

TOWNSHIP OF CLINTON
REGULAR COUNCIL MEETING
May 22, 2013

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CALL TO ORDER:

Mayor Cimei called the meeting to order at 7:30 PM.

OPEN PUBLIC MEETINGS ACT STATEMENT: Mayor Cimei gave the statement of adequate notice. The annual meeting notice is on file in the Office of the Municipal Clerk for public inspection.

ROLL CALL:

Councilman Vos	Present
Councilman Imbriaco	Present
Councilman Lazarus	Present
Council President Marra	Absent
Mayor Cimei	Present
Kristina P. Hadinger, Esq.	Present
Marvin Joss, Administrator	Present
Robert Manney, Police Director	Present
Donna Burham, Township Clerk	Present

MINUTES FOR APPROVAL:

MOTION was made by Councilman Lazarus to approve the regular minutes of March 27, 2013, April 10th and April 24th. Seconded by Councilman Imbriaco. There being no further discussion the roll was called. Motion carried.

Roll Call:

Councilman Vos	Yes
Councilman Imbriaco	Yes
Councilman Lazarus	Yes
Mayor Cimei	Yes

CONSENT:

Mayor Cimei introduced the matter and read the items on the consent agenda.

MOTION was offered by Councilman Imbriaco to approve the consent agenda. Seconded by Councilman Lazarus. There being no further discussion the roll was called. Motion carried.

Roll Call:

Councilman Vos	Yes
Councilman Imbriaco	Yes
Councilman Lazarus	Yes
Mayor Cimei	Yes

Consent Item #1

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Resolution #55-13 – Approval of fireworks at ICC Annual Festival

WHEREAS, the Immaculate Conception Church will hold a Festival in June of 2013; and

WHEREAS, the Church wishes to present a fireworks display; and the specific dates of such display are June 19, and June 22, with a potential rain date of June 23, 2013;and

WHEREAS, Deputy Fire Chief Marc Strauss of the Annandale Hose Company No. 1 has assured there will be coverage at the event as required by law.

BE IT RESOLVED, that approval is given by the Mayor and Council of the Township of Clinton for the display of fireworks during the Immaculate Conception Festival of 2013.

BE IT FURTHER RESOLVED, that approval is subject to all required permits and insurance.

Consent Item #2

Resolution #56-13 – 2012 Tonnage Grant Application

WHEREAS, The Mandatory Source Separation and Recycling Act, P.L1987, c.102, has established a recycling fund from which tonnage grants may be made to municipalities in order to encourage local source separation and recycling programs; and

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

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

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

WHEREAS, a resolution authorizing this municipality to apply for such tonnage grants for the calendar year 2012 will memorialize the commitment of this municipality to recycling and to indicate the assent of the Township of Clinton to the efforts undertaken by the municipality and the requirements contained in the Recycling Act and recycling regulations; and

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

NOW THEREFORE BE IT RESOLVED by the Mayor and Council of the Township of Clinton, County of Hunterdon, State of New Jersey that Clinton Township hereby endorses the submission of the recycling tonnage grant application to the New Jersey Department of

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Environmental Protection and designates Claude Meixsell, DPW Director, to ensure that the application is properly filed; and

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

Consent Item #3

Resolution #57-13 – Accepting the 2013 audit and recommendations

WHEREAS, N.J.S.A. 40A:5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions; and

WHEREAS, the Annual Report of Audit for the year 2012 has been filed by a Registered Municipal Accountant with the Municipal Clerk as per the requirements of N.J.S.A. 40A:5-6, and a copy has been received by each member of the governing body; and

WHEREAS, the Local Finance Board has promulgated a regulation requiring that the Governing Body of each municipality shall by resolution certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, as a minimum, the sections of the annual audit entitled: General Comments, Recommendations; and

WHEREAS, the members of the governing body have personally reviewed as a minimum the Annual Report of Audit, and specifically the sections of the Annual Audit entitled: General Comments, Recommendations as evidenced by the group affidavit form of the Governing Body; and,

WHEREAS, such resolution of certification shall be adopted by the Governing Body no later than forty-five days after the receipt of the annual audit, as per the regulations of the Local Finance Board; and

WHEREAS, all members of the Governing Body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board; and

WHEREAS, failure to comply with the promulgations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S. 52:27BB-52 – to wit:

R.S. 52:27BB-52 – “A local officer or member of a local governing body, who after a date fixed for compliance, fails or refuses to obey an order of the Director of Local Government Services, under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000) or imprisoned for not more than one year, or both, in addition shall forfeit his office.”

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NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Township of Clinton hereby states that it has complied with the promulgation of the Local Finance Board of the State of New Jersey dated July 30, 1968 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

Consent Item #4

Resolution #58-13 – Release of performance bond – Woodmont Partners

WHEREAS, a request has been received from Woodmont Partners, for the release of a performance bond, and

WHEREAS, Township Engineer, Cathleen Marcelli certifies that the status of the project has been reviewed, and that the existing performance bond in the amount of \$276,007.86 may be released upon receipt of a Maintenance Bond in the amount of \$111,403.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of Clinton, County of Hunterdon, State of New Jersey, that the recommendation of Township Engineer, Cathleen Marcelli, be and hereby is accepted and approved and the above mentioned performance bonds shall be released as listed above.

Consent Item #5

Resolution #59-13 – Premium refund

WHEREAS, liens on properties located in the Township of Clinton have been redeemed;
and

WHEREAS, Tax Collector, Patricia Centofanti requests Mayor and Council approve the premium refunds required.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Township of Clinton as follows:

1. Checks shall be issued for the properties listed below, such checks representing premium refunds on tax liens.

Block	Lot	Certificate	Vendor	Premium
1	48	2012-001	TAD J DABROWSKI	100.00
			32 DURHAM AVE	
			S. PLAINFIELD, NJ 07080	
87.04	1	2012-091	MTAG SERVICES CUST ATCF II NJ LLC	19,100.00
			PO BOX 54292	
			NEW ORLEANS, LA 70154	

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			TOTAL	19,200.00

Consent Item #6

Resolution #60-13 – Release of escrows

BE IT RESOLVED that certain performance guarantees and escrows have been recommended by the Planning Board and Township Engineer to be reduced,

NOW, THEREFORE BE IT RESOLVED that the following refunds be issued:

Amount	Block / Lot	Street Address	Applicant	Type of Permit
\$525.52	30/35	316 Old Allerton Rd	Immaculate Conception Church	Escrow

PUBLIC COMMENTS:

John Rivers, Whispering Hills Drive, expressed appreciation for the construction done on Lilac Drive.

OLD BUSINESS:

None.

NEW BUSINESS:

None.

REPORTS:

Councilman Vos:

No report.

Councilman Imbriaco:

Councilman Imbriaco reported the Environmental Commission gave out 100 seedlings at Community Day.

Councilman Lazarus:

Councilman Lazarus discussed the discontinuance of the electronics recycling program. He further informed Council the funding for these programs has ended and the expense has risen.

Councilman Lazarus stated most municipalities are discontinuing any services, however the County will continue to schedule recycling days.

Mayor Cimei:

Mayor Cimei reported the Planning Board met and granted preliminary site plan approval for Hanna Cancer Center on Route 22 and the west side of Petticoat Road.

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Administrator:

Mr. Joss indicated the township has received \$170,000 in transportation grant funds to improve Cratetown Road.

Councilman Imbriaco asked about road repairs that will be necessary due to the pipeline project. Mr. Joss explained that roads must be restored to their original condition, and this is being monitored by the Township Engineer and the Administrator.

Mr. Joss indicated that Williams has just finished drilling on Seven Springs and they will be working overnight to place the pipe under the road. They will be contacting the homeowners and offering accommodations and meals.

Director Manney:

Director Manney indicated he is still waiting for a car ordered two months ago.

ACTION:

ORDINANCE ADOPTIONS:

Ordinance #1050-13 – An Ordinance Amending and Supplementing Chapter 75 of the Code of the
Township of Clinton, Hunterdon County to Require Upkeep of
Vacated and Unoccupied Properties

Mayor Cimei opened the public hearing.

John Rako, Wales Court, indicated concern that we are moving toward a society with too many mandates, and this issue should be dealt with on a case by case basis. He discussed that some localities in Pennsylvania have such an ordinance and there are issues when the towns tried to enforce them.

Mayor Cimei explained there needs be a standard in place, or the township will not be able to adjudicate the issue at all. He further stated these are vacant and abandoned homes only, and addresses ten inches of grass in front yards exclusively. The Mayor said many of these homes are bank owned and the goal is to bring attention to the bank holding the property.

Councilman Vos stated this would still violate property rights whether bank owned or not. Councilman Imbriaco stated the ordinance gives the township the authority to take appropriate action.

Mr. Rako questioned whether ten inches of grass is a health and safety issue. Councilman Imbriaco indicated the ordinance establishes a standard. Mr. Rako questioned the possibility of condemnation.

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Mayor Cimei stated the township is not interested in condemnation.

Mr. Rako indicated these issues used to be kept between neighbors. Mr. Imbriaco asked who the neighbor would approach on abandoned and vacant homes.

Mayor Cimei stated this will be watched and the Township will not be trying to enforce unnecessarily. The Mayor explained the ordinance again for Mr. Rako.

Ms. Hadinger explained this is relative to foreclosures and homeowners who have abandoned their properties. Mr. Imbriaco explained this ordinance came from a survey of other communities in New Jersey, and ten inches of uncut grass seemed to be the average.

John Rivers, Whispering Hills Drive, indicated there are two properties in his area that are eyesores and he thanked Council for their action and stated he is very much in agreement with the ordinance.

The Mayor closed the public hearing and asked for Council comment.

Mr. Imbriaco indicated the ordinance is very specific and represents a valid action on the part of Council and should be adopted.

Councilman Vos indicated whether a private individual or a bank owns the property, the government should not be involved and felt the ordinance would cost the tax payers money and legal fees.

Mr. Imbriaco indicated the uninformed beliefs espoused by Mr. Vos that property rights are absolute is simply not true and as an example, cited the Township's Land Use ordinances and the constraints they place on property rights, all of which, he noted, are consistent with constitutional mandates.

MOTION was offered by Councilman Imbriaco to adopt the ordinance on final reading. Seconded by Mayor Cimei. There being no further discussion the roll was called. Motion carried.

Roll Call:	Councilman Vos	No
	Councilman Imbriaco	Yes
	Councilman Lazarus	Yes
	Mayor Cimei	Yes

ORDINANCE #1050-13

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 75 OF THE CODE OF THE TOWNSHIP OF CLINTON, HUNTERDON COUNTY TO REQUIRE UPKEEP OF VACATED AND UNOCCUPIED PROPERTIES

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

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Section 1. Chapter 75. BRUSH, WEEDS AND TRASH of Code Amended. Chapter 75. BRUSH, WEEDS AND TRASH of the Code of the Township of Clinton, Hunterdon County is amended and supplemented as follows (deletions from text are indicated by [brackets], and additions to text by underlining):

A. Chapter 75 shall be re-titled **BRUSH, WEEDS, [AND] TRASH, AND GRASS-CUTTING.**

B. A new section 75-8 Upkeep of Vacated or Unoccupied Property to read as follows shall be added to Chapter 75:

§ 75-8. Upkeep of vacated or unoccupied property.

A. Findings and Purpose. The Mayor and Council find that some vacated or unoccupied properties in the Township have been neglected to the detriment of the health, safety and welfare of the inhabitants of neighboring properties. Examples of such neglect include high grass, dead or diseased tree branches, and the accumulation of trash and debris on properties. If not checked, such conditions of neglect can lead to unsafe sight line obstructions for motorists and pedestrians and the establishment of habitat for rodents and vermin. In addition, the on-going lack of maintenance can contribute to blighting conditions in neighborhoods, and thereby negatively impact property values to the detriment of the neighboring properties and the Township as a whole. The purpose of this section is to protect the health, safety and welfare of Township inhabitants by establishing minimum standards of yard maintenance for vacated or unoccupied properties.

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

NUISANCES AND HAZARDS – Dead and diseased trees and/or other natural growth which, by reason of rotting or deteriorating conditions or storm damage, including loose and overhanging limbs, are dangerous to persons in the vicinity thereof.

OWNER – Any person(s) or entity(ies) who has legal or equitable title to any vacated or unoccupied property or part thereof, with or without accompanying actual possession, or shall have charge, care or control of any vacated or unoccupied property or part thereof, or the owner's agent or fiduciary, including, but not limited to fiduciaries, trustees, executors, receivers, and administrators, or creditors having responsibility for the property pursuant to N.J.S.A. 46:10B-51.

VACATED OR UNOCCUPIED PROPERTY – A building that has been vacated of human occupancy by the record holder of title or tenant(s) and not re-occupied, or is empty, including without limitation, a newly constructed building or building under construction that has never been occupied, a building that is not occupied by the record holder of title or a tenant and is subject to foreclosure, and a building that is subject to probate or estate administration that has not been re-occupied.

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YARD – The open, unoccupied area of land surrounding a building, excluding those portions of the yard that are wetlands, marshes, or subject to conservation restrictions or farmland assessment.

C. Upkeep of vacated or unoccupied property required. Vacated or unoccupied property shall be maintained in accordance with the following standards:

(1) The yard shall be kept free of all nuisances and hazards, and shall also be kept free of litter.

(2) Grass, brush and weeds on the yard shall not exceed ten (10”) inches in height.

D. Enforcement.

(1) The Zoning Officer shall have responsibility for enforcement of this section.

(2) Whenever the Zoning Officer has found a violation of this section, notice shall be given to the owner to remove or abate such condition within the time specified in the notice but not less than ten (10) days from the date of service thereof or such shorter time as the Zoning Officer shall direct where, in his/her opinion, conditions warrant correction within a shorter time. Such notice shall be in writing and shall be deemed sufficiently served if sent by registered or certified mail to the last known address of the owner as shown on the current tax records of the Township, or, in the case of a property subject to foreclosure for which the Township has received notice pursuant to N.J.S.A. 46:10B-51, the creditor or the registered agent for any creditor. A copy of the notice may also be posted on the front door of the principal building on the vacated or unoccupied property. The notice shall state that unless the violation is abated, removed or cured within ten (10) days of the date of the notice’s issuance, a summons may be issued for such violation. The Zoning Officer shall have the discretion to extend the time period for compliance contained in the notice if conditions reasonably warrant an extension. The notice shall also state that if the violation is not abated, removed or cured within the time period established by the Zoning Officer the Township may enter the property and perform work to abate, remove or cure the violation, and the costs therefor may be charged against the property, bear interest at the same rate as taxes, and become a lien on the property.

(3) In the event the violation is not abated, removed, or cured within the time period established by the Zoning Officer, a summons may issue against the owner so notified.

E. Violations and Penalties. Any person found to be in violation of this section shall be subject to the penalties established by § 1-17 of this Code.

F. Performance of work by Township & lien for costs of performing work. In the event the owner refuses or neglects to abate, remove or cure the violation within the time period established by the Zoning Officer under subparagraph D.(2) of this section, the Township may perform the work or cause the work to be done under the direction of the Zoning Officer and/or Public Works Director. The Zoning Officer and/or Public Works Director, as the case may be, shall

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certify to the Township Council the cost of the work performed under this subparagraph, and the Township Council shall examine the certificate. If the Township Council finds the cost of the work set forth in the certification to be accurate, it shall adopt a resolution approving the certification of costs. A copy of the resolution, certified by the Township Clerk to be true, shall be directed by the Township Clerk to the Tax Collector and mailed by certified mail, return receipt requested to the owner at its last address known to the Township within ten days of its adoption by the Township Council. The Tax Collector shall cause that cost to be charged against the property, the amount so charged shall immediately become a lien upon the property, and shall be added to, become and form part of the taxes next to be assessed and levied upon the property, and the same shall bear interest at the same rate as taxes and be collected and enforced by the Tax Collector and in the same manner as taxes.

Section 2. Repealer. All ordinances or parts of ordinances inconsistent with the provisions of this ordinance are hereby repealed.

Section 3. Severability. If any section, subsection, sentence, clause, phrase or portion of this ordinance shall be adjudged by a court of competent jurisdiction to be invalid, such adjudication shall only apply to the section, subsection, sentence, clause, phrase or portion of this ordinance so adjudged and the remainder of the ordinance shall be deemed valid and enforceable.

Section 4. Effective Date. This ordinance shall take effect upon final passage and publication as provided for by law.

BUDGET ADOPTION – 2013

Mr. Cimei introduced the matter and Mr. Joss gave an explanation of the budget.

The budget is \$11,248,191, this is 3.6% reduction over last year's spending level. It is below the 2008 budget, with no significant cuts in services. Mr. Joss explained the reductions in expenses and indicated our spending continues to drop. He also explained we have used our surplus when needed, and the Township's interest revenue has dropped.

Mr. Joss explained the FEMA funds expected in the amount of \$170,000 have not been received yet and could not be included in the township's budget.

Mayor Cimei opened the public hearing. There being no public comments the public hearing was closed.

Councilman Imbriaco thanked Mr. Joss and the staff and felt this is an awesome job in cutting expenses and stated this budget shows great respect for the Township's taxpayers.

MOTION was offered by Councilman Lazarus to adopt the 2013 budget on second reading. Seconded by Councilman Imbriaco. There being no further discussion the roll was called. Motion carried.

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Roll Call:	Councilman Vos	Yes
	Councilman Imbriaco	Yes
	Councilman Lazarus	Yes
	Mayor Cimei	Yes

Action Item #4 was adopted at this time.

Action Item #1

Resolution #61-13 – Referendum for November ballot – open space tax question

Mayor Cimei introduced the matter and explained the resolution. The Mayor stated this would propose using a portion of the open space tax for additional uses other than acquiring property.

Ms. Hadinger explained other municipalities use their open space funds for maintenance of open space properties. Councilman Vos asked what sort of maintenance would be included. Ms. Hadinger explained it could include trail maintenance, etc., and would not add to the tax.

Councilman Imbriaco indicated the Open Space Advisory Committee is struggling to keep the open space properties safe. Mr. Joss stated the Township has acquired thousands of acres of open space and there needs to be a process to take care of it. Councilman Imbriaco said this deals with the stewardship of Township owned land.

Councilman Vos asked if the Open Space Committee could come to a meeting and present their views.

MOTION was made by Councilman Imbriaco to adopt the resolution. Seconded by Councilman Lazarus. There being no further discussion the roll was called.

Roll Call:	Councilman Vos	Yes
	Councilman Imbriaco	Yes
	Councilman Lazarus	Yes
	Mayor Cimei	Yes

WHEREAS, following an affirmative vote at a public referendum, in 1996 the Township of Clinton established an Open Space Trust Fund, Open Space Committee and Open Space Tax which is dedicated to funding the Township's Open Space Trust Fund;

WHEREAS, the currently authorized annual Open Space Tax levy is two cents (\$0.02) per one hundred dollars (\$100.00) of assessed value of real property;

WHEREAS, referenda approved by the voters of Clinton Township have authorized the use of the annual Open Space Tax levy to acquire land, easements, development rights or other interests in real estate for the purpose of preserving open space for conservation and recreation;

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WHEREAS, over the course of several years the Township has successfully acquired and preserved various unique and valuable parcels of land for conservation and recreation purposes; but good stewardship of those lands also requires their maintenance;

WHEREAS, *N.J.S.A. 40:12-15.7d* (hereinafter "state statute") permits the Mayor and Council to submit a proposition to the voters of Clinton Township adding purposes authorized by said state statute for which the annual Open Space Tax levy may be expended; and

WHEREAS, the Clinton Township Council has determined that it is in the Township's interests to use the Open Space Tax levy not only for the acquisition of land, easements and development rights in real estate for the purpose of preserving open space for conservation and recreation, but also to use the levy for the (a) maintenance of lands acquired for recreation and conservation purposes, (b) the acquisition of farmland for farmland preservation purposes, and (c) the payment of debt service on indebtedness issued or incurred by the Township for any of the authorized purposes of the Open Space Tax levy.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of Clinton as follows:

1. Pursuant to *N.J.S.A. 40:12-15.7d*, the following question shall be submitted to referendum at the next general election on November 5, 2013:

In addition to the acquisition of land, easements, development rights or other interests in real estate for preserving open space for conservation and recreation, shall Clinton Township be authorized to use the Clinton Township Open Space Tax levy, which is deposited in the Township's dedicated Open Space Trust Fund, for the following purposes:

- maintenance of lands acquired for conservation and recreation purposes,
- acquisition of farmland for farmland preservation purposes, and
- the payment of debt service on indebtedness issued or incurred by the Township for any authorized Open Space Tax purpose?

YES

NO

INTERPRETIVE STATEMENT

Clinton Township's Open Space Trust Fund is presently used to acquire land, easements, development rights or other interests in real estate for the purpose of preserving open space for conservation and recreation. Voting "YES" on this question would also permit the Township to use the Open Space Trust Fund for certain, limited additional purposes without increasing or decreasing the Open Space Tax rate. The additional purposes are: the maintenance of lands acquired for recreation and conservation purposes, the acquisition of farmland for farmland preservation purposes, and the payment of debt service on indebtedness issued or

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incurred by the Township for the purposes for which the Open Space Trust Fund may be used. If approved, this proposition does not change the Open Space Tax rate. It permits the Township use the Open Space Trust Fund to maintain the preserved land the Township owns, to purchase farmland for preservation and to pay debt service when money is borrowed for land preservation purposes.

2. It is requested that the Hunterdon County Clerk include the above question and interpretive statement on the official ballot for the next general election to be held on November 5, 2013;

3. The Township Clerk shall submit a certified, true copy of this resolution to the Hunterdon County Clerk

Action Item #2

Resolution #64-13 – Form and sale resolution – refunding bond

Mayor Cimei introduced the matter.

MOTION was made by Councilman Councilman Lazarus to adopt the resolution. Seconded by Councilman Imbriaco. There being no further discussion the roll was called.

Roll Call:

Councilman Vos	
Councilman Imbriaco	Yes
Councilman Lazarus	Yes
Mayor Cimei	Yes

BE IT RESOLVED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF CLINTON, NEW JERSEY (the "Township") AS FOLLOWS:

Section 1. Not exceeding \$2,400,000 in the aggregate General Obligation Refunding Bonds, Series 2013 of the Township referred to and authorized by Refunding Bond Ordinance No. 1048-13 of the Township finally adopted April 10, 2013 pursuant to the Local Bond Law of the State of New Jersey, shall be issued as general obligation refunding bonds (the "Bonds"). The Bonds shall be dated the date of delivery and shall bear interest at the rates per annum as the Chief Financial Officer shall determine. The Bonds shall mature on July 1 in each of the years 2014 through 2019, inclusive, in principal amounts as may be determined by the Chief Financial Officer and shall bear interest on each January 1 and July 1 until maturity, as may be determined by the Chief Financial Officer provided, however, that the Chief Financial Officer may adjust the serial bonds into one or more term bonds with sinking fund payments or to split serial bonds or coupons, if necessary.

Section 2. The Bonds shall not be subject to redemption prior to maturity.

Section 3. The Bonds will be issued in fully registered form. Both principal of and interest on the Bonds will be payable in lawful money of the United States of America. The Bonds will be registered in the name of Cede & Co., as nominee of The Depository Trust Company, New York, New York, which will act as securities depository (the "Securities Depository"). The Bonds will be on deposit with The Depository Trust Company. The Depository Trust Company will be

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responsible for maintaining a book-entry system for recording the interests of its participants or the transfers of the interests among its participants. The participants will be responsible for maintaining records recording the beneficial ownership interests in the Bonds on behalf of individual purchasers. Individual purchases may be made in multiples of \$1,000 (with a minimum purchase of \$5,000) through book-entries made on the books and the records of The Depository Trust Company and its participants. The Bonds will bear interest payable on January 1, 2014 and semiannually thereafter on the first days of January and July in each year until maturity. The Bonds shall be executed by the manual or facsimile signatures of the Mayor and the Chief Financial Officer under the official seal (or facsimile thereof) affixed, printed, engraved or reproduced thereon and attested by the manual signature of the Township Clerk.

Section 4. The Bonds shall be substantially in the following form with such additions, deletions and omissions as may be necessary for the Township to deliver the Bonds in accordance with the requirements of The Depository Trust Company and the Bond Purchase Contract hereinafter defined:

**REGISTERED
 NUMBER GOR- _____**

**REGISTERED
 \$**

**UNITED STATES OF AMERICA
 STATE OF NEW JERSEY**

**TOWNSHIP OF CLINTON, IN THE
 COUNTY OF HUNTERDON**

GENERAL OBLIGATION REFUNDING BONDS, SERIES 2013

DATE OF ORIGINAL ISSUE:	MATURITY DATE:	INTEREST RATE PER ANNUM:	CUSIP:
--	---------------------------	---	---------------

Dated Date of Delivery	July 1,	%	
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TOWNSHIP OF CLINTON, a municipal corporation of the State of New Jersey political subdivision of the State of New Jersey (the "Township"), hereby acknowledges itself indebted and for value received promises to pay to CEDE & CO. on the Maturity Date specified above, the principal sum of _____ DOLLARS (\$ _____), and to pay interest on such sum from the Date of Original Issue stated above until it matures at the Interest Rate Per Annum specified above on January 1, 2014 and semiannually thereafter on the first day of January and July in each year until maturity. The principal of and interest on this bond shall be paid to Cede & Co. in accordance with the procedures of The Depository Trust Company.

No transfer of this bond shall be valid unless made on the registration books of the Township and by surrender of this bond (together with a written instrument of transfer satisfactory to the Township duly executed by the Registered Owner or by his or her duly authorized attorney) and the issuance of a new bond or bonds in the same form and tenor as the original bond except for the

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differences in the name of its Registered Owner and the denominations. The owner of this bond may surrender same (together with a written instrument of transfer satisfactory to the Township duly executed by the Registered Owner or by his or her duly authorized attorney), in exchange for an equal aggregate principal amount of bonds of any authorized denominations.

This bond is not subject to redemption prior to maturity.

This bond is one of an authorized issue of bonds issued pursuant to the Local Bond Law of the State of New Jersey and by Refunding Bond Ordinance No. 1048-13 finally adopted April 10, 2013, in all respects duly approved and published as required by law.

The full faith and credit of the Township are hereby irrevocably pledged for the punctual payment of the principal of and the interest on this bond according to its terms.

It is hereby certified and recited that all conditions, acts and things required by the Constitution or the statutes of the State of New Jersey to exist, to have happened or to have been performed precedent to or in the issuance of this bond exist, have happened and have been performed and that the issue of bonds of which this is one, together with all other indebtedness of the Township, is within every debt and other limit prescribed by such Constitution or statutes.

IN WITNESS WHEREOF, the Township has caused this bond to be executed in its name by the manual or facsimile signatures of its Mayor and its Chief Financial Officer, its corporate seal to be hereunto imprinted or affixed, this bond and the seal to be attested by the manual signature of its Clerk, and this bond to be dated the Date of Original Issue as specified above.

Action Item #3

Increasing the deferred school tax

Mayor Cimei introduced the matter and CFO, Kim Kientz, explained the resolution.

MOTION was made by Councilman Imbriaco to adopt the resolution. Seconded by Councilman Vos. There being no further discussion the roll was called.

Roll Call:	Councilman Vos	Yes
	Councilman Imbriaco	Yes
	Councilman Lazarus	Yes
	Mayor Cimei	Yes

WHEREAS, the Township Council of the Township of Clinton, County of Hunterdon, State of New Jersey wish to increase the amount of the Township's deferred school tax as promulgated by the Division of Local Government Services, and

WHEREAS, the State of New Jersey allows the municipalities to defer up to 50% of the school tax levy.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Clinton, County of Hunterdon, State of New Jersey to increase the Township's deferred school tax, stated as of December 31, 2012, and bringing the percentage to 42.96%, as follows:

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	FROM	TO	INCREASE
Local District School	9,000,000.00	10,000,000.00	1,000,000.00
Regional High School	6,000,000.00	6,500,000.00	500,000.00

BE IT FUTHER RESOLVED that the Township Clerk of the Township of Clinton be directed to file three certified copies of this resolution with the Division of Local Government Services.

Action Item #4

Resolution #64-13 Budget Amendment

Mayor Cimei introduced the matter and Finance Officer Kim Kientz gave an explanation of the budget amendment resolution.

Mayor Cimei introduced the matter and explained the resolution.

MOTION was made by Councilman Lazarus to adopt the resolution. Seconded by Councilman Imbriaco. There being no further discussion the roll was called.

Roll Call:	Councilman Vos	Yes
	Councilman Imbriaco	Yes
	Councilman Lazarus	Yes
	Mayor Cimei	Yes

WHEREAS; The local municipal budget for the year 2013 was introduced and approved on April 24, 2013

WHEREAS; the public hearing on said budget has been held as advertised on May, 22, 2013; and

WHEREAS; it is desired to amend said approved budget;

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Clinton, in the County of Hunterdon, State of New Jersey, that the attached amendment to the approved 2013 municipal budget be made; and

BE IT FURTHER RESOLVED, that two certified copies of the resolution be filed forthwith the Director of the Division of Local Government Services for approval.

VOUCHERS:

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Mayor Cimei introduced the matter.

MOTION was offered by Councilman Lazarus to approve the check control registers dated May 22, 2013 totaling \$1,328,536.27. Seconded by Councilman Imbriaco. There being no further discussion the roll was called. Motion carried.

Roll Call:

Councilman Vos	Yes
Councilman Imbriaco	Yes
Councilman Lazarus	Yes
Mayor Cimei	Yes

PUBLIC COMMENT:

None

MOTION TO ADJOURN:

MOTION was offered by Councilman Vos to adjourn at 8:20 p.m. Seconded by Councilman Imbriaco. There being no further discussion a voice vote was called. All ayes. Motion carried.

ATTEST:

Donna J. Burham, Township Clerk

A. Kevin Cimei, Mayor

Adopted: July 10, 2013