

RESOLUTION

AUTHORIZING A SALARY INCREASE TO KATHERINE CIMEI AS SUMMER RECREATION CAMP DIRECTOR

WHEREAS, Recreation Supervisor Tom Silvia has recommended an increase in Camp Director Katherine Cimei's salary from \$2,750 to \$3,500 as she will take on additional tasks.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of Clinton, County of Hunterdon, State of New Jersey that Katherine Cimei's salary be increased from \$2,750 to \$3,500.

ATTEST:

Carla Conner, Township Clerk

Brian Mullay, Mayor

Adopted: July 14, 2021

RESOLUTION

**AUTHORIZING ROAD REPAIRS FOR VARIOUS ROADS WITH
SOUTH STATE, INC., MCCPC CONTRACT #6**

WHEREAS, due to continued deterioration of various roads that is beyond the ability of our Public Works Department to repair, there exists a need to engage an outside contractor, and

WHEREAS, after consulting with the Township Engineer and the Public Works Director, it has been determined that the most cost effective way to accomplish these repairs is through the use of the Morris County Pricing Cooperative, and,

WHEREAS, South State, Inc., was awarded the paving and milling contract with the Morris County Co-op for 2021, and

WHEREAS, the not to exceed amount for these repairs is \$300,000 which includes a 20% of cost added for change orders, and;

WHEREAS, the funds are available as evidenced by the Chief Finance Officer's Certification; and

NOW THEREFORE, BE IT RESOLVED, that the Township Administrator is hereby authorized to contract with South State, Inc., through their contract with the Morris County Co-op contract #6, to repair various roads in the Township of Clinton.

ATTEST:

Carla Conner, Township Clerk

Brian Mullay, Mayor

Adopted: July 14, 2021

RESOLUTION

AWARD OF CONTRACT NO. 1-21 GRAYROCK ROAD, FAIRVIEW AVENUE, FULPER PLACE AND FULPER ALLEY IMPROVEMENTS AND RECOMMENDATION OF APPROVAL FROM NEW JERSEY DEPARTMENT OF TRANSPORTATION DIVISION OF LOCAL AID AND ECONOMIC DEVELOPMENT

WHEREAS, the Township of Clinton has determined that it is necessary to make improvements to Grayrock Road, Fairview Avenue, Fulper Place and Fulper Alley by removing the existing roadway material, completing the full reconstruction of the roadway and making improvements to curb and storm sewer inlets, and to advertise for bids for the performance of this work; and

WHEREAS, after legally proper notice and publication, four (4) bids were received on June 25, 2021 to complete the work, including the Base Bid, Allowances and Supplemental Bid A as follows:

- Reivax Contracting Corp. \$409,165.00;
- S&G Paving, Inc. \$511,230.00;
- Top Line Construction Corp. \$530,628.58; and
- Capital Paving & Contracting, LLC \$568,595.00; and

WHEREAS, the apparent low bid was submitted by Reivax Contracting Corp. of Bridgewater, New Jersey; and

WHEREAS, the Township Engineer has reviewed the qualifications of Reivax Contracting Corp. and has recommended that the contract be awarded to Reivax Contracting Corp. as the lowest responsive and responsible bidder; and

WHEREAS, the Township Attorney has reviewed Reivax Contracting Corp.'s bid documents and has determined that they are in order; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available in account number 01-203-41-717-000 in the amount of \$175,000, account number 04-215-55-910-000 in the amount of \$179,887.50 and account number 04-215-55-903-000 in the amount of \$54,277.50 for this purpose; and

WHEREAS, the Township seeks to utilize Municipal Aid Program funding for this project from the New Jersey Department of Transportation Division of Local Aid and Economic Development, and approval of this award is contingent upon the approval of the New Jersey Department of Transportation;

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

1. The above preamble is incorporated herein as if set forth at length.
2. It hereby recommends to the New Jersey Department of Transportation that Contract No. 1-21 Grayrock Road, Fairview Avenue, Fulper Place and Fulper Alley Improvements in the Township of Clinton, County of Hunterdon, be

awarded to Reivax Contracting Corp. whose bid amounted to \$409,165.00, subject to the approval of the Department.

3. Upon approval by said Department, the Mayor and Clerk shall be authorized and directed to execute an agreement with Reivax Contracting Corp. for Contract No. 1-21 Grayrock Road, Fairview Avenue, Fulper Place and Fulper Alley Improvements for the not to exceed contract amount of \$409,165.00.
4. A copy of this Resolution shall be submitted to the New Jersey Department of Transportation Division of Local Aid and Economic Development.
5. A copy of this Resolution and, upon execution, the Agreement, shall be placed on file in the office of the Township Clerk.

ATTEST:

Carla Conner, Township Clerk

Brian Mullay, Mayor

Adopted: July 14, 2021

RESOLUTION

**RESOLUTION TO AMEND
THE 2021 CAPITAL BUDGET**

WHEREAS, the Township of Clinton, County of Hunterdon, New Jersey desires to amend the 2021 Capital Budget of said municipality by inserting thereon the items therein as shown in such budget,

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

Section 1. The 2021 Capital Budget of the Township of Clinton, County of Hunterdon, New Jersey is hereby amended by adding thereto a Schedule to read as follows:

**AMEND THE
CAPITAL BUDGET OF THE
TOWNSHIP OF CLINTON, NEW JERSEY
Projects Schedules for 2021
Method of Financing**

| <u>Project</u> | <u>Est. Cost</u> | <u>Budget Approp.</u> | <u>Capital Imp. Fund</u> | <u>Grants In Aid</u> |
|-------------------------------------|-----------------------------|----------------------------------|-------------------------------------|---------------------------------|
| Bundt Park Courts Reconstruction | \$42,000.00 | | \$42,000.00 | |

PASSED: July 14, 2021

APPROVED: July 14, 2021

ATTEST:

Carla Conner, Township Clerk

Brian Mullay, Mayor

Adopted: July 14, 2021

RESOLUTION

RESOLUTION REDUCING THE INITIAL ESCROW DEPOSIT TO BE PROVIDED BY INGERMAN DEVELOPMENT COMPANY, LLC IN CONNECTION WITH ITS APPLICATION FOR PRELIMINARY SITE PLAN APPROVAL FOR ITS PROPOSED INCLUSIONARY MULTI-FAMILY HOUSING DEVELOPMENT (1726 & 1730 ROUTE 31 NORTH / BLOCK 70, LOTS 6 & 6.01)

WHEREAS, Ingerman Development Company, LLC (“Ingerman”) is the contract purchaser of property located at 1726 and 1730 Route 31 North and designated on the Township tax maps as Block 70, Lots 6 and 6.01 (“Property”); and

WHEREAS, the Property is located in the AH-9 Affordable Housing Zone, which was created by Township Council Ordinance 1154-21 adopted on June 9, 2021, and consists of approximately 11.7 acres. The Property is proposed to accommodate an inclusionary housing development to satisfy a portion of the Township’s affordable housing obligation as set forth in the Third Amendment to the Township’s settlement agreement dated May 2, 2021 and in the Township’s Amended Housing Plan Element and Fair Share Plan adopted by the Clinton Township Planning Board (“Planning Board”) on June 7, 2021 and endorsed by the Township Mayor and Council on June 23, 2021; and

WHEREAS, Ingerman has submitted an application to the Planning Board for preliminary major site plan approval to construct a multi-family housing development on the Property, consisting of six (6) residential buildings containing 146 housing units, 80 of which will be affordable to low and moderate income units, together with associated approximately 3,500 square foot community building, common and amenity space, tot lot, surface parking spaces, and related improvements; and

WHEREAS, section 165-13C(1)(g) of the “Code of the Township of Clinton” (“Code”) states that for applications for multifamily subdivision or site plan approval, the application fee shall be \$250 plus \$50 per dwelling unit, and the escrow fee shall be \$250 plus \$500 per dwelling unit; and

WHEREAS, Ingerman’s legal counsel has indicated that “[b]ased on the calculation provided in the ordinance, the escrow deposit would be \$73,250, which is cost generative for this affordable housing development,” and therefore has requested that the Mayor and Council waive or reduce the amount of Ingerman’s initial escrow deposit (*see* transmittal letter dated July 2, 2021 from Katharine A. Coffey, Esq. to Township Planning Administrator Denise Filardo); and

WHEREAS, Ms. Coffey has also represented in writing that “[p]ursuant to the escrow agreement and in accordance with the Township Ordinance, [Ingerman] will replenish the escrow account upon request and notification of its depletion” (*Id.*); and

WHEREAS, the Mayor and Council find Ingerman’s request to be reasonable; and

WHEREAS, the Mayor and Council also note that section 165-13C(2) of the Code states that “for Council on Affordable Housing low and moderate income units . . ., the Subsection C(1)(g) preliminary application fee of \$50 per dwelling unit and the Subsection C(1)(h) final application of \$20 per dwelling unit shall be waived”;

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

1. The preamble to this resolution is hereby incorporated as if more fully restated herein.
2. The initial escrow deposit to be provided by Ingerman to the Township shall be and is hereby reduced to \$10,000.00. As stated in Ms. Coffey's July 2, 2021 letter to Ms. Filardo, Ingerman shall replenish the escrow account upon request and pursuant to the requirements of chapter 165 of the Township Code.
3. In accordance with section 165-13C(2) of the Township Code, the subsection C(1)(g) preliminary application fee of \$50 per dwelling unit shall be and is hereby waived.
4. This resolution shall take effect immediately.

ATTEST:

Carla Conner, Township Clerk

Brian Mullay, Mayor

Adopted: July 14, 2021

RESOLUTION

RESOLUTION DIRECTING THE CLINTON TOWNSHIP PLANNING BOARD TO INVESTIGATE WHETHER THE PROPERTIES LOCATED AT 2, 10 AND 12 GRAYROCK ROAD (BLOCK 77.01, LOTS 2, 3 & 4) MEET THE CRITERIA FOR DESIGNATION AS A NON-CONDEMNATION AREA IN NEED OF REDEVELOPMENT

WHEREAS, the Local Redevelopment and Housing Law (“LRHL”), N.J.S.A. 40A:12A-1 *et seq.*, authorizes municipalities to determine whether certain parcels of land located within their boundaries constitute areas in need of redevelopment, pursuant to enumerated criteria set forth in said statute at N.J.S.A. 40A:12A-5; and

WHEREAS, the LRHL at N.J.S.A. 40A:12A-5 provides that before making such a designation, the governing body of the municipality must direct the municipal planning board to conduct an investigation into whether the parcels in question meet one or more of the criteria set forth in the LRHL for designation as an area in need of redevelopment (“AINR” or “area in need”); and

WHEREAS, the LRHL at N.J.S.A. 40A:12A-6 also requires the governing body to specify whether the area being investigated will be a condemnation area in need of redevelopment or a non-condemnation area in need of redevelopment; and

WHEREAS, in connection with the Township’s amended third round affordable housing plan element and fair share plan adopted by the Clinton Township Planning Board (“Board” or “Planning Board”) on June 7, 2021 and endorsed by the Township Mayor and Council on June 23, 2021, the Mayor and Council wish to have the Board investigate the area comprising the properties located at 2, 10 and 12 Grayrock Road and designated on the Township tax maps as Block 77.01, Lots 2, 3 & 4 (the “Study Area”) and produce a report containing its findings as to whether the Study Area meets one or more of the criteria set forth at N.J.S.A. 40A:12A-5, and to make a recommendation to the Mayor and Council as to whether all or a portion of the Study Area should be designated as a non-condemnation area in need of redevelopment;

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

1. The preamble to this resolution is hereby incorporated as if more fully set forth herein.
2. The Clinton Township Planning Board is hereby directed to conduct a preliminary investigation of the area comprising the properties located at 2, 10 and 12 Grayrock Road and designated on the Township tax maps as Block 77.01, Lots 2, 3 & 4 (the “Study Area”) in accordance with the requirements set forth in N.J.S.A. 40A:12A-6, in order to determine whether the Study Area constitutes a non-condemnation area in need of redevelopment.
3. More specifically, the Planning Board is directed to prepare a map showing the boundaries of the proposed redevelopment area and locations of the parcels of property included therein, with a statement setting forth the basis for the investigation appended to the map; to prepare a report containing its findings; and to hold a duly noticed public hearing for the purpose of presenting the results of its investigation, hearing from all persons who are interested in, or would be

affected by, the determination that the Study Area is a non-condemnation area in need of redevelopment area, and receiving into the record any objections to such a determination that the proposed property be designated as a non-condemnation area in need of redevelopment.

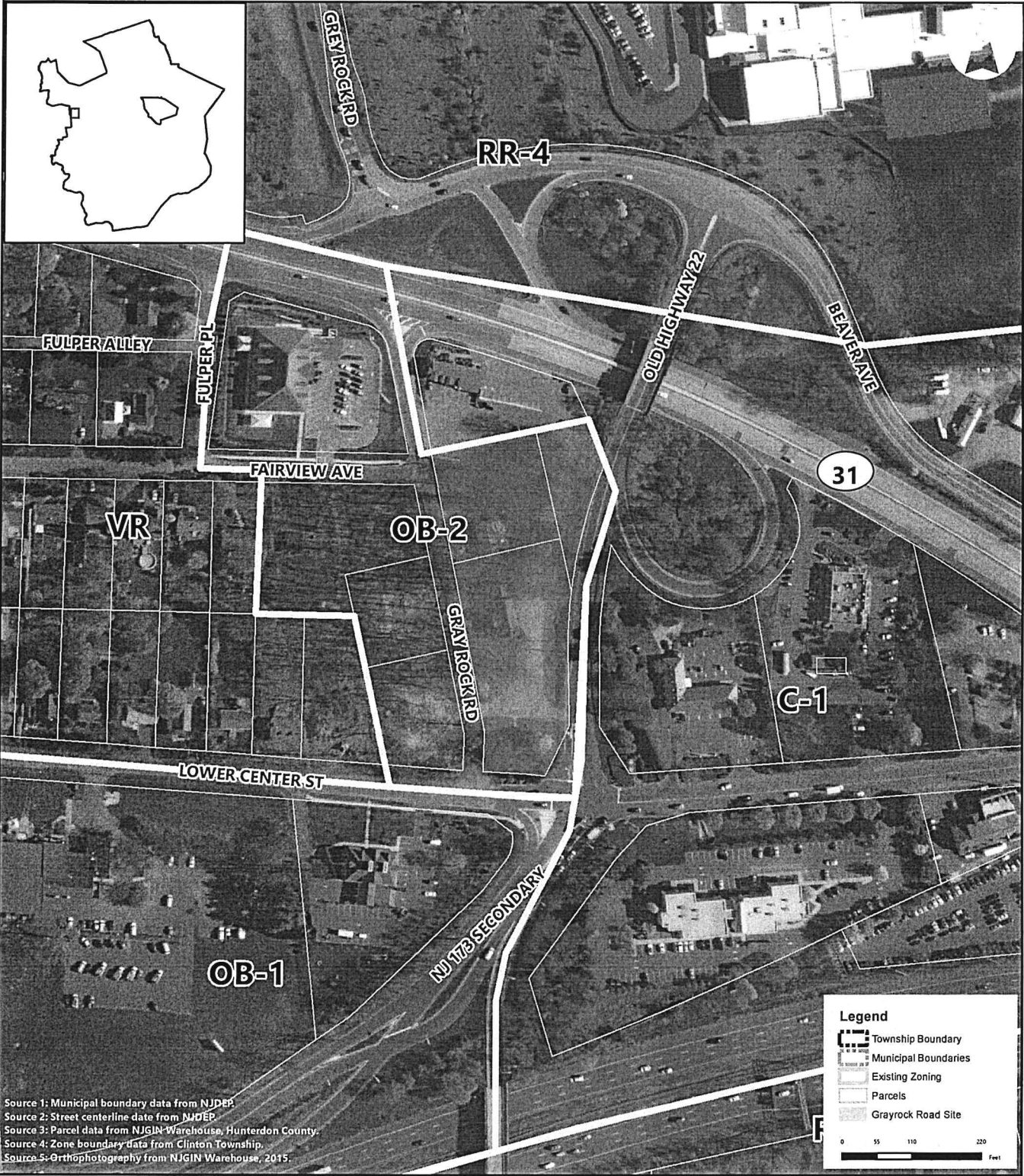
4. After completing its hearing on the matter, the Planning Board shall make a recommendation to the Mayor and Council as to whether all or a portion of the Study Area should be designated as a non-condemnation area in need of redevelopment.
5. The Township Clerk shall cause a copy of this resolution to be transmitted forthwith to the chair and administrative officer of the Planning Board.
6. This resolution shall take effect immediately.

ATTEST:

Carla Conner, Township Clerk

Brian Mullay, Mayor

Adopted: July 14, 2021



RESOLUTION

RESOLUTION APPROVING MODIFICATIONS TO CLINTON TOWNSHIP'S 2021 - 2022 DEER MANAGEMENT PROGRAM

WHEREAS, as part of a comprehensive deer management plan and for the purpose of reducing Clinton Township's white-tailed deer population, the Mayor and Council of the Township of Clinton amended Chapter 198, "Parks, Recreation Areas and Open Space" of the Code of the Township of Clinton ("Code") to allow limited hunting on Township-owned parks and open spaces for the purpose of culling white-tailed deer only (see Ordinance No. 1127-18 adopted on December 12, 2018 and Ordinance No. 1133-19 adopted on August 7, 2019); and

WHEREAS, section 198-27C of the Code authorizes the Mayor and Council to designate annually by resolution which parks and open spaces will be made available for hunting through the Township's municipal deer management program and during which dates, to establish limits on the number of permits to be issued for each property, and to establish any conditions or requirements as shall be necessary for public safety or for the efficacy of the program; and

WHEREAS, on March 24, 2021, the Mayor and Council adopted Resolution No. 52-2021, which established the terms and conditions applicable to the Township's 2021-2022 deer management program; and

WHEREAS, the Mayor and Council wish to modify certain of those terms and conditions as set forth below (changes are underlined);

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

1. The preamble to this resolution is hereby incorporated as if more fully set forth herein.

2. Pursuant to section 198-27C of the Code of the Township of Clinton ("Code"), the hunting of white-tailed deer will be allowed during the State-established hunting seasons and on the properties listed below, and subject to all applicable State hunting regulations, the restrictions and conditions set forth in Chapter 198, Article VIII of the Code (even if not repeated herein), all other restrictions and conditions contained in the Code, and the regulations and conditions set forth herein:

Windy Acres Property

("Area 1" bow only; "Area 2" bow, firearm, and muzzleloader)*

Tax map designation: Block 7, Lots 31.01, 31.02 and 18.03.

Location: 200, 220 and 234 Main Street, Lebanon, NJ (±291 acres)

* As originally approved on March 24, 2021, the entire property was limited to bow hunting. This modification allows a 143-acre portion of the property to be hunted using firearms as well as bows.

Seasons/dates: The ±148-acre area denoted as “Area 1” on the map attached hereto shall be open only during the fall bow, permit bow, and winter bow hunting seasons established by the State of New Jersey for Deer Management Zone 12 for 2021-2022, and no hunting shall be allowed in Area 1 during the permit muzzleloader, six-day firearm or permit shotgun seasons.

The ±143-acre area denoted as “Area 2” on the map attached hereto shall be open during the fall bow, permit bow, winter bow, permit muzzleloader, six-day firearm and permit shotgun seasons established by the State of New Jersey for Deer Management Zone 12 for 2021-2022.

Permits: No more than six municipal deer management permits shall be issued for this property. These permits are site specific and non-transferable. Permittees shall be authorized to hunt only on the property for which they have been issued a permit and shall be responsible for knowing the property lines and safety zone requirements for that property.

Restrictions: Hunting shall only take place only in the areas marked as Area 1 and Area 2 on the attached map. Area 1 shall be open only during the fall bow, permit bow, and winter bow hunting seasons. Area 2 shall be open during all seasons.

Hunting on Sundays and Christmas Day is strictly prohibited.

Each hunter is requested to actively hunt at least 2 of the above deer seasons and assist with the harvest goals of Clinton Township.

No hunting shall take place until the permittees have posted warning signs and no-hunting signs along the property boundaries and the Township has posted warning signs at all public entries into the property.

Prostak East Property

Tax map designation: Block 19, Lot 28

Location: 1080 Stanton-Lebanon Road, Lebanon, NJ (±75 acres)

Seasons: This property shall be open to bow and firearm hunting during all regular deer hunting seasons established by the State of New Jersey for Deer Management Zone 12 for 2021-2022, including fall bow, permit bow, winter bow, permit muzzleloader, six-day firearm, and permit shotgun.

Permits: No more than three municipal deer management permits shall be issued for this property. These permits are site specific and non-transferable. Permittees shall be authorized to hunt only on the property for which they have been issued a permit and shall be responsible for knowing the property lines and safety zone requirements for that property.

Restrictions: Hunting on Sundays and Christmas Day is strictly prohibited.

Each hunter is requested to actively hunt at least 2 of the above deer seasons and assist with the harvest goals of Clinton Township.

No hunting shall take place until the permittees have posted warning signs and no-hunting signs along the property boundaries and the Township has posted warning signs at all public entries into the property.

Prostak West Property

Tax map designation: Block 25, Lot 10

Location: 1081 Stanton-Lebanon Road, Lebanon, NJ (±84 acres)

Seasons/dates: This property shall be open to bow and firearm hunting during all regular deer hunting seasons established by the State of New Jersey for Deer Management Zone 12 for 2021-2022, including fall bow, permit bow, winter bow, permit muzzleloader, six-day firearm, and permit shotgun.

Permits: No more than three municipal deer management permits shall be issued for this property. These permits are site specific and non-transferable. Permittees shall be authorized to hunt only on the property for which they have been issued a permit and shall be responsible for knowing the property lines and safety zone requirements for that property.

Restrictions: Hunting on Sundays and Christmas Day is strictly prohibited.

Each hunter is requested to actively hunt at least 2 of the above deer seasons and assist with the harvest goals of Clinton Township.

No hunting shall take place until the permittees have posted warning signs and no-hunting signs along the property boundaries and the Township has posted warning signs at all public entries into the property.

Hacketts Preserve Property

Tax map designation: Block 63, Lots 2 and 3.14

Location: 153 Annandale-High Bridge Road (accessed via Sunrise Circle), Annandale, NJ (±80 acres)

Seasons/dates: This property shall be open to bow and firearm hunting during all regular deer hunting seasons established by the State of New Jersey for Deer Management Zone 8 for 2021-2022, including fall bow, permit bow, winter bow, permit muzzleloader, six-day firearm, and permit shotgun.

Permits: No more than three municipal deer management permits shall be issued for this property. These permits are site specific and non-transferable. Permittees shall be authorized to hunt only on the property for which they have been issued a permit and shall be responsible for knowing the property lines and safety zone requirements for that property.

Restrictions: Hunting on Sundays and Christmas Day is strictly prohibited.

Each hunter is requested to actively hunt at least 2 of the above deer seasons and assist with the harvest goals of Clinton Township.

No hunting shall take place until the permittees have posted warning signs and no-hunting signs along the property boundaries and the Township has posted warning signs at all public entries into the property.

Bray's Hill Property

("Area 1" bow, firearm, and muzzleloader; "Area 2" bow only)†

Tax map designation: Block 30, Lot 19

Location: 13 Sand Hill Road, Annandale, NJ (±93 acres)

Seasons/dates: The ±11-acre area denoted as "Area 1" on the map attached hereto shall be open during the fall bow, permit bow, winter bow, permit muzzleloader, six-day firearm and permit shotgun seasons established by the State of New Jersey for Deer Management Zone 12 for 2021-2022.

The ±15-acre area denoted as "Area 2" on the map attached hereto shall be open only during the fall bow, permit bow, and

† This modification increases the total number of acres that can be hunted from 17 acres to 26 acres. 11 acres will be designated for all forms of hunting, and 15 acres will be designated for bow hunting only.

winter bow hunting seasons established by the State of New Jersey for Deer Management Zone 12 for 2021-2022, and no hunting shall be allowed in Area 2 during the permit muzzleloader, six-day firearm or permit shotgun seasons.

Permits: No more than one municipal deer management permit shall be issued for this property. This permit is site specific and non-transferable. Permittee shall be authorized to hunt only on the property for which they have been issued a permit and shall be responsible for knowing the property lines and safety zone requirements for that property.

Restrictions: Hunting shall only take place only in the areas marked as Area 1 and Area 2 on the attached map. Area 1 shall be open during all seasons. Area 2 shall be open only during the fall bow, permit bow, and winter bow hunting seasons.

Hunting on Sundays and Christmas Day is strictly prohibited.

Each hunter is requested to actively hunt at least 2 of the above deer seasons and assist with the harvest goals of Clinton Township.

No hunting shall take place until the permittee has posted warning signs and no-hunting signs along the property boundaries and the Township has posted warning signs at all public entries into the property.

White Cloud Property (bow only)

Tax map designation: Block 88, Lot 3.02

Location: 1257 State Highway 31 Lebanon, NJ (±29 acres)

Seasons/dates: This property shall be open only during the fall bow, permit bow, and winter bow hunting seasons established by the State of New Jersey for Deer Management Zone 12 for 2021-2022. No hunting shall be allowed during the permit muzzleloader, six-day firearm or permit shotgun seasons.

Permits: No more than one municipal deer management permit shall be issued for this property. This permit is site specific and non-transferable. Permittee shall be authorized to hunt only on the property for which he/she has been issued a permit and shall be responsible for knowing the property lines and safety zone requirements for that property.

Restrictions: Hunting shall only take place in the ±11-acre area marked as Area 1 on the attached map

Hunting on Sundays and Christmas Day is strictly prohibited.

Each hunter is requested to actively hunt at least 2 of the above deer seasons and assist with the harvest goals of Clinton Township.

No hunting shall take place until the permittee has posted warning signs and no-hunting signs along the property boundaries and the Township has posted warning signs at all public entries into the property.

3. Hunting shall be allowed only during the dates designated by the State of New Jersey Department of Environmental Protection, Division of Fish and Wildlife for the applicable seasons and zones listed above. At the discretion of the Township, it may make it a condition of any permit that hunting not take place on certain days as may be necessary to protect the health and safety of the public.

4. Only white-tailed deer may be hunted; hunting, shooting or killing any other game is strictly prohibited.

5. Baiting shall be allowed only from automatic feeders with a maximum capacity of thirty gallons or mineral/salt blocks.

6. Hunting shall take place only from commercially manufactured elevated tree stands.

7. Ground blinds are prohibited.

8. Deer drives are prohibited.

9. Target practice is prohibited (discharging a crossbow into a portable discharge target prior to transport shall not be considered target practice).

10. Field dressing shall be allowed but must take place away from trails and property lines.

11. All team leaders are required to participate in a hunter orientation and safety course conducted by the Clinton Township Police Department. Other team members are strongly encouraged to attend so that they clearly understand the rules and regulations of the hunt and can ask questions.

12. Each hunting team is urged to target a minimum harvest of ten deer. The number of deer taken will be a factor considered in determining eligibility to participate in future Township management programs.

13. Hunters are allowed to retain any harvested deer for their personal use. To encourage hunters to harvest as many deer as possible, however, the Township shall reimburse the eligible butchers for the direct processing costs of any deer donated to Hunters Helping the Hungry, subject to an aggregate limit of \$10,000.00.

14. The Township Clerk shall cause a press release and a legal notice in a form approved by the Township Attorney notifying the public of the above designated dates and locations to be published on the Township's website and in the Township's officially-designated newspapers as well as such others newspaper or newspapers as may be deemed advisable to publicize the above-referenced dates and locations as widely as possible.

15. The Township reserves the right to modify the conditions and restrictions set forth above *at any time, including after issuance of 2021-2022 permits*, in the interests of the public health, safety and welfare of Township residents.

16. Permittees shall be required to comply with all of the requirements set forth in Chapter 198, Article VIII of the Code even if not specifically restated herein, as well as all other provisions of the Code. Violation of any of the rules and regulations set forth herein or in the Township Code shall be grounds for the immediate revocation of hunting privileges.

17. In the event of a conflict between the conditions and requirements set forth herein and any conditions or requirement set forth in Chapter 198 or elsewhere in the Code, the Code shall supersede.

18. This resolution shall take effect immediately.

ATTEST:

Carla Conner, Township Clerk

Brian Mullay, Mayor

Adopted: July 14, 2021

Area 1 Bow or Gun

B area Bow Only Approx 8 Acres



Bray's Hill 93 acres total area 1 approx 17 acres



P Parking

B/G Bow or Gun

B Bow Only

RESOLUTION

RESOLUTION APPROVING A SECOND AMENDMENT TO THE AFFORDABLE HOUSING AGREEMENT BETWEEN THE TOWNSHIP OF CLINTON AND CLINTON LIHTC URBAN RENEWAL LLC CONCERNING PROPERTY KNOWN AS THE MAROOKIAN SITE, AND IDENTIFIED AS BLOCK 82, LOT 4.03 ON THE CLINTON TOWNSHIP TAX MAPS

WHEREAS, Clinton LIHTC Urban Renewal LLC, a New Jersey limited liability company (the “URE”), is the Township-designated developer of a certain parcel of land within the Township of Clinton commonly known as the Marookian Site and identified as a portion of Block 82, Lot 4.03 on the official tax map of the Township (the “Property”); and

WHEREAS, the URE intends to develop approximately 84 units of affordable family rental housing on the Marookian Property, together with such other improvements as may be necessary such as leasing offices, community meeting space, landscaping, curbing and parking (the “Project”); and

WHEREAS, the eighty-four units of rental housing in the Project will qualify as low- and moderate-income units under the Fair Housing Act, N.J.S.A. 52:27D-301 et seq. and the Uniform Housing Affordability Controls, N.J.A.C. 5:80-16.1 et seq.; and

WHEREAS, the Project will help satisfy the Township's "Mt. Laurel" affordable housing obligation pursuant to a settlement agreement entered into with Fair Share Housing Center ("FSHC") and a Judgement of Compliance and Response ("JOCR") entered by the Honorable Thomas C. Miller, P.J. Civ. on January 9, 2019; and

WHEREAS, the Project is intended to be financed using tax credits; and

WHEREAS, on June 13, 2018, the Township and the URE entered into an Affordable Housing Agreement (the “Original Agreement”) that sets forth the parties' respective obligations and commitments in connection with the Project; and

WHEREAS, on June 16, 2020, pursuant to Resolution 77-2020, the Township and the URE entered into the First Amendment to the Affordable Housing Agreement (the “First Amendment,” together with the Original Agreement, the “Agreement”), to extend the URE's deadline to begin construction of the Project; and

WHEREAS, section 5.1 of said Agreement states that “[t]he URE shall use commercially reasonable efforts to commence construction of the Project on or before July 1, 2021”; and

WHEREAS, the URE is pursuing the necessary development approvals to proceed with the Project, and the necessary water and sewer capacity allocations to serve the Project; and

WHEREAS, in 2018, 2019, and 2020 the URE filed applications for nine percent tax credits to construct the Project, which tax credits were awarded in 2020; and

WHEREAS, the New Jersey Housing and Mortgage Finance Agency (“NJHMFA”), the agency which awards nine percent tax credits, has requested revisions to the Agreement to include additional notice provisions, which the Township supports; and

WHEREAS, the URE's actions to date demonstrate to the Township that the URE is using all reasonable commercial efforts to continue moving forward with the Project and remains committed to constructing the Project as soon as possible; and

WHEREAS, the Township therefore finds that it is in the best interests of the public to amend section 4.6 to incorporate the additional notice provisions and section 5.1 of the Agreement to extend to December 31, 2021 the URE's deadline to begin construction of the Project; and

WHEREAS, because the Property is part of the Township's third round affordable housing compliance plan and is subject to various terms and conditions imposed in the settlement agreement with FSHC and in the court's JOCR, the amendment to sections 4.6 and 5.1 authorized herein shall be contingent upon the approval of the court and/or FSHC, if such approval is required;

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

1. The preamble to this resolution is hereby incorporated as if more fully restated herein.
2. The Council hereby authorizes the Mayor and Township Clerk to execute a Second Amendment to the Affordable Housing Agreement between the Township and the URE modifying sections 4.6 and 5.1 of said agreement to include additional notice provisions and to extend to December 31, 2021 the URE's deadline to begin construction of the Project.
3. This authorization is expressly contingent upon receipt of any necessary approvals from Fair Share Housing Center and/or the Superior Court of New Jersey, and the Township's Special Counsel for Affordable Housing is hereby authorized and directed to obtain such approvals as may be needed.
4. The Mayor, Township Clerk, Township Attorney, and Township Affordable Housing Counsel are hereby authorized and directed to undertake any and all acts necessary to effectuate the terms hereof.
5. This resolution shall take effect immediately.

ATTEST:

Carla Conner, Township Clerk

Brian Mullay, Mayor

Adopted: July 14, 2021

RESOLUTION

RESOLUTION AUTHORIZING THE APPOINTMENT OF THOMAS DEROSA AS CHIEF OF POLICE FOR THE TOWNSHIP OF CLINTON

WHEREAS, there exists a vacancy in the office of Chief of Police; and

WHEREAS, pursuant to the Police Promotional Process policy, the vacancy was posted for applications from within the Police Department from May 4, 2021 through June 4, 2021; and

WHEREAS, Lieutenant Thomas DeRosa meets all the qualifications required to serve as Chief of Police, having served as Officer in Charge of the Clinton Township Police Department since July 2019, as Operations Division Commander from October 2014 through July 2019, and in various other leadership positions since beginning his career in the Clinton Township Police Department in 1996; and

WHEREAS, it is the recommendation of the Police Promotional Committee that Lieutenant DeRosa be appointed to the office of Chief of Police for the Township of Clinton;

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

1. Effective as of July 14, 2021, Thomas DeRosa, is hereby appointed to fill the office of Chief of Police for the Township of Clinton, on the following terms and conditions:
 - a. Chief DeRosa's starting salary will be fixed at the rate of \$155,000 *per annum*, within the salary range for the office of Chief of Police established by the Township salary ordinance.
 - b. Effective January 1, 2022, and thereafter, Chief DeRosa will receive increases in his annual salary equaling no less than the salary increase percentage received by Sergeants under the FOP Superior Officers collective negotiations agreement for the corresponding year.
 - c. In all other respects, Chief DeRosa shall continue to receive such non-salary benefits, including but not limited to health insurance coverage, sick leave and vacation time, as set forth in the provisions of current Township ordinances and of the current Clinton Township Employee/Personnel Policies Manual, and any subsequent amendments thereto, applicable to the Township's non-union civilian employees.

2. To the extent the terms of this Resolution are inconsistent with applicable law, applicable law shall control, but all other provisions of this Resolution that are not inconsistent with applicable law shall continue in full force and effect.
3. This resolution shall take effect immediately.

ATTEST:

Carla Conner, Township Clerk

Brian Mullay, Mayor

Adopted: July 14, 2021