

Regular Council Meeting
May 12, 2009

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

Flag Salute.

Roll Call: Present - Duffy, Insel, Pender, Ragozine, Shea, Valenta,
Mayor Schaumburg

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. Shea, seconded by Mr. Pender, to approve the minutes of the regular meeting held on April 28, 2009 as submitted.

Vote all ayes
Motion carried

APPROVAL OF MONTHLY REPORTS – APRIL

A motion was made by Mr. Pendergast, seconded by Mrs. Insel, to accept the monthly reports for the month of May, 2009 as submitted:

Assessor’s Report, Cat & Dog Licensing Accounts, Clerk’s Account, Fire Official’s Report, Housing Code Enforcement Report, Sewer Collector’s Report, Tax Collector’s Report, Water Collector’s Report, Wastewater Treatment Plant Superintendent’s Report.

Vote all ayes
Motion carried

PUBLIC COMMENTS

1. Dino Rentoulis of the Towne Restaurant, 31 Main Street, extended an invitation to attend the 30th Anniversary open house celebration of the Restaurant on May 14th.
2. Eugene De Cleene, Emergency Services Foundation, announced that the Foundation is selling raffle tickets and the drawing will be held during the Towne Restaurant’s Celebration.

PROCLAMATION:

Mayor Schaumburg read the Proclamation congratulating the Rentoulis Family on 30 wonderful years and wishing them many more years of success in the Town of Clinton.

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3. Attorney Walter Wilson introduced himself and Jim Chmielak, P.E., Engineering and Land Planning Assoc. They are working on behalf of Philip Barretti with respect to the former Moebus Tract, Block 14, Lot 32, and have previously met and presented plans to the Planning Board.

They understand that the most optimum use of the property, from the Town's perspective, might be a park. The other end of that spectrum might be a big box commercial development and somewhere in between is a reasonable application of reality to the land. They have done an analysis from the developer's side of what and what doesn't work; trying to take into account the interests of the Town as well. Their preliminary presentation to the Planning Board was a residential development with a mix of single family and detached units, some of which would be affordable housing. They feel that the use of office or retail components would not be appropriate at this time.

Mr. Chmielak displayed and described a residential concept sketch showing 60 units with proposed access from a continuation of Fairview Avenue at the intersection of Georges Place.

Mr. Wilson stated they are working on a fiscal impact analysis for the use of the property. Mayor Schaumburg asked that they include in the analysis larger lot sizes with larger homes, which would suit this property and fill a void in housing that we have here. This would have less of an impact on our crowded school situation. The affordable attached units should be included as well.

Mr. Cutter asked if they would consider intermingling, instead of segregating, the affordable housing units with the single family homes. Mr. Wilson replied that the segregating aspect doesn't work too well and they may be able to do a combination.

MAYOR'S COMMENTS

1. At the May 5, 2009 Planning Board Meeting the Board recommended the following recommendations to Mayor and Council:

Amend Section 88-64 N. of the Sign Ordinance, which reads "Standing Signs shall require a license issued by the Town Council" and replace with "Standing signs shall require a license issued by Town of Clinton Zoning Office".

Council agreed that this be given to the Town's attorney to prepare the amendment for introduction at the May 26, 2009 Council Meeting.

2. The Police Committee met last week with Chief Matheis regarding shared police services and police consolidation and specifically discussed the proposal for shared services from Lebanon Borough. The Committee decided that at this time it was not financially feasible and the Chief has responded to Lebanon Borough advising them of this. The Committee is not closing the door at this time to discussions about other police shared services.

3. Mayor thanked Councilwoman Insel for working on the Highlands Grant. The Town has received \$50,000. to work on Modules 2 and 3.

4. Mayor attended the N J Conference of Mayors last week. She appeared on NJN and attended many good sessions at the conference. She would like to see more information coming from the

State on the Federal Stimulus Package. She has been appointed to the Conference of Mayors Executive Board and is a Vice President and a Treasurer. She will be testifying before our Legislature on a regular basis and working on our behalf.

5. PROCLAMATION – EMERGENCY SERVICES WEEK:

The Mayor read the Proclamation proclaiming the week of May 17 - 23, 2009 as Emergency Medical Services Week recognizing the value and accomplishments of emergency medical services providers.

SPECIAL EVENT – RENAISSANCE FESTIVAL

Council is receipt of the recommendations and requirements from Chief Matheis for the Festival to be held on the consecutive weekends of June 20-21 and June 27-28, 2009 from 12 Noon to 7:00 p.m. This is a renaissance and medieval entertainment event with demonstrations, activities, shows, music, and children's games. The Chief will be reassessing the event following the first day, in the event any changes in requirements, especially the contracting of off-duty police officers, need to be made.

A motion was made by Mr. Pender, seconded by Mrs. Insel, to approve the application and the street closures, contingent upon all of the recommendations and requirements of Chief Matheis.

Vote all ayes
Motion carried

BANNER PERMIT – CLASSIC CAR SHOW

A motion was made by Mr. Pendergast, seconded by Mrs. Valenta, to approve the banner request for Cruzin Bob's Classic Car Show to be displayed from June 14 to June 29, 2009. The event, sponsored by IHN and the ARC of Hunterdon, is scheduled to be held on June 28, 2009, 10:00 a.m. – 3:00 p.m., at the Unity Bank parking lot.

Vote all ayes
Motion carried

PUBLIC HEARING – ORDINANCE #09-04 – CAP BANK

A motion was made by Mrs Insel, seconded by Mr. Pendergast, to open the public hearing of Ordinance #09-04:

ORDINANCE #09-04
CALENDAR YEAR 2009
ORDINANCE TO ESTABLISH A CAP BANK
N.J.S.A. 40A:4-45:14

Vote all ayes
Motion carried

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There being no public comment, a motion was made by Mr. Duffy, seconded by Mrs. Insel, to close the public hearing.

Vote all ayes
Motion carried

A motion was made by Mrs. Insel, seconded by Mr. Pendergast, to adopt Ordinance #09-04 on second reading.

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

Vote all ayes
Motion carried

PUBLIC HEARING – 2009 BUDGET

Mayor Schaumburg explained that there is a one-cent increase in this year's budget, the average household assessment is \$373, 163., and the percentage of increase is 2.3% for our tax levy. State aid decreased by \$5,182., we lost \$25,000. investment interest and \$8,500. in court fees last year.

Auditor, Warren Korecky, in attendance at tonight's meeting, advised that the reductions in the budget have helped, the Town's finances are in good shape and surplus is healthy.

A motion was made by Mrs. Insel, seconded by Mr. Duffy, to open the public hearing on the 2009 Budget.

Vote all ayes
Motion carried

There being no questions or comments from the public, a motion was made by Mrs. Insel, seconded by Mr. Duffy, to close the public hearing.

Vote all ayes
Motion carried

A motion was made by Mrs. Insel, seconded by Mr. Duffy, to adopt the 2009 Budget as presented.

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

Vote all ayes
Motion carried

RESOLUTION #66-09 – CERTIFICATION OF APPROVED BUDGET

Council received copies of the 2008 Audit and has had ample time to review it. Resolution #66-09 certifies that the governing body has familiarized themselves with the audit and reviewed, if any, recommendations made by the auditing firm. A motion was made by Mrs. Insel, seconded by Mr. Shea, to adopt Resolution #66-09.

Vote all ayes
Motion carried

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

RESOLUTION #67-09 – 2009 SALARY

A motion was made by Mr. Shea, seconded by Mrs. Valenta, to adopt Resolution #67-09, the 2009 salaries for all Town of Clinton employees.

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

Vote all ayes
Motion carried

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

ANNUAL AUDIT – GROUP AFFIDAVIT

A motion was made by Mrs. Insel, seconded by Mr. Pendergast, to sign the Group Affidavit indicating that Council members have read and approved the 2008 Annual Report of Audit.

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

Vote all ayes
Motion carried

INTRODUCTION OF ORDINANCE #09-05 – AMEND CHAPTER 109 TO INCLUDE COUNTY RECYCLING REQUIREMENTS

Mr. Cutter advised that certain amendments to the Town's Recycling Ordinance are needed to make it consistent with the County Solid Waste Management Plan. He has reviewed the amendments to the ordinance, prepared by Attorney Lorraine Staples, and recommends introduction of the ordinance.

A motion was made by Mr. Pendergast, seconded by Mr. Pender, to introduce Ordinance #09-05 as presented.

ORDINANCE #09-05
AN ORDINANCE AMENDING CHAPTER 109
OF THE CODE OF THE TOWN OF CLINTON
TO INCLUDE NEW COUNTY RECYCLING REQUIREMENTS

Vote all ayes
Motion carried

This Ordinance will be published in the May 20, 2009 edition of the Hunterdon Review. Public Hearing to be held June 9, 2009.

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

RESOLUTION #68-09 – SUPPORT MAIN STREET ENHANCEMENT IMPROVEMENT GRANT APPLICATION

This is a resolution to support the submission of a grant application in the amount of \$468,239.00 to the NJDOT for Clinton Historic Main Street Streetscape – Pedestrian Safety Improvement project.

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A resolution was made by Mr. Shea, seconded by Mr. Duffy, to support the Resolution and adopt Resolution #68-09 to support the grant application.

Vote all ayes
Motion carried

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

RESOLUTION #69-09 - SUPPORT OF SUSTAINABLE JERSEY GRANT SUBMISSION

This a sustainable grant funded by Wal-Mart, in the amount of \$10,000., and would fund a Rain Garden at DeMott Pond. Mr. Cutter suggested this project and the grant has been submitted by Councilwoman Valenta.

A motion was made by Mrs. Insel, seconded by Mr. Pender, to adopt Resolution #69-09 in support of the submission of this grant.

Vote all ayes
Motion carried

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

UNION ROAD – D. O. T. GRANT

Mayor Schaumburg gave an update explaining that earlier this year we were turned down for this grant. After contacting the D.O.T. again, she was told to reapply for another grant and has received notice that we will be receiving \$150,000. toward the completion of this project.

RESOLUTION#70-09 – SUPPORTING MAINTENANCE OF MAIN STREET ENHANCEMENT PROJECT

This resolution in support of the submission of an application to NJDOT provides that the Town will be responsible for the maintenance of the streetscape improvements along Main Street.

A motion was made by Mr. Pendergast, seconded by Mrs. Insel, to adopt Resolution #70-09 supporting the maintenance of Main Street Streetscape Enhancement Project.

Vote all ayes
Motion carried

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

STANDING SIGN PERMIT – NINO’S

Building Inspector-Sub-Code Official, John Leonard, has recommended that Council grant the license for a sign permit to Naim Kabashi, Nino’s Restaurant, 27 Leigh Street, with the condition that the licensee provides a copy of his insurance policy.

A motion was made by Mrs. Insel, seconded by Mrs. Valenta, to grant the license to Mr. Kabahsi, with the condition that he provides insurance indemnifying the Town of any claims.

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

Vote all ayes
Motion carried

CORRESPONDENCE

1. Paul Klitsch, WWTP Supt., has notified Council that Lab Manager, Barbara Hartsell, has received her S-3 License and he recommends that she receive the regular salary increase of \$.75./hour. Mr. Cutter advised, although this has been the regular practice, he would like to wait on this recommendation as it was not discussed at the Sewer Committee Meeting held earlier today. The Mayor stated this would be tabled until after it has been put on the agenda for discussion at the next Sewer Committee Meeting.

REPORTS FROM COUNCIL & TOWN OFFICIALS

Councilman Pendergast

1. Senior Luncheon, May 2nd, was a great success. Thanks to all who volunteered to help.

Councilman Pender

1. Town Garage Sale, Sat., June 6th. Participants can register with the Municipal Office.

Councilman Duffy

1. Applications for Fire Department Membership have been received from Tyler Platt, 44 Center Street, Clinton, and Steven Seguine, 40 Halstead Street, Clinton. A motion was made by Mr. Duffy, seconded by Mrs. Insel, to accept the Applications.

Vote all ayes
Motion carried

Councilwoman Insel

1. Thank you to Councilman Shea for donating a computer to the Historic Commission. He will have it set up for them at 47 Leigh Street.

Councilman Shea

1. Roads Committee continues to offer the sale of engraved bricks to be used in the renovation of the walkway off Main Street to the Municipal Parking Lot.

2. Thank you to Mr. Pendergast for his help at the Senior Luncheon.

3. Pansy Day Festival, May 2nd, went well. Thank you to Mr. Cutter and Public Works for their assistance.

Councilwoman Valenta

1. Clinton Rescue has completed a blood drive, gained two new members, reported 183 dispatches for the month of April, and their new rig is on the way and should arrive by the end of this month. The Squad is well prepared to deal with the Swine Flu situation.

2. A general overview of grant activity indicates that 7 or 8 grants of multiple types, in various stages, are underway at this time. Private grants are also available.

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PW/Bus. Adm., Robert Cutter

1. Application for the Grant for the Rain Garden is available for review for those who may be interested. Thank you to Judith Meskill, 30 Lingert Avenue, who has been helping to obtain this grant.
2. Will be attending the next meeting of the Environmental Commission with reference to the "Green Team".
3. Recently represented the Town at the County Meeting on Shared Services. Another survey will need to be completed and he will continue to work on this and supports submitting grants in house.

APPROVAL OF STANDBY AND OVERTIME

A motion was made by Mrs. Valenta, seconded by Mrs. Insel, to approve the standby and overtime pay as submitted for May 17, 2009 through May 30, 2009.

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

Vote all ayes
Motion carried

PAYMENT OF BILLS

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

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

Vote all ayes
Motion carried

ADJOURNMENT

There being no further business, a motion was made by Mrs. Insel, seconded by Mr. Pendergast, to adjourn the meeting at 8:35 p.m.

Vote all ayes
Motion carried

Sara J. Peterson, RMC
Deputy Municipal Clerk

Christine Schaumburg, Mayor

