

CALL TO ORDER

Mayor Bischoff 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. Severino, Mr. Mazza, Ms. McBride, Mr. Bischoff, Mrs. Dziubek
Others Present: J. Peter Jost, Esq., Ella M. Ruta, Clerk

APPROVAL OF PRIOR MEETING MINUTES

a. Regular Session Meeting Minutes of October 19, 2011.

Mr. Severino made a correction to page 2, item 5, Engineer’s Report as follows: remove last sentence. Mr. Bischoff made correction to Ms. McBride’s report, page 12, item 2 add to last sentence “in as much as they only meet 3 times a year.” Item 4, add “only” after downstairs in the last sentence.

| Voice Vote | Moved | Seconded | Ayes | Nays | Abstain | Absent |
|--------------|-------|----------|------|------|---------|--------|
| Mr. Severino | | | X | | | |
| Mr. Mazza | X | | X | | | |
| Mrs. Dziubek | | | | | X | |
| Ms. McBride | | X | X | | | |
| Mr. Bischoff | | | X | | | |

Motion carried with corrections.

Mayor’s apology to the community for the lack of communications from the Township to its citizens. We have not been able to communicate as fully as we would have liked to have or could have done and we ask your forbearance now that we have partial power in the building we can do a better job of communication.

VISITORS

- a. Thomas Cannan, 11Grove Farm Road, Pittstown – Treasurer, Wellington West Homeowner’s Association looking for the Township’s assistance to remove trees in the development.
 - The Attorney will review documentation for the Association and Township obligations.
 - The Mayor suggested that instead of pulling the trees out, have them stay through the winter and see what re-growth may occur.
 - For the record, Mr. Cannan stated that the Association did take safety measures knowing what the Township looked like after the storm because of the Trick or Treaters.
- Committee discussion of how to help residents with the removal and disposal of downed branches and trees.

Motion: Mr. Mazza to set up an area at the back parking lot at Finn Road Park with the DR&F Foreman for temporary one time emergency staging area for tree debris for future chipping.

| Voice Vote | Moved | Seconded | Ayes | Nays | Abstain | Absent |
|--------------|-------|----------|------|------|---------|--------|
| Mr. Severino | | X | X | | | |
| Mr. Mazza | | | X | | | |
| Mrs. Dziubek | | | X | | | |
| Ms. McBride | X | | X | | | |
| Mr. Bischoff | | | X | | | |

Motion carried

- a. Dan Van Fossen, Pattenburg Fire Chief – Update on the damage from the weekend storm.
- b. Bruce Hirt, UT OEM – Conference call with JCP&L on Tuesday. Discussion of problems of getting trees cleared and restoring power.
- c. James Ellis, Main Street, Pattenburg – Thanked the Road Dept. for doing a great job during the power outage.
- d. John Kulick, Perryville Rd – storm and status of bridge repair on Main Street.
- e. Leslie Kulick, Perryville Rd – status of Comcast service, dissatisfied with lack of customer service information during power outage.

The Mayor thanked the visitors for coming and expressing their views and experiences.

REPORTS RECEIVED

- a. Road Dept - Weeks Ending 9/30/11; 10/07/11 The Mayor added his personal congratulations to the road crew for the work they have done in the past week.
- b. Tax Collector – October 2011
- c. Engineer’s Report – not present

CORRESPONDENCE/WRITTEN COMMUNICATIONS

Mr. Severino mentioned the following correspondence: None

Mrs. Dziubek mentioned the following correspondence:

- HL Petroleum Co., Inc., re: Public Notification and Outreach. This should go to UTEC for their records. The Clerk will handle.
- Engineering & Land Planning Associates, Inc., re: Highlands Preservation Area Approval-Notification Letter County Route 614. This is notification of application submittal. Being worked on.

Ms. McBride mentioned the following correspondence:

- Raritan Township, re: Res.#11-180 Requesting Study of School District Consolidation in Hunterdon County. The Mayor will bring up in his report.

Mr. Mazza mentioned the following correspondence: None

Mr. Bischoff mentioned the following correspondence:

- Mayor’s Advisory, re: New AOC Rules Regarding Municipal Administrator Vacancies. Regarding Municipal Administrator vacancies: what they want to do is to have someone out of the district, out of the town, out of court, out of the Township Committee to evaluate prospects for jobs as court administrator. That

we would strongly oppose. A counter bill is being worked on asking us to support that reform as opposed to the one being discussed. The Mayor will write a letter to Mr. Smith who is the Chairman of the League’s Management Reforms Committee that we support their particular version of the law.

Motion for the Mayor to write the letter

| Voice Vote | Moved | Seconded | Ayes | Nays | Abstain | Absent |
|--------------|-------|----------|------|------|---------|--------|
| Mr. Severino | X | | X | | | |
| Mr. Mazza | | | X | | | |
| Mrs. Dziubek | | | X | | | |
| Ms. McBride | | X | X | | | |
| Mr. Bischoff | | | X | | | |

- Mayor’s Advisories re: Affordable Housing, Appellate Division Rulings and re: New State Plan. The affordable housing information I will review with the Special Counsel Mr. Koenig and Mr. Balzano our consultant for matters of COAH.
- Mayor’s Advisory, re: Res. Supporting S-3062 “Telecommunications-Cable Television Deregulation Ensuring Consumer Protection Act”. Last spring the assembly passed A-3766 “Market Competition and Consumer Choice Act”, that would eliminate valuable benefits and service received by municipalities through the statewide cable franchise. We need a resolution opposing S-2664 legislation. The Mayor requested the Attorney to prepare the resolution.

Motion for the Atty. to prepare the resolution

| Voice Vote | Moved | Seconded | Ayes | Nays | Abstain | Absent |
|--------------|-------|----------|------|------|---------|--------|
| Mr. Severino | | X | X | | | |
| Mr. Mazza | X | | X | | | |
| Mrs. Dziubek | | | X | | | |
| Ms. McBride | | | X | | | |
| Mr. Bischoff | | | X | | | |

PUBLIC COMMENTS

PUBLIC HEARING - None

OLD BUSINESS

- a. **Motion to Authorize** – The Clerk to Issue Quarry License for Green Cycle of Hunterdon LLC. Tabled.
- b. **Online Tax Payments** – Contract Proposal has been reviewed by Mrs. McBride, discussed with the vendor, and forwarded to the Attorney for review. Tabled for next meeting.

Revamped website will be ready in January and will include online tax payments. Per the Clerk, the Tax Collector requested that the setup fee be paid this year and had checked with the CFO that there are available funds to do so. Ms. McBride said that there is compatibility to do the tax payments within the new website.

NEW ORDINANCE – 1st Reading

NOTICE OF INTRODUCTION OF ORDINANCE

PLEASE TAKE NOTICE that the following Ordinance was adopted on first reading by the Township Committee of the Township of Union, County of Hunterdon, State of New Jersey, at a meeting held on the 2nd day of November, 2011. The Ordinance was then ordered to be published according to law. Notice is hereby given that said Ordinance will be considered for final passage at a public hearing to be held on the 7th day of December 2011, at 7:00 p.m., or as soon thereafter as the matter may be reached, at the Union Township Municipal Building, 140 Perryville Rd., Jutland, NJ at which time all interested parties will be heard.

Ella M. Ruta, Municipal Clerk

ORDINANCE #2011-15

AN ORDINANCE AMENDING THE SALARY RANGES FOR CERTAIN OFFICERS AND EMPLOYEES OF THE TOWNSHIP OF UNION, COUNTY OF HUNTERDON, NJ – 2011

BE IT ORDAINED, by the Township Committee of the Township of Union, County of Hunterdon, State of New Jersey, the salary ranges per annum for the year 2011 for the following officers and employees shall be as follows:

Salaries are for a period of one year unless otherwise noted:

ADMINISTRATIVE

| <u>POSITION</u> | <u>2011 SALARY RANGE</u> |
|----------------------------------|-------------------------------------|
| Mayor | \$ 0 - 5,000 |
| Township Committee | 0 - 4,800 |
| Township Clerk | 25,000 - 55,000 |
| Tax Collector | 15,000 - 37,500 |
| Deputy Tax Collector | 1 |
| Tax Assessor | 20,000 - 43,000 |
| Municipal Finance Officer (CFO) | 20,000 - 43,000 |
| Payroll Administrator | 4,000 - 6,000 |
| Accounts Payable Clerk | 3,000 - 5,000 |
| Emergency Management Coordinator | 2,000 - 7,500 |
| 9-1-1 Coordinator | 0 - 4,000 |
| Deputy Emg. Mgm. Coordinator | 0 - 2,500 |
| Registrar | 0 - 5,000 |
| Clerical Assistant(s) | min. wage - 25./hr |

DEPARTMENT OF ROADS AND FACILITIES

| | |
|--------------------------|--------------------|
| Foreman | 30,000 – 65,000 |
| Public Works Staff No. 1 | 30,000 – 46,000 |
| Public Works Staff No. 2 | 30,000 – 46,000 |
| Public Works Staff No. 3 | 30,000 – 46,000 |
| Public Works Staff No. 4 | 30,000 – 46,000 |
| Part-Time DR&F Employee | 8.00/hr - 30.00/hr |

LAND USE DEPARTMENT

| | |
|--|-----------------|
| Zoning Officer | 7,500 - 14,000 |
| Deputy Zoning Officer | 1 |
| Planning Bd./Bd. of Adj. Secretary(Combined) | 15,000 - 32,000 |

MISCELLANEOUS

| | |
|--|------------------|
| Recycling Coordinator | 4,000 - 10,000 |
| Animal Registrar | 2,000 - 6,000 |
| Animal Control Officer | 2,500 - 10,000 |
| Dog Census | 0 - 3,000 |
| Recycling Attendant/Dumpster Attendant | 10.00 - 15.00/hr |
| Recycling/Dumpster Attendant Helper | 8./hr – 13.00/hr |
| Clean Communities Coordinator | 0 – 1,000 |

PUBLIC SAFETY

| | |
|-----------------------|---------------|
| Public Safety Officer | 5,000 – 7,500 |
|-----------------------|---------------|

HEALTH INSURANCE

Union Township Employees

Each Employee covered under the NJ State Health Benefits Program through the Township of Union shall contribute one and a half percent (1.5%) of salary as of June 1, 2010.

Union Township Elected Officials

Each elected official covered under the NJ State Health Benefits Program through the Township of Union shall contribute one and a half percent (1.5%) of salary and two and one quarter percent (2.25%) of the premium cost of health, dental and prescription benefits as of June 1, 2010.

MISCELLANEOUS –

If the provisions of any part of this Ordinance shall be judged invalid by any Court of competent jurisdiction, such order or judgment shall not affect or invalidate the remainder of this Ordinance; the provisions of this Ordinance are hereby declared to be severable.

This Ordinance shall take effect according to statute until further Ordinance by this Township Committee.

William Bischoff, Mayor

Attest: _____
Ella M. Ruta, RMC
Municipal Clerk

First Reading: November 2, 2011
 Publication/Full: November 10, 2011
 Second Reading: December 7, 2011
 Publication/Title: December 15, 2011

| Voice Vote | Moved | Seconded | Ayes | Nays | Abstain | Absent |
|--------------|-------|----------|------|------|---------|--------|
| Mr. Severino | | x | X | | | |
| Mr. Mazza | | | X | | | |
| Mrs. Dziubek | X | | X | | | |
| Ms. McBride | | | X | | | |
| Mr. Bischoff | | | X | | | |

Motion carried as amended.

The Attorney will speak to the CFO about changes.

NOTICE OF INTRODUCTION OF ORDINANCE

PLEASE TAKE NOTICE that the following Ordinance was adopted on first reading by the Township Committee of the Township of Union, County of Hunterdon, State of New Jersey, at a meeting held on the 2nd day of November, 2011. The Ordinance was then ordered to be published, according to law. Notice is hereby given that said Ordinance will be considered for final passage at a public hearing to be held on December 7, 2011, at 7:00 pm or as soon thereafter as the matter may be reached, at the Union Township Municipal Building, 140 Perryville Road, Hampton, N.J. at which time all interested parties will be heard.

Ella M. Ruta, Municipal Clerk

ORDINANCE #2011 - 16

AN ORDINANCE APPROPRIATING THE SUM OF \$27,500.00 CURRENTLY LOCATED WITHIN THE CAPITAL IMPROVEMENT FUND OF THE GENERAL CAPITAL FUND OF THE TOWNSHIP OF UNION, HUNTERDON COUNTY, NEW JERSEY, FOR THE PURCHASE AN AIR CONDITIONING AND TREATMENT SYSTEM FOR THE MUNICIPAL BUILDING

WHEREAS, there is currently within the 2011 Capital Fund of the Township of Union, County of Hunterdon, State of New Jersey, an item entitled Capital Improvement Fund; and

WHEREAS, there is in this fund at least \$27,500.00; and

WHEREAS, the Township Committee of the Township of Union has deemed there is a need to purchase a new air conditioning and treatment system for the Municipal Building

NOW, THEREFORE, BE IT RESOLVED AND ENACTED by the Township Committee of the Township of Union, County of Hunterdon, State of New Jersey, that:

SECTION 1. There is hereby appropriated from the Capital Improvement Fund of the 2011 General Capital Fund for the purchase of a new air conditioning and treatment system, the sum of \$27,500.00;

SECTION 2. All Ordinances or parts of Ordinances which are inconsistent with the terms of the Ordinance be and the same are hereby repealed to the extent of their inconsistency;

SECTION 3. There is no debt incurred by this ordinance.

SECTION 4. This Ordinance shall take effect after proper passage and publication in accordance with law.

BY: _____
William Bischoff, Mayor

Attest: _____
Ella M. Ruta, RMC
Municipal Clerk

First Reading: November 2, 2011
Publication/in Full November 10, 2011
Second Reading: December 7, 2011
Publication/Title Only: December 15, 2011

| Voice Vote | Moved | Seconded | Ayes | Nays | Abstain | Absent |
|--------------|-------|----------|------|------|---------|--------|
| Mr. Severino | X | | X | | | |
| Mr. Mazza | | X | X | | | |
| Mrs. Dziubek | | | X | | | |
| Ms. McBride | | | X | | | |
| Mr. Bischoff | | | X | | | |

Motion carried.

The Mayor will speak to Amy Barkman about the Certified Purchasing Agent

NEW BUSINESS

a. The following resolution was introduced for adoption:

**RESOLUTION #2011- 137
TOWNSHIP OF UNION, HUNTERDON COUNTY
RESOLUTION TO REFUND DUPLICATE PAYMENT OF 2011 TAXES**

WHEREAS, the Tax Collector received payment from CoreLogic of \$1,020.70 for 3rd quarter taxes on Block 27, Lot8.02; and

WHEREAS, CoreLogic does not service this Block and Lot; and

WHEREAS, CoreLogic has requested a refund of \$1,020.70.

NOW, THEREFORE, BE IT RESOLVED, on this 2nd day of November, 2011, by the Township Committee of the Township of Union, Hunterdon County, State of New Jersey, as follows:

1. The Tax Collector shall reverse the erroneous payment of 3rd quarter 2011 taxes.
2. The CFO shall refund \$1,020.70 to CoreLogic, Refunds Unit, One CoreLogic Drive, Westlake, TX 76262 from Block 27, Lot 8.02.
3. This Resolution shall take effect immediately upon adoption.

| Voice Vote | Moved | Seconded | Ayes | Nays | Abstain | Absent |
|--------------|-------|----------|------|------|---------|--------|
| Mr. Severino | X | | X | | | |
| Mr. Mazza | | X | X | | | |
| Mrs. Dziubek | | | X | | | |
| Ms. McBride | | | X | | | |
| Mr. Bischoff | | | X | | | |

Motion carried

b. The following resolution was introduced for adoption:

**RESOLUTION 2011- 138
ESCROW REFUND
Toll Brothers Lookout Pointe**

- Block 11 Lot 8.11
- Block 11 lot 8.23
- Block 11 Lot 8.25
- Block 11 Lot 8.28
- Block 11 Lot 8.31
- Block 11 Lot 8.32
- Block 11.01 Lot 3
- Block 11.01 Lot 11
- Block 11.01 Lot 18
- Block 11.01 Lot 22

WHEREAS, Toll Brother’s did post a escrow account for various Driveway Construction Projects at Lookout Pointe

WHEREAS, the work and inspections are complete and all invoices have been paid,

WHEREAS, there is total remaining balance of \$2,981.50 in the escrow accounts for these blocks and lots,

NOW, THEREFORE, BE IT RESOLVED that the balance of these escrow accounts, in the amount of \$2,981.50 be refunded to Toll Brothers Inc.

| Voice Vote | Moved | Seconded | Ayes | Nays | Abstain | Absent |
|--------------|-------|----------|------|------|---------|--------|
| Mr. Severino | X | | X | | | |
| Mr. Mazza | | | X | | | |
| Mrs. Dziubek | | | X | | | |
| Ms. McBride | | X | X | | | |
| Mr. Bischoff | | | X | | | |

Motion carried

c. The following resolution was introduced for adoption:

**RESOLUTION 2011- 139
 ESCROW REFUND
 Toll Brothers Sanctuary
 PO Box 4002, Clinton, NJ 08809**

WHEREAS, Toll Brothers did post an escrow account for the subdivision known as The Sanctuary, and

WHEREAS, the application is complete and all the professional invoices have been paid, and

WHEREAS, there is a remaining balance of \$22.93 in the escrow account

NOW, THEREFORE, BE IT RESOLVED that the balance of this escrow account, in the amount of \$22.93 be refunded to Toll Brothers, Inc.

| Voice Vote | Moved | Seconded | Ayes | Nays | Abstain | Absent |
|--------------|-------|----------|------|------|---------|--------|
| Mr. Severino | | | X | | | |
| Mr. Mazza | X | | X | | | |
| Mrs. Dziubek | | X | X | | | |

| | | | | | | |
|--------------|--|--|---|--|--|--|
| Ms. McBride | | | X | | | |
| Mr. Bischoff | | | X | | | |

Motion carried

d. The following resolution was introduced for adoption:

**Resolution # 2011- 140
UNION TOWNSHIP, HUNTERDON COUNTY
APPROPRIATION TRANSFER(S)**

Be it resolved by the Township Committee of the Township of Union, County of Hunterdon, State of New Jersey, that there are insufficient funds to meet the demands necessary for the 2011 Appropriations in the following accounts:

| | | |
|-----|------------------------------|------------|
| TO: | Computerized Data Processing | \$5,000.00 |
| | Revenue Admin. (Tax Col.) OE | \$1,000.00 |
| | Electricity | \$1,500.00 |
| | Fuel Oil | \$ 500.00 |
| | Total | \$8,000.00 |

WHEREAS, the following account(s) have sufficient excess funds to meet such demands:

| | | |
|-------|--------------------------|------------|
| FROM: | Liability Insurance | \$4,000.00 |
| | Employee Group Insurance | 4,000.00 |
| | Total | \$8,000.00 |

BE IT RESOLVED that in accordance with the provisions of R.S. 40A: 4-58 the Chief Financial Officer is hereby authorized to make the transfer(s) required to meet the obligations of Union Township.

| Voice Vote | Moved | Seconded | Ayes | Nays | Abstain | Absent |
|--------------|-------|----------|------|------|---------|--------|
| Mr. Severino | | X | X | | | |
| Mr. Mazza | X | | X | | | |
| Mrs. Dziubek | | | X | | | |
| Ms. McBride | | | X | | | |
| Mr. Bischoff | | | X | | | |

Motion carried

REPORTS

a. **Attorney’s Report**

- Draft Ordinance on false alarms. Mr. Severino asked about the frequent false alarms at the Developmental Center. The Mayor will talk to Dan Van Fossen on the issue.
- Letter to FERC requesting meeting with them and Transco, including Township residents.

- Blue light application – The Attorney suggested Committee review the motor vehicle permit ordinance prior to next meeting.
- Bus stop warning sign – communicated requirements to the Committee by email.
- Ms. McBride asked about Van Syckles Road weight limit. The Attorney said the limit is 10 tons from Rt. 635 to the Township line and 4 tons from Rt. 635 to Rt. 173. Discussion of putting weight limit signs on Van Syckles Road.
- Items for executive session.

b. Mayor's Report

- Quote "Let us have faith that right makes might, and in that faith, let us, to the end, dare to do our duty as we understand it." Abraham Lincoln's Cooper Institute Address, February 27, 1860.
- Spoke with Amy Barkman, UT School Board Business Administrator about the schools being on the list for possible new election sites for polling places and she has no problem with it.
- The Shared Court Services Agreement - I have heard nothing from Mr. Joss. I will follow up.
- Executive session matters.
- Received from Brian Plushanski a conceptual site plan and operations plan for Greenworks Recycling LLC, which is now a new name. It was Greencycle Recycling LLC.
- School district consolidations – people would not look favorably, committee against it.

c. Committee Report

Mr. Severino reported the following:

- Came to the Municipal Building after Saturday's storm. It had partial power, shut down all phases.
- Equipment auction, coming next week to photograph the items.
- Waiting for another quote for additional containers for recycling.

Mr. Mazza reported the following:

- Job posting for part time DRF position qualifications and years of experience discussed. Give the Clerk the information for placing ad in newspaper.
- Discussion of details of Finn Road Park temporary emergency dump site for branches/debris.

Mrs. Dziubek reported the following:

- Website name. Discussion of the format for the updated website address. In agreement for www.uniontwphcnj.gov. Ms. McBride to ask new website designer which address is preferable.

Ms. McBride reported the following:

- Thanked George Pflugfelder and DR&F for installing new donated post light outside and LED post light bulbs.
- Ground fault receptacle box below Township Municipal Sign is not working. Ms. McBride requested permission to call in an electrician. Mr. Severino volunteered to take a look at it.
- Received \$9205, 00. refund for Energy Audit.

d. Clerk’s Report

- Raffle License #2011-23 Hunterdon County YMCA; On Premise 50/50 Cash; 11/18/11.

| Voice Vote | Moved | Seconded | Ayes | Nays | Abstain | Absent |
|--------------|-------|----------|------|------|---------|--------|
| Mr. Severino | X | | X | | | |
| Mr. Mazza | | | X | | | |
| Mrs. Dziubek | | X | X | | | |
| Ms. McBride | | | X | | | |
| Mr. Bischoff | | | X | | | |

Motion carried

- Motion to approve purchase of a new computer for UT CFO office, not to exceed \$500.

| Voice Vote | Moved | Seconded | Ayes | Nays | Abstain | Absent |
|--------------|-------|----------|------|------|---------|--------|
| Mr. Severino | X | | X | | | |
| Mr. Mazza | | | X | | | |
| Mrs. Dziubek | | | X | | | |
| Ms. McBride | | X | X | | | |
| Mr. Bischoff | | | X | | | |

Motion carried

- Motion to approve purchase of a new fax machine and new monitor for Tax Collector office, not to exceed \$400.00

| Voice Vote | Moved | Seconded | Ayes | Nays | Abstain | Absent |
|--------------|-------|----------|------|------|---------|--------|
| Mr. Severino | | | X | | | |
| Mr. Mazza | | | X | | | |
| Mrs. Dziubek | | X | X | | | |
| Ms. McBride | X | | X | | | |
| Mr. Bischoff | | | X | | | |

Motion carried

PUBLIC COMMENTS - None

PAYMENTS 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.

| Voice Vote | Moved | Seconded | Ayes | Nays | Abstain | Absent |
|--------------|-------|----------|------|------|---------|--------|
| Mr. Severino | | | X | | | |
| Mr. Mazza | | X | X | | | |
| Mrs. Dziubek | X | | X | | | |
| Ms. McBride | | | X | | | |
| Mr. Bischoff | | | X | | | |

Motion carried

EXECUTIVE SESSION – potential litigation

The following resolution was introduced for adoption:

RESOLUTION #2011- 141
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:

1. _____ *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.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Union, assembled in Executive session on November 2, 2011, at 8:19 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.

Motion to go in to Executive Session

| Voice Vote | Moved | Seconded | Ayes | Nays | Abstain | Absent |
|--------------|-------|----------|------|------|---------|--------|
| Mr. Severino | | X | X | | | |
| Mr. Mazza | X | | X | | | |
| Mrs. Dziubek | | | X | | | |
| Ms. McBride | | | X | | | |
| Mr. Bischoff | | | X | | | |

Motion carried

At about 8:41 p.m. motion to come out of Executive Session

| Voice Vote | Moved | Seconded | Ayes | Nays | Abstain | Absent |
|--------------|-------|----------|------|------|---------|--------|
| Mr. Severino | X | | X | | | |
| Mr. Mazza | | X | X | | | |
| Mrs. Dziubek | | | X | | | |
| Ms. McBride | | | X | | | |
| Mr. Bischoff | | | X | | | |

Motion carried

After coming out of the Executive Session, the following action was taken:

Motion: Authorize the Attorney to send a letter releasing the substituted Performance Bond for Lookout Pointe conditional upon receiving a true copy of the fully signed Maintenance Bond for said development.

| Voice Vote | Moved | Seconded | Ayes | Nays | Abstain | Absent |
|--------------|-------|----------|------|------|---------|--------|
| Mr. Severino | | | X | | | |
| Mr. Mazza | | | X | | | |
| Mrs. Dziubek | X | | X | | | |
| Ms. McBride | | X | X | | | |
| Mr. Bischoff | | | X | | | |

Motion carried

Motion: Application of the Pattenburg Quarry for the relocation of a vernal pool from Bethlehem Twp. to the border of Bethlehem and Union Townships to be reviewed by UT Environmental Commission.

| Voice Vote | Moved | Seconded | Ayes | Nays | Abstain | Absent |
|--------------|-------|----------|------|------|---------|--------|
| Mr. Severino | | X | X | | | |
| Mr. Mazza | | | X | | | |
| Mrs. Dziubek | X | | X | | | |
| Ms. McBride | | | X | | | |
| Mr. Bischoff | | | X | | | |

Motion carried

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

Meeting adjourned at approximately 8:43 p.m.

Respectfully submitted,

Ella M. Ruta, RMC
Township Clerk

William F. Bischoff, Mayor

Prepared by: Pat Essig, Administrative Assistant

