

Flag Salute.

Roll Call: Dineen, Humphrey, Intrabartola, Johnson, Karsh, Traphagen, 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.”

Mayor Kovach welcomed the public to the meeting and explained how the meeting will be run by reading the following statement :

N.J.S.A. 10:4-8 (b) authorizes municipalities to conduct public meetings through use of streaming services and other online meeting platforms.

The Town of Clinton is using ZOOM Video Meetings, which are also live-streamed to Facebook Live on the Town’s Facebook Page at @clintonnjgov

Please be aware that this meeting is being recorded for the public record.

Both ZOOM and Facebook Live are imperfect, so if glitches pop-up, please be patient.

We will be addressing all questions and general comments after the governing body has conducted business and shared reports. We will take comments during the public hearing of any Ordinances on the agenda.

Councilman Mike Humphrey will be moderating questions and comments on ZOOM and Facebook. Please use the chat feature in Zoom to indicate that you wish to be recognized for a comment. You can also type in questions.

You must provide you name and address to be recognized for comment.

We ask that you keep your device muted until called upon by the council.

The Mayor and Council will respond to all votes using chat.

Please feel free to reach out with a note at jkovach@clintonnj.gov for any reason after the meeting.

APPROVAL OF MINUTES

A motion was made by Mr. Humphrey, seconded by Ms. Johnson, to approve the council meeting minutes of March 11, 2020 as submitted.

Vote all ayes
Motion carried

MAYOR’S COMMENTS

Mayor Kovach reported that Republic garbage haulers asked that a temporary hold on large bulk items be in effect. A message will be put out to residents.

The office staff is having limited time in the office and the Department of Public Works is working a split shift to ensure the health and safety of our employees.

Committee meetings for April will attempt to be held via ZOOM if residents are interested in viewing.

Trans Bridge bus lines have suspended their service, however, New Jersey Transit has opened train lines into the area.

PUBLIC HEARING OF ORDINANCE #20-07 – BOND ORDINANCE

A motion was made by Ms. Johnson, seconded by Ms. Dineen, to open the public hearing of Ordinance #20-07:

ORDINANCE #20-07

**BOND ORDINANCE PROVIDING FOR THE FUNDING OF AN
EMERGENCY APPROPRIATION FOR THE REPAIR OF A SINK
HOLE ON MESSIG ROAD IN AND BY THE TOWN OF
CLINTON, IN THE COUNTY OF HUNTERDON, NEW JERSEY,
APPROPRIATING \$52,000 THEREFOR AND AUTHORIZING
THE ISSUANCE OF \$49,400 BONDS OR NOTES OF THE TOWN
TO FINANCE PART OF THE COST THEREOF**

Vote all ayes
Motion carried

There being no public comment, a motion was made by Ms. Karsh, seconded by Ms. Johnson, to close the public portion of the meeting.

Vote all ayes
Motion carried

A motion was made by Ms. Dineen, seconded by Ms. Karsh, to adopt Ordinance #20-07 on final reading.

ROLL CALL: Ayes: Dineen, Humphrey, Intrabartola, Johnson, Karsh, Traphagen,
Mayor Kovach

Vote all ayes
Motion carried

PUBLIC HEARING OF ORDINANCE #20-08 – AMENDMENT TO FEE SCHEDULE

A motion was made by Ms. Intrabartola, seconded by Ms. Dineen, to open the public hearing of Ordinance #20-08:

ORDINANCE # 20-08

**ORDINANCE AMENDING CERTAIN FEES UNDER THE UNIFORM CONSTRUCTION
CODE AND FEES FOR THE RESALE OR REFINANCE OF AN AFFORDABLE HOUSING
UNIT**

Vote all ayes
Motion carried

Referring to the construction code fees, Amy DeVita, 17 Halstead Street, called in and asked if the fire inspector could complete inspections on houses ready for closings. Ms. DeVita was informed that it would be the requirement of the realtor to go to the home and have the form notarized and submitted. The fire inspector will not waive the requirement of the inspection. Ms. DeVita was discouraged by the response and realtors do not want to jeopardize other people going in either. The form is available on the website.

There being no further questions, a motion was made by Ms. Karsh, seconded by Ms. Dineen, to close the public portion of the meeting.

Vote all ayes
Motion carried

PUBLIC HEARING OF ORDINANCE #20-09- FILTER AND RESIDUALS BUILDING

A motion was made by Ms. Intrabartola, seconded by Ms. Dineen, to open the public hearing of Ordinance #20-09:

BOND ORDINANCE #20-09

BOND ORDINANCE PROVIDING A SUPPLEMENTAL APPROPRIATION OF \$500,000 FOR THE FILTER AND RESIDUALS BUILDING IMPROVEMENT PROJECT FOR THE WASTEWATER TREATMENT PLANT IN AND BY THE TOWN OF CLINTON, COUNTY OF HUNTERDON, NEW JERSEY AND AUTHORIZING THE ISSUANCE OF \$500,000 BONDS OR NOTES OF THE TOW TO FINANCE PART OF THE COST THEREOF

Vote all ayes
Motion carried

Mayor Kovach explained that quotes for the project came in higher than expected therefore a bond ordinance to increase the amount of the funds for the project.

There being no public comments, a motion was made by Mr. Humphrey, seconded by Ms. Johnson, to close the public portion of the meeting.

Vote all ayes
Motion carried

A motion was made by Ms. Dineen, seconded by Ms. Johnson, to adopt Ordinance #20-09 on final reading.

ROLL CALL: Ayes: Dineen, Humphrey, Intrabartola, Johnson, Karsh, Traphagen, Mayor Kovach

Vote all ayes
Motion carried

INTRODUCTION OF ORDINANCE #20-10 –

A motion was made by Ms. Intrabartola, seconded by Ms. Johnson, to introduce Ordinance #20-10 on first reading as submitted:

- **ORDINANCE #20-10**
 - **BOND ORDINANCE PROVIDING FOR VARIOUS ROAD IMPROVEMENTS IN AND BY THE TOWN OF CLINTON, IN THE COUNTY OF HUNTERDON, NEW JERSEY, APPROPRIATING \$385,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$133,863 BONDS OR NOTES OF THE TOWN TO FINANCE PART OF THE COST THEREOF.**

BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF CLINTON, IN THE COUNTY OF HUNTERDON, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

Section 1. The several improvements described in Section 3 of this bond ordinance are hereby respectively authorized to be undertaken by the Town of Clinton, in the County of Hunterdon, New Jersey (the "Town") as general improvements. For the several improvements or purposes described in Section 3, there are hereby appropriated the respective sums of money therein stated as the appropriation made for each improvement or purpose, such sums amounting in the aggregate to \$385,000, including a grant in the amount of \$153,237 from the State of New Jersey Department of Transportation for the purpose in Section 3(a) and a grant in the amount of \$97,900 from the State of New Jersey Department of Transportation for the purpose in Section 3(b) (collectively, the "State Grants"). No down payment is required pursuant to N.J.S.A. 40A:2-11(c) as the improvements or purposes referred to in Section 3 are being partially funded by the State Grants.

Section 2. In order to finance the cost of the several improvements or purposes not covered by application of the State Grants, negotiable bonds are hereby authorized to be issued in the principal amount of \$133,863 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. The several improvements hereby authorized and the several purposes for which the bonds are to be issued, the estimated cost of each improvement and the appropriation therefor, the estimated maximum amount of bonds or notes to be issued for each improvement and the period of usefulness of each improvement are as follows:

<u>Purpose</u>	<u>Appropriation & Estimated Cost</u>	<u>Estimated Maximum Amount of Bonds & Notes</u>	<u>Period of Usefulness</u>
a) Union Road Section 2 Roadway Improvement Project, including all work and materials necessary therefor and incidental thereto.	\$200,000 (includes a \$153,237 grant from the State of New Jersey Department of Transportation)	\$46,763	10 years
b) George's Place Roadway Improvement Project, including	<u>\$185,000</u>	<u>\$87,100</u>	10 years

all work and materials necessary therefor and incidental thereto.	(includes a \$97,900 grant from the State of New Jersey Department of Transportation)			
Total	<u>\$385,000</u>		<u>\$133,863</u>	

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no bond anticipation note shall mature later than one year from its date, unless such bond anticipation notes are permitted to mature at such later date in accordance with applicable law. The bond anticipation notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with bond anticipation notes issued pursuant to this bond ordinance, and the chief financial officer's signature upon the bond anticipation notes shall be conclusive evidence as to all such determinations. All bond anticipation notes issued hereunder may be renewed from time to time subject to the provisions of the Local Bond Law or other applicable law. The chief financial officer is hereby authorized to sell part or all of the bond anticipation notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the bond anticipation notes pursuant to this bond ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the bond anticipation notes sold, the price obtained and the name of the purchaser.

Section 5. The Town hereby certifies that it has adopted a capital budget or a temporary capital budget, as applicable. The capital or temporary capital budget of the Town is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. To the extent that the purposes authorized herein are inconsistent with the adopted capital or temporary capital budget, a revised capital or temporary capital budget has been filed with the Division of Local Government Services.

Section 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvements or purposes described in Section 3 of this bond ordinance are not current expenses. They are all improvements or purposes that the Town may lawfully undertake as general improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.

(b) The average period of usefulness, computed on the basis of the respective amounts of obligations authorized for each purpose and the reasonable life thereof within the limitations of the Local Bond Law, is 10 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Town as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$133,863, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$77,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the purposes or improvements.

Section 7. The Town hereby declares the intent of the Town to issue bonds or bond anticipation notes in the amount authorized in Section 2 of this bond ordinance and to use the proceeds to

pay or reimburse expenditures for the costs of the purposes or improvements described in Section 3 of this bond ordinance. This Section 7 is a declaration of intent within the meaning and for purposes of the Treasury Regulations.

Section 8. Any grant moneys received for the purposes or improvements described in Section 3 hereof shall be applied either to direct payment of the cost of the improvements or, if other than the State Grants referred to in Section 1 hereof, to payment of the obligations issued pursuant to this bond ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are so used.

Section 9. The chief financial officer of the Town is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Town and to execute such disclosure document on behalf of the Town. The chief financial officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Town pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the Town and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Town fails to comply with its undertaking, the Town shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

Section 10. The full faith and credit of the Town are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Town, and the Town shall be obligated to levy *ad valorem* taxes upon all the taxable real property within the Town for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 11. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

Vote all ayes
Motion carried

A copy of this ordinance will be published in the April 2, 2020 edition of the Hunterdon Review. A public hearing will be held April 22, 2020.

INTRODUCTION OF ORDINANCE #20-11 - CAP

A motion was made by Ms. Dineen, seconded by Ms. Karsh, to introduce Ordinance #20-11 on first reading as submitted:

ORDINANCE 20-11
CALENDAR YEAR 2020
ORDINANCE TO ESTABLISH A CAP BANK
(N.J.S.A. 40A:4-45.14)

WHEREAS, the Local Government Cap Law, N.J.S. 40A:4-45.1 et.seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said final budget appropriations to 2.50% unless authorized by ordinance to increase it to 3.5% over the previous years final appropriations; and,

WHEREAS, a municipality may, by ordinance, bank the difference between its final budget appropriations and the 3.5% increase authorized by this ordinance when said difference is not appropriated as part of the

WHEREAS, the Town Council of the Town of Clinton, County of Hunterdon, hereby determines that this difference in the amount of \$37,419.00 that is not appropriated as part of the final budget shall be retained as an exception to the final appropriations in either of the next two succeeding years.

NOW THEREFORE BE IT ORDAINED, that any amount authorized herein above that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

Vote all ayes
Motion carried

A copy of this ordinance will be published in the April 1, 2020 edition of the Hunterdon Review. A public hearing will be held April 22, 2020.

INTRODUCTION OF 2020 MUNICIPAL BUDGET

Mayor Kovach introduced the 2020 Municipal Budget and will have a prepared letter to residents available shortly. A motion was made by Ms. Dineen, seconded by Mr. Humphrey to introduce the 2020 budget as presented. A public hearing will be held May 27, 2020.

Vote all ayes
Motion carried

RESOLUTION #73-20 – RECYCLING TONNAGE GRANT APPLICATION

A motion was made by Ms. Karsh, seconded by Ms. Intrabartola, to adopt Resolution #73-20 as submitted:

RESOLUTION #73-20 RESOLUTION AUTHORIZING THE SUBMISSION OF THE RECYCLING TONNAGE GRANT APPLICATION

WHEREAS, The Mandatory Source Separation and Recycling Act, P.L.1987, c.102, has established a recycling fund from which tonnage grant may be made to municipalities in order to encourage local source separation and recycling programs; and

WHEREAS, It is the intent and the spirit of the Mandatory Source Separation and Recycling Act to use the tonnage grants to develop new municipal recycling programs and to continue and to expand existing programs; and

WHEREAS, The New Jersey Department of Environmental Protection has promulgated recycling regulations to Implement the Mandatory Source Separation and Recycling Act; and

WHEREAS, The recycling regulations impose on municipalities certain requirements as a condition for applying for tonnage grants, including but not limited to, making and keeping accurate, verifiable records of materials collected and claimed by the municipality; and

WHEREAS, A resolution authorizing this municipality to apply for the 2019 Recycling Tonnage Grant will memorialize the commitment of this municipality to recycling and to indicate the assent of Mayor and Council of the Town of Clinton to the efforts undertaken by the municipality and the requirements contained in the Recycling Act and recycling regulations; and

WHEREAS, Such a resolution should designate the individual authorized to ensure the application is properly completed and timely filed.

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the Town of Clinton hereby endorses the submission of the recycling tonnage grant application to the New Jersey Department of Environmental Protection and designates Richard Phelan to ensure that the application is properly filed; and

BE IT FURTHER RESOLVED that the monies received from the recycling tonnage grant be deposited in a dedicated recycling trust fund to be used solely for the purposes of recycling.

Vote all ayes
Motion carried

RESOLUTION #74-20 – CHANGE ORDER

A motion was made by Ms. Johnson, seconded by Ms. Dineen, to adopt Resolution #74-20 as submitted:

RESOLUTION # 74-20

CHANGE ORDER NO. 1

WHEREAS, the need has arisen for a change order to the Pedestrian Safety Project, and;

WHEREAS, there were changes and increases in Quantities and Unit Prices, and;

WHEREAS, the original contract price was \$269,497.00 and the proposed increase is \$11,721.28 bringing the total adjusted contract amount to \$281,218.28;

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Town of Clinton that Change Order Number 1 for the Pedestrian Safety Project be approved.

ROLL CALL: Ayes: Dineen, Humphrey, Intrabartola, Johnson, Karsh, Traphagen, Mayor Kovach

Vote all ayes
Motion carried

RESOLUTION #75-20 – CANCELLATION OF LIEN

A motion was made by Mr. Humphrey, seconded by Ms. Johnson to adopt Resolution #75-20 as submitted:

RESOLUTION # 75-20

WHEREAS, the Tax Collector of the Town of Clinton has been paid \$11,092.89, the amount necessary to redeem Tax Sale Certificate #2018-2 on Block 10 Lot 15, assessed to Leigh Street Realty, LLC % S Ackaway and purchased by Light Properties LLC then Assigned to Bala Partners, LLC.

NOW THEREFORE BE IT RESOLVED, on this 25th day of March, 2020 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 \$11,092.89 to Bala Partners, LLC, 500 Summit Lake Drive, Valhalla, NY, 10595 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 #2018-2 on Block 10 Lot 15, assessed to Leigh Street Realty, LLC % S Ackaway, from the Town of Clinton Tax Records.

ROLL CALL: AYES: Dineen, Humphrey, Intrabartola, Johnson, Karsh, Traphagen, Mayor Kovach

Vote all ayes
Motion carried

RESOLUTION #76-20 – SUBURBAN CONSULTING – WEST MAIN STREET PROJECT

A motion was made by Ms. Dineen, seconded by Ms. Johnson, to adopt Resolution #76-20 as submitted:

RESOLUTION # 76-20

**RESOLUTION APPOINTING SUBURBAN CONSULTING ENGINEERS
FOR WEST MAIN STREET WATER MAIN REPLACEMENT PROJECT**

PHASES II - IV

WHEREAS, The Town of Clinton has the need to appoint an Engineer for the West Main Street Water Main Replacement Project – Phases II - IV; and

WHEREAS, Suburban Consulting Engineers has been recommended by Town of Clinton Water Committee;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Town of Clinton hereby appoints Suburban Consulting Engineers for the West Main Street Water Main Replacement Project – Phases II – IV at an amount not to exceed \$67,000.00.

ROLL CALL: Ayes : Dineen, Humphrey, Intrabartola, Johnson, Karsh, Traphagen, Mayor Kovach

Vote all ayes
Motion carried

RESOLUTION #77-20 – SUBURBAN CONSULTING - FOSTER WHEELER / FOX FIRE

A motion was made by M. Karsh, seconded by Ms. Dineen, to adopt Resolution #77-20 as submitted:

RESOLUTION # 77-20

**RESOLUTION APPOINTING SUBURBAN CONSULTING ENGINEERS
FOR FOSTER WHEELER AND FOX FIRE BOOSTER PUMP STATION**

WHEREAS, The Town of Clinton has the need to appoint an Engineer for the Foster Wheeler and Fox Fire Booster Pump Station Project; and

WHEREAS, Suburban Consulting Engineers has been recommended by Town of Clinton Water Committee;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Town of Clinton hereby appoints Suburban Consulting Engineers for the Foster Wheeler and Fox Fire Booster Pump Station Project at an amount not to exceed \$150,000.00.

ROLL CALL: Ayes: Dineen, Humphrey, Intrabartola, Johnson, Karsh, Traphagen, Mayor Kovach

Vote all ayes
Motion carried

RESOLUTION #78-20 – SUBURBAN CONSULTING – LEBANON BOROUGH WATER MAIN

A motion was made by Ms. Dineen, seconded by Ms. Johnson, to adopt Resolution #78-20 as submitted:

RESOLUTION #78-20

**RESOLUTION APPOINTING SUBURBAN CONSULTING ENGINEERS
FOR LEBANON BOROUGH WATER MAIN REPLACEMENT PROJECT**

PHASES II, III AND V

WHEREAS, The Town of Clinton has the need to appoint an Engineer for the Lebanon Borough Water Main Replacement Project Phases II, III and V; and

WHEREAS, Suburban Consulting Engineers has been recommended by Town of Clinton Water Committee;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Town of Clinton hereby appoints Suburban Consulting Engineers for the Lebanon Borough Water Main Replacement Project Phases II, III and V at an amount not to exceed \$67,000.00.

ROLL CALL: AYES: Dineen, Humphrey, Intrabartola, Johnson, Karsh, Traphagen, Mayor Kovach

Vote all ayes
Motion carried

RESOLUTION #79-20 – HIRING OF SEPCIAL LAW ENFORCEMENT OFFICER

A motion was made by Ms. Johnson, seconded by Ms. Intrabartola, to adopt Resolution #79-20 as submitted:

RESOLUTION #79-20

**CONFIRMING THE HIRING OF A SPECIAL LAW ENFORCEMENT OFFICER DURING A
LOCAL DISASTER / EMERGENCY**

WHEREAS, pursuant to Executive Order No. 103, Governor Phil Murphy declared that a Public Health Emergency and State of Emergency exist in the State of New Jersey as a result of an outbreak of Coronavirus disease 2019 (“COVID-19”) is a contagious, and at times fatal, respiratory disease; and

WHEREAS, on March 16, 2020, the Town of Clinton (the “Town”) declared that a local public health emergency and state of emergency exist in the Town; and

WHEREAS, pursuant to N.J.S.A. App.A: 9-40.5, the Town’s emergency management coordinator is “empowered to issue and enforce such orders as may be necessary to implement and carry out emergency management operations and to protect the health, safety, and resources of the residents of the municipality;” and

WHEREAS, in order to protect the health, safety, and welfare of Town residents, the Town of Clinton Police Department requires the hiring of a Special Law Enforcement Class II Officer; and

WHEREAS, Jay R. Hunter retired from the Town of Clinton Police Department in 2019 and meets the requirements for this special position; and

WHEREAS the Police Chief / OEM Coordinator recommends Jay R. Hunter be hired to fill the position at the rate of \$30.00 per hour effective immediately until such time as the Police Chief / OEM Coordinator deems his services no longer necessary or the declaration of a local disaster / emergency is rescinded,

NOW, THEREFORE BE IT RESOLVED, that the Mayor and Council of the Town of Clinton hire Jay R. Hunter to fill the position of Special Law Enforcement Officer, Class II retroactively to the date determined by the Chief of Police / OEM Coordinator for a term at the discretion of the Police Chief / OEM Coordinator or until such time as the declaration of a local disaster / emergency is rescinded.

ROLL CALL: Ayes: Dineen, Humphrey, Intrabartola, Johnson, Karsh, Traphagen, Mayor Kovach

Vote all ayes
Motion carried

RESOLUTION #80-20 – MUTUAL AID AND ASSISTANCE

A motion was made by Ms. Dineen, seconded by Ms. Karsh, to adopt Resolution #80-20 as submitted:

RESOLUTION #80-20

**AUTHORIZING MEMBERSHIP IN A MUTUAL AID AND ASSISTANCE AGREEMENT WITH
PARTICIPATING UNITS**

WHEREAS, mutual aid and assistance agreements between municipalities, counties, law enforcement agencies, police, fire departments, EMS organizations and Fire Districts are permitted pursuant to N.J.S.A. 40A: 14-26 and 40A: 14-156.1; and

WHEREAS, "The New Jersey Civilian Defense and Disaster Control Act" (N.J.S.A.9-33 et. seq.), provides for the health, safety and welfare of the people of the State of New Jersey during any emergency by centralizing control of all civilian activities having to do with such emergency giving the Governor control over the resources of each and every political subdivision to cope with any condition that shall arise out of such emergency, and

WHEREAS, the County of Hunterdon has prepared a form of Mutual Aid and Assistance Agreement (which is attached hereto) so that local law enforcement activities can be coordinated during times of emergency; and

WHEREAS, pursuant to Executive Order No. 103, Governor Phil Murphy declared that a Public Health Emergency and State of Emergency exist in the State of New Jersey as a result of an outbreak of Coronavirus disease 2019 ("COVID-19") is a contagious, and at times fatal, respiratory disease; and

WHEREAS, on March 16, 2020, the Town of Clinton (the "Town") declared that a local public health emergency and state of emergency exist in the Town; and

WHEREAS, pursuant to N.J.S.A. App.A: 9-40.5, the Town's emergency management coordinator is "empowered to issue and enforce such orders as may be necessary to implement and carry out emergency management operations and to protect the health, safety, and resources of the residents of the municipality;" and

WHEREAS, it is deemed to be in the best interests of the residents of this municipality to enter into a mutual aid and assistance agreement for law enforcement agencies with the County of Hunterdon and participating municipalities provide additional protection against loss, damage or destruction by fire, catastrophe, civil unrest, major emergency or other extraordinary devastation damage or destruction to person and property, in those situations when outside aid and assistance is needed; and

WHEREAS the Police Chief / OEM Coordinator recommends entering into such mutual aid agreement; and

NOW, THEREFORE BE IT RESOLVED, that the Mayor and Council of the Town of Clinton that the Chief of Police is authorized to enter into the Mutual Aid and Assistance Agreement in substantially the same form as attached hereto on behalf of the Town of Clinton and its Police Department.

BE IT FURTHER RESOLVED, that the Town Clerk is hereby authorized and directed to forthwith file a certified copy of this Resolution and an executed copy of the Agreement with the Hunterdon County Department of Public Safety, Office of Emergency Management. Said Office shall serve as the central repository and shall maintain a master listing of all Participating Units to the Mutual Aid and Assistance Agreement.

Vote all ayes
Motion carried

RESOLUTION # 81-20 – AWARD OF CONTRACT WWTP FILTER BUILDING

A motion was made by Mr. Humphrey seconded by Ms. Johnson, to adopt Resolution # 81-20 as submitted:

RESOLUTION # 81-20

**RESOLUTION TO AWARD CONTRACT FOR WASTEWATER TREATMENT PLANT
(WWTP)**

FILTER BUILDING PROJECT

WHEREAS, the Town of Clinton (“Town”) received and opened bids for WWTP Filter Building project on March 6, 2020 pursuant to the authority of N.J.S.A. 40A:11-1 et seq.; and

WHEREAS, the following bids were received;

WWTP Filter Building Project – Base Bid and Alternate Items

PACT Two LLC	\$3,340,000.00
BR Welding	\$3,363,000.00
Coppola	\$3,458,890.00
Iron Hills	\$3,951,000.00

WHEREAS, after review by the Sewer Engineer, Purchasing Agent and the Town Attorney, PACT Two LLC has been determined to be the lowest responsible bidder; and

WHEREAS, a certificate of available funding has been presented;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Town of Clinton, County of Hunterdon, State of New Jersey, that a contract is hereby awarded to PACT Two LLC, in the amount of \$3,340,000.00 for the WWTP Filter Building project, and that the Mayor and Town Clerk of the Town of Clinton are hereby authorized, respectively, to execute and attest to an agreement with PACT Two LLC, pursuant to bid specifications.

TAKE NOTICE, that the foregoing Resolution was adopted by the Mayor and Council of the Town of Clinton, County of Hunterdon, at a regular meeting held on March 25, 2020.

ROLL CALL: Ayes: Dineen, Humphrey, Intrabartola, Johnson, Karsh, Traphagen, Mayor Kovach

Vote all ayes
Motion carried

RESOLUTION #82-20 – DEDICATION BY RIDER RESOLUTION

A motion was made by Ms. Johnson, seconded by Ms. Intrabartola, to adopt Resolution #82-20 as submitted:

DEDICATION BY RIDER RESOLUTION

RESOLUTION # 82-20

Requesting approval of the Director of Local Government Services

To Establish a Dedication by Rider for the Reconstruction of Halstead Street Park

Pursuant to N.J.S.A. 40A:5-29

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 Reconstruction of Halstead Street Park.
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 #83-20 – PAYMENT FOR PROFESSIONALS DURING PUBLIC EMERGENCY

A motion was made by Ms. Dineen, seconded by Ms. Johnson, to adopt Resolution #83-20 as submitted:

RESOLUTION #83-20

**EMPOWERING TOWN COUNCIL TO AUTHORIZE PAYMENT OF PLANNING BOARD
PROFESSIONAL BILLING DURING A PUBLIC EMERGENCY**

WHEREAS, pursuant to Executive Order No. 103, Governor Phil Murphy declared that a Public Health Emergency and State of Emergency exist in the State of New Jersey as a result of an outbreak of Coronavirus disease 2019 (“COVID-19”) is a contagious, and at times fatal, respiratory disease; and

WHEREAS, on March 16, 2020, the Town of Clinton (the “Town”) declared that a local public health emergency and state of emergency exist in the Town; and

WHEREAS, pursuant to Executive Order No. 107, Governor Phil Murphy ordered that all public gatherings be cancelled until further notice; and

WHEREAS, to protect the public health, safety, and welfare the Town Planning Board (the “Board”) cancelled its March and April meetings; and

WHEREAS, the Board’s professionals currently have outstanding bills that will accrue late fees or interest before the Board is able to meet again and approve the payment of outstanding bills; and

WHEREAS, the Board has forwarded the bills and claims received by it for review and approval by the Council.

NOW, THEREFORE BE IT RESOLVED, that the Mayor and Council of the Town of Clinton is hereby authorized to approve the payment of Planning Board bills and claims as part of its bill list at each regular meeting during times of emergency when the Planning Board is prevented from meeting.

Vote all ayes
Motion carried

CORRESPONDENCE

1. Meals on Wheels is holding a raffle being run by Elizabeth Dilts.

REPORTS OF COUNCIL

Chief of Police Kubinak

Chief Kubinak provided a written report of outlining the special orders with the department pertaining to Coronavirus preparation and procedures for headquarters, officers and patrol cars. The department is serving and advising residents and businesses how to operate and providing warnings and guidance to same. Police department is serving all OEM advisements. Mayor Kovach and OEM coordinator signed a Declaration of Emergency. Town buildings are closed to the public but operational. Supplies of sanitizers/wipes/soaps and masks are available in the police department. additional masks, gloves and supplies are on order.

Richard Phelan, Business Administrator

Staggered shifts and among DPW and office staff. Remain available to the public.

Kathy Olsen, CFO

Ms. Olsen Reported that the State is on hold right now, freezing \$930,000,000 funding, there will be no homestead rebates and the a hold on the senior tax freeze for now.

Councilwoman Johnson

The teachers and staff of Clinton Public School are doing an amazing job with virtual teaching. ZOOM calls are great, students reading books together. On Tuesday and Thursday's breakfasts and lunches are still available.

Board of Recreation are planning a virtual meeting for April. April 23 is the sign up deadline for Summer Recreation. The Town Picnic is still scheduled for June 6 with a rain date of 13. Volunteers are needed.

Activities are being planned and scattered around Town to keep residents walking and entertained! The Clinton Town Bear Hunt was a great activity planned by Marissa Mandracena, by placing teddy bears in windows of houses and have children spot them! "Going on a bear hunt"! Another activity was around Hunts Mill Park called Trivial Pursuit! Questions place on poles and/or trees. Please share ideas to keep activities happening once a week.

Councilman Humphrey

Communications Committee met. Mr. Humphrey thanks Ms. Intrabartola for getting all the information about the COVID-19 and the special council update meeting schedules on the website and facebook. Shauna Springer MD, a specialist for patients with PTSD, will be making a presentation 6:00 to 7:00 pm Thursday evening via ZOOM and Facebook Live.

Attorney St. Angelo – Continues to provide updates of all the information that is pouring in and thank you to Attorney Cushing for his input.

Councilwoman Karsh

Water Committee – there will be no shut offs, late fees or interest applied to any customers during this crisis. Crews of five guys are alternating weeks in DPW and Water Departments.

Continue to participate in the 78/22 corridor County wide conversations. Folks wanting to help the community are directed to contact the United Way in Flemington.

Communications Committee is doing a great job updating residents about the COVID-19 with the red bar across the page where residents can click and get updates of the virus, restaurants for take out and a host of other informational tools. The Distrix app is a great source to help promote businesses.

Councilwoman Dineen

Land Use will not have an April meeting, the next meeting is scheduled for May 5, 2020.

Thank you to the Communications Committee for updating the website with the important information. Thank you to Councilwoman Karsh for helping small business and Councilman Humphrey for setting up all the meetings using ZOOM, etc. Support local restaurants with ordering take out!

Councilwoman Intrabartola

All reports have been made and well covered.

Councilman Traphagen

Shade Tree and Historic Commissions may ZOOM an upcoming meeting. One first responder was on self - quarantine for a time but has been reported to be fine now, but let it serve as a reminder what the squads and fire department are dealing with. Reach out and help your neighbors.

Mayor Kovach

It has been an amazing two weeks of outstanding team work, and when we get past this pandemic, Mayor Kovach is treating council to dinner!

The 10 a.m. council update for Thursday morning is cancelled and will resume on Friday, 10:00 a.m. At that time council will determine schedule moving forward.

PUBLIC COMMENTS

Ms. DeVita thanked the Mayor and Council for setting this meeting up via ZOOM and allowing the public to comment and continue being informed of the current situation.

APPROVAL OF STANDBY AND OVERTIME

A motion was made by Ms. Johnson, seconded by Ms. Dineen, to approve the standby and overtime pay attached to these minutes for March 6 through March 19, 2020.

ROLL CALL: Ayes: Dineen, Humphrey, Intrabartola, Johnson, Karsh, Traphagen, Mayor Kovach

Vote all ayes
Motion carried

PAYMENT OF BILLS

A motion was made by Ms. Karsh, seconded by Ms. Dineen to approve the voucher list as attached to these minutes.

ROLL CALL: Ayes: Dineen, Humphrey, Intrabartola, Johnson, Karsh, Traphagen, Mayor Kovach

Vote all ayes
Motion carried

ADJOURNMENT: In keeping within time restrictions and there being no further business, a motion was made by Ms. Johnson, seconded by Ms. Karsh to adjourn the meeting at 8:39 P.M.

Vote all ayes
Motion carried

Cecilia Covino, RMC/CMC
Municipal Clerk

Mayor Janice Kovach