

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

Flag Salute.

Roll Call: Present – Carberry, Dineen, Pendergast, Smith, Sosidka, Mayor Kovach
Absent - Rylak

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. Carberry, seconded by Ms. Dineen to approve the minutes of the Council Meeting held August 23, 2016.

Vote all ayes
1 Abstention (Sosidka)
Motion carried

APPROVAL OF EXECUTIVE SESSION MINUTES

A motion was made by Mr. Carberry, seconded by Ms. Dineen to approve the Executive Session Meeting minutes of August 23, 2016.

Vote all ayes
1 Abstention (Sosidka)
Motion carried

APPROVAL OF MONTHLY REPORTS – AUGUST

A motion was made by Mr. Carberry seconded by Mr. Pendergast to approve the monthly reports for the month of August 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, Treasurer’s Report, Water Collector’s Report, Wastewater Treatment Plant Superintendent’s Report, Zoning Officer Report.

Vote all ayes
Motion carried

PUBLIC COMMENT

Harvey Finkel, Clinton Book Shop owner and organizer of the Farmer’s Market and upcoming Apple N’ Pumpkin Harvest Festival, came before Council to answer any questions about his special event application and to update Council on the plans for October 9, 2016, no rain date. There will be five food trucks, four bands, activities for the kids, a petting zoo, beer/wine garden, crafters, the Farmer’s Market will be set up on New Street, a pie contest, and t-shirts! A motion was made by Mr. Carberry, seconded by Mr. Pendergast, to approve the event as requested.

Vote all ayes
Motion carried

MAYOR'S COMMENTS

1. Grand opening of CARSTAR, auto body repair experts, will be held September 22, 2016 from 5:30 p.m. to 7:30 p.m. An invitation to join them for cocktails and hors d'oeuvres has been sent to Mayor and Council.
2. 2016 League of Municipalities has sent out the forms for league ticketed meal functions. Tickets will be purchased for attendees.

ANIMAL CONTROL OFFICER - NATE BARSON

Nate Barson was asked to attend this evening's meeting to address the feral cat situation in Town. Mr. Barson explained the process used in Lambertville has been very successful. It is referred to as TNR, trap, neuter and return. If the animal control officer is called to pick up a cat, it must be boarded for seven days at \$15 per day, then euthanized by a vet \$35, and cremated \$10 costing approximately \$140 per cat. The TNR method to spay, vaccinate, clip ears and possibly micro chip can cost \$50 to \$60. An animal going to the vet for spaying can cost \$300 but through the program can cost \$50. Young healthy cats are fixed and put up for adoption. If a person is found to be feeding the feral cats, they will be asked to pay for the neutering but if they cannot afford it arrangements can be made with the municipality. Chief Matheis said the Mayor and Council need to decide on a policy and there is money in the animal control account to cover some of these costs. Mr. Pendergast made a motion seconded by Mr. Carberry, to try the TNR method for a period of time.

Vote all ayes
Motion carried

DAN MAHONY PRESENTED WITH A PROCLAMATION

Much to the surprise of Dan Mahony, members of the Board of Recreation Commission attended this evenings meeting to support and thank Dan for his over 20 years of community service to the Board. Mayor Kovach read the proclamation to Dan surrounded by his friends and a round of applause followed!

WATER REFUND

Nancy Burgess, Water Collector, is requesting a refund of \$98.17 be made to Tom Santangelo. A motion was made by Mr. Smith, seconded by Ms. Dineen to grant the refund requested.

ROLL CALL: Ayes: Carberry, Dineen, Pendergast, Smith, Sosidka, Mayor Kovach

Vote all ayes
Motion carried

RESOLUTION #103-16 – AUTHORIZATION TO HIRE

A motion was made by Mr. Carberry, seconded by Mr. Pendergast, to adopt Resolution #103-16 authorizing the hiring of Caitlin Haughey as an Administrative Assistant in the Clerk's office.

RESOLUTION # 103-16

WHEREAS The Mayor and Council authorized the employment search for a part time Administrative Assistant in the Municipal Clerk's Office, and;

WHEREAS the position was advertised for, applications accepted and interviews performed, and;

WHEREAS the Personnel Committee, Public Works/Business Administrator and the Municipal Clerk have made a recommendation to hire Caitlin Haughey for the available position at an hourly rate of \$14.00 per hour and after a 90 day successful probationary period increased to \$16.00 per hour;

NOW THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Town of Clinton hire Caitlin Haughey to fill the open position with a start date of September 14, 2016.

Vote all ayes
Motion carried

RESOLUTION #104-16 – WATER RESERVATION APPLICATION # L16-02

A motion was made by Mr. Carberry seconded by Mr. Pendergast, to adopt Resolution #104-16 as submitted:

RESOLUTION # 104-16

**RESOLUTION APPROVING WATER CAPACITY RESERVATION
APPLICATION # L16-02**

WHEREAS, on March 24, 2015, the Mayor and Council of the Town of Clinton adopted Ordinance 15-1, which amended Chapter 142 of the General Ordinances of the Town of Clinton by creating procedures for applying for and receiving approval for water reservations: and

WHEREAS, the Town has received Water Reservation Application # L16-02, dated March 30, 2016, submitted in the name of the Township of Clinton (“Applicant”) for the Willows at Annandale Village (Block 60.03, Lot 26, Tax Map 13.01), formerly Beaver Brook Homestead; and

WHEREAS, the initial application was missing information that required communication between the Town and Applicant in order to supply the required items; and

WHEREAS, on August 17, 2016, the Town’s Water Committee met and gave a preliminary approval of this application pending the clarification of several items submitted by Applicant; and

WHEREAS, by the attached letter dated August 31, 2016, the Town’s Water Consulting Engineer, Suburban Consulting Engineers, informed the Town of Clinton Water Committee that they received the needed clarification and has deemed the application complete and recommends approval.

NOW, THEREFORE BE IT RESOLVED, that in accordance with Chapter 142, Section 1, Sub-section J(3) of the Town’s Ordinances, the Mayor and Council hereby approve the Applicant’s Affordable Housing Water Reservation Application # L16-02 for the Willows at Annandale Village (Block 60.03, Lot 26, Tax Map 13.01), formerly Beaver Brook Homestead, in the amount of 12,576 Gallons Per Day.

BE IT FURTHER RESOLVED, that certified copies of this resolution be provided to the Applicant, Suburban Consulting Engineers, and the Town of Clinton Superintendent of Water.

Vote all ayes
Motion carried

RESOLUTION #105-16 – WATER RESERVATION APPLICATION # L16-03

A motion was made by Mr. Carberry, seconded by Ms. Dineen, to adopt Resolution #105-16 as submitted:

RESOLUTION #105-16

**RESOLUTION APPROVING WATER CAPACITY RESERVATION
APPLICATION # L16-03**

WHEREAS, on March 24, 2015, the Mayor and Council of the Town of Clinton adopted Ordinance 15-1, which amended Chapter 142 of the General Ordinances of the Town of Clinton by creating procedures for applying for and receiving approval for water reservations: and

WHEREAS, the Town has received Water Reservation Application # L16-03, dated April 19, 2016, submitted in the name of Food Cure, LLC (Clinton Township Block 49, Lot 4.01, Tax Map 13), and

WHEREAS, the initial application was missing information that required communication between the Town and Applicant to obtain the items in question; and

WHEREAS, it took until July 21, 2016 for the Applicant to supply all of the missing information to the Town; and

WHEREAS, by the attached letter dated September 7, 2016, the Town's Water Consulting Engineer, Suburban Consulting Engineers, informed the Town of Clinton Water Committee that they received the needed documentation/clarification and has deemed the application complete and recommends approval.

NOW, THEREFORE BE IT RESOLVED, that in accordance with Chapter 142, Section 1, Sub-section J(3) of the Town's Ordinances, the Mayor and Council hereby approve the Applicant's Water Reservation Application # L16-03, in the name of Food Cure, LLC (Clinton Township Block 49, Lot 4.01, Tax Map 13), in the amount of 3,300 Gallons Per Day.

BE IT FURTHER RESOLVED, that certified copies of this resolution be provided to the Applicant, Suburban Consulting Engineers, and the Town of Clinton Superintendent of Water.

Vote all ayes
Motion carried

RESOLUTION #106-16 – REFUND OF WILL SERVE FEE

This resolution will be tabled this evening so that language may be changed. The resolution will be on the upcoming agenda.

RESOLUTION #107-16 – AMENDMENT TO REDEVELOPMENT AREA

The Town Planner has expanded the area to include another location to the investigation of the redevelopment area and therefore an amendment to the original plan and resolution. A motion was made by Mr. Carberry, seconded by Ms. Dineen to adopt Resolution #107-16 as submitted:

RESOLUTION #107-16

RESOLUTION AUTHORIZING AND DIRECTING THE LAND USE BOARD OF THE TOWN OF CLINTON TO UNDERTAKE A PRELIMINARY INVESTIGATION TO DETERMINE WHETHER A CERTAIN AREA WITHIN THE TOWN IS A REDEVELOPMENT AREA

WHEREAS, pursuant to N.J.S.A. 40A:12A-6, the governing body of the Town of Clinton ("Town") is authorized to direct the Land Use Board of the Town of Clinton ("Land Use Board") to undertake a preliminary investigation in order to determine whether a certain area within the Town would qualify as an area in need of redevelopment pursuant to the criteria set forth in N.J.S.A. 40A:12A-5; and

WHEREAS, the Legislature amended the Local Redevelopment and Housing Law on September 6, 2013 to expand and clarify various provisions of same; and

WHEREAS, as a provision of the amendment to N.J.S.A. 40A:12-6, the Legislature has directed that the resolution authorizing the planning board to undertake a preliminary investigation shall state whether the redevelopment area determination shall authorize the municipality to use all those powers provided by the Legislature for use in a redevelopment area other than the use of eminent domain (“Non-Condernation Redevelopment Area”) or whether the redevelopment area determination shall authorize the municipality to use all those powers provided by the Legislature for use in a redevelopment area, including the powers of eminent domain (“Condernation Redevelopment Area”); and

WHEREAS, the Town of Clinton does not intend to use all the powers provided by the Legislature for use in a redevelopment area, and specifically, the Town of Clinton will not use eminent domain; and

WHEREAS, the Mayor and Council desire the Land Use Board to conduct such a preliminary investigation relative to certain properties located within the Town, more specifically identified as Block 11, Lots 15.01 and 17, Block 23, Lots 13 and 13.01, A PORTION OF Block 24, Lot 2, Block 24, Lots 1, 3, 6 and 8, A PORTION OF Block 25, Lot 8, and Block 25, Lots 15, 16, 17, 18, 19 and 20, as shown on the Official Tax Map of the Town of Clinton (the "Property").

NOW, THEREFORE BE IT RESOLVED by the Mayor and Council of the Town of Clinton, they being the Governing Body thereof, as follows:

1. The Land Use Board of the Town of Clinton is hereby directed to conduct a preliminary investigation to determine whether the aforementioned property, or any portions thereof, constitute an area in need of redevelopment according to the criteria set forth in N.J.S.A. 40A:12A-5;
2. The Land Use Board of the Town of Clinton is hereby directed to conduct a preliminary investigation of the aforementioned Property, in accordance with the requirements set forth in N.J.S.A. 40A: 12A-6, more specifically, to prepare a map showing the boundaries of the potential area in need of redevelopment and locations of the various parcels of property included therein, with a statement setting forth the basis for the investigation appended to the map; to specify a date for a public hearing for the purpose of hearing persons who are interested in, or would be affected by, the determination that the delineated area is an area in need of redevelopment; to give notice of said hearing pursuant to the hearing notice requirements set forth in N.J.S.A. 40A:12A-6(b)(3); to hear and receive into the record any objections to such a determination that the proposed property be designated an area in need of redevelopment; and
3. After completing its hearing on the matter, the Land Use Board shall recommend that the delineated area, or any part thereof, be determined, or not be determined, by the Municipal Governing Body to be an area in need of redevelopment.

Vote all ayes
Motion carried

BE FURTHER IT RESOLVED that this resolution shall take effect immediately.

INTRODUCTION OF ORDINANCE #16-11 – CAPITAL ORDINANCE – SEWER UTILITY

A motion was made by Mr. Carberry, seconded by Mr. Pendergast, to introduce Ordinance #16-11 on first reading:

TOWN OF CLINTON
SEWER UTILITY

CAPITAL ORDINANCE NO. 16-11

CAPITAL ORDINANCE OF THE TOWN OF CLINTON SEWER UTILITY, IN THE COUNTY OF HUNTERDON, STATE OF NEW JERSEY, AUTHORIZING THE MAKING OF IMPROVEMENTS IN, BY AND FOR THE TOWN OF CLINTON SEWER UTILITY AND APPROPRIATING THEREFOR THE SUM OF \$40,000.00 FROM THE SEWER CAPITAL RESERVES FOR PURCHASE OF PUBLIC WORKS EQUIPMENT

BE IT ORDAINED, by the Mayor and Council of the Town of Clinton, in the County of Hunterdon, State of New Jersey as follows:

Section 1. The Town of Clinton in the County of Hunterdon, State of New Jersey, is hereby authorized to make the following improvements to the Sewer Utility in, by and for the Town, including all work, materials and appurtenances necessary and suitable therefore:

<u>PURPOSE</u>	<u>ESTIMATED COST</u>
Pick-up Truck	\$40,000.00
TOTAL	\$40,000.00

Section 2. The aggregate sum of \$40,000.00 is hereby appropriated from the Reserve for Purchase of Public Works Equipment within the Capital Improvement Fund of the Town of Clinton Sewer Utility to the payment of the cost of the improvements as described in Section 1 hereof.

Section 3. Said improvements are lawful capital improvements of the Sewer Utility having a period of usefulness of at least five (5) years. Said improvements shall be made as general improvements, no part of the cost of which shall be assessed against property specially benefited.

Section 4. The capital budget of the Town of Clinton Sewer Utility is hereby amended to conform with provisions of this ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director of the Division of Local Government Services is on file with the Clerk and is available there for public inspection.

Section 5. This capital ordinance shall take effect after final passage and publication as required by law.

Vote all ayes
Motion carried

A copy of this ordinance will be published in the September 28, 2016 edition of the Hunterdon Review. A public hearing will be held October 11, 2016.

SPECIAL EVENT APPLICATION

The Clinton Guild is requesting permission to hold the annual Pumpkin Festival on Friday, October 21, 2016 from 4:30 pm to 8:00 pm. The Guild is requesting a crossing guard at Leigh and East Main Street and that designated parking spots on Main and East Main Street be blocked to display pumpkins. A motion was made by Mr. Carberry, seconded by Ms. Sosidka to approve the request as submitted.

Vote all ayes
Motion carried

DISCUSSION – PAWN SHOPS AND PRECIOUS METAL DEALERS

Chief Matheis and Sgt. Hunter attended the meeting to discuss the necessity of adopting an ordinance for the RAPID system, an electronic data base that records items that are brought into jewelry stores to melt down gold and silver. The system will help recover stolen items. The cost to merchants is approximately \$250. Pam Bacon, Made to Order, explained the process she uses and only deals with customers that she is familiar with. Chief Matheis said this is being mandated statewide for crime protection. Morris and Somerset have already passed this ordinance. After a lengthy discussion it was decided that the attorney will review the proposed ordinance and prepare an updated ordinance to introduce at the next council meeting.

CORRESPONDENCE

1. A letter received from a Pittstown resident suggesting the electronic sign on Halstead Street be changed to read “Stop for pedestrians in crosswalks, Thank you” instead of “Or Else”!
2. A letter of resignation received from Christie Wood, stepping down from the Historic Commission. A motion was made by Mr. Carberry, seconded by Ms. Dineen to accept her resignation with regrets.

Vote all ayes
Motion carried

3. Shoprite of Clinton is hold its annual Bag for Hunger on September 21, 2016 from 10:00 a.m. to 2:00 p.m. Once again, Mayor Kovach and Mr. Carberry will participate in the event.

REPORTS FROM COUNCIL

Councilman Smith

1. Attended the 9/11 Patriot Ceremony on Sunday, September 11, 2016 at 8:00 a.m. Sgt. Hunter spoke on behalf of the Clinton Police Department and Mr. Smith also spoke. Paul Smith stood in for Captain Chris Miller of the Clinton First Aid & Rescue Squad. Many citizens and their families joined a well attended event organized by Ruthann Brown, Life Celebrant, Celebration of a Lifetime.
2. Water Committee will meet on Wednesday, September 14, 2016 at 7:30 a.m.

Councilwoman Dineen

1. Happy to report that the Cherry trees on Main Street, East Main and Leigh Street have been nicely trimmed.

Councilwoman Sosidka

1. The Clinton Conservancy are working on “Welcome to Clinton” packages and working on the butterfly gardens in designated areas.
2. Historic Commission – meeting next Thursday, September 22.
3. Board of Recreation meeting this Thursday, September 15.

Councilman Pendergast

1. Clinton Fire Department had 8 members attend the Patriot Ceremony and 11 members completed the stair climb. In addition they were also on standby duty. A very busy month, 32 calls for August.

September 24, 2016 is the Oktoberfest Craft Beer fund raiser, 1:00 to 5:00. There is a VIP hour from noon to 1:00 pm. Tickets are \$40 pre-purchase and \$45.00 at the door. VIP tickets are \$60 pre-purchase and \$65.00 at the door. There will also be food and music!

Clinton Fire Department has submitted two applications for membership.

Trevor Wene, 93 Allen Corner Road, Flemington, NJ 08822

Jack H. Vajda, 16 Messig Road, Clinton, NJ 08809

A motion was made by Mr. Pendergast, seconded by Mr. Carberry, to accept the new members.

Vote all ayes
Motion carried

Costco will be visiting the Fire Department and offering discount membership for the new Flemington location. September 26 at 7:00 pm

Mr. Pendergast had a discussion with the fire department and they do not need to know about properties having their water shut off except for sprinkler properties, then they must know.

2. Sewer Department – Dave Mess has completed his C-1 license and as policy has been for the past 30 years, will get a 25 cent increase. Mr. Mess should be completing his S-1 license soon.

STANDBY AND OVERTIME

A motion was made by Mr. Pendergast seconded by Mr. Carberry to approve the standby and overtime submitted for the period of August 26 through September 8, 2016 attached to these minutes.

ROLL CALL: Ayes: Carberry, Dineen, Pendergast, Smith, Sosidka, Mayor Kovach

Vote all ayes
Motion carried

STANDBY AND OVERTIME

A motion was made by Mr. Pendergast seconded by Mr. Carberry to approve the standby and overtime submitted for the period of August 12 through August 25, 2016 attached to these minutes.

ROLL CALL: Ayes: Carberry, Dineen, Pendergast, Smith, Sosidka, Mayor Kovach

Vote all ayes
Motion carried

PAYMENT OF BILLS

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

ROLL CALL: Ayes: Carberry, Dineen, Pendergast, Smith, Sosidka, Mayor Kovach

Vote all ayes
Motion carried

ADJOURNMENT: There being no further business, a motion was made by Mr. Carberry, seconded by Ms. Sosidka to adjourn the meeting at 8:39 p.m.

Cecilia Covino, RMC/CMC
Municipal Clerk

Janice Kovach, Mayor