

UNION TOWNSHIP – TOWNSHIP COMMITTEE
REGULAR MEETING

JANUARY 18, 2006

MINUTES

Mayor Rossi opened the meeting at 7:00 p.m.

“Sunshine Law” Announcement: Adequate notice of this public meeting has been provided by the Annual Notice; faxed to the Hunterdon Democrat and Courier News; posted on the public bulletin board and on file in the Municipal Clerk’s Office.

Flag Salute

Roll Call - Present: Pat Dziubek, Frank Mazza, Matt Mulhall, Rob Haynes and Bruce Rossi. J. Peter Jost, Esq., Township Attorney; R. C. Bogart, P.E., Township Engineer and K. Judith Fabian, Township Clerk, were also present.

APPROVAL OF MINUTES – 1) Regular Meeting and Executive Session, 12/21/05; - Motion was made by Mr. Haynes, seconded by Mr. Mazza, to approve the Regular Meeting and Executive Session Minutes. Mrs. Dziubek noted a correction on Page 1; she did not vote on the motion to return to the regular meeting. Mr. Haynes changed his motion to approve the Minutes as amended. Vote – Ayes: Mr. Mazza, Mr. Haynes, Mr. Mulhall and Mr. Rossi. Abstain: Mrs. Dziubek. Motion carried.

2) Re-organization Meeting, 1/1/06; - motion was made by Mr. Mazza, seconded by Mrs. Dziubek, to approve the re-organization meeting minutes. Vote – Ayes: Mrs. Dziubek, Mr. Mazza, Mr. Haynes, Mr. Mulhall and Mr. Rossi. Motion carried.

3) Regular Meeting and Executive Session, 1/4/06; - motion was made by Mrs. Dziubek, seconded by Mr. Haynes, to approve the regular meeting and executive session minutes of 1/4/06. Vote – Ayes: Mrs. Dziubek, Mr. Mazza, Mr. Haynes and Mr. Mulhall. Abstain: Mr. Rossi. Motion carried.

REPORTS RECEIVED –

1. PVFC	LOSAP
2. CFO	Check Register; 1/18/06

CORRESPONDENCE – Mr. Rossi mentioned the letter from Dr. Sico, Union Township School Administrator, regarding unsafe road conditions on the new section of Main Street, Jutland (not a Township Rd.).

Patricia Lingelbach’s request to be put on the Historic Preservation Committee. Mrs. Dziubek made a motion to recommend to the Mayor Mrs. Lingelbach be appointed to the Historic Preservation Committee, seconded by Mr. Haynes. Vote – Ayes: Mrs. Dziubek, Mr. Mazza, Mr. Haynes, Mr. Mulhall and Mr. Rossi. Motion carried.

Mr. Mazza mentioned the following: - letter from Carl S. Bisgaier, Esq., representing Toll Bros., Lookout Pointe water supply; to be discussed in Executive Session; - Pattenburg Service Station; potable water analysis; - NJSP Trooper 1, Michael Panella, will be on the February 1st Agenda.

Mr. Mulhall mentioned the letter from the Division of Contract Compliance; he commended Mrs. Fabian for having no recommendations as a result of the 2003-2005 Contract Audit.

OLD BUSINESS – 1. Authorization for the Mayor and Clerk to sign the 2006 Agreement w/Franklin Township Fire District #1; motion was made by Mr. Mazza, seconded by Mr. Haynes, to authorize the Mayor and Clerk to sign said Agreement subject to Attorney review. Vote – Ayes: Mrs. Dziubek, Mr. Mazza, Mr. Haynes, Mr. Mulhall and Mr. Rossi. Motion carried.

NEW BUSINESS – 1. The following resolution was introduced for adoption:

RESOLUTION #2006-21
2006 EMERGENCY TEMPORARY APPROPRIATION(S)

WHEREAS, N.J.S. 40A:4-19 provides that where any contract, commitment or payment(s) are to be made prior to the final adoption of the 2006 budget, temporary emergency appropriation(s) can be made for the purpose and amounts required in the manner and time therein provided;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Union that the following appropriation(s) be made and that a certified copy of this Resolution be transmitted to the Chief Financial Officer for his/her records:

EMERGENCY TEMPORARY APPROPRIATION

FY 2006 State Road Aid Allotments – Perryville Rd. \$95,000.00

Motion was made by Mr. Mulhall, seconded by Mrs. Dziubek, to adopt the above resolution. Vote – Ayes: Mrs. Dziubek, Mr. Mazza, Mr. Haynes, Mr. Mulhall and Mr. Rossi. Motion carried.

2. The following resolution was introduced for adoption:

**RESOLUTION #2006-22
NATIONAL INCIDENT MANAGEMENT SYSTEM (NIMS)**

WHEREAS, in Homeland Security Presidential Directive (HSPD) 5, the President directed the Secretary of the Department of Homeland Security to develop and administer a National Incident Management System (NIMS), which would provide a consistent nationwide approach for Federal, State and Local governments to work together more effectively and efficiently to prevent, prepare for, respond to and recover from domestic incidents, regardless of cause, size or complexity; and

WHEREAS, the 9-11 Commission recommended adoption of a standardized incident Command System; and

WHEREAS, it is necessary that all Federal, State and Local emergency management agencies and other public safety agencies coordinate their efforts to effectively and efficiently provide the highest levels of incident management; and

WHEREAS, to facilitate the most efficient and effective incident management it is critical that Federal, State and Local organizations utilize standard terminology, standardized organizational structures, uniform personnel qualification standards, uniform standards for planning, training and exercising, comprehensive resource management and designated incident facilities during emergencies or disasters; and

WHEREAS, the NIMS standardized procedures for managing personnel, communications, facilities and resources will improve the ability to utilize State and Federal funding to enhance County and Local agency readiness, maintain first responder safety and streamline incident management processes; and

WHEREAS, the Incident Command System components of NIMS are already an integral part of various incident management activities throughout the State, County and Local Municipalities, including all public safety and emergency response organizations training programs; and

WHEREAS, over fifty Federal grant programs mandate that NIMS be adopted as a prerequisite for obtaining these grants;

NOW, THEREFORE, BE IT RESOLVED, that the Union Township Committee, County of Hunterdon, hereby mandates that the National Incident Management System (NIMS) be utilized for all incident management in the Township of Union, County of Hunterdon; and

BE IT FURTHER RESOLVED, that all Municipalities within the County of Hunterdon be sent a copy of this resolution; and

BE IT FURTHER RESOLVED, that this resolution shall take effect immediately.

Motion was made by Mr. Haynes, seconded by Mrs. Dziubek, to adopt the above resolution. Vote – Ayes: Mrs. Dziubek, Mr. Mazza, Mr. Haynes, Mr. Mulhall and Mr. Rossi. Motion carried.

3. The following resolution was introduced for adoption:

**RESOLUTION #2006-23
ACCEPT & AWARDED CONTRACT; IMPROVEMENTS TO PERRYVILLE RD.**

WHEREAS, the Township Committee of the Township of Union accepted bids for improvements to Perryville Road on January 17, 2006; and

WHEREAS, the Township Engineer has recommended the contract for the Perryville Road improvements be awarded to low bidder Mannon Excavating & Paving Co., 356 State Hwy. 31, Flemington, NJ 08822, 908-782-4770;

THEREFORE, BE IT FURTHER RESOLVED, that the Township of Union Committee hereby accepts the bid for the Perryville Road improvements from Mannon Excavating & Paving Co. whose bid amounted to \$339,701.50:

AWARD OF CONTRACT

BE IT RESOLVED, that the contract for the Perryville Road improvements, be and is hereby awarded to Mannon Excavating & Paving co. in the amount of \$339,701.50 subject to the following:

1. That the presiding officer of the Union Township Committee is hereby directed to sign for and on its behalf the contract in the prescribed Form for said construction;
2. That the Clerk of Union Township be and is hereby directed to seal said Contract with the corporate seal of Union Township and to attest to same.
3. That on receipt of a bond for not less than the amount of said contract executed in the prescribed form and heretofore approved by the Township Attorney, the presiding officer and finance committee thereof be and are hereby in their discretion, empowered to approve said bond.
4. This contract is awarded pending review of the Township Attorney.

Motion was made by Mr. Mulhall, seconded by Mr. Haynes, to adopt the above resolution. Vote – Ayes: Mrs. Dziubek, Mr. Mazza, Mr. Haynes, Mr. Mulhall and Mr. Rossi. Motion carried.

4. The following resolution was introduced for adoption:

**RESOLUTION #2006-24
AUTHORIZING THE AWARD OF A
2006 PROFESSIONAL SERVICES RESOLUTION/AUDITOR: ARDITO & CO., LLP**

WHEREAS, there exists a need for a municipal Auditor as a non-fair and open contract pursuant to provisions of N.J.S.A.19:44A-20.5; and

WHEREAS, the Chief Financial Officer has determined and certified in writing that the value of the acquisition will exceed \$17,500; and

WHEREAS, the anticipated term of this contract is one year; and

WHEREAS, ARDITO & Co., LLP has submitted a proposal dated December 7, 2005, indication they will provide the auditor services for the anticipated fee of \$27,550.00; and

WHEREAS, ARDITO & CO., LLP has completed and submitted a Business Entity Disclosure Certification which certified that ARDITO & CO., LLP has not made any reportable contributions to a political or candidate committee in the Township of Union in the previous one year, and that the contract will prohibit ARDITO & CO., LLP from making any reportable contributions through the term of the contract; and

WHEREAS, the required certificate for the availability of funds has been filed by the Chief Financial Officer providing that legally appropriated balances are available to cover the amount of the contract as required by N.J.A.C.5:30-14.5 and that fees for the aforementioned auditing and non-auditing services shall be made available by appropriate inclusion in either an annual municipal budget which includes current, revenue sharing and utility provisions, by budget amendments for Federal program spending or by inclusion in an appropriate bond ordinance.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Union, authorizes the Mayor and Clerk of the Township of Union to enter into a contract with ARDITO AND CO., LLP as described herein as auditors on and in behalf of the Township of Union for the year **2006**; and

BE IT FURTHER RESOLVED that a notice of this action shall be printed once in the official Township newspaper and a copy of this Resolution shall be forwarded to ARDITO & CO. LLP, the Township Clerk and the Township Financial Officer.

Motion was made by Mr. Mazza, seconded by Mr. Haynes, to adopt the above resolution. Vote – Ayes: Mrs. Dziubek, Mr. Mazza, Mr. Haynes, Mr. Mulhall and Mr. Rossi. Motion carried.

5. The following resolution was introduced for adoption:

**RESOLUTION #2006-25
DEDICATION by RIDER: Rental Income Fund**

WHEREAS, the Department of Community Affairs, State of New Jersey, has promulgated regulations pursuant to the statutes (NJSA 40A:4-39) regarding administration and disposition of funds collected by the Township Treasurer as regards to rental income properties; and

WHEREAS, such fees are to be maintained and accounted for in a dedicated fund;

NOW, THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Union, County of Hunterdon, State of New Jersey, that such monies received by the municipality for rental income be placed in a specific trust fund, rental income fund, for the payment of maintenance and repairs of facilities situated on Township-owned property acquired through the New Jersey Green Acres Program and such trust fund shall be considered a "Dedication by Rider" to the budget of the local unit per N.J.S.A. 40A:4-39 for the sole purpose stated above.

Motion was made by Mrs. Dziubek, seconded by Mr. Haynes, to adopt the above resolution. Vote – Ayes: Mrs. Dziubek, Mr. Mazza, Mr. Haynes, Mr. Mulhall and Mr. Rossi. Motion carried.

6. The following resolution was introduced for adoption:

**RESOLUTION #2006-26
2006 TONNAGE GRANT APPLICATION**

WHEREAS, The Mandatory Source Separation and Recycling Act, P.L. 1987, c.102, has established a recycling fund from which tonnage grant may be made to municipalities in order to encourage local source separation and recycling programs; and

WHEREAS, It is the intent and the spirit of the Mandatory Source Separation and Recycling Act to use the tonnage grants to develop new municipal recycling programs and to continue and to expand existing programs; and

WHEREAS, The New Jersey Department of Environmental Protection has promulgated recycling regulations to implement the Mandatory Source Separation and Recycling Act; and

WHEREAS, The recycling regulations impose on municipalities certain requirements as a condition for applying for tonnage grants, including but not limited to, making and keeping accurate, verifiable records of materials collected and claimed by the municipality; and

WHEREAS, A resolution authorizing this municipality to apply for such tonnage grants will memorialize the commitment of this municipality to recycling and to indicate the assent of the Township Committee of the Township of Union, Hunterdon County to the efforts undertaken by the municipality and the requirements contained in the Recycling Act and recycling regulations; and

WHEREAS, Such a resolution should designate the individual authorized to ensure the application is properly completed and timely filed.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Union, Hunterdon County, hereby endorses the submission of the recycling tonnage grant application to the New Jersey Department of Environmental Protection and designates William Garrison to ensure that the application is properly filed; and

BE IT FURTHER RESOLVED that the monies received from the recycling tonnage grant be deposited in a dedicated recycling trust fund to be used solely for the purposes of recycling.

Motion was made by Mr. Mulhall, seconded by Mr. Haynes, to adopt the above resolution. Vote – Ayes: Mrs. Dziubek, Mr. Mazza, Mr. Haynes, Mr. Mulhall and Mr. Rossi. Motion carried.

7. The following resolution was introduced for adoption:

**RESOLUTION #2006-27
2005 TAX OVERPAYMENT APPLIED TO 2006 TAXES**

WHEREAS, there exists an overpayment of taxes for the attached List of Properties;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Union, County of Hunterdon, State of New Jersey, that the 2005 tax overpayment be applied to the 2006 taxes of persons named on the attached List.

Motion was made by Mr. Haynes, seconded by Mr. Mazza, to adopt the above resolution. Vote – Ayes: Mrs. Dziubek, Mr. Mazza, Mr. Haynes, Mr. Mulhall and Mr. Rossi. Motion carried.

8. The following resolution was introduced for adoption:

RESOLUTION #2006-28
STATEMENT OF CONSENT; TREATMENT WORKS APPROVAL
PERMIT APPLICATION
Country Arch Care Center; Block 25, Lot 18.08
 Authorization Statements of Consent; WQM-003 Form

WHEREAS, the Township Committee of the Township of Union, Hunterdon County, has been requested by Applied Water Management, Inc. on behalf of Country Arch Care Center for an endorsement of Section A-1; Consent NJDEP TWA-1 (Treatment Works Approval) by Governing Body; and

WHEREAS, the Township Engineer and Township Attorney have no objection to the Mayor signing the A-1, Consent by Governing Body;

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Union, Hunterdon County hereby authorizes the Mayor to sign said form.

After a brief discussion, motion was made by Mr. Haynes, seconded by Mr. Mulhall, to adopt the above resolution. Vote – Ayes; Mr. Haynes, Mr. Mulhall and Mr. Rossi. Naye: Mrs. Dziubek. Abstain: Mr. Mazza. Motion carried.

9. The following resolution was introduced for adoption:

RESOLUTION #2006-29
REFUND; CLOSURE OF ESCROW ACCOUNT

WHEREAS, an escrow account was established for a minor subdivision; bulk variance; lot line adjustment Application; Block 19, Lot 6; Estate of Carol Sujet; and

WHEREAS, said application was finalized approximately 2 (two) years; and

WHEREAS, a request has been made for the closure of said escrow account in the amount of \$581.25;

THEREFORE, BE IT RESOLVED by the Union Township Committee to authorize the Finance Officer to close the escrow account and refund the balance.

Motion was made by Mr. Mazza, seconded by Mrs. Dziubek, to adopt the above resolution. Vote – Ayes: Mrs. Dziubek, Mr. Mazza, Mr. Haynes and Mr. Rossi. Abstain: Mr. Mulhall. Motion carried.

10. The following resolution was introduced for adoption:

RESOLUTION #2006-30
RELEASE OF DRIVEWAY BOND
AARON AND MICHELLE YOUNG; BLOCK 28, LOT 32.12

WHEREAS, Aaron and Michelle Young posted a \$3,000.00 driveway bond for 192 Main Street - Jutland, Hampton, NJ 08827; and

WHEREAS, the Township Engineer has inspected the above-referenced lot and finds the driveway to be acceptable; and

WHEREAS, the Township Engineer has no objection to the release of said bond;

THEREFORE BE IT RESOLVED by the Union Township Committee to authorize the Chief Financial Officer to release of the \$3,000.00 driveway bond to Aaron and Michelle Young.

Motion was made by Mrs. Dziubek, seconded by Mr. Haynes, to adopt the above resolution. Vote – Ayes: Mrs. Dziubek, Mr. Mazza, Mr. Haynes, Mr. Mulhall and Mr. Rossi. Motion carried.

ATTORNEY’S REPORT – Mr. Jost mentioned he has matter(s) for Executive Session; - Mr. Jost referred to the Memorandum of Agreement with New Jersey Water Supply pertaining to property owned by American Capital Enterprises, Block 9, Lot 2.02; there is a minor correction to the Agreement; motion was made by Mr. Mazza, seconded by Mr. Haynes, to authorize the Mayor and Clerk to sign the amended Agreement. Vote – Ayes: Mrs. Dziubek, Mr. Mazza, Mr. Haynes, Mr. Mulhall and Mr. Rossi. Motion carried.

ENGINEER’S REPORT – Mr. Bogart mentioned he did write a letter to David Mills, Zoning Officer regarding Red Hills Quarry. Mr. Mills, present, provided additional information.

MAYOR'S REPORT – Mr. Rossi mentioned the following: - Memo from the CFO pertaining to the \$5,714,000 BANs; winner was Commerce Capital-net interest rate 3.4187%; - number of signatures on Vouchers; after a brief discussion, it was agreed three (3) Committeepersons will sign Vouchers;

-Sustainable Communities Grant; Mr. Rossi requested Mr. Mulhall formulate the grant application. Mr. Mulhall agreed and advised he would utilize the services of Township professionals; - Personnel Policy issue; inter-personnel use of sick/vacation time; after a brief discussion, motion was made by Mr. Mazza to adhere to the current Personnel Manual; after discussion, Mrs. Dziubek seconded the motion. Vote – Ayes: Mrs. Dziubek and Mr. Mazza. Naye: Mr. Mulhall and Mr. Rossi. Abstain: Mr. Haynes. Motion defeated. After further discussion, motion was made by Mr. Haynes, seconded by Mrs. Dziubek, that the inter-personnel use of sick/vacation time that occurred recently be allowed to stand; no other such practice be allowed until such time as there may be an Amendment to the Personnel Manual. Vote – Ayes: Mrs. Dziubek, Mr. Mazza, Mr. Haynes and Mr. Rossi. Naye: Mr. Mulhall. Motion carried.

COMMITTEE REPORT – Mr. Rossi mentioned the following: 1) 2006 Township Committee assignments. Mr. Haynes has submitted a letter requesting he not be responsible for the various duties associated with the Township parks. Mr. Rossi called for volunteers – there were none. Mr. Rossi appointed Mrs. Dziubek in charge of personnel.

2) 2006 Municipal Budget Sessions: February 2, 6, 13, 16, 2006 at 7:00 p.m. The budget process was briefly discussed.

3) Update Municipal Court: Mr. Mazza mentioned he would meet with Franklin Township. Mr. Rossi cautioned not to overlook any possibilities.

4) Update Hoffman House: Mr. Mazza mentioned repairs have been done to the roof at a cost of \$1,500; - Douglass house; main roof fine; flashing and drain pipe work done at a cost of \$850; lower roof needs to be replaced at an estimated cost of \$1,400. - Historical Society building; certain roof repairs needed; estimated cost \$1,100.

Motion was made by Mr. Mulhall, seconded by Mr. Haynes, to authorize \$1,400.00 to repair the Douglass house lower roof providing all necessary paper work is submitted. Vote – Ayes: Mrs. Dziubek, Mr. Mazza, Mr. Haynes, Mr. Mulhall and Mr. Rossi. Motion carried.

Mr. Haynes mentioned the following: -requested Mr. Bogart submit as accurate as possible estimate for of engineering costs for the Perryville Rd. improvement project; - he and Mr. Hintz visited the Hoffman house to inspect vegetation; Mr. Hintz determined there was nothing worth saving; therefore, all brush was removed; - a new gas stove for Apt. 26B will be installed on Friday.

Mr. Mazza mentioned the window for the Court office; cost \$3,950 + installation. Motion was made by Mr. Mazza to install the window, cost \$3,950 (Glass Castle Inc.). Mr. Haynes had 2 issues: a) \$3,950 is not the total cost and b) more than one (1) quote is needed unless it is under State Contract. Mr. Mazza withdrew his motion.

Mr. Mazza referred to old wells on the Sanctuary property. Mr. Mulhall mentioned in August, 2002, well abandonment reports were sent to the Planning Board by Bucks County Well. Mr. Mazza and Mr. Mulhall will be in contact with Mr. Jost to follow up.

COMMENTS FROM THE PUBLIC – Andy Riehl/Patrick Dziubek.

CLERK'S REPORT – Ducks Unlimited; Raffle License #2006-1; On-premise Merchandise and Raffle License #2006-2 On-Premise 50/50; - motion was made by Mrs. Dziubek, seconded by Mr. Haynes, to approve said raffle licenses. Vote – Ayes: Mrs. Dziubek, Mr. Mazza, Mr. Haynes, Mr. Mulhall and Mr. Rossi. Motion carried.

PAYMENT OF THE BILLS – Mr. Haynes moved that all claims against the Township of Union as appearing in the Claims Register of this date be paid and that all checks listed hereinafter be issued in payment thereof; seconded by Mr. Mulhall. Vote – Ayes: Mrs. Dziubek, Mr. Mazza, Mr. Haynes, Mr. Mulhall and Mr. Rossi. Motion carried.

RESOLUTION EXECUTIVE SESSION

WHEREAS, N.J.S.A. 10:4-12 allows for a public body to go into closed session during a public meeting; and

WHEREAS, the Union Township Committee has deemed it necessary to go into closed session to discuss certain matters which are exempted from the public;

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Union will go into closed session for the following reason(s) as outlined in N.J.S.A. 10:4-12: Potential Litigation/Litigation/Contract Negotiations.

Motion was made by Mr. Mulhall, seconded by Haynes, to adopt the above resolution. Vote – Mrs. Dziubek, Mr. Mazza, Mr. Haynes, Mr. Mulhall and Mr. Rossi. Motion carried.

NOTE: Mr. Mazza left the meeting room during the Executive Session.

Motion was made by Mr. Haynes, seconded by Mr. Mulhall, to return to the regular meeting. Vote – Mrs. Dziubek, Mr. Haynes, Mr. Mulhall and Mr. Rossi. Motion carried.

The following resolution was introduced for adoption:

RESOLUTION #2006-31
PERRYVILLE ESTATES, LLC (Caccavelli); Block 21.02, Lot 32

WHEREAS, Perryville Estates, L.L.C. (“developer”) has been in arrears in both the review escrow and inspection escrow accounts; and

WHEREAS, requests have been made by the Chief Financial Officer with minimal response;

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Union, that the Township Attorney is hereby authorized to send a letter to Attorney Ronald D. Cucchiaro notifying him that after seven (7) days, from the date of said letter, that if the escrow accounts are not paid in full, as requested by the Chief Financial Officer and according to the Agreement between Mr. Caccavelli and the Township Committee, dated December, 2005, that the Township Committee will request the Building Official to issue a Stop Work order on the Perryville Estates project.

Motion was made by Mr. Mulhall, seconded by Mr. Haynes, to adopt the above resolution. Vote – Ayes: Mrs. Dziubek, Mr. Haynes, Mr. Mulhall and Mr. Rossi. Motion carried.

Mr. Mazza re-joined the meeting.

Lookout Pointe – Motion was made by Mr. Mulhall, seconded by Mr. Haynes, to approve the letter/Agreement, dated January 13, 2006, from Attorney Carl Bisgaier, with Toll Brothers, regarding the former Albert property, Lookout Pointe development, subject to the modification that a Building Permit shall be issued for not more than 10 houses and, consistent with the Planning Board’s recommendations in this matter; and that the Building Permits will be subject to all other applicable laws and regulations including the Uniform Construction Code and that, in the event there is a question of occupancy of any of the units, without public water, on the basis of private wells, then not only would there have to be aquifer testing but there would have to be sufficient temporary water storage for fire fighting purposes and also if the public water is found to not be available, in the foreseeable future, then arrangements would have to be made for fire fighting storage capacity. Vote – Ayes: Mrs. Dziubek, Mr. Mazza, Mr. Haynes, Mr. Mulhall and Mr. Rossi. Motion carried.

Milligan Farm – Motion was made by Mr. Mulhall, seconded by Mr. Haynes, to authorize the Township Attorney to submit a letter to Green Acres indicating that the Township Committee has reviewed the Memorandum of Michael McCann, Supervising Environmental Specialist, dated January 17, 2006, and that at some point, Mr. Jost be authorized to write a letter explaining how the Township intends to proceed with regard to those recommendations. Vote – Ayes: Mrs. Dziubek, Mr. Mazza, Mr. Haynes, Mr. Mulhall and Mr. Rossi. Motion carried.

Motion was made by Mr. Mulhall, seconded by Mr. Haynes, to authorize Mr. Jost to proceed to closing (purchase of Milligan Farm) prior to the expiration of the Contract date, as specified in the Contract, subject to such adjustments as are negotiated between the parties regarding some relatively minor items. Vote – Ayes: Mrs. Dziubek, Mr. Mazza, Mr. Haynes, Mr. Mulhall and Mr. Rossi. Motion carried.

ADJOURNMENT – There being no further business to come before the Township Committee at this time, a motion was made by Mr. Mulhall, seconded by Mr. Haynes, to adjourn. Vote – Ayes: Mrs. Dziubek, Mr. Mazza, Mr. Haynes, Mr. Mulhall and Mr. Rossi. Motion carried.

Meeting adjourned at 10:25 p.m.

Respectfully submitted,

K. Judith Fabian, RMC
Township Clerk