

**CLINTON TOWN COUNCIL
DECEMBER 13, 2023 7:30 P.M.**

FLAG SALUTE
ROLL CALL
STATEMENT OF ADEQUATE NOTICE

1. APPROVAL OF MINUTES: Regular Council / Executive Session November 8, 2023
Council meeting November 22, 2023
2. APPROVAL OF MONTHLY REPORTS – NOVEMBER
3. PUBLIC COMMENTS
4. RECREATION COMMITTEE MEMBERS – BUDGET REQUEST
5. MAYOR’S COMMENTS
6. INTRODUCTION OF ORDINANCE #23-24 – SALARY RANGE 2024 – 12/27
7. INTRODUCTION OF ORDINANCE #23-25 – AMENDED HIGHLANDS CONSISTENCY 12/27
8. RESOLUTION #156-23 – PUMPING SERVICES, INC. – INSTALLATION OF NEW MIXERS
9. RESOLUTION #157-23 – HEADLEY FARMS WATER RESERVATION
10. RESOLUTION #158-23 – MUNICIPAL ALLIANCE
11. RESOLUTION #159-23 – OVERPAYMENT OF TAXES
12. RESOLUTION #160-23 – PURCHASE OF PROPERTY
13. INTRODUCTION OF ORDINANCE #23-26- PURCHASE OF PROPERTY
14. RESOLUTION #161-23 – AMENDED CAPITAL BUDGET FOR 2023
15. INTRODUCTION OF ORDINANCE #23-27 – PURCHASE OF PROPERTY 2nd rdg 12/27
16. RESOLUTION #162-23 - TRANSFER OF FUNDS
17. RESOLUTION #163-23 – AMENDING RULES & REGS OF POLICE DEPT
18. INTRODUCTION OF ORDINANCE #23-28 – CREATION OF POSITION IN PD 12/27
19. RESOLUTION #164-23 – TOWN ENGINEER TO PREPARE CONCEPT FOR PLAYGROUND
20. RESOLUTION #165—23 – ENGINEER TO PREPARE PRELIMINARY ASSESSMENT FOR GRANT
21. RESOLUTION #166-23 – APPROVAL OF MOA BETWEEN TOC AND PBA LOCAL 188
22. WATER REFUNDS – 10 Wild Azalea court / 17A East Street
23. CORRESPONDENCE
24. REPORTS OF COUNCIL
25. STANDBY AND OVERTIME
26. PAYMENT OF BILLS
27. EXECUTIVE SESSION – IF NECESSARY
28. ADJOURNMENT

TOWN OF CLINTON

ORDINANCE #23-24

AN ORDINANCE FIXING THE POSITION TITLES AND SALARY RANGES OF CERTAIN OFFICERS AND EMPLOYEES IN THE TOWN OF CLINTON IN THE COUNTY OF HUNTERDON AND FOR THE WATER UTILITY AND THE SEWER UTILITY IN THE TOWN OF CLINTON IN THE COUNTY OF HUNTERDON

BE IT ORDAINED by the Mayor and Council of the Town of Clinton in the County of Hunterdon and State of New Jersey as follows, until a subsequent salary ordinance is adopted:

The salary ranges per annum for the following officers and employees of the Town of Clinton, the Water Utility, the Solid Waste Utility and the Sewer Utility shall be as follows:

<u>TITLE</u>	<u>SALARY RANGE</u>
Town Clerk	25,000.00 - 100,000.00
Deputy Town Clerk	8,000.00 - 20,000.00
Assessment Search Officer	1,000.00 - 2,000.00
Assessor of Taxes	15,000.00 - 40,000.00
Assistant to Tax Assessor	3,000.00 - 10,000.00
Collector of Taxes	7,000.00 - 25,000.00
Deputy Tax Collector	6,000.00 -35,000.00
Tax Search Officer	1,000.00 - 2,000.00
Collector of Water Rents	30,000.00 - 75,000.00
Collector of Solid Waste Utility	5,000.00-10,000.00
Chief Financial Officer	25,000.00 - 100,000.00
Deputy Treasurer	6,000.00 - 50,000.00
Treasurer of Water Department	15,000.00 - 45,000.00
Finance Assistant	10,000.00 - 45,000.00
Secretary to Land Use Board	4,000.00 - 40,000.00
Secretary to Board of Health	500.00 - 5,000.00
Registrar of Vital Statistics	500.00 - 5,000.00
Public Works/Business Administrator	65,000.00 - 180,000.00
Superintendent of Water Department	45,000.00 - 120,000.00
Assistant Superintendent of Water Department	40,000.00 – 90,000.00
Superintendent of Wastewater Plant	45,000.00 - 140,000.00
Laboratory Supervisor/Manager	35,000.00 - 95,000.00
Public Works Employee/Foreman	10.00 - 75.00/Hr.
Public Works Crew Leader	2,000 - 5,000
Chief of Police	65,000.00 - 190,000.00
Sergeant	50,000.00 - 165,000.00
Patrolman	30,000.00 - 140,000.00
Corporal	4,500.00 – 10,000.00
School Resource Officer	30.00 – 50.00/Hr.
Emergency Management Coordinator	1,000.00 - 7,000.00
Emergency Management Administrator	250.00 – 2,500.00
Building Sub-Code Official	10,000.00 - 40,000.00

2.

TITLE

SALARY RANGE

Electrical Sub-Code Official	3,000.00 - 12,000.00
Plumbing Sub-Code Official	3,000.00 - 12,000.00
Fire Sub-Code Official	2,500.00 - 7,500.00
Construction Control Officer	12,000.00 - 45,000.00
Zoning Officer	2,500.00 - 12,000.00
Code Enforcement/Housing Officer	3,000.00 - 20,000.00
Fire Prevention Officer	7,500.00 - 25,000.00
Animal Control Officer	3,000.00 - 10,000.00
Mayor	3,000.00 - 7,500.00
Council Member	3,000.00 - 7,000.00
Laborer/Seasonal Help	6.00 - 20.00/Hr.
Clerical/Bookkeeping Help	6.00 - 25.00/Hr.
Janitor Community Center	10.00 - 25.00/Hr.
School Crossing Guards	14.00 - 30.00/Hr.
Recreation Adult Instructors	700.00 - 10,000.00
Recreation Teen Counselors	6.00 - 15.00/Hr.
Stand-by Hourly Rate	4.00 - 10.00/Hr.
Mileage	Per IRS Regulations

All employees shall be paid on a biweekly basis except for the Mayor and Council, who shall be paid on a quarterly basis. The above schedules are subject to changes required on account of calendar year requirements.

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 of this ordinance.

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

MAYOR JANICE KOVACH

Roll Call:

Passed and Approved:

Municipal Clerk

Courier News

PLEASE PUBLISH IN YOUR DECEMBER 17, 2023 EDITION OF THE COURIER

PLEASE PROVIDE PROOF OF PUBLICATION

**TOWN OF CLINTON, HUNTERDON COUNTY
ORDINANCE #23-25**

- 1) ADOPTING AN AMENDED HIGHLANDS LAND USE ORDINANCE;**
- (2) AMENDING TOWN OF CLINTON CODE SECTION 88-39 REGARDING LAND DEVELOPMENT APPLICATION FILING PROCEDURES AND THE “LAND DEVELOPMENT APPLICATION – DEVELOPMENT REVIEW CHECKLIST;” and**
- (3) PROHIBITING WAREHOUSING AND DISTRIBUTION CENTERS AS PRINCIPAL USES IN THE INDUSTRIAL DISTRICT**

Summary: The Ordinance amends the Highlands Land Use Ordinance. The Ordinance adopts the Highlands Model Land Use Ordinance with modifications requiring residential and commercial cluster development in the protection zone and requiring the use of the most up-to-date maps published by the Highlands Council. Consistent with the Highlands Land Use Ordinance, the Ordinance also amends the Town’s land use development checklists to require digital submissions, decrease the number of paper copies submitted, require a Highlands consistency review, and submission of a geotechnical report in certain circumstances. Lastly, the Ordinance prohibits warehousing and distribution centers as principal uses within the industrial zone and permitting such uses as accessory uses only within the industrial zone.

This Ordinance was introduced on first reading December 13, 2023, a public hearing will be held December 27, 2023 at the Clinton Municipal Building Council Room, 43 Leigh Street, Clinton, New Jersey 08809. Public is welcome to attend .

Cecilia Covino, RMC/CMC
Municipal Clerk

RESOLUTION #156-23

WHEREAS, the Town of Clinton wishes to utilize the services to install New Mixers in Aeration Tank B1 from an authorized vender under the North Jersey Wastewater Coop;

WHEREAS, the purchase of goods and services by local contracting units is authorized by the Local Public Contracts Law, N.J.S.A. 40A:11-12; and

WHEREAS, Pumping Services, Inc. has been awarded Contract B364-2 under the North Jersey Wastewater Coop;

WHEREAS, the purchasing agent recommends the utilization of this contract on the grounds that it represents the best price available; and

WHEREAS, the actual cost for the installation of New Mixers in Aeration Tank B1 is not expected to exceed \$53,910.90; and

WHEREAS, the Chief Financial Officer has certified the availability of \$53,910.90 under the Sewer Budget, Other Expenses,

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Town Council of the Town of Clinton, that Pumping Services, Inc. be awarded a contract for the installation of New Mixers in Aeration Tank B1.

Mayor Janice Kovach

Adopted:

Municipal Clerk

RESOLUTION # 157-23

**RESOLUTION APPROVING WATER CAPACITY RESERVATION
APPLICATION #L23-09**

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

WHEREAS, on August 12, 2020, pursuant to Town of Clinton (the “Town”) Council Resolution #119-20 (as amended by Resolution #146-21), the Town approved Water Reservation Application #L20-04 in the amount of 26,720 GPD submitted in the name of Kerwin-Savage Partnership for property located at 108 Alton Place in the Township of Clinton (Block 79.07, Lot 1); and

WHEREAS, the approval was extended twice for a total of two years pursuant to Town Council Resolutions #122-21 and #44-23; and

WHEREAS, in compliance with an Order entered in the case of In re: Township of Clinton, Docket No. HNT-L-315-15, pursuant to Resolution #164-21, the water allocation approved under Application #L20-04 was transferred to the Township of Clinton to be held in trust and used for affordable housing purposes; and

WHEREAS, the allocation under Water Reservation Application #L-20-04 expired on August 12, 2023; and

WHEREAS, CRC Communities at Headley Farm Estates, Inc. (“CRC”) is the owner of property designated as Block 46, Lots 33 and 33.01 on the Tax Maps of the Township of Clinton (the “Property”); and

WHEREAS, CRC has proposed a 400-unit inclusionary development on the Property (the “Project”), which is included in the Township of Clinton’s Affordable Housing and Fair Share Plan as a compliance mechanism; and

WHEREAS, CRC submitted a water reservation on August 9, 2023 (amended by letter and additional submissions on August 22, 2023; September 26, 2023) for a water reservation for Phase 2 of the Project upon notice to and consent of the Township of Clinton; and

WHEREAS, on November 6, 2023 the Town’s Water Committee held their monthly meeting in which they have reviewed and approved the above-referenced water reservation application, conditioned upon receipt of confirmation from the Township of Clinton that it consented to holding such water allocation in trust for affordable housing purposes.

NOW, THEREFORE BE IT RESOLVED, that in accordance with Chapter 142, Section 1, Sub-section J(3) of the Town’s Ordinances, the Mayor and Council hereby approves Water Reservation Application # L23-09 in the amount of 26,720 GPD through August 12, 2024.

BE IT FURTHER RESOLVED, in accordance with Chapter 142, Section E, the water reservation under Application L23-09 may be renewed for two one-year periods. (i.e. with extensions, a water reservation may be valid for up to three years).

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

Janice Kovach, Mayor

ATTEST:

Cecilia Covino, RMC/CMC
Municipal Clerk

RESOLUTION #158-23
FORM 1B

WHEREAS, the Governor's Council on Alcoholism and Drug Abuse established the Municipal Alliances for the Prevention of Alcoholism and Drug Abuse in 1989 to educate and engage residents, local government and law enforcement officials, schools, nonprofit organizations, the faith community, parents, youth and other allies in efforts to prevent alcoholism and drug abuse in communities throughout New Jersey.

WHEREAS, The Town Council of the Town of Clinton, County of Hunterdon, State of New Jersey recognizes that the abuse of alcohol and drugs is a serious problem in our society amongst persons of all ages; and therefore has an established Municipal Alliance Committee; and,

WHEREAS, the Town Council further recognizes that it is incumbent upon not only public officials but upon the entire community to take action to prevent such abuses in our community; and,

WHEREAS, the Town Council has applied for funding to the Governor's Council on Alcoholism and Drug Abuse through the County of Hunterdon;

NOW, THEREFORE, BE IT RESOLVED by the Town of Clinton, County of Hunterdon, State of New Jersey hereby recognizes the following:

1. The Town Council does hereby authorize submission of a strategic plan for the North Hunterdon Municipal Alliance grant for fiscal year 2025 in the amount of:

DEDR	\$ <u>10,070.00</u>
Cash Match	\$ <u>2,517.50</u>
In-Kind	\$ <u>7,552.50</u>

2. The Town Council acknowledges the terms and conditions for administering the Municipal Alliance grant, including the administrative compliance and audit requirements.

APPROVED: _____
Janice Kovach, Mayor

CERTIFICATION

I, Cecilia Covino, Municipal Clerk of the Town of Clinton, County of Hunterdon, State of New Jersey, do hereby certify the foregoing to be a true and exact copy of a resolution duly authorized by the Town Council on this 13th day of December, 2023.

Cecilia Covino, RMC/CMC
Municipal Clerk

TOWN OF CLINTON

RESOLUTION # 159-23

WHEREAS, the Tax Collector of the Town of Clinton has received overpayments for the following block and lots,

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the Town of Clinton that the Chief Financial Officer be authorized to refund the overpayment to Corelogic Real Estate Tax Service c/o Centralized Refunds, P.O. Box 9202, Coppell, Texas, 75019-9978, for the following accounts:

<u>BLOCK</u>	<u>LOT</u>	<u>OWNER</u>	<u>AMOUNT</u>
22	5.02	Vag, Anne E & Sandra L Halbing	\$3,076.67
31.01	7.01 C1724	Buhl, Scott	\$2,770.22
32	1	Cockerline, Brian R & H A Thornton	\$ 270.63

BE IT FURTHER RESOLVED that the Tax Collector remove the overpayments on the above block and lots for the 4th quarter 2023.

I, Cecilia Covino, Clerk of the Town of Clinton, do hereby certify the foregoing to be a true copy of a resolution adopted by the Town of Clinton Mayor & Council at a meeting on December 13, 2023.

Cecilia Covino, RMC, CMC
Town Clerk

TOWN OF CLINTON
HUNTERDON COUNTY, NEW JERSEY

RESOLUTION # 160-23

**RESOLUTION AUTHORIZING THE EXECUTION OF
A LETTER OF INTENT TO PURCHASE PROPERTY DESIGNATED AS
BLOCK 23, LOT 13 (2 OLD HIGHWAY 22)**

WHEREAS, the Town of Clinton (the “Town”) desires to purchase property designated as Block 23, Lot 13 on the Tax Maps of the Town of Clinton, more commonly known as 2 Old Highway 22 (the “Property”); and

WHEREAS, the Town has decided to offer the amount of \$80,000 to purchase the Property and desires to convey such offer to the owner of the Property via a Letter of Intent, a copy of which is attached hereto; and

WHEREAS, the Letter of Intent merely makes an offer to purchase the Property and the purchase shall be contingent upon (1) the execution of a negotiated contract; (2) the adoption of an ordinance authorizing the purchase; and (3) conducting of due diligence; and

WHEREAS, the funding of the purchase is proposed to be from the Town’s Capital Improvement Fund; and

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

1. The Mayor and Clerk are authorized to execute the Letter of Intent offering the amount of \$80,000 to purchase the Property in substantially the same form as attached hereto.
2. This Resolution shall take effect immediately.

I hereby certify the foregoing to be a true copy of a Resolution adopted by the Town of Clinton Council at a meeting held on December 13, 2023.

Cecilia Covino, Clerk

Janice Kovach, Mayor

**TOWN OF CLINTON
HUNTERDON COUNTY, NEW JERSEY
ORDINANCE # 23-26**

**ORDINANCE AUTHORIZING THE PURCHASE OF PROPERTY DESIGNATED AS
BLOCK 23, LOT 13 (2 Old Highway 22)**

WHEREAS, CDP Wargo, LLC (the “Property Owner”) is the owner of Block 23, Lot 13 in the Town of Clinton (the “Property”); and

WHEREAS, the Town of Clinton (the “Town”) wishes to acquire the Property for public purposes; and

WHEREAS, the Town and the Property Owner agreed on a purchase price of \$80,000.00; and

WHEREAS, the Town will be funding the purchase through the use of monies in the Town’s Capital Improvement Fund; and

WHEREAS, the Town authorized the execution of a Letter of Intent pursuant to a Resolution adopted by the Mayor and Council on December 13, 2023, which made the Town’s purchase of the Property conditioned upon the passage of the within Ordinance, negotiation of a Purchase and Sale Agreement, and conducting of certain due diligence; and

WHEREAS, the New Jersey Local Land and Buildings Law, N.J.S.A. 40A:12-3, *et seq.*, requires adoption of an ordinance to authorize the acquisition of the Property.

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

SECTION 1. Subject to the availability of funds described herein, the Town is hereby authorized acquire the Property as referenced hereinabove for the amount of \$80,000.00.

SECTION 2. The Town Attorney is authorized to draft and negotiate of a contract to purchase the Property. Execution of such contract shall be authorized by separate resolution of the Town Council.

SECTION 3. Subject to the execution of a contract to purchase the Property, the Mayor and Clerk are hereby authorized and directed to take all necessary actions and execute all necessary documents, including but not limited to a deed of conveyance, HUD-1 settlement statement, affidavit of title, and such other closing documents in order to authorize both the acquisition and conveyance of the Property.

SECTION 3. This Ordinance shall take effect after final passage and publication as prescribed by law.

TOWN OF CLINTON

RESOLUTION #161-23

WHEREAS, the Town of Clinton deems it necessary and desirable to provide for a capital project not previously reflected in the 2023 Capital Budget of said municipality, and

WHEREAS, N.J.A.C. 5:30-4.4B provides that the Capital Budget of a governing body shall be amended to reflect any provisions, changes or inconsistencies with said Capital Budget,

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Town of Clinton, in the County of Hunterdon, State of New Jersey, that the 2023 Capital Budget shall be amended to reflect the addition of Ordinance #23-27, Purchase of Property, not previously provided for in the Capital Budget.

BE IT FURTHER RESOLVED, that the attached form, as promulgated by the Local Finance Board shall represent the amended Capital Budget for the year 2023.

Mayor Janice Kovach

Dated:

Cecilia Covino, RMC

TOWN OF CLINTON

GENERAL CAPITAL

CAPITAL ORDINANCE NO. 23-27

GENERAL CAPITAL ORDINANCE OF THE TOWN OF CLINTON, IN THE COUNTY OF HUNTERDON, STATE OF NEW JERSEY, AUTHORIZING THE MAKING OF IMPROVEMENTS IN, BY AND FOR THE TOWN OF CLINTON AND APPROPRIATING THEREFOR THE SUM OF \$80,000.00 FROM THE GENERAL CAPITAL IMPROVEMENT FUND FOR THE PURCHASE OF PROPERTY

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

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

<u>PURPOSE</u>	<u>ESTIMATED COST</u>
Purchase of Property	\$80,000.00
TOTAL	\$80,000.00

Section 2. The aggregate sum of \$80,000.00 is hereby appropriated from the General Capital Improvement Fund for Improvements within the Town of Clinton to the payment of the cost of the improvements as described in Section 1 hereof.

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

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

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

ATTEST:

TOWN OF CLINTON
IN THE COUNTY OF HUNTERDON

Mayor Janice Kovach

Cecilia Covino

RESOLUTION #162-23

WHEREAS, it has been determined that there will be excesses in certain appropriations over and above the amount deemed to be necessary to fulfill the purpose of such appropriations for the year 2023 and it has also been determined that certain appropriations are deemed to be insufficient to fulfill the purposes of such appropriations; and

WHEREAS, N.J.S.A. 40A:4-58 provides for the transfer of the amount of such appropriations as may be deemed in excess to such appropriations as may be deemed to be insufficient; and

WHEREAS, the transfers about to be authorized do not affect any appropriations, to which or from which transfer are prohibited under the statutes;

NOW, THEREFORE, BE IT RESOLVED that the following transfers between 2023 appropriations be authorized pursuant to N.J.S.A. 40A:4-58:

	<u>From</u>	<u>To</u>
Maintenance of Parks -Other Expenses	\$100.00	
Environmental Commission - Other Expenses		\$25.00
Recreation Committee - Other Expenses		\$75.00
TOTALS	<u>\$ 100.00</u>	<u>\$100.00</u>

Mayor Janice Kovach

Adopted: December 13, 2023

Municipal Clerk

**TOWN OF CLINTON
HUNTERDON COUNTY, NEW JERSEY**

RESOLUTION # 163-23

**RESOLUTION AMENDING THE RULES AND REGULATIONS OF THE
TOWN OF CLINTON POLICE DEPARTMENT**

WHEREAS, the Town of Clinton Police Department (the “Department”) is established pursuant to N.J.S.A. 40A:14-118 and Town of Clinton Code Section 18-1; and

WHEREAS, in accordance with N.J.S.A. 40A:14-118 and Town of Clinton Code Section 18-5, the Mayor and Council of the Town of Clinton may make, amend, or revoke the rules and regulations of the Department; and

WHEREAS, the Town Council believes that the adoption of the attached Amendments to the Rules and Regulations of the Department are in the best interest of the Town.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Town of Clinton, in the County of Hunterdon as follows:

1. The Amendments to the Rules and Regulations of the Town of Clinton Police Department dated November 2023 and attached hereto be and hereby are accepted and adopted by the Town Council.
2. All rules and regulations previously issued, and policies and procedures that are contrary to the rules contained herein, are hereby revoked. All other policies and procedures shall remain in force.
3. This Resolution shall take effect immediately.

Janice Kovach, Mayor

Cecilia Covino, RMC/CMC
Municipal Clerk

TOWN OF CLINTON

HUNTERDON COUNTY, NEW JERSEY

ORDINANCE # 23-28

AN ORDINANCE CREATING THE POSITION OF CORPORAL WITHIN THE TOWN OF CLINTON POLICE DEPARTMENT

WHEREAS, the Mayor and Council of the Town of Clinton desires to create the position of corporal within the Town of Clinton Police Department; and

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

SECTION 1. Section 18-9 of the Code of the Town of Clinton is renamed “Chief of Police; Sergeant; Corporal.”

SECTION 2. Section 18-9 of the Code of the Town of Clinton is amended by adding subsection (c), entitled “Corporal,” as follows:

C. Corporal of Police

(1) The Council may appoint one (1) Corporal of Police, who shall perform such duties as from time to time are prescribed and set forth in the police rules and regulations as promulgated under § 18-5. The Council shall not permanently appoint any officer to the position of Corporal of Police until they have served for at least one year as a Probationary Corporal of Police and until:

(a) They have been recommended to the position by the Chief of Police or Director of Law and Public Safety; and

(b) Their performance has been fully and completely evaluated by the Police Committee, and the Police Committee has recommended their permanent appointment to the Town Council. The evaluation may include performance testing, psychological testing, personal interviews, and such other techniques as may be appropriate within the discretion of the Police Committee.

(2) Probationary Corporal of Police. The Town Council may appoint a Probationary Corporal of Police. They shall be appointed for a term of one year. The Town Council may reappoint them for an additional term of six months, but in no case shall their term as Probationary Corporal exceed 18 months.

(3) Supervision of Probationary Corporal of Police. A Probationary Corporal shall have the duties and responsibilities as prescribed in the police rules and regulations for a Corporal of Police, but they shall work under the close scrutiny and direction of the Chief of Police or Director of Law and Public Safety.

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.

TOWN OF CLINTON

BY: _____
JANICE KOVACH, MAYOR

ATTEST:

CECILIA COVINO, Municipal Clerk

NOTICE

NOTICE IS HEREBY GIVEN that the foregoing Ordinance was introduced and passed on the first reading by the Mayor and Council of the Town of Clinton, County of Hunterdon, State of New Jersey on December 13 2023, at the Clinton Town Municipal Building located at 43 Leigh Street, Clinton, New Jersey. The Ordinance will be considered for second and final reading at a meeting of the Town Council December 27, 2023 or as soon thereafter as the matter may be reached and considered, at the Clinton Town Municipal Building located at 43 Leigh Street, Clinton, New Jersey. At that time, the public is invited to ask questions, raise objections, or provide public comment with regard to the proposed adoption of this Ordinance.

Cecilia Covino, RMC/CMC/CMR,RMC

TOWN OF CLINTON
HUNTERDON COUNTY, NEW JERSEY
RESOLUTION #164-23

**AUTHORIZING THE TOWNSHIP ENGINEER TO PREPARE A SURVEY AND
CONCEPT PLAN IN CONNECTION WITH A GREEN ACRES GRANT APPLICATION**

WHEREAS, the Town of Clinton intends to apply for a grant from the New Jersey Green Acres Program, Jake's Law Program (the "Grant") to fund certain improvements to the playground at Halstead Street Park; and

WHEREAS, Grant application requires the submission of a survey and concept plan; and

WHEREAS, the Town requested quotes for such services and received one from its Township Engineer, Van Cleef Engineering, which is attached hereto; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) authorizes the hiring of a professional without competitive bidding providing that the resolution authorizing the award of contracts for "Professional Services" without competitive bidding and the contract itself be made available for public inspection.

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

1. The Township Engineer is authorized to perform the work to produce a survey and concept plan as set forth in the attached proposal. Such work shall be performed consistent with the Township Engineer's annual appointment and the attached proposal.
2. The fees paid under such agreement shall not exceed \$15,000.00.
3. This proposal is awarded without competitive bidding as a "Professional Service" under the provisions of the Local Public contracts Law, subject to N.J.S.A. 40A:5-11, which states that "No local unit shall be required to advertise for bids for any of the work performed pursuant to 40A:5-4."
4. A notice of this action shall be printed once in the official newspaper of the Town and a copy of the resulting contract shall be made available for public inspection.
5. This resolution shall take effect immediately.

Cecilia Covino, RMC/CMC
Municipal Clerk

TOWN OF CLINTON
HUNTERDON COUNTY, NEW JERSEY
RESOLUTION #165-23

**AUTHORIZING THE EXECUTION OF A PROFESSIONAL SERVICES AGREEMENT
WITH MONTROSE ENVIRONMENTAL TO PERFORM A PRELIMINARY
ASSESSMENT AND SURVEY IN CONNECTION WITH A GREEN ACRES GRANT
APPLICATION**

WHEREAS, the Town of Clinton intends to apply for a grant from the New Jersey Green Acres Program, Jake's Law Program (the "Grant") to fund certain improvements to the playground at Halstead Street Park; and

WHEREAS, Grant application requires the submission of a preliminary assessment report; and

WHEREAS, the Town requested quotes for such services and received one from Montrose Environmental, which is attached hereto; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) authorizes the hiring of a professional without competitive bidding providing that the resolution authorizing the award of contracts for "Professional Services" without competitive bidding and the contract itself be made available for public inspection.

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

6. The Mayor and Clerk are hereby authorized to execute the attached proposal.
7. The fees paid under such agreement shall not exceed \$2,400.00.
8. This contract is awarded without competitive bidding as a "Professional Service" under the provisions of the Local Public contracts Law, subject to N.J.S.A. 40A:5-11, which states that "No local unit shall be required to advertise for bids for any of the work performed pursuant to 40A:5-4."
9. A notice of this action shall be printed once in the official newspaper of the Town and a copy of the resulting contract shall be made available for public inspection.
10. This resolution shall take effect immediately.

Cecilia Covino, RMC/CMC
Municipal Clerk

**RESOLUTION APPROVING A MEMORANDUM OF UNDERSTANDING (MOA)
BETWEEN THE TOWN OF CLINTON AND THE P.B.A. LOCAL 188**

RESOLUTION #166-23

WHEREAS, on April 13, 2022, the Mayor and Council of the Town of Clinton (Town) ratified the Collective Negotiations Agreement between the Town and the PBA Local 188 (PBA), having an effective term of January 1, 2022, through December 31, 2025, via Resolution #72-22; and

WHEREAS, the Mayor and Council intend to exercise their statutory authority under *N.J.S.A. 40A:14-118* to create the rank of Corporal, determine the number of Corporals that may be appointed and define the functions of that rank; and

WHEREAS, in anticipation of the creation of the rank of Corporal, the Town and PBA have negotiated and reached agreement on the following mandatorily-negotiable terms and conditions pertaining to the rank of Corporal,

IT IS HEREBY AGREED AS FOLLOWS:

1. The Recitals listed above are incorporated herein by reference.
2. Article 8, entitled "Salary and Wages" Section "A", entitled "Base Salary", shall be amended by creating a new Paragraph 13 as follows:
 13. *When a Police Officer(s) is promoted to the rank of Corporal, a probationary period of twelve (12) months will be in effect.*

Beginning on the date of promotion to the rank of Corporal, the Corporal shall receive a differential of \$4,500 per year in addition to the current year's base salary for the appropriate Class on the Police Officer salary schedule. This \$4,500 per year shall be paid as an addition to the current year's base salary and shall be included in the Officer's pensionable salary. The differential shall be pro-rated in any calendar year in which the Corporal does not serve in that rank for the entire year. The Corporal's base salary shall continue to be based on the Police Officer salary schedule, and the Corporal shall continue to advance on the Police Officer salary schedule in accordance with the provisions of Article VIII, Section A-6, with the \$4,500 annual differential then added to the base salary. The \$4,500 annual differential shall not be taken into account when calculating the 9% differential between PO First Class and the base salary of the rank of Sergeant.

3. All other terms and conditions of the Collective Negotiations Agreement between the Town of Clinton and the P.B.A. Local 188 for the period January 1, 2022, through December 31, 2025, will remain unchanged and shall remain in full force and effect except as otherwise set forth herein.
4. This Agreement shall not be effective unless ratified by the PBA membership and approved by the Mayor and Council.
5. Once ratified, the terms of this Memorandum of Agreement shall be deemed incorporated into the parties' Collective Negotiations Agreement and be deemed a part thereof. Any and all disputes concerning this Memorandum of Agreement shall therefor be resolved through the grievance procedure set forth in the Collective Bargaining Agreement.

NOW THEREFORE BE IT RESOLVED, that the Town and PBA have agreed to sign and execute this MOA in accordance with the terms and conditions above.

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the Town of Clinton Chief Financial Officer and the PBA Local 188.

Janice Kovach, Mayor

ATTEST:

Ceil Covino, RMC
Town Clerk