

5550
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. Recently adopted P.L. 2020, c.11 amends OPMA to clarify that in times of emergency public bodies may vote, accept public comment and cause a meeting to be open to the public via electronic means.

The Town of Clinton is using ZOOM Video Meetings. Please be aware that this meeting is being recorded for the public record.

We will continue to address all questions and general comments for any topic that is not on the current agenda during Public Comments as well as comments during public hearings for any Ordinances.

Please use the chat feature in ZOOM to indicate that you wish to be recognized for a comment or a question. You must provide your name and address to be recognized. You can also type in your questions. Feel free going forward to email councilmeeting@clintonnj.gov with any questions or concerns between meetings.

We ask that you keep your device muted until called upon by the council.
The meeting’s moderator may also mute participants.

The Mayor and Council will respond to all votes by raising hands or via roll call.

Please feel free to reach out with a note at jkovach@clintonnj.gov anytime!

APPROVAL OF MINUTES

A motion was made by Mr. Humphrey seconded by Ms. Johnson, to approve the council meeting minutes of August 12, 2020 as submitted.

Vote all ayes
2 Abstentions (Dineen, Intrabartola)
Motion carried

APPROVAL OF MONTHLY REPORTS – JULY

A motion was made by Ms. Johnson seconded by Ms. Karsh, to accept the Treasurer’s monthly report for the month of July as submitted.

Vote all ayes
Motion carried

PUBLIC COMMENTS - NONE

MAYOR'S COMMENTS

1. The bi-monthly call with the Governor's office was held with Warren, Somerset and Sussex counties. As of September 1, gyms and indoor fitness centers can be held at 25% of capacity, or 1 person per 200 sq. ft., all masked and sanitizing stations must be available. Equipment must be at 6 ft. distances. The State applied for the lost wages assistance program, at \$300 unemployment benefits rather than \$600. Travel advisory removed five more states.
2. Thank you to Boy Scout Troop 200 for coming into Town a few weekends ago to clean up Main Street. Most prevalent were discarded face masks. Please spread the word to folks to be conscience of where they are dropping masks and gloves, garbage cans are available on Main.
3. Mayor Kovach also noted that August 26 was the official 100th anniversary of the ratification of women's suffrage.

INTRODUCTION OF ORDINANCE #20-18

A motion was made by Mr. Humphrey, seconded by Ms. Karsh, to introduce Ordinance #20-18 as submitted:

ORDINANCE #20-18

**ORDINANCE AMENDING CHAPTER 142 OF THE CODE OF THE TOWN OF CLINTON
REGARDING WATER RESERVATION APPLICATIONS**

WHEREAS, the Water Committee of the Town of Clinton has recommended to the Mayor and Council that Chapter 142 of the Code of the Town of Clinton governing applications for water reservations be amended to clarify certain provisions;

WHEREAS, there is a limited amount of water and production capacity in the water system operated by the Town of Clinton Water Department; and

WHEREAS, there is a substantial demand for new water capacity by various developers; and

WHEREAS, it is necessary to clarify procedures for the allocation of the water among competing developers so that water capacity is fairly allocated; allocated in a way that benefits the system; and allocated in a way that does not lead to stale water applications tying up valuable capacity; and

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

SECTION 1. 142-11 of the Code of the Town of Clinton entitled "Water Reservation Application" is hereby amended and supplemented as follows (Additions indicated in boldface and italics *thus*; deletions indicated with strike-through ~~thus~~):

A. Applicability. Any applicant, with the consent of the property owner, within the service area of the Town of Clinton water system, may apply to the Town of Clinton Water Department for water reservation. An application for water reservation is required for any proposed project that will require the construction of a new water main extension for the service or any project that will generate an increase in demand, as determined in accordance with N.J.A.C. 7:10-12. If necessary, the applicant shall be responsible to extend the Town's water main to the property and to construct other water system improvements as may be necessary to reliably serve the proposed development in accordance with the

5552

Town's standards and any applicable water service agreement and any reasonable standards established by the Water Department's consulting engineer.

B. Definitions. As used in this section, the following terms shall have the meanings indicated:

LARGE WATER PROJECT

Any project not fitting the definition of a "small water project" for which the water reservation requested is ~~greater than~~ 1,000 gallons per day or **greater or** requires water system extension permits from the New Jersey Department of Environmental Protection.

QUARTERLY LETTER OF WATER AVAILABILITY

The letter published by the Town of Clinton Water Department which defines the amount of water available at the time of publication of the letter. Developers are advised that such ~~quarterly~~ letter of water availability is subject to the progress and volume of water reservation applications by other applicants as well as the variable nature of existing system demands and that they pursue their land use development and regulatory approvals needed to secure eligibility for water reservation application, at their own risk. The Town cannot and does not guaranty that the quantities of water set forth in the ~~quarterly~~ letter of water availability will exist in the future but will make its best efforts to produce those quantities subject to regulation and oversight by the New Jersey Department of Environment Protection (DEP), regulations of the New Jersey Highland Council, water availability and other factors.

SMALL WATER PROJECT

Any project for which the water reservation amount requested is less than 1,000 gallons per day.

TOWN OF CLINTON WATER SYSTEM SERVICE AREA

Shall be depicted on the water service area map maintained and periodically updated by the Town of Clinton Water Department, showing all existing properties served, limits of existing water distribution system infrastructure, and surrounded by a service area boundary.

WATER COMMITTEE

Shall refer to three members of the governing body appointed by the Mayor whose responsibility shall be the supervision, management and control of the Clinton Water Department. Any decision of the Water Committee is subject to the review and approval of the Mayor and Council of the Town of Clinton.

WATER RESERVATION

The binding commitment of the Clinton Water Department to provide potable water service in sufficient quality and quantity to a proposed project in accordance with applicable water system regulations and standards. Project-specific conditions may require the formulation and execution of a project-specific agreement addressing water supply and infrastructure improvements beyond that established by the water reservation ("water agreements"). A water reservation is valid for one year and can be renewed in accordance with the review and renewal procedures set forth herein.

WATER SYSTEM CONNECTION

Physical Connection to the Town of Clinton water system , which includes payment of connection fee, installation of water meter(s), and any other improvements required by the Water Department.

WILL SERVE LETTERS

The ability for the Clinton Water Department to provide a nonbinding, written confirmation of water availability for a particular project located within the Clinton Water Department's service area. Said approval will only be provided if there is currently adequate capacity in the Town's water supply systems based on a firm capacity calculation as defined by the NJDEP in N.J.A.C. 7:10-11.6(a), using a peak daily demand as defined herein and prescribed under N.J.A.C. 7:10-11.4(a)(7), as well as sufficient water allocation established by the NJDEP in its water allocation permits issued to the Town of Clinton Water Department. The receipt of a will serve letter by an applicant does not preclude an applicant from applying for water reservation as indicated above.

c. Application. The application for water reservation shall be on the forms prescribed by the Water Department, which shall include but not be limited to the following:

- (1) The name and address of the applicant;
- (2) The address of the property and the tax lot and block designation;
- (3) A description of the existing use of the property;
- (4) A description of the proposed use of the property and/or the type of building(s) to be constructed thereon ***such as*** multi-family residential use, ***mixed use or commercial***; ~~is proposed, the applicant must provide the number of units and bedroom distribution;~~
- (5) An approved preliminary and/or final subdivision plan, site plan and/or any necessary variance approval, general development plan, zoning permit or redevelopment plan of the proposed project indicating the number of proposed lots and the proposed uses on each lot.
- (6) ***If the proposed use is an inclusionary multi-family residential development that is included in the municipality's Affordable Housing Element and Fair Share Plan, in lieu of the information requested in subsection (5) above, a copy of the municipality's Court-approved Affordable Housing Element and Fair Share Plan and Final Judgment of Compliance and Repose as it relates to affordable housing projects. The applicant must provide the number of proposed units and bedroom distribution; Proof of submission to the Council on Affordable Housing requesting substantive certification and/or an approved letter from the Council on Affordable Housing which provides substantive certification for municipally-funded affordable housing projects, or a court-ordered final judgment of response as it relates to affordable housing within the municipality in question;***
- (7) An estimate of the average daily water usage required by the proposed use of the property. ***The applicant must provide detailed water demand calculations in accordance with R.S.I.S., N.J.A.C. 5:21, and N.J.A.C. 7:12;***
- (8) An estimate of the dates of anticipated water service connection and water meter installation to the Town's water system;
- (9) An agreement by the applicant to abide by and accept all of the provisions of this chapter and such rules and regulations as may be promulgated by the Town; and
- (10) Any additional information as may be required by the Water Department or its consulting engineer to assist in the processing of said application.

5554

D. Application priority.

(1) ***Upon submission, water reservation applications will be assigned a water reservation number.*** ~~All applications for water reservation will be reviewed for completeness and, once deemed complete, assigned a water reservation number and forwarded for review based upon the order in which they were received by the Water Department Clerk. The priority in terms of allocating capacity shall be based upon the order in which water reservation applications are ***deemed complete***.~~ ~~approved by the Water Committee with the exception of affordable housing projects that are fully funded by the municipality can provide proof of submission to the Council on Affordable Housing requesting substantive certification and/or written confirmation from the New Jersey Council on Affordable Housing (COAH) that their project has received substantive certification and/or a court-ordered final judgment of response as it relates to affordable housing within the municipality in question.~~ ***Affordable housing projects that fall under this category shall receive priority and, if their application for water reservation is deemed complete, shall have their water immediately reserved so long as the other conditions in this section have been met. In the event a municipality has its substantive certification rescinded by COAH, or should it abandon the approved project, Judgment of Compliance and Repose rescinded, all applicants that relied on such Judgment and corresponding Affordable Housing Element and Fair Share Plan to obtain their water reservation shall it will relinquish their its rights to their its approved water reservation as of the date such judgment was rescinded without a refund for any fees paid, and said allocation will be available for future applicants. Water reservation awarding to affordable housing projects hereunder shall expire in the manner as provided for under Subsection (E).***

(2) Unless explicitly listed in this section or required by state or federal law, no other factors shall determine the priority of a water reservation.

(3) ***Applicants must apply for the entire water reservation required for the proposed development project or phase of the development project, if permitted by the applicant site plan approval. If there is inadequate capacity available to support a development project, an applicant cannot be granted a partial water reservation and such application will be denied.***

E. Time limit.

(1) From the date of issue, an approved water reservation shall be valid for a period of one year. ***The water reservation shall be void unless a physical water service connection is completed within the appropriate period. The water reservation may be renewed for two one-year periods. (i.e. with extensions, a water reservation may be valid for up to three years). The applicant must apply to the Water Committee for any such extensions in writing and accompanied by the appropriate application fee pursuant to Chapter 73. In order to be entitled to an extension of their water reservation, applicants must conform*** ~~Within 60 days of the expiration of the water reservation, the Water consulting engineer shall conduct a review of the water reservation and may request supplemental information from the applicant in order to establish the validity and currency of the water reservation. Applicants must maintain their eligibility for water reservation by conforming to the conditions of their applicable land use approvals, obtaining regulatory approvals, and documenting the efforts taken to advance the proposed project. ***Specifically, in order to extend the validity of a water reservation, the applicant must provide proof of sewer allocation from the appropriate entity or provide proof that a complete application has been made to NJDEP for the construction of an on-site sewage disposal system.*** To extend the validity period of the approved water reservation, developers must establish that they have acted diligently and taken all reasonable steps to advance the development of the proposed project. They must demonstrate they have diligently pursued~~

any required land use approvals, secured or diligently pursued any other necessary approvals from other agencies, and acquired all necessary rights-of-way or easements. Developers may be required to show evidence they have met these goals to preserve their water reservation.

(2) *The water reservation may be renewed for longer periods beyond the above three year period at the discretion of the Water Committee to coincide with the expiration date of or an extension granted for a permit issued by NJDEP to construct/modify/operate public water works facilities relating to the subject project. The applicant must apply to the Water Committee for any such extensions in writing.*

(3) *Specifically, with regard to affordable housing projects, in order to be entitled to an extension of the one-year period of validity, the applicant must apply for the required site plan approval from the applicable municipal board.*

~~(2) The water reservation shall be void unless water service is actually extended to the subject property during the time period which the water reservation is valid.~~

~~(43)~~ In the event that the water service connection is not completed within the period set forth above, the water reservation shall expire if not renewed, and any portion of the water reservation for which connections have not been made will revert to the Town for use in addressing other water reservation applications.

(5) *An applicant must wait a minimum of one year after a water reservation has expired to apply for a new water reservation for a particular property.*

F. *Quarterly Water Reservation Fee. A quarterly Water Reservation fee in the amount of 25 percent of the prevailing estimated water usage charge shall be paid to the Town throughout the duration of the Water Reservation time period. For affordable housing projects, this amount is reduced to 12.5 percent of the prevailing estimated water usage charge. This amount will be billed on a quarterly basis and payment and penalty terms and conditions of the prevailing rate structure shall apply. This reservation fee shall be effective for applications that are set to expire on or after*
, 2020.

~~Water reservation fee. A water reservation fee in an amount to be determined in accordance with law and the rules and regulations of the Water Department shall be paid to the Water Department at the time of application and at each renewal.~~ Nonpayment of the **quarterly** water reservation fee will result in termination of the water reservation.

G. Transfer of water reservations. Transfer of an approved water reservation is prohibited, with the exception of affordable housing projects located within the same municipality, provided that all interested parties consent. A water reservation within the Town's water supply system shall not be traded, sold or otherwise reallocated by an applicant, unless the property identified in the water reservation is sold to a new owner, in which case the water reservation will run with the land to the extent necessary to affect the intent of the water reservation. Water reservations for any project on specific parcels of land shall not be assignable to any other project. In the event that a project is abandoned or the construction of the same does not utilize the entire water reservation granted to it, the unused allocation shall revert to the Town and shall become available for water reservation in accordance with the procedures set forth in this subsection. Should the scope of a project change and additional water allocation be required, the incremental increase in allocation requested shall be treated as a new water reservation application.

H. Small project water reservation applications.

5556

(1) Application fee. An application fee, as provided in Chapter **73**, of \$250 shall be submitted upon the filing of the application. Said fee shall be used by the Town to cover the administrative costs associated with the review of the application.

(2) Application review. Applications for water reservation as defined above shall be reviewed by the Water Superintendent and/or water engineer, who in turn will provide a recommendation to the Water Committee. A water reservation shall be issued, provided that a determination is made that there is currently adequate capacity in the Town's water supply systems based on a firm capacity calculation as defined by the NJDEP in N.J.A.C. 7:10-11.6(a), using a peak daily demand as defined herein and prescribed under N.J.A.C. 7:10-11.4(a)(7), as well as sufficient water allocation established by the NJDEP in its water allocation permits issued to the Town of Clinton Water Department.

(3) Application determination. The Water Committee shall approve or deny the application within 30 business days of receipt of a complete application. The Town reserves the right to extend the time for the rendering of the aforesaid decision for a period not to exceed five business days if additional time is required for processing said application. The failure of the Town to render a decision within the aforesaid time period shall constitute a denial of the application without prejudice.

(4) Monthly report. The Water Superintendent will prepare and submit a monthly report to the Water Department indicating the number and total estimated usage of approved small project water reservation applications.

(5) ***Time Limit. The expiration provisions applicable to large water projects shall apply to small water projects.***

(6) ***Quarterly Reservation Fee. Applicants for small water projects shall not be required to pay a quarterly reservation fee.***

I. Requests for "will serve" letters for small projects.

(1) Request fee. A will serve letter request fee, as provided in Chapter **73**, of \$100 shall be submitted upon the filing of the application. Said fee shall be used by the Town to cover the professional and administrative costs associated with the review of the request.

(2) Request review. Requests for will serve letters as defined above shall be reviewed by the Water Superintendent and/or water engineer, who in turn will provide a recommendation to the Water Committee. A will serve letter shall be issued, provided that a determination is made that there is currently adequate capacity in the Town's water supply systems based on a firm capacity calculation as defined by the NJDEP in N.J.A.C. 7:10-11.6(a), using a peak daily demand as defined herein and prescribed under N.J.A.C. 7:10-11.4(a)(7), as well as sufficient water allocation established by the NJDEP in its water allocation permits issued to the Town of Clinton Water Department.

(3) Review determination. The Water Committee shall approve or deny the request within 30 business days of receipt of a complete application. The Town reserves the right to extend the time for the rendering of the aforesaid decision for a period not to exceed five business days if additional time is required for processing said application. The failure of the Town to render a decision within the aforesaid time period shall constitute a denial of the request without prejudice.

(4) Expiration of will serve letter.

(a) All will serve letters will expire 90 days after the date of issuance by the Clinton Water Department. Upon expiration, the applicant relinquishes its rights to its approved "will serve," and said allocation will be available for future applicants.

(b) Upon written request by the applicant prior to the aforementioned expiration date, applicants can request said approval be extended. Applicants will be eligible for no more than three additional 90 day extensions should they be requested. Under no circumstances will an applicant be granted additional extensions other than what is previously indicated above. Upon expiration of the requested extension(s), the applicant relinquishes its rights to its approved "will serve," and said allocation will be available for future applicants.

(5) Extension request fee. A will serve letter extension request fee, as provided in Chapter 73, of \$50 (per occurrence) shall be submitted upon the filing of the extension request. Said fee shall be used by the Town to cover the professional and administrative costs associated with the review of the request.

J. Large project water reservation applications.

(1) Application fee. An application fee as provided in Chapter 73, of \$1,500 shall be submitted upon the filing of the application. Said fee shall be used by the Town to cover the administrative and professional consulting costs associated with the review of the application.

(2) Application review. Applications for water reservation for large projects shall require the approval of the Water Committee. The Water Committee's consulting engineer shall prepare and submit a report to the Water Committee concerning the nature of the allocation, the status of any required NJDEP applications, an evaluation of any required system improvements necessary to serve the project as well as an updated analysis of the water system's firm capacity and peak daily demand. Specifically, the Water consulting engineer shall evaluate the application against the Water Utility's available firm capacity and allocation limits as prescribed by regulations found at N.J.A.C. 7:10 and N.J.A.C. 7:19. The report shall also address technical details of the proposed project's service connection and water-related improvements, including but not limited to materials, equipment, regulations, easements, metering, etc. Applications will be recommended for approval when no physical, technical, financial or regulatory constraints prevent service to the proposed project.

(3) Application determination.

(a) The Water Committee shall approve or deny the application by resolution within 60 days of receipt of a complete application. The Water Committee reserves the right to extend the time for the rendering of the aforesaid decision for a period not to exceed 30 days if additional time is required for processing said application. The failure of the Town to render a decision within the aforesaid time period shall constitute a denial of the application without prejudice.

(b) If an application is approved by the Water Committee, a formal resolution will be prepared by the Municipal Attorney authorizing the water reservation to the applicant. The resolution may contain such terms and conditions as are reasonably necessary to guarantee compliance with all federal, state, county and local statutes, rules, and regulations. In addition, the applicant may be required to enter into a developer's agreement with the Water Committee, Town and Water Department, if necessary as identified in the Water Department consulting engineer's review.

5558

K. Requests for "will serve" letters for large projects.

(1) Request fee. A will serve letter request fee, as provided in Chapter **73**, of \$250 shall be submitted upon the filing of the application. Said fee shall be used by the Town to cover the professional and administrative costs associated with the review of the request.

(2) Request review. Requests for will serve letters as defined above shall be reviewed by the water engineer, who in turn will provide a recommendation to the Water Committee. A will serve letter shall be issued, provided that a determination is made that there is currently adequate capacity in the Town's water supply systems based on a firm capacity calculation as defined by the NJDEP in N.J.A.C. 7:10-11.6(a), using a peak daily demand as defined herein and prescribed under N.J.A.C. 7:10-11.4(a)(7), as well as sufficient water allocation established by the NJDEP in its water allocation permits issued to the Town of Clinton Water Department.

(3) Review determination. The Water Committee shall approve or deny the request within 60 business days of receipt of a request. The Town reserves the right to extend the time for the rendering of the aforesaid decision for a period not to exceed 30 business days if additional time is required for processing said application. The failure of the Town to render a decision within the aforesaid time period shall constitute a denial of the request without prejudice.

(4) Expiration of will serve letter.

(a) All will serve letters will expire 90 days after the date of issuance by the Clinton Water Department. Upon expiration, the applicant relinquishes its rights to its approved "will serve," and said allocation will be available for future applicants.

(b) Upon written request by the applicant prior to the aforementioned expiration date, applicants can request said approval be extended. Applicants will be eligible for no more than three additional ninety-day extensions should they be requested. Under no circumstances will an applicant be granted additional extensions other than what is previously indicated above. Upon expiration of the requested extension(s), the applicant relinquishes its rights to its approved "will serve," and said allocation will be available for future applicants.

(5) Extension request fee. A will serve letter extension request fee, as provided in Chapter **73**, of \$125 (per occurrence) shall be submitted upon the filing of the extension request. Said fee shall be used by the Town to cover the professional and administrative costs associated with the review of the request.

SECTION 2. Section 73-3(F) entitled "Water Supply Systems" is amended as follows
(Additions indicated in boldface and italics *thus*; deletions indicated with strike-through ~~thus~~):

Water Reservation Application	
Activity	Fee
Small project water reservation application/ <i>extension</i> renewal	\$250
Small project will serve letter request	\$100
Small project will serve letter extension request (per occurrence)	\$50

Water Reservation Application	
Activity	Fee
Large project water reservation application/ extension renewal	\$1,500
Large project will serve letter request	\$250
Large project will serve letter extension request (per occurrence)	\$125

SECTION 3. All Ordinances or parts of Ordinances inconsistent herewith are repealed as to such inconsistencies.

SECTION 4. If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions thereof.

SECTION 5. This Ordinance shall take effect upon final passage and publication according to law.

Vote all ayes
Motion carried

A copy of this ordinance will be published in the Courier News August 29, 2020 edition. A public hearing will be held September 9, 2020.

BANNER REQUEST

A request was received for a banner to be displayed August 31 through September 14 reading “THANK YOU, CLINTON POLICE”! A motion was made by Ms. Dineen, seconded by Mr. Traphagen, to approve the request.

Vote all ayes
Motion carried

RESOLUTION #127-20 – PTL. ELLIS PERMANENT APPOINTMENT

A motion was made by Ms. Karsh, seconded by Mr. Humphrey to adopt Resolution #127-20 as submitted:

RESOLUTION # 127-20

WHEREAS, on June 26, 2019 Matthew Ellis was appointed as a probationary police officer with the Town of Clinton Police Department, and

WHEREAS, he has successfully completed his one year probationary period and has met all the departmental and state requirements for a police officer; and

WHEREAS, the Chief of Police, J. Cory Kubinak recommends his permanent appointment effective immediately;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Town of Clinton hereby appoint Patrolman Matthew Ellis as a full-time member of the Town of Clinton Police Department,

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to Matthew Ellis as well as placed in his personnel file.

5560

Vote all ayes

Motion carried

RESOLUTION #128-20 – FIREWORKS

A motion was made by Ms. Johnson, seconded by Ms. Intrabartola, to adopt Resolution #128-20 as submitted:

RESOLUTION # 128-20

WHEREAS, the Town of Clinton Board of Recreation Commission has requested permission from the Mayor and Council of the Town of Clinton to have a Fireworks Display to be held on September 5, 2020 at Hunts Mill Park, and

WHEREAS, Garden State Fireworks, Inc., has provided a Certificate of Insurance in the amount of \$5,000,000 naming the Town of Clinton as an additional insured, and

WHEREAS, the Town of Clinton Board of Recreation Commission will request the South Branch Emergency Services Squad and the Clinton Fire Department to standby at the scene;

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the Town of Clinton that the Board of Recreation Commission's request for a fireworks display on Saturday, September 5, 2020 at dark, at the Hunts Mill Park, be approved.

Vote all ayes

Motion carried

NJDEP STORMWATER REVISIONS DISCUSSION

Town Engineer, Robert Clerico, explained the amendments to the Stormwater Management Rules for Tier A Municipalities that were adopted March 2, 2020. In accordance with the Town's New Jersey Pollutant Discharge Elimination System (NJPDES) Municipal Separate Storm Sewer System Permit, the Department requires our stormwater program be revised to conform with the amended rules within 12 months. NJDEP has provided a "model" SCO Stormwater Control Ordinance, which can be adopted by the Town similar to the procedure followed when the current ordinance was adopted in 2006. The Town has the ability to modify the "model ordinance" if they choose to be more restrictive for land development projects within the Town. Mr. Clerico explained the changes to various aspects of the Stormwater Regulations making them environmentally aligned with watershed areas. The Town will have to pass an updated stormwater ordinance by March of 2021. Councilwoman Dineen said the Roads Committee would look into the new regulations and have a recommendation to the council before the first council meeting in December.

PRESENTATION OF CLINTON PLAYGROUND UPGRADES

Councilwoman Johnson introduced Joseph Perello, and Kris Kemper, Landscape Architects with Suburban Consulting Engineers who have designed a conceptual plan for the revitalization of the playground at the Community Center on Halstead Street. Ms. Johnson Said the "park has served our community so well". Its 30 years old and needs some revitalizing and most importantly, needs to be ADA compliant. The design included a splash pad, a playground for children ages two through five, a playground for ages five to 12, a rain garden area, an outdoor music equipment area and a play area for games such as horseshoes, corn hole and bocce ball. The tennis courts will be moved because they are very much in disrepair. Because moving the tennis courts will be a large project and expense, they may be built as a multi-use court instead of just for tennis. Mr. Perello said they have a way of making it a

sport court, putting posts on the outside with a removable net for tennis, making it usable for pickleball and futsal. Councilwoman Johnson explained this is just the first brush at a design of the park. There are about 12 committees helping to bring the design to reality. Volunteers are needed for sponsorship, construction, marketing, public relations and seventh and eighth graders for the children's input committee. Ms. Johnson said the Recreation Committee has about \$120,000 to start the playground. The plan is to have it built over a five-year period. Ms. Johnson said the committee would like to have a groundbreaking for spring!

CORRESPONDENCE

1. Meals on Wheels in Hunterdon is asking for donations so they may continue helping vulnerable homebound seniors aged 60 and older. Last year they served 52,317 meals to senior in Hunterdon County with the assistance of approximately 500 volunteers who contributed 17,593 hours.

REPORTS OF COUNCIL

Chief Kubinak

The Town of Clinton Police Department will be seeking the hiring of two new crossing guards, one for Route 173 and Union Road, and another as a backup. The Clinton Police have been working with Hampton Borough and the hiring of three guards for their school district. As a shared service agreement, the Clinton Police will train the Hampton guards at the same time as the two new guards to be hired for Clinton.

Patrolman Matthew Ellis has been doing an excellent job and has now fulfilled his probationary period.

Chief Kubinak has been working on a Hazard Mitigation Plan and will be forwarding it to the County following the Mayor's signature. Failure to present a plan could result in a loss of grant money from the federal government, however, joining the County keeps the town safe.

Councilman Traphagen

Historic Commission met with Geoff Long of Ingerman and reviewed the revised plans for the A&P site upon recommendations of Michael Margulies AIA and the Historic Commission, incorporating a blend in style of the building, a bit of "old" Clinton with the use of window designs, bricks and columns.

Shade Tree will meet tomorrow, Thursday, August 27, however on behalf of the Commission, Mr. Traphagen attended a walk behind the A&P with folks from Center Street and discussed new plantings such as spruce trees and other barrier plantings.

Councilwoman Dineen

Land Use Board will be meeting September 1, to hear the application of Shell Gas Station. Their plan is to remove the current building and rebuild, slightly relocating the building and gas pumps on the site. A Dunkin' Donuts is being proposed. The meeting will be held via zoom and the link is available on the website. The Land Use Board is also anticipating an application from Deegan Roofing, the new owners of the corner property, Leigh Street and Old 22, site of the former Bill's Garage.

Councilwoman Karsh

Water Committee – West Main Street project is well underway. Mr. Clerico updated Council as to the changes to existing Stormwater regulations. A job well done this morning on Center Street, the men did a wonderful job fixing a water main break.

5562

Clinton Guild - Councilwoman Karsh announced that September 14-20 is Teacher's Appreciation Week in downtown Clinton. Any school teacher, administrator or staff will receive 15% off purchases of \$20 or more. The Guild is hosting Drive-In Movie Night on September 26.

Economic Development Commission – a resolution was adopted at the beginning of the summer for outside dining for restaurants through Labor Day. With the State of Emergency still in effect, Ms. Karsh requested that a resolution be placed on the next agenda to extend outside dining past Labor Day.

The re-start committee plans to meet Monday, August 31, to discuss the next steps to help the community come back.

Councilman Humphrey

The newsletter is expected to be delivered soon and will be sent right out! The Website has a wonderful upgrade thanks to Councilwoman Karsh! It is a program called "Lois" and it lists commercial properties availability. It will be a great asset for the Economic Development Commission when we are looking to attract new business owners.

Clinton Fire Department tragically lost one of their fine members, Tim Hagan, passed away. Service will be held Friday at Martin's Funeral Home 2-4 and 6-8. Funeral Saturday 10 a.m. at South Ridge Community Church.

Councilwoman Johnson

There will be a fireworks display at Hunts Mill Park, Saturday, September 5 at 8 p.m. No parking on site, folks are encouraged to watch from their homes or encouraged to walk to the park, masks and 6 ft social distancing will be in effect at the park. Ms. Olsen, CFO, asked who will be picking up the check for Garden State Fireworks, the company is normally paid the same night? Ms. Johnson said she will stop in and pick it up. Mayor Kovach asked Chief Kubinak for the Governor's number on outdoor gatherings, it is believed to be 500 for outdoors with social distancing in effect.

Mayor Kovach announced that the League of Municipalities will be virtual this year and registration will be required for any interested in the training sessions. Please let the clerk know if you are interested.

APPROVAL OF STANDBY AND OVERTIME

A motion was made by Ms. Karsh seconded by Mr. Humphrey, to approve the standby and overtime attached to these minutes for August 7, through August 20, 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. Johnson seconded by Ms. Intrabartola 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: There being no further business, a motion was made by Ms. Johnson, seconded by Ms. Karsh to adjourn the meeting at 9:12 P.M.

Vote all ayes
Motion carried

Cecilia Covino, RMC/CMC, Municipal Clerk

Mayor Janice Kovach