

**READINGTON TOWNSHIP COMMITTEE
MEETING – February 16, 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>
Police	Personnel.....	Certain information at the discretion of Township Committee tonight...other information will remain
Block 64, Lots 40 & 26..... (Lackland Associates)	Contract Negotiations.....	“ “ “
Block 34, Lot 8..... (114 Main Street)	Contract Negotiations.....	“ “ “
Professional Services..... • Valerie J. Kimson, Esq. (COAH Litigation)	Contract Negotiations.....	“ “ “
Executive Session Minutes..... (February 1, 2009)	Attorney-Client Privilege.....	“ “ “
Joanee, LLC v..... Township of Readington, <i>et al.</i>	Litigation.....	“ “ “
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.....	“ “ “

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 8:00 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:

Personnel/Police Department

Mayor Shamey stated that this matter remains in Executive Session.

Contract Negotiations/Block 64, Lots 40 & 26 (Lackland Associates)

Mayor Shamey stated that this matter remains in Executive Session.

Contract Negotiations/Block 34, Lot 8 (114 Main Street)

Mayor Shamey stated that this matter remains in Executive Session.

Contract Negotiations/Valerie J. Kimson, Esq. (COAH Litigation)

The following resolution was offered for consideration:

#R-2010-42

***RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT FOR
SPECIAL LITIGATION COUNSEL SERVICES***

WHEREAS, the Township of Readington has a need to acquire Special Litigation Counsel 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, as 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, Valerie J. Kimson, Esq. has submitted proposal indicating she will act as Special Litigation Counsel at the following rates: Attorney – \$155 per hour; Paralegals - \$75 per hour, for the following matters:

Re: Certification of Readington Township
Appellate Docket Number A-001046-T2 and A-1524-09T3

for a total amount not to exceed the amount appropriated for this service in the approved/adopted budget.

WHEREAS, Valerie J. Kimson, Esq. has completed and submitted a Business Entity Disclosure Certification which certifies that Valerie J. Kimson, 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 Valerie J. Kimson, Esq. from making any reportable contributions through the term of the contract; and

Resolution #R-2010-42 cont'd:

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 Valerie J. Kimson, 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 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

Attorney –Client Privilege/Executive Session Minutes (February 1, 2010)

A **MOTION** was made by Mrs. Muir to approve the Executive Session Minutes of February 1, 2010 for content only, seconded by Mr. Auriemma with a vote of ayes all, nays none recorded.

Litigation/Joanzee LLC v. Township of Readington, et al.

Mayor Shamey stated that this matter remains in 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.

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 February 1, 2010
- *2. **Board of Adjustment Report on Variance Applications**

The following resolution was offered for consideration:

**RESOLUTION OF THE BOARD OF ADJUSTMENT
 OF THE TOWNSHIP OF READINGTON**

REPORT ON VARIANCE APPLICATIONS (2009) 2010-228

WHEREAS, the Board of Adjustment of Readington Township, pursuant to 40:55-D-70.1, has undertaken the annual review of its decisions on applications and appeals for variances; and

WHEREAS, the Board desires to set forth by Resolution its findings on zoning ordinance provisions which were the subject of variance requests and its recommendations for zoning ordinance amendments or revisions; and

WHEREAS, the Board directs its staff to forward copies of the report and Resolution to the Governing Body and Planning Board;

NOW, THEREFORE, BE IT RESOLVED by the Board of Adjustment of Readington Township as follows: The following is a list of variances granted during 2009:

RESOLUTION	BLOCK	LOT	ZONE	TYPE OF APPLICATION	VARIANCE	DATE MEMORIAL
Hanna Saqa	75	33			corrected 1/15/09	15-1-09
Hunterdon Christian Report on Variance	94	12.03	AR	amended		19-Feb-09
Professional Services						19-Feb-09
Cellco Partnership	20	6				19-Mar-09
Winfield Management	8	3		prelim & final	site plan	21-May-09
Winfield Management	8	3		amended	approval	16-Jul-09
Hunterdon Christian	94	12.03		extension		30-Aug-09

***3. Tax Lien Redemption – Block 91, Lot 3**

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 91, Lot 3, known as Tax Sale Certificate #599 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 \$528.63 to the lien holder, Nicole Taylor.

***4. Tax Lien Redemption – Block 47, Lot 2**

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 47, Lot 2, known as Tax Sale Certificate #589 and,

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

Tax Lien Redemption Resolution cont'd:

NOW THEREFORE BE IT RESOLVED by the Township Committee that the Treasurer be authorized to refund the redemption amount of \$12,337.45 plus a premium paid in the amount of \$4,000.00 to the lien holder, Royal Tax Lien Services.

***5. Tax Lien Redemption – Block 66, Lot 19.34**

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 66, Lot 19.34, known as Tax Sale Certificate #551 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 \$48,980.30 plus a premium paid in the amount of \$37,000.00 to the lien holder, AM TAX FUND BMO CAP MKT SEE PTY.

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

Fund Description	Fund No.	Received Total
CURRENT FUND	0-01	\$1,179,159.69
CURREND FUND	9-01	\$ 10,012.24
TRUST FUNDS	X-03	\$ 32,869.82
MISC REFUND, COUNTY TAX, LIENS	X-05	\$ 106,906.93
PAYROLL DEDUCTIONS	X-06	\$ 173,849.92
DUE TO STATE OF NJ	X-09	\$ <u>850.00</u>
TOTAL OF ALL FUNDS		\$ 1,503,648.60

A MOTION was made by Mrs. Allen to approve the Consent Agenda, 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

PUBLIC HEARINGS

As it was after 8:00 p.m., **A MOTION** was made by Mr. Auriemma adjourn the regular meeting to hold a Public Hearing, seconded by Mrs. Muir with a vote of ayes all, nays none recorded.

Clerk read by Title:

AN ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK FOR CALENDAR YEAR 2010

ORDINANCE #01-2010

Administrator Mekovetz stated that the Division of Local Government Services (DLGS) has set the 2010 cost of living adjustment (COLA) for municipal and county budget caps at 2.5%, however the DLGS allows the governing body to pass a COLA ordinance to increase the cap base an additional 1%, for a total of 3.5%. Administrator Mekovetz stated that this allows the municipality to bank up to two (2) years, the difference between its final appropriation subject to the cap and 3.5%.

Mayor Shamey asked if there were any comments from the Governing Body.

There were none.

Mayor Shamey asked if there were any comments from the public.

There were none.

A MOTION was made by Mr. Gatti to close the Public Hearing and open the regular meeting, seconded by Mrs. Allen with a vote of ayes all, nays none recorded.

Clerk read by Title:

*AN ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION
LIMITS AND TO ESTABLISH A CAP BANK FOR CALENDAR YEAR 2010*

ORDINANCE #01-2010

A MOTION was made by Mr. Auriemma to adopt 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 MOTION was made by Mrs. Muir adjourn the regular meeting to hold a Public Hearing, seconded by Mr. Gatti with a vote of ayes all, nays none recorded.

Clerk read by Title:

*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

Mayor Shamey requested some additional time to review this ordinance and asked that the Committee carry this Public Hearing to the next meeting.

Mayor Shamey asked if there were any comments from the public.

Marlene Cocchiola, 274 Morning Glory Court, stated that the No Parking signs were already installed at this location.

A MOTION was made by Mr. Gatti to close the Public Hearing and open the regular meeting, seconded by Mr. Auriemma with a vote of ayes all, nays none recorded.

A MOTION was made by Mrs. Allen to carry the Public Hearing to March 1, 2010, seconded by Mr. Gatti with a vote of ayes all, nays none recorded.

A **MOTION** was made by Mrs. Gatti to adjourn the regular meeting and open the Public Hearing, seconded by Mrs. Muir with a vote of ayes all, nays none recorded.

Clerk read by Title:

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

ORDINANCE # 04-2010

Mayor Shamey asked if there were any comments from the Governing Body.

There were none.

Mayor Shamey asked if there were any comments from the public.

There were none.

A **MOTION** was made by Mr. Gatti to close the Public Hearing and open the regular meeting, seconded by Mrs. Allen with a vote of ayes all, nays none recorded.

Clerk read by Title:

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

ORDINANCE # 04-2010

A **MOTION** was made by Mr. Auriemma to adopt 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

CORRESPONDENCE/OTHER INFORMATION

1. Memorandum dated January 28, 2010 from Judith A. Sullivan, Municipal Clerk, Township of Bedminster, regarding ***An Ordinance Amending Chapter 13 Entitled “Comprehensive Land Management Code” to Amend the Definition of Farm to Explicitly include Equestrian Ownership, Boarding and Training Facilities and to Amend the Definitions and the Code to Authorize Facilities to Support Agriculture as Conditional Uses in the V-N Zone and R-10 Rural Residential Zone.*** No action taken.
2. Memorandum dated February 3, 2010 from Denise B. Doolan, Clerk of the Board, Board of Chosen Freeholders, regarding ***Opposing the Development of a Large Trucking Facility.***

The following resolution was offered for consideration:

#R-2010-43

**TOWNSHIP OF READINGTON
RESOLUTION**

WHEREAS, the Township of Readington supports the health and well-being of Hunterdon County residents, encourages the preservation and protection of the environment and promotes a safe and efficient transportation system; and

WHEREAS, the Township of Readington recognizes that their jurisdiction ends at the municipal boundary, however, large development applications can have regional impacts which extend beyond jurisdictional boundaries affecting adjacent municipalities and counties; and

WHEREAS, there is a pending 7-lot subdivision and site plan application before the Franklin Township and Warren County Planning Boards for a 1.44 million square-foot truck depot and distribution facility that would provide for an estimated 700 trucks per day with a 24/7 operating schedule; and

WHEREAS, the North Jersey Transportation Planning Authority (NJTPA) has adopted Plan 2035 as the Regional Transportation Plan for Northern New Jersey, which recommends and encourages the location of large trucking facilities near the ports to minimize VMT and on former brownfields to limit environmental impacts; and

WHEREAS, the site of this proposed development is located on agricultural lands along the Musconetcong River, a Nationally Designated Wild & Scenic Waterway, an environmentally sensitive, NJDEP-designated Class 1 water body and far from the port cities of New Jersey; and

WHEREAS, the size and scale of this proposed development could potentially result in negative consequences to Warren and Hunterdon residents, to the regional environment, to our regional transportation network and on the quality and quantity of our surface and groundwater resources.

NOW THEREFORE BE IT RESOLVED, that the Township Committee of the Township of Readington recognizes that it has no jurisdiction in the development review process which is under way; however, this Township opposes this development because of the issues stated above and encourages the Franklin Township and Warren County Planning Boards to consider the recommendations of Plan 2035 and to promote any and all means possible to make this site sustainable and minimize its impact on the residents of Warren and Hunterdon Counties, on the viewshed of our rural, agricultural landscape and on our regional transportation system.

BE IT FURTHER RESOLVED, that an attested copy of this resolution shall be sent to the Franklin Township, Warren County Board of Chosen Freeholders, Hunterdon County Board of Chosen Freeholders, NJDOT, NJTPA, HART Commuter Information Services and Legislative representatives.

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

3. Memorandum dated February 9, 2010 from Trina Lindsey, Land Use Board of Secretary, Township of Bedminster regarding **Notice of a Public Hearing on an Amendment to the Master Plan to add a new Farmland Preservation Plan Element**. No action taken.
4. Memorandum dated February 9, 2010 from Sharon L. Brienza, Municipal Clerk, Township of Branchburg regarding **An Ordinance Amending the Land Development Ordinance of the Township of Branchburg by Amending Subsection 3-23.7 and Establishing Conditions for Extraordinarily Hazardous Substance Facilities in Industrial Zones**. No action taken.

NEW BUSINESS

1. ***An Ordinance Authorizing the Conveyance of a Fee Simple Interest in a Portion of Property Known as Block 93, Lot 1 to Shelley L. Filiszar***

Attorney Dragan stated that this ordinance authorizes the sale of a portion of the driveway that is being used by the property owner and would be contingent upon the closing.

The following ordinance was offered for introduction:

AN ORDINANCE AUTHORIZING THE CONVEYANCE OF A FEE SIMPLE INTEREST IN A PORTION OF PROPERTY KNOWN AS BLOCK 93, LOT 1 TO SHELLEY L. FILISZAR

ORDINANCE # 06-2010

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 74 (Filiszar) wishes to continue to utilize the easement and is willing to buy a portion of Block 93, Lot 1 which consists of a 237’ x 10’ strip from Case Avenue to the intersection of Block 93, Lot 72 and 74, as well as an additional strip of land that is 119’ x 20’ to the intersection of Block 93, Lots 1 and 74 for driveway access. 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 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, Filiszar has agreed to pay the price of \$5,200.00 for the property, and other good and valuable consideration, 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 to Shelley L. Filiszar of a fee simple interest in a portion of Block 93, Lot 1 consisting of a strip of land having a length of approximately 237’ and a width of 10’ for a distance of 118’ beginning at Case Avenue and ending at the intersection of Block 93, Lots 72 and 74; and an additional 20’ wide strip that continues from Block 93, Lots 72 and 74 for a distance of 119’ to the intersection of Block 93, Lot 74. The total purchase price shall be \$5,200 and the acreage purchased shall be merged with Block 93, Lot 74, 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.

Ordinance # 06-2010 cont'd:

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

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

A Public Hearing was scheduled for March 15, 2010 at 8:00 p.m.

2. **Stream Corridor/Conservation Easement Ordinance** – discussion

Attorney Dragan stated that currently where there is a stream corridor, a conservation easement must be placed on the property to delineate a certain amount of footage from the stream. Attorney Dragan stated that in this case, the stream corridor line goes directly through an existing developed lot. Attorney Dragan stated that the proposed ordinance would allow the property owner to continue to maintain their existing front lawn. The Committee requested that Attorney Dragan draft an ordinance and forward it to the Planning Board for comment before introduction.

3. **Appointment of Deputy Coordinator to Office of Emergency Management**

A **MOTION** was made by Mrs. Muir to appoint Brian Apgar as the Deputy Coordinator to the Office of Emergency Management for a one (1) year term with an annual stipend of \$1,000, 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

4. **Authorizing a Local Unit to Establish a Card Payment System or Electronic Funds Transfer System for the Collection of Charges, Taxes, Fees, Assessments, Fine, or Other Obligations**

Administrator Mekovetz stated that this is a convenience service that will be offered to residents to pay their taxes online through our website or by a credit card. Administrator Mekovetz stated that if the service works, additional items will be incorporated at a later date.

The following resolution was offered for consideration:

#R-2010-44

**TOWNSHIP OF READINGTON
RESOLUTION**

WHEREAS, the Government Electronic Payment Acceptance Act (N.J.S.A. 40A:5-44, et. seq., P.L. 1995, c.325) (“Act”) authorizes a local unit to establish a card payment system or electronic funds transfer system for the collection of charges, taxes, fees, assessments, fines, or other obligations, and

WHEREAS, pursuant to the “Act” a municipality is authorized to assess and collect service charges related to obligations owed to or collected by the local unit when credit cards, debit cards or electronic funds transfer systems are utilized

NOW THEREFORE BE IT RESOLVED that the Township Committee of the Township of Readington pursuant to the provisions of this “Act” and the rules and regulations established by the Division of Local Government Services establishes a credit card payment system and electronic receipt by internet service for the payment of property taxes, court fines, other fees and assessments or other obligations.

BE IT FURTHER RESOLVED that a convenience charge of 2.5% which shall be adjusted as needed to cover the Township’s costs, shall be assessed for credit card payments only and will not apply to payments made electronically through out internet service.

BE IT FURTHER RESOLVED that this service is not authorized for the payment of delinquent local unit obligations or for the redemption of local unit liens.

BE IT FURTHER RESOLVED 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
Mrs. Muir	- Aye
Mr. Gatti	- Aye
Mayor Shamey	- Aye

5. **Request to Hold Fundraising Campaign for “Off-leash” Dog Park at Hillcrest Park** – letter dated January 25, 2010 from Committee to Establish the Dog Park in Readington

A MOTION was made by Mrs. Muir to approve the fundraising campaign for the following dates:

March 6, 7
April 10, 11
May 1, 2
June 5, 6
July 10, 11

at Bishops, Kings Plaza and Wal-Mart, seconded by Mrs. Allen with a vote of ayes all, nays none recorded.

6. **Request to Waive Code Enforcement Fees** – letter dated February 8, 2010 from Daniel Dorf, Commander Post 284, American Legion

A MOTION was by Mrs. Allen to approve the donation in the amount of the code enforcement fees, seconded by Mrs. Muir and on Roll Call vote the following was recorded:

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

7. **Traffic Safety Issue in Whitehouse Village** – letter dated February 1, 2010 from Whitehouse Village Condominium Association, Inc.

Mayor Shamey recused himself from this matter. Administrator Mekovetz stated that this matter should be forwarded to the Township Engineer for comments and recommendations at the next meeting.

8. **Social Affair Permit** – Polish American Citizens Club – February 20, 2010

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

9. **Social Affair Permit** – American Legion # 284- March 13, 2010

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

- * 10. **Board of Adjustment Report on Variance Applications** – resolution

This item was addressed under the Consent agenda.

ADMINISTRATOR'S REPORT

Administrator Mekovetz stated that she had nothing to report.

ATTORNEY'S REPORT

Attorney Dragan stated that she had nothing further to report.

COMMITTEE REPORT

Mayor Shamey

Mayor Shamey reported that he had received an announcement regarding the Shannon Daley Memorial Fund holding its 9th Annual Charity Basketball event on Wednesday March 4, 2010 at 7:00 p.m. at the Hunterdon Central field house. Mayor Shamey stated that the Shannon Daley Memorial Fund assists families and children with severe medical needs. Mayor Shamey requested that Administrator Mekovetz draft a resolution to commend the Memorial Fund for all their efforts.

The following resolution was offered for consideration:

#R-2010-45

TOWNSHIP OF READINGTON RESOLUTION

WHEREAS, the Shannon Daley Memorial Fund was established in January 2002; and

WHEREAS, it is managed by its founders, the members of the Readington Township Men's Basketball League; and

WHEREAS, the Charity honors the memory of Shannon Daley, the infant daughter of league member Thomas Daley, who died of a rare heart disease, on February 16, 2000; and

Resolution #R-2010-45 cont'd:

WHEREAS, a charity basketball game and a golf outing are held annually; and

WHEREAS, monies raised are donated to provide support for children and their families who lives are consumed by catastrophic illness; and

WHEREAS, the Charity has raised and distributed over \$800,000 to more than thirty children and their families; and

WHEREAS, this has been accomplished by the support and generosity of the many businesses and individuals in our community who believe that they can make a difference.

NOW THEREFORE BE IT RESOLVED, that the Township Committee of the Township of Readington does hereby commend the Shannon Daley Memorial Fund organization for its efforts and for the support they provide to children and their families who are facing financial difficulties due to a child facing serious illness.

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

Julia Allen

Mrs. Allen reported that she attended the Open House for the farm auctions and the auction will take place February 26th.

Mrs. Allen requested that the Executive Agenda be amended in order for the Committee to return to Executive Session to discuss Block 94, Lot 16.03.

Thomas Auriemma

Mr. Auriemma requested an update on the status of the hazardous material ordinance and requested that Administrator Mekovetz also check with Branchburg in regards to the volunteers being paid.

Frank Gatti

Mr. Gatti reported that Amy Hollander, the Museum Administrator, has resigned.

Beatrice Muir

Mrs. Muir stated that she had nothing to report.

COMMENTS FROM THE PUBLIC

Marlene Cocchiola, of Whitehouse Village, commented on the hazardous condition near Juniper Drive and provided the Committee with a map of Whitehouse Village.

Gerry Cook, of Evergreen Farm, commented on the magnitude of the proposed trucking facility in Warren County.

A MOTION was made by Mrs. Muir to return to Executive Session, seconded by Mrs. Allen with a vote of ayes all, nays none recorded.

The Committee returned to Executive Session at 8:50 p.m.

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:

3. 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 94, Lot 16.03.....	Contract Negotiations	Certain information at the discretion of Township Committee tonight...other information will remain

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

The meeting reconvened at 9:00 p.m.

Contract Negotiations/Block 94, Lot 16.03

Mayor Shamey stated that this matter remains in Executive Session.

As there was no further business, A **MOTION** was made by Mr. Auriemma at 9:01 p.m. to adjourn the meeting, seconded by Mr. Gatti with vote of all ayes, nays none recorded.

Respectfully Submitted:

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