

CALL TO ORDER

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

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

FLAG SALUTE

ROLL CALL - Present: Matt Severino, William Bischoff, Patricia Dziubek, Frank Mazza.

Absent: Rob Haynes – joined the meeting at 7:09 p.m.

Others Present: J. Peter Jost, Esq., Attorney, John Reymann, Twp. Engineer, Grace Brennan, CFO, Ella M. Ruta, Township Clerk.

APPROVAL OF MINUTES

- a. Special Joint Meeting with UT Board of Education Minutes of May 14, 2008.

The Clerk asked that the Resolution #2008-100 in the above mentioned minutes be changed to #2008-92. Mr. Bischoff made a motion to approve the said minutes as amended. Mrs. Dziubek seconded the motion. Vote – Ayes; Mr. Bischoff, Mrs. Dziubek, Mr. Mazza. Abstained: Mr. Severino. Motion carried.

- b. Regular and Executive Session Meeting Minutes of May 21, 2008.

Mrs. Dziubek noted to record Mr. Mazza present, not absent at the May 21st meeting.

Mr. Severino made a motion to approve the said minutes as amended. Mrs. Dziubek seconded the motion. Vote – Ayes; Mr. Severino, Mr. Bischoff, Mrs. Dziubek. Abstained: Mr. Mazza. Motion carried

VISITORS

- a. Tom Groendyke of the Groendyke Insurance Agency
- b. Chris Tarricone of Herder Tarricone
- c. Joseph Hrubash of Commerce Risk Control

Mayor Mazza asked the candidates be interviewed individually.

Mr. Haynes joined the meeting at 7:09 pm.

The three candidates applying for Union Township Risk Management Consultant position presented the Committee with oral and written proposals. They gave an overview of their company’s history, services they provide and responsibilities to the Township as the Risk Management Consultant.

After the three presentations, Atty. Jost asked Township CFO Brennan for a recommendation. Her personal opinion was that Mr. Tarricone was the most suitable for Township needs. She said that Herder Tarricone Agency clients are primarily government entities and therefore they would be preferable to the other. Also, the Agency is a local establishment.

All members of the Committee also felt that Mr. Tarricone would be the best choice for our needs.

The following resolution was presented for adoption:

**RESOLUTION 2008-100
RISK MANAGEMENT CONSULTANT**

WHEREAS, the Township of Union is seeking a proposal from Public alliance Insurance Coverage Fund (“PAIC”); and

WHEREAS, the Bylaws of PAIC require that each entity designate a Risk Management Consultant to receive a proposal; and

NOW THEREFORE, BE IT RESOLVED that the Mayor and Township Committee does hereby appoint Christopher C. Tarricone of the Herder – Tarricone Associates.

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

At this time Mr. Swisher, Twp. Auditor joined the meeting.
Grace Brennan, CFO, recommended adoption of the budget related items in the following order:

OUT OF AGENDA ORDER

PUBLIC HEARING – 2nd reading

Atty. Jost read the ordinance by title and introduced same for 2nd reading:

**ORDINANCE #2008-5
CALENDAR YEAR 2008
ORDINANCE TO EXCEED THE MUNICIPAL BUDGET COST OF LIVING ALLOWANCE
AND TO ESTABLISH A CAP BANK
WHEN THE COLA IS EQUAL TO OR LESS THAN 2.5 PERCENT
(N.J.S.A. 40A: 4-45.14)**

Mrs. Dziubek made a motion to open the Public Hearing. Mr. Severino seconded. Vote – Ayes: Mr. Haynes, Mr. Severino, Mr. Bischoff, Mrs. Dziubek, Mr. Mazza. Motion Carried.

Comments/Questions: None

Mr. Bischoff made a motion to close the Public Hearing. Mrs. Dziubek seconded. Vote – Ayes: Mr. Haynes, Mr. Severino, Mr. Bischoff, Mrs. Dziubek, Mr. Mazza. Motion Carried.

Mr. Bischoff made a motion to adopt the above Ordinance on 2nd reading. Mr. Severino seconded. Vote – Ayes: Mr. Haynes, Mr. Severino, Mr. Bischoff, Mrs. Dziubek, Mr. Mazza. Motion Carried.

The following resolution was presented for public hearing and 2nd reading:

**RESOLUTION #2008-79
2008 MUNICIPAL BUDGET**

Mrs. Dziubek made a motion to open the Public Hearing. Mr. Severino seconded. Vote – Ayes: Mr. Haynes, Mr. Severino, Mr. Bischoff, Mrs. Dziubek, Mr. Mazza. Motion Carried.

Comments/Questions: None

Mr. Bischoff made a motion to close the Public Hearing. Mr. Severino seconded. Vote – Ayes: Mr. Haynes, Mr. Severino, Mr. Bischoff, Mrs. Dziubek, Mr. Mazza. Motion Carried.

Before final adoption of the 2008 Municipal Budget, the following resolution, amending the 2008 Budget, was introduced for adoption:

RESOLUTION #2008-101

TOWNSHIP OF UNION
RESOLUTION TO AMEND BUDGET

WHEREAS, the local municipal budget for the year 2008 was approved on the 7th day of May 2008 and WHEREAS, the public hearing on said budget has been held as advertised, and WHEREAS, it is desired to amend said approved budget, now THEREFORE, BE IT RESOLVED, by the Township Council of Union, County of Hunterdon, that the following amendments to the approved budget of 2008 be made:

<u>RECORDED VOTE</u>	<u>Ayes</u>	<u>Nays</u>	<u>Abstained</u>
	{	{	{
	{	{	<u>Absent</u> {
	{	{	{
	{	{	{
	{	{	{

REVENUES:

3. Miscellaneous Revenues – Section B: State Aid Without Offsetting Appropriations Consolidated Municipal Property Tax Relief Aid	<u>FROM</u>	<u>TO</u>
	67,679.00	86,478.00
Total Section B: State Aid Without Offsetting Appropriations	500,025.00	518,824.00
Summary of Revenues:		
Total Section B: State Aid Without Offsetting Appropriations	500,025.00	518,824.00
Total Miscellaneous Revenues	1,092,596.72	1,111,395.72
5. Subtotal General Revenues	2,298,071.72	2,316,870.72
6. Amount to be Raised By Taxation For Support of Municipal Budget:		
A) Local Tax For Municipal Purposes Including Reserve for Uncollected Taxes	1,190,802.77	1,172,003.77

BE IT FURTHER RESOLVED, that two certified copies of this resolution be filed forthwith in the Office of the Director of Local Government Services for her certification of the local municipal budget so amended.

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

Mrs. Dziubek made a motion to adopt Resolution #2008-79, the Municipal Budget for the year 2008. Mr. Severino seconded the motion. Vote – Ayes: Mr. Haynes, Mr. Severino, Mr. Bischoff, Mrs. Dziubek, Mr. Mazza. Motion Carried.

Atty. Jost read the ordinance by title and introduced same for 2nd reading:

ORDINANCE #2008-6
AN ORDINANCE FIXING AND DETERMINING
MUNICIPAL CLASS POSITION TITLES AND SALARY RANGES
FOR CERTAIN OFFICERS AND EMPLOYEES
OF THE TOWNSHIP OF UNION, COUNTY OF HUNTERDON, NJ - 2008

Mr. Bischoff made a motion to open the Public Hearing. Mr. Severino seconded. Vote – Ayes: Mr. Haynes, Mr. Severino, Mr. Bischoff, Mrs. Dziubek, Mr. Mazza. Motion Carried.

Comments/Questions: None

Mrs. Dziubek made a motion to close the Public Hearing. Mr. Severino seconded. Vote – Ayes: Mr. Haynes, Mr. Severino, Mr. Bischoff, Mrs. Dziubek, Mr. Mazza. Motion Carried.

Mr. Severino made a motion to adopt the above Ordinance on 2nd reading. Mrs. Dziubek seconded. Vote – Ayes: Mr. Haynes, Mr. Severino, Mr. Bischoff, Mrs. Dziubek, Mr. Mazza. Motion Carried.

Mrs. Dziubek asked Mr. Swisher his advice on increasing, by referendum, the Open Space Tax from 2% to 4% and the impact it would have on municipal finances. She also mentioned that the County is going to increase their Open Space Tax.

Mr. Swisher thought it would be a good idea. He said that if the referendum passes, the rate then could be lowered by resolution at any time without going through referendum again.

Mrs. Brennan was of the opinion that it would only make sense if the money is allocated to decrease the debt payment on Open Space, not to purchase more Open Space.

Refinancing the Open Space Bonds was briefly discussed.

Mr. Swisher stated that if the increase for and Open Space Tax is approved by referendum, the new rate would be in effect the second half of 2009.

Mr. Swisher and Mrs. Brennan left the meeting.

BACK TO AGENDA ORDER

REPORTS RECEIVED

- a. Road Dept.- Week Ending 5/16/08; 5/23/08
- b. Tax Collector – May 2008
- c. Environmental Commission

Bill Harclerode, member of the Environmental Commission, brought the Committee up-to-date on issues they are currently working on. He said the Road Noise Subcommittee is developing the resolution on un-muffled engine braking.

Taking the opportunity of Mr. Harclerode presence, Mayor Mazza appointed him as Chairman to the Union Township Environmental Commission for the remainder of the 2008 calendar year.

CORRESPONDENCE

Mr. Haynes mentioned the following:

- Had none regarding correspondence

Mrs. Dziubek mentioned the following:

- Noted that Request for Maintenance Bond Release from Premiere Development LLC. is approved by Maser Consulting. She questioned if the Township had a contract with Maser to perform the work. Atty. Jost replied that he asked them to handle this specific matter after discussing it with Engineer Reymann.
- Asked the status of the request by Toll Brothers for Driveway Bond refund at Lookout Pointe. The Clerk said that the CFO prepares all escrow refunds.
- Inquired about Witte Farm situation. Engineer Reymann said he will address the issue in his report.

Mr. Severino mentioned the following:

- Had none regarding correspondence

Mr. Bischoff mentioned the following:

- Commented on the NJLM notice regarding Bill A-500 on Affordable Housing, which was amended by removing language that would have required COAH to determine an additional housing obligation for “middle income” households.
- Update from NJLM on Restoration of \$20.5 Million for Rural State Police Towns. Mr. Bischoff felt that although they have been postponed for now, the State Police coverage charges are going to have to be dealt with at some point in the future, unless rural municipalities exert more pressure.
- A memo from the HC Dept. of Human Services regarding Municipal Alliance Renewal Application for 2009. Mrs. Dziubek said that it is a drug awareness program. Clarification is needed from Grace Brennan, CFO. This matter was postponed until next meeting.

Mayor Mazza mentioned the following:

- Correspondence from NJLM about charges for State Police coverage not being implemented for the year 2008-2009.

PUBLIC COMMENTS - None

OLD BUSINESS

- a. The following resolution was introduced for adoption:

**RESOLUTION #2008-102
UNION TOWNSHIP, HUNTERDON COUNTY
2008-2009 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, 2008; 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: Dawnglow Inc.
t/a Hunterdon Hills Playhouse

Location & Mailing Address: 88 Rte. 173 West
Hampton, New Jersey 08827

License #: 1025-33-003-003

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. Mr. Haynes seconded. . Vote – Ayes: Mr. Haynes, Mr. Severino, Mr. Bischoff, Mrs. Dziubek, Mr. Mazza. Motion Carried.

NEW BUSINESS

a. The following resolution was introduced for adoption:

**RESOLUTION #2008-103
UNION TOWNSHIP; HUNTERDON COUNTY
2008 SALARY RESOLUTION**

WHEREAS, a salary ordinance has been adopted by the Township of Union, Township committee, indicating salary ranges; and

WHEREAS, the Township committee has determined the amount that each employee is to be paid for the year 2008 as follows:

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

ADMINISTRATIVE

Mayor	\$ 4,800.00
Township Committee	4,500.00
Township Attorney	13,800.00
Township Clerk	49,920.00
Registrar	650.00
Tax Collector	34,421.00
Tax Assessor	37,908.00
Treasurer	21,718.00
Certified Municipal Finance Officer	30,371.00
Emergency Management Coordinator	5,408.00
Deputy Emg. Mgm. coordinator	1,082.00
911 Coordinator	2,588.00
Housing Administrator – COAH	

CONSTRUCTION DEPARTMENT

Construction Sub Code Official	20,010.00
Building Sub Code Official	20,010.00
Fire Sub Code Official	9,604.00
Building Dept. Secretary/Administrative Assistant	39,803.00
Plumbing Sub Code Official/Inspector	14,115.00
Electrical Sub Code Official/Inspector	13,736.00

MUNICIPAL COURT

Judge	23,795.00
Court Administrator	46,076.00
Arrest After Hours	Rate p/hr. -\$3,000 max. 1 yr.
Deputy Court Administrator #1	\$16.00/hr
Deputy Court Administrator #2	\$18.00/hr
Deputy Court Administrator #3	\$20.00/hr
Court Attendant	85.00/Session
Municipal Prosecutor	16,170.00
Municipal Public Defender	5,765.00

PUBLIC WORKS DEPARTMENT

Foreman	62,993.00
Public Works Staff No. 1	44,670.00
Public Works Staff No. 2	43,913.00
Public Works Staff No. 3	39,776.00
Public Works Staff No. 4	39,099.84

Part Time/Emergency Employee (By Appointment)	12.50/hr.
Park Work Staff No. 1	12,979.00

LAND USE DEPARTMENT

Zoning Officer	12,350.00
Deputy Zoning Officer	1.00
Planning Bd./Bd. of Adjustment Secretary	
January 1, 2008 – June 30, 2008	22,335.00
July 1, 2008 – December 31, 2008	13,745.00

MISCELLANEOUS

Recycling Attendant(s) 1, 2, 3	11.70/hr.
Senior Recycling Attendant	13.00
Recycling Coordinator	8,977.00
Clean Communities Coordinator	13.00/hr.
Dog & Cat Registrar	4,651.00
Dog Census	
Dumpster Attendant	12.75r.
Dumpster Attendant Helper	10.70r.

LONGEVITY PAY – In addition to the salary indicated above, each full-time employee shall receive longevity pay after five (5) years of continuous service, beginning on or before March 15th, including any

officially authorized leave of absence, sick leave or vacation. Longevity pay shall not include additional compensation, such as overtime; and shall be calculated as follows:

Fifth year salary x 1%	employed 5 - 9 years
Tenth year salary x 1%	employed 10 - 14 years
Fifteenth year salary x 1%	employed 15 – 19 years
Twentieth year salary x 1%	employed 20 – 24 years
Twenty-fifth year salary x 1%	employed 25 years and more

MISCELLANEOUS – Travel expenses, training and education expenses, overtime, health and disability insurance, retirement and life insurance, paid holidays, sick pay, leaves of absence, paid vacations, equipment allowances, emergency meal allowances and other benefits shall be as set forth in the current Union Township Personnel Manual, or in accordance with applicable law.

Mr. Haynes noted that the above resolution provides salary range for the administrative assistant position. The Committee agreed to amend the resolution by deleting the position and its salary.

Mrs. Dziubek corrected the year for the salary resolution to be 2008 not 2007.

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

b. The following resolution was introduced for adoption:

**RESOLUTION #2008-104
UNION TOWNSHIP, HUNTERDON COUNTY
2008-2009 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, 2008; 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: Grand Colonial LLC
t/a The Grand Colonial

Location & Mailing Address: 86 West Highway 173
Hampton, New Jersey 08827

License #: 1025-33-002-005

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 approve above resolution. Mr. Severino seconded the motion. Vote – Ayes: Mr. Haynes, Mr. Severino, Mr. Bischoff, Mrs. Dziubek, Mr. Mazza. Motion Carried.

c. The following resolution was introduced for adoption:

**RESOLUTION #2008-105
UNION TOWNSHIP, HUNTERDON COUNTY
2008-2009 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, 2008; 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 the motion. Vote – Ayes: Mr. Haynes, Mr. Severino, Mr. Bischoff, Mrs. Dziubek, Mr. Mazza. Motion Carried.

d. The following resolution was introduced for adoption:

**RESOLUTION 2008-106
Support for Constitutional Amendments to Dedicate
Revenue for Open Space and Farmland Preservation**

WHEREAS, the Legislature has adopted the Highlands Act in recognition that the 860,000 acre Highlands Region serves as an “essential source of drinking water, providing clean and plentiful drinking water for one-half of the State’s “population” and that the area includes exceptional natural resources such as clean air, contiguous forest lands, wetlands, pristine watersheds, habitat for fauna and flora, many sites of historic significance and provides abundant recreational opportunities, all of which are an invaluable and irreplaceable asset of the current citizens of New Jersey; and

WHEREAS, the Legislature included in the Highlands Act a specific commitment for additional funding through “a strong and significant commitment by the State to fund the acquisition of exceptional natural resource value lands”; and

WHEREAS, the Garden State Preservation Trust Fund that funds the Green Acres Program, the Farmland Preservation Program, and other programs presently provides a significant source of funding for acquisition projects in the Highlands Region; and

WHEREAS, the Garden State Preservation Trust Fund will no longer be able to issue any new bond, note or obligation after June 30, 2009 unless the Trust Fund is reauthorized; and

WHEREAS, on March 6, 2008, Senate Concurrent Resolution 88 was introduced to the New Jersey Legislature proposing to amend Article VIII, Section II of the Constitution of the State of New Jersey to

provide that revenue from water consumption and water use fees be dedicated only for the purpose of providing funding for the acquisition and development of lands for recreation and conservation purposes and for the preservation of farmland for agricultural and horticultural use and production.

WHEREAS, this governing body is aware of the long history of fiscal mismanagement by the State of New Jersey of dedicated trust funds, such as the Unemployment Insurance Fund, the Workers Compensation Fund, the Pension and Retirement Funds, and numerous other allegedly dedicated funds from which the State has siphoned off many millions of dollars for ordinary operating expenses of the State budget, leading to uncontrolled State spending, deficits in the supposedly dedicated funds; and resulting ballooning of fees and taxes; and

WHEREAS, this governing body has a very low level of confidence in State government's ability or willingness to utilize the proceeds of a potential water tax exclusively for the purposes stated, as experience has shown State officials to be incapable of prudent and disciplined fiscal management, but this governing body also recognizes the importance of the concept of having a funding source to compensate those property owners who have lost much of the value of their lands by virtue of passage of the Highlands Act;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Union, in the County of Hunterdon, State of New Jersey, hereby supports **the concept** of Senate Concurrent Resolution 88 which proposes to amend Article VIII, Section II of the Constitution of the State of New Jersey and encourages support for this constitutional amendment from all parties interested in the protection and preservation of the Highlands Region and the resulting sustainability of clean and plentiful drinking water for over half the population of the State of New Jersey, **if and only if fiscal controls are instituted which make it illegal for the Executive or Legislative branches of State government to misappropriate, transfer, invade, misapply, redirect, hypothecate, borrow, pledge, securitize, or otherwise manipulate said fund for uses other than compensation for owners of properties whose lands are affected by the restrictions of the Highlands Act, with the proper intended application of said funds to be certified under oath by the State Auditor and State Controller.**

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

After a brief discussion regarding above resolution, Atty. Jost was instructed by the Committee members to make minor amendments.

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

e. The following resolution was introduced for adoption:

**RESOLUTION 2008-
Support for County of Hunterdon to become the Wastewater Management Planning Agency**

WHEREAS, the Hunterdon County Board of Chosen Freeholders is considering the New Jersey Department of Environmental Protection request to become the County Wastewater Management Planning Agency; and

WHEREAS, a \$100,000 grant opportunity will be available to the County to assist in completing the plan should they accept the responsibility of being the lead Wastewater Management Planning Agency; and

WHEREAS, Township of Union will be responsible for preparing its Wastewater Management Plan which will serve as one chapter in the final County document; and

WHEREAS, Township of Union acknowledges its role and accepts the responsibilities that fall on the municipality as specified in Section 7:15-5.6 and 7:15-5.8 of the proposed new Water Quality Management Planning Rules; and

WHEREAS, it is acknowledged that Township of Union will have to commit local funds and/or professional support throughout the process of completing the plan.

NOW, THEREFORE, BE IT RESOLVED that the Union Township Committee of Township of Union hereby supports the County of Hunterdon taking on the responsibility of becoming the County Wastewater Management Planning Agency for Hunterdon County.

Mr. Bischoff made a motion not to adopt above resolution furnished by the County, with regard to the Wastewater Management Planning Agency. Mr. Haynes seconded the motion. Vote – Ayes: Mr. Haynes, Mr. Severino, Mr. Bischoff, Mrs. Dziubek, Mr. Mazza. Motion Carried.

f. The following resolution was introduced for adoption:

RESOLUTION 2008-107

**Re: Authorizing Submission of a
Highlands Initial Assessment Grant Application**

WHEREAS, in recognition of the costs associated with local government efforts to conform to the Regional Master Plan (RMP), the Highlands Act provided a funding mechanism through the creation of the Highlands Protection Fund; and

WHEREAS, the Highlands Protection Fund includes significant grant funds that are available for municipalities and counties seeking to conform or considering voluntary conformance with the RMP; and

WHEREAS, the Highlands Water Protection and Planning Council (Highlands Council) has adopted an Initial Assessment Grant Program. This grant program will fund preliminary municipal and county Plan Conformance activities for lands within the Preservation Area where conformance is mandatory, as well as in the Planning Area where conformance is voluntary. These grants will allow local jurisdictions and counties to engage their professionals to assess the requirements and benefits of Plan Conformance; and

WHEREAS, the Union Township Committee believes that it is in the best interest of Union Township to apply to the Highlands Council for an Initial Assessment Grant;

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Union, in the County of Hunterdon, State of New Jersey, hereby authorizes the submission of the aforementioned Highlands Initial Assessment Grant Application to the Highlands Council in the requested amount of \$15,000, and authorizes the Mayor and Clerk to sign said grant application.

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

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

g. The following resolution was introduced for adoption:

RESOLUTION 2008-108
Re: James Witte, 34 Wyckoff Drive, Pittstown, NJ 08867
Block 29.03 Lot 10

WHEREAS, James Witte posted an excavation bond for block 29.03, lot 10 and

WHEREAS, the work and inspection are complete, and

WHEREAS, the construction office has issued a certificate of occupancy for this project, and asked for the refund of this bond to James Witte,

NOW, THEREFORE, BE IT RESOLVED, that the excavation bond in the amount of \$500.00 be refunded to James Witte

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

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

h. The following resolution was introduced for adoption:

RESOLUTION 2008-109
ESCROW REFUND
DIANE L. THROCKMORTON, 54 Finn Road, Hampton, NJ 08827
BLOCK 26 LOT 1

WHEREAS, Diane Throckmorton posted an escrow account for a road opening permit at 54 Finn Road, and

WHEREAS, the Township Engineer did inspect and issued a final invoice for this account, and

WHEREAS, there is a final balance in this account of \$266.00, and

WHEREAS, Diane Throckmorton has requested a refund of this balance,

NOW, THEREFORE, BE IT RESOLVED that the balance of this escrow account, in the amount of \$266.00 be refunded to Diane Throckmorton.

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

i. The following resolution was introduced for adoption:

RESOLUTION 2008-110
ESCROW REFUND
SIGNATURE HOME BUILDERS
140 Sylvan Avenue
Englewood Cliffs, NJ 07632

WHEREAS, Signature Home Builders, posted an escrow account for The Hamlet at Hidden Meadow subdivision, and

WHEREAS, the Township Committee did accept all the improvements in a resolution dated December 6, 2006, and

WHEREAS, the maintenance period has expired, and

WHEREAS, Signature Home Builders, in a letter dated May 6, 2008 has requested a refund of the balance of this escrow account,

NOW, THEREFORE, BE IT RESOLVED that the balance of this escrow account, in the amount of \$1,194.44 be refunded to Signature Home Builders.

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

j. The following resolution was introduced for adoption:

**RESOLUTION 2008-111
REFUNDING OVERPAYMENT ON BUILDING FEES
AIESE AND ASSOCIATES CONTRACTING
62 ROUTE 79, SUITE #2, MATAWAN, NJ 07747
FOR UNION GAP VILLAGE
BLOCK 24 LOT 2, BUILDING 2**

WHEREAS, Aiese and Associates did pay building fees in the amount of \$2,834.00 for permit number 08-100 and,

WHEREAS, the Construction Office has recognized an overpayment for this permit, and

WHEREAS, the Construction Officer has requested a refund of \$389.00 be made to Aiese Associates,

NOW, THEREFORE, BE IT RESOLVED that \$389.00 be refunded to Aiese and Associates Contracting, 62 Route 79, Suite #2, Matawan, NJ 07747.

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

k. **Motion** – Cozze Bros, LLC; 2008 Junkyard License Renewal Application

Motion to approve the above license renewal was tabled pending inspection by the Zoning Officer and Twp. Engineer.

REPORTS

a. **Engineer’s Report** – Mr. Reymann reported the following/written report submitted:

- Van Syckel’s Road; mailed the contract to DeSantis Construction Company
- Edna Mahan Frontage Road Connection; Township and NJDOT representatives met for discussion. Township concerns were expressed
- Grand Colonial; full cut-off lights are installed, pervious parking lot is covered with growing grass

- Will contact Mary Beth Berry of 10 Albert Drive regarding problems posed by Lookout Pointe on her property
- Witte Horse Barn; has numerous concerns after inspecting the construction site. Discussion evolved with respect of regulations for such projects and setting up mandatory escrow accounts. Atty. Jost will look into regulations by other Townships.

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

- Spoke with the owner of the Clinton Station Diner. Mr. Zambas asked if professional fees for cleaning blocked sewage pipes going to his restaurant could be paid in installments. There were no objections from the Committee members.
- Asked the Mayor and the Clerk to execute the lease agreement with Mr. Matthews for the Milligan Farm. No changes from last year's lease agreement.

Mr. Severino made a motion to renew the 2008 Milligan Farm Lease Agreement with Mr. Mathews. Mrs. Dziubek seconded. Vote – Ayes: Mr. Haynes, Mr. Severino, Mr. Bischoff, Mrs. Dziubek, Mr. Mazza. Motion Carried.

- Had matters for Executive Session

c. **Mayor's Report**

- Appointment of William Harclerode as Chairman of the UT Environmental Commission was made earlier in the meeting.
- Asked the Committee to reconsider decision to enter into shared court services with another municipality. Mayor Mazza said that Mr. Bischoff updated his analysis comparing both options, which are keeping the UT Municipal Court versus shared services. Mr. Bischoff explained, in detail, the impact of either option. All members of the Committee expressed their personal opinion on the issue. It was the Committee's consensus to start contract negotiations with Clinton Township.

Mr. Severino made a motion to authorize Mr. Bischoff and J. Peter Jost, Twp. Atty. to negotiate a transitional contract with Clinton Township to enter into a shared court services. Mr. Haynes seconded the motion. Vote – Ayes: Mr. Haynes, Mr. Severino, Mr. Bischoff, Mrs. Dziubek, Mr. Mazza. Motion Carried.

d. **Committee Report**

Mr. Haynes reported the following:

- Was asked by Mrs. Van Fossen from Women's Auxiliary to the Fire Dept. if the UT Road Dept. would assist with moving tables and chairs on Friday. The Committee had no objections.

Mrs. Dziubek reported the following:

- Reported on COAH Sub-Committee meeting. Mrs. Dziubek said that the purpose of the meeting was to discuss Request for Proposals for Milligan Farm COAH units. Mr. Koenig did not attend, but submitted his comments by email. Revised RFP's will be electronically mailed to Committee members for review. Mrs. Dziubek briefly explained the process that has to be followed after the RFP is approved. In addition, Mrs. Lonergan will keep everyone informed and will outline the procedures for the Milligan COAH project.

The Committee discussed which Township professionals should be involved in the process. Pre-bid conference for developers is tentatively scheduled for July 28, 2008. Mr. Bischoff was concerned with construction timeline schedule. Mr. Haynes said that Mrs. Lonergan would provide timeline schedule.

Mr. Bischoff asked about financial arrangements for the Milligan project called Payment in Lieu of Taxes (PILOT). Mrs. Dziubek responded that the issue is going to be addressed in the RFP's. Mr. Bischoff stated that the Committee needs to know the ramifications of that arrangement. Mr. Haynes replied that Mrs. Lonergan will be sending out that information.

- Mrs. Dziubek said that another subject discussed at that meeting was COAH Land Analysis.
- E-mailed Paul Schneider, Attorney for Hovnanian, about progress of an NFA letter. Mr. Schneider responded, but it was not clear as to where this matter stands. Atty. Jost said that possibly it could be resolved very soon.

Mr. Severino reported the following:

- Received annual Tonnage Report. Needs to review before sending to the State
- Asked if the Township would give access to recycling center to local schools. The Committee had no objections. Details of rules and regulations would have to be worked out with the schools
- A fence has been installed temporarily at the Hoffman property; permanent installation will have to wait until utility lines are marked
- Read a plan for Indoor Air Quality program given to him by Mr. Haynes. Mr. Severino said that in order to comply with regulations, a log has to be kept with dates of inspections, filter replacements, etc. Mr. Haynes suggested the annual inspections performed by an outside company. Mr. Severino agreed. Mr. Haynes also said a designated person for this program has to be appointed by resolution.

Mr. Bischoff reported the following:

- Collaborated with Mr. Severino another letter that was sent to the Recycling Coordinator. The result of that letter was the Annual Tonnage Report and proposed recommendation for complying with new County recycling regulations.

Mayor Mazza reported the following:

- Asked the Committee if a cell phone for Township business usage could be ordered for him. He said it is too expensive any more to use his personal cell phone.

Mr. Bischoff made a motion to approve purchase of the Cell Phone for the Township use by the Mayor for up to one thousand minutes. Mr. Dziubek seconded. Vote – Ayes: Mr. Haynes, Mr. Severino, Mr. Bischoff, Mrs. Dziubek, Mr. Mazza. Motion Carried.

e. Clerk's Report

- Received a phone call from Pilot Centers LLC asking for permission to hold a Public Hearing on Amendment to the Upper Raritan River Water Quality Management Plan at the Union Township Building. The Committee agreed to permit use of the Municipal Building under special conditions stated in the following motion:

Mr. Bischoff made a motion to allow Pilot Travel Centers LLC to use the Union Township meeting room for holding their Public Hearing, subject to availability for the consideration of one thousand dollars (\$1000.00). Standard insurance certificate needs to be submitted. Mrs. Dziubek seconded. Vote – Ayes: Mr. Haynes, Mr. Severino, Mr. Bischoff, Mrs. Dziubek, Mr. Mazza. Motion Carried.

PUBLIC COMMENTS - None

PAYMENT OF THE BILLS – Mr. Haynes moved that all claims against the Township of Union as appearing in the Claims Register of this date be paid and that all checks listed hereinafter be issued in payment thereof. Mr. Severino seconded. Vote – Ayes: Mr. Haynes, Mr. Severino, Mr. Bischoff, Mrs. Dziubek, Mr. Mazza. Motion carried.

EXECUTIVE SESSION

At approximately 10:45 p.m., the following resolution was introduced for adoption:

**RESOLUTION #2008-112
EXECUTIVE SESSION**

WHEREAS, N.J.S.A. 10:4-12 allows for a public body to go into closed session during a public meeting; and

WHEREAS, the Union Township Committee has deemed it necessary to go into closed session to discuss certain matters which are exempt from the public.

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Union will go into closed session for the following reason(s) as outlined in N.J.S.A. 10:4-12: Contract Negotiations and Litigation.

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

At approximately 11:28 PM, Mr. Bischoff made a motion to return to the regular meeting, Mr. Severino seconded. Vote – Ayes: Mr. Haynes, Mr. Severino, Mr. Bischoff, Mrs. Dziubek, Mr. Mazza. Motion Carried.

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

Meeting adjourned at approximately 11:28 p.m.

Respectfully submitted,

Ella Malecki Ruta, RMC
Municipal Clerk