

**CLINTON TOWN COUNCIL**

**October 22, 2025**

**7:00 P.M.**

**REVISED – 10-21-2025**

FLAG SALUTE

ROLL CALL

STATEMENT OF ADEQUATE NOTICE

1. APPROVAL OF MINUTES: Regular Meeting, October 8, 2025 and  
Executive Session, October 8, 2025
2. PUBLIC COMMENTS
3. MAYOR'S COMMENTS
4. APPOINTMENT TO THE BOARD OF HEALTH-Marie Kelly
5. SPECIAL EVENT – 39<sup>th</sup> Annual Clinton Christmas parade, Friday December 5, 2025
6. RESOLUTION #160-25 AUTHORIZING EXECUTION OF A SETTLEMENT AGREEMENT AND  
RELEASE
7. CORRESPONDENCE
8. REPORTS OF COUNCIL
9. STANDBY AND OVERTIME
10. PAYMENT OF BILLS
11. EXECUTIVE SESSION – IF NECESSARY
12. ADJOURNMENT

TOWN OF CLINTON  
HUNTERDON COUNTY

RESOLUTION #160-2025

AUTHORIZING EXECUTION OF A SETTLEMENT AGREEMENT AND RELEASE

**WHEREAS**, the Town operates a water company which serves customers within and without its jurisdictional limits; and

**WHEREAS**, CRC Communities at Headley Farm Estates, Inc. (“CRC”) is the owner of certain property that is known and designated as Block 46, Lots 33 and 33.01 on the Tax Maps of the Township of Clinton, more commonly known as 106 Annandale- High Bridge Road (the “Property”); and

**WHEREAS**, CRC has proposed a residential inclusionary project on the Property consisting of 400 total dwelling units (the “Project”), which is included as a mechanism in the Township of Clinton’s Fourth Round Housing Element and Fair Share Plan, adopted on June 30, 2025, to address the Township of Clinton’s Third Round affordable housing obligations; and

**WHEREAS**, the Property is within the service area of the Town of Clinton Water Department; and

**WHEREAS**, the total water demand for the Project is 113,160 gpd; and

**WHEREAS**, the Town approved the following Water Reservation Applications for Phases 1 and 2 of the Project:

| Water Reservation #       | Amount     | Date Granted      |
|---------------------------|------------|-------------------|
| L21-08                    | 19,670 gpd | January 26, 2022  |
| L23-09 (formerly L-20-04) | 26,720 gpd | December 13, 2023 |

**WHEREAS**, Water Reservation #L21-08 has expired and Water Reservation #L23-09 is set to expire on December 13, 2026; and

**WHEREAS**, CRC filed an Order to Show Cause with Verified Complaint, captioned *CRC Communities at Headley Farms Estates, Inc. v. Town of Clinton and Township of Clinton*, HNT-L-52-25, in the Superior Court of New Jersey, Law Division, Hunterdon County, seeking an order declaring the Town of Clinton (the “Town”) has an obligation and/or compelling the Town to waive the one year waiting period set forth in Town Code Section 142-11(E)(5) and renew Water Reservation #L21-08 (the “Lawsuit”); and

**WHEREAS**, by Order dated January 24, 2025, the Court entered an Order to Show Cause with Temporary Restraints, granting temporary restraints to extend Water Reservation #L21-08 to the Project pending a decision on CRC’s request for Preliminary Injunction; and

**WHEREAS**, a settlement of the Lawsuit has been reached amongst the Town, Township, and CRC; and

**WHEREAS**, such settlement also addresses additional water reservations that CRC requires for the Project in order to avoid future litigation; and

**WHEREAS**, the Town Council supports the settlement of the afore-mentioned litigation and authorizes the execution of any documents required to effectuate the settlement, including, but not limited to the Settlement Agreement in substantially the same form attached hereto.

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

1. The Mayor and Clerk are authorized and directed to execute the Settlement Agreement in substantially the same form as attached hereto.
2. This Resolution shall take effect immediately.

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Janice Kovach, Mayor

Adopted: October 22, 2025

Attest:

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Suzannah Givone, RMC, CMR  
Town Clerk