

CALL TO ORDER

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

“Sunshine Law” Announcement: Adequate notice of this public meeting has been provided by the Annual Notice; mailed electronically 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: Mr. Bischoff, Mr. Severino, Mr. Mazza, Mrs. Dziubek

Absent: Mr. Haynes

Others Present: J. Peter Jost, Esq., Bob Clerico Township Engineer and Ella M. Ruta Municipal Clerk

APPROVAL OF PRIOR MEETING MINUTES

a. Regular Meeting Minutes of June 2, 2010

Mr. Mazza had a correction on page 7 to change “Bagelsmith” to “Pilot.” Mr. Bischoff made corrections on page 7 with regard to his statement about Township’s meeting schedule. He also requested that comments to the Clerk’s Report be added.

Mrs. Dziubek made a motion to approve the Regular Meeting Minutes of June 2, 2010 with corrections. Mr. Bischoff seconded. Vote: Ayes – Mr. Severino, Mr. Bischoff, Mr. Mazza, Mrs. Dziubek. Motion carried.

VISITORS

REPORTS RECEIVED

- Road Dept - Weeks Ending 05/28/10; 06/04/10.
- UT Municipal Court – May 2010. Mr. Bischoff commented on the report.
- Engineer’s Report – as submitted and discussion of:
 - Gano Road Drainage – waiting for cost estimates from Road Foreman.
 - Tax Maps – Maser’s Office checking with their IT department to locate maps.
 - Perryville Road State Aid Grant – Brief discussion and options for use of the grant money.
 - Lookout Pointe-Toll Bros – Working on punch list prior to proceeding with installation of Final Road Pavement Surface Course.
 - Cooks Cross Road-CR Rt 579 drainage problem.
 - Pilot – Working through Planning Board to oversee the owner’s metering of their water use and installation of the new septic system.
 - UTEC requested inspection of Pattenburg Quarry. Engineer will follow up.

CORRESPONDENCE/WRITTEN COMMUNICATIONS

Mr. Bischoff mentioned the following correspondence:

- S-1 Passes the State Senate
- Municipal Court Audit for 2009.

Mr. Mazza mentioned the following correspondence: None

Mrs. Dziubek mentioned the following correspondence:

- JCP&L email to Union Township they are replacing towers in 2011 that are going to be 125' in height. This will impact residents of the Township if additional towers are added.

Mr. Severino mentioned the following correspondence: None

PUBLIC COMMENTS

- Bill Harclerode – UTEC. Sidney Brook Project. Mayor needs to sign three forms for the DEP.

**RESOLUTION #2010-98
UNION TOWNSHIP, HUNTERDON COUNTY
AUTHORIZATION TO SIGN
SIDNEY BROOK PROJECT AMENDMENT**

Be it resolved that the Mayor is hereby authorized to sign the amendment to the Form for Standard Contracts and Grants requesting nine months extension for the project.

Mrs. Dziubek made a motion to adopt the above resolution. Mr. Mazza seconded. Vote: Ayes – Mr. Severino, Mr. Bischoff, Mr. Mazza. Mrs. Dziubek. Motion Carried.

- UTEC Newsletter – Environmental Commission requested and received feedback on the newsletter. The Twp. Committee praised the Commission on the excellence of the newsletter and requested that they check the personnel listing for changes before publishing.
- Mr. Harclerode will check with Grace Brennan, CFO for energy cost for the Municipal Building.
- Road Noise – Met with Assemblyman DeMaio and Assemblyman Petersen who have been very helpful.

TEMPORARY ADJOURNMENT OF THE TWP. COMMITTEE MEETING

At 7:55 p.m., Mr. Bischoff made a motion to temporary adjourn the meeting in order to conduct the Board of Health Meeting. Mr. Mazza seconded. Vote: Motion carried by unanimous favorable roll call vote.

REOPEN OF THE TWP. COMMITTEE MEETING

At 8:12 p.m., Mr. Bischoff made a motion to reopen the Committee Meeting. Mr. Mazza seconded. Vote: Ayes – Mr. Severino, Mr. Bischoff, Mr. Mazza, Mrs. Dziubek.

PUBLIC HEARING

**ORDINANCE #2010-4
AN ORDINANCE APPROPRIATING THE SUM OF \$4,000.00 CURRENTLY LOCATED WITHIN THE
CAPITAL IMPROVEMENT FUND OF THE GENERAL CAPITAL FUND OF THE
TOWNSHIP OF UNION, HUNTERDON COUNTY, NJ
FOR THE PURCHASE OF SUPPLIES FOR THE IMPROVEMENT TO GANO ROAD**

Mr. Mazza made a motion to open the public hearing. Mrs. Dziubek seconded. Vote: Ayes - Mr. Severino, Mr. Bischoff, Mr. Mazza, Mrs. Dziubek. Motion carried.

There being no comments from the public, Mr. Bischoff made a motion to close the public hearing. Mrs. Dziubek seconded. Vote: Ayes - Mr. Severino, Mr. Bischoff, Mr. Mazza, Mrs. Dziubek. Motion carried.

Mr. Bischoff made a motion to adopt the above Ordinance on 2nd and final reading. Mr. Mazza seconded. Vote: Ayes - Mr. Severino, Mr. Bischoff, Mr. Mazza, Mrs. Dziubek. Motion carried.

OLD BUSINESS

The Attorney mentioned the issue of the ownership of the Van Syckels Bridge over the Spruce Run.

At 8:16 p.m., the Township Engineer left the meeting.

NEW BUSINESS

a. The following resolution was introduced for adoption:

**RESOLUTION #2010-99
UNION TOWNSHIP, HUNTERDON COUNTY
2010-2011 PLENARY RETAIL CONSUMPTION LICENSE – RENEWAL**

BE IT RESOLVED, by the Township Committee of the Township of Union, County of Hunterdon, State of New Jersey, that the following Plenary Retail Consumption License be issued in the Township of Union to be effective on July 1, 2010; and

BE IT FURTHER RESOLVED that the Municipal Clerk or his/her duly authorized agent is hereby authorized to execute, issue and delivery such license to the following licensee:

Name & Trade Name:	Myriel Restaurant LLC t/a Clinton Station Diner
Location & Mailing Address:	301 County Route 639 Bloomsbury, New Jersey 08804
License #:	1025-33-007-009

BE IT FURTHER RESOLVED, that a copy of this resolution, certified to be a true copy by the Municipal Clerk, be forwarded to the Division of Alcoholic Beverage Control.

Mrs. Dziubek made a motion to adopt above resolution. Mr. Mazza seconded. Vote: Ayes – Mr. Severino, Mr. Bischoff, Mr. Mazza, Mrs. Dziubek. Motion carried.

b. The following resolution was introduced for adoption:

**RESOLUTION #2010-100
UNION TOWNSHIP, HUNTERDON COUNTY
2010-2011 PLENARY RETAIL CONSUMPTION LICENSE – RENEWAL**

BE IT RESOLVED, by the Township Committee of the Township of Union, County of Hunterdon, State of New Jersey, that the following Plenary Retail Consumption License be issued in the Township of Union to be effective on July 1, 2010; and

BE IT FURTHER RESOLVED that the Municipal Clerk or his/her duly authorized agent is hereby authorized to execute, issue and delivery such license to the following licensee:

Name & Trade Name: Apalo Inc
t/a Perryville Inn

Location & Mailing Address: 167 Perryville Road
Hampton, New Jersey 08827

License #: 1025-33-006-006

BE IT FURTHER RESOLVED, that a copy of this resolution, certified to be a true copy by the Municipal Clerk, be forwarded to the Division of Alcoholic Beverage Control.

Mr. Bischoff made a motion to adopt above resolution. Mrs. Dziubek seconded. Vote: Ayes – Mr. Severino, Mr. Bischoff, Mr. Mazza, Mrs. Dziubek. Motion carried.

c. The following resolution was introduced for adoption:

RESOLUTION #2010-101
UNION TOWNSHIP, HUNTERDON COUNTY
2010-2011 PLENARY RETAIL CONSUMPTION LICENSE – RENEWAL

BE IT RESOLVED, by the Township Committee of the Township of Union, County of Hunterdon, State of New Jersey, that the following Plenary Retail Consumption License be issued in the Township of Union to be effective on July 1, 2010; and

BE IT FURTHER RESOLVED that the Municipal Clerk or his/her duly authorized agent is hereby authorized to execute, issue and delivery such license to the following licensee:

Name & Trade Name: Gatani & Fokas Foods Inc.
t/a Mountain View Chalet

Location & Mailing Address: 154 State Rte. 173 West
Asbury, New Jersey 08802

License #: 1025-33-005-004

BE IT FURTHER RESOLVED, that a copy of this resolution, certified to be a true copy by the Municipal Clerk, be forwarded to the Division of Alcoholic Beverage Control.

Mr. Bischoff made a motion to adopt above resolution. Mrs. Dziubek seconded. Vote: Ayes – Mr. Severino, Mr. Bischoff, Mr. Mazza, Mrs. Dziubek. Motion carried.

d. The following resolution was introduced for adoption:

At 8:20 p.m., Attorney Peter Jost recused himself and left the meeting room.

**RESOLUTION #2010-102
UNION TOWNSHIP; HUNTERDON COUNTY
2010-2011 PLENARY RETAIL CONSUMPTION LICENSE; with Conditions
PATTENBERG ENTERTAINMENT t/a Pattenburg House**

BE IT RESOLVED, by the Township Committee of the township of Union, County of Hunterdon, State of New Jersey, that the following Plenary Retail Consumption License be issued in the Township of Union effective July 1, 2010; and

BE IT FURTHER RESOLVED that the Municipal Clerk, or her duly authorized agent, is hereby authorized to execute, issue and deliver such license to the following licensee with the Special Conditions noted below:

NAME & TRADE NAME: Abaco Blue LLC
t/a Pattenburg House

LOCATION & ADDRESS: 512 Pattenburg Rd.
Asbury, NJ 08802

LICENSE NUMBER: 1025-33-004-008

- Special Conditions:
1. All doors and windows, in the building, must be closed while music, live or recorded, is being played.
 2. Live music shall not be played within the confines of the building at any other time than Thursday, Friday, Saturday or Sunday.
 3. The petitioner shall provide a security person on all dates and at all times that live music is being played at the licensed premises.
 4. The patio and deck adjacent to the Pattenburg House may be utilized for lunches and dinners with the deck and patio to be closed and all patrons removed therefrom by 10:00 p.m. every evening. All food orders and service shall terminate by 9:00 p.m. each evening.
 5. The Pattenburg House is limited to 92 seats (persons to be served) and such patron count shall not be increased in the utilization of the patio and deck and the total seating capacity for service of patrons shall be 92 seats, including the patio, deck and restaurant/bar areas of the Pattenburg House.
 6. The only egress onto the patio and deck area after 10:00 p.m. shall be for "emergency exit" purposes only, and the outside gate to the deck shall be locked after 10:00 p.m. so that no entrance can be gained to the patio and deck area.
 7. The door to the deck and patio area from inside the Pattenburg House shall be clearly marked as an emergency door.
 8. The front door of the Pattenburg House shall not be propped or maintained in an open condition at any time that entertainment is performing.
 9. The parking lot will be striped.

BE IT RESOLVED, that a copy of this resolution, certified to be a true copy by the Municipal Clerk, be forwarded to the Division of Alcoholic Beverage Control.

Mark Baronowski, owner of the Pattenburg House – Asked that the hours for the outside patio deck be extended. He cited the reasons. They included concerns for customers who use the parking lot close to Rt. 614 for smoking. The Committee recommended Mr. Baronowski bring his request to the Planning Board.

Mr. Bischoff made a motion to adopt above resolution. Mrs. Dziubek seconded. Vote: Ayes – Mr. Severino, Mr. Bischoff, Mr. Mazza, Mrs. Dziubek. Motion carried.

At 8:34 p.m., Attorney Jost returned to the meeting room.

e. The following resolution was introduced for adoption:

**RESOLUTION 2010-103
RE: TOLL BROTHER’S INC.
EXCAVATION BOND REFUNDS
BLOCK 11 LOT 8.23
BLOCK 11 LOT 8.25
BLOCK 11 LOT 8.26**

WHEREAS, Toll Brother’s Inc., posted \$500.00 per lot for excavation bonds at Lookout Pointe, and

WHEREAS, Toll Brother’s Inc., has requested the return of these bonds; and

WHEREAS, the work and inspections are complete, and

WHEREAS, the certificates of occupancy have been issued,

NOW, THEREFORE BE IT RESOLVED that the excavation bonds for the above-mentioned lots are hereby released to Toll Brothers Inc. in the total amount of \$1,500.00.

Mr. Bischoff made a motion to adopt above resolution. Mr. Mazza seconded. Vote: Ayes – Mr. Severino, Mr. Bischoff, Mr. Mazza, Mrs. Dziubek. Motion carried.

f. The following resolution was introduced for adoption:

**RESOLUTION #2010-104
UNION TOWNSHIP, HUNTERDON COUNTY
FIREWORKS APPROVAL – 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 10, 2010, at approximately 9:00 p.m. or dark; rain date, September 17, 2010;

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 10, 2010; approximately 9:00 p.m. or dark; rain date, September 17, 2010, 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.

Mr. Bischoff made a motion to adopt above resolution, subject to insurance certificate naming Union Township as additional insured. Mr. Mazza seconded. Vote: Ayes – Mr. Severino, Mr. Bischoff, Mr. Mazza, Mrs. Dziubek. Motion carried.

g. **Motion to Approve** – Application for Special Permit for Social Affair-Hunterdon Medical Center Foundation.

Mr. Bischoff made a motion to approve the above permit. Mr. Mazza seconded. Vote: Ayes - Mr. Severino, Mr. Bischoff, Mr. Mazza, Mrs. Dziubek. Motion carried.

h. **Motion to Approve** – Approval of North Hunterdon Rotary Club 2010 Skylands Triathlon – September 12, 2010.

Mr. Mazza made a motion to approve the North Hunterdon Rotary Club Skylands Triathlon on September 12, 2010, subject to receipt of the insurance certificate naming Union Township as an additional insured. Mr. Bischoff seconded. Vote: Ayes – Mr. Severino, Mr. Bischoff, Mr. Mazza, Mrs. Dziubek. Motion carried.

i. **Discussion** – Accepting Property Tax Payments via Credit & Debit Cards – Info from Tax Collector. Tabled, more information needed.

NEW ORDINANCE – 1st Reading

REPORTS

Attorney's Report – Mr. Jost reported the following:

- Recycling ordinance – County will be notified that their ordinance is under study.
- Court Case regarding charges for copies. The Attorney recommended that the Township establish a charge of 10 cents for standard size and 15 cents for legal until the Committee comes to a resolution.
- Mowing State Properties – According to Debbie Hirt, the whole issue of mowing is under reconsideration by the DOT.
- Renewable energy ordinance – Brief discussion.

Mayor's Report - Mayor Severino reported the following:

- D&L Plumbing at Finn Park Pavilion, scheduled for next week. Operating regulations will be reviewed at the next Committee Meeting.
- Joey Faro, a Union Township resident and Marine was severely injured. Mrs. Dziubek offered to prepare a letter thanking Mr. Faro for his sacrifice and service for the Mayor to sign. The Committee agreed.

Motion: Mr. Bischoff made a motion to send the letter to U.S. Marine Joey Faro. Mr. Mazza seconded. Motion carried by unanimous favorable roll call vote.

Committee Report

Mr. Mazza reported the following:

- Second dumpster for mini-dump for July, August, September. Discussion of users and uses of the mini-dump.
- Road crew wearing shorts during the day. Brief discussion, agreed that shorts pose a safety hazard and road crew needs to wear long pants for protection.

Mrs. Dziubek reported the following:

- Matter for Executive Session - Personnel.

Mr. Bischoff reported the following:

- Quote “Neither the wisest Constitution or the wisest laws secure the liberty and happiness of the people whose manners are universally corrupt.” Samuel Adams.
- Mr. Bischoff informed the Committee about “Bugles Across America”. He received an e-mail from Tom Day who stated that by law any veteran that is buried is entitled to two military people, the flag folding and presentation to family and bugle playing of Taps at the gravesite.

Mr. Severino reported the following: None

Clerk’s Report

- Raffle License #2010-13 Hunterdon Medical Center Foundation; On Premise Merchandise: 9/20/10

Mr. Bischoff made a motion to approve the above license. Mrs. Dziubek seconded. Vote: Ayes –Mr. Severino, Mr. Bischoff, Mr. Mazza, Mrs. Dziubek. Motion carried.

PUBLIC COMMENTS - None

PAYMENT OF THE BILLS

Mr. Bischoff moved that the approved list of bills, with the exception of PO #1374 in the amount of \$14,766.85 for Clarke Caton Hintz and #1905 for Ferriero Engineering for an invoice from year 2007 and 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. Mr. Mazza seconded. Vote: Ayes – Mr. Severino, Mr. Bischoff, Mr. Mazza, Mrs. Dziubek. Motion carried.

EXECUTIVE SESSION

The following resolution was introduced for adoption:

**RESOLUTION #2010-105
 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:

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 June 16, 2010, at 9:31 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.

Mrs. Dziubek made a motion to go into Executive Session for a Personnel matter. Mr. Bischoff seconded. Vote: Ayes – Mr. Severino, Mr. Bischoff, Mr. Mazza, Mrs. Dziubek. Motion carried.

At 9:36 p.m., Mrs. Dziubek made a motion to come out of Executive Session. Mr. Mazza seconded. Vote: Ayes – Mr. Severino, Mr. Bischoff, Mr. Mazza, Mrs. Dziubek. Motion carried.

The following motion was adopted after coming out of Executive Session:

Mrs. Dziubek made a motion to authorize Constance Luddin CTC No. 831 to temporarily substitute for the Township’s Tax Collector on the dates of June 22 and June 29 while the Tax Collector is on vacation. Mr. Mazza seconded. Vote: Ayes – Mr. Severino, Mr. Bischoff, Mr. Mazza, Mrs. Dziubek. Motion carried.

ADJOURNMENT – There being no further business to come before the Township Committee at this time, Mr. Bischoff made a motion to adjourn. Mrs. Dziubek seconded the motion. Motion carried by unanimous favorable roll call vote.

Meeting adjourned at approximately 9:37 p.m.

Respectfully submitted,

Ella M. Ruta, Twp. Clerk

by Pat Essig
Administrative Assistant

BOARD OF HEALTH

REGULAR MEETING

JUNE 16, 2010

AGENDA

Mayor Severino opened the meeting at 7:57p.m.

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

ROLL CALL - Present: Mr. Bischoff, Mr. Severino, Mr. Mazza, Mrs. Dziubek
Absent: Mr. Haynes, Mr. Vance, Dr. Friedman
Others Present: J. Peter Jost, Esq., Ella M. Ruta Municipal Clerk, Bob Clerico Township Engineer, Mr. Charlie Tiedeman, PE.

Approval of Minutes – Regular Meeting, 6/02/10

Mr. Bischoff made a motion to approve the Minutes of the Regular Meeting on June 2, 2010. Mrs. Dziubek seconded. Vote: Ayes – Mr. Severino, Mr. Bischoff, Mr. Mazza, Mrs. Dziubek.

Correspondence- HC Dept. of Health

– Septic System Waiver Request Blk 15.01, Lot 17. Charles Tiedeman, PE represented Marion Donato of Pattenburg. Request a waiver for well distance in connection with the replacement of a failed septic system.

Mr. Mazza made a motion to approve the Septic System Waiver Request for Blk 15.01, Lot 17. Mr. Bischoff seconded. Vote: Ayes – Mr. Severino, Mr. Bischoff, Mr. Mazza, Mrs. Dziubek.

Old Business –

**TOWNSHIP OF UNION
ORDINANCE #2010- BH**

Ordinance effectively immediately, Repeal effective January 31, 2011.

Mr. Bischoff made a motion to approve the first reading of Ordinance #2010 - BH. Mrs. Dziubek seconded. Vote: Ayes – Mr. Severino, Mr. Bischoff, Mr. Mazza, Mrs. Dziubek. Motion carried.

New Business –

2010-2011 Retail Food Establishment License Renewal Application:

- Clinton Station Diner
- The Pattenburg House

Mrs. Dziubek made a motion to renew the 2010-2011 Retail Food Establishment Licenses for the Clinton Station Diner and The Pattenburg House. Mr. Mazza seconded. Vote: Ayes – Mr. Severino, Mr. Bischoff, Mr. mazza, Mrs. Dziubek.

Comments from the Public – None

Adjournment

Mrs. Dziubek made a motion to adjournment the meeting. Mr. Mazza seconded. Vote: Motion carried by unanimous favorable roll call vote.

Adjourned at 8:11 p.m.

Respectfully submitted,

Pat Essig