

MINUTES FOR
MONTGOMERY TOWNSHIP COMMITTEE
SPECIAL SESSION
February 9, 2011

1. Montgomery Township Committee met at the Municipal Building, 2261 Van Horne Road, Belle Mead, NJ at 8:30 a.m. on the above date. Those present were:

TOWNSHIP COMMITTEE: Mayor Caliguire, Deputy Mayor Dyer, Committeemembers Carter and Trzaska
Committeewoman Graham was absent

Also present were:

TOWNSHIP ATTORNEY - Kristina P. Hadinger, Esq.

TOWNSHIP ADMINISTRATOR - Donato Nieman

CHIEF FINANCIAL OFFICER - Walter Sheppard

TOWNSHIP CLERK - Donna Kukla

2. Mayor Caliguire stated the following: "Under the provisions of the Open Public Meetings Act, notice of the time and place of this meeting has been posted and sent to the officially designated newspapers."

3. Mayor Caliguire led the Salute to the Flag.

4. **PUBLIC COMMENT**

Mayor Caliguire opened the public comment portion of the meeting. There being no public comment, Mayor Caliguire closed this portion of the meeting.

5. **DISCUSSION REGARDING COSTS OF INDEPENDENCE DAY FIREWORKS AND FUNDING**

Mayor Caliguire reported that the Township Administrator and the Chief Finance Officer met with George Jarvis, who is going to head up the fireworks fundraising project. They discussed the actual costs and ways of coming up with money. The Township is going to try to get a letter out today and then the fundraising committee is going to finalize the plans early next week.

6. **FEBRUARY 17 TOWNSHIP COMMITTEE MEETING**

Mayor Caliguire requested that the meeting time for the February 17, 2011 start at 6:30 p.m. so that he and Administrator Nieman could attend the Prosecutor's Task Force Meeting on the Police Consolidation Study scheduled that evening for 7:00 p.m.

Attorney Hadinger stated that there were public notices sent out to residents and newspapers regarding two Land Development Ordinance scheduled for public hearing that evening at 7:00 p.m.

It was the consensus of the Committee to begin the meeting at 6:30 p.m., but delay the two ordinance public hearings until 7:00 p.m.

7. **RESOLUTION TO CLOSE MEETING TO THE PUBLIC**

BE IT RESOLVED by the Township Committee of the Township of Montgomery in Somerset County, New Jersey as follows:

1. The Township Committee will now convene in a closed session that will be limited only to consideration of items with respect to which the public may be excluded pursuant to Section 7B of the Open Public Meetings Act.
2. The general nature of the subjects to be discussed in this session is as follows:
 - Advice of counsel with respect to pending litigation with Country Club Meadows and its affiliates regarding Pike Brook Sewage Treatment Plant and affordable housing.
3. It is unknown precisely when, if ever, the matters will be disclosed to the public. Matters concerning litigation may be announced upon the conclusion of any trial or settlement of the litigation.

- 7-1. Committeeman Carter moved the adoption of the foregoing resolution. The motion was seconded by Committeeman Trzaska and carried unanimously.

8. The meeting reconvened in Open Session and **ADJOURNMENT** was at 10:06 a.m. on a motion by Committeeman Trzaska. The motion was seconded by Committeeman Carter and carried unanimously.

Date of Approval:

Donna Kukla, Township Clerk