

1. CALL TO ORDER

Mayor Mazza called the meeting to order at 7:00 p.m.

- 2. **"Sunshine Law" Announcement**-Adequate notice of this public meeting has been provided by Amended Annual Notice; published in the Hunterdon Democrat and Courier News; posted on the public bulletin board and on file in the Municipal Clerk's Office.

3. FLAG SALUTE

Mayor Mazza asked for a moment of silence in memory of Engineer Clerico's wife Carol.

4. ROLL CALL

| | Present | Absent |
|--------------|---------|--------|
| Mr. Severino | X | |
| Mr. Hirt | X | |
| Ms. McBride | | X |
| Mr. Bischoff | X | |
| Mr. Mazza | X | |

Also present: J.P. Jost, Attorney, Grace Brennan, CFO, and Ella M. Ruta, Twp. Clerk

5. APPROVAL OF PRIOR MEETING MINUTES

- a. Regular and Executive Session Meeting Minutes of October 7, 2015

Approval of the regular meeting minutes deferred until the November 4, 2015 meeting.
 Executive minutes approved as follows:

| Roll Call Vote | Moved | Seconded | Ayes | Nays | Abstain | Absent |
|----------------|-------|----------|------|------|---------|--------|
| Mr. Severino | | X | | | X | |
| Mr. Hirt | | | X | | | |
| Ms. McBride | | | | | | X |
| Mr. Bischoff | X | | X | | | |
| Mr. Mazza | | | X | | | |

Motion carried

6. VISITORS

- a. Pittstown Trail Association – Lauren Brown, 440 Pittstown Road, President Seeking approval to host a Fund-Raising "Cross Country Jumping Clinic" at Finn Road Park – Funds would be donated to local charity.

Atty. Jost asked for the following motion to be approved:

To permit the Pittstown Trail Association to hold a cross-country jumping clinic fundraiser at Finn Road Park, subject to the following conditions: Would not interfere with any other scheduled recreation programs, Association to clean area, trailers to be parked in rear parking lot, Association to provide Township an Insurance

Certificate naming the Township as an additional insured; Clinic Instructor shall also provide Insurance Certificate to Township.

| Roll Call Vote | Moved | Seconded | Ayes | Nays | Abstain | Absent |
|----------------|-------|----------|------|------|---------|--------|
| Mr. Severino | X | | X | | | |
| Mr. Hirt | | X | X | | | |
| Ms. McBride | | | | | | X |
| Mr. Bischoff | | | X | | | |
| Mr. Mazza | | | X | | | |

Motion carried

Not scheduled on agenda

- b. Frank Setnicky, Chief, Clinton First Aid and Rescue Squad – Gave status report on services to Township residents and related costs.

OUT OF AGENDA ORDER

- b. **Motion to Approve:** Request for putting barricades in the Brass Castle neighborhood on Halloween.

| Roll Call Vote | Moved | Seconded | Ayes | Nays | Abstain | Absent |
|----------------|-------|----------|------|------|---------|--------|
| Mr. Severino | X | | X | | | |
| Mr. Hirt | | | X | | | |
| Ms. McBride | | | | | | X |
| Mr. Bischoff | | X | X | | | |
| Mr. Mazza | | | X | | | |

Motion carried

7. EXECUTIVE SESSION

The following Resolution introduced for adoption:

**RESOLUTION #2015-119
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 Required by Law to be Confidential: Any matter which, by express provision of Federal law or State statute or rule of court shall be rendered confidential or excluded from the provisions of the Open Public Meetings Act.

2. _____Matters Where the Release of Information Would Impair the Right to Receive Funds: Any matter in which the release of information would impair a right to receive funds from the Government of the United States.
3. _____Matters Involving Individual Privacy: Any material the disclosure of which constitutes an unwarranted invasion of individual privacy such as any records, data, reports, recommendations, or other personal material of any educational, training, social service, medical, health, custodial, child protection, rehabilitation, legal defense, welfare, housing, relocation, insurance and similar program or institution operated by a public body pertaining to any specific individual admitted to or served by such institution or program , including but not limited to information relative to the individual’s personal and family circumstances, and any material pertaining to admission, discharge, treatment, progress or condition of any individual, unless the individual concerned (or, in the case of a minor or incompetent, his guardian) shall request in writing that the same be disclosed publicly.
4. _____Matters Relating to Collective Bargaining Agreements: Any collective bargaining agreement, or the terms and conditions which are proposed for inclusion in any collective bargaining agreement, including the negotiation of the terms and conditions thereof with employees or representatives of employees of the public body.
5. _____Matters Relating to the Purchase, Lease or Acquisition of Real Property or the Investment of Public Funds: Any matter involving the purchase, lease or acquisition of real property with public funds, the setting of banking rates or investment of public funds, where it could adversely affect the public interest if discussion of such matters were disclosed.
6. _____Matters Relating to Public Safety and Property: Any tactics and techniques utilized in protecting the safety and property of the public, provided that their disclosure could impair such protection. Any investigations of violations of possible violations of the law.
7. X 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.
8. _____ 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.
9. _____Matters Relating to the Potential Imposition of a Penalty: Any deliberations of a public body occurring after a public hearing that may result in the imposition of a specific civil penalty upon the responding party or the suspension or loss of a license or permit belonging to the responding party bears responsibility.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Union, assembled in public session on October 21, 2015 at 7:21 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 Call Vote | Moved | Seconded | Ayes | Nays | Abstain | Absent |
|-----------------|-------|----------|------|------|---------|--------|
| Mr. Severino | X | | X | | | |
| Mr. Hirt | | X | X | | | |

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

Motion carried

Motion to come out of Executive Session at about 8:17 p.m.

| Roll Call Vote | Moved | Seconded | Ayes | Nays | Abstain | Absent |
|----------------|-------|----------|------|------|---------|--------|
| Mr. Severino | X | | X | | | |
| Mr. Hirt | | | X | | | |
| Ms. McBride | | | | | | X |
| Mr. Bischoff | | X | X | | | |
| Mr. Mazza | | | X | | | |

Motion Carried

BACK TO AGENDA ORDER

7. REPORTS RECEIVED - Acknowledged

- a. Road Dept.- Week Ending; 10/09/15
- b. Animal Control Officer – September 2015
- c. UT Municipal Court – September 2015
- d. Zoning Officer – September 2015
- e. Engineer’s Report - Not Available

8. CORRESPONDENCE / WRITTEN COMMUNICATIONS

Mr. Severino mentioned the following correspondence:

- Dolores Noboa, Block 15, Lot 27.01, 511 Route 579 and concerns about garbage placement in R.O.W. on 579. Determined at October 7, 2015 meeting that Hunterdon County Health Department had jurisdiction.

9. PUBLIC COMMENTS

- Don Van Fossen, President, Pattenburg Volunteer Fire Company (PVFC) Commented on fire at 590 Route 579. Informed the Committee on PVFC members attendance at mandatory recertification seminar.
- Bob Wisnosky, PVFC Treasurer – Mentioned audit of PVFC by Insurance Company regarding Firefighters Gear and Trucks. Audit did not include Fire House.

- 10. PUBLIC HEARING - None**
- 11. OLD BUSINESS - None**
- 12. NEW ORDINANCE – None**
- 13. NEW BUSINESS - None**

- a. The following resolution was introduced for adoption:

**RESOLUTION # 2015 – 120
TOWNSHIP OF UNION, HUNTERDON COUNTY
CANCELING OF APPROPRIATION**

WHEREAS, the following Current Fund Budget appropriation balances remain unexpended:

Solid Waste Collection:
 Other Expenses – Sewer Rent \$65,000.00

WHEREAS, it is necessary to formally cancel said balances so that the unexpended balances may be credited to Surplus;

NOW THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Union, Hunterdon County, that the above listed unexpended balances of the Current Fund be canceled.

| Roll Call Vote | Moved | Seconded | Ayes | Nays | Abstain | Absent |
|----------------|-------|----------|------|------|---------|--------|
| Mr. Severino | | X | X | | | |
| Mr. Hirt | | | X | | | |
| Ms. McBride | | | | | | X |
| Mr. Bischoff | X | | X | | | |
| Mr. Mazza | | | X | | | |

Motion carried

b. The following resolution was introduced for adoption:

RESOLUTION #2015-121

**TOWNSHIP OF UNION, HUNTERDON COUNTY
 RESOLUTION TO REFUND REDEMPTION TO LIENHOLDER**

WHEREAS, Tax Sale Certificate #2012-002 was issued to U.S Bank Cust/Empire V, in the amount of \$11,430.54 on October 9, 2012; and

WHEREAS, the lien was redeemed on October 16, 2015, in the amount of \$160,339.79 in accordance with provisions of NJSA54:5-60 et seq.; and

NOW, THEREFORE, BE IT RESOLVED, on this 4th day of November 2015, by the Township Committee of the Township of Union, Hunterdon County, State of New Jersey, as follows:

1. The Treasurer issue a check in the amount of \$160,339.79 payable to U.S. Bank Cust/Empire V, 50 South 16th Street, Philadelphia, PA 19102
2. That this resolution shall take effect immediately upon adoption.

| Roll Call Vote | Moved | Seconded | Ayes | Nays | Abstain | Absent |
|----------------|-------|----------|------|------|---------|--------|
| Mr. Severino | | X | X | | | |
| Mr. Hirt | | | X | | | |
| Ms. McBride | | | | | | X |
| Mr. Bischoff | X | | X | | | |
| Mr. Mazza | | | X | | | |

Motion carried

14. REPORTS

a. **Attorney’s Report**

- Land Use Amendments – Planning Board asked that Section regarding Multiple Uses on one property be deleted. Board will confer with Planner regarding preparation of an Ordinance amendment addressing that issue. Atty. Jost said Committee members should review latest Ordinance revisions with comments provided by Planning Board Atty. Maziarz. Mr. Bischoff asked that Mr. Jost meet with Zoning Officer regarding streamlining of zoning permit procedures.
- Village Square Sewage Maintenance – It was determined that American Water Company is responsible not the homeowners or the Homeowners Association.
- Neglected properties at 34 Perryville and 23 Baptist Church Roads – Spoke with Trooper Walsh about the issues. Trooper Walsh is trying to confer with Zoning Officer and Jack Templeton, DCA, regarding the Baptist Church Road property.

b. Committee Report

Mr. Bischoff reported the following:

- Quote “Good judgment comes from experience and a lot of that comes from bad judgment.”
- COAH Expenditures – Approximated at \$55,000.00. CFO Brennan said it could be more. Mrs. Brennan said Emergency Appropriations Resolution will be introduced at the November 4, 2015 meeting. Mayor Mazza asked if Committee members wanted Atty. Jost to serve on the COAH Subcommittee. The Committee agreed.

Mr. Severino reported the following:

- Animal Control Program - Mentioned that Hunterdon County is discontinuing the Shared Services Program.
- Electronics Dumpster – Will attempt to resolve issues with Recycling Coordinator Peake.

Mr. Hirt reported the following:

- Frontage Road Signs Issues – Reported DOT has repaired most of damage at Maglio’s parking since it was in their Right-of-Way (r.o.w.) Continuing to work with Pilot regarding installation of signs in the r.o.w. Atty. Jost said that the signs should state truck stops, not one specific business.
- Light Replacement – Continuing to work with Maglio regarding installation of LED lights in the front parking lot .

Mayor’s Report

- Announced there would be one meeting next month. Clerk said it is scheduled for November 4, 2015.
- Gov.Com Auction – Spoke with Ms. McBride. She said it went very well. Expressed appreciation to Mr. Hermann, Clerk and CFO for their assistance with the auction.
- Barricades at Brass Castle Development – Will ask Mr. Hermann to place barricades on the Friday before Halloween.

d. Finance Officer

- Resolutions for Appropriations Transfers of Funds and Emergency Appropriations on November 4, 2015 agenda.

15. PUBLIC COMMENTS

- Bob Wisnosky, PVFC Treasurer – Said that Dan VanFossen has a copy of the current Audit Report. He provided a copy to Ms. McBride. He also said PVFC Vice President Dale Hardy met with Clinton Fire Company Chief Dorf and his deputy in an attempt to resolve issues among fire companies covering the Township. Mayor Mazza asked that in the future all information be sent to the Municipal Clerk who would forward it to the Committee members.
- Clerk reported about a meeting she attended regarding County Shared Services.

16. 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 paid and that all checks listed hereinafter issued in payment thereof.

| Roll Call Vote | Moved | Seconded | Ayes | Nays | Abstain | Absent |
|----------------|-------|----------|------|------|---------|--------|
| Mr. Severino | | X | X | | | |
| Mr. Hirt | X | | X | | | |
| Ms. McBride | | | | | | X |
| Mr. Bischoff | | | X | | | |
| Mr. Mazza | | | X | | | |

Motion carried

17. ADJOURNMENT

There being no further business to come before the Township Committee at this time Mr. Hirt made a motion to adjourn the meeting at 8:19 p.m. Mr. Severino seconded the motion. Motion carried by unanimous favorable roll call vote.

Prepared by: Grace A. Kocher, Deputy Clerk

Frank T. Mazza, Mayor