



MINUTES

Township of Clinton Mayor and Council
February 28, 2024
7:00 p.m.

1370 Route 31 North, Annandale, New Jersey 08801

The Mayor read the following statement into record: "Adequate notice of this meeting has been provided in accordance with the requirements of the Open Public Meetings Act. On February 23, 2024, a copy of this agenda was sent to the Hunterdon County Democrat, posted on the bulletin board in the Municipal Building and made available to the public on the Township's website."

SALUTE TO THE FLAG

ROLL CALL

Councilman Glaser	Present
Councilman Kochanowski	Present
Councilwoman Switlyk	Present
Council President Strauss	Present
Mayor Mullay	Present

Also Present:

Trishka Waterbury Cecil, Township Attorney
Lindsay Heller, Acting Township Clerk

**COMMENTS FROM THE PUBLIC FOR ITEMS LISTED ON THE AGENDA ONLY—
Comments should be limited to three (3) minutes.**

There were no comments from the public.

APPROVAL OR CORRECTIONS OF MINUTES

1. Regular Session meeting minutes from May 10, 2023.

Council President Strauss motioned to approve the Regular Session meeting minutes from May 10, 2023; Councilwoman Switlyk seconded.

Result: Motion passed by unanimous vote.

2. Regular Session meeting minutes from May 24, 2023.

Councilwoman Switlyk motioned to approve the Regular Session meeting minutes from May 24, 2023; Council President Strauss seconded.

Result: Motion passed by unanimous vote (Mayor Mullay abstained).

3. Regular Session meeting minutes from January 24, 2024.

Mayor Mullay motioned to approve the Regular Session meeting minutes from January 24, 2024; Councilwoman Switlyk seconded.

Result: Motion passed by unanimous vote.

4. Special Meeting meeting minutes from February 5, 2024.

Councilman Glaser motioned to approve the Regular Session meeting minutes from February 5, 2024; Council President Strauss seconded.

Result: Motion passed by unanimous vote (Councilwoman Switlyk abstained).

5. Regular Session meeting minutes from February 14, 2024.

Councilman Glaser motioned to approve the Regular Session meeting minutes from February 14, 2024; Council President Strauss seconded.

Result: Motion passed by unanimous vote (Councilwoman Switlyk abstained).

CONSENT AGENDA

The items listed below are considered to be routine by the Mayor and Council and will be enacted by a single motion. There will be no separate discussion of these items unless requested by the Mayor, a Council Member, or member of the public, in which event the item will be removed from the Consent Agenda and voted on separately.

Council President Strauss motioned to approve the Consent Agenda; Councilman Kochanowski seconded.

Result: Motion passed by unanimous vote.

1. Approval of bills/vouchers.
2. **Resolution 2024-66** – Resolution of the Mayor and Council of the Township of Clinton authorizing the refund of premiums for lien redemptions (Block 55, Lot 4).

RESOLUTION 2024 – 66

RESOLUTION OF THE MAYOR AND COUNCIL OF THE TOWNSHIP OF CLINTON AUTHORIZING THE REFUND OF PREMIUMS FOR LIEN REDEMPTIONS (Block 55, Lot 4)

WHEREAS, from time to time, the Clinton Township tax collector is required to place liens on properties for unpaid real property taxes; and

WHEREAS, when a property owner redeems the lien by paying the taxes in full, the property owner is entitled to a refund of any premiums that were paid;

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

1. The Township’s Tax Collector is hereby authorized and directed to issue checks for the properties listed below, such checks representing premium refunds on tax liens that have been redeemed.

Block	Lot	Certificate	Vendor	Premium
55	4	2023-003	PRO CAP 8 FBO FIRSTRUST BANK	400.00
			PO BOX 774	
			FORT WASHINGTON, PA 19034	
			TOTAL	\$400.00

2. This resolution shall take effect immediately.

3. **Resolution 2024-67** – Resolution of the Mayor and Council of the Township of Clinton supporting Impaired Driving Enforcement (DDEF) from February 22, 2024, through December 31, 2024, in the Township of Clinton.

**RESOLUTION
2024 – 67**

RESOLUTION OF THE MAYOR AND COUNCIL OF THE TOWNSHIP OF CLINTON SUPPORTING IMPAIRED DRIVING ENFORCEMENT (DDEF) FROM FEBRUARY 22, 2024, THROUGH DECEMBER 31, 2024, IN THE TOWNSHIP OF CLINTON

WHEREAS approximately one-third of all fatal traffic crashes in the United States involve impaired drivers; and

WHEREAS impaired driving crashes killed 11,654 people in the United States in 2020; and

WHEREAS impaired driving crashes cost the United States almost \$44 Billion a year; and

WHEREAS, during the past five years New Jersey’s roadways experienced 33,798 crashes and 662 fatalities involving impaired drivers; and

WHEREAS an enforcement crackdown is planned to combat impaired driving; and

WHEREAS, the State of New Jersey, Division of Highway Traffic Safety, has asked law enforcement agencies throughout the state to participate in the Impaired Driving Enforcement; and

WHEREAS the project will involve increased impaired driving enforcement from February 22, 2024, through December 31, 2024; and

WHEREAS an increase in impaired driving enforcement and a reduction in impaired driving will save lives on our roadways;

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

1. The Township supports the Impaired Driving Enforcement (DDEF) from February 22, 2024, through December 31, 2024, and pledges to increase awareness of the dangers of drinking and driving.
2. This resolution shall take effect immediately.

ANNUAL REPORT FROM THE ENVIRONMENTAL COMMISSION FROM MARIO CABALLERO, CHAIR

Chairman Caballero provided the annual report from the Environmental Commission and the Green Team from 2023. Updates with grants and where funds were distributed and projects that were completed were stated. Mr. Caballero shared goals and projects for 2024.

REPORTS FROM MAYOR AND COUNCIL MEMBERS

Councilman Glaser reported that the Planning Board was scheduled to meet on Monday, March 4, 2024 and gave an update on the Highlands Council proposed amendments to the Regional Master Plan and noted there will be comments accepted on this matter until April 1, 2024. The Sewerage Authority is meeting next Thursday, with a potential time change for their meeting. The Finance Committee will be meeting shortly with departments and the Moody Report was received with ratings like last year which is good for finances.

Councilman Kochanowski had nothing to report.

Councilwoman Switlyk shared comments with the report from Mr. Caballero. Educational classes that were advertised via Facebook were successful for the Maple Sugaring and the Mushroom classes; another class had to be added for the Mushroom class due to the amount attending. There are goals set for 2024 with Open Space and DPW for projects within the Township. Councilwoman Switlyk mentioned a bamboo ordinance again to see if there were any comments from the Council regarding it. The issues that were experienced on Open Space properties are continuing and Councilwoman Switlyk suggested no more warnings for people and start giving out violations.

Mike Aversa commented on Councilwoman Switlyk's comments to Open Space issues and clean ups with Girl Scout Troops. Mr. Aversa also shared bamboo containment and information from a meeting that he attended today.

Council Present Strauss shared that the Historical Commission will be meeting next week. Reports from the Police and Fire Department were received and the work orders for the Firehouse are being addressed. Council President Strauss mentioned a meeting with the

Lebanon Borough Fire Company regarding State matters and Clinton Township assistance.

Mayor Mullay reported that the new hire in Building and Construction is going well. There were two grants that have been submitted: one for Jake's Law and another regarding playground equipment. Mayor Mullay has also spoken to legislators regarding the affordable housing bills.

ORDINANCES FOR FIRST READING/ INTRODUCTION

1. **ORDINANCE #1193-2024** – Calendar Year 2024 Ordinance to exceed the Municipal Budget appropriation limits and to establish a cap bank (N.J.S.A. 40A:4-45.14).

Councilwoman Switlyk motioned to approve the introduction for Ordinance #1193-2024; Council President Strauss seconded.

Result: Motion passed by unanimous vote.

The Mayor set the Public Hearing for March 27, 2024.

2. **ORDINANCE #1194-2024** – An Ordinance of the Township of Clinton in Hunterdon County, New Jersey pertaining to deer management and amending article VIII in Chapter 198 of the "Code of the Township of Clinton".

Councilwoman Switlyk motioned to approve the introduction for Ordinance #1193-2024; Councilman Glaser seconded.

Result: Motion passed by unanimous vote.

The Mayor set the Public Hearing for March 27, 2024.

ORDINANCES FOR PUBLIC HEARING/ ADOPTION

1. **ORDINANCE #1192-2024** – An Ordinance of the Township of Clinton in Hunterdon County, New Jersey, Amending Section 3 of Ordinance #1141-2020 and Reauthorizing the Conveyance of the "Fox-Seals" Property (Block, 53, Proposed Lot 3.01) to Annandale Village, LLC.

There were no comments from the public.

Council President Strauss motioned to adopt Ordinance #1192-2024; Councilman Kochanowski seconded.

Result: Motion passed by unanimous vote.

RESOLUTIONS

1. **Resolution 2024-68** – Resolution of the Mayor and Council of the Township of Clinton appointing an additional Municipal Prosecutor for the Township of Clinton during calendar year 2024.

The Mayor tabled Resolution 2024-68.

2. **Resolution 2024-69** – Resolution of the Mayor and Council of the Township of Clinton awarding agreement for extraordinary unspecifiable service to the Canning Group, LLC., to serve as Administrator for a three-month term, in an amount not to exceed \$50,000.00.

Councilman Glaser motioned to approve Resolution 2024-69; Mayor Mullay seconded.

Result: Motion passed by unanimous vote.

RESOLUTION

2024 – 69

RESOLUTION OF THE MAYOR AND COUNCIL OF THE TOWNSHIP OF CLINTON AWARDING AGREEMENT FOR EXTRAORDINARY UNSPECIFIABLE SERVICE TO THE CANNING GROUP, LLC TO SERVE AS ADMINISTRATOR FOR A FIVE-MONTH TERM (NTE \$50,000.00)

WHEREAS, the Township of Clinton has a need to retain the services of a highly experienced firm to provide a qualified individual to serve as Administrator on behalf of the Township; and

WHEREAS, The Canning Group, LLC has offered to provide said services to the Township and is qualified to render same; and

WHEREAS, the Township has a need to acquire these services without a “fair and open process” as defined by P.L. 2004, c.19, the “Local Unit Pay-to-Play Law” and in connection therewith, The Canning Group, LLC has completed and filed with the Township the required Campaign Contributions Affidavit pursuant to N.J.S.A. 19:44A-20.8 and Certification Regarding Political Contributions pursuant to N.J.S.A. 19:44A-20.26 (the “Pay-to-Play Forms”); and

WHEREAS, the services shall be rendered at a rate of \$135.00 per hour for two to three days per week as needed, for a term beginning as of January 1, 2024 and ending when The Canning Group’s services are no longer needed, or May 31, 2024, whichever is sooner; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available to pay for said services from account number 01-201-20-100-203; and

WHEREAS, the Local Public Contracts Law, N.J.S.A. 40A:11-5(1)(a)(ii) *et seq.*, authorizes the Township to award this agreement as an extraordinary unspecifiable service, without public bidding.

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

1. The Mayor and Clerk are hereby authorized and directed to execute an agreement for extraordinary unspecifiable services with The Canning Group, LLC to serve as the Clinton Township Administrator, consistent with this Resolution and the above

“Whereas” clauses. The term of the agreement shall begin as of January 1, 2024, and end when The Canning Group’s services are no longer needed, or May 31, 2024, whichever is sooner.

2. The agreement is awarded without competitive bidding as an “Extraordinary Unspecifiable Service” in accordance with the Local Public Contracts Law, N.J.S.A. 40A:11-5(1)(a)(ii), for the reasons set forth in the “Whereas” clauses and the Mayor’s Certification of Extraordinary Unspecifiable Services, which reasons are incorporated herein as if fully restated.
 3. The Canning Group, LLC shall be paid \$135.00 per hour for its services, anticipated to be provided two to three days per week as needed, not to exceed \$50,000.00 for the duration of the contract.
 4. A copy of this Resolution, the Mayor’ Certification of Extraordinary Unspecifiable Service, the Pay-to-Play Forms and the agreement shall be placed on file in the Office of the Township Clerk.
 5. A notice of this action shall be published in the official newspaper as required by law.
3. **Resolution 2024-70** - Resolution of the Mayor and Council of the Township of Clinton awarding a contract to Primepoint, LLC., for payroll processing services through the Competitive Contracting Process.

Councilman Glaser motioned to approve Resolution 2024-70; Councilman Kochanowski seconded.

Result: Motion passed by unanimous vote.

**RESOLUTION
2024 – 70**

**RESOLUTION OF THE MAYOR AND COUNCIL OF THE TOWNSHIP OF CLINTON A
CONTRACT TO PRIMEPOINT LLC FOR PAYROLL PROCESSING SERVICES
THROUGH THE COMPETITIVE CONTRACTING PROCESS**

WHEREAS, the Township has authorized the competitive contract procurement for payroll processing services; and

WHEREAS, the Township received and opened in a public manner competitive contract responses on January 18, 2024, at 10:00 A.M.; and

WHEREAS, the Township established a rating committee, rating the proposals upon the standards of Price and Other Factors, those factors being Technical, Managerial and Cost, in accord with N.J.A.C.5:34-4; and

WHEREAS, the Township received four (4) proposals; and

WHEREAS, the report produced by the committee, recommended Primepoint LLC, 2 Springside Rd., Westampton, New Jersey, 08060, and was made available to the public and governing body at least 48 hours prior to the meeting of the governing body in accord with N.J.S.A 40A:11-4.1 and N.J.A.C 5:34-4; and

WHEREAS, Primepoint LLC, 2 Springside Rd., Westampton, New Jersey, 08060, has provided a proposal deemed responsive and responsible under the New Jersey Local Publics Contract Law (N.J.S.A.40A:11-1 et. Seq.,) as well as most advantageous based upon Price and Other Factors (N.J.A.C. 5:34-4); and

WHEREAS, it is the recommendation that the Township enter into an agreement for services under competitive contract with Primepoint LLC, 2 Springside Rd., Westampton, New Jersey, 08060, for a period of five (5) years under the terms and tenets as set forth in the competitive contract procurement.; and

WHEREAS, subject to the approval of future budgets by the governing body of the Township of Clinton, the Chief Financial Officer certifies funding is available.

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

1. The Mayor and Acting Clerk are hereby authorized to execute a contract with Primepoint LLC, 2 Springside Rd., Westampton, New Jersey, 08060 under the precepts of competitive contract payroll processing services.
2. The Acting Clerk shall cause a certified copy of this Resolution to be sent to the Township's Administrator, Chief Financial Officer, and Qualified Purchasing Agent.
3. This resolution shall take effect immediately.

4. **Resolution 2024-71** – Resolution of the Mayor and Council of the Township of Clinton supporting the authorization of a Sustainable Jersey Grant Application.

Councilwoman Switlyk motioned to approve Resolution 2024-71; Councilman Kochanowski seconded.

Result: Motion passed by unanimous vote.

RESOLUTION

2024 – 71

RESOLUTION OF THE MAYOR AND COUNCIL OF THE TOWNSHIP OF CLINTON AUTHORIZING A SUSTAINABLE JERSEY GRANT APPLICATION

WHEREAS, a sustainable community seeks to optimize quality of life for its residents by ensuring that its environmental, economic, and social objectives are balanced and mutually supportive; and

WHEREAS, the Township of Clinton strives to save tax dollars, ensure clean land, air and water, improve working and living environments; and

WHEREAS, the Township of Clinton is participating in the Sustainable Jersey Program and wishes to create new trail maps that show distance, elevation, features, etc., for our Open Space properties; and

WHEREAS, one of the purposes of the Sustainable Jersey Program is to provide resources to municipalities to make progress on sustainability issues, and they have created a grant program called the Sustainable Jersey Small Grants Program; and

WHEREAS, the Township of Clinton has determined that the Township of Clinton should apply the Sustainable Jersey Small Grants Program in order to fund said trail maps;

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

1. The Township through its appropriate staff and officials is hereby authorized and directed to apply to the Sustainable Jersey Small Grants Program in order to fund to create new trail maps that show distance, elevation, features, etc., for our

- Open Space properties, and to undertake any and all acts as may be necessary and appropriate in connection therewith.
2. The Mayor and Acting Clerk are hereby authorized to sign any and all documents necessary to effectuate the purposes of this resolution.
 3. This resolution shall take effect immediately.

NEW BUSINESS

CORRESPONDENCE

PUBLIC COMMENT FOR ITEMS NOT ON THE AGENDA – Comments should be limited to three (3) minutes.

There were no comments from the public.

ADJOURNMENT

The Council adjourned the meeting at 7:47 pm.

Respectfully Submitted,



Lindsay Heller
Acting Township Clerk

Adopted by Mayor and Council: March 13, 2024

