

RESOLUTION

**AUTHORIZING THE PURCHASE OF A CHASSIS CAB FROM DFFLM, LLC.,
T/A DITSCHMAN/FLEMINGTON FORD THROUGH MCCPC CO-OP
CONTRACT #15-C, NTE \$51,411.00**

WHEREAS, there is a need to purchase a Chassis cab for the Township of Clinton DPW; and

WHEREAS, the funds are available as evidenced by the Chief Finance Officer's Certification; through Capital Ordinance #1155-2021; and

WHEREAS, public bids are not required when the purchase is made through a purchasing cooperative in accordance with N.J.S.A. 40A:11-12.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of Clinton in the County of Hunterdon that the Township of Clinton DPW is hereby authorized to purchase a Chassis cab from DFFLM, LLC., T/A Ditschman/Flemington Ford through MCCPC CO-OP, Contract #15-C at a total cost not to exceed \$51,411.00.

ATTEST:

Carla Conner, Township Clerk

Brian Mullay, Mayor

Adopted: September 22, 2021

RESOLUTION

AUTHORIZING THE PURCHASE OF A FORD F350 CHASSIS CAB DRWW 4X4 FROM DFFLM, LLC., T/A DITSCHMAN/FLEMINGTON FORD THROUGH MCCPC CO-OP CONTRACT #15-C, NTE \$42,154.50

WHEREAS, there is a need to purchase a Chassis cab for the Township of Clinton DPW; and

WHEREAS, the funds are available as evidenced by the Chief Finance Officer's Certification; through Capital Ordinance #1155-2021; and

WHEREAS, public bids are not required when the purchase is made through a purchasing cooperative in accordance with N.J.S.A. 40A:11-12.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of Clinton in the County of Hunterdon that the Township of Clinton DPW is hereby authorized to purchase a Ford F350 Chassis cab DRW 4x4 from DFFLM, LLC., T/A Ditschman/Flemington Ford through MCCPC CO-OP, Contract #15-C at a total cost not to exceed \$42,154.50.

ATTEST:

Carla Conner, Township Clerk

Brian Mullay, Mayor

Adopted: September 22, 2021

RESOLUTION

AUTHORIZING THE PURCHASE OF A 2021 POLICE INTERCEPTOR UTILITY AWD VEHICLE FROM WHITMOYER FORD, INC., NTE \$ 37,400

WHEREAS, there is a need to purchase a 2021 Police Interceptor Utility AWD vehicle for the Township of Clinton, in the County of Hunterdon, State of New Jersey; and

WHEREAS, the funds are available as evidenced by the Chief Finance Officer's Certification through a Capital Ordinance, Ordinance #1158-2021; and

WHEREAS, the Police of Chief has obtained 3 written quotes for the vehicle, the only vehicle with a EcoBoost is from Whitmoyer Ford, Inc., NTE \$37,400.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of Clinton in the County of Hunterdon that the Township of Clinton Police Department is hereby authorized to purchase a 2021 Police Interceptor Utility AWD vehicle from Whitmoyer Ford, Inc., NTE \$37,400.

ATTEST:

Carla Conner, Township Clerk

Brian Mullay, Mayor

Adopted: September 22, 2021

RESOLUTION

AUTHORIZING THE PURCHASE OF LIGHTS/SIRENS, RADIO EQUIPMENT, AND MISCELLANEOUS ITEMS FROM STATE CONTRACT #17-FLEET-00793, NTE \$15,600

WHEREAS, there is a need to purchase lights/sirens, radio equipment and miscellaneous items for a police vehicle for the Township of Clinton, in the County of Hunterdon, State of New Jersey; and

WHEREAS, the funds are available as evidenced by the Chief Finance Officer's Certification through Capital Ordinance #1158-2021; and

WHEREAS, public bids are not required when the purchase is made through a State Contract in accordance with N.J.S.A. 40A:11-12.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of Clinton in the County of Hunterdon that the Township of Clinton Police Department is hereby authorized to purchase lights/sirens, radio equipment and miscellaneous items through State contract #17-FLEET-00793, NTE \$15,600.

ATTEST:

Carla Conner, Township Clerk

Brian Mullay, Mayor

Adopted: September 22, 2021

RESOLUTION _____, 2021
RESOLUTION ADOPTING UPDATED PERSONNEL POLICIES, PROCEDURES
AND REGULATIONS FOR THE TOWNSHIP OF CLINTON TO REPLACE THE 1999
REVISED EMPLOYEE MANUAL ADOPTED 2/3/99

DRAFT

WHEREAS, as a matter of sound human resources management, the Mayor and Council of the Township of Clinton have determined that it imperative for the Township to have a Personnel Policies, Procedures and Regulations Manual that prescribes the policies, procedures and regulations applicable to the Township and its officers and employees on matters related to employment and the terms and conditions thereof; and

WHEREAS, the Mayor and Council of the Township of Clinton have determined that the aforesaid Personnel Policies, Procedures and Regulations Manual should be reviewed and updated on a regular basis and be amended as needed to comply with changes in applicable law and to remain in concert with sound, accepted personnel practices; and

WHEREAS, it is also the policy of the Township of Clinton to treat current officers and employees, and prospective officers and employees, in a manner consistent with all applicable employment laws and regulations including, but in no way limited to and solely by way of example, the following: Title VII of the Civil Rights Act of 1964, , the Age Discrimination in Employment Act, the Equal Pay Act, the Fair Labor Standards Act, the New Jersey Law Against Discrimination, the Americans with Disabilities Act, the Family and Medical Leave Act, the Conscientious Employee Protection Act, the Public Employee Occupational Safety and Health Act, (the New Jersey Civil Service Act,) (the New Jersey Attorney General's guidelines with respect to Police Department personnel matters,) the New Jersey Workers Compensation Act, the Federal Consolidated Omnibus Budget Reconciliation Act (COBRA) and the employment-related provisions of the Open Public Meetings Act; and

WHEREAS, the Mayor and Council of the Township of Clinton has determined that the updated Personnel Policies, Procedures and Regulations Manual attached to this Resolution meets the standards set forth above and, if adopted, will serve to ensure that current officers and employees, and prospective officers and employees, are treated in a manner consistent with applicable laws and regulations.

NOW, THEREBY, BE IT RESOLVED by the Mayor and Council that updated Personnel Policies, Procedures and Regulations Manual attached to this Resolution is hereby adopted, and shall replace and supersede all previous such manuals heretofore adopted.

BE IT FURTHER RESOLVED that these personnel policies and procedures shall apply to all Township of Clinton officials, appointees, employees, volunteers and independent contractors. In the event there is a conflict between these rules and any collective negotiations agreement, personnel services contract or Federal or State law, the terms and conditions of that collective negotiations agreement or law shall prevail. In all other cases, these policies and procedures shall prevail.

BE IT FURTHER RESOLVED that, with the exception of those provisions mandated by applicable law, this manual is intended to provide guidelines covering public service by Township of Clinton employees and is not a contract of fixed duration. The provisions of this manual may be amended and supplemented from time to time without notice and at the sole discretion of the Mayor and Council of the Township of Clinton, with the exception of those provisions mandated by applicable law. To the extent the attached manual contains provisions

mandated by law, should the applicable law be amended, the corresponding provisions of the manual shall be deemed likewise amended.

BE IT FURTHER RESOLVED that to the maximum extent permitted by law, employment practices for the Township of Clinton shall operate under the legal doctrine known as "employment at will."

BE IT FURTHER RESOLVED that the Township Administrator and all managerial/supervisory personnel are responsible for these employment practices and the Township Labor Attorney shall assist the Township Administrator in the implementation of the policies and procedures in this manual as needed.

BE IT FURTHER RESOLVED that the effective date of this manual is October 1, 2021.

Carla Conner, Township Clerk

Brian Mullay, Mayor

RESOLUTION

AMENDING ANNUAL SALARY FOR LYNN LORENZ

WHEREAS, it is the recommendation of the Administrator and the Mayor that Lynn Lorenz who current serves as the Clinton Township Municipal Court Administrator and additionally, through Shared Services Agreements, serves as Municipal Court Administrator for the Town of Clinton, Union Township, Lebanon Township, the Boroughs of High Bridge and Hampton, and remains as the Custodian of Records for the North Hunterdon Municipal Court, receive a salary adjustment; and

WHEREAS, it is recommended that Ms. Lorenz's salary be adjusted to \$86, 141 retroactively to July 1, 2021.

NOW THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Township of Clinton, County of Hunterdon, State of New Jersey, that:

1. Lynn Lorenz's annual salary shall be \$86,141 with all benefits afforded other full time Township employees.
2. The adjusted annual salary shall be retroactive to July 1, 2021.

ATTEST:

Carla Conner, Township Clerk

Brian Mullay, Mayor

Adopted: September 22, 2021

RESOLUTION NO. _____

RESOLUTION PURSUANT TO N.J.A.C. 7:36-25.6(A) AUTHORIZING THE CHANGE OF USE OF A ±40- ACRE PORTION OF THE “MAROOKIAN” OPEN SPACE PROPERTY SITUATED ON ROUTE 31 NORTH AND REGIONAL ROAD (BLOCK 82, LOTS 4 AND 4.03) TO ENABLE THE CONSTRUCTION OF A DISC GOLF COURSE

WHEREAS, the Township of Clinton (“Township”) is the owner of a ±139-acre open space parcel located on the southwest side of the intersection of Route 31 and Regional Road (Block 82, Lots 4 and 4.03), commonly known as the “Marookian” open space parcel (“property”); and

WHEREAS, the property contains a variety of natural resources and habitats, including stream corridors, wooded areas, and farmland; and

WHEREAS, the property is located directly across Regional Road from North Hunterdon Regional High School, a public regional high school serving, among others, Clinton Township high school students; and

WHEREAS, the Township acquired the property for passive recreational uses such as walking trails; and

WHEREAS, the property is widely used by hikers, joggers, and others, including the high school’s cross-country running team; and

WHEREAS, “disc golf” is a recreational activity that is gaining in popularity, which Wikipedia describes as follows: “Disc golf is a flying disc sport in which players throw a disc at a target. . . . The sport is usually played on a course with 9 or 18 holes. Players complete a hole by throwing a disc from a tee pad or area toward a target, known as a basket, throwing again from where the previous throw landed, until the basket is reached. Usually, the number of throws a player uses to reach each basket is tallied (often in relation to par), and players seek to complete each hole in the lowest number of total throws.” (see https://en.wikipedia.org/wiki/Disc_golf, last visited Sept. 20, 2021); and

WHEREAS, although appropriately considered an “active” rather than “passive” recreational use, disc golf courses can be constructed in a manner that is minimally invasive and makes use of the natural environment to create obstacles; and

WHEREAS, the Township is interested in establishing a disc golf course in a ±40-acre wooded area located at the northern end of the property by Regional Road, which will involve the installation of baskets, previous development of tee pads, light clearing of fairways and clearing of invasive species like Russian olive, multiflora, and Japanese barberry and any other minor construction that may be needed to construct the course; and

WHEREAS, the proposed disc golf course will provide the community a local venue for learning, participating and enjoying this challenging activity; and

WHEREAS, the property is subject to the requirements and restrictions set forth in the regulations promulgated by the New Jersey Department of Environmental Protection (“NJDEP”), Green Acres Program, codified at N.J.A.C. 7:36-1.1 *et seq.*; and

WHEREAS, those regulations state at N.J.A.C. 7:36-25.6 that “[a] local government unit or nonprofit may change the recreation and conservation purpose or use for which funded or unfunded parkland is being used to another recreation or conservation purpose or use, including, but not limited to, development of the lands for public outdoor recreation[,]” provided certain procedural requirements are met, including the holding of a noticed public hearing on the proposed change of use; and

WHEREAS, the Township held a public hearing on the proposed change of use on April 28, 2021, for which notice was provided in accordance with all applicable Green Acres requirements, and at which hearing members of the public were allowed to ask questions and offer comments; and

WHEREAS, following the close of the public hearing, members of the public were allowed to submit written comments to the Township and Green Acres regarding the proposed change of use; and

WHEREAS, in addition to the comments made at the public hearing, the Township received written comments on May 12, 2021 and July 20, 2021 from Township resident Nick Corcodilos (Old Mountain Road); and

WHEREAS, having taken into consideration all of the information provided, including the comments and questions of the public, the Mayor and Council wish to proceed with the proposed change of use;

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

1. The preamble to this resolution is hereby incorporated as if more fully set forth herein.
2. The construction of a disc golf course in a ±40-acre portion of the Marookian open space property along Regional Road is hereby approved.
3. The management plan entitled “Township of Clinton Management Plan for Cramer’s Creek Disc Golf Course” dated September 22, 2021, a copy of which is attached hereto as **Exhibit A** and made a part hereof, is hereby endorsed and adopted by reference.
4. The following minimum terms and conditions shall apply to the proposed disc golf course:
 - a. The course shall be located in the approximate area depicted on Slide 1 of the management plan (Exhibit A).
 - b. A 100-foot buffer shall be maintained from all property lines.
 - c. Design and construction of the course shall be overseen by the Township’s Recreation Director, who shall ensure that the course is designed by an individual(s)

with documented experience designing or managing disc golf courses and is constructed in conformance with all applicable requirements and regulations.

- d. The course's layout shall be designed to ensure that all wetlands areas, as identified by the NJ Highlands Council map, are avoided and that no wetlands are disturbed.
 - e. All crossings of watercourses, as identified in the NJ Highlands Council map, including intermittent waterways, shall comply with NJDEP-N.J.A.C. 7:13-Flood Hazard Control Act Rules.
 - f. The course shall be treated as a trail, with no impervious materials permitted (except for footings required for tees and holes).
 - g. Installation of the course shall be minimally disruptive to the natural habitat.
 - h. No live, native trees or shrubs shall be disturbed in the area.
 - i. Non-native / invasive plant species shall be removed pursuant to a plan developed by the Open Space Committee.
 - j. Except as expressly modified herein, all rules and regulations set forth in Chapter 198 of the Township Code, "Parks, Recreation and Open Space" shall be adhered to.
5. The change in use from passive to active recreation approved herein is limited to the ±40-acre area depicted on Exhibit A. All other portions of the property shall remain restricted to passive recreational uses.
6. This resolution shall take effect immediately.

Attest:

Carla Conner, RMC, Township Clerk

Hon. Brian Mullay, Mayor

Adopted: September __, 2021

CERTIFICATION

I, Carla Conner, Clerk of the Township of Clinton, do hereby certify that the foregoing resolution was duly adopted by the Clinton Township Mayor and Council at a regular meeting held on September __, 2021.

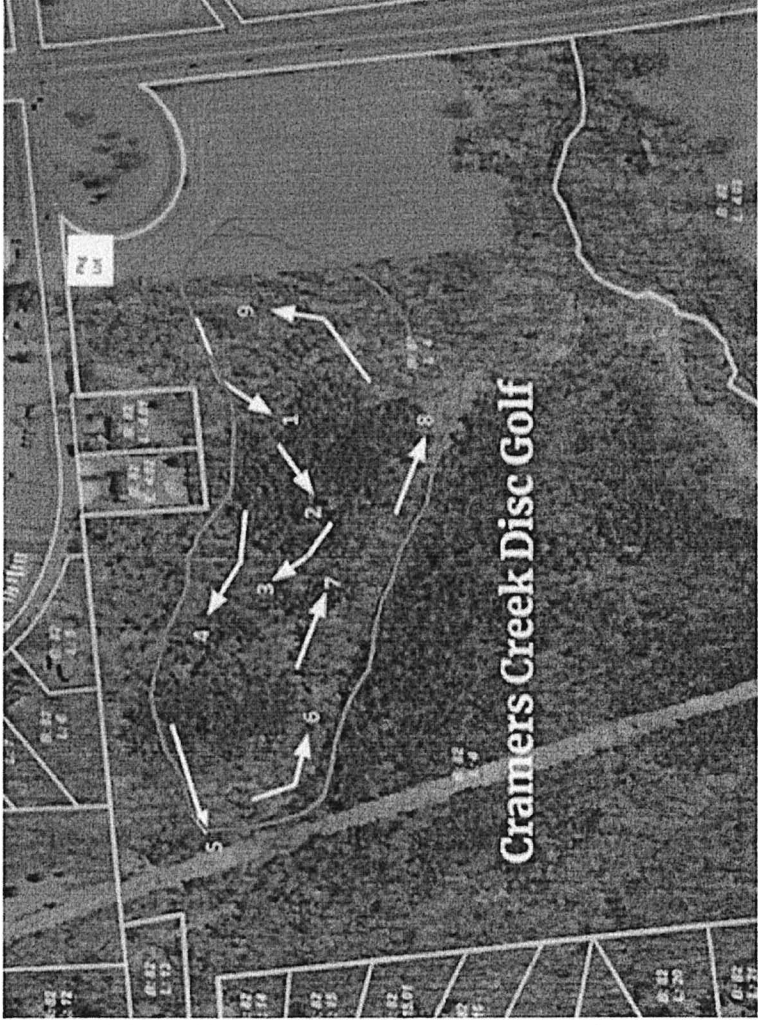
Carla Conner

EXHIBIT A

Township of Clinton Management Plan for Cramer's Creek Disc Golf Course September 22, 2021

The Cramer's Creek Disc Golf Course shall be constructed on Block 82, Lot 4.

The course shall be constructed in the approximate area identified below, maintaining a minimum buffer of 100ft from neighboring property lines; property lines shall be confirmed by the Township's Engineer.



Township of Clinton Management Plan for Cramer's Creek Disc Golf Course September 22, 2021

Forest and Watershed Management

In order to ensure the continued health of the property's ecosystem and the forest, construction and maintenance of the disc golf course shall adhere to the following requirements:

- The course's layout shall be designed to ensure that all wetlands areas, as identified by the NJ Highlands Council map, are avoided and that no wetlands are disturbed.
- All crossings of watercourses, as identified in the NJ Highlands Council map, including intermittent waterways, shall comply with NJDEP-N.J.A.C. 7:13-Flood Hazard Control Act Rules.
- The course shall be treated as a trail, with no impervious materials permitted (except for footings required for tees and holes).
- Installation of the course shall be minimally disruptive to the natural habitat.
- No live, native trees or shrubs shall be disturbed in the area.
- Non-native / invasive plant species shall be removed pursuant to a plan developed by the Open Space Committee.
- Design and construction of the course shall be overseen by the Township's Recreation Director, who shall ensure that the course is designed by an individual(s) with documented experience designing or managing disc golf courses and is constructed in conformance with all applicable requirements and regulations.

Township of Clinton Management Plan for Cramer's Creek Disc Golf Course September 22, 2021

The planners of the NJ Highlands Council maintain an interactive, online map that identifies wetlands and watercourses. This map shall be consulted during construction and maintenance of the disc golf course.

[Highlands Council Interactive Map - NJ.gov](https://www.nj.gov/nhighlands/gis/interactive_map)https://www.nj.gov/nhighlands/gis/interactive_map



Township of Clinton Management Plan for Cramer’s Creek Disc Golf Course September 22, 2021

Rules of Play

All users shall be required to adhere to the Township’s regulations governing the use of parks and open space, which are set forth in Chapter 198 of the Township Code, as well as any additional rules applicable specifically to the disc golf course.

The Open Space Committee and Recreation Director shall coordinate the development and posting of signs that at a minimum include the following:

- Hours of operation per Township Code §§ 198-4.H and 198-4.I
- The objective of the game.
- Safety on and around the course.
- Play of shots that land out of bounds or in vegetation, ensuring that there is no damage to the forest or watershed.
- Proper disposal of trash, in accordance with the requirements of Township Code §198-6.C.
- Prohibition against any form of tampering with or injury to vegetation per Township Code §198-6.A(2)
- Prohibition against any form of tampering with or injury to the established course per Township Code §198-6.B
- A prohibition against organized tournament play.

The Open Space Committee, in coordination with the Recreation Director, shall monitor use of the course and recommend revision to the rules of play as appropriate.