

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

Flag Salute.

Roll Call: Present – Carberry, Dineen, Pendergast, Rylak, 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 Ms. Sosidka, seconded by Mr. Rylak, to approve the council meeting minutes of April 11, 2017 submitted.

Vote All Ayes
Motion carried

APPROVAL OF EXECUTIVE SESSION MINUTES

A motion was made by Mr. Smith, seconded by Mr. Carberry, to approve the executive session minutes of April 11, 2017 submitted.

Vote All Ayes
Motion carried

APPROVAL OF MONTHLY REPORTS – MARCH – WWTP – POLICE- TREASURER’S

A motion was made by Mr. Pendergast, seconded by Ms. Sosidka, to approve the Waste Water Treatment Plant, Police, and Treasurer’s monthly reports for March 2017 as submitted.

Vote all ayes
Motion carried

PUBLIC COMMENT

1. Four members of the Clinton Fire and Rescue Parade committee commemorating the 125th Anniversary of the Town of Clinton Fire Department and the 50th Anniversary of the Town of Clinton Rescue Squad which included Frank Setnicky, Rescue Squad Chief, Walter Dorf, Fire Chief, Mike Clancy, Fire Department, and Bill Wintermute, Fire Department. They came to officially invite the Mayor and Council to participate riding in the parade. Mayor and Council welcomed the invitation.

Mayor Kovach said the Town of Clinton will have two proclamations sent over to put in the History/Ad book.

Mr. Carberry said the Chili Cook-off was out of this world again that took place at the Rescue Squad this past weekend, April 22, 2017.

2. Mr. Harvey Finkle from the Clinton Book Store updated the Mayor and Council that the Farmer's Market will begin again for another season on May 7, 2017. This will run through October 2017. There will be a ribbon cutting ceremony at 9:00am on opening day. Also October 1, 2017 is the date for the Harvest Festival.

MAYOR'S COMMENTS

1. Mayor Kovach said she received a letter from the NJ State Police National Guard Camporee for anyone who would like to participate. The event is from May 19th, 2017 to May 21st, 2017 at the National Guard Training Center in Sea Girt New Jersey. If anyone is interested in participating you must respond by May 1, 2017.

PRESENTATION – Gilbert Andwati , Co-Founder of Hope For The Hurt Campaign

Mr. Gilbert Andwati introduced himself to Mayor and Council to speak to and explain what his campaign is about. He is a 22 year old from Kenya, Africa and when he came over to this country he had bullying issues in school and wanted to start something to help others. Mr. Andwati said he is the president and co- founder of Hope for The Hurt Campaign.

The Hope for The Hurt is a youth advocacy campaign working its way up into a non-profit organization, the campaign began as an Instagram page, where people could vent about their sad and depressing moments. The more people vented about the painful moments in their lives the more they saw a community of support. The campaign addresses five critical issues which can lead to one another, or directly to suicide. Those issues are substance abuse, depression, anxiety, self-harm, and cases of bullying. Less than 10 years ago, suicide was the third leading cause of death for young teens and adolescents. Today, the second leading cause of death among ages 10-24 is suicide. Our goal is to grow a presence of awareness and grow a generation of leaders who want to help others. By raising awareness on these critical issues, Mr. Andwati explained the organization hopes to spread its presence and build bonds and partnerships.

Mr. Andwati said his main aim was to get a declaration signed from Mayor and Council for this cause. In a few weeks he will be going back to the United Nations to give his report of his progress.

Mayor Kovach and Council all felt this is a great cause and told Mr. Andwati he is doing a terrific job. They were very impressed for taking on such a big task at the age of 22. Mayor Kovach said she will have a proclamation written up from the Town.

PRESENTATION – Andrew Camp, MPA, Hunterdon County OEM: Point of Distribution (POD)

Mr. Jack Daniels, Housing/Code Enforcement Officer and Fire Official and member of the Emergency Management committee introduced Andrew Camp from the Hunterdon County Department of Public Safety Division of Emergency Management and Karen DeMarco from the Hunterdon County Division of Public Health to give the update to what the County's Office of Emergency Management is doing to prepare for any catastrophic situation.

Mr. Camp and Ms. DeMarco addressed Mayor and Council with a power point presentation about the importance of having Point of Distributions for the public to get the medications and supplies out during

those situations. The idea is to have the medication out in 36 hours. One Point of Distribution is at the County Offices on Route 12 and they are looking into using Spruce Run Recreation as another. What is needed to be a point of distribution is an easy entrance and exit that can handle many cars and pedestrians like an assembly line. Councilman Smith recommended to look into the Hunterdon County North Branch library in Town. They have the porch on both sides to go in and out. Mr. Camp responded saying that location may be small but can look into it.

Ms. DeMarco said what they would like from Mayor and Council is a Memorandum of Understanding (MOU's) which means the Town will agree to supply some items needed to have this work if the situation arises. Ms. DeMarco will get the list of items over to the Town and if there is anything the Town can say they will be responsible for that would be great. That list will be the Town of Clinton's MOU's.

Ms. Demarco and Mr. Camp thanked Mayor and Council for listening and anything the Town can do to prepare for an emergency situation would be great. They said hopefully we will never need it but at least we will be prepared.

Mayor Kovach and Council thanked them for the presentation and will do all they can to participate with the Office of Emergency Management to prepare for any emergency.

PRESENTATION – Marc Saluk, Hunterdon County Economic Development Director

Mr. Marc Saluk, Economic Development Director from the Hunterdon County Department of Planning Economic Development and Land Use addressed Mayor and Council about the updates on the current initiatives for Hunterdon County. One of the main concerns his department is looking into is the fact Hunterdon County population is aging and declining rapidly for a while. It is the oldest county in the State. Mr. Saluk said he is looking into creating opportunities for the young people to show them their advantages to staying in Hunterdon County. Mr. Saluk said he has only been in this position for one year therefore all programs are in the beginning phase. Since just beginning, there could be a lot of partnership with the Clinton area to develop initiatives.

Mr. Saluk said he wants to build reasonable and appropriate programs for Hunterdon County. Some ways are small foot print projects such as IT and research and development, etc. Through these projects try to show opportunities to the students in schools by taking them into some of the big companies in our area like the Exxon Research and Development and other industries. Show the students there are many job opportunities right in their own backyard. Take the students into the business and see what they actually do. Hopefully start some overlap which may lead to internships, semester long projects between business and schools and other things. This will make the students aware what is here.

Mr. Saluk explained one area is the entrepreneurial initiations to keep all the innovators in Hunterdon County and partner with them for long term growth. This means to try to develop programs that engage the community. One such project is this weekend called Hackathon where coders, programmers and software designers come together for 24 to 48 hours to make their ideas a reality. There are awards and prizes given out. Mr. Saluk said this event has brought many people together who did not realize how many others are interested in the same field and the resources that are out there in their own community. This is just the start of building programs and connections in other business areas in the community.

Mr. Saluk said he is in the process of creating the Economic Development web site. This will have information about all the communities such as what they are trying to bring into their community.

Mr. Saluk thanked Mayor Kovach and Council for listening to him and would love their input in the future.

2016 AUDIT

Copies of the 2016 Annual Audit have been distributed to Mayor and Council for their review. A resolution will be presented at the next council meeting certifying that the audit has been reviewed by all and a Group Affidavit will be signed.

Councilman Smith made note that there were no recommendations on this audit.

A motion was made by Mr. Smith, seconded by Ms. Dineen to accept the 2016 Audit:

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

Vote all ayes
Motion carried

RESOLUTION #75-17 – CANCELLATION OF LIEN

A motion was made by Mr. Pendergast, seconded by Mr. Carberry to adopt Resolution #75-17 as submitted:

**RESOLUTION #75-17
CANCELLATION OF LIEN**

WHEREAS, the Tax Collector of the Town of Clinton has been paid \$11,262.42, the amount necessary to redeem Tax Sale Certificate #2016-4 on Block 10, Lot 15, assessed to Leigh Street Realty LLC, and purchased by FWDSL & Associates LP.

NOW THEREFORE BE IT RESOLVED, on this 25th day of April 2017 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 \$11,262.42 (certificate) & \$1,900.00 (premium) to FWDSL & Associates LP, 17 West Cliff Street, Somerville, NJ, 08876, 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 #2016-4 on Block 10, Lot 15, assessed to Leigh Street Realty LLC, from the Town of Clinton Tax Records.

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

Vote all ayes
Motion carried

CORRESPONDENCE - None

REPORTS FROM COUNCIL & TOWN OFFICIALS

Chief Brett Matheis

1. Chief Matheis reminded Mayor and Council that Arbor Day is this Friday, April 28, 2017. The location will be in front of 25 West Main Street. An Officer will be there to cross the Clinton Public School children to the site of the planting.

2. The Clinton Sunrise Annual Fishing Derby is this Saturday, April 29, at the DeMott Pond. An officer will be there to monitor traffic.
3. The Hunterdon Art Museum's Gala is also held this coming weekend. The Clinton police will be monitoring that event as well.

Councilman Smith

1. Councilman Smith told Mayor and Council about an article he read about the reservoir drought and said he asked Roger Plaisted, Water Superintendent, how our water department's well levels were. Mr. Plaisted said they are about five feet lower than where they should be at this time however compared to last year the wells are only three to four feet lower than last year. The well's status is fine.
2. Buildings and Grounds and Roads will be meeting in the coming weeks.

Councilwoman Dineen

1. Councilwoman Dineen reported that Arbor Day will take place this Friday, April 28, 2017 at 11:00am. The tree will be planted in front of 25 West Main Street and is dedicated to the Clinton Fire Department and The Clinton First Aid and Rescue Squad.

Councilman Pendergast

1. Councilman Pendergast said he and Mayor Kovach attended the Hunterdon County Fire Chief Association meeting. The main topic was concerning the response times for the volunteer departments for two different events. There are two standards according to the National Fire Protection Association. One is for professional fire departments and one is for volunteer departments. According to their records neither department in the County meets the state's standards. They say it is not a problem. They are looking into where departments will not be able to have volunteers and moving more towards paid staff. The Fire Chief Association is looking to have paid staff in some sites throughout the County. The problem with volunteers is the extensive training they need to go through. The point of this is to look into ways to handle the diminishing supply of volunteers for the future. Councilman Pendergast said it was a very interesting meeting and more information will be coming.
2. The Waste Water Treatment Plant's filter building will be starting structural and electrical updating. The engineer will be going through the entire building to get it up to shape. The permit was accepted and passed the inspection. The Sewer staff works very hard to keep everything up to par.

APPROVAL OF STANDBY AND OVERTIME

A motion was made by Mr. Carberry, seconded by Mr. Rylak, to approve the standby and overtime pay attached to these minutes for April 7, 2017 through April 20, 2017.

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

Vote all ayes
Motion carried

PAYMENT OF BILLS

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

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

Vote all ayes
Motion carried

RESOLUTION # 76-17 - EXECUTIVE SESSION – CONTRACT NEGOTIATIONS & PERSONNEL

A motion was made by Mr. Pendergast, seconded by Ms. Sosidka, to enter into Executive Session at 8:43 p.m. to discuss contract negotiations and personnel.

Vote all ayes
Motion carried

**RESOLUTION # 76-17
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;

X 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: _____ 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.

A motion was made by Mr. Smith, seconded by Ms. Dineen to return to the Regular Meeting with action to be taken at 8:57 p.m.

Vote all ayes
Motion carried

**RESOLUTION #77-17 – AMENDING THE COLLECTIVE BARGAINING AGREEMENT
BETWEEN THE TOWN OF CLINTON AND THE TEAMSTERS LOCAL 469**

A motion was made by Mr. Pendergast, seconded by Mr. Carberry to adopt Resolution #77-17 as submitted:

**TOWN OF CLINTON
RESOLUTION #77-17**

**RESOLUTION AMENDING THE COLLECTIVE BARGAINING AGREEMENT
BETWEEN THE TOWN OF CLINTON AND THE TEAMSTERS LOCAL 469**

WHEREAS, on June 10, 2014, the Mayor and Council of the Town of Clinton ratified the Collective Bargaining Agreement between the Town and the Teamsters Local 469 via Resolution #89-14; and

WHEREAS, the Town of Clinton and Teamsters Local have mutually agreed to make certain changes to the terms and conditions of the Collective Bargaining Agreement, specifically amendments to “Schedule A” and extending the contract term; and

WHEREAS, the following amendments have been agreed upon:

- The current version of “Schedule A”, entitled “Rates of Pay” that was made part of the June 10, 2014 Collective Bargaining Agreement is hereby removed and replaced with a new version dated April 25, 2017, which has been attached to this resolution.
- The current term of the existing Collective Bargaining Agreement ran from January 1, 2014 – December 31, 2018. The amended contract term will be January 2, 2014 – December 31, 2020.

WHEREAS, upon adoption of this resolution,

1. All references to “Schedule A” in the Collective Bargaining Agreement shall now refer to the April 25, 2017 version.
2. All references to the term of the Collective Bargaining Agreement shall now refer to January 1, 2014 – December 31, 2020.
3. All existing terms and conditions not referenced in this Resolution shall remain in full effect and cannot be altered or amended without the mutual consent of the Town of Clinton and the Teamsters Local 469.

NOW THEREFORE BE IT RESOLVED, the Mayor and Council hereby authorize the attached changes to the Collective Bargaining Agreement between the Town of Clinton and Teamsters Local 469

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the Town of Clinton Chief Financial Officer and the Teamsters Local 469.

SCHEDULE "A"
RATES OF PAY

TITLE	EMPLOYEE	2013	CURRENT LONGEVITY	BASE SALARY	FUTURE SALARY						
					2014 (2%)	2015 (2%)	2016 (2%)	2017 (2%)	2018 (2%)	2019 (2%)	2020 (2%)
Laborer	Howard Deemer	\$56,431.65	\$2,257.27	\$58,688.92	\$59,862.70	\$61,059.95	\$62,281.15	\$68,526.77	\$69,897.31	\$71,295.26	\$72,721.16
Laborer	Kevin Hallinger	N/A	\$0.00	N/A	N/A	N/A	\$33,280.00	\$38,945.60	\$39,724.51	\$40,519.00	\$41,329.38
Laborer	Steven Higgins	N/A	\$0.00	N/A	N/A	\$33,280.00	\$33,945.60	\$39,624.51	\$40,417.00	\$41,225.34	\$42,049.85
Laborer	Robert Hoffman	\$40,367.97	\$0.00	\$40,367.97	\$41,175.33	\$41,998.84	\$42,838.81	\$48,688.44	\$49,662.21	\$50,655.45	\$51,668.56
Laborer	Gary Magyar	N/A	\$0.00	N/A	N/A	N/A	N/A	\$38,280.00	\$39,045.60	\$39,826.51	\$40,623.04
Laborer	David Mess	N/A	\$0.00	N/A	\$33,280.00	\$33,945.60	\$34,624.51	\$40,317.00	\$41,123.34	\$41,945.81	\$42,784.73
Laborer	Andrew Mileto	\$33,280.00	\$0.00	\$33,280.00	\$33,945.60	\$34,624.51	\$35,317.00	\$41,023.34	\$41,843.81	\$42,680.69	\$43,534.30
Laborer	Eli Pieretti	N/A	\$0.00	N/A	N/A	N/A	\$33,280.00	\$38,945.60	\$39,724.51	\$40,519.00	\$41,329.38
Laborer	Richard Rinehardt	N/A	\$0.00	N/A	N/A	N/A	\$33,280.00	\$38,945.60	\$39,724.51	\$40,519.00	\$41,329.38
Laborer	FUTURE EMPLOYEES	\$33,280.00	\$0.00	\$33,280.00	\$33,280.00	\$33,280.00	\$33,280.00	\$38,280.00	\$38,280.00	\$38,280.00	\$38,280.00

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

Vote all ayes
 Motion carried

RESOLUTION #78-17 – 2017 SALARY RESOLUTION

A motion was made by Mr. Pendergast, seconded by Mr. Carberry to adopt Resolution #66-17 as submitted:

RESOLUTION #78-17

2017 SALARY RESOLUTION

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

That the following position titles within the Town of Clinton in the County of Hunterdon, the respective salaries or compensation set forth below are hereby fixed as the maximum amounts to be paid for the year 2017:

POSITION

SALARY

Tax Assessor	24,081.75 – Fran Kuczynski
Assistant to Tax Assessor	6,306.04 – Louise Hartzog
Public Works Foreman	33.92/Hr.-David Burdge
Public Works Employee #1	32.95/Hr.-Howard Deemer
Public Works Employee #2	23.41/Hr.-Robert Hoffman
Public Works Employee #3	19.72/Hr.-Andrew Mileto
Public Works Employee #4	19.38/Hr.-David Mess
Public Works Employee #5	19.05/Hr.-Steve Higgins
Public Works Employee #6	18.72/Hr.-Eli Peretti
Public Works Employee #7	18.72/Hr.-Kevin Hallinger
Public Works Employee #8	18.72/Hr.-Richard Rinehart
Public Works Employee #9	18.41/Hr.-Gary Magyar
Stand-by Pay	5.00/Hr.

The foregoing resolution shall take effect immediately upon passage and publication thereof according to law.

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

Vote all ayes
Motion carried

Mayor Janice Kovach asked for a motion per Town Attorney Richard Cushing's advice to authorize Public Works Administrator, Richard Phelan, to execute an agreement between the Town of Clinton and PBA Local 188 regarding settlement of grievance under Docket #AR 2017 229.

A motion was made by Mr. Pendergast, seconded by Mr. Carberry to authorize the agreement.

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

Vote all ayes
Motion carried

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

Vote all ayes
Motion carried

Nancy A. Burgess, Deputy Clerk

Mayor Janice Kovach