

**READINGTON TOWNSHIP COMMITTEE
MEETING – February 1, 2010**

Mayor Shamey *calls the meeting to order at 5:30 p.m.* announcing that all laws governing the Open Public Meetings Act have been met and that this meeting has been duly advertised.

PRESENT: Mayor G. Shamey, Mrs. B Muir, Mr. F. Gatti, Mrs. J. Allen
Mr. T. Auriemma

ALSO PRESENT: Administrator Mekovetz, Attorney S. Dragan

ABSENT: None

EXECUTIVE SESSION:

Clerk read the following Resolution:

RESOLUTION
EXECUTIVE SESSION

WHEREAS, N.J.S.A. 10:4-6 *et seq.*, the Open Public Meetings Act, permits the exclusion of the public from a meeting in certain circumstances; and

WHEREAS, the Township Committee is of the opinion that such circumstances presently exist and desires to authorize the exclusion of the public from the portion of the meeting in accordance with the act;

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

1. The public shall be excluded from discussion of and action upon the specified subject matter as set forth in the following Exhibit “A.”

EXHIBIT A

<u>Subject Matter</u>	<u>Basis Of Public Exclusion</u>	<u>Date Anticipate When Disclosed to Public</u>
Block 48, Lot 23; Block 55, Lot 33, Block 56, Lots 1, 3, 6 & 8; Block Lot 24 and Block 67, Lot 2 (Solberg Aviation/Hromoho)	Litigation.....	Certain information at the discretion of the Township Committee tonight... other information will remain confidential
Police Department.....	Personnel.....	“ “ “
Police Lieutenants.....	Contract Negotiations.....	“ “ “
Professional Services.....	Contract Negotiations.....	“ “ “
<ul style="list-style-type: none"> • Jacobs Engineering (Traffic Engineering) • Britt Simon (Alternate Public Defender) 		
Maintenance Contract/Erik Doyle...	Contract Negotiations.....	“ “ “
Block 94, Lot 4.12 & 16.03.....	Contract Negotiations.....	“ “ “
Executive Session Minutes..... (January 19, 2010)	Attorney-Client Privilege.....	“ “ “

It is anticipated at this time that the stated subject matter will be made public on or about the time set forth in Exhibit “A.”

2. This Resolution shall take effect immediately.

A **MOTION** was made by Mrs. Muir to adopt this resolution, seconded by Mr. Auriemma with a vote of ayes all, nays none recorded.

The meeting reconvened at 7:40 p.m.

Mayor Shamey led those present in the *Salute to the Flag*.

Mayor Shamey announced that the following business was completed during Executive Session:

Litigation/Solberg Aviation/Hromoho (Block 48, Lot 23; Block 55, Lot 33; Block 56, Lot 1, 3, 6 & 8; Block 39, Lot 24 and Block 67, Lot 2)

Mayor Shamey stated that this matter remains in Executive Session.

Personnel/Police Department

A **MOTION** was made by Mr. Gatti to promote Patrolman Joseph Hartmann from probationary Patrolman to Patrolman effective January 20, 2010, seconded by Mrs. Allen and on Roll Call vote the following was recorded:

Mrs. Allen	- Aye
Mr. Auriemma	- Aye
Mr. Gatti	- Aye
Mrs. Muir	- Aye
Mayor Shamey	- Aye

Contract Negotiations/Police Lieutenants

Mayor Shamey stated that this matter remains in Executive Session.

Contract Negotiations/Professional Services/Jacobs Engineering

The following resolution was offered for consideration:

#R-2010-35

***TOWNSHIP OF READINGTON
RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT FOR
TRAFFIC ENGINEERING AND TRANSPORTATION PLANNING SERVICES***

WHEREAS, the Township of Readington has a need to acquire Traffic Engineering and Transportation Planning Services as a non-fair and open contract pursuant to the provisions of *N.J.S.A. 19:44a-20.5*; and

WHEREAS, the term “non-fair and open contract,” for the purposes of the law, refers to a Professional Services Contract awarded to a contractor who has not made a political contribution as described in *N.J.S.A. 19:44A-20.5 et seq.* or in *N.J.S.A. 19:44a-8, et seq.*; and

WHEREAS, the Township Administrator has determined and certified in writing that the value of the services may exceed \$17,500; and

WHEREAS, , Inc. has submitted a proposal indicating they will provide Traffic Engineering and Transportation Planning Services for rates as detailed in the contract for a total amount not to exceed the amount appropriated for this service in the approved/adopted budget.

Resolution #R-2010-35 cont'd:

WHEREAS, Jacobs Engineering Group. has completed and submitted a Business Entity Disclosure Certification which certifies that Jacobs Engineering Group has not made any reportable contributions to a political or candidate committee in the Township of Readington in the previous one (1) year, and that the contract will prohibit Jacobs Engineering Group. from making any reportable contributions through the term of the contract; and

WHEREAS, the Chief Financial Officer=s Certification of the availability of funds is on file - *N.J.A.C. 5:30-5.4*) and will be amended to reflect the final approved funds for this purpose upon adoption/approval of the 2010 budget.

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Readington, County of Hunterdon, State of New Jersey, authorizes the Mayor to enter into a contract with Jacobs Engineering Group as described herein; and

BE IT FURTHER RESOLVED, that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution; and

BE IT FURTHER RESOLVED, that said contract shall expire on December 31, 2010; and

BE IT FURTHER RESOLVED, that copies of this Professional Service Contract including the rate schedule are on file with the Municipal Clerk and are available there for public inspection; and

BE IT FURTHER RESOLVED, that this Resolution shall take effect immediately.

A MOTION was made by Mr. Gatti to adopt this resolution, seconded by Mrs. Allen and on Roll Call vote the following was recorded:

Mrs. Allen	- Aye
Mr. Auriemma	- Aye
Mr. Gatti	- Aye
Mrs. Muir	- Aye
Mayor Shamey	- Aye

Contract Negotiations/Professional Services/Britt Simon, Esq.

The following resolution was offered for consideration:

#R-2010-36

**RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT FOR
ALTERNATE MUNICIPAL PUBLIC DEFENDER SERVICES**

WHEREAS, the Township of Readington has a need to acquire Alternate Municipal Public Defender Services as a non-fair and open contract pursuant to the provisions of *N.J.S.A. 19:44a-20.5*; and

WHEREAS, the term Anon-fair and open contract,@ for the purposes of the law, refers to a Professional Services Contract awarded to a contractor who has not made a political contribution as described in *N.J.S.A. 19:44A-20.5 et seq.* or in *N.J.S.A. 19:44a-8, et seq.*; and

WHEREAS, the Township Administrator has determined and certified in writing that the value of the services may exceed \$17,500; and

WHEREAS, Britt Simon, Esq. has submitted a proposal indicating he will provide Alternate Municipal Public Defender Services at a rate of \$100 per hour for a total amount not to exceed the amount appropriated for this service in the approved/adopted budget.

Resolution #R-2010-36 cont'd:

WHEREAS, Britt Simon, Esq. has completed and submitted a Business Entity Disclosure Certification which certifies that Britt Simon, Esq. has not made any reportable contributions to a political or candidate committee in the Township of Readington in the previous one (1) year, and that the contract will prohibit Britt Simon, Esq. from making any reportable contributions through the term of the contract; and

WHEREAS, the Chief Financial Officer's Certification of the availability of funds is on file - *N.J.A.C. 5:30-5.4*) and will be amended to reflect the final approved funds for this purpose upon adoption/approval of the 2010 budget.

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Readington, County of Hunterdon, State of New Jersey, authorizes the Mayor to enter into a contract with Britt Simon, Esq. as described herein; and

BE IT FURTHER RESOLVED, that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution; and

BE IT FURTHER RESOLVED, that said contract shall expire on December 31, 2010; and

BE IT FURTHER RESOLVED, that copies of this Professional Service Contract are on file with the Municipal Clerk and are available there for public inspection; and

BE IT FURTHER RESOLVED, that this Resolution shall take effect immediately.

A MOTION was made by Mrs. Allen to adopt this resolution, seconded by Mr. Auriemma and on Roll Call vote the following was recorded:

Mrs. Allen	- Aye
Mr. Auriemma	- Aye
Mr. Gatti	- Aye
Mrs. Muir	- Aye
Mayor Shamey	- Aye

Contract Negotiations/Maintenance Contract/Erik Doyle

A MOTION was made by Mrs. Allen to approve the Maintenance Contract for the following Township properties for Erik Doyle:

Track 8582, Field 2 (Cole Road)
Track 8845, Field 13, 14 & 15 (Cole Road)
Track 1617, Fields 1, 2 & 3 (Stanton Road)
Track 9942, Field 1 (Stanton Road)
Track 951, Fields 1 through 5 (Woodschurch Road)

seconded by Mr. Auriemma and on Roll Call vote the following was recorded:

Mrs. Allen	- Aye
Mr. Auriemma	- Aye
Mr. Gatti	- Aye
Mrs. Muir	- Aye
Mayor Shamey	- Aye

Contract Negotiations/Block 94, Lot 4.12 & 16.03

Mayor Shamey stated that this matter remains in Executive Session.

Attorney –Client Privilege/Executive Session Minutes (January 19, 2010)

A MOTION was made by Mr. Auriemma to approve the Executive Session Minutes of January 19, 2010 for content as amended, seconded by Mrs. Muir with a vote of ayes all, nays none recorded.

CONSENT AGENDA:

Mayor Shamey read the following statement:

All items listed with an asterisk “*” are considered to be routine by the Township Committee and will be enacted by one motion. There will be no separate discussion of these items unless a committee member or citizen requests, in which event the item will be removed from the General Order of Business and considered in its normal sequence on the agenda.

- *1. **APPROVAL OF MINUTES** of meeting of January 19, 2010
- *2. **Award of \$50,200,000 Bond Anticipation Notes – 2/3/10 – 2/3/11**
- *3. **Authorization of Public Auction (Block 94, Lot 11, Block 80, Lot 1, Block 94, Lot 19 and Block 94, Lot 17)**

The following resolution was offered for consideration:

R-2010-37

**READINGTON TOWNSHIP
RESOLUTION**

WHEREAS, the Township Committee has determined that the following properties: Block 94, Lot 11, Block 80, Lot 1, Block 94, Lot 19 and Block 94, Lot 17 have been or will be preserved for agricultural purposes and, as such, the fee simple portions are no longer needed for public use; and

WHEREAS, pursuant to N.J.S.A. 40A:12-13 a governing body may authorize the sale of municipally owned real property not needed for public use.

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Readington does hereby declare the properties listed below:

- Block 94, Lot 11 (757 Route 202)
- Block 80, Lot 1 (1069 River Avenue)
- Block 94, Lot 19 (72 Lazy Brook Road)
- Block 94, Lot 17 (19 Summer Road)

are not needed for public use.

BE IT FURTHER RESOLVED, that the Township Committee of the Township of Readington does hereby authorize a public auction to be held on Friday, February 26 at 1:00 p.m. at the Readington Township Municipal Building, 509 Route 523, Whitehouse Station, New Jersey.

A MOTION was made by Mr. Auriemma to adopt this resolution, seconded by Mrs. Muir with a vote of ayes all, nays none recorded.

- *4. **Vacation Carryover**

The following resolution was offered for consideration:

#R-2010-38

**TOWNSHIP OF READINGTON
RESOLUTION**

Resolution #R-2010-38 cont'd:

WHEREAS, the following employees have requested carry-over of the vacation time noted:

NAME	HOURS
Andrews	56
Apgar	10
Ayotte	12
Babb	16
Barczyk	27
Benecchi	93
Bolek	80
Brown	8
Brownlow	1.5
Clapp	48
DeBella	7.5
DeBray	3.75
DeStefano	2
Donaruma	140
duFosse	27
Ferriero	24
Gooley	20
Gould	40
Hall	16
Heater	28
Helbing	1.25
Hollander	14
Hoofatt	50
Housel	42.5
Hudecek	35.25
Hulcher	28
Insabella	24
Jacukowicz	32
Jessemen	28
Kennedy	31
Kenney	49.5
Konn	35
Kovonuk	34.5
Lemieux	.5
Liddane	54
Lorenzi	20
Madeano	23.75
Mailler	3.5
Marcine	34.5
Mastro	27.25
Mekovetz	33
Mitchell	7
Parker	14
Paustian	83
Przewozny	36.5
Slutter	14
Stoveken	13
Warner	1.5
Wester	48

- *5. *Nap-Grecco* – release of police escrow
- *6. *Burns, Joseph, Block 66, Lot 27.01* – release of board of health escrow
- *7. *Red Light Permit* – Brayden Fahey

8. *Extension of License to Trustee/Ryland Inn Restaurant Operation, LLC to Peggy E. Stalford, Chapter 7 Trustee

The following resolution was offered for consideration:

#R-2010-39

***TOWNSHIP OF RESOLUTION
 EXTENSION OF LIQUOR LICENSE TO TRUSTEE***

WHEREAS, an application has been filed for the extension of Plenary Retail Consumption License No. 1022-33-006-005 to Peggy E. Stalford, Chapter 7 Trustee for the Debtor Estate of Ryland Inn Restaurant Operation, LLC, sole proprietor owner of the license;

WHEREAS, the submitted application form is complete in all respects, including proof of appointment to act as Trustee;

NOW, THEREFORE BE IT RESOLVED, that the Township Committee of the Township of Readington does hereby approve, effective February 1, 2010, the extension of the aforesaid Plenary Retail Consumption License to Peggy E. Stalford, Chapter 7 Trustee for Debtor Estate of Ryland Inn Restaurant Operation, LLC and the license may be transferred in compliance therewith and directs Vita Mekovetz, Township Clerk to endorse the License Certificate as follows: *“This license is hereby extended, subject to all its terms and conditions to Peggy Stalford, Chapter 7 Trustee for Debtor Estate of Ryland Inn Restaurant Operation, LLC , until June 30, 2010.”*

9. *Tax Lien Redemption, Block 73, Lot 16

The following resolution was offered for consideration:

RESOLUTION

READINGTON TOWNSHIP, HUNTERDON COUNTY

WHEREAS, an interested party has paid to the Tax Collector the amount necessary to redeem the lien on Block 73, Lot 16, known as Tax Sale Certificate #596 and,

WHEREAS, it is the desire of the Tax Collector to refund to the lien holder the redemption amount,

NOW THEREFORE BE IT RESOLVED by the Township Committee that the Treasurer be authorized to refund the redemption amount of \$9,351.07 plus a premium paid in the amount of \$100.00 to the lien holder, Tad Dabrowski.

***10. *Payment of Bills* – (Complete bill list is on file in Clerk’s Office)**

Fund Description	Fund No.	Received Total
CURRENT FUND	0-01	\$ 608,177.22
SEWER APPROPRIATIONS	0-02	\$ 104,865.47
CURREND FUND	9-01	\$ 67,081.91
TRUST FUNDS	X-03	\$ 30,255.47
2004 CAPITAL APPROPR.	X-04	\$ 451.77
MISC REFUND, COUNTY TAX, LIENS	X-05	\$ 7,929,033.07
PAYROLL DEDUCTIONS	X-06	\$ 160,594.83
REGIONAL & SCHOOL TAX	X-07	\$ 2,398,380.75
DUE TO STATE OF NJ	X-09	\$ 18,845.54
2006 CAPITAL	X-66	<u>\$ 40,010.09</u>

Payment of Bills cont'd:

TOTAL OF ALL FUNDS **\$11,357,696.12**

A **MOTION** was made by Mrs. Muir to approve the Consent Agenda, seconded by Mr. Gatti and on Roll Call vote the following was recorded:

Mrs. Allen - Aye
Mr. Auriemma - Aye
Mr. Gatti - Aye
Mrs. Muir - Aye
Mayor Shamey - Aye

CORRESPONDENCE/OTHER INFORMATION

1. Memorandum dated January 22, 2010 from Joseph Schweihardt, Councilman, Township of Wayne regarding **Resolution Acknowledging 100th Anniversary of the Boy Scouts of America.**

The following resolution was offered for consideration:

#R-2010-40

TOWNSHIP OF READINGTON RESOLUTION

THE BOY SCOUTS OF AMERICA

WHEREAS, the Boy Scouts of America was established February 8, 1910 and for one hundred years has created a strong foundation of leadership, service and community for millions of American youth; and

WHEREAS, the Boy Scouts of America provides a program that builds character, trains Scouts in the responsibilities of participating citizenship and develops personal fitness; and

WHEREAS, with every rank advancement comes new challenges, new adventures and new friends for Scouts and those Scouters who accompany them along the way; and

WHEREAS, the Boy Scouts of America has nurtured and honored over two million Eagle Scouts; and

WHEREAS, the Boy Scouts of America alumni share memories that last a lifetime; and

WHEREAS, Scouting celebrates its legacy and reaffirms its commitment to inspire and prepare future generations.

NOW, THEREFORE BE IT RESOLVED that the Boy Scouts of America and its Township of Readington Tiger Cubs, Cub Scouts, Boy Scouts and Venture Crews – their leaders and sponsoring organizations – are hereby honored by the Township Committee of the Township of Readington for making a difference in Readington Township by their dedication of Scouting's core values – leadership, character, community service, achievement and stewardship of the environment.

A **MOTION** was made by Mrs. Allen to adopt this resolution, seconded by Mr. Auriemma with a vote of ayes all, nays none recorded.

OLD BUSINESS

1. **Summer Road Park** –presentation

Mark Toman, Chairperson of the Readington Recreation, Parks and Leisure Activity Task Force, gave a presentation on the role of the Readington, Park and

Leisure Task Force. Mr. Toman stated that the Task Force consists of an accumulation of various members of committees, such as Open Space Advisory, Recreation, Readington Trails and other resident volunteers, to address the desires of the residents based on the recreation needs assessment survey taken. He continued that they have identified some improvements to be made to Summer Road Park, including the paving the perimeter trail to connect to the trail system and also add shade trees to the park. The task force was looking to the Committee for support on implementing this proposal, along with the request for an updated survey and assistance from a planner to move this project forward. Administrator Mekovetz suggested obtaining a quote from Michael Sullivan, Township Landscape Architect and our township surveyor for this proposed project.

NEW BUSINESS

1. ***Nature Study Program*** – proposal (Amy Manning)

Amy Manning, Outdoor Environmental Educator, stated that she would like to hold a Wilderness Survival and Nature Study Program at the Cushetunk Nature Preserve or Dobozyński Farm Park. Ms. Manning stated that her proposal is for a six week program to commence once a week for 2-2 1/2 hours for children between the 4th and 8th grade, either after school or possibly Saturday mornings. Ms. Manning stated that the program would include basic wilderness survival, environmental education, wild life tracking along with other aspects of nature study. She stated that the advertising of this program would be done through the Recreation Program. Mrs. Allen stated that this program fulfills one of the goals of the Open Space Committee to provide environmental education for students.

A **MOTION** was made by Mrs. Allen to allow the Cushetunk Nature Preserve and Dobozyński Farm Park to be used for the Nature Study Program on an as-needed basis, seconded by Mr. Gatti with a vote of ayes all, nays none recorded.

2. ***An Ordinance to Exceed the Municipal Budget Appropriation Limits and to Establish a CAP Bank***

Mr. Gatti stated that this ordinance gives the Township the ability, for items that fall within the cap, to exceed the state mandated 2.5 %. Mr. Gatti stated that the Township adopts this ordinance every year for budgeting and setting the tax rate.

The following ordinance was offered for introduction:

TOWNSHIP OF READINGTON

CALENDAR YEAR 2010

**ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS
AND TO ESTABLISH A CAP BANK
(N.J.S.A. 40A: 4-45.14)**

ORDINANCE #01 -2010

WHEREAS, the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget up to 2.5% unless authorized by ordinance to increase it to 3.5% over the previous year’s final appropriations, subject to certain exceptions; and,

WHEREAS, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

WHEREAS, the Township Committee of the Township of Readington in the County of Hunterdon finds it advisable and necessary to increase its CY 2010 budget by up to 3.5% over

Ordinance #01-2010 cont'd:

the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the Township Committee of the Township of Readington hereby determines that a 3.5 % increase in the budget for said year, amounting to \$ 452,836.59 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS the Township Committee of the Township of Readington hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW THEREFORE BE IT ORDAINED, by the Township Committee of the Township of Readington, in the County of Hunterdon, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2010 budget year, the final appropriations of the Township of Readington shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 1 %, amounting to \$ 129,381.88, and that the CY 2010 municipal budget for the Township of Readington be approved and adopted in accordance with this ordinance; and,

BE IT FURTHER ORDAINED, that any that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

A **MOTION** was made by Mr. Auriemma to introduce this ordinance, seconded by Mr. Gatti and on Roll Call vote the following was recorded:

Mrs. Allen	- Aye
Mr. Auriemma	- Aye
Mr. Gatti	- Aye
Mrs. Muir	- Aye
Mayor Shamey	- Aye

A Public Hearing was scheduled for February 16, 2010 at 8:00 p.m.

3. ***An Ordinance of the Township of Readington, County of Hunterdon, State of New Jersey Amending Ordinance #21-99 Establishing Prohibited Parking Zones on Portions of Whitehouse Avenue and Establishing Penalties for the Violation thereof***

Mayor Shamey stated that this ordinance deals with the dangerous conditions at the intersection of Whitehouse Avenue and would amend the prior ordinance to also regulate parking on the northerly side of Whitehouse Avenue.

The following ordinance was offered for introduction:

AN ORDINANCE OF THE TOWNSHIP OF READINGTON, COUNTY OF HUNTERDON, STATE OF NEW JERSEY AMENDING ORDINANCE #21-99 ESTABLISHING PROHIBITED PARKING ZONES ON PORTIONS OF WHITEHOUSE AVENUE AND ESTABLISHING PENALTIES FOR THE VIOLATION THEREOF

ORDINANCE #02 -2010

Ordinance #02-2010 cont'd:

WHEREAS, Whitehouse Avenue is located wholly within the jurisdiction of the Township of Readington in the County of Hunterdon; and

WHEREAS, in accordance with N.J.S.A. 39:4-8c, the Township may prohibit parking along the roadways within the Township's jurisdiction without having to obtain approval from the New Jersey Commissioner of Transportation; and

WHEREAS, Ordinance #21-99 currently prohibits parking along the southerly side of Whitehouse Avenue, for a distance of 875' from its intersection within Hunterdon County Route 523; and

WHEREAS, the Township Committee has determined that it is in the best interest of the public safety and the residents of Whitehouse Avenue that such an ordinance be amended to also regulate parking on the northerly side of Whitehouse Avenue, as set forth in this ordinance.

NOW, THEREFORE BE IT ORDAINED, by the Township Committee of the Township of Readington, County of Hunterdon and State of New Jersey, as follows:

Section I. Prohibited Conduct.

There shall be no parking at any time along the northerly side of Whitehouse Avenue, from its beginning at County Route 523, for a distance of 200 feet +/- east. A map depicting the portion of the roadway affected by this ordinance is attached hereto as Figure A.

Section II. Signage.

For the benefit of the public, upon final adoption of this ordinance, signs shall be posted along the affected area of Whitehouse Avenue as recommended by the Readington Township Police Department clearly indicating that parking is prohibited at all times, in accordance with D.O.T. guidelines for placement of signage.

Section III. Enforcement

This ordinance shall be enforced by the Readington Township Police Department pursuant to N.J.S.A. Section 39:4-2 once it becomes effective and signs have been put into place.

Section IV. Violations and Penalty. Any vehicle parked in the prohibited parking area created by this Ordinance may be towed at the expense of the owner. Any person who violates the provisions of this ordinance shall, upon conviction, be subject to a fine not exceeding \$250 (plus court costs, if contested) and/or a period of community service not exceeding 15 days, or both. Each day a violation continues after the time required for abatement thereof shall constitute a separate offense.

Section V. Repealer. This ordinance supersedes and repeals any ordinances, sections or portions of any other Township ordinances inconsistent herewith.

Section VI. Severability. Each section, subsection, sentence, clause and phrase of this Ordinance is declared to be an independent section, subsection, sentence, clause and phrase, and the finding or holding of any such portion of this Ordinance to be unconstitutional, void or ineffective for any cause, or reason, shall not affect any other portion of this Ordinance.

Section VII. Effective Date. This Ordinance shall be effective immediately upon final adoption and publication according to law.

L:\municipal\Readington Twp\233379 RT ROAD MAP\dwg\233983 No parking ordinance.dwg

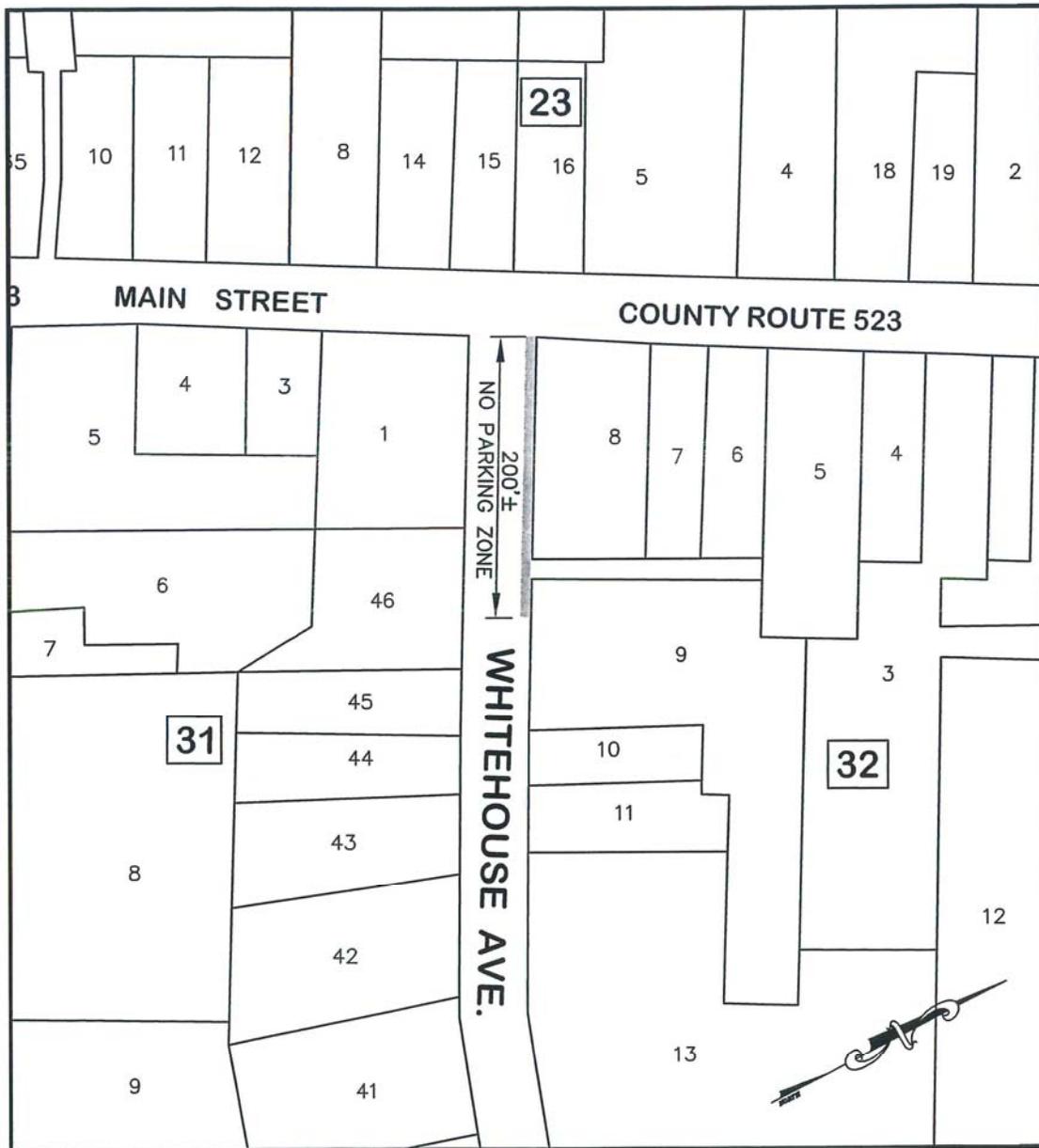


FIGURE A

NO PARKING ZONE FOR A PORTION OF THE NORTHERLY SIDE OF WHITEHOUSE AVENUE FROM THE INTERSECTION OF HUNTERDON COUNTY ROUTE 523 TO A POINT 200± FT. EAST.

A **MOTION** was made by Mr. Auriemma to introduce this ordinance, seconded by Mrs. Muir and on Roll Call vote the following was recorded:

- Mrs. Allen - Aye
- Mr. Auriemma - Aye
- Mr. Gatti - Aye
- Mrs. Muir - Aye
- Mayor Shamey - Aye

A Public Hearing was scheduled for February 16, 2010 at 8:00 p.m.

4. ***An Ordinance of the Township of Readington, County of Hunterdon, State of New Jersey Prohibiting Parking on Certain Portions of Main Street (Also Known as County Route 523) Located Within the Township of Readington and Establishing Penalties for the Violation thereof***

Mr. Shamey stated that this ordinance is to prohibit parking on certain portions of Main Street. Attorney Dragan stated that if this ordinance were passed, it would also have to be passed by the Hunterdon County Board of Chosen Freeholders since County Route 523 is under County jurisdiction.

The following ordinance was offered for introduction:

AN ORDINANCE OF THE TOWNSHIP OF READINGTON, COUNTY OF HUNTERDON, STATE OF NEW JERSEY PROHIBITING PARKING ON CERTAIN PORTIONS OF MAIN STREET (ALSO KNOWN AS COUNTY ROUTE 523) LOCATED WITHIN THE TOWNSHIP OF READINGTON AND ESTABLISHING PENALTIES FOR THE VIOLATION THEREOF

ORDINANCE #03 -2010

WHEREAS, Main Street in Whitehouse Station (also known as County Route 523) is a County owned roadway that is located within the Township of Readington in the County of Hunterdon; and

WHEREAS, County Route 523 is heavily traveled and varies in speeds from 50 mph in certain places to 25 mph. However, where it becomes Main Street in Whitehouse Station, said roadway is narrow in width and is adjacent to many small businesses and residences on both sides of the street, as well as a train station.

WHEREAS, in accordance with N.J.S.A. 39:4-8c the Township may prohibit parking along the roadways wholly within the Township's jurisdiction without having to obtain approval from the New Jersey Commissioner of Transportation; and

WHEREAS, the Township believes that it is within the interest of public safety, health and welfare, to prohibit parking on certain portions of Main Street between its intersection with Mountain Road and High Street on the westerly side, as well as on both sides of the intersection with Bank Street on the easterly side. Such parking prohibitions will improve visibility and the sight distance for both drivers and pedestrians utilizing the parking lot located on Bank Street, as well as improve safety between High Street and Mountain Road; and

WHEREAS, this ordinance is subject to a parallel resolution being adopted by the County of Hunterdon.

NOW, THEREFORE, BE IT ORDAINED, by the Township Committee of the Township of Readington, County of Hunterdon and State of New Jersey; as follows:

Section I. Purpose. The purpose of this ordinance is to prohibit parking on certain portions of Main Street (also known as Hunterdon County Route 523) in Whitehouse Station, so as to protect the public health, safety and welfare of the citizens of the Township of Readington, as well as the traveling public, and to prescribe penalties for failure to comply.

Section II. Prohibited Conduct.

There shall be no parking at any time along Main Street in Whitehouse Station (also known as Hunterdon County Route 523) in the following locations:

1. On the westerly side of Main Street from its intersection with High Street, running south to the intersection at Mountain Road, and as shown as No Parking Zone (1) on the map attached as Figure A.
2. On the easterly side of Main Street beginning from its intersection with Bank Street, for a distance of 130+/- feet south, and shown as No Parking Zone (2) on the map attached as Figure A.
3. On the easterly side of Main Street beginning from its intersection with Bank Street, for a distance of 45+/- feet north, and shown as No Parking Zone (3) on the map attached as Figure A.

Ordinance # 03-2010 cont'd:

Section III. Signage.

Upon final adoption of this ordinance, for the benefit of the public, signs shall be posted at intervals along Main Street clearly indicating that parking is prohibited on either side of said road where it is located in Readington Township, at all times, in accordance with D.O.T. guidelines for placement of signage.

Section IV. Enforcement

This ordinance shall be enforced by the Readington Township Police Department pursuant to N.J.S.A. Section 39:4-2 once it becomes effective and signs have been put into place.

Section V. Violations and Penalty. Any vehicle parked in the prohibited parking area created by this ordinance may be towed at the expense of the owner. Any person who violates the provisions of this ordinance shall, upon conviction, be subject to a fine not exceeding \$250 (plus court costs, if contested) and/or a period of community service not exceeding 15 days, or both. Each day a violation continues after the time required for abatement thereof shall constitute a separate offense.

Section VI. Repealer. This ordinance supersedes and repeals any ordinances, sections or portions of any other Township ordinances inconsistent herewith.

Section VII. Severability. Each section, subsection, sentence, clause and phrase of this ordinance is declared to be an independent section, subsection, sentence, clause and phrase, and the finding or holding of any such portion of this ordinance to be unconstitutional, void or ineffective for any cause, or reason, shall not affect any other portion of this ordinance.

Section VIII. Effective Date. This ordinance shall be effective immediately upon adoption and final publication according to law, and upon approval by the Hunterdon County Board of Chosen Freeholders, as manifested by its adoption of a parallel resolution. A copy of this ordinance shall be sent to the County of Hunterdon.

L:\municipal\Readington Twp\233379 RT ROAD MAP\dwg\233983 No parking ordinance.dwg

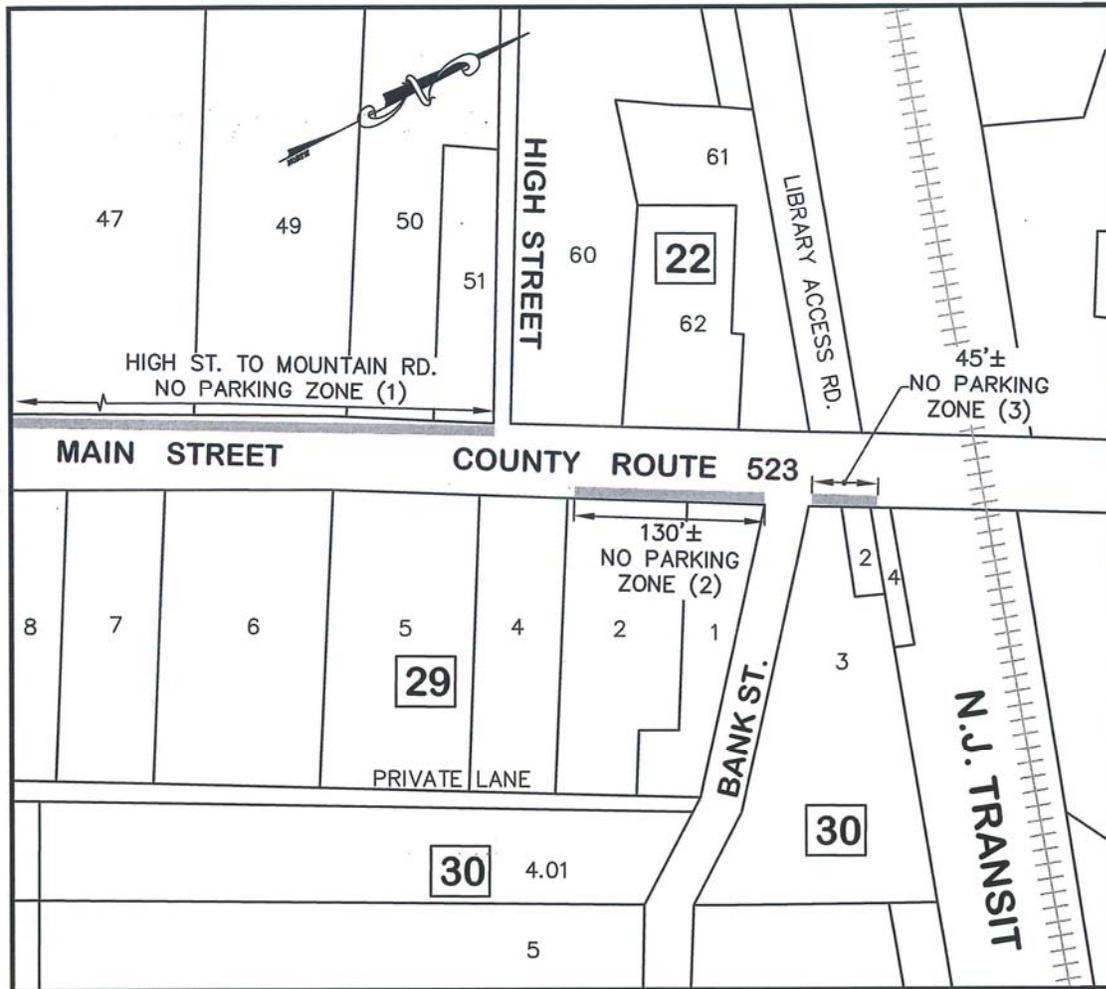


FIGURE A

1. NO PARKING ZONE FOR A PORTION OF THE WESTERLY SIDE OF MAIN STREET (HUNTERDON COUNTY ROUTE 523) FROM THE INTERSECTION OF HIGH STREET SOUTH TO THE INTERSECTION OF MOUNTAIN ROAD.
2. NO PARKING ZONE FOR A PORTION OF THE EASTERLY SIDE OF MAIN STREET (HUNTERDON COUNTY ROUTE 523) FROM THE INTERSECTION OF BANK STREET TO A POINT 130± FT. SOUTH.
3. NO PARKING ZONE FOR A PORTION OF THE EASTERLY SIDE OF MAIN STREET (HUNTERDON COUNTY ROUTE 523) FROM THE INTERSECTION OF BANK STREET TO A POINT 45± FT. NORTH.

A **MOTION** was made by Mr. Auriemma to introduce this ordinance, seconded by Mr. Allen and on Roll Call vote the following was recorded:

- | | |
|--------------|-------|
| Mrs. Allen | - Aye |
| Mr. Auriemma | - Aye |
| Mr. Gatti | - Aye |
| Mrs. Muir | - Aye |
| Mayor Shamey | - Aye |

A Public Hearing was scheduled for March 1, 2010 at 8:00 p.m.

5. ***An Ordinance Authorizing the Conveyance of a Fee Simple Interest in a Portion of Property Known as Block 93, Lot 1 to Joseph P. Troegner***

Mrs. Allen stated that this proposed ordinance is a result of a problem which arose from the title search and survey on a twenty four (24) acre parcel which is being purchased for open space purposes in Three Bridges. Mrs. Allen stated that this is to deed over a driveway to an adjacent owner in fee simple.

The following ordinance was offered for introduction:

***AN ORDINANCE AUTHORIZING THE CONVEYANCE OF A FEE SIMPLE INTEREST
IN A PORTION OF PROPERTY KNOWN AS BOCK 93, LOT 1 TO JOSEPH TROEGNER***

ORDINANCE # 04-2010

WHEREAS, the Township of Readington (“Township”), is about to purchase Block 93, Lot 1 (hereinafter the “Property”) in fee simple from Amawalk Nurseries, Inc. for open space and preservation purposes, which is anticipated to be funded, in part, by the New Jersey State Green Acres program (hereinafter “Green Acres”); and

WHEREAS, the property is encumbered by an easement for access/driveway purposes which is used by adjacent Block 93, Lots 72 and 74; and

WHEREAS, Green Acres will not fund the portion of the property encumbered by the driveway easement. However, the adjacent property owner of Block 93, Lot 72 (Troegner) wishes to continue to utilize it and is willing to buy a 10’ x 118’ portion of it. As the portion of the property in question, being so encumbered, is not desirable or necessary to be retained for public use, the Township is willing to sell it to clear the title; and

WHEREAS, the 10’ x 118’ acre parcel to be sold is less than the minimum size required for development under the zoning ordinance, pursuant to N.J.S.A. 40A:12-13(b), and therefore, the Township is authorized to sell same at private sale; and

WHEREAS, Troegner has agreed to pay the price of \$2,608.79 for the property, which will allow the Township to recoup its costs.

NOW, THEREFORE BE IT ORDAINED by the Mayor and Township Committee of the Township of Readington, County of Hunterdon and State of New Jersey, as follows:

SECTION 1. On behalf of the Township Committee of the Township of Readington, the Mayor, Township Administrator and Township Attorney, as appropriate, are authorized to prepare and sign any and all documentation necessary to effectuate the sale of a fee simple interest in an approximately 10’ x 118’ +/- acre portion of Block 93, Lot 1 for the total amount of \$2,608.79 to Joseph Troegner. The acreage purchased shall be merged with Block 93, Lot 72, in accordance with the contract on file with the Township Clerk. As set forth in the contract, this sale is contingent on the Township’s closing with Amawalk Nurseries, Inc., and the successful subdivision or other division, together with any necessary variances needed to subdivide the portion of the Property to be sold.

SECTION 2. This sale is made pursuant to N.J.S.A. 40A:12-13(b) and any other applicable statutes, rules and regulations.

SECTION 3. If the provision of any article, section, subsection, paragraph, subdivision or clause of this Ordinance shall be judged invalid by any Court of competent jurisdiction, such Order or Judgement shall not affect or invalidate the remainder of any such article, section, subsection, paragraph or clause and, to this end, the provisions of this Ordinance are hereby declared to be severable.

SECTION 4. Effective Date.
This ordinance shall take effect immediately upon final adoption and publication according to law.

A MOTION was made by Mrs. Muir to introduce this ordinance, seconded by Mr. Gatti and on Roll Call vote the following was recorded:

Mrs. Allen - Aye
Mr. Auriemma - Aye
Mr. Gatti - Aye
Mrs. Muir - Aye
Mayor Shamey - Aye

A Public Hearing was scheduled for February 16, 2010 at 8:00 p.m.

6. ***Appointments to Vacancies on Environmental Commission***

A **MOTION** was made by Mrs. Allen to appoint Laura Simon to the Environmental Commission as an Alternate for a one (1) year term and Frank Ace as an Alternate for a two (2) year term, seconded by Mr. Gatti with a vote of ayes all, nays none recorded.

7. ***Appointment/Reappointment of Representative to Readington-Lebanon Sewerage Authority***

A **MOTION** was made by Mr. Auriemma to reappoint Dr. Charles A. Westfield, III as Readington Township Representative to the Readington-Lebanon Sewerage Authority for a five (5) year term, effective February 1, 2010 and ending February 1, 2015. This motion was seconded by Mrs. Allen with a vote of ayes all, nays none recorded.

8. ***Amendment to Ordinance #06-2003- Open Space Advisory Board***

Administrator Mekovetz stated that John Klotz, Chairman of Open Space Advisory Board requested that the Committee consider increasing the size of the board by one or two seats to address the various initiatives that they have been carrying out. In addition, Administrator Mekovetz stated that the Chairman advises that updating the Open Space Plan on a semi-annual basis is too frequent and requested to amend the ordinance to limit updating it on an annual basis.

The following ordinance was offered for introduction:

AN ORDINANCE AMENDING PORTIONS OF A PREVIOUSLY ADOPTED ORDINANCE #06-2003 BY THE TOWNSHIP OF READINGTON ESTABLISHING AN OPEN SPACE ADVISORY BOARD

Ordinance #05-2010

BE IT ORDAINED, by the Township Committee of the Township of Readington, County of Hunterdon and State of New Jersey, as follows

SECTION 1. There is hereby established in and for the Township of Readington an Open Space Advisory Board.

SECTION 2. Section 2.3 pertaining to responsibilities of the Open Space Advisory Board to update the open space plan is hereby amended as follows [additions are indicated **thus**, **~~deletions~~** are indicated thus]:

1. Meet at least four (4) times per year;
2. Make recommendations to the Township Committee regarding open space in the Township;
3. Update the open space plan on an **~~semi-annual~~ annual** basis;
4. Engage in public outreach regarding open space matters on behalf of the Township such as through newsletter articles and encouraging and receiving citizen output;

Ordinance #05-2010 cont'd:

5. Carry out such other advisory, educational and informational functions as will promote open space preservation in the Township; and
6. Keep records of its meetings and activities and make an annual report to the Township Committee. The Board may select a Secretary for this purpose, who may or may not be a member of the Open Space Advisory Board.

SECTION 3. Section 3.1 pertaining to **MEMBERSHIP** is hereby amended as follows [additions are indicated thus, ~~deletions~~ are indicated thus]:

1. The Open Space Advisory Board shall consist of ~~seven (7)~~ **nine (9)** members appointed by the Mayor and approved by the remainder of the Township Committee. The Board shall include one (1) member of the Township Committee, one (1) member of the Planning Board, one (1) member of the Environmental Commission, and the rest, from the public at large; all members shall be residents of Readington Township. The members shall serve without compensation except that they shall be reimbursed for expenses incurred in the performance of official business. The Mayor shall designate one of such members to serve as Chairman and presiding officer of the Board; the Mayor shall also designate a Vice-Chairman. The terms of office of the first Board shall be for one (1), two (2) or three (3) years, to be designated by the Mayor in making his or her appointments, and their successors shall be appointed for terms of three (3) years and until the appointment and qualification of their successors. The first members of the Board shall be appointed so that the terms of two (2) of the members will expire each year.
2. A vacancy occurring otherwise than by expiration of term shall be filed by the appointing authority for the unexpired term only.
3. No member may act on any matter in which he or she has, either directly or indirectly, any personal or financial interest.
4. A member of the Open Space Advisory Board may (after public hearing if he or she requests it) be removed by the Governing Body for cause.

SECTION 4. OTHER

1. All meetings shall comply with the New Jersey Open Public Meetings Act (*N.J.S.A. 10:4-7, et seq.*).
2. The Open Space Advisory Board may secure the voluntary assistance of the public. It may also (a) appoint such clerks or other employees as it may time to time require and (b) may retain consultants or experts provided that, under both circumstances (a) or (b) above, same shall be within the limits of funds appropriated to it by the Township Committee.

SECTION 5. If any portion of this Ordinance shall be deemed invalid, such portion shall not affect the validity of the remainder of the ordinance.

SECTION 6. This Ordinance shall become effective immediately upon final adoption and publication required by law.

A MOTION was made by Mr. Auriemma to introduce this ordinance, seconded by Mrs. Allen and on Roll Call vote the following was recorded:

Mrs. Allen - Aye
Mr. Auriemma - Aye
Mr. Gatti - Aye
Mrs. Muir - Aye
Mayor Shamey - Aye

A Public Hearing was scheduled for March 15, 2010

9. **Readington Trail Association** – requesting approval for Annual Fundraising Event – April 18, 2010

Al Villani, president of the Readington Trail Association, stated the he was requesting to hold an annual fundraising on April 18, 2010.

A MOTION was made by Mrs. Allen to approve the Readington Trail Association to use the property on Cole Road, contingent upon providing insurance naming Readington Township as the additional insured, seconded by Mr. Gatti with a vote of ayes all, nays none recorded.

10. **Somerset Wheelmen/Time Trial Event** – request to conduct the Readington Time Trial on April 17, 2010

A MOTION was made by Mr. Gatti to approve this request, seconded by Mrs. Allen with a vote of ayes all, nays none recorded.

11. **Buckman Sprint Triathlon/Greenbrook Racing** – request to host Annual Sprint Distance Triathlon on September 19, 2010

A MOTION was made by Mrs. Allen to approve this request, seconded by Mr. Auriemma with a vote of ayes all, nays none recorded.

12. **Sons of Italy/Pasta Fest** – request to hang banner March 29th through April 12th
Readington Community Theatre – request to hang banner for production of “All I Really Need to Know I Learned in Kindergarten” April 5th though May 3rd

A MOTION was made by Mrs. Allen to approve the request to hang the banner for the Pasta Fest from March 29th through April 12th and hang the banner for the production of “All I Really Need to Know I Learned in Kindergarten” from April 12th though April 23rd, seconded by Mr. Gatti with a vote of ayes all, nays none recorded.

13. **Antonuccio Major Subdivision/Block 42, Lot 12 (Freeman Lane)** – Release of Performance Guaranties

The following resolution was offered for consideration:

#R-2010-41

**TOWNSHIP OF READINGTON
RESOLUTION**

WHEREAS, Carmine Antonucci did on November 23, 2009 filed a written request with the Township of Readington for a release of Performance Bond Guarantee #UB-0264697 in the amount of \$75,104.39 and Check #985581874 in the amount of \$8,344.93 for On-Site Improvements and #UB-0264697 in the amount of \$20,052.28 and Check #985581882 in the amount of \$2,228.03 for Off-Tract Improvements completed on Block 42, Lot 12; and

WHEREAS, the Township Engineer has confirmed that a certain amount of work has been done by Carmine Antonucci on said property; and

Resolution #R-2010-41 cont'd:

WHEREAS, in accordance with the Municipal Land Use Law the Township may retain up to 30% of a Performance Bond to assure the completion of site work;

WHEREAS, the Township Engineer has released the Performance Bond Guarantee #UB-0264697 and Check #985581874 and #985581882 , as indicated in his letter of January 22, 2010 based upon the Municipal Land Use Law requirement:

ON-SITE IMPROVEMENTS

BOND OR CHECK	ORIGINAL BONDED AMOUNT @120%	CURRENT REMAINING PERFORMANCE GUARANTEE	RECOMMENDED REDUCTION FOR WORK COMPLETED	REMAINING PERFORMANCE GUARANTEE @ 120%
BOND # UB-0264697	\$188,796.96	\$75,104.39	100%	\$0
CHECK # 985581874	\$ 20,977.44	\$ 8,344.93	100%	\$0
TOTAL	\$209,774.40	\$83,449.32	100%	\$0

OFF-TRACT IMPROVEMENTS

BOND OR CHECK	ORIGINAL BONDED AMOUNT @120%	CURRENT REMAINING PERFORMANCE GUARANTEE	RECOMMENDED REDUCTION FOR WORK COMPLETED	REMAINING PERFORMANCE GUARANTEE @ 120%
BOND # UB-0264697	\$ 63,438.93	\$20,052.28	100%	\$0
CHECK # 985581882	\$ 7,048.77	\$ 2,228.03	100%	\$0
TOTAL	\$ 70,487.70	\$22,280.31	100%	\$0

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Readington, County of Hunterdon, State of New Jersey, that authorization is hereby given to release Performance Bond #UB-0264697 and Check #985581874 and #985581882 as recommended by the Township Engineer; and

BE IT FURTHER RESOLVED, that a two year Maintenance Guaranty for road paving and street trees shall be posted in the amount of \$10,845.00 as calculated by the Township Engineer.

BE IT FURTHER RESOLVED, that authorization is given to the Township Clerk to forward copies of this Resolution approving these reduced amounts to the applicant.

A **MOTION** was made by Mrs. Allen to adopt this resolution, seconded by Mr. Gatti and on Roll Call vote the following was recorded:

Mrs. Allen - Aye
Mr. Auriemma - Aye
Mr. Gatti - Aye
Mrs. Muir - Aye
Mayor Shamey - Aye

*14. ***Award of \$50,200,000 Bond Anticipation Notes – 2/3/10 – 2/3/11***

This item was addressed under Consent Agenda.

*15. ***Authorization of Public Auction (Block 94, Lot 11, Block 80, Lot 1, Block 94, Lot 19 and Block 94, Lot 17)***

This item was addressed under Consent Agenda.

*16. ***Vacation Carryover – resolution***

This item was addressed under Consent Agenda.

*17. ***Nap-Grecco – release of police escrow***

This item was addressed under Consent Agenda.

*18. ***Burns, Joseph, Block 66, Lot 27.01 – release of board of health escrow***

This item was addressed under Consent Agenda.

*19. ***Red Light Permit – Brayden Fahey***

This item was addressed under Consent Agenda.

*20. ***Extension of License to Trustee/Ryland Inn Restaurant Operation, LLC to Peggy E. Stalford, Chapter 7 Trustee***

This item was addressed under Consent Agenda.

ADMINISTRATOR'S REPORT

Administrator Mekovetz stated that she had nothing further to report.

ATTORNEY'S REPORT

Attorney Dragan stated that she had nothing further to report.

COMMITTEE REPORT

Mayor Shamey

Mayor Shamey asked Administrator Mekovetz about the proposed list of streets to be done repaired. Administrator Mekovetz reported that the list has been distributed and is hoping that the Committee will have to chance to review the list. Once this has been done, the proposed list of projects for the year will be drafted and presented to the Committee prior to preparing the ordinance.

Julia Allen

Mrs. Allen reported that the Volunteer Open House is scheduled for March 2nd at 7:00 p.m.

Thomas Auriemma

Mr. Auriemma stated that he had nothing further to report.

Frank Gatti

Mr. Gatti stated that he had nothing further to report.

Beatrice Muir

Mrs. Muir stated that he had nothing further to report.

COMMENTS FROM THE PUBLIC

Robert Forner, of Whitehouse, questioned the Committee on the use of Open Space funds. Mayor Shamey stated that any Township preserved land that involves financing in the form of a bond is subject to public hearings and voted on by the Committee. Mr. Forner expressed concern about rabid animals on Open Space property.

Eric Swerling, of Van Neste Road, stated that in light of the recent court decision on Solberg Aviation, he supports the actions of the Committee.

Mr. Swerling stated that recently the Readington School District has proposed to build a bus depot, in spite of their budget being voted down, and requested the Committee to call for an independent audit to be assigned to the school district.

Mr. Swerling also wanted to commend the Committee members on their personal sacrifice in time and effort to make Readington Township a better place to live.

Mayor Shamey stated that with regard to the recent Supreme Court decision to deny the petition for certification, the Township is left with the Appellate Division Opinion entitling the Township to a Plenary hearing, with which the Township has decided to proceed.

Mr. Shamey stated that in his personal opinion he opposes the school bus depot.

Mrs. Allen stated she weighed in to the Board of Education's proposal for a bus depot and discouraged the utilization of the property for anything other than recreational purposes.

Mrs. Muir stated that she is against the School Board erecting and maintaining a bus depot.

As there was no further business, ***A MOTION*** was made by Mr. Gatti at 9:07 p.m. to adjourn the meeting, seconded by Mr. Auriemma with vote of all ayes, nays none recorded.

Respectfully Submitted:

Vita Mekovetz, RMC/MMC/RPPO
Administrator/Municipal Clerk