a portion of which will be to the State (the "Fund Loan Bond" and, together with the Trust Loan Bond, the "Town Bonds") pursuant to the terms of the Local Bond Law of the State of New Jersey, constituting Chapter 2 of Title 40A of the Revised Statutes of the State of New Jersey (the "Local Bond Law"), other applicable law and the Loan Agreements; and

WHEREAS, the Trust and the State have expressed their desire to close in escrow the making of one or more of the Loans, the issuance of one or more of the Town Bonds and the execution and delivery of one or more of the Loan Agreements, all pursuant to the terms of an Escrow Agreement (the "Escrow Agreement") to be entered into by and among the Trust, the State, the Town and the escrow agent named therein.

NOW, THEREFORE, BE IT RESOLVED by the governing body of the Town as follows:

Section 1. The Trust Loan Agreement, the Fund Loan Agreement and the Escrow Agreement (collectively, the "Financing Documents") are hereby authorized to be executed and delivered on behalf of the Town by either the Mayor or the Chief Financial Officer in substantially the forms attached hereto as Exhibits A, B and C, respectively, with such changes as the Mayor or the Chief Financial Officer (each an "Authorized Officer"), in their respective sole

discretion, after consultation with counsel and any advisors to the Town (collectively, the "Town Consultants") and after further consultation with the Trust, the State and their representatives, agents, counsel and advisors (collectively, the "Program Consultants", and together with the Town Consultants, the "Consultants"), shall determine, such determination to be conclusively evidenced by the execution of such Financing Documents by an Authorized Officer as determined hereunder. The Town Clerk is hereby authorized to attest to the execution of the Financing Documents by an Authorized Officer of the Town as determined hereunder and to affix the corporate seal of the Town to such Financing Documents.

Section 2. The Authorized Officers of the Town are hereby further severally authorized to (i) execute and deliver, and the Town Clerk is hereby further authorized to attest to such execution and to affix the corporate seal of the Town to, any document, instrument or closing certificate deemed necessary, desirable or convenient by the Authorized Officers or the Town Clerk, as applicable, in their respective sole discretion, after consultation with the Consultants, to be executed in connection with the execution and delivery of the Financing Documents and the consummation of the transactions contemplated thereby, which determination shall be conclusively evidenced by the execution of each such certificate or other document by the party authorized hereunder to execute such certificate or other document, and (ii) perform such other actions as the Authorized Officers deem necessary, desirable or convenient in relation to the execution and delivery thereof.

Section 3. This resolution shall take effect immediately.

Section 4. Upon the adoption hereof, the Town Clerk shall forward certified copies of this resolution to McManimon, Scotland & Baumann, LLC, bond counsel to the Town, and Richard T. Nolan, Esq., McCarter & English, LLP, bond counsel to the Trust.

**EXHIBIT A
TRUST LOAN AGREEMENT**

**EXHIBIT B
FUND LOAN AGREEMENT**

**EXHIBIT C
ESCROW AGREEMENT**

ROLL CALL: Ayes: Carberry, Pendergast, Rylak, Shea, Smith, Sosidka, Mayor Kovach

Vote all ayes
Motion carried

RESOLUTION #57-14 - FORM AND RESOLUTION FOR SALE

A motion was made by Mr. Smith, seconded by Mr. Carberry, to adopt Resolution #57-14 as submitted:

RESOLUTION #57-14

RESOLUTION DETERMINING THE FORM AND OTHER DETAILS OF NOT EXCEEDING \$2,000,000 GENERAL IMPROVEMENT BONDS, SERIES 2014, OF THE TOWN OF CLINTON, IN THE COUNTY OF HUNTERDON, NEW JERSEY, AND PROVIDING FOR THEIR SALE TO THE NEW JERSEY ENVIRONMENTAL INFRASTRUCTURE TRUST

AND THE STATE OF NEW JERSEY PURSUANT TO THE 2014 NEW JERSEY ENVIRONMENTAL INFRASTRUCTURE TRUST FINANCING PROGRAM.

WHEREAS, the Town of Clinton (the "Town"), in the County of Hunterdon, New Jersey, has determined that there exists a need within the Town to provide for the Halstead Street Water Main Rehabilitation Project for the Water Utility (the "Project") as defined in each of that certain Loan Agreement (the "Trust Loan Agreement") to be entered into by and between the Town and the New Jersey Environmental Infrastructure Trust (the "Trust") and that certain Loan Agreement (the "Fund Loan Agreement", and together with the Trust Loan Agreement, the "Loan Agreements") to be entered into by and between the Town and the State of New Jersey, acting by and through the New Jersey Department of Environmental Protection (the "State"), all pursuant to the 2014 New Jersey Environmental Infrastructure Trust Financing Program (the "Program");

WHEREAS, the Town has determined to finance the Project with the proceeds of a loan to be made by each of the Trust (the "Trust Loan") and the State (the "Fund Loan", and together with the Trust Loan, the "Loans") pursuant to the Trust Loan Agreement and the Fund Loan Agreement, respectively;

WHEREAS, to evidence the Loans, each of the Trust and the State require the Town to authorize, execute, attest and deliver the Town's General Improvement Bonds, Series 2014, in an aggregate principal amount not to exceed \$2,000,000, a portion of which will be to the Trust (the "Trust Loan Bond") and a portion of which will be to the State (the "Fund Loan Bond" and, together with the Trust Loan Bond, the "Town Bonds") pursuant to the terms of the Local Bond Law of the State of New Jersey, constituting Chapter 2 of Title 40A of the Revised Statutes of the State of New Jersey (the "Local Bond Law"), other applicable law and the Loan Agreements;

WHEREAS, N.J.S.A. 40A:2-27(a)(2) of the Local Bond Law allows for the sale of the Trust Loan Bond and the Fund Loan Bond to the Trust and the State, respectively, without any public offering, and N.J.S.A. 58:11B-9(a) allows for the sale of the Trust Loan Bond to the Trust without any public offering, all under the terms and conditions set forth herein; and

WHEREAS, in connection with the issuance of the Town Bonds to the Program, the governing body of the Town wishes to authorize the execution of certain certificates and opinions as may be required by the Program or Bond Counsel to the Town (collectively, the "Escrowed Documents") by the Mayor, Chief Financial Officer, Town Clerk, Counsel to the Town, Project Engineer or Appraiser and/or Bond Counsel to the Town (collectively, the "Town Representatives") on or before the date when the Town is scheduled to close the loans in escrow with the Program (the "Escrow Closing Date"), such documents to be delivered to Bond Counsel and held by Bond Counsel until such time as the Town authorizes release of the same.

NOW, THEREFORE, BE IT RESOLVED by a 2/3 vote of the full membership of the governing body of the Town as follows:

Section 1. In accordance with N.J.S.A. 40A:2-27(a)(2) of the Local Bond Law and N.J.S.A. 58:11B-9(a), the Town hereby sells and awards its Town Bonds in an aggregate principal amount not to exceed \$2,000,000 in accordance with the provisions hereof. The Town Bonds have been referred to and are described in a bond ordinance of the Town, which bond ordinance is entitled, "BOND ORDINANCE PROVIDING FOR THE HALSTEAD STREET WATER MAIN REHABILITATION PROJECT FOR THE WATER UTILITY IN AND BY THE TOWN OF CLINTON, IN THE COUNTY OF HUNTERDON, NEW JERSEY,

APPROPRIATING \$2,000,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$2,000,000 BONDS OR NOTES OF THE TOWN FOR FINANCING THE COST THEREOF” and finally adopted by the Town at a meeting duly called and held on May 14, 2013, at which time a quorum was present and acted throughout, all pursuant to the terms of the Local Bond Law and other applicable law.

Section 2. The Chief Financial Officer of the Town (the "Chief Financial Officer") is hereby authorized to determine, in accordance with the Local Bond Law and pursuant to the terms and conditions established by the Trust and the State under the Loan Agreements and the terms and conditions hereof, the following items with respect to the Trust Loan Bond and the Fund Loan Bond:

- (a) The aggregate principal amounts of the Trust Loan Bond and the Fund Loan Bond to be issued, which aggregate principal amount shall not exceed \$2,000,000;
- (b) The maturity and annual principal installments of the Town Bonds, which maturity shall not exceed 20 years;
- (c) The date of the Town Bonds;
- (d) The interest rates of the Town Bonds;
- (e) The purchase price for the Town Bonds; and
- (f) The terms and conditions under which the Town Bonds shall be subject to redemption prior to their stated maturities.

Section 3. Any determination made by the Chief Financial Officer pursuant to the terms hereof shall be conclusively evidenced by the execution and attestation of the Town Bonds by the parties authorized under Section 4(c) hereof.

Section 4. The Town hereby determines that certain terms of the Town Bonds shall be as follows:

- (a) The Trust Loan Bond shall be issued in a single denomination and shall be numbered R-1. The Fund Loan Bond shall be issued in a single denomination and shall be numbered R-2;
- (b) The Town Bonds shall be issued in fully registered form and shall be payable to the registered owners thereof as to both principal and interest in lawful money of the United States of America; and
- (c) The Town Bonds shall be executed by the manual or facsimile signatures of the Mayor and the Chief Financial Officer under official seal or facsimile thereof affixed, printed, engraved or reproduced thereon and attested by the manual signature of the Town Clerk.

Section 5. The Trust Loan Bond and the Fund Loan Bond shall be substantially in the form set forth in the Trust Loan Agreement and the Fund Loan Agreement, respectively.

Section 6. The law firm of McManimon, Scotland & Baumann, LLC is hereby authorized to arrange for the printing of the Town Bonds, which law firm may authorize McCarter & English, LLP, bond counsel to the Trust and the State for the Program, to arrange for same. The Town auditor is hereby authorized to prepare the financial information necessary in connection with the issuance of the Town Bonds. The Mayor, the Chief Financial Officer and the Town Clerk are hereby authorized to execute any certificates necessary or desirable in connection with the financial and other information. Bond Counsel to the Town is hereby authorized to accept and hold the Escrowed Documents on or before the Escrow Closing Date and to release same upon the direction of the Town.

Section 7. The Town hereby designates the Chief Financial Officer to award the Bonds in accordance with Section 2 hereof and such financial officer shall report in writing the results of the sale to this Council as required by law.

Section 8. The Mayor and the Chief Financial Officer are hereby severally authorized to execute any certificates or documents necessary or desirable in connection with the sale of the Town Bonds, and are further authorized to deliver same to the Trust and the State upon delivery of the Town Bonds and the receipt of payment therefor in accordance with the Loan Agreements.

Section 9. This resolution shall take effect immediately.

Section 10. Upon the adoption hereof, the Town Clerk shall forward certified copies of this resolution to McManimon, Scotland & Baumann, LLC, bond counsel to the Town, and Richard T. Nolan, Esq., McCarter & English, LLP, bond counsel to the Trust.

ROLL CALL: Ayes: Carberry, Pendergast, Rylak, Shea, Smith, Sosidka, Mayor Kovach

Vote all ayes
Motion carried

RESOLUTION #58-14 – DISCHARGE OF MORTGAGE

A motion was made by Mr. Carberry, seconded by Ms. Sosidka, to adopt Resolution #58-14 as submitted:

RESOLUTION # 58-14

**A RESOLUTION CONCERNING DISCHARGE OF
AFFORDABLE HOUSING MORTGAGE**

WHEREAS former Town of Clinton resident Ana Moser, previously known as Ana DeStefano, purchased a home at 9 Rolling Hill Road, Clinton, New Jersey, on November 30, 2009; and

WHEREAS this home was designated as an Affordable Housing unit in the Town of Clinton; and

WHEREAS pursuant to the State of New Jersey Department of Community Affairs, Division of Housing regulations, Ana DeStefano executed a mortgage to the

Town of Clinton Affordable Housing Authority which was recorded in Hunterdon County, New Jersey, on December 10, 2009 in Mortgage Book 2242 on page 291; and

WHEREAS Ana has now sold the home to Anna-Leena Halme, who has executed a mortgage to the Affordable Housing Authority;

NOW THEREFORE BE IT RESOLVED that the Mayor has the authority to execute a Discharge of the Mortgage given by Ana DeStefano, now known as Ana DeStefano Moser, to the Town of Clinton Affordable Housing Authority.

Vote all ayes
Motion carried

RESOLUTION #59-14 – VARIOUS EMERGENCY VENDORS

A motion was made by Mr. Smith, seconded by Mr. Rylak, to adopt Resolution #59-14 as submitted:

RESOLUTION # 59-14

WHEREAS, the Town of Clinton Water Utility experiences various emergencies such as water main breaks, pump and motor failures; and

WHEREAS, when such emergencies occur, time is of the essence to make repairs in an expedient manner so as not to affect the health and welfare of their customers; and

WHEREAS, the Town of Clinton Water Utility has utilized the following vendors for their services in the past, and would like to call upon them in an emergency; and

Samuel Stothoff Company
Lulo Electric
Brian Plushanski Construction
Kusant Electric
Pumping Services
Coyne Chemical

WHEREAS, if any of the vendors listed above are not available, the Town of Clinton Water Utility, will search for a vendor that can provide the service required at the time of the emergency.

THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Town of Clinton approve the use of the above listed vendors during an emergency situation.

Vote all ayes
Motion carried

RESOLUTION #60-14 – DEDICATION BY RIDER FOR 150TH OF CLINTON

A motion was made by Mr. Carberry, seconded by Mr. Pendergast, to adopt Resolution #60-14 as submitted:

**DEDICATION BY RIDER RESOLUTION
RESOLUTION #60-14**

**Requesting approval of the Director of Local Government Services
To Establish a Dedication by Rider for the Town of Clinton's 150th Anniversary
Celebration Pursuant to N.J.S.A. 40A:4-39**

WHEREAS, permission is required of the Director of Local Government Services for approval as a dedication by rider of revenues received by a municipality when the revenue is not subject to reasonable accurate estimates in advance; and

WHEREAS, N.J.A.C. 5:30-1.1 allows municipalities to receive dedicated funds for a specific purpose; and

WHEREAS, N.J.S.A. 40A:4-39 provides that the Director of Local Government Services may approve expenditures of monies by dedication by rider;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Town of Clinton, County of Hunterdon, State of New Jersey as follows:

1. The Mayor and Council hereby request permission of the Director of the Division of Local Government Services to pay expenditures for the Town of Clinton's 150th Anniversary Celebration.
2. The Municipal Clerk of the Town of Clinton is hereby directed to forward two Certified copies of this resolution to the Director of the Division of Local Government Services.

Vote all ayes
Motion carried

RESOLUTION #61-14 – CANCELLATION OF LIEN

SA motion was made by Mr. Carberry, seconded by Mr. Rylak, to adopt Resolution #61-14 as submitted:

RESOLUTION # 61-14

WHEREAS, the Tax Collector of the Town of Clinton has been paid \$9,643.37 amount necessary to redeem Tax Sale Certificate #2013-10 on Block 6, Lot 23, assessed to Steven Ackaway, and purchased US Bank Cust/Crestar Capital LLC.

NOW THEREFORE BE IT RESOLVED, on this 11th of March 2014 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 \$9,643.37 (certificate) & \$800 (premium) US Bank Cust/Crestar Capital LLC, 2 Liberty Place, 50th South 16th Street, Philadelphia, PA, 19102, 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 #2013-10 on Block 6, Lot 23, assessed to Steven Ackaway, from the Town of Clinton Tax Records.

Vote all ayes

Regular council meeting
March 11, 2014

Motion carried

SPECIAL EVENTS

Sunrise Rotary sponsoring the Great Hunterdon Rubber Ducky Race July 12, 2014. A motion was made by Mr. Smith, seconded by Ms. Sosidka, to approve the request.

Vote all ayes
Motion carried

Clinton Sunrise Rotary sponsoring the Fishing Derby April 26, 2014. A motion was made by Mr. Carberry, seconded by Mr. Rylak to approve the request.

Vote all ayes
Motion carried

BANNER REQUESTS

Hunterdon Art Museum – a motion was made by Ms. Sosidka, seconded by Mr. Shea, to approve the banner request for the Art on Tap event to be held June 8, 2014. The banner dates are May 26 through June 2, 2014.

Vote all ayes
1 Nay (Carberry)
Motion carried

Safe in Hunterdon – Men in Heels - a motion was made by Mr. Shea, seconded by Ms. Sosidka, to approve the banner request for the May 17, 2014 event. The banner will be displayed May 5 through the 12th.

Vote all ayes
Motion carried

Hunterdon 300th Tricentennial Parade – a motion was made by Mr. Carberry, seconded by Mr. Rylak, to approve the banner request for the parade to be held March 22, 2014. The banner will be displayed March 17 through the 22nd.

Vote all ayes
Motion carried

Church of All Creation is sponsoring two One Spirit Festivals, April 27 and September 28, 2014. A motion was made by Mr. Pendergast, seconded by Ms. Sosidka, to approve the banner display April 21-28 and again September 22-28, 2014.

Vote all ayes
Motion carried

Clinton Sunrise Rotary Fishing Derby – a motion was made by Mr. Smith, seconded by Mr. Pendergast, to approve the request for the April 26 event and display a banner from April 14 through the 21st.

Vote all ayes
Motion carried

Clinton Sunrise Rotary – Great Hunterdon Rubber Ducky Race/Sprintin' Clinton Race scheduled for July 12, 2014. A motion was made by Mr. Carberry, seconded by Mr. Rylak, to approve the banner request for July 1 through July 13, 2014.

Vote all ayes
Motion carried

DISCUSSION – SOCIAL MEDIA

Ms. Sosidka facilitated the discussion regarding Social Media, utilizing Facebook and Twitter to the utmost. Council discussed the pros and cons while Ms. Sosidka said she is trying to develop “rules” as to what type of comments will be allowed and posted. Ms. Sosidka mentioned the huge benefits people encountered during Super Storm Sandy when Mayor Kovach posted daily updates to power outages, etc. A privacy setting will also be used to filter out unwanted comments. Ms. Sosidka mentioned her son, Jon, a Twitter expert! It was suggested that Jon complete a Citizen Involvement form to be on the Newsletter/Website Committee on the technical side. Leslie Parikh, Attorney in attendance from Gebhart & Keifer, suggested that at least two people be administrators of the site and to be wary of rules because of First Amendment rights. Chief Matheis stated that the Police Department only posts on Facebook and sends out information in one direction, no back and forth comments. Mr. Rylak sent kudos to Jon Sosidka for his expertise and time he has dedicated to the Town to date. It was suggested after a long discussion that the sites should start out slowly and expand as time goes on.

DISCUSSION – HIGHLANDS PLAN CONFORMANCE

To be discussed in Executive Session

CORRESPONDENCE

1. Clinton-Glen Gardner School District is seeking financial support to send four School Safety Team members to Columbine High School in Littleton, Colorado to attend an intense four-day safety training session.
2. An introduction received from Karen DeMarco, MPH, the new Health Officer for Hunterdon County.
3. Notification received from NJDOT regarding road construction on Route 31.

Mr. Rylak commented that while walking on Main Street, he is frequently approached by people asking questions as to why does the fire department use the big truck and other menial questions. Mr. Rylak said he never knew what councilmembers encounter on a regular basis until he was elected to council. He finds this “fascinating”!

On another note, Mr. Rylak criticized his Alma Mater, Rutgers, the State University, for not choosing Condoleezza Rice as the commencement speaker. A fine outstanding woman and they dismissed her as the speaker. He was mortified at their actions. Mayor Kovach commented on actions taken for an outstanding Hollywood reporter’s career. Instead of addressing her accomplishments, she was criticized on how she was dressed.

REPORTS FROM COUNCIL & TOWN OFFICIALS

Police Chief Matheis

The Police Department is ready and geared up for the weekend festivities, the 5K race on Saturday and the St. Patrick’s Day Parade on Sunday.

Richard Phelan, PW/Business Administrator

Mr. Phelan was approached by the Clinton Guild to use the Municipal garage to store their parade float and to use the space to continue working on it. The other request of the Guild was to use a Town's flatbed trailer as their float base because theirs is deep in mud and before seeking a rental asked to use a Town trailer. After a lengthy discussion, about possibly towing out their trailer or other options, it was decided we would not be able to help them with a trailer and they would have to seek other options.

Kathy Olsen, CFO

Budget Meeting, Thursday, March 13, 2014 beginning at 6:00 p.m.

Councilman Smith

1. The new water meters have been amazing, they are able to read back 90 days. By using a special flashlight, you can get daily and hourly usage.

Councilman Shea

1. Roads Committee - Safe Routes to School grant may be resurrected, the Township of Cranbury just passed their bid and Clinton will review their documents and resubmit the Town's application.
2. Town is preparing to submit for State Discretionary Aid funding for Union Road, Helen, Hunts Mill and Riverside Drive.
3. New signs directing to parking areas have been budgeted for, they will be a blue "P". Placement now being discussed.
4. Shade Tree Commission is meeting with the arborist on Thursday. Mr. Rylak asked about the procedure to cut down trees and who makes the final decision.
5. Sidewalks on Old Highway 22 leading to the Park and Ride has been discussed. HART suggested preparing a Problem Statement that can be submitted to DOT for their consideration.

Councilwoman Sosidka

1. Board of Recreation has scheduled the Town Picnic for June 7 and a committee is needed to step up and volunteer. An email has been sent out requesting volunteers and a message will be posted on the website. The picnic will still be held but hoping for additional volunteers.
2. 150th Anniversary of Clinton committee met. It was decided to have a brochure and attendees to events will get their brochure stamped for each event. Attendees who attend a majority of the events will be entered to win a prize. T-shirts will be designed by Polytech students and will be for purchase to raise money. A street fair is being planned.
3. Ms. Sosidka asked Chief Matheis if Police notifications can appear on the Town website and all emergency groups as well.

Councilman Pendergast

1. The Clinton Fire Department will be marching in the St. Patrick's Day Parade on Sunday, March 16 and the 300th Hunterdon County Parade on Saturday, March 22, 2014.

2. April 18, 2014 will be the kick off Grill Night, the third Friday of the month!
3. The Clinton Fire Department is celebrating the 125th Anniversary and the Clinton First Aid & Rescue Squad is celebrating their 75th! Discussions taking place about combining their milestones and having a big parade in 2015.
4. Regarding the fire truck purchase, they are not under State contract and need to decide how to proceed and if the Council will fund the truck.

Councilman Carberry

1. Board of Recreation – locks to be changed soon at the Community Center.
2. Environmental Commission – Mr. Carberry requested \$500 be earmarked for the river clean up on April 26, 2014. A motion was made by Mr. Carberry, seconded by Mr. Smith to approve the request.

Vote all ayes
Motion carried

Councilman Rylak

1. Smart Growth Committee cancelled their meeting due to illness.

Ms. Sosidka asked the Buildings and Grounds Committee if they have visited the Community Center to make a list of repairs. Buildings and Grounds will review this at their next meeting.

STANDBY AND OVERTIME

A motion was made by Mr. Rylak, seconded by Mr. Pendergast to approve the standby and overtime submitted for February 14 through February 27, 2014 attached to these minutes.

ROLL CALL: Ayes: Carberry, Pendergast, Rylak, Shea, Smith, Sosidka, Mayor Kovach

Vote all ayes
Motion carried

PAYMENT OF BILLS

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

ROLL CALL: Ayes: Carberry, Pendergast, Rylak, Shea, Smith, Sosidka, Mayor Kovach

Vote all ayes
Motion carried

RESOLUTION #62-14 – POTENTIAL LITIGATION

A motion was made by Mr. Pendergast, seconded by Mr. Rylak, to enter into Executive Session to discuss a matter of potential litigation at 8:45 p.m.

Vote all ayes
Motion carried

RESOLUTION # 62-14

RESOLUTION AUTHORIZING EXECUTIVE SESSION

WHEREAS, the Open Public Meetings Act; *N.J.S.A. 10:4-6 et seq.*, declares it to be the public policy of the State to insure the right of citizens to have adequate advance notice of and the right to attend meetings of public bodies at which business affecting the public is discussed or acted upon; and

WHEREAS, the Open Public Meetings Act also recognizes exceptions to the right of the public to attend portions of such meetings; and

WHEREAS, the Mayor and Council find it necessary to conduct an executive session closed to the public as permitted by the *N.J.S.A. 40:4-12*; and

WHEREAS, the Mayor and Council will reconvene in public session at the conclusion of the executive session;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Town of Clinton, County of Hunterdon, State of New Jersey that they will conduct an executive session to discuss the following topic(s) as permitted by *N.J.S.A. 40:4-12*:

A matter which Federal Law, State Statute or Rule of Court requires be kept confidential or excluded from discussion in public (Provision relied upon: _____);

_____A matter where the release of information would impair a right to receive funds from the federal government;

_____A matter whose disclosure would constitute an unwarranted invasion of individual privacy;

_____A collective bargaining agreement, or the terms and conditions thereof (Specify contract:

____A matter involving the purpose, lease or acquisition of real property with public funds, the setting of bank rates or investment of public funds where it could adversely affect the public interest if discussion of such matters were disclosed;

_____Tactics and techniques utilized in protecting the safety and property of the public provided that their disclosure could impair such protection;

_____Investigations of violations or possible violations of the law;

Pending or anticipated litigation or contract negotiation in which the public body is or may become a party; (the general nature of the litigation or contract negotiations is:

_____ OR _____ the public disclosure of such information at this time would have a potentially negative impact on the municipality's position in the litigation or negotiation; therefore this information will be withheld until such time as the matter is concluded or the potential for negative impact no longer exists.)

_____ Matters falling within the attorney-client privilege, to the extent that confidentiality is required in order for the attorney to exercise his or her ethical duties as a lawyer; (The general nature of the matter is: Land Acquisition OR the public disclosure of such information at this time would have a potentially negative impact on the municipality's position with respect to the matter being discussed; therefore this information will be withheld until such time as the matter is concluded or the potential for negative impact no longer exists);

_____ Matters involving the employment, appointment, termination of employment, terms and conditions of employment, evaluation of the performance, promotion or disciplining of any specific prospective or current public officer or employee of the public body, where all individual employees or appointees whose rights could be adversely affected have not requested in writing that the matter(s) be discussed at a public meeting; (The employee(s) and/or general nature of discussion is _____)

_____ OR _____ the public disclosure of such information at this time would violate the employee(s) privacy rights; therefore this information will be withheld until such time as the matter is concluded or the threat to privacy rights no longer exists.;

_____ Deliberation occurring after a public hearing that may result in the imposition of a specific civil penalty or loss of a license or permit;

BE IT FURTHER RESOLVED that the Mayor and Council hereby declare that their discussion of the subject(s) identified above may be made public at a time when the Town Attorney advises them that the disclosure of the discussion will not detrimentally affect any right, interest or duty of the Town or any other entity with respect to said discussion. That time is currently estimated to be: _____ (estimated length of time) OR upon the occurrence of _____

BE IT FURTHER RESOLVED that the Mayor and Council, for the reasons set forth above, hereby declare that the public is excluded from the portion of the meeting during which the above discussion shall take place.

Vote all ayes
Motion carried

ADJOURNMENT: Upon returning from Executive Session and there being no further business, a motion was made by Mr. Smith seconded by Mr. Carberry to adjourn the meeting at 9:17 p.m.

Cecilia Covino, RMC/CMC
Town Clerk

Mayor Janice Kovach