

**READINGTON TOWNSHIP COMMITTEE
MEETING – December 6, 2010**

Mayor Shamey *calls the meeting to order at 6:30 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, Deputy Mayor F. Gatti, Mrs. J. Allen, Mr. T. Auriemma, Mrs. B. Muir

ALSO PRESENT: Administrator Mekovetz, Attorney S. Dragan, Engineer R. O'Brien

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 Anticipated When Disclosed to Public</u>
Museums.....	Personnel.....	Certain information at the discretion of Township Committee tonight...other information will be confidential
Construction Code / Fire Sub-Code....	Personnel.....	“ “ “
Zoning.....	Personnel.....	“ “ “
Personnel Manual.....	Personnel.....	“ “ “
Professional Services..... (Animal Control)	Contract Negotiations.....	“ “ “
Fallone at Spring Meadow..... (Block 36, Lot 49)	Contract Negotiations.....	“ “ “
Lackland..... (Block 64, Lot 26 & 40)	Contract Negotiations.....	“ “ “
Little Hills Farm (Block 94, Lot 19)	Contract Negotiations.....	“ “ “

Release of Executive Session Minutes... (OPRA Request)	Attorney-Client Privilege.....	“	“	“
<ul style="list-style-type: none"> • September 7, 2010 • September 20, 2010 • October 18, 2010 • November 3, 2010 				
Executive Session Minutes..... (November 15, 2010)	Attorney-Client Privilege.....	“	“	“
Readington Twp. v. Paff..... OPRA Request (Docket No. L-673-10)	Attorney-Client Privilege.....	“	“	“
Block 48, Lot 23; Block 55, Lot 33; Block 56, Lots 1, 3, 6 & 8; Block 39, Lot 24 & Block 67, Lot 2 (Solberg Aviation).....	Litigation.....	“	“	“
Municipal Court.....	Personnel.....	“	“	“

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. Allen to adopt this resolution, seconded by Mr. Auriemma with a vote of ayes all, nays none recorded.

The meeting reconvened at 8:10 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 / Museums

A **MOTION** was made by Mrs. Allen to hire Nicole Costa at an hourly rate of \$15 for a five day period, totaling 43.5 hours for assisting the Museum Committee in the *Stitches in Time Quilts from our Past* event, seconded by Mr. Gatti and on Roll Call the following was recorded:

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

Personnel / Construction Code Office

A **MOTION** was by Mrs. Allen to appoint Peter Coughlin as the Fire Sub-Code Official at the hourly rate of \$34.62, for a maximum total of twelve (12) hours per week, seconded 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

Personnel / Zoning

Mayor Shamey stated that this matter remains in Executive Session.

Personnel / Personnel Manual

A **MOTION** was made by Mr. Gatti to amend the Township Personnel Manual by adding language to Section 3.13, relative to the New Jersey Family Leave Insurance Benefit, as well as Section 6.10, relating to blogging and social media guidelines, recommended by the Administrator, 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

Contract Negotiations / Professional Services / Animal Control

Mayor Shamey stated that this matter remains in Executive Session.

Contract Negotiations / Fallone at Spring Meadow (Block 36, Lot 49)

Mayor Shamey stated that this matter remains in Executive Session.

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

A **MOTION** was made by Mr. Auriemma to authorize the Attorney Dragan to communicate to the owner's counsel of this property to terminate the contract of sale, seconded by Mrs. Muir with a vote of ayes all, nays none recorded.

Contract Negotiations / Little Hills Farm (Block 94, Lot 19)

A **MOTION** was made by Mrs. Allen to release the additional restriction language in the deed relative to manufacturing of agricultural by-products, seconded by Mr. Gatti with a vote of ayes all, nays none recorded.

Attorney –Client Privilege / Release of Executive Session Minutes / OPRA Request

- (September 7, 2010)
- (September 20, 2010)
- (October 18, 2010)
- (November 3, 2010)

A **MOTION** was made by Mr. Gatti to approve the release of the minutes as redacted, seconded by Mr. Auriemma with a vote of ayes all, nays none recorded.

Attorney-Client Privilege / Executive Session Minutes (November 15, 2010)

A **MOTION** was made by Mr. Auriemma to approve the Executive Session Minutes of November 15, 2010 for content only, seconded by Mrs. Allen with a vote of ayes all, nays none recorded.

Litigation / Readington Twp v. Paff OPRA Request (Docket No. L-673-10)

A **MOTION** was made by Mr. Auriemma to retain Robert Ballard, Esq. to represent the Township's interest in this matter and to authorize him to file a responsive pleading, 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

Litigation/Solberg Aviation / 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 / Municipal Court

Mayor Shamey and Mr. Gatti recused themselves from this matter.
Mrs. Allen stated that this matter remains in Executive Session.

Mayor Shamey stated an additional matter was added to the Executive Session Agenda.

Contract Negotiations / 404 Dove Cote Court / Block 21.06, Lot 310.6

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 November 15, 2010
- * 2. ***Resolution for Acceptance of Subgrant for FY 2010 FEMA Emergency Management Performance Grant***

The following resolution was offered for consideration:

#R-2010-130

***TOWNSHIP OF READINGTON
RESOLUTION***

BE IT RESOLVED, that the Governing Body of the Township of Readington, does hereby accept a Subgrant Award for the FY2010 FEMA Emergency Management Performance Grant, from the New Jersey Department of Law and Public Safety, Division of State Police, in the amount of \$10,000 (\$5,000) federal funds and a County Match of (\$5,000).

- * 3. ***Pledge of Municipal Support for New Jersey’s Wildlife Action Plan***
(Sustainable Grant Application)

The following resolution was offered for consideration:

#R-2010-131

TOWNSHIP OF READINGTON

***RESOLUTION TO PLEDGE MUNICIPAL SUPPORT FOR NEW JERSEY'S WILDLIFE
ACTION PLAN***

This plan is in support of New Jersey Department Protection, Division of Fish and Wildlife, State-level Priority Conservation Goals and Strategies

Recognizing that animals are an integral and valuable part of all communities and believing concern for the wellbeing of wild animals and wild spaces is a hallmark of sustainable natural community the Township of Readington pledges its support for the New Jersey Wildlife Action Plan as outlined:

WHEREAS, New Jersey is home to a rich diversity of wildlife and ecologically significant natural communities,

WHEREAS, New Jersey's wildlife and wild places are under threat from development, fragmentation, invasive species and the impacts of people,

WHEREAS, the populations of mammals, birds, invertebrates, fish, reptiles and amphibians that live in, and migrate through New Jersey find themselves clinging to smaller and smaller pieces of wild clean lands and aquatic habitats,

WHEREAS, it is more cost effective to prevent species from becoming imperiled than it is to recover them once their populations have declined.

WHEREAS, a naturally functioning and healthy ecosystem represents a healthy environment for NJ wildlife and our citizens,

WHEREAS, the NJ Division of Fish and Wildlife, other state and federal agencies, and many partners in conservation have worked together to develop a state Wildlife Action Plan for the benefit of biologists, wildlife experts, municipal leaders, land stewards, non-profit organizations, educators, planners, researchers, outdoor recreation enthusiasts, landowners and all the people who know the wild places of New Jersey State,

WHEREAS, the New Jersey Wildlife Action plan is a comprehensive action agenda for the conservation of native wildlife, the restoration of important lands and water, and public education targeting the needs of rare wildlife in New Jersey,

WHEREAS, the residents of, and visitors to, New Jersey also enjoy and benefit from New Jersey's wildlife and wild spaces.

NOW THEREFORE, we the Township of Readington, resolve to take the following steps with regard to our municipal land-use decisions with the intent of making the Township of Readington an ecologically sustainable community. The Township of Readington has included these principles in our public lands management (our requirements in the ERI for development applications), our NRI, our 2009 Master Plan and our 2009 zoning ordinance (mandatory cluster).

1. We will identify imperiled species, critical habitat and unique ecosystems in our Environmental Resource Inventory.
2. Acknowledging that it is more cost effective to protect species than recover species, we will protect populations of rare and imperiled species that live and breed in, and migrate through, the municipality and the habitats they depend upon.
3. Because habitat integrity is critical to healthy biodiversity we will manage publicly owned lands in accordance with wildlife management actions laid out in the New Jersey Wildlife Action Plan and will promote the management of all protected lands to promote biodiversity.
4. We will protect wildlife habitats and maintain connectivity of habitat when formulating an open space acquisition strategy, open space stewardship plans and through the municipal master plan including planning and zoning ordinances.
5. We will seek to minimize disturbance of critical wildlife populations and their habitats from human activities, subsidized predators and invasive species.

Resolution #R-2010-131 cont'd:

6. When possible and appropriate, we will work with neighboring municipalities to implement the aforementioned principles across municipal boundaries
7. When possible and appropriate, we will strive to monitor and implement appropriate management of municipal easements to ensure native vegetation and wildlife takes precedence over invasive and/or exotic species.

* 4. **Resolution to Purchase Rock Salt through Hunterdon County Co-Op Purchasing Program** (International Salt)

The following resolution was offered for consideration:

#R-2010-132

**TOWNSHIP OF READINGTON
RESOLUTION**

WHEREAS, pursuant to *N.J.S.A. 40A:11-10 et seq.*, Readington Township authorized a joint agreement with the County of Hunterdon at the September 7, 2010; and

WHEREAS, the Hunterdon County Board of Chosen Freeholders, in accordance with this agreement, has awarded the bid for rock salt to International Salt at a price of \$51.40 per ton, not to exceed \$103,000 ; and

WHEREAS, pursuant to *N.J.S.A. 5:34-5* the Governing Body is required to award this contract.

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Readington does hereby award the contract for the purchase of rock salt for the 2010/2011 season (November 16, 2010 to November 15, 2011) to International Salt at a price of \$51.40 per ton.

BE IT FURTHER RESOLVED, that a copy of this Resolution shall be sent to the County of Hunterdon Purchasing Department.

* 5. **Resolution to Authorize Disposal of Surplus Property**

The following resolution was offered for consideration:

#R-2010-133

**TOWNSHIP OF READINGTON
RESOLUTION AUTHORIZING DISPOSAL OF SURPLUS PROPERTY**

WHEREAS, the Township of Readington is the owner of certain surplus property which is no longer needed for public use; and

WHEREAS, the Township of Readington is desirous of selling said surplus property in an “as is” condition without express or implied warranties.

NOW THEREFORE BE IT RESOLVED by the Township of Readington as follows:

1. The sale of the surplus property shall be conducted through GovDeals pursuant to State Contract #70967/T-2581 in accordance with the terms and conditions of the State Contract. The terms and conditions of the agreement entered into with GovDeals is available online at govdeals.com and also available from the Township of Readington.
2. The sale will be conducted online and the address of the auction site is govdeals.com

Resolution #R-2010-133 cont'd:

3. The sale is being conducted pursuant to Local Finance Notice 2008-09.
4. A list of the surplus property to be sold is as follows:

Year of Equip	Make	Model	Serial # or VIN	Item description
2005	Ford	Crown Victoria	2FALP71W05X106271	Police car
1996	Jeep	Cherokee	1J4FJ68S1TL210376	Code Office (spare)
1992	Jeep	Cherokee	1J4FJ28S5NL189611	Code Office (spare)
1997	Sweepster	Model D32CB	9809011	Sweeper Attachment
1995	Turtle Mtn. Mfg. Co.		2374	3/4 Ton Army Cargo Trailer
	Pratt & Whitney	Model B D32C8	1519	Lathe – 12”
1986	Alamo	Terrain King VB-20	SN44017	Boom Mower
1992	Great American Modular Co.		SN033241	One Bedroom Modular Home

5. The surplus property as identified shall be sold in an “as-is” condition without express or implied warranties with the successful bidder required to execute a Hold Harmless and Indemnification Agreement concerning use of said surplus property.
6. The Township of Readington reserves the right to accept or reject any bid submitted.

* 6. **Chapter 159’s (2010 Budget) Federal and State Grants**

The following resolution was offered for consideration:

#R-2010-134

**TOWNSHIP OF READINGTON
 SPECIAL ITEMS OF REVENUE AND APPROPRIATION IN THE 2010 BUDGET
 PURSUANT TO N.J.S.A. 40A:4-87**

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any County or Municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget, and

WHEREAS, said Director may also approve the insertion of an item of appropriation for equal amount,

NOW, THEREFORE, BE IT RESOLVED that the Township of Readington hereby requests The Director of the Division of Local Government Services to approve the insertion of items of revenue
 In the budget of the year 2010 in the sum of \$ 72,229.03 which items are now available as a revenue from the following sources pursuant to the provision of statute:

Resolution #R-2010-134 cont'd:

NJ Historical Commission 11HIST135AGO	\$ 9,172.00
NJDEP – Clean Communities	42,819.02
Court Alcohol Education Rehab & Enforcement Fund	4,574.85
Drunk Driving Enforcement Fund	12,239.23
NJ Body Armor Replacement Fund	3,423.93

BE IT FURTHER RESOLVED that a like sum of \$ 72,229.03 be and the same is hereby appropriated under the caption of the following:

NJ Historical Commission 11HIST135AGO	\$ 9,172.00
NJDEP – Clean Communities	42,819.02
Court Alcohol Education Rehab & Enforcement Fund	4,574.85
Drunk Driving Enforcement Fund	12,239.23
NJ Body Armor Replacement Fund	3,423.93

- * 7. **Green Brook Racing L.L.C** – release of police escrow
- * 8. **Mahler, Jonathan** – Blue Light Permit
- * 9. **Lasinski, Kyle** – Blue Light Permit
- * 10. **Payment of Bills** – (Complete bill list is on file in Clerk’s Office)

<u>Fund Description</u>	<u>Fund No.</u>	<u>Received Total</u>
CURRENT FUND	0-01	\$1,006,333.09
SEWER APPROPRIATIONS	0-02	\$ 139,095.54
TRUST FUNDS	X-03	\$ 142,058.70
MISC REFUND, COUNTY TAX, LIENS	X-05	\$1,714,925.76
PAYROLL DEDUCTIONS	X-06	\$ 148,353.55
REG. & LOCAL SCHOOL TAX	X-07	\$2,514,218.00
DUE TO STATE OF NJ	X-09	\$ 77,521.00
2010 CAPITAL ORDINANCE	X-10	<u>\$ 9,052.00</u>
TOTAL OF ALL FUNDS		\$5,751,557.64

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

CORRESPONDENCE/OTHER INFORMATION

- 1. Letter dated November 5, 2010 from John L. Boyce, Environmental Specialist, Malick & Scherer, P.C. regarding **Freshwater Wetlands General Permit and Individual Flood Hazard Area Permit Application Route 600, Route 612 Intersection Improvements, Township of Raritan.** (Entire File Available in Clerk’s Office for Review) No action taken.

2. Public Notice from Debora Padgett, Planning Board Clerk, Township of Hillsborough regarding ***Public Hearing to Review and Adopt the Master Plan Amendment-Land Use Element, October, 2010.*** No action taken.
3. Letter dated November 9, 2010 from Yacoub Yacoub, Bureau Chief, Bureau of Northern Field Operations, State of NJ, DEP regarding ***No Further Action Letter, Block 31, Lot 12.*** No action taken.
4. Permit from State of NJ, DEP dated November 9, 2010 regarding ***Approval of Flood Hazard Area Individual Permit, Block 31, Lot 37.02.*** No action taken.
5. Public Notice from James L. Lott, Jr. Esq., Riker Danzig Scherer Hyland Perretti, LLP regarding ***Public Hearing on the Application of A.M. Best, Inc. for Amended Preliminary and Final Site Plan and Variance Approval for the Property located at 127 Oldwick Road, Tewksbury, NJ.*** No action taken.
6. Notice to Public Service Electric and Gas Company Customers from Gregory Eisenstark, Esq. regarding ***the Matter of Petition of Public Service Electric and Gas Company for Approval of Changes in its Electric and Gas Societal Benefits Charge Rates; For a Change in its Electric Non-Utility Generation Charge Rate; and for Changes in the Tariff for Electric Service B.P.U.N.J. No. 15 Electric; and Changes in the Tariff for Electric Service B.P.U.N.J. No. 15.*** No action taken.
7. Biennial Certification Monitoring Report Form for a Deed Notice and Engineering Control regarding ***Stanpat, Inc., 3355 & 3356 Route 22, Readington Township.*** (Entire CD File Available in Clerk's Office for Review) No action taken.
8. Letter dated November 22, 2010 from Sarah Hale, Project Geologist, Kleinfelder, regarding ***Biennial Certification Monitoring Report for a Ground Water Classification Exception Area, 414 Route 22 West and Oldwick (Route 523).*** (Entire CD Report is Available in Clerk's Office for Review) No action taken.
9. Memorandum dated November 19, 2010 from Tricia Houck, Deputy Clerk, Township of Clinton regarding ***An Ordinance Amending Subsection 165-13H., Zoning Permit, of the Section 165-13, Application and escrow Fees, and Subsection A290-11L., Zoning Permit, of Section A290-11, Land Use Application and Escrow Fees, of the Code of the Township of Clinton, New Jersey, Establishing a Schedule of Zoning Permit Fees.*** No action taken.
10. Notice to Public Service Electric and Gas Company Customers from Gregory Eisenstark, Esq. regarding ***the Matter of the Petition of Public Service Electric and Gas Company of Changes in its Capital Economic Stimulus Infrastructure Investment Charges and Associated Capital Adjustment Mechanisms and for Changes in its Tariff for Electric Service B.P.U.N.J. No. 15 Electric and Changes in its Tariff for Gas Service B.P.U.N.J. No. 15.*** No action taken.
11. Notice to Public Service Electric and Gas Company Customers from Gregory Eisenstark, Esq. regarding ***the Matter of the Petition of Public Service Electric and Gas Company to Modify its Manufactured Gas Plant Remediation Component within its Electric Societal Benefits Charge and its Gas SBC; for a Board Order finding that its MDP Remediation Work Performed during Remediation Adjustment Charge 18 Period, August 1, 2009 to July 31, 2010 was Prudent: that the Resulting RAC 18 Costs are Reasonable and Available; and to Make Changes in the Tariff for Electric Service B.P.U.N.J. No. 15 and to make Changes in the Tariff for Gas Service B.P.U.N.J. No. 15.*** No action taken.

12. Notice to Public Service Electric and Gas Company Customers from Gregory Eisenstark, Esq. regarding the *Matter of the Petition of Public Service Electric and Gas Company for Approval of Changes in its Electric RGGI Recovery Charges and its Gas RGGI Recovery Charges; and for Changes in the Tariff for Electric Service, B.P.U.N.J. No. 15 Electric, and the Tariff for Gas Service B.P.U.N.J. No. 15*. No action taken.

NEW BUSINESS

1. *An Ordinance to Provide for the Vacation of a Portion of a Right of Way Easement Located within Block 13, Lot 36 in the Township of Readington, County of Hunterdon and State of New Jersey*

The following ordinance was offered for introduction:

AN ORDINANCE TO PROVIDE FOR THE VACATION OF A PORTION OF RIGHT OF WAY EASEMENT LOCATED WITHIN BLOCK 13, LOT 36 IN THE TOWNSHIP OF READINGTON, COUNTY OF HUNTERDON AND STATE OF NEW JERSEY

ORDINANCE #31-2010

WHEREAS, the Township of Readington purchased property known as Block 13, Lot 34.01 from Rockaway Creek, LLC. by deed dated May 31, 2001 and recorded in the Hunterdon County Clerk's Office on August 2, 2001 in Deed Book 2015, Page 336. The aforementioned purchase included an access easement through Block 13, Lot 36 set forth in an easement dated May 31, 2001 and recorded in the Hunterdon County Clerk's Office on August 2, 2001 in Book 2015, Page 330 (hereinafter referred to as the "Original Easement"). Block 13, Lot 36 is owned by the Whitehouse United Methodist Church.

WHEREAS, the Township subsequently sold a 1.5 +/- ac. portion of Block 13, Lot 34.01 to the Whitehouse United Methodist Church and, at the same time, reserved a fifty foot wide access easement along the edge of the property it sold as shown on the map attached as Schedule A to provide a continuous access to Block 13, Lot 14.01. The aforesaid access easement is described in a deed dated August 14, 2007 and recorded in the Hunterdon County Clerk's office (hereinafter referred to as the "Second Easement"). As a result of the conveyance, the Original Easement was reconfigured and there remains a .07 +/- ac. portion of the Original Easement that is not needed for public use. The portion of the Original Easement in question is shown on the map attached hereto as Schedule A and is further described in the proposed Deed on file with the Township Clerk's Office.

NOW, THEREFORE BE IT ORDAINED by the Mayor and Township Committee of the Township of Readington, County of Hunterdon and State of New Jersey, pursuant to the provisions of N.J.S.A. 40:67-1 et seq., N.J.S.A. 40 as follows:

SECTION ONE. The Township hereby vacates any remaining interest it has in the .07 +/- ac. portion of the Original Easement set forth in Deed Book 2015, Page 330 and in any other deeds.

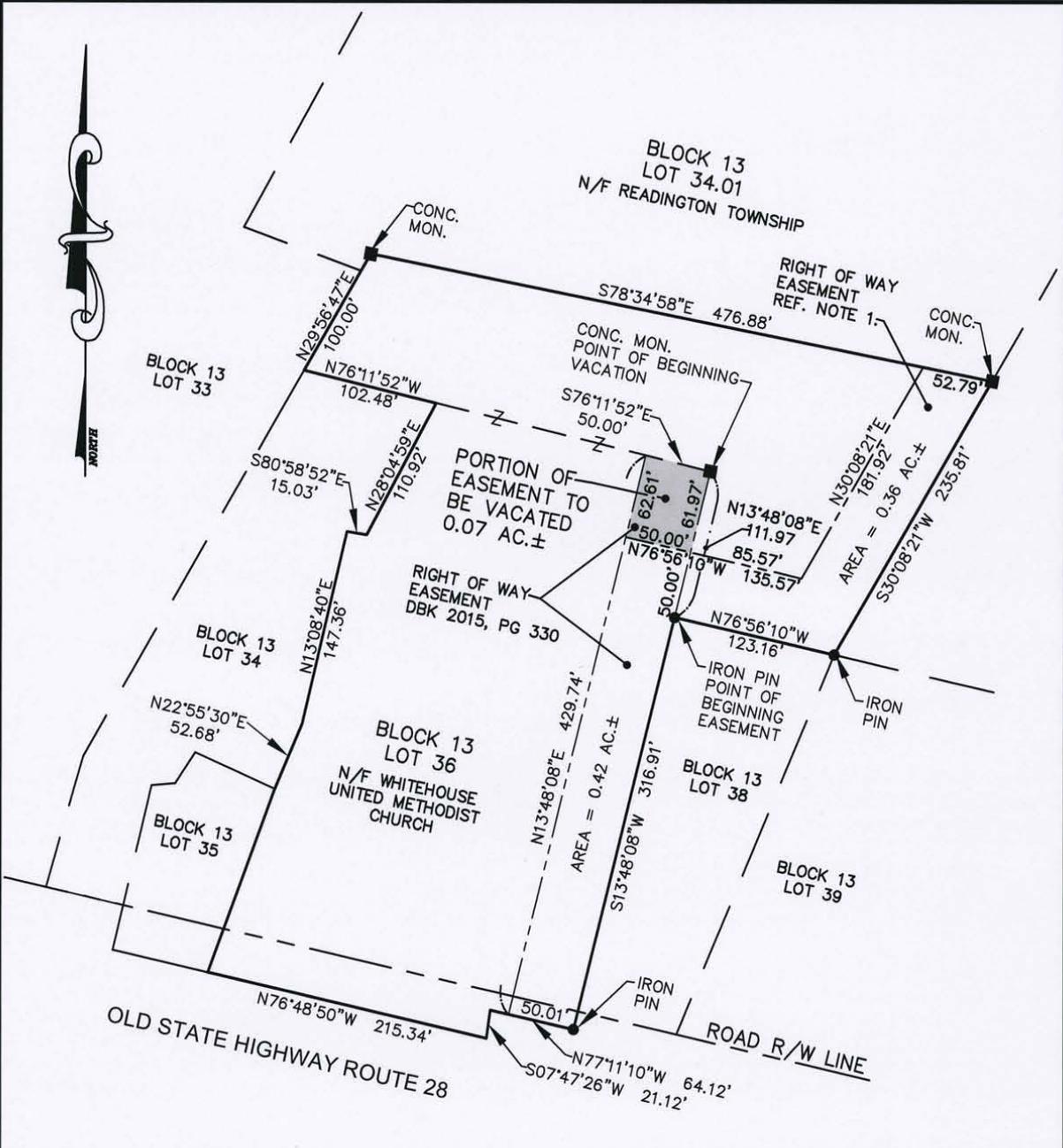
SECTION TWO. A copy of the proposed Deed describing the property to be vacated shall be kept available at the Readington Township Clerk's Office for public inspection.

SECTION THREE. The Township Attorney, Mayor and Administrator/Clerk are hereby authorized to take all necessary steps to convey the Deed to Whitehouse Methodist Church, the property owner of Block 13, Lot 36, for the property interest in question.

SECTION FOUR. Effective Date.

This ordinance shall take effect immediately upon final adoption and publication according to law, and upon the recording of a deed and this ordinance in the Hunterdon County Clerk's office, and after notice is given pursuant to N.J.S.A. 40:49-6.

Schedule "A" Listed Below



NOTES:

1. A RECORD DESCRIPTION CONTAINED IN A DEED DATED MAY 31, 2001 FROM WHITEHOUSE UNITED METHODIST CHURCH TO ROCKAWAY CREEK, LLC RECORDED AT THE HUNTERDON COUNTY CLERK'S OFFICE IN BOOK 2015 OF DEEDS ON PAGE 330.
2. UNFILED DEED DATED 8-14-2007 FROM TOWNSHIP OF READINGTON TO UNITED METHODIST CHURCH OF WHITEHOUSE.
3. ALL PROPERTY LINES AND EVIDENCE SHOWN HEREON PER A MAP ENTITLED "LOTS 34.01 AND 36, BLOCK 13, ZONE AR, TOWNSHIP OF READINGTON," PREPARED BY SUBURBAN CONSULTING ENGINEERS, INC., DATED 5-1-2003, LAST REVISED 10-17-2007.

		PAMELA L. MATHEWS, PROFESSIONAL ENGINEER, LAND SURVEYOR NEW JERSEY LICENSE NO. 41181
Date	Revision	<i>Pamela Mathews</i>

Job: 271549	
File: RTC WHITEHOUSE METHODIST CHURCH	
Book:	Page:
Drawn: SLY	Checked: PLM
Scale: 1"= 100'	Sht. No. 1 OF 1
Date: 3/16/2010	
Drawing No.: 1322-H	

PARTIAL SKETCH EASEMENT VACATION
FOR
BLOCK 13 - LOT 36
IN
READINGTON TOWNSHIP
HUNTERDON COUNTY, NEW JERSEY

TAX MAP SHEET 4 - BLOCK 13, LOT 36
75 OLD HIGHWAY ROUTE 28



Hatch Mott MacDonald

Certificate No. 24GA28016600

Perryville III
53 Frontage Road, Suite 170
Hampton, New Jersey 08827
Tel: 908.730.6000 Fax: 908.730.6500

A **MOTION** was made by Mrs. Muir to introduce this Ordinance, 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

The Public Hearing was scheduled for December 20, 2010 at 8:00 p.m.

2. ***An Ordinance Supplementing and Amending Volume II Chapter II Chapter 148 Entitled “Land Development” of the Code of the Township of Readington, 2000, as Heretofore Supplemented and Amended, to Revise the Regulations Addressing the Development of Personal Wireless Telecommunications Facilities in Order to Reduce Potential for Negative Impacts***

Mrs. Allen stated that this ordinance was drafted by the Township Planner as a result of an ordinance sub-committee of the Planning Board seeking to improve some of the ordinances. Mrs. Allen stated that this is a suggested amendment to our cell tower ordinance.

The following ordinance was offered for introduction:

AN ORDINANCE SUPPLEMENTING AND AMENDING VOLUME II CHAPTER 148 ENTITLED “LAND DEVELOPMENT” OF THE CODE OF THE TOWNSHIP OF READINGTON, 2000, AS HERETOFORE SUPPLEMENTED AND AMENDED, TO REVISE THE REGULATIONS ADDRESSING THE DEVELOPMENT OF PERSONAL WIRELESS TELECOMMUNICATIONS FACILITIES IN ORDER TO REDUCE POTENTIAL FOR NEGATIVE IMPACTS

ORDINANCE #32-2010

Whereas, Readington Township’s built and natural character is defined by the various elements throughout the Township, including traditional villages, hamlets, farms, corporate campuses, rolling hills, mountains, stream corridors and meadows; and

Whereas, it is the intent of Readington Township to protect the existing built and natural character of Readington Township from negative impacts relating to land development; and

Whereas, Personal wireless telecommunications facilities have a great potential to negatively impact the Township’s character, both through initial development and through ad hoc additions over time; and

Whereas, it is the intent of Readington Township to continue to protect the visual, natural and spatial character of the Township through enhanced regulations regarding the design and siting of personal wireless telecommunications facilities; therefore

BE IT ORDAINED, by the Township Committee of the Township of Readington, County of Hunterdon and State of New Jersey, as follows (additions are indicated thus; deletions are indicated ~~thus~~):

1. Article VIII- Wireless Telecommunications, is hereby amended to enhance the regulations controlling the development of personal wireless telecommunications facilities, as follows:

§148-80. Purpose and goals

The purpose of this article is to comply with the Federal Telecommunications Act and to provide sound land use policies, procedures and regulations for personal wireless telecommunications facilities to

Ordinance #32-2010 cont'd:

protect the Readington community from the visual or other adverse impacts of these facilities, while allowing their unobtrusive development to provide comprehensive wireless telecommunications services in the Readington community with its benefits to residents and businesses. The ordinance seeks to accomplish these goals through the use of careful design, siting, landscaping, screening and innovative camouflaging techniques. To further encourage economy of design, utility and aesthetics, and to minimize the number of telecommunications towers, the ordinance requires that antennas be located on existing buildings, existing structures and existing towers, preferably on property used for public purposes, and not on newly constructed telecommunications towers.

§148-81. Telecommunications Towers Prohibited

Telecommunications towers are prohibited structures in all zones.

§ 148-82 Conditional use standards.

PWTF's and PWTEF's shall be conditional uses in all zones. PWTF's and PWTEF's ~~shall~~ must meet the following conditions:

A. If an applicant proposes that a PWTF or PWTEF is to be located on property owned by the municipality or which is used for public purposes, the applicant ~~must~~ shall demonstrate that the Township Committee approves of the proposed location on such property as evidenced by a resolution adopted by the Township Committee.

B. If the PWTF or PWTEF is proposed to be located on land encumbered by a farmland preservation easement, NJDEP, Green Acres or other conservation easement, the applicant may not locate a PWTF or PWTEF within the area subject to the easement unless it is upon or within an existing high-tension wire support or other existing structure and the applicant produces letter(s) or resolution(s) from the property owner, easement holder and any other entity having a legal interest in the easement demonstrating that the owner, easement holder or other entity having a legal interest in the easement approves or takes no exception to the proposed PWTF or PWTEF.

C. For an applicant proposing to locate upon an existing high-tension-wire support or other structure, consent (in a recordable document) of the owner to locate the proposed PWTF and/or PWTEF upon the owner's existing high-tension wire or other structure ~~must~~ shall be submitted to the approving authority.

D. The applicant shall produce evidence of access from the property owner and/or easement holder to the proposed PWTF or PWTEF by a document which shall be recorded in the County Clerk's office.

E. A PWTF or ~~PWTEF~~ proposed to be located within or upon an existing structure ~~must~~ shall be of a stealthy design which is integrated with the design of the existing structure and is designed to be as unobtrusive as possible.

F. Maximum height:

(1) Maximum height of attached antenna/PWTF: 10 feet or 10% (whichever is lower) ~~beyond~~ above the edge highest point of the building or structure where attached.

(2) ~~Maximum height of PWTEF's: 10 feet for flat roofs; 16 feet for pitched roofs. (A pitched roof shall have a minimum vertical rise of six inches for every 12 inches of horizontal run.)~~

G. PWTF's and PWTEF's ~~must~~ shall satisfy the minimum zoning district setback requirements.

H. ~~Area of cabinet or structure.~~

(1) ~~The cabinet or structure of a PWTEF shall not contain more than 200 square feet.~~

Ordinance #32-2010 cont'd:

~~(2) If PWTEF's are located on the roof of a building, the area of the PWTEF's and other equipment structures shall not occupy more than 25% of the roof area.~~

I.H. Signs shall not be permitted except for required signs displaying owner contact information, warnings, equipment information and safety instructions. Such signs shall not exceed two square feet in area. No commercial advertising shall be permitted on any PWTF or PWTEF.

I. I. No lighting is permitted except as follows:

(1) PWTEF's enclosing electronic equipment may have security and safety lighting ~~at the entrance, provided that the light is attached to the facility,~~ is focused downward, is shielded with a 90% cutoff as documented by the manufacturer and ~~is~~ is ~~or~~ is controlled by timing devices and/or sensors so that the light is turned off when not needed for safety or security purposes.

(2) No lighting is permitted on a PWTF except lighting that specifically is required by the Federal Aviation Administration (FAA).

J. Fences.

(1) No fences are permitted in association with the development of a PWTF/PWTEF. Security for wireless telecommunications facilities shall be addressed without fencing.

K. Location feasibility.

(1) Each application shall include a site location alternative analysis describing the location of other sites considered, the applicant's efforts at determining the availability of those sites, the extent to which other sites do or do not meet the provider's service or engineering needs (not financial), and the reason why the site(s) were not selected and the reason why the subject site was chosen. The analysis shall address the following issues:

(a) How the proposed location of the PWTF relates to the objective of providing full wireless communication services within the Readington community and within the region and the state at the time full service is provided by the applicant throughout the Readington community.

(b) How the proposed location of the proposed PWTF relates to the location of any existing antennas within and near the Readington community.

(c) The need for wireless telecommunications antennas at the proposed location. The evidence presented and introduced to the approving authority shall describe in detail:

[1] The wireless telecommunications network layout and its coverage area requirements.

[2] The need for new wireless telecommunications facilities at a specific location within the Township.

[3] All structures 50 feet or higher (measured from the ground elevation of the proposed site as referenced to sea level) within a mile radius of the proposed location of the PWTF.

(d) That the applicant has exercised its best efforts to locate the PWTF or PWTEF according to the requirements of this article within the applicant's search area. Without otherwise limiting the nature of the evidence to be provided by the applicant in order to meet its burden on this issue, the applicant shall provide to the approving authority copies of all correspondence from and between the wireless telecommunications provider and the property owners of the existing buildings or structures, including rejection letters and letters of interest. The failure of the applicant to present evidence of the foregoing shall constitute a rebuttable presumption that the applicant has not exercised its best efforts as required herein.

(2) The approving authority may retain technical consultants as it deems necessary to provide assistance in the review of the site location alternatives analysis. The service provider shall bear the reasonable cost associated with such consultation, which cost shall be deposited in accordance with Readington's escrow provisions.

Ordinance #32-2010 cont'd:

L. Visual and, contextual and environmental considerations. All PWTF's and PWTEF's shall be located to minimize visual impacts on the surrounding area in accordance with the following standards. ~~In applying these standards, locations in a higher priority category under section 5A shall be deemed for acceptable than lower priority sites.~~

(1) Sites for PWTF and PWTEF's must shall demonstrate that they provide the least visual impact on residential areas, public lands and the public way public rights-of-way. All potential visual impacts ~~must shall~~ be analyzed to illustrate that the selected site provides the best opportunity to minimize the visual impact of the proposed facility.

(2) PWTEF's shall be located to avoid being visually solitary or prominent when viewed from residential areas and the public way. ~~The facility shall be obscured by vegetation, tree cover, topographic features and/or other structures to the maximum extent feasible unless the PWTEF is designed to be visually integrated with the existing context underground, - with no portion of the PWTEF or associated containment structures set higher than 6 inches above finish grade (i.e. within a vault structure).~~

(3) PWTF's and PWTEF's shall be placed to ensure that historically significant views, streetscapes and landscapes are protected. The views of and vistas from architecturally and/or significant structures shall not be impaired or diminished by the placement of telecommunications facilities.

(4) No existing tree having a diameter at breast height of eight (8) inches or greater shall be removed in order to provide a location for a PWTF or PWTEF.

(5) If a driveway exists on a property upon which a PWTF or PWTEF is to be located, the existing driveway shall be used to provide access to the PWTF/PWTEF. No new driveway/vehicular access may be constructed solely for the purpose of providing access to the PWTF/PWTEF.

(6) 100% of the increase in storm water runoff resulting from increases in impervious cover relating to PWTF/PWTEF and associated site elements shall be retained and recharged on the subject property within the same subwatershed.

~~M. — Pitched roofs shall be permitted only where the applicant is proposing to create a structure that will fit into the local context (such as a rural or agricultural style).~~

§ 148-83 PWTF's and PWTEF's not considered public utilities.

No PWTF or PWTEF shall be deemed a public utility with respect to the definition of "public utility" contained within the Readington Township Land Development Ordinance.

§ 148-84 Site Design Standards

The following design standards shall apply to PWTF's and PWTEF's installed or constructed pursuant to the terms of this article:

A. Color. PWTF's and PWTEF's shall be of a color appropriate in the context of the PWTF's or PWTEF's location and to make them as unobtrusive as possible, unless otherwise required by the Federal Aviation Administration (FAA).

B. Activity and access. All equipment shall be designed and automated to the greatest extent possible in order to reduce the need for on-site maintenance and thereby to minimize the need for vehicular trips to and from the site. ~~Access shall be from established site access points whenever possible. Minimal off street parking shall be permitted as needed and as approved by the approving authority.~~

C. Camouflage technology. The applicant shall ~~be required to~~ employ camouflage technology as appropriate as determined by the approving authority.

Ordinance #32-2010 cont'd:

D. Noise. The facility shall comply with the municipal Noise Ordinance. A comparison of the projected noise generation to the maximum permitted emanation permitted by ordinance shall be provided.

E. Maintenance. PWTF's, PWTEF's and their sites shall be maintained to assure their continued structural integrity.

~~F. If a PWTEF is to be located on a roof, then the plans shall also show the means for screening the PWTEF.~~

§ 148-85 Removal of Abandoned PWTF's

A. At such time that a licensed carrier plans to abandon or discontinue operation of a PWTF/PWTEF, such a carrier shall notify the Township Clerk by Certified U.S. mail of the proposed date of abandonment or discontinuation of operations. Such notice shall be given no less than 30 days prior to abandonment or discontinuation of operations. In the event that a licensed carrier fails to give such notice, the PWTF/PWTEF shall be considered abandoned upon discontinuation of operations. Any PWTF/PWTEF that has not been operated for a continuous period of 12 months, shall be considered abandoned. If there are two or more users of a single PWTF, then the abandonment shall not become effective until all users cease using the PWTF for a continuous period of 12 months. The owner of such PWTF shall remove same within 90 days of notice from the Zoning Officer that the PWTF is abandoned. If such PWTF is not removed within said 90 days, the municipality may remove such PWTF at the owner's expense. If the facility is to be retained, the provider(s) shall establish that the facility will be reused within one year of discontinuance. If a facility is not reused within one year, a demolition permit shall be obtained and the facility removed at the expense of the facility owner or the private land owner. At the discretion of the Zoning Officer, upon good cause shown, the one year reuse period may be extended for a period not to exceed one additional year. The owner shall be required to submit to the Township Administrator verification of continued use as issued by the state and/or the FCC on or about the first of every calendar year or renewal period. Readington Township retains the right to use any abandoned PWTF's on municipal property for its own use. The approving authority may require a performance guaranty for the removal of the PWTF or PWTEF.

B. Upon abandonment or discontinuation of use, at the option of the Township, the carrier shall physically remove the PWTF/PWTEF within 90 days from the date of abandonment or discontinuation of use. The term "physically remove" shall include, but not be limited to:

(1) Removal of antennas, mounds, equipment shelters, lighting, signs, pavement, curbs, fencing and security barriers related to the facilities that have been abandoned or discontinued on the subject property.

(2) Proper disposal of the waste materials from the site in accordance with local, county and state solid waste disposal regulations.

(3) Restoring the location of the personal wireless service facility to its natural condition, except that any plantings and grading shall be addressed pursuant to the direction of the Township Engineer.

C. If a carrier fails to remove a PWTF/PWTEF in accordance with this section, the Township shall have the authority to enter the subject property and physically remove the facilities. The Approving Authority shall require, as a condition of approval, that an applicant/developer of a PWTF/PWTEF post a bond prior to the issuance of construction permits. Such a bond shall be sufficient to cover the Township's costs for the removal of the PWTF/PWTEF in the event that the Township must remove the facility. The

Ordinance #32-2010 cont'd:

~~amount of the bond shall be approved by the Township Engineer. An applicant who is not in compliance with the removal requirements of this article may not be issued a permit to construct any new PWTF or PWTEF or to alter any other existing PWTF or PWTEF which the applicant owns or operates within the Township until the applicant satisfies the provisions of this section of this article.~~

§ 148-86 Non-Conforming PWTF's

PWTF's in existence on the date of the adoption of this article which do not comply with the requirements of this article (nonconforming PWTF's) are subject to the following provisions:

A. Nonconforming PWTF's may continue in use for the purpose now used but may not be expanded without complying with this article, except as provided in Subsection C below.

B. Nonconforming PWTF's whose structures are partially damaged or destroyed due to any reason or cause may be repaired and restored to their former use, location and physical dimensions, subject to obtaining a building permit therefor, but without otherwise complying with this article. If destruction to the structure is greater than 40%, then repair or restoration will require compliance with this article.

C. The owner of any nonconforming PWTF may repair, rebuild and/or upgrade such PWTF (but not expand such PWTF or increase its height or reduce its setbacks), in order to improve the structural integrity of the facility, to allow the facility to accommodate collocated antennas or facilities, or to upgrade the facilities to current engineering, technological or communications standards, without having to conform to the provisions of this article

§ 148-87 Site Plan Submission Requirements

A. All site plan details required by the major site plan checklist contained in Article X of the Land Use Ordinance shall be provided to the approving authority.

B. In addition to the applicable documentation, required escrow fees and items of information required for site plan approval, the following additional documentation and items of information are required to be submitted to the approving authority for review and approval as part of the site plan submission:

(1) The FTA gives the FCC sole jurisdiction of the field of regulation of radio frequency (RF) emission, and PWTF's which meet the FCC standards shall not be conditioned or denied on the basis of RF impacts. Applicants shall provide current FCC information concerning PWTF's and radio frequency emission standards. PWTF's shall be required to provide information on the projected power density of the proposed facility and how this meets the FCC standards.

(2) Documentation by a qualified expert that any structure upon which a PWTF is proposed to be attached will have sufficient structural integrity to support the proposed antennas and the anticipated future collocated antennas and that the structural standards developed for antennas by the Electronic Industries Association (EIA) and/or the Telecommunications Industry Association (TIA) have been met.

(3) A letter of commitment from the applicant to lease excess space on the structure. The letter of commitment shall be recorded prior to issuance of a building permit. The letter shall commit the owner of the structure as well as successors in interest.

(4) A copy of the lease (with confidential or proprietary information redacted) and/or deed for the property, including any restrictions on the property, such as conservation easements, agricultural development rights easements, other restrictive covenants or easements.

(5) A visual impact study, graphically simulating through models, computer-enhanced graphics, or similar techniques, the appearance of any proposed PWTF and indicating its view from at least the five locations around and within one mile of the proposed PWTF where the PWTF will be most visible. Aerial photographs of the impact area shall also be submitted.

Ordinance #32-2010 cont'd:

§148-88 Farmland

The erection of PWTF's and PWTEF's on farmland assessed properties or structures shall be subject to the New Jersey tax laws governing farmland assessment.

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

The Public Hearing was scheduled for December 20, 2010 at 8:00 p.m.

3. ***An Ordinance Appropriating \$115,000 from the Housing Trust Fund for the Acquisition of an Affordable Housing Unit at Block 21.06, Lot 301.06 (404 Dove Cote Court) in and by the Township of Readington, in the County Of Hunterdon, New Jersey***

Mayor Shamey stated that this unit was purchased under a sheriff's sale and the Township needs to retain the unit as part of our COAH plan.

The following ordinance was offered for introduction:

ORDINANCE APPROPRIATING \$115,000 FROM THE HOUSING TRUST FUND FOR THE ACQUISITION OF AN AFFORDABLE HOUSING UNIT AT BLOCK 21.06, LOT 301.06 (404 DOVE COTE COURT) IN AND BY THE TOWNSHIP OF READINGTON, IN THE COUNTY OF HUNTERDON, NEW JERSEY

ORDINANCE # 33-2010

BE IT ORDAINED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF READINGTON, IN THE COUNTY OF HUNTERDON, NEW JERSEY AS FOLLOWS:

Section 1. \$115,000 is hereby appropriated from the Housing Trust Fund for the acquisition of an Affordable Housing Unit located on 404 Dove Cote Court, also known as Block 21.06, Lot 301.06 on the tax maps of the Township of Readington, in the County of Hunterdon, New Jersey (the "Township").

Section 2. The Township hereby certifies that it has adopted a capital budget or a temporary capital budget, as applicable. The capital or temporary capital budget of the Township is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith. To the extent that the purposes authorized herein are inconsistent with the adopted capital or temporary capital budget, a revised capital or temporary capital budget has been filed with the Division of Local Government Services.

Section 3. This ordinance shall take effect after final adoption and publication and otherwise as provided by law.

A **MOTION** was made by Mrs. Muir to introduce this Ordinance, 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

The Public Hearing was scheduled for December 20, 2010 at 8:00 p.m.

4. ***Ordinance to Convey an Easement to JCP&L on Block 73, Lot 9.01 & 9.02***

The following ordinance was offered for introduction:

***AN ORDINANCE AUTHORIZING THE CONVEYANCE OF AN EASEMENT ON
PROPERTY KNOWN AS BLOCK 73, LOT 9.01 AND 9.02 TO JERSEY CENTRAL POWER
AND LIGHT COMPANY***

ORDINANCE # 34-2010

WHEREAS, the Township has received a request from Jersey Central Power and Light Company (hereinafter “JCP&L”) for a permanent easement allowing it to, among other listed activities, install, maintain, construct and improve poles, wires and other facilities on an approximately 105 +/- foot section of property owned by the Township known as Block 73, lots 9.01 and 9.02 along Route 523 in the Township; and

WHEREAS, a copy of the proposed easement is on file in the Township Clerk’s Office; and

WHEREAS, the conveyance of the aforesaid easement will serve the public welfare as it will enhance utility, electric, CATV and communications service to the Township and its residents; and

WHEREAS, the Township is permitted to convey the easement under N.J.S.A. 40A:12-13 et seq. and any other applicable law.

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. The Township of Readington shall convey to Jersey Central Power and Light Company, for nominal consideration, a permanent easement over a 105 +/- foot section of Block 73, Lots 9.01 and 9.02, along Route 523 in the Township, as more particularly set forth in the easement document on file in the Township Clerk’s Office.

Section 2. On behalf of the Township Committee of the Township of Readington, the Mayor, Deputy Mayor, Township Administrator/Clerk and Township Attorney, as appropriate, are authorized to prepare and sign any and all documentation necessary to effectuate the aforesaid easement to the Jersey Central Power and Light Company.

Section 3. Severability.

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 Judgment shall not affect or invalidate the remainder of any such article, section, subsection, paragraph, subdivision 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 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

The Public Hearing was scheduled for December 20, 2010 at 8:00 p.m.

5. ***Resolution Providing for the Combination of Certain Issues of General Improvement Bonds of the Township of Readington, in the County of Hunterdon, New Jersey into a Single Issue of Bonds Aggregating \$11,000,000 in Principal Amount***

Mr. Gatti stated that this is part of the process to begin bonding for all the ordinances mentioned in the resolution to put together an \$11,000,000 issue up for auction and pay down the debt.

The following resolution was offered for consideration:

#R-2010-135

RESOLUTION PROVIDING FOR THE COMBINATION OF CERTAIN ISSUES OF GENERAL IMPROVEMENT BONDS OF THE TOWNSHIP OF READINGTON, IN THE COUNTY OF HUNTERDON, NEW JERSEY INTO A SINGLE ISSUE OF BONDS AGGREGATING \$11,000,000 IN PRINCIPAL AMOUNT

BE IT RESOLVED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF READINGTON, IN THE COUNTY OF HUNTERDON, NEW JERSEY AS FOLLOWS:

Section 1. Pursuant to the provisions of N.J.S.A. 40A:2-26(f), the Bonds of the Township of Readington, in the County of Hunterdon, New Jersey (the “Township”) authorized pursuant to the bond ordinances of the Township heretofore adopted and described in Section 2 hereof shall be combined into a single and combined issue of General Improvement Bonds in the principal amount of \$11,000,000.

Section 2. The principal amount of Bonds authorized by each ordinance to be combined into a single issue as above provided, the bond ordinances authorizing the Bonds described by reference to the number, the improvement description and the date of adoption, and the period or average period of usefulness determined in each of the bond ordinances with such changes within the total amount authorized as may be deemed necessary by the Township Chief Financial Officer prior to the Sale are respectively as follows:

Principal Amount of Bonds	Number of Ordinance	Description of Improvement and Date of Adoption of Ordinance	Useful Life
\$407,621.33	#03-13/#06-40	Various capital improvements, finally adopted June 16, 2003, as supplemented on October 2, 2006.	14.87 years
\$95,761.59	#03-19	Resurfacing and reconstruction of Old York Road, finally adopted October 6, 2003.	20 years
\$142,352.05	#04-02	Acquisition of property, finally adopted February 2, 2004.	40 years
\$156,838.80	#04-04	Acquisition of property, finally adopted February 2, 2004.	40 years
\$293,750.00	#04-05	Purchase of two ambulances, finally adopted March 1, 2004.	5 years
\$25,298.12	#04-09	Acquisition of development rights, finally adopted March 15, 2004.	40 years
\$315,968.74	#04-14	Acquisition of development rights, finally adopted April 19, 2004.	40 years
\$73,384.22	#04-15	Acquisition of development rights, finally adopted April 5, 2004.	40 years
\$1,296,625.00	#04-32	Various capital improvements, finally adopted September 20, 2004.	9.52 years
\$193,922.34	#04-35	Acquisition of development rights, finally adopted October 18, 2004.	40 years

Principal Amount of Bonds	Number of Ordinance	Description of Improvement and Date of Adoption of Ordinance	Useful Life
\$93,719.02	#04-37	Acquisition of property, finally adopted November 1, 2004.	40 years
\$683,825.63	#04-41	Acquisition of property for open space, finally adopted December 20, 2004.	40 years
\$251,418.28	#05-07	Regional contribution agreements between the Township and the Borough of Bound Brook and Manville, finally adopted March 7, 2005.	15 years
\$129,664.88	#05-08	Acquisition of development rights, finally adopted March 7, 2005.	40 years
\$137,521.21	#05-13	Acquisition of development rights, finally adopted May 2, 2005.	40 years
\$62,518.26	#05-17	Acquisition of development rights, finally adopted May 16, 2005.	40 years
\$1,616,400	#05-21/#06-33	Various capital improvements, finally adopted July 18, 2005.	8.46 years
\$973,250	#05-22	Various capital improvements, finally adopted July 18, 2005.	33.40 years
\$124,460.39	#05-25	Township's share the cost of the acquisition of an open space agreement, finally adopted October 3, 2005.	40 years
\$453,010.75	#05-28	Purchase of a new fire pumper for the East Whitehouse Fire Company, finally adopted October 3, 2005.	10 years
\$80,979.89	#05-31	Acquisition of property, finally adopted December 5, 2005.	40 years
\$305,409.94	#06-10	Regional contribution agreements between the Township and the Boroughs of Bound Brook and Manville, finally adopted March 20, 2006.	10 years
\$73,929.23	#06-11	Acquisition of development rights, finally adopted March 20, 2006.	40 years
\$62,615.34	#06-17	Township's share of the acquisition of property pursuant to a joint purchase agreement with the County, finally adopted May 1, 2006.	40 years
\$120,804.81	#06-28	Acquisition of property, finally adopted August 8, 2006.	40 years
\$159,320.56	#06-38	Acquisition of property, finally adopted October 2, 2006.	40 years
\$104,486.29	#06-39	Acquisition of property, finally adopted October 2, 2006.	40 years
\$904,127.67	#06-41	Various capital improvements, finally adopted November 6, 2006.	5.36 years
\$266,849.23	#07-07	A contribution by the Township to Allies, Inc. for improvement and rehabilitation to COAH Housing Units, finally adopted March 19, 2007.	10 years
\$309,599.23	#07-12	Funding of certain regional contribution agreements between the Township and the Borough and Bound Brook, finally adopted May 18, 2007.	10 years
\$501,142.10	#07-36	Purchase of stainless steel CAFS pumper for Three Bridges Fire Company, finally adopted November 7, 2007.	10 years

Principal Amount of Bonds	Number of Ordinance	Description of Improvement and Date of Adoption of Ordinance	Useful Life
\$404,200.00	#08-13	Funding of a regional contribution agreement between the Township and the Borough of Bound Brook, finally adopted May 5, 2008.	10 years
\$179,225.10	#09-31	Acquisition of COAH unit, finally adopted December 7, 2009.	40 years

Section 3. The following matters are hereby determined with respect to the combined issue of Bonds:

(a) The average period of usefulness, computed on the basis of the respective amounts of Bonds presently authorized to be issued pursuant to each of the bond ordinances and the respective periods or average period of usefulness therein determined, is not less than 33.36 years.

(b) The Bonds of the combined issue shall be designated "General Improvement Bonds" and shall mature within the average period of usefulness herein determined.

(c) The Bonds of the combined issue shall be sold and issued in accordance with the provisions of the Local Bond Law applicable to the sale and the issuance of bonds authorized by a single bond ordinance and accordingly may be sold with other issues of bonds.

Section 4. The following additional matters are hereby determined, declared, recited and stated:

(a) None of the Bonds described in Section 2 hereof has been sold or issued heretofore, and the several bond ordinances described in Section 2 have not been rescinded and now remain in full force and effect as authorizations for the respective amounts of Bonds set opposite the descriptions of the bond ordinances in Section 2.

(b) The several purposes or improvements authorized by the respective bond ordinances described in Section 2 hereof are purposes for which bonds may be issued lawfully pursuant to the Local Bond Law and are all purposes for which no deduction may be taken in any annual or supplemental debt statement.

Section 5. 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

6. ***Resolution Determining the Form and Other Details of \$11,000,000 General Improvement Bonds of the Township of Readington, in the County of Hunterdon, New Jersey and Providing for their Sale***

Mr. Gatti stated that this is the companion resolution spelling out exactly how the principal will be paid and duration of time period.

The following resolution was offered for consideration:

#R-2010-136

**RESOLUTION DETERMINING THE FORM AND OTHER DETAILS OF \$11,000,000
 GENERAL IMPROVEMENT BONDS OF THE TOWNSHIP OF READINGTON, IN THE
 COUNTY OF HUNTERDON, NEW JERSEY AND PROVIDING FOR THEIR SALE**

**BE IT RESOLVED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
 READINGTON, IN THE COUNTY OF HUNTERDON, NEW JERSEY AS FOLLOWS:**

Section 1. (a) The \$11,000,000 General Improvement Bonds of the Township of Readington, in the County of Hunterdon, New Jersey (the "Township"), referred to and described in a resolution of the Township adopted on December 6, 2010, and entitled, "Resolution Providing for the Combination of Certain Issues of General Improvement Bonds of the Township of Readington, in the County of Hunterdon, New Jersey Into a Single Issue of Bonds Aggregating \$11,000,000 in Principal Amount" and in the bond ordinances referred to therein, each in all respects duly approved and published as required by law, shall be issued as "General Improvement Bonds" (the "Bonds").

(b) The Bonds shall mature in the principal amounts on January 15, as follows:

<u>Year</u>	<u>Principal Amount</u>	<u>Year</u>	<u>Principal Amount</u>
2012	\$250,000	2022	\$320,000
2013	250,000	2023	370,000
2014	250,000	2024	430,000
2015	795,000	2025	490,000
2016	720,000	2026	875,000
2017	340,000	2027	875,000
2018	380,000	2028	875,000
2019	420,000	2029	875,000
2020	470,000	2030	875,000
2021	265,000	2031	875,000

(c) The Bonds shall be subject to redemption prior to their stated maturity in accordance with the Notice of Sale attached hereto as Exhibit A. (Entire File Available in Clerk's Office)

(d) The Bonds shall be twenty in number, with one certificate being issued for each year of maturity, and shall be numbered GI-1 to GI-20, inclusive.

(e) The Bonds shall be dated their date of issuance and shall bear interest payable semiannually on the fifteenth day of January and July in each year until maturity, commencing on July 15, 2011, at a rate or rates per annum, expressed in a multiple of 1/8 or 1/20 of 1% and proposed by the successful bidder in accordance with the Notice of Sale authorized herein.

(f) The Bonds shall be executed by the manual or facsimile signatures of the Mayor and the Chief Financial Officer under the official seal (or facsimile thereof) affixed, printed, engraved or reproduced thereon and attested by the manual signature of the Township Clerk.

Section 2. (a) The Bonds will be issued in fully registered form. One certificate shall be issued for the aggregate principal amount of Bonds maturing in each year. Both principal of and interest on the Bonds will be payable in lawful money of the United States of America. Each certificate will be registered in the name of CEDE & Co., as nominee of The Depository Trust Company, New York, New York, which will act as securities depository (the "Securities Depository"). The certificates will be on deposit with the Securities Depository. The Securities Depository will be responsible for maintaining a book-entry system for recording the interests of its participants or the transfers of the interests among its participants. The participants will be responsible for maintaining records recording the beneficial ownership interests in the Bonds on behalf of individual purchasers. Individual purchases may be made in the principal amount of \$5,000, or any integral multiple thereof except, where necessary, also in the amount of \$1,000, through book-entries made on the books and the records of the Securities Depository and its participants.

Resolution #R-2010-136 cont'd:

(b) The principal of and the interest on the Bonds will be paid to the Securities Depository by the Township on the respective maturity dates and due dates and will be credited on the respective maturity dates and due dates to the participants of the Securities Depository as listed on the records of the Securities Depository as of each next preceding January 1 and July 1 (the "Record Dates" for the Bonds). Section 3. The Bonds shall be substantially in the following form with such additions, deletions and omissions as may be necessary for the Township to market the Bonds, including in accordance with the requirements of the Securities Depository:

REGISTERED
NUMBER GI- _____

REGISTERED
\$ _____

UNITED STATES OF AMERICA
STATE OF NEW JERSEY
COUNTY OF HUNTERDON

TOWNSHIP OF READINGTON

GENERAL IMPROVEMENT BOND

PRINCIPAL AMOUNT:

DATED DATE:

MATURITY DATE:

RATE OF INTEREST PER ANNUM:

CUSIP NUMBER:

TOWNSHIP OF READINGTON, in the County of Hunterdon, New Jersey (the "Township") hereby acknowledges itself indebted and for value received promises to pay to CEDE & CO., as nominee of The Depository Trust Company, which will act as Securities Depository, on the MATURITY DATE, the PRINCIPAL AMOUNT, and to pay interest on such sum from the DATED DATE of this bond until the MATURITY DATE at the RATE OF INTEREST PER ANNUM semiannually on the fifteenth days of January and July in each year until maturity, commencing on July 15, 2011. Interest on this bond will be paid to the Securities Depository by the Township and will be credited to the participants of The Depository Trust Company as listed on the records of The Depository Trust Company as of January 1 and July 1 next preceding the date of such payments (the "Record Dates" for such payments). Principal of this bond, upon presentation and surrender to the Township will be paid to the Securities Depository by the Township and will be credited to the participants of The Depository Trust Company.

This bond is not transferable as to principal or interest except to an authorized nominee of The Depository Trust Company. The Depository Trust Company shall be responsible for maintaining the book-entry system for recording the interests of its participants or the transfers of the interests among its participants. The participants are responsible for maintaining records regarding the beneficial ownership interests in the bonds on behalf of individual purchasers.

The bonds of this issue maturing prior to January 15, 2022, are not subject to redemption prior to their stated maturities. The bonds of this issue maturing on or after January 15, 2022 are redeemable at the option of the Township in whole or in part on any date on or after January 15, 2021 at 100% of the principal amount outstanding (the "Redemption Price") plus interest accrued to the date of redemption upon notice as required herein.

Resolution #R-2010-136 cont'd:

Notice of Redemption shall be given by mailing by first class mail in a sealed envelope with postage prepaid to the registered owners of the bonds not less than thirty (30) days, nor more than sixty (60) days prior to the date fixed for redemption. Such mailing shall be to the owners of such bonds at their respective addresses as they last appear on the registration books kept for that purpose by the Township or a duly appointed Bond Registrar. Any failure of the depository to advise any of its participants or any failure of any participant to notify any beneficial owner of any Notice of Redemption shall not affect the validity of the redemption proceedings. If the Township determines to redeem a portion of the bonds prior to maturity, the bonds to be redeemed shall be selected by the Township; the bonds to be redeemed having the same maturity shall be selected by the Securities Depository in accordance with its regulations.

If Notice of Redemption has been given as provided herein, the bonds or the portion thereof called for redemption shall be due and payable on the date fixed for redemption at the Redemption Price, together with accrued interest to the date fixed for redemption. Interest shall cease to accrue on the bonds after the date fixed for redemption and no further interest shall accrue beyond the redemption date. Payment shall be made upon surrender of the bonds redeemed.

This bond is one of an authorized issue of bonds issued pursuant to the Local Bond Law of the State of New Jersey, a resolution of the Township adopted on December 6, 2010, and entitled, "Resolution Providing for the Combination of Certain Issues of General Improvement Bonds of the Township of Readington, in the County of Hunterdon, New Jersey Into a Single Issue of Bonds Aggregating \$11,000,000 in Principal Amount" and the bond ordinances referred to therein, each in all respects duly approved and published as required by law.

The full faith and credit of the Township are hereby irrevocably pledged for the punctual payment of the principal of and the interest on this bond according to its terms.

It is hereby certified and recited that all conditions, acts and things required by the constitution or the statutes of the State of New Jersey to exist, to have happened or to have been performed precedent to or in the issuance of this bond exist, have happened and have been performed and that the issue of bonds of which this is one, together with all other indebtedness of the Township, is within every debt and other limit prescribed by such constitution or statutes.

IN WITNESS WHEREOF, the TOWNSHIP OF READINGTON has caused this bond to be executed in its name by the manual or facsimile signatures of its Mayor and its Chief Financial Officer, its corporate seal to be hereunto imprinted or affixed, this bond and the seal to be attested by the manual signature of its Township Clerk, and this bond to be dated the DATED DATE as specified above.

TOWNSHIP OF READINGTON

[SEAL]

By _____
Mayor

ATTEST:

By _____
Clerk

By _____
Chief Financial Officer

Section 4. (a) The Bonds shall be sold on January 18, 2011, or such other date as may be determined by the Chief Financial Officer, by electronic auction in accordance with the Full Notice of Sale authorized in Exhibit A attached hereto.

Resolution #R-2010-136 cont'd:

(b) Pursuant to N.J.S.A. 40A:2-34, the Township hereby designates the Chief Financial Officer to sell and to award the Bonds in accordance with the Notice of Sale authorized herein, and such financial officer shall report in writing the results of the sale to this Township Committee as required by law. The Chief Financial Officer is hereby authorized and directed, consistent with the terms of the Notice of Sale, to retain the good faith deposit of the successful bidder and to immediately return such good faith deposits, whether by wire or check, to the unsuccessful bidders.

Section 5. The Township Clerk is hereby directed to arrange for the publication of the Short Notice of Sale authorized in Exhibit B (Entire File Available in Clerk's Office) in the form provided herein in the Hunterdon County Democrat or such other authorized newspaper of the Township and McManimon & Scotland, L.L.C., is hereby directed to arrange for the publication of the Summary Notice of Sale authorized in Exhibit C (Entire File Available in Clerk's Office) in the form provided herein in The Bond Buyer, a financial newspaper published and circulating in the City of New York, New York, such publications to be not less than seven days prior to the date of sale.

Section 6. The Full Notice of Sale shall be substantially in the form attached hereto as Exhibit A with additions, deletions and omissions as may be necessary for the Township to market the Bonds, including in accordance with the requirements of The Depository Trust Company and MuniAuction. The Short Notice of Sale shall be substantially in the form attached hereto as Exhibit B with such additions, deletions and omissions as may be necessary for the Township to market the Bonds, including in accordance with the requirements of The Depository Trust Company and MuniAuction. The Summary Notice of Sale shall be substantially in the form attached hereto as Exhibit C with such additions, deletions and omissions as may be necessary for the Township to market the Bonds, including in accordance with the requirements of The Depository Trust Company and MuniAuction.

Section 7. The Bonds shall have printed thereon a copy of the written opinion with respect to the Bonds that is to be rendered by the law firm of McManimon & Scotland, L.L.C., complete except for omission of its date.

Section 8. The law firm of McManimon & Scotland, L.L.C. is authorized to arrange for the printing of the Bonds and is authorized to arrange for the printing of the Official Statement to be prepared by McManimon & Scotland, L.L.C. and Township officials. The Mayor and the Chief Financial Officer are authorized to execute any certificates necessary in connection with the distribution of the Official Statement. Such Official Statement may be distributed in preliminary form and deemed final for purposes of Rule 15c2-12 of the Securities and Exchange Commission on behalf of the Township by the Chief Financial Officer or by the Mayor. Final Official Statements shall be delivered to the purchaser of the Bonds within the earlier of seven business days following the sale of the Bonds or to accompany the purchaser's confirmations that request payment for the Bonds.

Section 9. The Township hereby covenants that it will comply with any conditions subsequent imposed by the Internal Revenue Code of 1986, as amended (the "Code"), in order to preserve the exemption from taxation of interest on the Bonds, including the requirement to rebate all net investment earnings on the gross proceeds above the yield on the Bonds, if necessary.

Section 10. (a) The Chief Financial Officer is hereby authorized to make representations and warranties, to enter into agreements and to make all arrangements with The Depository Trust Company, New York, New York, as may be necessary in order to provide that the Bonds will be eligible for deposit with The Depository Trust Company and to satisfy any obligation undertaken in connection therewith.

(b) In the event that The Depository Trust Company may determine to discontinue providing its service with respect to the Bonds or is removed by the Township and if no successor Securities Depository is appointed, the Bonds which were previously issued in

Resolution #R-2010-136 cont'd:

book-entry form shall be converted to Registered Bonds in denominations of \$5,000, or any integral multiple thereof except, if necessary, also in the amount of \$1,000. The beneficial owner under the book-entry system, upon registration of the Bonds held in the beneficial owner's name, will become the registered owner of the Registered Bonds. The Township shall be obligated to provide for the execution and delivery of the Registered Bonds in certified form.

Section 11. Solely for purposes of complying with Rule 15c2-12 of the Securities and Exchange Commission, as amended and interpreted from time to time (the "Rule"), and provided that the Bonds are not exempt from the Rule and provided that the Bonds are not exempt from the following requirements in accordance with paragraph (d) of the Rule, for so long as the Bonds remain outstanding (unless the Bonds have been wholly defeased), the Township shall provide for the benefit of the holders of the Bonds and the beneficial owners thereof:

(a) On or prior to 270 days from the end of each fiscal year, beginning with the fiscal year ending December 31 of the year in which such series of Bonds is issued, to the Municipal Securities Rulemaking Board through the Electronic Municipal Market Access Data Port (the "MSRB") and to the appropriate State information depository ("State Repository"), if any, annual financial information with respect to the Township consisting of the audited financial statements (or unaudited financial statements if audited financial statements are not then available, which audited financial statements will be delivered when and if available) of the Township and certain financial information and operating data consisting of (i) the Township and overlapping indebtedness including a schedule of outstanding debt issued by the Township, (ii) the Township's most current adopted budget, (iii) property valuation information, and (iv) tax rate, levy and collection data. The audited financial information will be prepared in accordance with modified cash accounting as mandated by State of New Jersey statutory principles in effect from time to time or with generally accepted accounting principles as modified by governmental accounting standards as may be required by New Jersey law and shall be filed electronically and accompanied by identifying information with the MSRB;

(b) in a timely manner not in excess of ten business days after the occurrence of the event, to the MSRB and to the State Repository, if any, notice of any of the following events with respect to the Bonds (herein "Material Events"):

- (1) Principal and interest payment delinquencies;
- (2) Non-payment related defaults, if material;
- (3) Unscheduled draws on debt service reserves reflecting financial difficulties;
- (4) Unscheduled draws on credit enhancements reflecting financial difficulties;
- (5) Substitution of credit or liquidity providers, or their failure to perform;
- (6) Adverse tax opinions, the issuance by the Internal Revenue Service of proposed or final determinations of taxability, Notices of Proposed Issue (IRS Form 5701-TEB) or other material notices or determinations with respect to the tax status of the security, or other material events affecting the tax status of the security;
- (7) Modifications to rights of security holders, if material;
- (8) Bond calls, if material, and tender offers;
- (9) Defeasances;
- (10) Release, substitution, or sale of property securing repayment of the securities, if material;
- (11) Rating changes;
- (12) Bankruptcy, insolvency, receivership or similar event of the obligated person;
- (13) The consummation of a merger, consolidation, or acquisition involving an obligated person or the sale of all or substantially all of the assets of the obligated person, other than in the ordinary course of business, the entry into a definitive agreement to undertake such an action or the termination

Resolution #R-2010-136 cont'd:

- of a definitive agreement relating to any such actions, other than pursuant to its terms, if material;
- (14) Appointment of a successor or additional trustee or the change of name of a trustee, if material.

For the purposes of the event identified in subparagraph (12) above, the event is considered to occur when any of the following occur: the appointment of a receiver, fiscal agent or similar officer for an obligated person in a proceeding under the U.S. Bankruptcy Code or in any other proceeding under state or federal law in which a court or governmental authority has assumed jurisdiction over substantially all of the assets or business of the obligated person, or if such jurisdiction has been assumed by leaving the existing governing body and officials or officers in possession but subject to the supervision and orders of a court or governmental authority, or the entry of an order confirming a plan of reorganization, arrangement or liquidation by a court or governmental authority having supervision or jurisdiction over substantially all of the assets or business of the obligated person.

(c) In a timely manner to the MSRB, and to the State Repository if any, notice of failure of the Township to provide required annual financial information on or before the date specified in this resolution.

(d) If all or any part of the Rule ceases to be in effect for any reason, then the information required to be provided under this resolution, insofar as the provisions of the Rule no longer in effect required the provision of such information, shall no longer be required to be provided.

(e) The Chief Financial Officer shall determine, in consultation with Bond Counsel, the application of the Rule or the exemption from the Rule for each issue of obligations of the Township prior to their offering. Such officer is hereby authorized to enter into additional written contracts or undertakings to implement the Rule and is further authorized to amend such contracts or undertakings or the undertakings set forth in this resolution, provided such amendment is, in the opinion of nationally recognized bond counsel, in compliance with the Rule.

(f) In the event that the Township fails to comply with the Rule requirements or the written contracts or undertakings specified in this certificate, the Township shall not be liable for monetary damages. The sole remedy is hereby specifically limited to specific performance of the Rule requirements or the written contracts or undertakings therefor.

Section 12. This resolution shall take effect immediately.

A MOTION was made by Mr. Gatti 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

7. **Eastern Gunit Company, Inc.** – Release of Performance Bond / Acceptance of Maintenance Bond for Lake Cushetunk Dam Spillway Repairs

Administrator Mekovetz stated that AEIS, the consultant on this project, sent a letter stating that the work is complete and satisfactory, therefore there was no objection to releasing the Performance Bond and the Maintenance Bond submitted from Eastern Gunit is in proper form.

The following resolution was offered for consideration:

#R-2010-137

**TOWNSHIP OF READINGTON
 RESOLUTION**

WHEREAS, Eastern Gunitite Company, Inc. did in November of 2010 file a written request with the Township of Readington for a release of Performance Bond #NJC 42324 in the amount of \$63,420.00 for work completed in connection with the resurfacing of the Main Spillway of the Lake Cushetunk Dam; and

WHEREAS, the AEIS LLC, an Engineering and Inspection Company contracted with the Township of Readington, has confirmed that the work has satisfactorily been done by Eastern Gunitite Company, Inc. on said property; and

WHEREAS, the Ghouse M. Ismaeil, an Engineer with AEIS, has recommended the release of the Performance Bond # NJC 42324, as indicated in his letter of December 2, 2010; and

BOND OR CHECK	ORIGINAL BONDED AMOUNT	CURRENT REMAINING PERFORMANCE GUARANTEE	RECOMMENDED REDUCTION FOR WORK COMPLETED	REMAINING PERFORMANCE GUARANTEE
Bond No. NJC 42324	\$63,420.00	\$63,420.00	100%	\$0
TOTAL	\$63,420.00	\$63,420.00	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 # NJC 42324, as recommended by the Township Engineer; and

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

A **MOTION** was made by Mr. Gatti 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

8. **Appointment to the Green Team Advisory Committee**

A **MOTION** was made by Mrs. Allen to appoint Robert Becker to the Green Team Advisory Committee, seconded by Mr. Gatti with a vote of ayes all, nays none recorded.

9. **2011 Trail Grant**

Mayor Shamey stated that this resolution relates to applying and obtaining a grant from the NJ Division of Parks and Forestry. Mrs. Allen provided maps of the designated trails.

The following resolution was offered for consideration:

R-2010-138

**TOWNSHIP OF READINGTON
RESOLUTION**

WHEREAS, the Township of Readington desires to apply for and obtain a grant from the New Jersey Department of Environmental Protection, Division of Parks and Forestry, Office of Natural Lands Management for the Pleasant Run-Lazy Brook Greenway projected to cost \$32,770, a 2011 Recreation Trails Program Grant.

NOW, THEREFORE, BE IT RESOLVED, as follows:

1. that the Township Committee of the Township of Readington, County of Hunterdon State of New Jersey, does hereby authorize the application for such a grant; and,
2. the Township of Readington will share in the obligation to pay approximately 20-25% of the total cost of the project (approximately \$8,160).

BE IT FURTHER RESOLVED, that the Township of Readington, County of Hunterdon, State of New Jersey hereby endorses the submission of the Recreation Trails Program Grant to the New Jersey Department of Environmental Protections, Division of Parks and Forestry, Office of Natural Lands Management.

A **MOTION** was made by Mr. Gatti 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

- * 10. ***Resolution for Acceptance of Subgrant for FY 2010 FEMA Emergency Management Performance Grant***

This matter was addressed under the Consent Agenda.

- * 11. ***Pledge of Municipal Support for New Jersey's Wildlife Action Plan (Sustainable Grant Application)***

This matter was addressed under the Consent Agenda.

- * 12. ***Resolution to Purchase Rock Salt through Hunterdon County Co-Op Purchasing Program (International Salt)***

This matter was addressed under the Consent Agenda.

- * 13. ***Resolution to Authorize Disposal of Surplus Property***

This matter was addressed under the Consent Agenda.

- * 14. ***Chapter 159's (2010 Budget) Federal and State Grants***

This matter was addressed under the Consent Agenda.

- * 15. ***Green Brook Racing L.L.C*** – release of police escrow

This matter was addressed under the Consent Agenda.

- * 16. ***Mahler, Jonathan*** – Blue Light Permit

This matter was addressed under the Consent Agenda.

- * 17. ***Lasinski, Kyle*** – Blue Light Permit

This matter was addressed under the 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.

ENGINEER'S REPORT

Engineer O'Brien reported that he met with Branchburg Township to work out the detour for the County Line Road project which will take place in the Spring.

Engineer O'Brien reported that he had contacted the County regarding the additional signs at the crosswalk; however the County stated that there already are signs in place on Main Street, stating the state law to stop for pedestrians and that is sufficient notification. The Committee requested that Engineer O'Brien look further into this matter.

COMMITTEE REPORTS

Gerard Shamey

Mayor Shamey stated that he had nothing further to report.

Julia Allen

Mrs. Allen reported that the Holiday Tree Lighting will take place December 17, 2010 at 7:00 p.m.

Mrs. Allen reported that the next Open Space walk will take place December 19th on the Cole Road Greenway.

Frank Gatti

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

Thomas Auriemma

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

Mrs. Muir

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

COMMENTS FROM THE PUBLIC

There were none

COMMENTS FROM THE GOVERNING BODY

There were none.

As there was no further business, **A *MOTION*** was made by Mr. Gatti at 8:45 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
Municipal Clerk