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**AUGUST 14, 2007**

A Special Meeting of the Kingwood Township Committee was called to order at 6:35 P.M. with Mayor Burke presiding.

Also present at the meeting were Committeewoman Niemann, CFO Laudenbach and Clerk MacConnell. Committeewoman Augustine was Absent. Following the salute to the Flag, Mayor Burke read aloud the following:

**NOTICE REQUIREMENTS**

Adequate notice of this meeting was provided in accordance with the Open Public Meetings Act by publication of the notice in the Delaware Valley News and Express Times on August 2, 2007 and by telefaxing copies of the notice to the Courier News and Star Ledger on July 27, 2007. Copies of the notice were also posted in the Kingwood Township Municipal Building and Baptistown Post Office on July 27, 2007.

In order to ensure full public participation in this meeting, all members of this Committee or Board, and also members of the public are requested to speak only when recognized by the Chair so that there is no simultaneous discussion or over talk and further, all persons are requested to utilize the microphones which are provided for your use by the Township. Your cooperation is appreciated.

Also attending the meeting were Mr. William O'Keefe of Teamsters Local Union No. 469, Mark Petro, Road Department Foreman and David Zyck of the Road Department. The existing Agreement with the Township is due to expire December 31, 2007.

**RESOLUTION NO. 2007-80** – Award of Road Maintenance Materials

The following Resolution was introduced:

**RESOLUTION NO. 2007 – 80**

**WHEREAS**, bids for road maintenance and materials were received on April 26, 2007 and May 10, 2007, as part of the joint bid for Delaware, Franklin and Kingwood Townships;

**WHEREAS**, the contract for the municipal maintenance work and material in the Township of Kingwood in the County of Hunterdon be and is hereby awarded to the following:

<u>Item</u>	<u>Contractor</u>	<u>Unit Price</u>	<u>Quantity</u>
Emulsified Asphalt, CRS-2P(FDA)	Garden State	1.565	50,000 Gals
Bitum.Stab.Base, Mix I-2	Arawak Paving Co.	40.50	2,800 Tons
Bitum. Conc. Surface Course, Mix I-4	Arawak Paving Co.	42.90	3,800 Tons
Bitum. Stab. Base, Mix I-2	Arawak Paving Co.	32.50	2,800 Tons
Bitum. Conc. Surface Course, Mix I-4	Arawak Paving Co.	34.90	3,800 Tons
#67 Coarse Aggregate	Trap Rock Indust.	10.50	1,000 Tons
<b><u>TOTALS:</u></b>			
Garden State	Emulsified Asphalt CRS-2P (FDA)		\$ 78,250.00
Arawak Paving Co. Inc.	Bitum. Stab. Base Mix I-2		\$113,400.00
Arawak Paving Co. Inc.	Bitum, Conc. Surface Course, Mix I-4		\$163,020.00
Arawak Paving Co. Inc.	Bitum. Stab. Base Mix I-2		\$107,240.00
Arawak Paving Co. Inc.	Bitum, Conc. Surface Course, Mix I-4		\$154,660.00
Trap Rock Industries	#67 Coarse Aggregate		\$ 12,120.00

**WHEREAS**, the presiding officer of this body be and is hereby directed to sign for and on its behalf the contract in the prescribed form for said maintenance work and material.

**WHEREAS**, the Clerk of this body be and is hereby directed to seal said contract with the corporate seal of this body and to attest to the same.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Kingwood, County of Hunterdon, State of New Jersey that on receipt of a bond for not less than the amount of said contract executed in the prescribed form and heretofore approved by the solicitor of this body, the presiding officer and finance committee thereof be and are hereby in their discretion, empowered to approve said bond.

It was moved by Mrs. Niemann to adopt the foregoing Resolution. Mayor Burke stepped down from the chair, seconded and carried the motion.

**Roll Call Vote:**        **AYE – Burke, Niemann**  
                              **NAY – None**  
                              **ABSTAIN – None**  
                              **ABSENT – Augustine**

**APPROVING PAYMENT FOR ROAD MATERIALS TO FLEMINGTON BITUMINOUS**

Following a brief discussion regarding the various companies and locations of their plants, it was moved by Mrs. Niemann to approve and pay the bill for Flemington Bituminous Corp. of 205 Pennsylvania Avenue, Flemington, NJ 08822 in the amount of \$22,218.53. Mayor Burke stepped down from the chair, seconded and carried the motion.

**Roll Call Vote:**        **AYE – Burke, Niemann**  
                              **NAY – None**  
                              **ABSTAIN – None**  
                              **ABSENT – Augustine**

**EXECUTIVE SESSION** – Resolution No. 2007-81

At approximately 6:45 P.M. the following Resolution was introduced to enter into closed session:

**RESOLUTION NO. 2007 – 81**

**WHEREAS**, Section 7 of the Open Public Meetings Act, Chapter 231 P.L. 1975 (R.S.10:4-13) permits the exclusion of the public from a meeting or a portion of a meeting of this public body in certain circumstances; and

**WHEREAS**, this public body is of the opinion that such circumstances presently exist;

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Kingwood, County of Hunterdon, State of New Jersey as follows:

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1. The public shall be excluded from the meeting or a portion of a meeting at which this public body discusses the hereinafter specified subject matter.
2. The general nature of the subject matter to be discussed is as follows:

**Contractual**

3. The time when the circumstances under which the discussions conducted in closed session of this public body can be disclosed to the public is as follows:

**The minutes of the closed session will be made public upon conclusion, dismissal or settlement of litigation; or final resolution of agreements or personnel matters; and in any event, when appropriate pursuant to N.J.S.A. 10:4-7 and 13.**

4. This resolution shall take effect immediately.
5. The Township Committee may take additional action upon returning to regular session.

It was moved by Mrs. Niemann to adopt the foregoing Resolution. Mayor Burke stepped down from the chair, seconded and carried the motion.

**Roll Call Vote:      AYE – Burke, Niemann  
                             NAY – None  
                             ABSTAIN – None  
                             ABSENT – Augustine**

**RETURN TO REGULAR SESSION**

It was moved by Mrs. Niemann to return to regular session at 6:50 P.M. Mayor Burke stepped down from the chair, seconded and carried the motion.

**Roll Call Vote:      AYE – Burke, Niemann  
                             NAY – None  
                             ABSTAIN – None  
                             ABSENT – Augustine**

**SCHEDULE SPECIAL MEETING**

It was moved by Mrs. Niemann to schedule a Special Meeting of the Township Committee, to meet again with the Road Department and Teamsters Local Union No. 469, on Thursday, September 6, 2007 at the Municipal Building beginning at 6:30 P.M. Mayor Burke stepped down from the chair, seconded and carried the motion.

**Roll Call Vote:**        **AYE – Burke, Niemann**  
                              **NAY – None**  
                              **ABSTAIN – None**  
                              **ABSENT – Augustine**

**ADJOURNMENT**

It was moved by Mrs. Niemann to adjourn the meeting at 6:52 P.M. Mayor Burke stepped down from the chair, seconded and carried the motion. **All** voted **Aye** on **Roll Call Vote** except Mrs. Augustine who was **Absent**.

**Respectfully submitted,**

**Mary E. MacConnell, RMC**  
**Township Clerk**