

**CLINTON TOWN COUNCIL**  
**JUNE 14, 2023**  
**7:30 P.M.**

FLAG SALUTE  
ROLL CALL  
STATEMENT OF ADEQUATE NOTICE

1. APPROVAL OF MINUTES: Council minutes and Executive Session minutes of May 24, 2023
2. APPROVAL OF MONTHLY REPORTS – MAY
3. PUBLIC COMMENTS
4. MAYOR’S COMMENTS - Appointments to Recreation and Economic Development Commission
5. PUBLIC HEARING OF BOND ORDINANCE #23-09 – NEW STREET
6. PUBLIC HEARING OF BOND ORDINANCE #23-10 - ROUTE 173 AND LEIGH STREET
7. PUBLIC HEARING OF ORDINANCE #23-12 – WATER UTILITY IMPROVEMENTS
8. PUBLIC HEARING OF ORDINANCE #23-13 – VARIOUS CAPITAL IMPROVEMENTS
9. INTRODUCTION OF BOND ORDINANCE #23-14 – SEWER UTILITY
10. RESOLUTION #103-23 – CONCERNS REGARDING RT. 78 CONTINUED
11. RESOLUTION #110-23 – DEDICATION BY RIDER – HISTORICAL COMMITTEE
12. RESOLUTION #111-23 – RENEWAL OF CLINTON HOUSE LIQUOR LICENSE
13. RESOLUTION #112-23 – RENEWAL OF CLUB LICENSE FOR HUNTERDON ART MUSEUM
14. RESOLUTION #113-23 – HIRING OF ADMINISTRATIVE ASSISTANT FOR POLICE DEPT.
15. CORRESPONDENCE
16. REPORTS OF COUNCIL
17. STANDBY AND OVERTIME
18. PAYMENT OF BILLS
19. EXECUTIVE SESSION – if necessary
20. ADJOURNMENT

ORDINANCE 23-09

BOND ORDINANCE PROVIDING FOR THE RESURFACING OF NEW STREET IN AND BY THE TOWN OF CLINTON, IN THE COUNTY OF HUNTERDON, NEW JERSEY, APPROPRIATING \$340,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$177,300 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 improvement described in Section 3(a) of this bond ordinance is hereby authorized to be undertaken by the Town of Clinton, in the County of Hunterdon, New Jersey (the "Town") as a general improvement. For the improvement or purpose described in Section 3(a), there is hereby appropriated the sum of \$340,000, including a \$162,700 grant expected to be received from the State of New Jersey Department of Transportation's Fiscal Year 2023 Municipal Aid Program (the "State Grant"). Pursuant to N.J.S.A. 40A:2-11(c), no down payment is being provided for the costs of the project since the project is partially funded by the State Grant.

Section 2. In order to finance the cost of the improvement or purpose not covered by application of the State Grant, negotiable bonds are hereby authorized to be issued in the principal amount of \$177,300 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. (a) The improvement hereby authorized and the purpose for the financing of which the bonds are to be issued is the resurfacing of New Street, including, without limitation, pavement resurfacing, storm drainage inlet modifications and installation of ADA-compliant handicapped ramps and further including all work and materials necessary therefor and incidental thereto.

(b) The estimated maximum amount of bonds or bond anticipation notes to be issued for the improvement or purpose is as stated in Section 2 hereof.

(c) The estimated cost of the improvement or purpose is equal to the amount of the appropriation herein made therefor.

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 improvement or purpose described in Section 3(a) of this bond ordinance is not a current expense. It is an improvement or purpose that the Town may lawfully undertake as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.

(b) The period of usefulness of the improvement or purpose within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, 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 \$177,300, and the obligations authorized herein will be within all debt limitations prescribed by the Local Bond Law.

(d) An aggregate amount not exceeding \$55,000 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 purpose or improvement.

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 described in Section 3(a) 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, other than those referred to in Section 1 hereto, shall be applied either to direct payment of the cost of the improvement or 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 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.



DEBT STATEMENT CERTIFICATE

I, Cecilia Covino, Clerk of the Town of Clinton, in the County of Hunterdon, New Jersey (herein called the "Town"), HEREBY CERTIFY that annexed hereto is a true and complete copy of the Supplemental Debt Statement of the Town that was prepared as of May 10, 2023 by Kathy Olsen, who was then chief financial officer of the Town and filed in my office on May 10, 2023, and that a complete, executed copy of such statement was filed in the office of the Director of the Division of Local Government Services of the State of New Jersey on May 10, 2023.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the Town this 13<sup>th</sup> day of July, 2023.

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Cecilia Covino, Clerk

(SEAL)



EXTRACT from the minutes of a Council meeting of the Town Council of the Town of Clinton, in the County of Hunterdon, New Jersey held at the Municipal Building in the Town on May 10, 2023 at 7:30 o'clock p.m.

PRESENT: Johnson, Kashwick, Padmos, Perloff, Traphagen, Mayor Kovach

ABSENT: Bruno

[Attach appropriate minutes hereto]

CERTIFICATE

I, Cecilia Covino, Clerk of the Town of Clinton, in the County of Hunterdon, State of New Jersey, HEREBY CERTIFY that the foregoing annexed extract from the minutes of a meeting of the governing body of the Town duly called and held on May 10, 2023 has been compared by me with the original minutes as officially recorded in my office in the Minute Book of the governing body and is a true, complete and correct copy thereof and of the whole of the original minutes so far as they relate to the subject matters referred to in the extract.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the Town this 13 day of July, 2023.

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Cecilia Covino, Clerk

(SEAL)

EXTRACT from the minutes of a Council meeting of the Town Council of the Town of Clinton, in the County of Hunterdon, New Jersey held at the Clinton Municipal Building in the Town on June 14, 2023 at 7:30 o'clock p.m.

PRESENT:

ABSENT:

[Attach appropriate minutes hereto]

## CERTIFICATE

I, Cecilia Covino, Clerk of the Town of Clinton, in the County of Hunterdon, State of New Jersey, HEREBY CERTIFY that the foregoing annexed extract from the minutes of a meeting of the governing body of the Town duly called and held on June 14, 2023 has been compared by me with the original minutes as officially recorded in my office in the Minute Book of the governing body and is a true, complete and correct copy thereof and of the whole of the original minutes so far as they relate to the subject matters referred to in the extract.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the Town this 13<sup>th</sup> day of July, 2023.

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Cecilia Covino, Clerk

(SEAL)

CLERK'S CERTIFICATE

I, Cecilia Covino, Clerk of the Town of Clinton, in the County of Hunterdon, State of New Jersey, HEREBY CERTIFY as follows:

1. I am the duly appointed Clerk of the Town of Clinton, in the County of Hunterdon, State of New Jersey (herein called the "Town"). In this capacity, I have the responsibility to maintain the minutes of the meetings of the governing body of the Town and the records relative to all ordinances and resolutions of the Town. The representations made herein are based upon the records of the Town.

2. Attached hereto is a true and complete copy of a bond ordinance passed by the governing body of the Town on first reading on May 10, 2023 and finally adopted by the governing body on June 14, 2023 and, where necessary, approved by the Mayor on June 14, 2023.

3. On May 17, 2023, a copy of the bond ordinance and a notice that copies of the bond ordinance would be made available to the members of the general public of the Town who requested copies, up to and including the time of further consideration of the bond ordinance by the governing body, was posted in the principal municipal building of the Town at the place where public notices are customarily posted. Copies of the bond ordinance were made available to all who requested them.

4. A certified copy of the bond ordinance and a copy of the amended capital budget form has been filed with the Director of the Division of Local Government Services.

5. After final passage, the bond ordinance, a copy of which is attached hereto, was duly published on June 21, 2023. No protest signed by any person against making the improvement or incurring the indebtedness authorized therein, nor any petition requesting that a referendum vote be taken on the action proposed in the bond ordinance has been

presented to the governing body or to me or filed in my office within 20 days after the publication or at any other time after the final passage thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the Town this 13<sup>th</sup> day of July, 2023.

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Cecilia Covino, Clerk

[SEAL]

ORDINANCE #23-09  
NOTICE OF PENDING BOND ORDINANCE AND SUMMARY

The bond ordinance, the summary terms of which are included herein, was introduced and passed upon first reading at a meeting of the governing body of the Town of Clinton, in the County of Hunterdon, State of New Jersey, on May 10, 2023. It will be further considered for final passage, after public hearing thereon, at a meeting of the governing body to be held at the Municipal Building, in the Town on June 14, 2023 at 7:30 o'clock p.m. During the week prior to and up to and including the date of such meeting, copies of the full bond ordinance will be available at no cost and during regular business hours at the Clerk's office for the members of the general public who shall request the same. The summary of the terms of such bond ordinance follows:

Title: BOND ORDINANCE PROVIDING FOR THE RESURFACING OF NEW STREET IN AND BY THE TOWN OF CLINTON, IN THE COUNTY OF HUNTERDON, NEW JERSEY, APPROPRIATING \$340,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$177,300 BONDS OR NOTES OF THE TOWN TO FINANCE PART OF THE COST THEREOF

Purpose: The resurfacing of New Street, including, without limitation, pavement resurfacing, storm drainage inlet modifications and installation of ADA-compliant handicapped ramps and further including all work and materials necessary therefor and incidental thereto.

Appropriation: \$340,000

Bonds/Notes Authorized: \$177,300

Grants Appropriated: \$162,700 grant expected to be received from the State of New Jersey Department of Transportation's Fiscal Year 2023 Municipal Aid Program

Section 20 Costs: \$55,000

Useful Life: 10 years

Cecilia Covino, Clerk

This Notice is published pursuant to N.J.S.A. 40A:2-17.

ORDINANCE #23-09  
BOND ORDINANCE STATEMENT AND SUMMARY

The bond ordinance, the summary terms of which are included herein, has been finally adopted by the Town of Clinton, in the County of Hunterdon, State of New Jersey on June 14, 2023 and the 20 day period of limitation within which a suit, action or proceeding questioning the validity of such bond ordinance can be commenced, as provided in the Local Bond Law, has begun to run from the date of the first publication of this statement. Copies of the full bond ordinance are available at no cost and during regular business hours at the Clerk's office for members of the general public who request the same. The summary of the terms of such bond ordinance follows:

Title: BOND ORDINANCE PROVIDING FOR THE RESURFACING OF NEW STREET IN AND BY THE TOWN OF CLINTON, IN THE COUNTY OF HUNTERDON, NEW JERSEY, APPROPRIATING \$340,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$177,300 BONDS OR NOTES OF THE TOWN TO FINANCE PART OF THE COST THEREOF

Purpose: The resurfacing of New Street, including, without limitation, pavement resurfacing, storm drainage inlet modifications and installation of ADA-compliant handicapped ramps and further including all work and materials necessary therefor and incidental thereto.

Appropriation: \$340,000

Bonds/Notes Authorized: \$177,300

Grants Appropriated: \$162,700 grant expected to be received from the State of New Jersey Department of Transportation's Fiscal Year 2023 Municipal Aid Program

Section 20 Costs: \$55,000

Useful Life: 10 years

Cecilia Covino, Clerk



ORDINANCE 23-10

BOND ORDINANCE PROVIDING FOR THE ROUTE 173 AND LEIGH STREET PEDESTRIAN PROJECT IN AND BY THE TOWN OF CLINTON, IN THE COUNTY OF HUNTERDON, NEW JERSEY, APPROPRIATING \$270,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$80,000 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 improvement described in Section 3(a) of this bond ordinance is hereby authorized to be undertaken by the Town of Clinton, in the County of Hunterdon, New Jersey (the "Town") as a general improvement. For the improvement or purpose described in Section 3(a), there is hereby appropriated the sum of \$270,000, including a \$190,000 grant expected to be received from the State of New Jersey Department of Transportation's Local Aid Infrastructure Fund Program (the "State Grant"). Pursuant to N.J.S.A. 40A:2-11(c), no down payment is being provided for the costs of the project since the project is partially funded by the State Grant.

Section 2. In order to finance the cost of the improvement or purpose not covered by application of the State Grant, negotiable bonds are hereby authorized to be issued in the principal amount of \$80,000 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. (a) The improvement hereby authorized and the purpose for the financing of which the bonds are to be issued is the Route 173 and Leigh Street Pedestrian Project, including, without limitation, the installation of curbs and sidewalks along Route 173, the replacement of sidewalks and the installation of storm drains on Leigh Street and the installation of ADA-compliant handicapped ramps and further including all work and materials necessary therefor and incidental thereto.

(b) The estimated maximum amount of bonds or bond anticipation notes to be issued for the improvement or purpose is as stated in Section 2 hereof.

(c) The estimated cost of the improvement or purpose is equal to the amount of the appropriation herein made therefor.

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 improvement or purpose described in Section 3(a) of this bond ordinance is not a current expense. It is an improvement or purpose that the Town may lawfully undertake as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.

(b) The period of usefulness of the improvement or purpose within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, 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 \$80,000, and the

obligations authorized herein will be within all debt limitations prescribed by the Local Bond Law.

(d) An aggregate amount not exceeding \$45,000 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 purpose or improvement.

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 described in Section 3(a) 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, other than those referred to in Section 1 hereto, shall be applied either to direct payment of the cost of the improvement or 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 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.

TOWN OF CLINTON  
WATER UTILITY

CAPITAL ORDINANCE NO. 23-12

CAPITAL ORDINANCE OF THE TOWN OF CLINTON WATER UTILITY, IN THE COUNTY OF HUNTERDON, STATE OF NEW JERSEY, AUTHORIZING THE MAKING OF IMPROVEMENTS IN, BY AND FOR THE TOWN OF CLINTON WATER UTILITY AND APPROPRIATING THEREFOR THE SUM OF \$197,500.00 FROM THE WATER CAPITAL IMPROVEMENT FUND FOR WATER UTILITY IMPROVEMENTS

**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 to the Water Utility in, by and for the Town, including all work, materials and appurtenances necessary and suitable therefore:

<u>PURPOSE</u>	<u>ESTIMATED COST</u>
Vac Trailer	\$162,000.00
Trash Pumps	6,500.00
Leak Detection Equipment	15,000.00
ProPress Plumbing Tool	4,000.00
Roof on Well #1	8,000.00
Miscellaneous Costs	2,000.00
<b>TOTAL</b>	<b>\$197,500.00</b>

**Section 2.** The aggregate sum of \$197,500.00 is hereby appropriated from the Water Utility Capital Improvement Fund for Water Utility Improvements within the Town of Clinton Water Utility to the payment of the cost of the improvements as described in Section 1 hereof.

**Section 3.** Said improvements are lawful capital improvements of the Water Utility 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 Water Utility 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

ORDINANCE #23-13

BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS IN AND BY THE TOWN OF CLINTON, IN THE COUNTY OF HUNTERDON, NEW JERSEY, APPROPRIATING \$153,279 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$145,615 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 \$153,279, and further including the aggregate sum of \$7,664 as the several down payments for the improvements or purposes required by the Local Bond Law. The down payments have been made available by virtue of provision for down payment or for capital improvement purposes in one or more previously adopted budgets.

Section 2. In order to finance the cost of the several improvements or purposes not covered by application of the several down payments, negotiable bonds are hereby authorized to be issued in the principal amount of \$145,615 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 &amp; Estimated Cost</u>	<u>Estimated Maximum Amount of Bonds &amp; Notes</u>	<u>Period of Usefulness</u>
<b>a) <u>Streets and Roads:</u></b>			
(i) Acquisition of a zero-turn lawn mower with bagger, including all related costs and expenditures incidental thereto.	\$17,285	\$16,420	10 years
(ii) Acquisition of a dump truck body, a paint sprayer and street signs, including all related costs and expenditures incidental thereto.	\$28,785	\$27,346	15 years
<b>b) <u>Construction Code:</u></b>			
Acquisition of an electronic construction inspection program, including all related costs and expenditures incidental thereto.	\$25,285	\$24,021	5 years
<b>c) <u>Buildings and Grounds:</u></b>			
Acquisition of a new drop box for the outside of 47 Leigh Street, including all related costs and expenditures incidental thereto	\$1,642	\$1,560	15 years
<b>d) <u>Police Department:</u></b>			
Acquisition of bullet resistant vests, including all related costs and expenditures incidental thereto.	\$6,977	\$6,628	5 years
<b>e) <u>Fire Department:</u></b>			
(i) Acquisition of turn out gear, self-contained breathing apparatus masks and a particulate hood, including all related costs and expenditures incidental thereto.	\$18,385	\$17,466	10 years
(ii) Acquisition of supply and fire attack hoses and nozzles and			



appliances, including all related costs and expenditures incidental thereto.

\$42,635

\$40,503

15 years

(iii) Acquisition of LED scene lights, including all related costs and expenditures incidental thereto.

\$12,285

\$11,671

10 years

TOTAL:

\$153,279

\$145,615

The excess of the appropriation made for each of the improvements or purposes aforesaid over the estimated maximum amount of bonds or notes to be issued therefor, as above stated, is the amount of the down payment for each purpose.

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 11.33 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 \$145,615, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$2,000 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 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 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.

ORDINANCE #23-14

BOND ORDINANCE PROVIDING FOR VARIOUS IMPROVEMENTS TO THE SEWER UTILITY IN AND BY THE TOWN OF CLINTON, IN THE COUNTY OF HUNTERDON, NEW JERSEY, APPROPRIATING \$232,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$232,000 BONDS OR NOTES OF THE TOWN TO FINANCE 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 authorized to be undertaken by the Town of Clinton, in the County of Hunterdon, New Jersey (the "Town"). 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 \$232,000. No down payment is required as the purposes authorized herein are deemed self-liquidating and the bonds and bond anticipation notes authorized herein are deductible from the gross debt of the Town, as more fully explained in Section 6(e) of this bond ordinance.

Section 2. In order to finance the cost of the several improvements or purposes, negotiable bonds are hereby authorized to be issued in the principal amount of \$232,000 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 &amp; Estimated Cost</u>	<u>Estimated Maximum Amount of Bonds &amp; Notes</u>	<u>Period of Usefulness</u>
a) The acquisition of new drive skimmers and scrapers for Clarifier #2, including all related costs and expenditures incidental thereto.	\$100,900	\$100,900	15 years
b) The acquisition of part replacements for centrifugal blower, including all related costs and expenditures incidental thereto.	\$30,300	\$30,300	15 years
c) The acquisition of an effluent pump drive, including all related costs and expenditures incidental thereto.	\$50,400	\$50,400	15 years
d) Geographic information system asset mapping, including all work and materials necessary therefor and incidental thereto.	<u>\$50,400</u>	<u>\$50,400</u>	5 years
Total:	<u>\$232,000</u>	<u>\$232,000</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 self-liquidating purposes of a municipal public utility. 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 12.82 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 \$232,000, but that the net debt of the Town determined as provided in the Local Bond Law is not increased by this bond ordinance. The obligations authorized herein will be within all debt limitations prescribed by the Local Bond Law.

(d) An aggregate amount not exceeding \$2,000 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.

(e) This bond ordinance authorizes obligations of the Town solely for purposes described in N.J.S.A. 40A:2-7(h). The obligations authorized herein are to be issued for purposes that are deemed to be self-liquidating pursuant to N.J.S.A. 40A:2-47(a) and are deductible from the gross debt of the Town pursuant to N.J.S.A. 40A:2-44(c).

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 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 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 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.

RESOLUTION #103-23  
RESOLUTION SUPPORTING RESIDENT CONCERNS REGARDING STATE ROUTE 78

WHEREAS, over the past few years, many Town of Clinton residents have expressed their concerns with the noise, pedestrian safety and storm/ground water runoff from sections of Route 78 going through the Town; and

WHEREAS, Route 78 is owned and maintained by the State of New Jersey, Department of Transportation; and

WHEREAS, the NJDOT Commitment to Communities states the Department wants to be inclusive of all the communities it serves by fostering good relationships, listening and being responsive, and making changes when warranted; and

WHEREAS, residents have voiced concerns that the intensity of the noise has amplified, falling debris has become more frequent and safety concerns from water runoff have only increased as the volume of traffic on Route 78 has grown; and

WHEREAS, the increased noise from Route 78 can be heard in every neighborhood within the Town of Clinton, and only seems to be getting worse; and

WHEREAS, the debris and water runoff can be seen at the 2 overpasses for Route 78 that go through the Town of Clinton, and a third located in Union Township that is within approximately 100 feet of our municipal boundary; and

WHEREAS, representatives from the Town of Clinton have met with both State and Federal officials on numerous occasions to try and find a solution to reduce or eliminate the concerns but no remediation actions have occurred; and

WHEREAS, the Mayor and Council of the Town of Clinton have approved Ordinance 23-10 approving the expenditure of funds to remediate damage caused to the sidewalks of Leigh Street underneath Route 78, specifically the areas affected by Route 78 water runoff.

WHEREAS, the Mayor and Council of the Town of Clinton recognize that the concerns brought forward by our residents are both quality of life and safety issues that need to be addressed by the State of New Jersey, Department of Transportation; and

WHEREAS, Congressman Tom Kean Jr. sent a June 2<sup>nd</sup>, 2023 letter to NJDOT Commissioner Diane Gutierrez-Scaccetti requesting the issues brought forward to his office by the Town of Clinton be addressed by the NJDOT as soon as possible.

WHEREAS, the Mayor and Council of the Town of Clinton recognize that the NJDOT Traffic Noise Management Policy and Noise Wall Design Guidelines establish a Noise Study Process for Type II projects that would benefit the Town of Clinton.

WHEREAS, the Mayor and Council of the Town of Clinton recognize that Federal DOT guidelines state "The views of the impacted residents will be a major consideration in reaching a decision on the reasonableness of abatement measures to be provided."

WHEREAS, the Town of Clinton is committed to working with the State of New Jersey, Department of Transportation however we can in order to remedy all the concerns they have been presented with.

NOW, THEREFORE BE IT RESOLVED, that the Mayor and Council of the Town of Clinton recognize and support the concerns brought forward by our residents and hereby ask that State of New Jersey, Department of Transportation identify corrective action to all the items that they have been presented with in recent years. Specifically by taking action including but not limited to conducting a Type II Process Noise Study, remediating the noise pollution and water runoff from Route 78 impacting the Town of Clinton, and implementing safety measures to prevent Route 78 roadway and vehicle debris from injuring pedestrians or damaging property.

BE IT FURTHER RESOLVED that a copy of this resolution be sent to the offices of:

NJDOT Commissioner Diane Gutierrez-Scaccetti

Congressman Tom Kean Jr.

Senator Douglas Steinhardt

Senator Andrew Zwicker

Assemblyman Erik Peterson

Assemblyman Roy Freiman

Assemblyman Sadaf Jaffer

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

**DEDICATION BY RIDER RESOLUTION**

**RESOLUTION # 110-23**

**Requesting approval of the Director of Local Government Services  
To Establish a Dedication by Rider for the Historical Commission  
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 Historical Commission.
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.

Adopted this 14th day of June 2023 and  
certified as a true copy of an original.

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Municipal Clerk

## RESOLUTION # 111-23

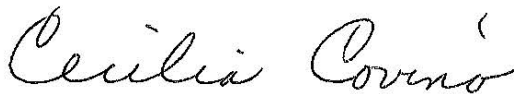
**WHEREAS**, the Town of Clinton Governing Body is in receipt of an application for the renewal of **PLENARY RETAIL CONSUMPTION LICENSE, #1005-33-003-008** for:

**SIDIROUNDA, L.L.C.  
t/a T CLINTON HOUSE  
2 WEST MAIN STREET  
CLINTON, NEW JERSEY 08809**

**WHEREAS**, the submitted application form is complete in all respects, fees have been paid and clearance has been received from the New Jersey Department of the Treasury;

**NOW THEREFORE BE IT RESOLVED**, that the Town of Clinton Governing Body does hereby approve, effective July 1, 2023 renewal of the above captioned license for the 2023-2024 year and that a copy of this Resolution be forwarded to the Division of Alcoholic Beverage Control.

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 and Council at a meeting on June 14, 2023.



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Cecilia Covino, RMC/CMC, Town Clerk

**TOWN OF CLINTON**  
**HUNTERDON COUNTY, NEW JERSEY**  
**RESOLUTION # 112-23**

**WHEREAS** the Town of Clinton Governing Body is in receipt of an application for the renewal of **CLUB LICENSE # 1005-31-005-002** for:

**HUNTERDON ART MUSEUM**  
**A NJ NOT FOR PROFIT CORPORATION**  
**9 LOWER CENTER STREET**  
**CLINTON, NEW JERSEY 08809**

**WHEREAS** the submitted application form is complete in all respects, fees have been paid and clearance has been received from the New Jersey Department of the Treasury;

**NOW THEREFORE BE IT RESOLVED**, that the Town of Clinton Governing Body does hereby approve, effective July 1, 2023 through June 31, 2024 year and that a copy of this Resolution be forwarded to the Division of Alcoholic Beverage Control.

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 and Council at a meeting held June 14, 2023.



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Cecilia Covino, RMC/CMC  
Municipal Clerk

**RESOLUTION #113-23**

**WHEREAS**, the Town of Clinton Police Department requires the hiring of an Administrative Assistant to the Chief of Police, and;

**WHEREAS**, the position was advertised for, applications accepted and interviews performed, and;

**WHEREAS**, the Chief of Police recommends that the following person be hired to fill the open position at a rate of \$20.00 per hour;

Janet Chamberlain

**NOW, THEREFORE, BE IT RESOLVED**, that the Mayor and Council of the Town of Clinton hire Janet Chamberlain to fill the open position of Administrative Assistant effective June 14, 2023.

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Mayor Janice Kovach

Adopted: June 14, 2023