

**TOWNSHIP OF UPPER
CAPE MAY COUNTY
MINUTES FOR JANUARY 11, 2006
SPECIAL EMERGENCY MEETING**

CALL TO ORDER-8:00 A.M.

Barbara Camp	Present
Frank E. Conrad	Present
Curtis Corson	Present
John "Jay" Newman	Arrived at 8:15 A.M.
Richard Palombo	Present

Also present were Municipal Clerk Wanda Gaglione, Municipal Attorney Daniel Young and Municipal Engineer Paul Dietrich.

Attorney Young advised the Committee that in order to hold this emergency meeting, (because we did not have time to get notice to the newspapers in the normal 48 hours prior) it requires a vote of three quarters of the membership present to authorize the meeting to take place. The basis for holding the meeting is that there is pending litigation that has been ongoing for five to seven years, with ongoing complaints about the site itself dating back as far as the late 1970's. That being the matter of Upper Township versus Parker with respect to 1070 Willetts Road. There are outstanding costs that need to be reimbursed to the Township for cleanup of that property pursuant to court orders and judgments. The Township Committee members are now aware that that property is scheduled to be sold at closing tomorrow morning, (Jan. 12, 2006). The Township must issue a formal statement to the closing agent as to the amount due under that litigation and judgment. It is imperative that the Township Committee discusses this and authorizes that statement prior to tomorrow morning. That is the reason that the emergent meeting was scheduled. A motion and roll call is needed to have this meeting take place. Motion by Frank Conrad to authorize this meeting, second by Barbara Camp. During roll call vote all four Committee members present voted in the affirmative. Mr. Newman was not present at this time.

Mr. Young suggested the Committee go into executive session, as this is a legal matter and resolution of litigation. Motion to close the regular portion of the meeting and go into executive session by Curtis Corson, second by Barbara Camp. During roll call vote there were four votes in the affirmative. Mr. Newman was not present at this time.

Reconvene Public Portion of the Meeting

The Committee closed the executive portion of the meeting and went back into an open session.

Mr. Newman was present at this time.

Mr. Corson made a motion to certify the amount of outstanding issues and liens for the Township of Upper on this property in the amount of \$54,952.13, second by Barbara Camp. The Treasurer will certify this amount to the Title Company so that we will be paid that amount for the cleanup costs at the anticipated closing tomorrow morning. During roll call vote all five Committee members were present and all voted in the affirmative.

There being no further business the meeting was adjourned at 8:30 A.M.

Minutes prepared by

Wanda Gaglione, RMC
Municipal Clerk