

HILLSBOROUGH TOWNSHIP BOARD OF ADJUSTMENT
PUBLIC MEETING MINUTES
September 30, 2015

Chairman Haines called the Board of Adjustment meeting of September 30, 2015 to order at 7:32 p.m. All stood for the Pledge of Allegiance. The meeting took place in the Courtroom of the Municipal Complex.

ROLL CALL:

Frank Herbert – Absent
John Stamler – Absent
Helen Haines, *Chairman* – Present
Curtis Suraci – Present
Fred Gladstone - Absent

Frank Valcheck – Present
Kenneth Hesthag, *Vice Chairman* – Present
Steve Monte (Alt. 1) – Present
Sally Becorena (Alt. 2) – Present
John Shockley (Alt.3) – Present
John Torok (Alt. 4) – Present

Also in attendance: Jolanta Maziarz, Esq., Board Attorney (Woolson Sutphen Anderson, P.A.); and David Kois, P.P., Deputy Planning Director/Zoning Official/Board of Adjustment Secretary/Clerk.

NOTICE OF MEETING

Chairman Haines announced the meeting has been duly advertised according to Section 5 of the Open Public Meetings Act, Chapter 231, Public Law 1975 (“Sunshine Law”).

ACCEPTANCE OF MEETING MINUTES

None

ACCEPTANCE OF RESOLUTIONS

None

BUSINESS FROM THE FLOOR

None

EXECUTIVE SESSION

- Motion to convene to discuss attorney-client privilege matters in an executive session made by Vice Chairman Hesthag, seconded by Mr. Monte.
- Ms. Maziarz, Esq. stated the following, whereas, the Open Public Meetings Act requires that meetings of public bodies be held in public, whereas the Open Public Meeting Act contains exceptions to this rule that Open Public Meeting be held in Public, Now therefore be it resolved that the Hillsborough Township Board of Adjustment wishes to retire into closed session to discuss matters involving attorney client privilege and litigation in the case of Hillsborough Town Center, LLC versus Board of Adjustment of the Township of Hillsborough, the minutes of this closed session or any part thereof may be made available upon the resolution of this litigation.
- Motion to convene to discuss attorney-client privilege matters in an executive session made by Vice Chairman Hesthag, seconded by Mr. Monte.
- **Roll Call:** Mr. Valcheck – yes; Mr. Suraci – yes; Mr. Monte– yes; Ms. Becorena – yes; Mr. Shockley – yes; Mr. Torok – yes; Vice Chairman Hesthag – yes; Chairman Haines – yes. Motion carries.

PUBLIC HEARING

- The Board returned from Executive Session.
- Chairman Haines asked the Board what the wish to do.
- Motion to proceed with appeal of Appellate Decision to the Supreme Court in the matter of Hillsborough Town Center, LLC versus Board of Adjustment of the Township of Hillsborough, made by Mr. Monte, seconded by Vice Chairman Hesthag.
- **Roll Call:** Mr. Valcheck – yes; Mr. Suraci – yes; Mr. Monte– yes; Ms. Becorena – yes; Mr. Shockley – yes; Vice Chairman Hesthag – yes; Chairman Haines – yes. Motion carries.

BOARD OF ADJUSTMENT BUSINESS

None

CORRESPONDENCE

None

ADJOURNMENT

The meeting adjourned at 8:13 p.m.

Respectfully Submitted by: David Kois, P.P., Deputy Planning Director/Zoning Official/Board of Adjustment Secretary/Clerk