

UNION TOWNSHIP – TOWNSHIP COMMITTEE
REGULAR MEETING

MARCH 15, 2006

MINUTES

Mayor Rossi opened the meeting at 7:05 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: Patricia 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.

Mr. Rossi acknowledged Alex Latournous, present at the meeting to obtain a merit badge in good citizenship and his Father, Chuck.

TAKEN OUT OF AGENDA ORDER

OLD BUSINESS – 1. Ord. #2006-2; Refunding Bond Ordinance; 2nd Reading; Public Hearing; - Lillian Plata, Esq., Wilentz, Goldman & Spitzer, Township Bond Counsel, explained current market conditions as they relate to this ordinance and resolution.

After a brief discussion, Mr. Rossi read the ordinance by title, as follows, and introduced same for 2nd reading:

ORDINANCE #2006-2

REFUNDING BOND ORDINANCE OF THE TOWNSHIP OF UNION, IN THE COUNTY OF HUNTERDON, STATE OF NEW JERSEY AUTHORIZING THE ISSUANCE BY THE TOWNSHIP OF NOT TO EXCEED \$6,000,000 AGGREGATE PRINCIPAL AMOUNT OF GENERAL OBLIGATION REFUNDING BONDS FOR THE PURPOSE OF REFUNDING CERTAIN 2001 GENERAL OBLIGATION BONDS HERETOFORE ISSUED BY THE TOWNSHIP AND APPROPRIATING THE PROCEEDS OF SUCH REFUNDING BONDS TO SUCH PURPOSE.

Motion was made by Mr. Haynes, seconded by Mr. Mazza, to open the Public Hearing. Vote – Ayes: Mrs. Dziubek, Mr. Mazza, Mr. Haynes, Mr. Mulhall and Mr. Rossi. Motion carried.

Comments/questions: Mr. Rossi gave a brief synopsis of this ordinance.

There being no questions/comments, motion was made by Mr. Haynes, seconded by Mr. Mazza, to close the Public Hearing. Vote – Mrs. Dziubek, Mr. Mazza, Mr. Haynes, Mr. Mulhall and Mr. Rossi. Motion carried.

Motion was made by Mrs. Dziubek, seconded by Mr. Mazza, to adopt ordinance #2006-2 on 2nd reading. Vote – Ayes: Mrs. Dziubek, Mr. Mazza, Mr. Haynes, Mr. Mulhall and Mr. Rossi. Motion carried.

The following resolution was introduced for adoption:

RESOLUTION #2006-44

RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF UNION, IN THE COUNTY OF HUNTERDON, STATE OF NEW JERSEY (THE “TOWNSHIP”) PROVIDING FOR THE ISSUANCE AND SALE OF NOT TO EXCEED \$6,000,000 AGGREGATE PRINCIPAL AMOUNT OF GENERAL OBLIGATION REFUNDING BONDS, SERIES 2006, AUTHORIZED BY A REFUNDING BOND ORDINANCE HERETOFORE FINALLY ADOPTED BY THE TOWNSHIP TO REFUND CERTAIN BONDS OF THE TOWNSHIP, TO PROVIDE FOR THE FORM, MATURITY DATE AND SALE AS WELL AS OTHER DETAILS AND MATTERS OF SAID REFUNDING BONDS

WHEREAS, pursuant to the Local Bond Law, N.J.S.A. § 40A:2-1 *et seq.*, as amended and supplemented (the “Local Bond Law”), the Township of Union, in the County of Hunterdon, State of New Jersey (the “Township”) issued its \$6,500,000 aggregate principal amount of General Obligation Bonds, Series 2001, dated December 1, 2001, \$5,800,000 of which are currently outstanding and \$5,610,000 of which maturing on or after November 15, 2007, are subject to redemption, at the option of the Township, in whole or in part on any day on or after May 15, 2007 (the “Callable Bonds”); and

WHEREAS, the Township Committee has determined that refunding bonds can be issued to refund, in whole or in part, such Callable Bonds which, under current market conditions, can generate a net present value debt service savings to the Township equal to or greater than three percent (3%), which savings is the minimum amount required to obtain approval for such refunding from the Local Finance Board, Division of Local Government Services, New Jersey Department of Community Affairs (the "Local Finance Board"); and

WHEREAS, the Township has determined that it is in the best interests of the Township to advance refund the Callable Bonds; and

WHEREAS, the Township has determined to provide for the advance refunding of the Callable Bonds through the issuance by the Township of its refunding bonds in an aggregate principal amount not to exceed \$6,000,000, as provided in a refunding bond ordinance entitled: "REFUNDING BOND ORDINANCE OF THE TOWNSHIP OF UNION, IN THE COUNTY OF HUNTERDON, STATE OF NEW JERSEY AUTHORIZING THE ISSUANCE BY THE TOWNSHIP OF NOT TO EXCEED \$6,000,000 AGGREGATE PRINCIPAL AMOUNT OF GENERAL OBLIGATION REFUNDING BONDS FOR THE PURPOSE OF REFUNDING CERTAIN 2001 GENERAL OBLIGATION BONDS HERETOFORE ISSUED BY THE TOWNSHIP, AND APPROPRIATING THE PROCEEDS OF SUCH REFUNDING BONDS TO SUCH PURPOSE", finally adopted by the Township Committee of the Township on March 15, 2006 (the "Ordinance"); and

WHEREAS, it is desirable and necessary to issue the Township's General Obligation Refunding Bonds, Series 2006, pursuant to the Ordinance, in the aggregate principal amount not to exceed \$6,000,000 and it is deemed advisable and in the best interests of the Township to provide for the form, maturity dates and sale as well as other details and matters in connection with such refunding bonds.

NOW, THEREFORE, BE IT RESOLVED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF UNION, IN THE COUNTY OF HUNTERDON, STATE OF NEW JERSEY AS FOLLOWS:

Section 1. Authority for Resolution. Pursuant to the provisions of the Local Bond Law, the Township Committee of the Township has heretofore adopted the Ordinance, which authorized the issuance of negotiable refunding bonds in the aggregate principal amount not to exceed \$6,000,000, and the Township Committee of the Township hereby determines to issue, pursuant to such Ordinance, refunding bonds of the Township in the original aggregate principal amount not to exceed \$6,000,000 consisting of one series as described below in Section 2.

Section 2. Authorization of Refunding Bonds. In accordance with the Act, and for the purpose of providing funds to (i) advance refund the principal amount of Callable Bonds, including the payment of the redemption premium thereon and the interest accrued and to accrue thereon to the date fixed for redemption, and (ii) pay the allocable portion of the costs of issuance relating to the refunding bonds, including printing, advertising, underwriting, accounting, financial, legal services, bond insurance and rating agency fees, all as more fully set forth in the Ordinance, there shall be issued refunding bonds of the Township in the aggregate principal amount not to exceed \$6,000,000 and same shall be designated "General Obligation Refunding Bonds, Series 2006," (the "Refunding Bonds") consisting of one series.

Section 3. Details of the Refunding Bonds. The Refunding Bonds shall be payable with respect to principal and interest in any coin or currency of the United States of America which, at the respective dates of payment thereof, is legal tender for the payment of public and private debts, shall be issued in fully registered book-entry only form without coupons payable to a Securities Depository (as hereinafter defined) or registered assigns, in the denomination of \$5,000 or any integral multiple thereof (except that any amount maturing in one year in excess of the largest principal amount thereof equaling a multiple of \$5,000 or any integral multiple thereof, shall be in denominations of \$1,000 or any integral multiple thereof), and shall be issued substantially in the form as provided in this Resolution, with such omissions, insertions and variations as are properly required. The Refunding Bonds shall be dated, and shall bear interest from their date of issuance, as shall be determined by the Chief Financial Officer in consultation with Wilentz, Goldman & Spitzer, P.A., Bond Counsel (the "Bond Counsel") and Capital Financial Advisors, Inc., the Financial Advisor to the Township (the "Financial Advisor"), and such date shall be the Issue Date with respect to the Refunding Bonds. The Refunding Bonds shall be numbered consecutively from "R-1" upwards.

The Refunding Bonds shall mature in each of the years and shall bear interest at the respective rates of interest per annum from their dated dates until such Refunding Bonds shall be paid or discharged as shall be set forth in the Bond Purchase Agreement to be dated the date of the sale and award of the Refunding Bonds by and between the Township and Ryan Beck & Co., as underwriter named therein (the "Bond Purchase Agreement").

Interest on the Refunding Bonds shall be payable as shall be determined by the Chief Financial Officer in consultation with Bond Counsel and the Financial Advisor and as shall be set forth in the Bond Purchase Agreement (each an "Interest Payment Date") in each year until maturity, by wire transfer of the Township or a duly appointed Paying Agent (the "Paying Agent") to the registered owners thereof whose names appear on the registration books of the Township maintained by the Township or a duly appointed Paying Agent fifteen (15) days preceding each Interest Payment Date (the "Record Date"), at their addresses as shown therein.

Section 4. Redemption. The Refunding Bonds may be subject to redemption prior to their stated maturities as set forth therein as determined by the Chief Financial Officer and the Township in consultation with Bond Counsel and the Financial Advisor.

Section 5. Payment of Refunding Bonds. The principal of the Refunding Bonds, when due, shall be payable upon presentation and surrender thereof at the Township’s Municipal Building, 140 Perryville Road, Hampton, New Jersey or the principal corporate trust office of any duly appointed Paying Agent.

Section 6. Execution of Refunding Bonds. Each of the Refunding Bonds shall be executed in the name of the Township by the manual or facsimile signatures of the Mayor and the Chief Financial Officer of the Township and the seal of the Township shall be affixed, imprinted or reproduced thereon and attested to by the manual signature of the Clerk of the Township. If any officer whose signature appears on the Refunding Bonds ceases to hold office before the delivery of the Refunding Bonds, his or her signature shall nevertheless be valid and sufficient for all purposes. In addition, any Refunding Bond may bear the signature of, or may be signed by, such persons as at the actual time of the signing of such Refunding Bond shall be the proper officers to sign such Refunding Bond although at the date of issue of such Refunding Bond such persons may not have been officers.

Section 7. Registration of Refunding Bonds. The Township or any Paying Agent shall also maintain and keep books for the registration and transfer of the Refunding Bonds. The Paying Agent shall also act as agent for the Township for the transfer of any of the Refunding Bonds.

Section 8. Forms of Refunding Bonds. Subject to the provisions of this Resolution, the Refunding Bonds shall be in substantially the following forms, with such omissions, insertions, endorsements and variations as may be required by the circumstances and be required or permitted by this Resolution or the Ordinance or as may be consistent with this Resolution and the Ordinance and necessary or appropriate to conform to the rules and requirements of any governmental authority or any usage or requirement of law with respect thereto:

**UNITED STATES OF AMERICA; STATE OF NEW JERSEY
TOWNSHIP OF UNION; COUNTY OF HUNTERDON**

**GENERAL OBLIGATION REFUNDING BOND
SERIES 2006**

NUMBER R-

<u>DATE OF ORIGINAL ISSUE</u>	<u>MATURITY DATE</u>	<u>RATE OF INTEREST PER ANNUM</u>	<u>CUSIP NUMBER</u>
_____, 2006	_____,	% _____	_____

REGISTERED OWNER: Cede & Co.

PRINCIPAL SUM: \$_____ Dollars

The TOWNSHIP OF UNION in the County of Hunterdon, a municipal corporation of the State of New Jersey (the “Township”), hereby acknowledges itself indebted and for value received promises to pay to CEDE & CO., as nominee of The Depository Trust Company, New York, New York (“DTC”), which will act as securities depository (the “Securities Depository”), on the Maturity Date specified above, the Principal Sum specified above, and to pay interest on such sum from the Date of Original Issue of this Bond until it matures or prior redemption at the Rate of Interest Per Annum specified above on _____, 200__ and semiannually thereafter on the ____ day of _____ and _____ (each an “Interest Payment Date”) in each year until maturity. Principal of and interest on this Bond will be paid to the Securities Depository by the Township or a duly designated paying agent (the “Paying Agent”) and will be credited to the participants of DTC as listed on the records of DTC as of the _____ day of _____ and _____ preceding each Interest Payment Date (the “Record Dates” for such payments).

This Bond is not transferable as to principal or interest except to an authorized nominee of DTC. DTC shall be responsible for maintaining the book entry system for recording the interests of its Participants and/or the transfers of the interests among its Participants. The Participants are responsible for maintaining records regarding the beneficial ownership interests in the bonds on behalf of individual purchasers.

The Bonds of this issue maturing prior to _____, ___ are not subject to redemption prior to their stated maturities. The Bonds of this issue maturing on or after _____, ___ are subject to redemption at the option of the Township, in whole or in part, on any date, on or after _____, ___ upon notice as required herein, at a redemption price equal to one hundred percent (100%) of the principal amount being redeemed (the “Redemption Price”), plus accrued interest to the date fixed for redemption.

Notice of Redemption (“Notice of Redemption”) shall be given by the Township by first class mail, at least thirty (30) but not more than sixty (60) days prior to the date fixed for redemption, in a sealed envelope with postage prepaid, to the owners of the Bonds to be redeemed at their respective addresses as they last appear on the registration books kept for that purpose by the Township as bond registrar or a duly appointed bond registrar (the “Bond Registrar”). If the Township determines to redeem a portion of the Bonds prior to maturity, such Bonds shall be selected by the Township in its sole discretion. Any Bonds of this issue to be redeemed having the same maturity shall be selected by the Securities Depository in accordance with its regulations. So long as DTC (or any successor thereto) acts as Securities Depository for the Bonds, Notice of Redemption shall be sent to such depository and shall not be sent to the beneficial owners of the Bonds. Any failure of such depository to advise any of its Participants or any failure of any Participant to notify any beneficial owner of any Notice of Redemption shall not affect the validity of the redemption proceedings.

If Notice of Redemption has been given as provided herein, the Bonds of this issue or the portion thereof called for redemption shall be due and payable on the date fixed for redemption at the Redemption Price, together with accrued interest to the date fixed for redemption. Interest shall cease to accrue on the Bonds of this issue after the date fixed for redemption.

This Bond is one of an authorized issue of Bonds issued pursuant to the provisions of the Local Bond Law of the State of New Jersey (N.J.S.A. 40A:2-1 et seq.), a refunding bond ordinance finally adopted by the Township Committee on March 15, 2006 and approved and published as required by law, entitled: “REFUNDING BOND ORDINANCE OF THE TOWNSHIP OF UNION, IN THE COUNTY OF HUNTERDON, STATE OF NEW JERSEY AUTHORIZING THE ISSUANCE BY THE TOWNSHIP OF NOT TO EXCEED \$6,000,000 AGGREGATE PRINCIPAL AMOUNT OF GENERAL OBLIGATION REFUNDING BONDS FOR THE PURPOSE OF REFUNDING CERTAIN 2001 GENERAL OBLIGATION BONDS HERETOFORE ISSUED BY THE TOWNSHIP, AND APPROPRIATING THE PROCEEDS OF SUCH REFUNDING BONDS TO SUCH PURPOSE”, and a resolution of the Township Committee entitled: “RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF UNION, IN THE COUNTY OF HUNTERDON, STATE OF NEW JERSEY (THE “TOWNSHIP”) PROVIDING FOR THE ISSUANCE AND SALE OF NOT TO EXCEED \$6,000,000 AGGREGATE PRINCIPAL AMOUNT OF GENERAL OBLIGATION REFUNDING BONDS, SERIES 2006, AUTHORIZED BY A REFUNDING BOND ORDINANCE HERETOFORE FINALLY ADOPTED BY THE TOWNSHIP TO REFUND CERTAIN BONDS OF THE TOWNSHIP, TO PROVIDE FOR THE FORM, MATURITY DATE AND SALE AS WELL AS OTHER DETAILS AND MATTERS OF SAID REFUNDING BONDS” (collectively, the “Bond Authorization Proceedings”).

Unless paid from other sources, the full faith and credit of the Township are hereby irrevocably pledged for the punctual payment of the principal of and the interest on this Bond according to its terms.

It is hereby certified and recited that all conditions, acts and things required by the Constitution or the statutes of the State of New Jersey to exist, to have happened or to have been performed precedent to or in the issuance of this Bond exist, and that the issue of Bonds of which this is one, together with all other indebtedness of the Township, is within every debt and other limit prescribed by such Constitution or statutes.

IN WITNESS WHEREOF, the Township of Union, in the County of Hunterdon, State of New Jersey, has caused this Bond to be executed in its name by the manual or facsimile signatures of its Mayor and its Chief Financial Officer, its corporate seal to be hereunto imprinted or affixed, this Bond and the seal to be attested to by the manual signature of the Clerk of the Township, and this Bond to be dated the Date of Original Issue as specified above.

ATTEST:

TOWNSHIP OF UNION

By: _____
K. Judith Fabian, Township Clerk

By: _____
Bruce A. Rossi, Mayor

(SEAL)

By: _____
Grace M. Brennan, Chief Financial Officer

Section 9. Book-Entry System.

(a) The Refunding Bonds shall be initially issued in book-entry form in the form of one certificate for the aggregate principal amount of each Refunding Bond maturing in each year and, when issued, will be registered in the name of and held by Cede & Co., as registered owner and nominee for The Depository Trust Company, New York, New York (“DTC”), which is hereby appointed as securities depository (the “Securities Depository”) for the Refunding Bonds. Except as provided in Section 9(c) hereof, all of the outstanding Refunding Bonds shall be registered in the name of and held by Cede & Co., as registered owner and nominee for DTC.

(b) As long as DTC or its nominee, Cede & Co., is the registered owner of the Refunding Bonds, payments of the principal of and interest on the Refunding Bonds will be made by the Township or a Paying Agent directly to DTC or its nominee, Cede & Co., which will credit payments of principal of and interest on the Refunding Bonds to the participants of DTC as listed on the records of DTC as of the Record Dates, which participants will in turn credit such payments to the beneficial owners of the Refunding Bonds. During any period in which DTC (or any successor thereto) shall act as Securities Depository for the Refunding Bonds, the Township or any Paying Agent shall have no responsibility or obligation to broker-dealers, banks or other financial institutions (the "Participants") from time to time for which DTC holds the Refunding Bonds as Securities Depository, or to any person on behalf of which a Participant holds an interest in the Refunding Bonds. Without limiting the immediately preceding sentence, the Township or any Paying Agent shall have no responsibility or obligation with respect to (i) the accuracy of the records of DTC, Cede & Co. or any Participant with respect to any ownership interest in the Refunding Bonds, (ii) the delivery to any Participant or any other person, other than a registered owner of the Refunding Bonds, as shown in the registration records kept by the Township or any Paying Agent, of any notice with respect to the Refunding Bonds, except as otherwise specifically provided herein, or (iii) the payment to any Participant or any other person, other than a registered owner of the Refunding Bonds, as shown in the registration records kept by the Township or any Paying Agent, of any amount with respect to principal of and interest on the Refunding Bonds. The Township or any Paying Agent may treat and consider the person in whose name the Refunding Bond is registered in the registration records kept by the Township or any Paying Agent as the absolute owner of such Refunding Bond for the purpose of payment of principal of and interest on such Refunding Bond, for other matters with respect to such Refunding Bond, for the purpose of registering transfers with respect to such Refunding Bond, and for all other purposes whatsoever. The Township or any Paying Agent shall pay all principal of and interest on the Refunding Bonds only to or upon the order of the respective registered owners thereof, as shown in the registration records kept by the Township or any Paying Agent, or their respective attorneys duly authorized in writing, and all such payments shall be valid and effective to fully satisfy and discharge the Township's obligations with respect to payment of principal of and interest on the Refunding Bonds to the extent of the sum or sums so paid. No person other than a registered owner of the Refunding Bonds, as shown in the registration records kept by the Township or any Paying Agent, shall receive a Refunding Bond certificate evidencing the obligation of the Township to make payments of principal of and interest pursuant thereto. Upon delivery by DTC to the Township or any Paying Agent of written notice to the effect that DTC has determined to substitute a new nominee in place of Cede & Co., the word "Cede & Co." shall refer to such new nominee of DTC.

(c) (i) DTC may determine to discontinue providing its services with respect to the Refunding Bonds at any time by giving notice to the Township and any Paying Agent and discharging its responsibilities with respect thereto under applicable law.

(ii) The Township, at its sole discretion and without the consent of any other person, may terminate the services of DTC with respect to the Refunding Bonds if the Township determines that:

(A) DTC is unable to perform its responsibilities with respect to the Refunding Bonds, or

(B) A continuation of the requirement that all of the outstanding Refunding Bonds be registered in the registration records kept by the Township or any Paying Agent in the name of Cede & Co., or any other nominee of DTC, is not in the best interest of the beneficial owners of the Refunding Bonds.

(iii) Upon termination of the services of DTC with respect to the Refunding Bonds pursuant to subsection 9(c)(ii)(B) hereof, or upon the discontinuance or termination of the services of DTC with respect to the Refunding Bonds pursuant to subsection 9(c)(i) or subsection 9(c)(ii)(A) hereof after which no substitute Securities Depository willing to undertake the functions of DTC hereunder can be found which, in the opinion of the Township, is willing and able to undertake such functions upon reasonable and customary terms, the Township is obligated to deliver the Refunding Bond certificates to the beneficial owners of the Refunding Bonds and the Refunding Bonds shall no longer be restricted to being registered in the registration records kept by the Township or any Paying Agent in the name of Cede & Co., as nominee of DTC, but may be registered in whatever name or names registered owners transferring or exchanging Refunding Bonds shall designate.

(d) The Township and any Paying Agent shall endeavor to cooperate with DTC or any successor or new depository named pursuant to this Section 9 in effectuating payments of the principal of and interest on the Refunding Bonds by arranging for payment in such a manner that funds representing such payments are available to the Securities Depository on the date they are due.

Section 10. Application of Proceeds of the Refunding Bonds.

(a) From the proceeds of the sale of the Refunding Bonds, the following amounts shall simultaneously with the issuance of such Refunding Bonds (or as soon as practicable thereafter) be paid by the Township as follows:

(1) To the payees designated by the Mayor and/or Chief Financial Officer of the Township, amounts representing the costs of issuance for the Refunding Bonds;

(2) To the Township, an amount representing accrued interest, if any, on the Refunding Bonds from the Issue Date to the date of delivery thereof and payment therefor, such amount to be used for the payment of interest on the Refunding Bonds as the same shall become due and payable on the first Interest Payment Date; and

(3) To the Escrow Agent (appointed pursuant to Section 10(c) hereof), an amount to be held in trust to accomplish the Refunding (as defined below).

(b) The Township hereby irrevocably elects to advance refund and redeem the Callable Bonds on May 15, 2007, as applicable (the "Redemption Date"), at a redemption price equal to 100% of the principal amount of the Callable Bonds being redeemed, plus interest accrued and to accrue to the date fixed for redemption (hereinafter referred to as the "Refunding"). The Escrow Agent is hereby authorized and directed to cause notice of such redemption to be mailed to the registered owners of the Callable Bonds in order to effectuate the redemption of the Callable Bonds on May 15, 2007.

(c) The Chief Financial Officer is hereby authorized and directed, in consultation with Bond Counsel and the Financial Advisor to negotiate and approve a proposal, including a statement of fees, for services of an escrow agent (the "Escrow Agent") and appoint such Escrow Agent to accomplish the Refunding. The portion of the proceeds of the sale of the Refunding Bonds described in Section 10(a)(3) hereof (the "Refunding Proceeds") shall be deposited in an escrow fund to be held by the Escrow Agent in trust to accomplish the Refunding pursuant to an escrow deposit agreement (the "Escrow Deposit Agreement"). The Chief Financial Officer, in consultation with Bond Counsel and the Financial Advisor, is hereby authorized and directed to approve the Escrow Deposit Agreement with respect to the Callable Bonds, to be dated the date of the closing on the Refunding Bonds, and to be executed by the Township and the Escrow Agent for the Callable Bonds. The Chief Financial Officer and the Mayor be, and each hereby is authorized and directed on behalf of the Township to execute and deliver the Escrow Deposit Agreement. Any moneys in such fund may be invested as provided in the Local Bond Law and any moneys in excess of the amounts required for such purpose may be used for any lawful purpose of the Township.

(d) Pending disbursement for the purposes thereof, the portion of the proceeds of the sale of the Refunding Bonds not constituting Refunding Proceeds may be invested to the extent permitted by law.

Section 11. Verification Agent. The Chief Financial Officer is hereby authorized and directed to select a verification agent (the "Verification Agent"), if required, in consultation with Bond Counsel with respect to the Callable Bonds. The Verification Agent shall prepare the verification report required to verify the sufficiency of the escrowed monies to refund the Callable Bonds.

Section 12. Award of the Refunding Bonds. The Mayor and the Chief Financial Officer of the Township are each hereby authorized and directed, in consultation with Bond Counsel and the Financial Advisor, to negotiate and approve the terms of the Bond Purchase Agreement with Ryan Beck & Co. (the "Underwriter") for the purchase of the Refunding Bonds. The Refunding Bonds are hereby authorized to be sold to the Underwriter in accordance with the terms of the Bond Purchase Agreement, such terms being approved by such officials and representatives of the Township. The Mayor and/or Chief Financial Officer of the Township are hereby authorized and directed to execute and deliver the Bond Purchase Agreement on behalf of the Township and the Clerk of the Township is authorized to attest to such signatures.

Section 13. Prior Action. All actions taken to date by the officers, employees, and agents of the Township with respect to the sale of the Refunding Bonds, are hereby approved, ratified, adopted and confirmed and the Mayor and/or Chief Financial Officer of the Township are hereby authorized and directed to execute any such documents, and the Clerk of the Township is hereby authorized and directed to attest to the signatures of the Mayor and the Chief Financial Officer.

Section 14. Official Statement. Bond Counsel is hereby authorized and directed, *nunc pro tunc*, to prepare the Preliminary Official Statement (the "Preliminary Official Statement") to be used in connection with the marketing of the Refunding Bonds. The distribution by the Underwriter of a Preliminary Official Statement on behalf of the Township to be used in connection with the marketing of such Refunding Bonds by the Underwriter, is hereby approved. The Mayor and/or Chief Financial Officer of the Township are hereby authorized and directed to execute and deliver a certificate to the Underwriter that "deems final" the Preliminary Official Statement in accordance with the Rule (as herein defined).

The Chief Financial Officer is hereby delegated the authority to deem "final" the Preliminary Official Statement in accordance with the Rule (as hereinafter defined). Upon the sale of the Refunding Bonds to the Underwriter, the Preliminary Official Statement shall be modified, in consultation with Bond Counsel and the Financial Advisor, to reflect the effect of the Bond Purchase Agreement and any other revisions not inconsistent with the substance thereof deemed necessary or advisable by Bond Counsel and the Financial Advisor; and the Preliminary Official Statement as so modified shall constitute the final Official Statement (the "Official Statement"). The Mayor and/or the Chief Financial Officer of the Township are each hereby authorized and directed on behalf of the Township to execute and deliver said Official Statement.

Section 15. Delivery of the Refunding Bonds. The Refunding Bonds, in registered form, shall, as soon as practicable, be prepared, executed and delivered in definitive form to the Underwriter at the expense of the Township, upon payment in full of the purchase price for the Refunding Bonds.

Section 16. Actions to be Taken on Behalf of the Township. The various officers of the Township are hereby authorized and directed to do all matters necessary, useful, convenient or desirable to accomplish the delivery of the Refunding Bonds to the Underwriter as promptly as possible and in accordance with the provisions hereof, the execution of one or more subscriptions for the purchase of United States Treasury Securities or the purchase of United States Treasury Obligations, State and Local Government Series, and the execution of closing documentation including an arbitrage and use of proceeds certificate certifying that, among other things, the Township, to the extent it is empowered and allowed under applicable law, will do and perform all acts and things necessary or desirable to assure that interest paid on the Refunding Bonds is excludable from gross income under Section 103 of the Internal Revenue Code of 1986, as amended and supplemented.

The Financial Advisor and Bond Counsel, are each hereby authorized to prepare and arrange for the printing or reproduction of the Preliminary Official Statement, the final Official Statement and the Refunding Bonds, and any such actions heretofore taken by such Financial Advisor and Bond Counsel are hereby ratified and confirmed.

The Mayor or Chief Financial Officer of the Township are each hereby authorized to enter into an agreement with DTC setting forth the respective obligations of DTC, the Township and the Paying Agent (if any) with respect to the payment and transfer of the Refunding Bonds. The Township agrees to comply with all obligations set forth in such agreement.

Section 17. Filing of Ordinance and Resolution. The Clerk of the Township is hereby authorized and directed to cause certified copies of the Ordinance and this Resolution to be filed with the Local Finance Board, in the Division of Local Government Services, New Jersey Department of Community Affairs, and to arrange for the required endorsement of the Ordinance by the Local Finance Board in accordance with applicable law.

Section 18. Tax Covenant. The Township hereby covenants with the holders from time to time of the Refunding Bonds that it will make no investment or other use of the proceeds of the Refunding Bonds or take any other action (or refrain from taking such action) which would cause the Refunding Bonds to be "arbitrage bonds" within the meaning of the Internal Revenue Code of 1986, as amended and supplemented, or under any similar statutory provision or any rule or regulation promulgated thereunder (the "Code"), or would cause interest on the Refunding Bonds not to be excludable from gross income for federal income tax purposes, and that it will comply with the requirements of the Code and said regulations throughout the term of the Refunding Bonds.

The Chief Financial Officer of the Township is hereby further authorized and directed to establish an Investment Rebate Account (the "Rebate Account") and provide for the deposit therein, for delivery to the United States Treasury of "excess investment earnings," as may from time to time be required by Section 148 of the Code, all as may be set forth in the Tax Certificate executed by the Township in connection with the issuance of the Refunding Bonds.

Section 19. Amendments. This Resolution may be modified: (i) without the consent of the holders of the Refunding Bonds insofar as any such modification does not adversely affect their rights as such; and (ii) in all other respects, with the consent of the holders of not less than fifty-one percent (51%) in principal amount of the Refunding Bonds then outstanding; provided, however, that no such modification may be made which would reduce such percentage required for consent, or affect the rights of the holders of less than all of the outstanding Refunding Bonds, or affect the terms of payment of the principal of and interest on the Refunding Bonds without the consent of the holders of all of said Refunding Bonds.

Section 20. Authorizations. All other details or requirements of the Local Bond Law shall be determined and approved by the Chief Financial Officer of the Township, upon consultation with Bond Counsel and the Financial Advisor, such approval to be conclusively evidenced by his or her execution of the Refunding Bonds as provided herein.

Section 21. Pledge of Township. The full faith and credit of the Township are hereby pledged for the payment of the principal of and interest on the Refunding Bonds. The Refunding Bonds shall be direct obligations of the Township, and unless paid from other sources, the Township shall be obligated to levy *ad valorem* taxes upon all the taxable property within the Township for the payment of the principal of and interest on the Refunding Bonds without limitation as to rate or amount.

Section 22. Insurance Commitment. The Chief Financial Officer of the Township is hereby authorized and directed, upon consultation with Bond Counsel and the Financial Advisor, to execute and deliver a commitment for bond insurance (the "Commitment") with a bond insurer to insure the payment of principal of and interest of the Refunding Bonds, and is authorized and directed to carry out the terms and conditions

contained in the Commitment and to execute and deliver all documents, agreements and conditions in connection with the issuance of the Refunding Bonds and the Commitment.

Section 23. Continuing Disclosure. The Township hereby agrees to comply with the secondary market disclosure requirements of Rule 15c2-12, as amended and supplemented (the "Rule") promulgated by the Securities and Exchange Commission pursuant to the Securities Exchange Act of 1934, as amended and supplemented, and agrees to covenant to such compliance in a Continuing Disclosure Certificate (the "Continuing Disclosure Certificate"). In connection therewith, the Mayor and/or the Chief Financial Officer of the Township, in consultation with Bond Counsel and the Financial Advisor, are each hereby authorized and directed to enter into and execute the Continuing Disclosure Certificate, evidencing the contractual undertaking of the Township to comply with the requirements of the Rule and to deliver the Continuing Disclosure Agreement to the Underwriter in connection with the offer and sale of the Refunding Bonds. The Mayor of the Township, the Chief Financial Officer of the Township, the Clerk of the Township or any other Township official are each hereby authorized and directed to execute and deliver all certificates, documents and agreements in connection therewith and to file budgetary, financial and operating data on an annual basis and notices of certain enumerated events as required to comply with and in accordance with the provisions of the Rule.

Section 24. Effective Date. This Resolution shall take effect immediately.

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.

The following resolution was introduced for adoption:

**RESOLUTION
EXECUTIVE SESSION #1**

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: Personnel.

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

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

APPROVAL OF MINUTES – Regular Meeting and Executive Session, 3/1/06; - Motion was made by Mr. Mulhall to approve the Minutes. Mrs. Dziubek requested an amendment to Page 28, 2006 municipal budget, Mrs. Dziubek mentioned she was in favor of a .04¢ tax rate / to insert "based on the advise of the Township Auditor". Mr. Mulhall's motion was withdrawn. Motion was made by Mrs. Dziubek, to approve the Minutes, as amended, seconded by Mr. Mazza. Vote – Ayes: Mrs. Dziubek, Mr. Mazza, Mr. Haynes, Mr. Mulhall and Mr. Rossi. Motion carried.

Mr. Rossi explained the Township Committee is holding a joint meeting with the Planning Board to go into an Executive Session for litigation.

The following resolution was introduced for adoption:

**RESOLUTION
EXECUTIVE SESSION #2**

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: Litigation

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

Motion was made by Mr. Haynes, seconded by Mr. Mulhall, to return to the regular meeting. 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 Special Counsel, Howard D. Cohen, Esq., to enter into a settlement agreement, as discussed in Executive Session, with respect to the litigation with Pilot Travel Centers. Vote – Ayes: Mrs. Dziubek, Mr. Mazza, Mr. Haynes, Mr. Mulhall and Mr. Rossi. Motion carried.

Brief Recess

REPORTS RECEIVED – 1. Building Dept.	2/06
2. Finance Officer; Claims Register	3/15/06
3. Court Administrator	2/06
4. Tax Collector	2/06

CORRESPONDENCE – Mrs. Dziubek mentioned a couple of items.

OLD BUSINESS (Cont’d.) – 2. Mr. Rossi read the following ordinance by title as follows and introduced same for 2nd reading:

ORDINANCE #2006-5

ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A-4.45.14)

Motion was made by Mr. Haynes, seconded by Mrs. Dziubek, to open the public hearing. Vote – Ayes: Mrs. Dziubek, Mr. Mazza, Mr. Haynes, Mr. Mulhall and Mr. Rossi. Motion carried.

Comments/questions – None.

There being no comments/questions, motion was made by Mr. Haynes, seconded by Mrs. Dziubek, to close the public hearing. Vote – Ayes: Mrs. Dziubek, Mr. Mazza, Mr. Haynes, Mr. Mulhall and Mr. Rossi. Motion carried.

Motion was made by Mr. Haynes, seconded by Mrs. Dziubek, to adopt the above ordinance on 2nd reading. Vote – Ayes: Mrs. Dziubek, Mr. Mazza, Mr. Haynes, Mr. Mulhall and Mr. Rossi. Motion carried.

NEW BUSINESS – 1. Request of Tax Collector/Treasurer to attend Spring Conference; approved.

2. The following resolution was introduced for adoption:

**RESOLUTION #2006-45
2006 PROFESSIONAL SERVICE CONTRACT/ENGINEERING SERVICES
R. C. Bogart, P.E.; Maser Consulting P.A.**

WHEREAS, the Township of Union has a need to acquire engineering services as a non-fair and open contract pursuant to the provisions of N.J.S.A.19:44-A-20.5; and

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

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

WHEREAS, Robert C. Bogart, P.E., of the firm Maser Consulting PA, Perryville III Corporate Park, 53 Frontage Road, Suite 120, PO Box 4017, Clinton, NJ 08809, has completed and submitted a Business Entity Disclosure Certification which certified that Maser Consulting PA 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 Maser Consulting PA from making any reportable contributions through the term of the contract; and

NOW, THEREFORE, BE IT AGREED by and between the Township of Union and Robert C. Bogart, P.E., of Maser Consulting PA as follows:

1. The Engineer shall be compensated at the hourly rate for all engineering services rendered as needed or requested by the Township Committee, Planning Board/Board of Adjustment, or other Township agencies.
2. Engineering services may be performed for the Township by other principals and employees of the firm of Maser Consulting, under the direct supervision of Robert C. Bogart, P.E., when Robert C. Bogart is unavailable or when otherwise necessary and desirable.
3. This agreement shall cover the period from January 1, 2006, to December 31, 2006.
4. The Township Engineer agrees that no services are to be performed unless specific approval is granted by an appropriate Township official either verbally or in writing.

5. An Affirmative Action Employee Information Report is attached and is part of this agreement. In addition, a copy of Exhibit A, Mandatory Affirmative Action Language, and business Disclosure Entity Certification and the Determination of Value are attached and also part of this agreement.

6. Maser Consulting will carry, at its expense, during the appointment period professional liability insurance.

7. If any provision or part thereof of this agreement is held to be void or unenforceable under any law and shall be deemed stricken all remaining provisions shall nevertheless continue to be valid and binding upon the parties. The parties agree that this agreement shall be reformed to replace such stricken provision or part thereof with a valid and enforceable provision which comes as close as possible to expressing the intention of the stricken provision.

8. A notice of this action shall be printed once in the official newspaper.

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

3. The following resolution was introduced for adoption:

**RESOLUTION #2006-46
RESOLUTION AUTHORIZING CONTRACT FOR LEGAL SERVICES 2006
JOHN W. THATCHER, ESQ./BURTON & THATCHER**

WHEREAS, there exists a need for legal services for the governing body of the Township of Union; and

WHEREAS, the maximum amount of the contract has an anticipated value of less than \$17,500.00*; and

WHEREAS, funds are available in an appropriation entitled Legal Services and Costs, Other Expenses and have been certified by the local finance officer; and

WHEREAS, the Local Public Contracts Law (N.J.S.A.40A:11-1, et seq.) required that the resolution authorizing the award of contracts for “Professional Services” without competitive bids and the contract itself must be available for public inspection;

NOW THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Union, Hunterdon County, NJ, as follows:

1. The Mayor and Clerk are hereby authorized and directed to execute the attached agreement with John W. Thatcher, Esq., of Burton & Thatcher, Esqs., PO Box 5162, Clinton, NJ 08809, for legal services for 2006.
2. This contract is awarded without competitive bidding as a “Professional Service” in accordance with 40A:11-5(1)(a) of the Local Public Contracts Law because John W. Thatcher, Esq. is an attorney at Law of the State of NJ in good standing and is a person authorized to practice a recognized profession.
3. Approval of the attached contract is subject to availability and appropriation of sufficient funds as may be required in the 2006 temporary/adopted municipal budget(s).
4. A Notice of this action shall be printed once in the official newspaper of this municipality.

Motion was made by Mr. Haynes, seconded by Mrs. Dziubek, to adopt the above resolution subject to Attorney review/revised wording in the Contract – not to exceed \$10,000.00. Vote – Ayes: Mrs. Dziubek, Mr. Mazza, Mr. Haynes, Mr. Mulhall and Mr. Rossi. Motion carried.

4. The following resolution was introduced for adoption:

**RESOLUTION #2006-47
FIREWORKS – HUNTERDON DEVELOPMENTAL CENTER**

WHEREAS in order to provide entertainment at the Hunterdon County Developmental Center, located at 40 County Road 513, Clinton, New Jersey, permission has been requested to allow a fireworks display on Friday, September 8, 2006, at approximately 8:30 p.m. or dark; rain date, September 15, 2006;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Union that permission is granted to allow a fireworks display at the Hunterdon County Developmental Center on Friday, September 8, 2006; approximately 8:30 p.m. or dark; rain date, September 15, 2006, subject to the following conditions:

1. The persons conducting the fireworks display and all other persons involved shall hold the Township of Union harmless from any liability in connection with said display.

2. A Certificate of Liability Insurance listing the Township of Union, 140 Perryville Rd., Hampton, N. J. 08827, as a named insured shall be supplied to the Township Clerk prior to issuance of this consent.
3. Compliance with all requirements of law and any requirements of the Township’s Insurance Carrier.

Motion was made by Mrs. Dziubek, seconded by Mr. Mazza, to approve the above resolution subject to attorney review and receipt of an Insurance Certificate. Vote – Ayes: Mrs. Dziubek, Mr. Mazza, Mr. Haynes, Mr. Mulhall and Mr. Rossi. Motion carried.

5. Cozze Brothers LLC; 2006 Junkyard License; the Application and plat were reviewed by Mr. Jost and found to be in order. Motion was made by Mr. Mazza, seconded by Mr. Haynes, to approve the Cozze Brothers LLC application. Vote – Ayes: Mrs. Dziubek, Mr. Mazza, Mr. Haynes and Mr. Rossi. Naye: Mr. Mulhall. Motion carried.

6. The following resolution was introduced for adoption:

**RESOLUTION #2006-48
REFUND OF TAX SALE PREMIUM**

WHEREAS, there exists a premium of taxes for the following tax sale certificate which was redeemed on March 13, 2006:

TAX SALE CERTIFI- CATE #	BLOCK	LOT	QUALI- FIER	NAME	AMOUNT
04-01	1.08	18.01		Bellewood Park Properties	\$5,000.00

* To be refunded to Crusader Servicing Corp.

THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Union, County of Hunterdon, State of New Jersey, that the refund of tax sale premium be returned to the above stated name, and that the Chief Finance Officer of the Township of Union is hereby authorized to issue a check in the stated amount.

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.

ENGINEER’S REPORT – Mr. Bogart mentioned the Perryville Rd. pre-construction meeting will be held shortly; Street map as requested by the Emergency Management Coordinator; after a brief discussion, motion was made by Mr. Haynes, seconded by Mr. Mazza, that Mr. Bogart be authorized to update the Township Road map in an amount not to exceed \$2,500.00 as per the request of the Emergency Management Coordinator with copies to the Township Committee. Vote – Ayes: Mrs. Dziubek, Mr. Mazza, Mr. Haynes, Mr. Mulhall and Mr. Rossi. Motion carried.

Fox Chase signs need to be replaced by the Township; - standardization of street signs was discussed; - Frontage Rd. is showing signs of major damage from Foster Wheeler to Exit 12; it was agreed a weight limit ordinance would be considered.

ATTORNEY’S REPORT – Mr. Jost mentioned he has a matter for an Executive Session. Mr. Jost referred to his March 8, 2006, Memorandum regarding Gyuro Farm Preservation.

ENGINEER’S REPORT – Mr. Bogart mentioned he also has a matter for an Executive Session.

MAYOR’S REPORT – Mr. Rossi mentioned the following: - based on the recommendation of Historian, Joseph V. Martin, Jr., he hereby appoints Douglas Martin to a 3 yr. unexpired term on the Historic Preservation Committee; to expire on December 31, 2006; - mentioned the letter from the Mayor of Tewksbury concerning support for funding for emergency response organizations.

COMMITTEE REPORT – Patricia Dziubek; job description for Park Worker; revisions discussed.

Matt Mulhall mentioned Security Structure Purchase Order for the construction of the Pavilion.

Frank Mazza; - matter for an Executive Session; - Apt. 26B at Hoffman Farm; water softener/neutralizer/location of water line/well. Mr. Haynes was in favor of knowing the total cost of improvements for the apartment.

Mr. Mulhall suggested obtaining a cost estimate from a well company to locate the water lines and then have a softener/neutralizer installed; it is a health and safety issue; - the feasibility of continuing to rent the apartment was discussed.

COMMENTS FROM THE PUBLIC – None.

CLERK’S REPORT – Raffle Licenses #2006-6 and 7; St. John Neumann Church; 5/12/06; Hunterdon Hills Playhouse; - Mrs. Fabian mentioned the applications are complete and fees paid. Motion was made by Mr. Mazza, seconded by Mr. Haynes, to approve both 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. Mazza. Vote – Ayes: Mrs. Dziubek, Mr. Mazza, Mr. Haynes, Mr. Mulhall and Mr. Rossi. Motion carried.

The following resolution was introduced for adoption:

**RESOLUTION
EXECUTIVE SESSION #3**

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: Contract Negotiations and Potential Litigation.

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

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

Mr. Rossi read the following ordinance, by title, and introduced same for 1st reading:

ORDINANCE NO. 2006-__

**AN ORDINANCE OF THE TOWNSHIP OF UNION, COUNTY OF HUNTERDON
AND STATE OF NEW JERSEY; SUPPLEMENTING AND AMENDING CHAPTER VII, SECTION 7-33 OF
THE CODE OF THE TOWNSHIP OF UNION,
ESTABLISHING SPEED LIMITS ALONG PERRYVILLE ROAD**

WHEREAS, the Hunterdon County Board of Freeholders adopted a resolution on November 10, 1981, establishing speed limits for both directions of traffic along County Route 635 (Main Street, Union Township), now known as Perryville Road; and

WHEREAS, by letter dated December 11, 1981, the New Jersey Commissioner of Transportation issued approval for said speed limits; and

WHEREAS, County Route 635 (Main Street, Union Township), now known as Perryville Road, was subsequently abandoned as a County Road by the County of Hunterdon and was turned over to the Township of Union and is now known as Perryville Road; and

WHEREAS, the Township of Union wishes to confirm and ratify said previously approved speed limits for the municipal street now known as Perryville Road;

NOW, THEREFORE, BE IT ORDAINED AND ENACTED by the Township Committee of the Township of Union, in the County of Hunterdon, State of New Jersey that Chapter VII, TRAFFIC, of the Code of the Township of Union, Section 7-33, SPEED LIMITS, is hereby amended to add the following:

1. The speed limits for both directions of traffic along the streets or parts thereof described below and made of part of this chapter, are hereby established at the rate of speed indicated.
2. Regulatory and warning signs shall be erected and maintained to effect the above designated speed limits.

<i>Name of Street</i>	<i>MPH</i>	<i>Limits</i>	<i>Approval Date</i>
Perryville Road	45 mph	From C.R. 513 to 1,625 feet south of Main Street	12-11-81

Perryville Road

35 mph

From 1,625 feet
south of Main Street
to C.R. 625

12-11-81

3. If any section, paragraph, subsection, clause or provision of this Ordinance shall be declared invalid by a court of competent jurisdiction, such decision shall not affect the validity of this Ordinance as a whole or any part thereof.
4. All ordinances or parts of ordinances of the Township of Union heretofore adopted that are inconsistent with any of the terms and provisions of this ordinance are hereby repealed to the extent of such inconsistency.
5. This Ordinance shall take effect immediately upon final passage and publication according to law.

Motion was made by Mr. Haynes, seconded by Mr. Mazza, to adopt the above ordinance on 1st reading. Vote – Ayes: Mrs. Dziubek, Mr. Mazza, Mr. Haynes, Mr. Mulhall and Mr. Rossi. Motion carried.

Public Hearing will be held on April 19, 2006.

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 approximately 11:05 p.m.

Respectfully submitted,

K. Judith Fabian, RMC
Township Clerk

* Minutes amended April 5, 2006 – deleted “less than \$17,500.00”; inserted “not more than \$10,000.00”.