

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, Mrs. Dziubek, Mr. Bischoff
Absent:
Others Present: J. Peter Jost, Esq., CFO Grace Brennan, Ella M. Ruta Municipal Clerk.

APPROVAL OF PRIOR MEETING MINUTES

Regular Meeting Minutes of January 19, 2011.

- Mrs. Dziubek made a correction to her correspondence on page 2 to read, “Mrs. Dziubek mentioned that the allocation for preservation trust has been reduced from 15% to 10% and there is some concern regarding this.”
- Mr. Bischoff made a correction on page 7 under energy audit. The motion did not change but the discussion concerned energy assessment submitted by Donnelly Engineering & Associates. The condition to proceed with the application was that Donnelly would fund both the lighting and HVAC. If not, the Township is not going to proceed with the application. The following motion introduced with regard to the submission of the audit application.

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			

With inclusion of the above corrections, the motion was carried.

VISITORS

REPORTS RECEIVED

- Road Dept - Weeks Ending 01/10/11; 1/22/11. Ms. McBride commented that that she liked the new format of the report that outlined the activities of the department in further detail.
- Tax Collector – January 2011
- Engineer’s Report
- Mrs. Dziubek inquired about the Quarterly Zoning Report

CORRESPONDENCE/WRITTEN COMMUNICATIONS

Mr. Severino mentioned the following correspondence:

- Franklin Township, Ordinance 2011-01 Solar Energy Systems. Mr. Severino inquired if the Planning Board would receive a copy. The Clerk will check.
- S-1, reforming COAH, has passed both houses. Mr. Severino and Mr. Bischoff discussed briefly the changes between the original and changes.

Mr. Mazza mentioned the following correspondence:

- The application of fertilizing sprays and chemicals at the parks will require certified personnel. Additional specific information is needed and Mr. Jost to look into it.

Mrs. Dziubek mentioned the following correspondence:

- Local Finance Notice on 2011/2012 Budget Matters. Municipalities are eligible to have the December blizzard emergency expenses treated as levy cap exclusions. The CFO working with the OEM Manager and Road Supervisor to get whatever they can.

Ms. McBride mentioned the following correspondence:

- Changes to the DLGS website. Discussed the issue of having a Qualified Purchasing Agent.

PUBLIC COMMENTS - none

PUBLIC HEARING

**ORDINANCE #2011-1
 AN ORDINANCE AMENDING THE CODE OF THE TOWNSHIP OF UNION
 HUNTERDON COUNTY, STATE OF NEW JERSEY
 REGARDING PARK REGULATIONS**

Motion to Open Public Hearing

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

Motion to Close Public Hearing

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

Motion to Adopt

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

ORDINANCE #2011-2
AN ORDINANCE AMENDING THE CODE OF THE TOWNSHIP OF UNION,
HUNTERDON COUNTY, STATE OF NEW JERSEY
CREATING THE POSITION OF THE DEPUTY ZONING OFFICER

Motion to Open Public Hearing

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

Motion carried by unanimous favorable roll call vote.

Motion to Close Public Hearing

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

Motion carried by unanimous favorable roll call vote.

Motion to Adopt

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

ORDINANCE #2011-3

**AN ORDINANCE AMENDING THE CODE OF THE TOWNSHIP OF UNION,
HUNTERDON COUNTY, STATE OF NEW JERSEY
REGARDING THE POSITION OF MUNICIPAL PROSECUTOR**

Motion to Open Public Meeting

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

Motion carried by unanimous favorable roll call vote.

Motion to Close Public Meeting

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

Motion carried by unanimous favorable roll call vote.

Motion to Adopt

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

OLD BUSINESS

- a. **Discussion** – The Proposed Renewable Energy Ordinance. Tabled
- b. The following resolution was introduced for adoption:

**RESOLUTION #2011-33
UNION TOWNSHIP, HUNTERDON COUNTY**

**AUTHORIZING CONTRACT FOR PLANNING CONSULTANT SERVICES FOR 2011
Clarke-Caton-Hintz/Carl E. Hintz, PP**

WHEREAS, the Township of Union has a need to acquire planning 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 maximum amount of the contract may exceed the threshold amount established pursuant to N.J.S.A.40A:11-3(b); and

WHEREAS, funds are available; and

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

WHEREAS, CLARKE CATON HINTZ has completed and submitted a Business Entity Disclosure Certification which certifies that CLARKE CATON HINTZ 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 CLARKE CATON HINTZ from making any reportable contributions through the term of the contract; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Township Committee of the Township of Union, Hunterdon County, New Jersey, as follows:

1. The Mayor and Township Clerk are hereby authorized and directed to execute the attached agreement with Clarke-Caton-Hintz/Carl E. Hintz, PP, for planning consulting services for 2011.
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 Carl E. Hintz is a professional planner.
3. Approval of the attached contract is subject to availability and appropriation of sufficient funds as may be required in the 2011 temporary and permanent Municipal budgets.
4. A Notice of this action shall be printed once in the official newspaper.

Date: February 2, 2011

**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, Chief Financial Officer of the Township of Union, have ascertained that there are available sufficient uncommitted appropriated funds in the 2011 Temporary/Adopted Budget to award a contract to Clarke-Caton-Hintz under the line item "_____".

Date: _____

Grace M. Brennan, CFO

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

NEW BUSINESS

a. The following resolution was introduced for adoption:

RESOLUTION #2011- : Authorizing Collection of Fee for Accident Insurance Policy for All Participants in the Recreation Programs. Tabled for next meeting.

b. The following resolution was introduced for adoption:

**RESOLUTION 2011-34
OPPOSING REDUCED ALLOCATION OF OPEN
SPACE TAX LEVY FUNDS TO MUNICIPAL GRANT
PROGRAMS**

WHEREAS, the Hunterdon County Board of Chosen Freeholders has authorized an annual levy not to exceed three cents (\$0.03) per One Hundred Dollars (\$100) of the total County equalized real property value for each County Questioned (CQ); and

WHEREAS, the Board of Chosen Freeholders sets the open space tax levy and amount to be raised each year and may, at their discretion, determine the appropriate amount or rate to be distributed and allocated for each open space, farmland and historic preservation purpose; and

WHEREAS, the Board of Chosen Freeholders by resolution dated February 2, 2010 reduced the amount of funding available to municipalities for CY 2011 allocated to the Municipal Grant Program from 15% to 10% of the 2010 municipal contributions; and

WHEREAS, this municipal governing body is of the opinion that the previous municipal allocation of 15% is a more fair and equitable allocation to the municipalities whose taxpayers are the source of such funds, and good cause appearing;

NOW THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Union, in the County of Hunterdon, State of New Jersey that this governing body requests that the Board of Chosen Freeholders restore the Municipal Grant Program to its previous allocation of 15% for the FY 2011 year-end open space tax receipts for availability to municipalities in CY 2012; and

BE IT FURTHER RESOLVED that a certified copy of this resolution shall be forwarded to the Hunterdon County Board of Chosen Freeholders and to each of the other municipalities in Hunterdon County.

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.

c. The following resolution was introduced for adoption:

RESOLUTION #2011- : Approving Payments for Taxes by Credit Cards. Tabled.

d. The following resolution was introduced for adoption:

**RESOLUTION #2011-35
UNION TOWNSHIP; HUNTERDON COUNTY
TONNAGE GRANT APPLICATION**

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

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

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

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

WHEREAS, A resolution authorizing this municipality to apply for such tonnage grants for calendar year **2010** will memorialize the commitment of this municipality to recycling and to indicate the assent of the Township Committee of the Township of Union, Hunterdon County to the efforts undertaken by the municipality and the requirements contained in the Recycling Act and recycling regulations; and

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

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

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

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

e. The following resolution was introduced for adoption:

**RESOLUTION #2011-36
UNION TOWNSHIP, HUNTERDON COUNTY
AUTHORIZING THE AWARD OF A
2011 PROFESSIONAL SERVICES RESOLUTION/AUDITOR:
SUPLEE, CLOONEY & COMPANY**

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

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

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

WHEREAS, SUPLEE, CLOONEY & COMPANY has submitted a proposal dated January 25, 2011, indication they will provide the auditor services for the fee not to exceed \$28,900.00; and

WHEREAS, SUPLEE, CLOONEY & COMPANY has completed and submitted a Business Entity Disclosure Certification which certified that SUPLEE, CLOONEY & COMPANY 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 SUPLEE, CLOONEY & COMPANY from making any reportable contributions through the term of the contract; and

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

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Union, authorizes the Mayor and Clerk of the Township of Union to enter into a contract with SUPLEE, CLOONEY & COMPANY as described herein as auditors on and in behalf of the Township of Union for the year **2011**; and

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

**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, Chief Financial Officer, of the Township of Union, have ascertained that there are available sufficient uncommitted appropriated funds to award a contract to SUPLEE, CLOONEY & COMPANY, as appropriated in the **2011** Temporary/Adopted Budget under the line item "Finance OE".

Grace Brennan, CFO

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

Motion carried

f. The following resolution was introduced for adoption:

RESOLUTION #2011- : 2011 Professional Services Contract – Website Management Services-Fitting & Zidd Tabled.

Discussion: Change in Energy Provider. Tabled for next meeting.

Discussion: 2011 UT Municipal Budget – will be discussed later at this meeting.

ITEM ADDED TO THE AGENDA

The Mayor asked that the following resolution be introduced for adoption:

RESOLUTION #2010-37

OPPOSING PROPOSED LEGISLATION AUTHORED BY ASSEMBLYMAN SCOTT RUMANA (R-WAYNE) PROVIDING A PERMANENT EXEMPTION FROM IDLING RESTRICTIONS FOR CERTAIN COMMERCIAL MOTOR VEHICLES, AMENDING P.L.1966, c.15 AND SUPPLEMENTING TITLE 26 OF THE REVISED STATUTES

WHEREAS, emissions from diesel-powered commercial vehicles contribute significantly to air pollution, including greenhouse gases, ozone formation, and fine particulates; and

WHEREAS, numerous scientific studies have found links between exposure to fine particles and health effects including premature death, and increased incidents of asthma, allergies, and other breathing disorders; and

WHEREAS, the United States Environmental Protection Agency has classified diesel exhaust as likely to be carcinogenic to humans; and

WHEREAS, diesel-powered commercial vehicle idling occurs in locations (e.g. truck stops, travel centers, rest areas, roadsides, warehouses and distribution centers, strip malls, big box stores, construction sites, factories, quarries, etc.) where New Jerseyans can be exposed to concentrated sources of air pollutant emissions; and

WHEREAS, asthma is a significant public health concern in New Jersey, especially among children (up to 25% of New Jersey’s school-age children are asthmatic) and the elderly; and

WHEREAS, the reduction of fine-particle emissions from diesel engines could also prevent 16,000 new asthma cases annually and save \$770 million to \$10 billion in health care and related costs in the State; and

WHEREAS, according to the USEPA, the U.S. Department of Energy, and other organizations, the average long-haul truck idles at least 1,830 hours per year, and, in the process, uses \$4,400 of unnecessary fuel

and emits 17 tons of carbon dioxide, 10 pounds of fine particles and 615 pounds of nitrogen oxides every year; and

WHEREAS, petroleum-based gasoline and diesel fuel are nonrenewable fuels and should be used wisely and not wasted; and

WHEREAS, idling is not generally beneficial to a vehicle's engine because it wears engine parts; and

WHEREAS, idling more than 10 seconds uses more fuel and emits more pollutants than turning an engine off and on again; and

WHEREAS, current state law prohibits the idling of commercial vehicles for more than three minutes, with limited exceptions, and studies have shown that an anti-idling policy will save fuel, prolong engine life, and improve air quality; and

WHEREAS, idling of commercial vehicles with sleeper cabs is allowed by statute until May 1, 2011 for heating or air-conditioning a sleeper cab while the driver or another driver is sleeping or resting in the sleeper berth in a non-residential area; and

WHEREAS, this exemption for most sleeper berth-equipped vehicles will expire on May 1, 2011, after which only those vehicles with sleeper berths that have a model year 2007 or newer engine, or have been retrofitted with a diesel particulate filter, will be allowed to idle past the three-minute limit; and

WHEREAS, according to the New Jersey Department of Protection, APUs (Auxiliary Power Units) are devices attached to diesel vehicles that can power the vehicle's heating and air conditioning systems without the need to have the engine turned on; and

WHEREAS, APUs allow truck drivers to sleep comfortably without the noise, smell and health effects of diesel exhaust; and

WHEREAS, APUs are cost-effective and often pay for themselves within a year or two of installation due to reduced fuel costs and less frequent maintenance.

NOW THEREFORE BE IT RESOLVED that the Township Committee of Union Township, County of Hunterdon, State of New Jersey opposes the proposed legislation of Assemblyman Rumana providing an exemption from idling restrictions for certain commercial motor vehicles, amending P.L.1966, c.15 and supplementing Title 26 of the Revised Statutes; and

BE IT FURTHER RESOLVED that the Township Committee of Union Township, County of Hunterdon, State of New Jersey supports the adoption of a strong anti-idling policy by government agencies, schools, businesses, and other organizations by:

1. Make enforcing existing violations and penalties under New Jersey's existing no-idling law a priority for all municipal Peace Officers pursuant to C. 39:3-70.2 and C. 26:2C-1;
2. Encouraging any gasoline or diesel-powered motor vehicle to turn off their engines immediately at schools and off-site school related events to minimize exposure of children to vehicle emissions;
3. Maintaining municipal vehicles to eliminate any visible exhaust and complying with the annual inspection requirement for those vehicles;

- 4. Supporting broad education of the public about the health, environmental and economic impacts of idling and ways to reduce idling.

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

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

NEW ORDINANCE – 1st Reading

Atty. Jost asked that the Ordinance adopting roads at Lookout Pointe development be introduced. The Committee asked that it would be ready and introduced at the next meeting.

REPORTS

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

- Has matters for Executive Session
- Criminal background checks. Mr. Jost will have information for next meeting.

Mayor’s Report

- Quote “If men were angels, no government would be necessary. If angels were to govern men, neither external or internal controls on government would be necessary. In framing a government which is to be administered by men over men, the great difficulty lies in this: you must first enable the government to control the governed; and in the next place oblige it to control itself. A dependence on the people is, no doubt, the primary control on the government; but experience has taught mankind the necessity of auxiliary precautions.” James Madison, Federalist 51
- Talked to Sue Dziamara re: Wastewater Management Plan. Last year we submitted documentation. Per Ken Bogan, Union Township is being done by the Highlands so they are not considering what we send them. The County would then amend the Highlands prepared Waste Water Management Plan and amend their plan if necessary. We have not heard back from Highlands.
- Asked Mrs. Dziubek about the Hero nomination. Could not locate Joey Faro.
- Clinton Township Court Administrator - the potential ordinance that would smooth things in the court and help us out financially. The Attorney will review.
- After discussion regarding UTEC working on replacing plant species along Sidney Brook Ms. McBride asked the Committee to authorize sending letters to adjoining property owners.

Motion to authorize the Environmental Commission Chairman to send letters to adjoining property owners advising them of the Township’s intent to remove invasive species and plant native species along the Sidney Brook.

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

- “Employment Practice Liability and What Your Responsibilities Are.”- Seminar is available. Ms. McBride will check her schedule to see if able to attend.

Committee Report

Mr. Severino reported the following:

- Energy Block Grant for 2011. Need to have a full energy audit done of the building. The audit paid for by the State. It is not necessary to do the recommended work. Ms. McBride gave an overview of the steps needed to apply for the Grant.

The following resolution was presented for adoption:

**RESOLUTION #2011-38
RESOLUTION FOR LOCAL GOVERNMENT ENERGY AUDIT**

WHEREAS, the New Jersey Board of Public Utilities, Office of Clean Energy administers the Local Government Energy Audit Program (Program), an incentive program to assist local government agencies to conduct energy audits and to encourage implementation of energy conservation measures; and,

WHEREAS, the Governing Body of Union Township has decided to apply to participate in the Local Government Energy Audit Program; and,

WHEREAS, the facilities to be audited are in New Jersey, are owned by the Township of Union, are served by a New Jersey regulated public utility, and that the Township of Union has not already reserved \$300,000 in the Program this year as of this application; and,

WHEREAS, it is acknowledged that acceptance into the Program is dependent on the Scope of Work and cost proposal, and that Program rules will have to be met in order to receive incentive funds; and,

WHEREAS, upon acceptance into the Program, the Township of Union will prepare Facility Data Forms and Scopes of Work for each facility to be audited, solicit quotations from the authorized contractors, and submit the Part B application; and,

WHEREAS, the Township of Union understands that energy audit work cannot proceed until a Application Approval Notice is received from the Program; and,

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Township of Union, approves the submission of an Application for participation in the Local Government Energy Audit Program of the New Jersey Board of Public Utilities; and,

BE IT FURTHER RESOLVED that this resolution shall take effect immediately

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

- Ms. McBride asked Mrs. Dziubek to help with the project.
- Mr. Severino working with two firms for containers for electronics collection.

Mr. Mazza reported the following:

- Was approached by B. Plushanski with an offer to set up a small picnic area at Millbrook park at no cost to the Township. After brief discussion the following motion was presented:

Motion to allow Mr. Plushanski, at his own cost, to establish a small picnic area at Millbrook Park for use by the public. Mr. Plushanski will provide two picnic tables, top soil and mulch. To be done under the supervision of Mr. Mazza.

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.

Mrs. Dziubek reported the following:

- A Building and Grounds Report document was distributed to all Committee members for perusal and discussion at the next meeting.
- Had a discussion with Paul Fitting regarding some changes to the website and based on that discussion the contract will be tabled until all details and changes are worked out.

Ms. McBride reported the following:

- The energy block grant has \$50,000 available. The Committee discussed different ways of using the grant money.
- Salvage and demolition of Hoffman House. Spoke with Peter Weeks who will be here with his team in a few weeks.

Clerk’s Report

ITEM ADDED TO THE AGENDA

Approval for Alexandria Township Ed. Foundation for special permit for social affair.

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

PUBLIC COMMENTS - None

PAYMENT OF THE BILLS

Motion: The approved list of bills and all claims against the Township of Union as appearing in the Claims Register of this date with the exception of Fitting & Zidd #22711 be paid and that all checks listed hereinafter be issued in payment thereof.

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.

EXECUTIVE SESSION – the following resolution introduced for adoption:

**RESOLUTION 2010-39
UNION TOWNSHIP, HUNTERDON COUNTY
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 require 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 February 2, 2011 at 8:32 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.

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

At 8:48 p.m. the Committee came 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

TEMPORARY ADJOURNMENT

At about 8:49 pm, Mr. Severino made a motion to temporarily adjourn the meeting to conduct UT Board of Health meeting. Mrs. Dziubek seconded. Motion carried by unanimous favorable roll call vote.

At about 8:51 pm, Mrs. Dziubek made a motion to return to the regular meeting. Ms. McBride seconded. Motion carried by unanimous favorable roll call vote.

At this time, Atty. Jost left the meeting.

OUT OF AGENDA ORDER

Discussion: 2011 Municipal Budget

The CFO asked that before the budget discussion starts she read the following statement and asked that it would be included in the minutes:

“ I would like for the record to show that I did receive a phone call at home last evening at 8:00 pm from Mayor Bischoff at which time he conveyed to me the Committee’s desire for me to keep my opinions to myself during the budget discussions. Therefore, I am only here to answer questions of a technical nature and will do my best to keep my opinions to myself.”

Grace Brennan, CFO presented the Committee with the 2011 proposed budget document. She said revisions were made where she felt necessary. The budget was explained by the CFO and examined line by line. There is a concern with the 2% levy cap.

Meeting adjourned at approximately 10:15 p.m.

Respectfully submitted,

Ella M. Ruta, RMC
by Pat Essig
Administrative Assistant