

TOWNSHIP OF CLINTON
REGULAR COUNCIL MEETING
March 27, 2013

TABLE OF CONTENTS

CALL TO ORDER: Flag Salute: Open Public Meetings Act Statement	2
ROLL CALL:	2
PROCLAMATION:	2
APPROVAL OF MINUTES:	2
CONSENT:	2
1. Resolution #46-13 – Premium refund	
2. Resolution #47-13– Establishing change funds for the Municipal Court	
PUBLIC COMMENTS:	3
OLD BUSINESS:	3
NEW BUSINESS:	4
REPORTS:	4
➤ Directors/Liaisons	
ORDINANCE INTRODUCTION:	4
Ordinance #1049-13 – CAP Ordinance, and setting the public hearing for April 24, 2013	
RESOLUTIONS:	7
1. Resolution #48-13 – Temporary Emergency Budget	
VOUCHERS:	12
PUBLIC COMMENT:	12
ADJOURN:	13

TOWNSHIP OF CLINTON
REGULAR COUNCIL MEETING
March 27, 2013

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

PROCLAMATION:

Relay for Life

Mayor Cimei read the following proclamation:

WHEREAS, Relay For Life is the signature activity of the American Cancer Society and celebrates cancer survivors and caregivers, remembers loved ones lost to the disease, and empowers individuals and communities to come together to recognize and fight back against cancer; and

WHEREAS, the funds raised during Relay For Life of Hunterdon supports the American Cancer Society's mission of saving lives and creating a world with less cancer and more birthdays – by helping our citizens stay well, by helping our citizens receive the best treatment for cancer, by supporting the search for cures for cancer; and

WHEREAS, Relay For Life helped fund more than \$150 million in cancer research last year;

NOW, THEREFORE, BE IT RESOLVED, that I, Kevin Cimei, Mayor of the Township of Clinton, do hereby proclaim May 31st, June 14th and 15th of 2013 as,

"RELAY FOR LIFE OF HUNTERDON COUNTY DAYS"

TOWNSHIP OF CLINTON
REGULAR COUNCIL MEETING
March 27, 2013

in our community and hereby encourage our citizens to participate in the Relay For Life event at North Hunterdon High School on May 31, 2013.

MINUTES FOR APPROVAL:

MOTION was made by Council President Marra to approve the regular minutes of January 23, 2013. 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
	Council President Marra	Yes
	Mayor Cimei	Abstain

MOTION was made by Council President Marra to approve the regular minutes of February 13, 2013. 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
	Council President Marra	Yes
	Mayor Cimei	Yes

CONSENT:

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

MOTION was offered by Council President Marra 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
	Council President Marra	Yes
	Mayor Cimei	Yes

Consent Item #1

Resolution #46-13 – 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.

TOWNSHIP OF CLINTON
REGULAR COUNCIL MEETING
March 27, 2013

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.

<u>Block</u>	<u>Lot</u>	<u>Certificate</u>	<u>Vendor</u>	<u>Premium</u>
1.02	12	2012-002	SB MUNI CUST % LBNJ	10,100.00
			P.O. BOX 37531	
			LAUREL, MD 21297-7531	
			VENDOR TOTAL	10,100.00

Consent Item #2

Resolution #47-13 – Establishing change funds for the Municipal Court

BE IT RESOLVED, that change funds are hereby established in the amount of \$50.00 to be used and maintained in the Court Office to make change for residents paying tickets, etc. and there shall be established individual funds for the following:

Clinton Township, High Bridge, Town of Clinton, Union Township and the North Hunterdon Municipal Court.

PUBLIC COMMENTS:

Clinton Township Board of Education

Dr. Drucilla Clark, Superintendent of Schools and Business Administrator, Heather Spitzer, and several Board members, John Higgins, Maria Grant, Marc Freda and Kevin Sturgess, presented the 2013 School Board Budget. Dr. Clark indicated this year’s budget was built as a needs based, or a zero based budget.

Dr. Clark discussed savings found, proposed new revenues, declining enrollment and proposed new security measures.

Heather Spitzer discussed State Aid and the tax impact of the School Board’s budget on township residents. A short question and answer period was held.

OLD BUSINESS:

None.

NEW BUSINESS:

1. Planning Board Fee Adjustment for referrals to/from the County Agricultural Development Board

TOWNSHIP OF CLINTON
REGULAR COUNCIL MEETING
March 27, 2013

Mayor Cimei introduced the matter. Mayor Cimei asked John Higgins, Planning Board Chair, to join the discussion. The Mayor discussed the application and escrow fee schedule at the Planning Board level, and discussed referrals from the County Agricultural Development Board.

The Mayor indicated a lower fee could be considered for farm-related cases such as the Hionis case before the Township currently.

Mr. Higgins discussed the fees and the site plan approval needed for the Hionises, and the fact that the applicant should not be excused from the usual requirements and Planning Board process. Mr. Higgins discussed the State Agricultural Development Committee and discussed future cases of this type.

Mr. Higgins discussed the situation with the Hionis property and indicated one of the County Agricultural Development Board members proposed relaxing the initial deposit and the escrow fees. Review of the site would include some landscaping, parking lots and driveways. With this very limited scope, Hionis would deposit an additional \$1,000 review and \$2500 for escrow. Mr. Higgins explained Hionis may be open to doing some minor buffering and a fence.

Mr. Imbriaco asked if a proposed ordinance for these cases would be to solicit council recommendations or something more general. Mayor Cimei suggested that any modifications to the standards would apply to similar matters. Mayor Cimei proposed having the ordinance committee prepare a proposal.

Councilman Imbriaco asked the difference between cases such as this and an application submitted by a non-profit and expressed concern about treating certain applications differently.

Ms. Hadinger indicated in the MLUL there are provisions to address applications for non-profits. Ms. Hadinger felt it was dealing with a different type of use. Mr. Higgins indicated just a discount for farming applicants may be the best course of action.

Councilman Vos indicated his appreciation that the Planning Board is trying to work with the Hionises.

After further discussion consensus was to offer a motion with the following discounted fees, Hionis would pay \$2500 into their escrow account, \$1000 for their review and \$200 for their application fee.

MOTION was made by Council President Marra and 2nd by Councilman Vos to move forward with the discounted fees for this application. There being no further discussion the roll was called. Motion carried.

Roll Call:	Councilman Vos	Yes
	Councilman Imbriaco	Yes
	Councilman Lazarus	Yes
	Council President Marra	Yes
	Mayor Cimei	Yes

TOWNSHIP OF CLINTON
REGULAR COUNCIL MEETING
March 27, 2013

REPORTS:

Councilman Vos:

Councilman Vos reported the Community garden is nearly full, with few plots remaining.

Councilman Imbriaco:

Councilman Imbriaco indicated Nick Tripp of the Boy Scouts presented a proposal to build a trail system at Hacketts Preserve. This presentation was made at the monthly Open Space Advisory Committee meeting.

Councilman Lazarus:

Councilman Lazarus stated a successful electronic event was held at Bundt Park on March 16, 2013. He further indicated the Solid Waste Advisory Committee met and education and training on their new website has been done, with a new recycling web page almost ready to go live.

Council President Marra:

Council President Marra encouraged all to attend Community Day April 27, 2013.

Mayor Cimei:

No report.

Administrator:

Mr. Joss gave a quick budget update, indicating the budget is lower than the 2008 budget. He also stated the mulch pile at Bundt Park will be taken care of shortly, and the driveway at the Police Department progressing. He further gave an update of the Township's expected FEMA grant funds.

ACTION:

ORDINANCE INTRODUCTION:

Ordinance #1049-13 – CAP Ordinance, and setting the public hearing for April 24, 2013

Mayor Cimei introduced the matter and Ms. Kientz, CFO, explained the ordinance.

MOTION was offered by Council President Marra to introduce the ordinance on first reading. Seconded by Councilman Lazarus. There being no further discussion the roll was called. Motion carried.

Councilman Vos	Yes
Councilman Imbriaco	Yes
Councilman Lazarus	Yes
Council President Marra	Yes

TOWNSHIP OF CLINTON
REGULAR COUNCIL MEETING
March 27, 2013

Mayor Cimei

Yes

WHEREAS, the Local Government Cap Law, N.J.S.A. 40A:4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget to 2.0% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and

WHEREAS, N.J.S.A. 40A:4-45.15a provides that municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and

WHEREAS, the Mayor and Council of the Township of Clinton, in the County of Hunterdon, finds it advisable and necessary to increase its CY 2013 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and

WHEREAS, the Mayor and Council of the Township of Clinton hereby determines that a 3.5% increase in the budget for said year in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and

WHEREAS, the Mayor and Council of the Township of Clinton, hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW, THEREFORE, BE IT ORDAINED, by the Mayor and Council of the Township of Clinton in the County of Hunterdon, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2013 budget year, the final appropriations of the Township of Clinton shall, in accordance with this ordinance and N.J.S.A. 40A:4-45.14, be increased by 3.5% and that the CY 2013 municipal budget for the Township of Clinton be approved and adopted in accordance with this ordinance; and

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

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

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

Action Item #1

Resolution #48-13 – Temporary Emergency Budget

TOWNSHIP OF CLINTON
 REGULAR COUNCIL MEETING
 March 27, 2013

Mayor Cimei introduced the matter.

MOTION was made by Councilman Vos 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
	Council President Marra	Yes
	Mayor Cimei	Yes

WHEREAS, N.J.S.A. 40A:4-19 provides that where any contract, commitment or payments are to be made prior to the final adoption of the 2013 budget, temporary appropriations should be made for that purpose and amounts required in the manner and time therein provided; and

NOW, THEREFORE, BE IT HEREBY RESOLVED by the Governing Body of the Township of Clinton, in the County of Hunterdon, State of New Jersey, that the following temporary appropriations be made, and that a certified copy of this resolution be transmitted to the Chief Financial Officer for his/her records:

<u>Account</u>	<u>2013</u>
Mayor & Council S&W	5,958
Mayor & Council OE	41,708
Municipal Clerk S&W	79,996
Municipal Clerk OE	13,958
Election Expense	3,333
Condo Act	12,215
Financial Admin S&W	58,085
Financial Admin OE	3,583
Audit Services	27,125
Data Processing S&W	20,439
Data Processing OE	12,000
Collection of Taxes S&W	43,452
Collection of Taxes OE	5,417
Assessment of Taxes S&W	43,967
Assessment of Taxes OE	10,625
Legal Services	85,417
Engineering	31,250

TOWNSHIP OF CLINTON
REGULAR COUNCIL MEETING
March 27, 2013

Open Space Committee OE	1,000
Environmental Committee OE	500
Historic Commission OE	833
Planning Board S&W	22,656
Planning Board OE	9,188
Zoning S&W	6,375
Zoning OE	417
Board of Adjustment OE	3,708
Uniform Construction Code S&W	75,183
Uniform Construction Code OE	21,708
Other Insurance (JIF)	141,691
Group Insurance Plan (health)	378,428
Medical Waiver Expense	4,583
Unemployment Comp	2,083
Police S&W	1,099,419
Police OE	58,333
Emergency Management OE	833
Division of Fire OE	35,417
Hydrant Rental	43,125
Prosecutor's Office	17,500
Road repair & Maint. S&W	283,547
Road repair & Maint. OE	73,656
Bldg & Grounds OE	43,208
Fleet Maintenance OE	34,333
Health Dept, S&W	4,696
Health Dept, OE	3,125
Recreation S&W	51,252
Recreation OE	8,708
Prior years expenses	417
Utilities-Street lighting	9,167
Utilities-electricity	35,417
Utilities-Telephone	35,417
Utilities-Water	1,042
Utilities-Natural Gas	20,000
Utilities-Sewer	1,667
Utilities-Gasoline	72,917
PERS	228,617
Social Security	141,667
DCRP	208
PFRS	463,905
Municipal Court S&W	83,622

TOWNSHIP OF CLINTON
REGULAR COUNCIL MEETING
March 27, 2013

Municipal Court OE	7,865
Public Defender S&W	3,825
Debt Service	1,889,972
Total	5,919,757

VOUCHERS:

Mayor Cimei introduced the matter.

MOTION was offered by Council President Marra to approve the check control registers dated March 27, 2013 totaling \$2,449,901.09. Seconded by Councilman Lazarus. There being no further discussion a voice vote was called. Motion carried.

Roll Call:	Councilman Vos	Yes
	Councilman Imbriaco	Yes
	Councilman Lazarus	Yes
	Council President Marra	Yes
	Mayor Cimei	Yes

PUBLIC COMMENT:

None

MOTION TO ADJOURN:

MOTION was offered by Councilman Vos to adjourn at 8:40 p.m. Seconded by Council President Marra. 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: May 8, 2013