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**July 2, 2009
Regular Township Committee
Meeting Minutes**

A Regular Meeting of the Kingwood Township Committee was called to order at 7:00 P.M. with Mayor Niemann presiding.

Also present at the meeting were Deputy Mayor Burke, Attorney Judith Kopen, C.F.O. D. Laudenbach, Deputy Clerk Keller and Clerk MacConnell. Committeeman Lubitz was absent. Following the salute to the Flag, Mayor Niemann 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 Hunterdon County Democrat and the Courier News on June 25, 2009 and by telefaxing copies of the notice to the Express Times and Star Ledger on June 22, 2009. Copies of the notice were also posted in the Kingwood Township Municipal Building and Baptistown Post Office on June 22, 2009.

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.

CORRESPONDENCE

Letter from KTS Principal Foy re: Thank You for Sponsoring Social Studies Award

Mayor Niemann reviewed.

Letter from Congressman Holt re: American Recovery & Reinvestment Act

Mayor Niemann reviewed.

BILLS AND CLAIMS

It was moved by Mr. Burke, Mayor Niemann stepped down from the Chair and carried to approve and pay the bills and claims in the amount of \$ 1,881,465.87 that are in order and attached as **Bill List** for **July** 2009.

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Roll Call Vote:

AYE	- Burke, Niemann
NAY	- None
ABSTAIN	- None
ABSENT	- Lubitz

PUBLIC COMMENTS – PRIVILEGE OF THE FLOOR

Linda Lezak, Route 519 Asked the Committee members for the definition of the difference between a junkyard and a recycling center. Mayor Niemann noted that there will be comments and questions taken during the introduction of the ordinances, Mrs. Lezak's question will be answered at that time.

REPORTS

Mayor Niemann noted that the following have been received and are available for review:

- Tax Collector's Report of May 2009
- Municipal Court Report of May 2009
- Construction Department Report of June 2009
- Zoning Permits Report of June 2009
- Township Engineer's Monthly Report

The Committee members reviewed the Engineer's monthly report. There was discussion on the conservation easements with regard to Major Subdivisions, and Minor Subdivisions. Attorney Kopen noted that the ordinance for conservation easements, requires that the owner keep the markers in place and in good repair. She noted that if they are not maintained there could be a violation and subject to citation. Mayor Niemann reviewed Uncles Scott's Steak House and the Treatment Works Application, which they currently submitted to the NJDEP for a septic replacement system.

- Dog License Report
- Animal Control Report
- NJSP Report
- Labor Assistance Program – 9/13 and 9/27

Mayor Niemann noted that the Labor Assistance Program is scheduled to come out to the Township on September 13, 2009, and September 27, 2009. They will be working around the park to get things ready for Community Day.

FUTURE MEETINGS AND ACTIVITIES

Mayor Niemann reviewed as per the Agenda.

ORDINANCES

ORDINANCE NO. 15-06-2009 AN ORDINANCE AN ORDINANCE TO REVISE AND REENACT CHAPTER 86, JUNKYARDS AND TO AMEND CHAPTER 127, VEHICLES, INOPERABLE AND CHAPTER 132, ZONING - Introduction and Adoption on First Reading

Mayor Niemann read the Ordinance aloud which was introduced.

Attorney Kopen reviewed the amendments. She noted that there were minor modifications with typographical changes. These changes have been forwarded to the Planning Board Attorney for review. Attorney Kopen responded to Linda Lezak's question of the difference between a junkyard and a recycling center, as she referred to several sections of the ordinance to be introduced.

Comments and questions from the public included:

Linda Lezak – Difference between a junkyard and recycling center

Sandra McNicol – Commented on Recycling

Gill Dick – Asked questions in regard to penalties and violations

Attorney Kopen responded to all the questions from the public. She confirmed section 86-10 regarding only this ordinance, and confirmed that each ordinance has its own penalty, but if not, it would then revert to the general violation fees.

It was moved by Mr. Burke, Mayor Niemann stepped down from the Chair and second the motion to adopt on first reading **ORDINANCE NO. 15-06-2009 AN ORDINANCE TO REVISE AND REENACT CHAPTER 86, JUNKYARDS AND TO AMEND CHAPTER 127, VEHICLES, INOPERABLE AND CHAPTER 132, ZONING.**

Roll Call Vote:	AYE	- Burke, Niemann
	NAY	- None
	ABSTAIN	- None
	ABSENT	- Lubitz

Consideration of final adoption at a public hearing is scheduled for Tuesday, August 4, 2009 at a meeting beginning at 7:00 P.M. at the municipal building.

ORDINANCE

ORDINANCE NO. 15-08-2009 TO PROVIDE FOR THE RESURFACING OF ROADS AS A GENERAL IMPROVEMENT AND APPROPRIATING \$50,000.00 FROM THE CAPITAL IMPROVEMENT FUND, VOL.15, PG. 15-08 Public Hearing and Final Adoption

Mayor Niemann read Ordinance aloud by title.

This Ordinance was introduced and adopted on first reading at a meeting of the Kingwood Township Committee on the 1st day of June, 2009. The Ordinance was published in the Hunterdon County Democrat on June 18, 2009 and has been posted in the Kingwood Township Municipal building on June 2, 2009. Copies of the Ordinance have been available for inspection by the public since June 2, 2009.

It was moved by Mr. Burke, Mayor Niemann stepped down from the Chair and second the motion to open the hearing to the public. **All voted Aye on Roll Call Vote.**

Public Comments:

Jack MacConnell, Spring Hill Road Asked the Committee members if there would be a plan to work on a certain amount of roads per year in the Township or will it depend on the predicated financial level within the budget. Mayor Niemann responded that this will be discussed at a special Township Committee meeting in August to review what needs to be done.

It was moved by Mr. Burke, Mayor Niemann stepped down from the Chair and second to close the hearing to the public. **All voted Aye on Roll Call Vote.**

It was moved by Mr. Burke, Mayor Niemann stepped down from the Chair and second to adopt on final reading **ORDINANCE NO. 15-08-2009 AN ORDINANCE TO PROVIDE FOR THE RESURFACING OF ROADS AS A GENERAL IMPROVEMENT AND APPROPRIATING \$50,000.00 FROM THE CAPITAL IMPROVEMENT FUND.**

Roll Call Vote:	AYE	- Burke, Niemann
	NAY	- None
	ABSTAIN	- None
	ABSENT	- Lubitz

ORDINANCE

ORDINANCE NO. 15-09-2009 AN ORDINANCE AUTHORIZING THE SALE OF SURPLUS LAND - Introduction and Adoption on First Reading

Mayor Niemann read the Ordinance aloud which was introduced.

Mayor Niemann explained the ordinance to the public. She noted that there was a tax foreclosure on this property earlier this year, formerly known as the Hunterdon Industrial Gas. She explained that the Township has closed on this property, and that this ordinance will allow the Township to take bids for the sale of this property when the Township is ready.

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Mayor Niemann noted that this is not going to be up for sale for several months. Deputy Mayor Burke explained that the Township Public Workers have been down at the property cleaning up the concrete and the grounds. There will then be an appraisal on the property before putting up for bid.

The Township Attorney J. Kopen noted a few minor changes to the ordinance.

It was moved by Mr. Burke, Mayor Niemann stepped down from the Chair and second to adopt on first reading as amended **ORDINANCE NO. 15-09-2009 AN ORDINANCE AUTHORIZING THE SALE OF SURPLUS LAND.**

Roll Call Vote:	AYE	- Burke, Niemann
	NAY	- None
	ABSTAIN	- None
	ABSENT	- Lubitz

Consideration of final adoption at a public hearing is scheduled for Tuesday, August 4, 2009 at a meeting beginning at 7:00 P.M. at the municipal building.

Gilbert Dick, Oak Grove Road Asked the Committee members if all the information in the General Code Enforcement Report is privileged information or public. He noted that he will be coming into the municipal offices for copies of the reports. Attorney Kopen responded to Mr. Dick's question. She explained that most of the information in the code enforcement report is considered possible litigation, therefore, they are discussed in executive session. Mayor Niemann stated that the Committee will be looking into possible reports that have been resolved, and if so these may be released by the Township Committee members and then available to the public by a request form.

RESOLUTIONS

The following Resolution was introduced:

RESOLUTION NO. 2009 – 81

REFUND OF PLANNING BOARD FEE

WHEREAS, at the June 9, 2009 Planning Board meeting, a motion was made, seconded and carried to request the refund of the Minor Subdivision Application fee to Joel and Rosemarie Gross in the amount of \$900.00.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Township Committee of the Township of Kingwood, County of Hunterdon and State of New Jersey, that the Chief Financial Officer be authorized to issue a refund in the amount of \$900.00 to Joel and Rosemarie Gross, 85 Knightsbridge, Watchung, New Jersey, 07069.

It was moved by Mr. Burke, Mayor Niemann stepped down from the Chair and second to adopt the foregoing Resolution.

Roll Call Vote:	AYE	- Burke, Niemann
	NAY	- None
	ABSTAIN	- None
	ABSENT	- Lubitz

RESOLUTION

The following Resolution was introduced:

RESOLUTION NO. 2009 – 82

TO AFFIRM THE TOWNSHIP OF KINGWOOD’S CIVIL RIGHTS POLICY WITH RESPECT TO ALL OFFICIALS, APPOINTEES, EMPLOYEES, PROSPECTIVE EMPLOYEES, VOLUNTEERS, INDEPENDENT CONTRACTORS, AND MEMBERS OF THE PUBLIC THAT COME INTO CONTACT WITH MUNICIPAL EMPLOYEES, OFFICIALS AND VOLUNTEERS

WHEREAS, it is the policy of the Township of Kingwood to treat the public, employees, prospective employees, appointees, volunteers and contractors in a manner consistent with all applicable civil rights laws and regulations including, but not limited to the Federal Civil Rights Act of 1964 as subsequently amended, the New Jersey Law against Discrimination, the Americans with Disabilities Act and the Conscientious Employee Protection Act; and

WHEREAS, the Township Committee of the Township of Kingwood has determined that certain procedures need to be established to accomplish this policy;

NOW, THEREFORE, BE IT ADOPTED by the Kingwood Township Committee that:

Section 1: No official, employee, appointee or volunteer of the Township by whatever title known, or any entity that is in any way a part of the Township shall engage, either directly or indirectly in any act including the failure to act that constitutes discrimination, harassment or a violation of any person’s constitutional rights while such official, employee, appointee volunteer, or entity is engaged in or acting on behalf of the Township’s business or using the facilities or property of the Township.

Section 2: The prohibitions and requirements of this Resolution shall extend to any person or entity, including but not limited to any volunteer organization or inter-local organization, whether structured as a governmental entity or a private entity, that receives authorization or support in any way from the Township to provide services that otherwise could be performed by the Township.

Section 3: Discrimination, harassment and civil rights shall be defined for purposes of this Resolution using the latest definitions contained in the applicable Federal and State laws concerning discrimination, harassment and civil rights.

Section 4: The Kingwood Township Employee Handbook and Personnel Policies and Procedures Manual establishes written procedures for any person to report alleged discrimination, harassment and violations of civil rights prohibited by this Resolution. Such procedures include alternate ways to report a complaint so that the person making the complaint need not communicate with the alleged violator in the event the alleged violator would be the normal contact for such complaints.

Section 5: No person shall retaliate against any person who reports any alleged discrimination, harassment or violation of civil rights, provided however, that any person who reports alleged violations in bad faith shall be subject to appropriate discipline.

Section 6: The Kingwood Township Employee Handbook and Personnel Policies and Procedures Manual establishes written procedures that require all officials, employees, appointees and volunteers of the Township as well as all other entities subject to this Resolution to periodically complete training concerning their duties, responsibilities and rights pursuant to this Resolution.

Section 7: The Kingwood Township Employee Handbook and Personnel Policies and Procedures Manual establishes a system to monitor compliance and reporting at least annually to the Township Committee the results of the monitoring.

Section 8: At least annually, a summary of this Resolution and the procedures established pursuant to this Resolution shall be communicated within the Township. This communication shall include a statement from the Township Committee expressing its unequivocal commitment to enforce this Resolution. This summary shall also be posted on the Township's web site.

Section 9: This Resolution shall take effect immediately.

Section 10: A copy of this Resolution shall be published in the Hunterdon County Democrat in order for the public to be made aware of this policy and the Township’s commitment to the implementation and enforcement of this policy.

It was moved by Mr. Burke, Mayor Niemann stepped down from the Chair and second to adopt the foregoing Resolution with amendments by the Township Attorney.

Roll Call Vote:	AYE	- Burke, Niemann
	NAY	- None
	ABSTAIN	- None
	ABSENT	- Lubitz

RESOLUTION

The following Resolution was introduced:

RESOLUTION NO. 2009 – 83

CONSENT TO NJPDES PERMIT APPLICATION

WHEREAS, Uncle Scott’s Steakhouse, LLC has requested consent by the Governing Body of the submission of an NJPDES-DGW application for Uncle Scott’s Steakhouse, Kingwood Township, NJ to the Department of Environmental Protection; and

WHEREAS, Uncle Scott’s Steakhouse, LLC has submitted a copy of the application to the Township for consideration;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Kingwood, County of Hunterdon and State of New Jersey to consent to the submission of the aforementioned application, and to authorize the Mayor to execute the required Statement of Consent.

It was moved by Mr. Burke, Mayor Niemann stepped down from the Chair and second to adopt the foregoing Resolution.

Roll Call Vote:	AYE	- Burke, Niemann
	NAY	- None
	ABSTAIN	- None
	ABSENT	- Lubitz

RESOLUTION NO. 2009 – 85

Resolution Establishing the Sustainable Kingwood Team

WHEREAS, the Township Committee of the Township of Kingwood strives to save tax dollars, assure clean air and water, improve working and living environments to build a community that is sustainable economically and environmentally, a community which will thrive well into the new century; and

WHEREAS, the Township Committee of the Township of Kingwood wishes to build a model of government which benefits our residents now and far into the future with community sustainability initiatives which are easy to replicate and affordable to implement; and

WHEREAS, in an attempt to focus attention on the issue of sustainability, the Township Committee wishes to establish a Sustainable Kingwood Team; and

WHEREAS, the Sustainable Kingwood Team shall seek funding through grants and any other sources that become available, as well as use volunteers and local community groups to meet the goals of sustainability in Kingwood; and

WHEREAS, renewable power, changes to fleet purchasing and maintenance, and operational changes will all be considered as the Township moves to do its share to lessen the environmental impact of its operations.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Kingwood that we do hereby establish a Sustainable Kingwood Team consisting of members who shall be residents or employees of Kingwood Township, appointed annually, but whose initial term of appointment shall be through December 31, 2009.

NOW, THEREFORE, BE IT FURTHER RESOLVED by the Township Committee of the Township of Kingwood that the Mission, Goals and Objectives for the Sustainable Kingwood Team through December 31, 2009 are established as follows:

Mission

The Sustainable Kingwood Team will lead and coordinate the sustainability initiatives and activities of Kingwood Township.

Goals

1. Submit a grant application for an energy audit grant from the Board of Public Utilities (BPU) by 7/31/09 and submit formal applications for any grants approved.

2. Submit the pre-application for the Local Government Greenhouse Gas Reduction Grant Program by 7/31/09.
3. Complete the following action items by 12/31/009:
 - a) Green Purchasing Program
 - b) Water Conservation Ordinance
 - c) Energy Audit

Objectives

1. Collaborate with local community groups and organizations, local businesses, schools, emergency services organizations and township committees, commissions and boards to achieve tasks set forth in the Sustainable Jersey program.
2. Recommend ordinances designed to meet sustainability goals.
3. Review and prioritize the action items needed for Kingwood Township to become certified in the Sustainable Jersey program, recognizing that certification is only the first step in Kingwood Township’s long term sustainability plan.

NOW, THEREFORE, BE IT FINALLY RESOLVED by the Township Committee of the Township of Kingwood that the following persons are hereby appointed to the Sustainable Kingwood Team for the remainder of 2009:

NAME	POSITION	REPRESENTATIVE
David Posey	Regular Member	Planning Board
Diana Haywood	Regular Member	Planning Board
Elaine Niemann	Regular Member	Environmental Commission, Mayor
Mary Beck	Regular Member	Citizen Representative, Scouts
Kevin Bloom	Regular Member	Vice Pres. of Board, Kingwood School
Wendy Richardson	Regular Member	Citizen Representative
Eric Scher	Regular Member	Citizen Representative

It was moved by Mr. Burke, Mayor Niemann stepped down from the Chair and second to adopt the foregoing Resolution.

Roll Call Vote:

AYE	- Burke, Niemann
NAY	- None
ABSTAIN	- None
ABSENT	- Lubitz

Mayor Niemann noted that she would like to thank Diana Haywood and David Posey for all their hard work on this program.

NEW BUSINESS

Municipal Alliance Renewal Application 2010

Mayor Niemann reviewed the application. C.F.O. Diane Laudenbach explained that the program is funded by the County and goes towards programs at the Delaware Valley High School. They would like the Township Committee to approve that Kingwood would be participating in the program.

It was moved by Mr. Burke, Mayor Niemann stepped down from the Chair and second to renew the Municipal Alliance Application for 2010.

Roll Call Vote:	AYE	- Burke, Niemann
	NAY	- None
	ABSTAIN	- None
	ABSENT	- Lubitz

2009 Pond Management Program – Great Blue

Deputy Mayor Burke briefly explained what the program involved, and that the Parks and Recreation Committee requested that the Township Committee review the proposal and possibly sign up for the full year maintenance program. He noted that the Township has a choice to add barley bundles to the pond or sign a yearly contract with Great Blue at the price of \$800.00 for four treatments to keep the pond clear of algae. He stated that currently the Township has Great Blue perform treatments on the pond only as needed. He stated that it has been treated approximately once or twice a year at the price of \$225.00 a treatment. He explained that if the Township signed up for a year contract, the Township would save \$100.00. Mayor Niemann asked how effective the barley bundles would be to clear up the pond. Township resident, Jack MacConnell stated that the barley is very effective. Mr. MacConnell offered to put the barley bundles in the pond for treatment for the Township. Mayor Niemann noted that we will try the barley for a year, and if it is not successful then the Township will consider signing up with Great Blue Management Program. She thanked Mr. MacConnell for helping the Township.

River-To-Sea Relay Race

Mayor Niemann reviewed letter from the River-To-Sea Administrative Office and noted that this is a handicap relay race with approximately 100 runners. They will be running on the roads of Kingwood Township from 7:00a.m. – 11:00a.m. They have submitted a certificate of liability insurance for that day.

NMS Bike MS

Mayor Niemann reviewed the letter from the National Multiple Sclerosis Society's New Jersey Metro Chapter. The race raises funds to support the Society's mission of ending the effects of MS. This annual event is scheduled for Sunday, September 27, 2009 with approximately 250 riders and volunteers. They are requesting permission to ride through Kingwood Township. They have provided a planned route and a Certificate of Liability Insurance. The Committee members approved and gave their permission for the event.

8TH Annual Tube for the Cause

Deputy Mayor Burke announced that the 8th Annual Tube for Cause, a benefit for breast cancer research will take place on Saturday, August 1, 2009. He explained that registration will be at 10:30a.m. located at the Frenchtown Roller Rink. The cost for tubing is \$20.00 which includes lunch.

West Hunterdon Animal Welfare Non-Profit

Mayor Niemann explained that the West Hunterdon Animal Welfare Non-Profit Organization has asked the Township for a donation. She explained that they have been supporting the Township's efforts to control the feral cat population. The Mayor addressed the Township Attorney in reference to questions of the use of funds from the Dog Animal Fund to use for a donation. Mayor Niemann noted she spoke to the Township's Auditor and he recommended speaking to the Township Attorney. Attorney Kopen noted that she would like to look into this further and inform the Committee members with the correct information for the August meeting. C.F.O. Laudenbach noted that there is a balance of \$4,000.00 in the Dog License account.

Official Thank You

Mayor Niemann wanted to officially thank Jack MacConnell and Anthony Hauck for the generous donation of the aerial view of the Township, which is mounted in the conference room in the municipal offices downstairs. She noted that it really brightens up the room.

Dog at Park Home

The rental leases for the Township all state no animals on the premises.

Internet Service at Park Office

Mayor Niemann reviewed the request. The Committee member briefly discussed and decided that it would be a good idea to give the Park Director a Township e-mail address so that he can communicate with the public and coaches for the fields.

Deputy Mayor Burke offered to speak to Charles Wilson in reference to the internet and setting up an e-mail address for him to use to communicate. They will then contact the computer tech to setup Charles Wilson’s computer for e-mail.

ANJEC SMART GROWTH PLANNING GRANT AGREEMENT

Mayor Niemann read aloud the agreement and explained what was needed from the Committee members to agree to ANJEC’s Grant Project Agreement.

It was moved by Mr. Burke, Mayor Niemann stepped down from the Chair and second to agree to ANJEC’s Grant Project Agreement.

Roll Call Vote:	AYE	- Burke, Niemann
	NAY	- None
	ABSTAIN	- None
	ABSENT	- Lubitz

Letter from Agriculture Advisory Committee & Open Space Advisory Committee re: Contribution to Open Space Purchase of Bl 24 L 13, 13.10 & 14.01

The Committee members briefly reviewed letter of recommendation from the Agriculture and Open Space Advisory Committees. Mayor Niemann explained the following Resolution.

RESOLUTION

The following Resolution was introduced:

RESOLUTION NO. 2009 – 87

FARMLAND PRESERVATION PROPERTY

WHEREAS, Kingwood Township has previously resolved to participate in the preservation of a property in the Township, which has been in conjunction with the State of New Jersey, the County of Hunterdon and with non-profit organizations; and

WHEREAS, Kingwood Township has provided for the funding of this acquisition by virtue of the authority in Ordinance No. 15-12-2008;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Kingwood, County of Hunterdon and State of New Jersey that the following is the property and the amount:

Trstensky – Block 24, Lots 13, 13.10 & 14.01 - \$126,000.00

The Resolution, the terms of which are included herein, has been finally adopted by the Township of Kingwood, in the County of Hunterdon, State of New Jersey on July 2, 2009 and the 20 day period of limitation within which a suit, action or proceeding questioning the validity of such ordinance can be commenced, as provided in the Local Bond Law, has begun to run from the date of the publication of this statement.

Purpose(s): Acquisition and/or preservation of open space
Appropriation: \$126,000.00
Bonds/Notes Authorized: \$126,000.00
Grants (if any) Appropriated: \$0
Section 20 Costs: \$0
Useful Life: 40 years

It was moved by Mr. Burke, Mayor Niemann stepped down and second to adopt the foregoing Resolution.

Roll Call Vote: **AYE** - **Burke, Niemann**
 NAY - **None**
 ABSTAIN - **None**
 ABSENT - **Lubitz**

Letter from Agriculture Advisory Committee & Open Space Advisory Committee re: Contribution of Green Acres Grant Funds for Purchase of Bl 12 L 31

The Committee members briefly reviewed letter of recommendation from the Agriculture and Open Space Advisory Committees. Mayor Niemann explained the following Resolution. She noted that the Township has reviewed their Open Space Funds and have confirmed that they are within the Townships means.

RESOLUTION

The following Resolution was introduced:

RESOLUTION NO. 2009 - 88

FARMLAND PRESERVATION PROPERTIES

WHEREAS, Kingwood Township has previously resolved to participate in the preservation of various properties in the Township, some being in conjunction with the State of New Jersey, the County of Hunterdon and with non-profit organizations;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Kingwood, County of Hunterdon and State of New Jersey that following are the properties and amounts:

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Palopoli – Block 12 Lot 31 - \$222,039.50

It was moved by Mr. Burke, Mayor Niemann stepped down and second to adopt the foregoing Resolution.

Roll Call Vote:	AYE	- Burke, Niemann
	NAY	- None
	ABSTAIN	- None
	ABSENT	- Lubitz

OLD BUSINESS

Recommendation from Planning Board re: Conservation Easement Verification

This was discussed earlier under the Engineers Report.

APPOINTMENTS

Agriculture Advisory Committee

Mayor Niemann announced that Pete De'Costa from Freedom Farms has recently joined the Agriculture Advisory Committee. The Committee members have appointed Mr. De'Costa for a one year term to expire on 12/31/2009.

MINUTES

May 21, 2009 Special Meeting

It was moved by Mr. Burke, Mayor Niemann stepped down from the Chair and second, to adopt the Minutes of May 21, 2009 Special Meeting.

Roll Call Vote:	AYE	- Burke, Niemann
	NAY	- None
	ABSTAIN	- None
	ABSENT	- Lubitz

May 21, 2009 Executive Session

It was moved by Mr. Burke, Mayor Niemann stepped down from the Chair and second and to adopt the Minutes of May 21, 2009 Executive Session.

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Roll Call Vote:

AYE	- Burke, Niemann
NAY	- None
ABSTAIN	- None
ABSENT	- Lubitz

It should be noted that the minutes of executive sessions shall be held as closed until officially released by the Township Committee.

June 1, 2009 Regular Meeting

It was moved by Mr. Burke, Mayor Niemann stepped down from the Chair and second to adopt the Minutes of June 1, 2009 Regular Meeting.

Roll Call Vote:

AYE	- Burke, Niemann
NAY	- None
ABSTAIN	- None
ABSENT	- Lubitz

June 1, 2009 Executive Session

It was moved by Mr. Burke, Mayor Niemann stepped down from the Chair and second to adopt the Minutes of June 1, 2009 Executive Session.

Roll Call Vote:

AYE	- Burke, Niemann
NAY	- None
ABSTAIN	- None
ABSENT	- Lubitz

EXECUTIVE SESSION – RESOLUTION NO. 2009 - 86

At approximately 8:22P.M., the following Resolution was introduced to enter into closed session:

RESOLUTION NO. 2009 – 86

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:

**Potential Litigation – General Code Enforcement Report
Personnel – Road Department
Contractual – Rentals
Contract Negotiations – Sale of Property BI 50 L 9**

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 Mr. Burke, Mayor Niemann stepped down from the Chair and second to adopt the foregoing Resolution.

Roll Call Vote:	AYE	- Burke, Niemann
	NAY	- None
	ABSTAIN	- None
	ABSENT	- Lubitz

RETURN TO REGULAR SESSION

It was moved by Mr. Burke, Mayor Niemann stepped down from the Chair and second to return to regular session at 9:20P.M. **All voted Aye on Roll Call Vote.**

ADJOURNMENT

It was moved by Mr. Burke, Mayor Niemann stepped down from the Chair and second to adjourn the meeting at 9:21P.M. **All voted Aye on Roll Call Vote.**

Respectfully Submitted, Cynthia L. Keller, RMC Deputy Clerk