

1. CALL TO ORDER

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

- 2. "Sunshine Law" Announcement – Adequate notice of this public meeting has been provided by the Annual Notice; posted on Union Township website, published in the Hunterdon County Democrat and Courier News; posted on the public bulletin board and on file in the Municipal Clerk's Office.

3. FLAG SALUTE

- 4. ROLL CALL Present: Mr. Mazza, Mr. Hirt, Ms. McBride, Mr. Bischoff, Mr. Severino

Absent:

Others Present: J. Peter Jost, Esq., Ella Ruta Clerk, Robert Clerico, PE

5. APPROVAL OF PRIOR MEETING MINUTES

- a. Regular Meeting and Executive Session Minutes of October 3, 2012. A correction to the Executive Meeting Minutes will occur in the Executive Session later in this meeting.

Approval for Regular Meeting Minutes of October 3, 2012.

Roll Call Vote	Moved	Seconded	Ayes	Nays	Abstain	Absent
Mr. Severino					X	
Mr. Mazza			X			
Mr. Hirt		X	X			
Ms. McBride	X		X			
Mr. Bischoff			X			

Motion carried

6. VISITORS

7. REPORTS RECEIVED

- a. Dept of Roads & Facilities – Week Ending 9/28/12; 10/05/12.
- b. Animal Control Officer – Aug/Sep 2012
- c. Engineer's Report
 - Hoffman Park Phase 2. Yanuzzi, the contractor doing the demolition on the remaining structures, has now received all documentation from the Township and on their own end to file with the DCA. They will notify us when the permits are issued and proceed with the demolition.
 - DOT application submitted for Perryville Road 2A, \$210,000 full amount of reimbursable expenses. Second application for Perryville Road section 4, \$230,000.00
 - Race Street discussion at last meeting of the administrative order from DEP to streamline the process for obtaining authorization. Prepared a draft of what will be a submission.

8. CORRESPONDENCE/WRITTEN COMMUNICATIONS

Mr. Mazza mentioned the following correspondence: None

Mr. Hirt mentioned the following correspondence:

- Attended meeting for preserved farmland. Question about yield sign on Frontage and Baptist Church Roads, is it in or out of 800 ft. per section 11? I will check with DOT.

Ms. McBride mentioned the following correspondence:

- I put the notice regarding extended deadline for the Homestead Benefit Application on the website.
- NJ DOT, Restricted Parking-No stopping or Standing; Traffic Regulation Order RP 2012-23 (NSS); Interstate 1-78 (Frontage Road). Thanked Attorney and asked if we have to wait for signage for “no stopping/standing” to enforce it. DOT to provide signs before regulation can be enforced.
- Application to Preserve Farmland, Block 12, Lot 1.01. Flag lot off of Rt. 173 sandwiched between the Mulhokaway and an unnamed tributary. Mayor commented he thought it was the old Busby property. Letter requests comments. Give to Page Stiger, Agricultural Committee.
- HC Engineer, Reconstruction of HC Culvert U-18-Race St. over Grandin Stream. Upon receiving a letter from Mrs. Lingelbach, Mr. Glynn went to the Freeholders and told them about the concerns and the Freeholders gave the Engineer the approval to make the design modifications requested in Mrs. Lingelbach’s letter.

Mr. Severino mentioned the following correspondence: None

Mr. Bischoff mentioned the following correspondence:

- NJ DOT, Restricted Parking-No Stopping or Standing; Traffic Regulation Order RP 2012-23 (NSS); Interstate I-78 (Frontage Road).

9. PUBLIC COMMENTS - None

10. OLD BUSINESS

11. PUBLIC HEARING

12. NEW ORDINANCE – 1ST Reading

13. NEW BUSINESS

- a. Acknowledgment – Letter of Resignation from Sharon E. Brown, Tax Collector. Acknowledged by the Committee and will be discussed in Executive Session.
- b. Mayoral Appointments to UT Environmental Commission. Chuck LaTournous resigned, as did Sandy Stiger. Mayor Bischoff made the following appointments:
 - Don Church, Citizen Member
 - Brett Bragin, Citizen Member
 - James Eschbach, Alternate I

The Committee agreed with the appointments.

- c. The following resolution was introduced for adoption:

RESOLUTION #2012-129

UNION TOWNSHIP, HUNTERDON COUNTY
AWARDING CONTRACT FOR PAINTING AND REPAIRS
OF THE MUNICIPAL BUILDING

WHEREAS, quotes were solicited for painting and repairs of the Union Township Municipal Building; and

WHEREAS, three quotes have been submitted for said project and the lowest quote is from Jeff Leaver Construction, 676 County Road 513, Pittstown, New Jersey 08867, in the amount of \$6,950.00.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Union, that a contract be awarded to Jeff Leaver in the amount of \$6, 950.00;

BE IT FURTHER RESOLVED, that the acceptance of this bid is contingent upon receipt from the Township Certified Financial Officer of a certification of availability of funds for said contract.

Date: October 17, 2012

CERTIFICATION AS TO AVAILABILITY OF FUNDS
UNION TOWNSHIP, HUNTERDON COUNTY

As required by N.J.S.A. 40A:4-57, N.J.A.C. 5:34-5.1 et seq., I, Grace M. Brennan, as Acting Chief Financial Officer of the Township of Union, have ascertained that there are available sufficient uncommitted appropriated funds in the 2012 to award a contract to Jeff Leaver, under the line item "Capital Ordinance #2012-16".

Date: _____
Grace M. Brennan, ACFO

Table with 7 columns: Roll Call Vote, Moved, Seconded, Ayes, Nays, Abstain, Absent. Rows include Mr. Severino, Mr. Mazza, Mr. Hirt, Ms. McBride, Mr. Bischoff.

Motion carried

14. REPORTS

a. Attorney's Report

- Truck Accident with spill on I-78 Bethlehem Township, the fire company filed for cleanup reimbursement per our new Ordinance.
- I have prepared Minutes of the Pilot meeting we had and they are ready for review.

b. Mayor's Report

- Quote “We hang the petty thieves and appoint the great ones to public office.” –Aesop, Greek slave & fable author.
- Court Report distributed
- Hunterdon Municipal Court Resolution. Researching to determine Union Township’s membership in the Hunterdon Municipal Court. Upon dissolution of that court, the various towns that participated are responsible for a portion of the expenses associated with maintaining and keeping the records and keeping them accessible.
- Oil prices for the DR&F. The CFO researched six oil companies and our current vendor Stem Bros. offered the best deal in pricing and service.
- Talked to the State Police and Mr. Kearns, Prosecutor’s Office will be joining us at our next meeting to give us a briefing how we can better coordinate. Both use nixel.com, and Mr. Kearns said he could put in a reverse 911 call to alert township officials.

7:30 p.m. Mr. Clerico left the meeting

c. Committee Reports

Mr. Mazza reported the following:

- I am happy with how everyone is working together in the township. I would like to add two additional temporary snowplow drivers and the Committee agreed.
- The Township is in compliance with the emissions requirements.
- We are ready for winter; we have salt. Join Somerset Co-op next year and compare to Morris County Co-op.

Mr. Hirt reported the following:

- Thanked the Firemen for participation in 5K over Jugtown Mountain.
- Electricity auction. All paperwork is done.
- I called two masons to look at repairs needed to the walkway to front door of Municipal Building.
- Attended the Farmland Preservation Meeting. We received the most amount of money of anyone in Hunterdon from the County. Almost \$76,000.00. of the amount paid by County, Municipal and Federal funds.
- I will talk to Page Stiger re: farmland preservation Block 12 Lot 1.01.

Ms. McBride reported the following:

- I purchased two security cameras and video protection signage, one for the Hoffman property and the other for the old Municipal Building. DR&F to install.
- Attended shared Services Meeting on October 4th at the County.
- I am going to the Historic Bridges Meeting in Trenton with Mrs. Lingelbach tomorrow to discuss Culvert U-18.
- Last week we received a Zoning Application for a company that was interested in the Ikaria building. A biomedical company wanted to place their research facility and administrative offices together within that building. Our ordinance does not allow that to happen without going to the Planning Board. Our Ordinance says that applicants are only permitted to have one principal use on the lot. I feel confident had this gotten to the Planning Board it would have been approved but to me it does not make sense to have labs but no administrative offices. It makes sense to me that we consider an amendment to the Zoning Ordinance. The Attorney suggested we send a letter to the Planning Board suggesting that we amend the Ordinance as discussed. The Mayor suggested caution because of the ripple effect.

Motion: To authorize Attorney to write a letter to the Planning Board suggesting that they consider whether an amendment would be appropriate to the Zoning Code with regard to R&D facilities allowing, in some cases, dual uses for office and R&D.

Roll Call Vote	Moved	Seconded	Ayes	Nays	Abstain	Absent
Mr. Severino			X			
Mr. Mazza		X	X			
Mr. Hirt			X			
Ms. McBride	X		X			
Mr. Bischoff			X			

Motion carried

- The Mayor asked me to review the NJ DEP website to see what grants are available. Found "Volunteer Fire Assistance" fighting wild fires and equipment. Forwarded grant application to Fire Chief.
- UTEC draft newsletter, please review and send me comments within one week.
- Executive Session – Personnel and Negotiations.

Mr. Severino reported the following:

- Thanked Ms. McBride for advertising for the shredding event.
- Several times a year an abandoned dog is picked up by Wildlife Management. We have asked them to keep the pens locked to prevent this from happening. Setup meeting with WMA DEP Northern District Office on Rt 173 in our Township to discuss .

d. Clerk’s Report

- We have funds remaining in a line item for recording equipment. Committee discussion.

Motion: Appropriate the funds to replace damaged parts in the recording equipment. The recording equipment will only be used by the Planning Board Secretary and Clerk or their designees.

Roll Call Vote	Moved	Seconded	Ayes	Nays	Abstain	Absent
Mr. Severino			X			
Mr. Mazza		X	X			
Mr. Hirt			X			
Ms. McBride	X		X			
Mr. Bischoff			X			

- Motion carried

Mayor requested that he meet with the recording equipment representative before the purchase.

15. PUBLIC COMMENTS - None

16. PAYMENT OF BILLS

The approved list of bills and 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.

Roll Call Vote	Moved	Seconded	Ayes	Nays	Abstain	Absent
Mr. Severino	X		X			

Mr. Mazza			X			
Mr. Hirt			X			
Ms. McBride		X	X			
Mr. Bischoff			X			

Motion carried

11. EXECUTIVE SESSION – Contract Negotiations and Personnel

RESOLUTION #2012-130

Providing for a Meeting Not Open to the Public in Accordance with the Provisions of the New Jersey Open Public Meetings Act, N.J.S.A. 10:4-12

WHEREAS, the Township Committee of the Township of Union is subject to certain requirements of the *Open Public Meetings Act*, N.J.S.A. 10:4-6, et. seq.; and

WHEREAS, the *Open Public Meetings Act*, N.J.S.A. 10-4-12, provides that an Executive Session, not open to the public, may be held for certain specified purposes when authorized by Resolution; and

WHEREAS, it is necessary for the Township Committee of the Township of Union to discuss in a session not open to the public certain matters relating to the item or items authorized by N.J.S.A. 10:4-12b and designated below:

_____ *Matters Relating to Litigation, Negotiations and the Attorney-Client Privilege:* Any pending or anticipated litigation or contract negotiation in which the public body is, or may become a party. Any matters falling within the attorney-client privilege, to the extent that confidentiality is required in order for the attorney to exercise his ethical duties as a lawyer.

2. _____ *Matters Relating to the Employment Relationship:* Any matter involving the employment, appointment, termination of employment, terms and conditions of employment, evaluation of the performance of promotion or disciplining of any specific prospective public officer or employee or current public officer or employee employed or appointed by the public body, unless all the individual employees or appointees whose rights could be adversely affected request in writing that such matter or matters be discussed at a public meeting.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Union, assembled in Executive session on October 17, 2012, at 8:07 p.m. in the Union Township Municipal Building, 140 Perryville Road, Hampton, New Jersey, for the discussion of matters relating to the specific items designated above.

It is anticipated that the deliberations conducted in closed session may be disclosed to the public upon the determination of the Township Committee that the public interest will no longer be served by such confidentiality.

8:07 pm go into executive session

Roll Call Vote	Moved	Seconded	Ayes	Nays	Abstain	Absent
Mr. Severino	X		X			
Mr. Mazza			X			
Mr. Hirt			X			
Ms. McBride		X	X			
Mr. Bischoff			X			

Motion carried

8:26 pm the Committee reconvened into regular session

Roll Call Vote	Moved	Seconded	Ayes	Nays	Abstain	Absent
Mr. Severino	X					X
Mr. Mazza			X			
Mr. Hirt			X			
Ms. McBride		X	X			
Mr. Bischoff			X			

Motion carried

Motion: To approve the Executive Session Minutes in accordance with the amendment made in Closed Session

Roll Call Vote	Moved	Seconded	Ayes	Nays	Abstain	Absent
Mr. Severino			X			
Mr. Mazza			X			
Mr. Hirt		X	X			
Ms. McBride	X		X			
Mr. Bischoff			X			

Motion carried

Motion: To approve the Mayor and Deputy Mayor with assistance of the Attorney to work with the Kingdom of Jehovah Witness Assembly to effectuate the agreement that we discussed in Executive Session.

Roll Call Vote	Moved	Seconded	Ayes	Nays	Abstain	Absent
Mr. Severino			X			
Mr. Mazza			X			
Mr. Hirt	X		X			
Ms. McBride		X	X			
Mr. Bischoff			X			

Motion carried

12. ADJOURNMENT - There being no further business to come before the Township Committee at this time, Mr. Severino made a motion to adjourn. Ms. McBride seconded the motion. Motion carried by unanimous favorable roll call vote.

Meeting adjourned at approximately 8:28 p.m.

Respectfully submitted,

Ella M. Ruta, RMC

William F. Bischoff, Mayor

Prepared by: Pat Essig, Administrative Assistant