

CALL TO ORDER

Mayor Dziubek opened the meeting at 7:08 p.m.

Sunshine Law Announcement – “I would like to announce and have placed in the Minutes that adequate notice of this special meeting of the Union Township Committee has been provided in accordance with the “Open Public Meetings Act” by electronic mail to the Hunterdon Democrat and Courier News; and by posting such notice on the bulletin board in the Municipal Building and by filing a copy of the notice with the Township Clerk”.

FLAG SALUTE

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

Absent: Rob Haynes

Others Present: J. Peter Jost, Esq., Attorney, Stuart Koenig, Special COAH Counsel, Mary Beth Lonergan, representing Twp. Planner, Steve Balzano, Environmental Consultant, Ella M. Ruta, Township Clerk.

PURPOSE OF THE MEETING: Mayor Dziubek stated that the **Executive Session** would be regarding an update of COAH/Highlands Matters and Contract negotiation for Milligan Farm Developer.

The following resolution was introduced for adoption:

RESOLUTION 2009-130**Providing for a Meeting Not Open to the Public in Accordance with the Provisions of the New Jersey Open Public Meetings Act, N.J.S.A. 10:4-12**

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

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

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

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.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Union, assembled in Executive session on September 9, 2009, at 7:10 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.

Mr. Severino made a motion to adopt the above resolution to discuss pending contract negotiations for Milligan Farm Developer. Mr. Bischoff seconded. Vote – Ayes: Mr. Severino, Mr. Bischoff, Mr. Mazza, Mrs. Dziubek Motion Carried.

At 9:26 p.m., Mr. Severino made a motion to go back to public session. Mr. Mazza seconded. Vote: Ayes –Mr. Severino, Mr. Bischoff, Mr. Mazza, Mrs. Dziubek. Motion carried.

The following action was taken in an open public session of the meeting:

Mr. Mazza made a motion, based on recommendations by the Township’s COAH Subcommittee, to invite Conifer Realty, LLC to the special joint Township Committee and UT Planning Board meeting on September 29, 2009. The purpose of the meeting would be Conifer Realty, LLC making presentation with regard to the Milligan Farm development. The motion also authorizes the Township’s professionals to engage in discussion and negotiations with Conifer Realty, LLC regarding the possible developers agreement. Mr. Severino seconded the motion. Vote: Ayes –Mr. Severino, Mr. Bischoff, Mr. Mazza, Mrs. Dziubek. Motion carried.

PUBLIC COMMENTS - None

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

Meeting adjourned at approximately 9:27 p.m.

Respectfully submitted,

Ella Malecki Ruta, RMC
Municipal Clerk