

**READINGTON TOWNSHIP COMMITTEE
MEETING – January 18, 2011**

Mayor Gatti *calls the meeting to order at 6:00 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 F. Gatti, Deputy Mayor T. Auriemma, Mrs. J. Allen, Mrs. B. Muir
Mrs. D. Simon

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 Anticipated When Disclosed to Public</u>
Public Safety.....	Public Safety.....	Certain information at the discretion of Township Committee tonight...other information will be confidential
Police.....	Personnel.....	“ “ “
Museums.....	Personnel.....	“ “ “
Professional Services (2011).....	Contract Negotiations.....	“ “ “
<ul style="list-style-type: none"> • Suplee, Clooney & Company (Township Auditors) • Robert A. Ballard Jr., Esq. (Prosecutor) • Fisher & Phillips LLP (Labor Attorney) • Martin Allen, Esq. (Tax Appeal Attorney) • McManimon & Scotland (Bond Counsel) • Howard Cohen, Esq. (Special Counsel) • Hatch Mott MacDonald (Township Engineers) • Princeton Public Affairs Group, Inc. • Richard Cushing, Esq. (Special Counsel) • Clark-Caton-Hintz (Township Planners) • Sharon A. Dragan, Esq. (Township Attorney) • Scott Mitzner, Esq. (Public Defender) • James P. Rhatican, Esq. (Special Counsel) • Anthony M. Rotunno, Esq. (Alternate Public Defender) 		

- AEIS (Engineering & Inspection / Lake Cushetunk Dam)
- Britt Simon (Alternate Public Defender)

Executive Session Minutes..... Attorney-Client Privilege..... “ “ “
 • December 20, 2010
 • December 28, 2010

Release of Executive Session Minutes... Attorney-Client Privilege..... “ “ “
 (OPRA Request)
 • December 6, 2010
 • December 20, 2010

Civil Action Summons..... Litigation..... “ “ “
 Andrew Buterbaugh (Docket No. HNT-L-757-10)

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..... “ “ “

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

2. This Resolution shall take effect immediately.

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

The meeting reconvened at 7:45 p.m.

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

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

Public Safety / Public Safety

Mayor Gatti stated that this matter remains in Executive Session.

Mayor Gatti stated that there was an additional matter added to the Executive Agenda.

Personnel / Police

Mayor Gatti stated that this matter remains in Executive Session.

Personnel / Museums

Mayor Gatti stated that this matter remains in Executive Session.

Contract Negotiations / Professional Services / Suplee, Clooney & Company

The following resolution was offered for consideration:

#R-2011-15

RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT FOR MUNICIPAL AUDITOR SERVICES

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

Resolution #R-2011-15 cont'd:

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

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

WHEREAS, Suplee, Clooney & Company has submitted a proposal indicating they will provide Municipal Auditor Services at an annual rate of \$41,250.00.

WHEREAS, Suplee, Clooney & Company has completed and submitted a Business Entity Disclosure Certification which certifies that Suplee, Clooney & Company 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 Suplee, Clooney & Company from making any reportable contributions through the term of the contract; and

WHEREAS, the Chief Financial Officer=s Certification of the availability of funds is on file - *N.J.A.C. 5:30-5.4*) and will be amended to reflect the final approved funds for this purpose upon adoption/approval of the 2011 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 Suplee, Clooney & Company 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, 2011; 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
Mrs. Muir	- Aye
Mrs. Simon	- Aye
Mayor Gatti	- Aye

Contract Negotiations / Professional Services / Robert A. Ballard Jr., Esq.

The following resolution was offered for consideration:

#R-2011-16

**RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT
FOR MUNICIPAL PROSECUTOR SERVICES**

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

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

Resolution #2011-16 cont'd:

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

WHEREAS, Robert A. Ballard, Jr., Esq. has submitted a proposal indicating he will provide Municipal Prosecutor services for \$150 per hour and non-prosecutorial litigation services for \$190 per hour for a total amount not to exceed the amount appropriated for this service in the approved/adopted budget.

WHEREAS, Robert A. Ballard, Jr., Esq. has completed and submitted a Business Entity Disclosure Certification which certifies that Robert A. Ballard, Jr., 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 Robert A. Ballard, Jr., Esq. from making any reportable contributions through the term of the contract; and

WHEREAS, the Chief Financial Officer's Certification of the availability of funds is on file - *N.J.A.C. 5:30-5.4*) and will be amended to reflect the final approved funds for this purpose upon adoption/approval of the 2011 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 Robert A. Ballard, Jr., 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, 2011; and

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

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

A **MOTION** was made by Mrs. Muir 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
Mrs. Simon	- Aye
Mayor Gatti	- Aye

Contract Negotiations / Professional Services / Fisher & Phillips LLP

The following resolution was offered for consideration:

#R-2011-17

**RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT FOR
LABOR COUNSEL SERVICES**

WHEREAS, the Township of Readington has a need to acquire Labor 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," 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

Resolution #R-2011-17 cont'd:

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

WHEREAS, Fisher & Phillips, LLP has submitted a proposal indicating they will provide Labor Counsel Services for rates as follows:

- Partner-Level Attorney - \$295.00 per hour.
- Senior Associate - \$225.00 per hour.
- Junior Associate - \$185.00 per hour

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

WHEREAS, Fisher & Phillips, LLP has completed and submitted a Business Entity Disclosure Certification which certifies that Fisher & Phillips, LLP 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 Fisher & Phillips, LLP from making any reportable contributions through the term of the contract; and

WHEREAS, the Chief Financial Officer=s Certification of the availability of funds is on file - *N.J.A.C. 5:30-5.4*) and will be amended to reflect the final approved funds for this purpose upon adoption/approval of the 2011 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 Fisher & Phillips, LLP 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, 2011; and

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

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

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

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

Contract Negotiations / Professional Services / Martin Allen, Esq.

The following resolution was offered for consideration:

#R-2011-18

**RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT FOR
TAX ATTORNEY/BANKRUPTCY SERVICES**

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

Resolution #R-2011-18 cont'd:

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

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

WHEREAS, Martin Allen, Esq. has submitted a proposal indicating he will provide Tax Attorney/Bankruptcy Services at a rate of \$140 per hour for a total amount not to exceed the amount appropriated for this service in the approved/adopted 2011 budget.

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

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

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Readington, County of Hunterdon, State of New Jersey, authorizes the Mayor to enter into a contract with Martin Allen, 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, 2011; and

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

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

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

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

Contract Negotiations / Professional Services / McManimon & Scotland

The following resolution was offered for consideration:

#R-2011-19

**RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT FOR
BOND ATTORNEY SERVICES**

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

Resolution #R-2011-19 cont'd:

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

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

WHEREAS, McManimon & Scotland, L.L.C. has submitted a proposal indicating they will provide Bond Attorney Services for rates as detailed in the contract for a total amount not to exceed the amount appropriated for this service in the approved/adopted budget.

WHEREAS, McManimon & Scotland, L.L.C. has completed and submitted a Business Entity Disclosure Certification which certifies that McManimon & Scotland, L.L.C. 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 McManimon & Scotland, L.L.C. from making any reportable contributions through the term of the contract; and

WHEREAS, the Chief Financial Officer=s Certification of the availability of funds is on file - *N.J.A.C. 5:30-5.4*) and will be amended to reflect the final approved funds for this purpose upon adoption/approval of the 2011 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 McManimon & Scotland, L.L.C. 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, 2011; and

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

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

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

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

Contract Negotiations / Professional Services / Howard Cohen, Esq.

Mayor Gatti stated that this contract will remain on hold at this time.

Contract Negotiations / Professional Services / Hatch Mott MacDonald

The following resolution was offered for consideration:

#R-2011-20

RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT FOR PROFESSIONAL, ENGINEERING AND PROFESSIONAL LAND SURVEYING SERVICES

WHEREAS, the Township of Readington has a need to acquire Professional Engineering and Professional Land Surveying Services as a non-fair and open contract pursuant to the provision of *N.J.S.A. 19:44a-20.5* and

WHEREAS, the term “non-fair” and “open contract,” for the purposes of the law, refers to a Professional Services Contract awarded to a contractor who has not made a political contribution as described in *N.J.S.A. 19.44A-20.5 et seq.* or in *N.J.S.A. 19.44a-8, et. seq.;* and

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

WHEREAS, Hatch, Mott and MacDonald, LLC, has submitted a proposal indicating they will provide Professional Engineering and Professional Land Surveying Services for rates as detailed in the contract for a total amount not to exceed the amount appropriated for this service in the approved/adopted budget.

WHEREAS, Hatch, Mott and MacDonald, LLC has completed and submitted a Business Entity Disclosure Certification which certifies that Hatch, Mott and MacDonald, LLC 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 Hatch, Mott and MacDonald, LLC from making any reportable contributions through the term of the contract; and

WHEREAS, the Chief Financial Officer’s Certification of the availability of funds is on file – *N.J.A.C. 5:30-5.4*) and will be amended to reflect the final approved funds for this purpose upon adoption/approval of the 2011 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 Hatch, Mott and MacDonald, LLC 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, 2011 and

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

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

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

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

Contract Negotiations / Professional Services / Princeton Public Affairs Group, Inc.

The following resolution was offered for consideration:

#R-2011-21

**TOWNSHIP OF READINGTON
RESOLUTION**

WHEREAS, there exists a need in the Township of Readington for Professional Services;
and

WHEREAS, the Local Public Contract Law (*N.J.S.A. 40A:11-1 et seq.*) requires that the Resolution hiring a professional for professional services without competitive bids must be publicly advertised.

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

1. That the following contract has been awarded without competitive bidding as a "Professional Service" in accordance with *N.J.S.A. 40A:11-5(1) (a)* of the Local Public Contract Law because the services rendered or to be performed are by persons authorized by law to practice their profession:
 - Princeton Public Affairs Group (PPAG) to represent the Township on all governmental relations matters relating to the Township's legislative and regulatory matters at a rate of \$250 per hour not to exceed \$5,000.
2. Said contract shall expire on January 31, 2012.
3. Copies of this Professional Service Contract are on file with the Municipal Clerk and are available there for public inspection.
4. This Resolution shall take effect immediately.

A **MOTION** was made by Mrs. Muir 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
Mrs. Simon	- Aye
Mayor Gatti	- Aye

Contract Negotiations / Professional Services / Richard Cushing, Esq.

The following resolution was offered for consideration:

#R-2011-22

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

WHEREAS, the Township of Readington has a need to acquire Special 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," 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

Resolution #R-2011-22 cont'd:

WHEREAS, Richard P. Cushing, Esq. of Gebhardt & Kiefer, PC, has submitted a Proposal indicating he will provide Special Counsel Services to represent, Julia Allen, Thomas Auriemma, Frank Gatti, Donna Simon and Beatrice Muir in certain litigation at a rate of \$205 per hour for a total amount not to exceed the amount appropriated for this service in the approved/adopted budget.

WHEREAS, Richard P. Cushing, Esq. of Gebhardt & Kiefer, PC, has completed and submitted a Business Entity Disclosure Certification which certifies that neither Richard P. Cushing, Esq. of Gebhardt & Kiefer, or it's subsidiaries 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 Richard P. Cushing, Esq. of Gebhardt & Kiefer, or it's subsidiaries, from making any reportable contributions through the term of the contract; and

WHEREAS, the Chief Financial Officer's Certification of the availability of funds is on file - *N.J.A.C. 5:30-5.4*) and will be amended to reflect the final approved funds for this purpose upon adoption/approval of the 2011 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 Richard P. Cushing, Esq. of Gebhardt & Kiefer, PC, 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, 2011; and

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

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

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

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

Contract Negotiations / Professional Services / Clark□Caton□Hintz

The following resolution was offered for consideration:

#R-2011-23

RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT FOR PROFESSIONAL PLANNING AND LANDSCAPE ARCHITECTURAL SERVICES

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

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

Resolution #R-2011-23 cont’d:

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

WHEREAS, Clarke-Caton-Hintz has submitted a proposal indicating they will provide Professional Planning and Landscape Architectural Services for rates as detailed in the contract for a total amount not to exceed the amount appropriated for this service in the approved/adopted 2011 budget.

WHEREAS, Clarke-Caton-Hintz has completed and submitted a Business Entity Disclosure Certification which certifies that Clarke-Caton-Hintz 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 Clarke-Caton-Hintz from making any reportable contributions through the term of the contract; and

WHEREAS, the Chief Financial Officer’s Certification of the availability of funds is on file - *N.J.A.C. 5:30-5.4*) and will be amended to reflect the final approved funds for this purpose upon adoption/approval of the 2011 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 Clarke-Caton-Hintz 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, 2011; and

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

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

A **MOTION** was made by Mrs. Muir 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
Mrs. Simon	- Aye
Mayor Gatti	- Aye

Contract Negotiations / Professional Services / Sharon A. Dragan, Esq.

The following resolution was offered for consideration:

#R-2011-24

**RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT FOR
TOWNSHIP ATTORNEY SERVICES**

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

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

Resolution #R-2011-24 cont'd:

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

WHEREAS, Sharon A. Dragan, Esq. has submitted a proposal indicating she will act as Township Attorney at an annual rate of \$108,360.00 based on an estimated average of 86-90 hours per month at \$105.00 per hour.

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

WHEREAS, the Chief Financial Officer=s Certification of the availability of funds is on file - *N.J.A.C. 5:30-5.4*) and will be amended to reflect the final approved funds for this purpose upon adoption/approval of the 2011 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 Sharon A. Dragan, 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, 2011; 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 Mr. Auriemma to adopt this resolution, seconded by Mrs. Allen and on Roll Call vote the following was recorded:

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

Contract Negotiations / Professional Services / Scott Mitzner, Esq.

The following resolution was offered for consideration:

#R-2011-25

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

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

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

Resolution #R-2011-25 cont'd:

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

WHEREAS, Scott Mitzner, Esq. has submitted a proposal indicating he will provide Municipal Public Defender Services at a rate of \$100 per hour for a total amount not to exceed the amount appropriated for this service in the approved/adopted 2011 budget.

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

WHEREAS, the Chief Financial Officer=s Certification of the availability of funds is on file - *N.J.A.C. 5:30-5.4*) and will be amended to reflect the final approved funds for this purpose upon adoption/approval of the 2011 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 Scott Mitzner, 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, 2011; and

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

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

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

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

Contract Negotiations / Professional Services / James P. Rhatican, Esq.

The following resolution was offered for consideration:

#R-2011-26

**RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT FOR
LEGAL SERVICES**

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

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

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

Resolution #R-2010-26 cont’d:

WHEREAS, Connell Foley, LLP has submitted a proposal indicating they will represent the Township, under the direction of the Township Committee, in matters pertaining to the potential acquisition of Solberg Airport; and will perform all usual and customary legal services incident to such representation, and take ordinary measures required for the acquisition of this site, whether voluntary or otherwise, at a rate of \$285 per hour for Partners and \$230 per hour for Associates, not to exceed the amount appropriated for this service in the approved/ adopted budget. In addition, Connell Foley, LLP shall retain all vendors or consultants necessary for such acquisition and shall pay all invoices and will be reimbursed for payments made upon submission of receipts.

WHEREAS, Connell Foley, LLP has completed and submitted a Business Entity Disclosure Certification which certifies that Connell Foley, LLP 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 Connell Foley, LLP from making any reportable contributions through the term of the contract; and

WHEREAS, the Chief Financial Officer’s Certification of the availability of funds is on file - *N.J.A.C. 5:30-5.4*) and will be amended to reflect the final approved funds for this purpose upon adoption/approval of the 2011 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 Connell Foley, LLP 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, 2011; and

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

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

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

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

Contract Negotiations / Professional Services / Anthony M. Rotunno, Esq.

The following resolution was offered for consideration:

#R-2011-27

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

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

Resolution #R-2011-27 cont'd:

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

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

WHEREAS, Anthony M. Rotunno, Esq. of Kuchinsky and Rotunno, PC. has submitted a proposal indicating he will provide Alternate Municipal Public Defender Services at a rate of \$95 per hour; and

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

WHEREAS, the Chief Financial Officer=s Certification of the availability of funds is on file - *N.J.A.C.* 5:30-5.4) and will be amended to reflect the final approved funds for this purpose upon adoption/approval of the 2011 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 Anthony M. Rotunno, Esq. 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, 2011; and

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

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

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

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

Contract Negotiations / Professional Services / AEIS

The following resolution was offered for consideration:

#R-2011-28

**RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT FOR
INSPECTION SERVICES FOR THE LAKE CUSHETUNK DAM**

WHEREAS, there exists a need in the Township of Readington for Professional Services;
and

Resolution #R-2011-28 cont'd:

WHEREAS, The Local Public Contract Law (*N.J.S.A.40A:11-1 et seq.*) requires that the Resolution hiring a professional for professional services with competitive bids must be publicly advertised.

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 2011 budget.

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

1. That the following contract has been awarded without competitive bidding as a “Professional Service” in accordance with *N.J.S.A. 40A:11-5(1)(a)* of the Local Public Contract Law because the services rendered or to be performed are by persons authorized by law to practice their profession:

- AEIS (Advanced Engineering & Inspection Services) for inspection services for the Lake Cushetunk Dam at a cost of \$14,250.

2. Said contract shall expire on December 31, 2011.

3. Copies of this Professional Service Contract are on file with the Municipal Clerk and are available there for public inspection.

4. This Resolution shall take effect immediately.

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

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

Contract Negotiations / Professional Services / Princeton Hydro

The following resolution was offered for consideration:

#R-2011-29

**RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT FOR
GENERAL ENVIRONMENTAL CONSULTING SERVICES**

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

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

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

WHEREAS, Princeton Hydro, LLC. has submitted a proposal indicating they will provide General Environmental Consulting Services for rates as detailed in the contract for a total amount not to exceed the amount appropriated for this service in the approved/adopted budget.

Resolution #R-2011-29 cont'd:

WHEREAS, Princeton Hydro, LLC. has completed and submitted a Business Entity Disclosure Certification which certifies that Princeton Hydro, LLC. 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 Princeton Hydro, LLC. from making any reportable contributions through the term of the contract; and

WHEREAS, the Chief Financial Officer's Certification of the availability of funds is on file - *N.J.A.C. 5:30-5.4*) and will be amended to reflect the final approved funds for this purpose upon adoption/approval of the 2011 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 Princeton Hydro, LLC. 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, 2011; and

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

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

A MOTION was made by 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
Mrs. Simon	- Aye
Mayor Gatti	- Aye

Contract Negotiations / Professional Services / Britt Simon, Esq.

The following resolution was offered for consideration:

#R-2011-30

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

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

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

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

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

Resolution #R-2011-30 cont'd:

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

WHEREAS, the Chief Financial Officer's Certification of the availability of funds is on file - N.J.A.C. 5:30-5.4) and will be amended to reflect the final approved funds for this purpose upon adoption/approval of the 2011 budget.

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

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

BE IT FURTHER RESOLVED, that said contract shall expire on December 31, 2011; and

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

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

A MOTION was made by Mrs. Muir 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
Mrs. Simon	- Aye
Mayor Gatti	- Aye

Attorney –Client Privilege/Executive Session Minutes (December 20, 2010)

A MOTION was made by Mrs. Muir to approve the Executive Session Minutes of December 20, 2010 for content only, seconded by Mrs. Allen with a vote of ayes all, nays none recorded.

Attorney –Client Privilege/Executive Session Minutes (December 28, 2010)

A MOTION was made by Mrs. Allen to approve the Executive Session Minutes of December 28, 2010 for content only, seconded by Mr. Auriemma with a vote of ayes all, nays none recorded.

Attorney –Client Privilege / Release of Executive Session Minutes / OPRA Request / December 6, 2010

A MOTION was made by Mrs. Allen 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 / Release of Executive Session Minutes / OPRA Request /

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

Litigation / Civil Action Summons / Buterbaugh (Docket No. HNT-L-757-10)

Mayor Gatti stated that this matter remains in Executive Session.

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 Gatti stated that this matter remains in Executive Session.

CONSENT AGENDA:

Mayor Gatti 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.

Administrator Mekovetz requested to remove the minutes of the January 3, 2011 meeting for a correction.

- * 1. **APPROVAL OF MINUTES** of meeting of December 20, 2010, December 28, 2010
- * 2. *Confirmation of \$420 Sewer User Rate*
- * 3. *Resolution Authorizing Continuation of a Shared Service Agreement with the Township of Clinton for the purpose of pursuing a legal challenge against COAH regulations*

The following resolution was offered for consideration:

#R-2011-31

**TOWNSHIP OF READINGTON
RESOLUTION AUTHORIZING CONTINUATION OF A SHARED SERVICE
AGREEMENT WITH THE TOWNSHIP OF CLINTON**

WHEREAS, the Township of Readington together with other municipalities, entered into a shared service agreement with the Township of Clinton in order to pursue a legal challenge against the latest regulations of the Council on Affordable Housing; and

WHEREAS, the litigation resulted in the invalidation of the COAH regulations, but left a number of issues unresolved; and

WHEREAS, municipalities in the litigation group have decided to Petition the New Jersey Supreme Court seeking a review of the Mount Laurel Doctrine and other issues in the case; and

WHEREAS, the Township of Readington desires to join in the effort to bring the matter before the Supreme Court.

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the Township of Readington that it does hereby authorize continuation of the shared services agreement with the Township of Clinton for the purposes above stated, and does hereby agree to pay the sum of \$3,000.00 to be administered by the Township of Clinton for such purposes; and

Resolution #R-2011-31 cont'd:

BE IT FURTHER RESOLVED, that a copy of this Resolution, certified by the Township Clerk to be a true copy, be forwarded to Donna Burham, Clinton Township Clerk, and Stuart R. Koenig, Esq., Special Counsel.

- * 4. **Wal-Mart (Store #5069)** – release of police escrow (\$818.89)
- * 5. **Stanton Properties II / Chanco** – release of developers escrow funds
- * 6. **Refund for Property Taxes**

The following resolution was offered for consideration:

RESOLUTION

READINGTON TOWNSHIP
HUNTERDON COUNTY, STATE OF NEW JERSEY

WHEREAS, the Tax Collector has recommended the following refunds for property taxes:

<u>BLOCK/LOT</u>	<u>REFUND TO</u>	<u>REASON</u>	<u>AMOUNT</u>
<u>2010</u>			
36/4Q	Hionis Farms, LLC	Overbill	\$ 106.66
52/7.04	Alice Jane Tyndale	Veteran & Sr. Deductions	\$ 500.00
64/53.01	Lee R. & Nancy J. Middleton	Veteran Deduction	\$ 250.00
83/8	Skyland Enegy Service, Inc.	County Tax Appeal	\$1,237.20
97/2.13	Frank & Angela Lott	Veteran Deduction	\$ 250.00

- * 7. **Sewer Overpayment Refund**

The following resolution was offered for consideration:

READINGTON TOWNSHIP

HUNTERDON COUNTY, STATE OF NEW JERSEY

RESOLUTION

WHEREAS, there exist several sewer overpayments from 2010, and

WHEREAS, the Sewer Collector desires to apply the following overpayments to the amounts due for 2011 prior to printing and mailing of the sewer bills:

<u>BLOCK</u>	<u>LOT</u>	<u>AMOUNT</u>
6	2	\$ 5.18
34	23.01	5.16
34	36.191	5.11
95	12.254	5.14

NOW THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Readington that the Sewer Collector is hereby authorized to apply the above-referenced 2010 sewer overpayments to 2011 sewer fees receivable.

* 8. ***Lien Redemption (Block 24, Lot 10)***

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 24, Lot 10 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 \$13,943.44, plus a premium paid in the amount of \$3,000.00, known as Tax Sale Certificate #610, to the lien holder, Tad J. Dabrowski.

* 9. ***Lien Redemption (Block 95, Lot 12.028)***

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 95, Lot 12.028 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 \$748.46 ,, plus a premium paid in the amount of \$400.00 known as Tax Sal Certificate #622, to the lien holder, Mathurine M. Louis.

* 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	\$ 803,377.56
CURRENT FUND	1-01	\$ 655,465.06
SEWER APPROPRIATIONS	1-02	\$ 102,345.50
TRUST FUNDS	X-03	\$ 765,709.33
MISC REFUND, COUNTY TAX, LIENS	X-05	\$5,158,828.16
PAYROLL DEDUCTIONS	X-06	\$ 346,743.31
REG. & LOCAL SCHOOL TAX	X-07	\$5,667,928.10
DUE TO STATE OF NJ	X-09	\$ 200.00
2010 CAPITAL	X-10	\$ 1,798.80
2006 CAPITAL	X-66	\$ 40,284.00
2008 CAPITAL	X-88	\$ <u>42,829.99</u>

TOTAL OF ALL FUNDS

\$13,585,509.81

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
Mrs. Muir - Aye
Mrs. Simon - Aye
Mayor Gatti - Aye

11. Approval of Minutes of meeting on January 3, 2011

A **MOTION** was made by Mrs. Muir to approve the minutes as corrected, under
Comments from the Governing Body to read A **MOTION** was made by Mr.
Auriemma, seconded by Mrs. Simon with a vote of ayes all, nays none recorded.

CORRESPONDENCE / OTHER INFORMATION

1. Letter dated December 16, 2010 from Shana L. Goodchild, Land Use
Administrator, Township of Tewksbury, regarding **Adoption the 2010
Periodic Reexamination Report of the Master Plan**. No action taken.
2. Resolution dated December 16, 2010 from Diane L. Seals, Municipal Clerk,
Borough of High Bridge regarding **Resolution Requesting the Hunterdon
County Freeholders Engage in an Analysis of the Potential for Shared Services
for Police, Fire and Rescue Services**.

Mrs. Simon asked that the Committee consider adopting this same resolution.

The following resolution was offered for consideration:

#R-2011-32

TOWNSHIP OF READINGTON

**RESOLUTION REQUESTING THE HUNTERDON COUNTY FREEHOLDERS
ENGAGE IN AN ANALYSIS OF THE POTENTIAL FOR SHARED SERVICES FOR
POLICE, FIRE AND RESCUE SERVICES**

WHEREAS, the cost of operating school districts represents the largest
component of property owners' overall property tax bills; and

WHEREAS, in other states it is common for police, fire and rescue services, as well as
schools, to be operated by county rather than municipal government; and

WHEREAS, there are twenty-six municipalities in Hunterdon County; and

WHEREAS, for those municipalities that maintain local police departments, the cost of
operating local police departments generally represents the largest part of the municipal
component of the overall property tax bill.

WHEREAS, State policies favor the sharing of services among public entities;
and

WHEREAS, the Township encourages the County to make application to the State for
State Sponsored Funding to cover the cost associated with a Shared Services Analysis, and

WHEREAS, it is understood the results of an analysis will not be binding upon any

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Township of Readington, in the County of Hunterdon, State of New Jersey, that the Hunterdon County Board of Chosen Freeholders is hereby encouraged to engage in an analysis of all police, fire and rescue services and school districts within Hunterdon County to determine whether any significant economies or efficiencies could be gained through the operation of said services by

Resolution #R-2011-32 cont'd:

Hunterdon County or through regionalization rather than individual municipalities; and

NOW, THEREFORE, BE IT FURTHER RESOLVED by the Governing Body of the Township of Readington, in the County of Hunterdon, State of New Jersey, that the Hunterdon County Board of Chosen Freeholders is hereby encouraged to make application to the State for State Sponsored Funding to cover the cost associated with a Shared Services Analysis, and

NOW, THEREFORE, BE IT FURTHER RESOLVED that a true copy of this resolution shall be sent to the Hunterdon County Board of Chosen Freeholders and every municipality located within the County.

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

3. Memorandum dated December 17, 2010 from Linda Leidner, Deputy Borough Clerk, Borough of Hampton regarding **Resolution Requesting the Hunterdon County Freeholders Engage in an Analysis of Municipal Services**. No action taken.

Mrs. Simon asked that the Committee consider adopting this same resolution.

The following resolution was offered for consideration:

#R-2011-33

**TOWNSHIP OF READINGTON
RESOLUTION REQUESTING THE HUNTERDON COUNTY FREEHOLDERS ENGAGE
IN AN ANALYSIS OF MUNICIPAL SERVICES**

WHEREAS, the cost of operating school districts generally represents the largest component of property owners' overall property tax bills; and

WHEREAS, in the other States it is common for fire, and rescue services, as well as schools, to be operated by county rather than municipal government; and

WHEREAS, there are twenty-six municipalities in Hunterdon County;

WHEREAS, for those municipalities that maintain local schools, the cost of operating local school generally represents that largest part of the municipal component of the overall property tax bill.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Township of Readington, County of Hunterdon, State of New Jersey, that the Hunterdon County Board of Chosen Freeholders is hereby encouraged to seek grant money from the State of New Jersey to conduct an analysis of all government services including fire and rescue services and school districts within Hunterdon County to determine whether any significant economies or efficiencies could be gained through the operation of said services by Hunterdon County rather than individual municipalities; and

BE IT FURTHER RESOLVED that a true copy of this resolution shall be sent to the Hunterdon County Board of Chosen Freeholders and every municipality located within the County.

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

4. Memorandum dated December 16, 2010 from Roberta Brassard, Municipal Clerk, Township of Tewksbury regarding *Adoption of the Following Ordinances:*

- *An Ordinance of the Township of Tewksbury, County of Hunterdon, State of New Jersey, to Amend, Revise and Supplement Article VII, Section 726A.10 of the Tewksbury Township Development Regulations Ordinance (2000) Pertaining to Additional Accessory Uses Within a Residential Zone*
- *An Ordinance of the Township of Tewksbury, County of Hunterdon, State of New Jersey, to Amend, Revise and Supplement Article III, Section 301 of the Tewksbury Township Development Regulations Ordinance (2000) Pertaining to Definition of “Accessory Building, Structure of use” and “Personal Private Recreational Facility or Athletic Facility or Activity.”*
- *An Ordinance of the Township of Tewksbury, County of Hunterdon, State of New Jersey, to Amend, Revise and Supplement Article IV, Section 411.C.2 and Article IV, Section 411.C.3 of the Tewksbury Township Development Regulations Ordinance (2000) Pertaining to “Public Notice of a Hearing” in order to Establish Additional Notice Requirements when Notice is Service by Personal Service*
- *An Ordinance of the Township of Tewksbury, County of Hunterdon, State of New Jersey, to Amend, Revise and Supplement Article VII of the Tewksbury Township Development Regulations Ordinance (2000) to Establish Setback Requirements for Certain Accessory Uses*
- *An Ordinance Enacting Article XII Affordable Housing Concerning the Assessment and Collection of Affordable Housing Development Fees Pursuant to New Jersey Council on Affordable Housing (COAH) Regulations Concerning the Collection of Development Fees*

No action taken.

5. Memorandum dated December 27, 2010 from Tricia Houck, Deputy Clerk, Township of Clinton regarding *An Ordinance Amending Subsection 165-13H., Zoning Permit of 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.
6. Letter dated December 2010 from Robert T. Pollock, Manager – Transmission Permitting regarding *An Application by PSE&G for a permit to the New Jersey Department of Environmental Protection under the Freshwater Wetlands Protection Act rules, N.J.A.C. 7:7A.* No action taken.

NEW BUSINESS

1. *An Ordinance Amending Chapter 66-5 of the Code of the Township of Readington Pertaining to the Fees for Alcoholic Beverage Licenses*

The following ordinance was offered for introduction:

AN ORDINANCE AMENDING CHAPTER 66-5 OF THE CODE OF THE

**TOWNSHIP OF READINGTON PERTAINING TO THE FEES FOR
ALCOHOLIC BEVERAGE LICENSES**

Ordinance # 001-2011

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

Ordinance #001-2011 cont'd:

SECTION 1. Section 66-5 of the Code of the Township of Readington pertaining to the the fees for alcoholic beverage licenses is hereby amended as follows [additions are indicated thus, deletions are indicated ~~thus~~]:

'66-5 Fees.

The fees for alcoholic beverage licenses shall be as follows:

- A. For consumption and distribution licenses: ~~\$1,537.92~~ **\$1,845.50** (Plus the applicable State Fee to the Division of Alcoholic Beverage Control).
- B. For club licenses: \$150 (~~\$100 to Division of Alcoholic Beverage Control~~) **(Plus the applicable State Fee to the Division of Alcoholic Beverage Control)**.

SECTION 2. This Ordinance supersedes any ordinances, sections or portion(s) of the Code of the Township of Readington or any other Township ordinance inconsistent herewith.

SECTION 3. This Ordinance shall take effect immediately upon final passage and publication in accordance with 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
Mrs. Muir	- Aye
Mrs. Simon	- Aye
Mayor Gatti	- Aye

The Public Hearing was scheduled for February 22, 2011 at 8:00 p.m.

2. ***Appointment to Environmental Commission as Planning Board Liaison***

A **MOTION** was made by Mrs. Allen to appoint Jerry Cook to Environmental Commission as Planning Board Liaison for a three year term to expire 12/31/2013, seconded by Mrs. Muir with a vote of ayes all, nays none recorded.

3. ***Appointment to Environmental Commission***

A **MOTION** was made by Mrs. Allen to move Laura Simon from full-time to alternate for a one year term to expire 12/31/2011, seconded by Mr. Auriemma with a vote of ayes all, nays none recorded.

A **MOTION** was made by Mrs. Allen to appoint Jason Giroud to fill the unexpired term of Laura Simon to expire 12/31/2012, seconded by Mr. Auriemma with a vote of ayes all, nays none recorded.

* 4. ***Confirmation of \$420 Sewer User Rate***

This matter was addressed under the Consent Agenda.

* 5. ***Resolution Authorizing Continuation of a Shared Service Agreement with the Township of Clinton for the purpose of pursuing a legal challenge against COAH regulations***

This matter was addressed under the Consent Agenda.

* 6. ***Wal-Mart (Store #5069) – release of police escrow (\$818.89)***

This matter was addressed under the Consent Agenda.

* 7. ***Stanton Properties II / Chanco – release of developers escrow funds***

This matter was addressed under the Consent Agenda.

ADMINISTRATOR’S REPORT

Administrator Mekovetz stated that the ordinance for Open Space Advisory Board requires that the Chairman and Vice-Chairman be appointed by the Township Committee.

A ***MOTION*** was made by Mrs. Allen to appoint John Klotz as Chairman of the Open Space Advisory Board, seconded by Mr. Auriemma with a vote of ayes all, nays none recorded.

A ***MOTION*** was made by Mrs. Allen to appoint Juergen Huelsebusch as Vice-Chairman of the Open Space Advisory Board, seconded by Mr. Simon with a vote of ayes all, nays none recorded.

Administrator Mekovetz stated that she was pleased to report that the Township received the same AA bond rating. Administrator Mekovetz also reported that the Township had their bond sale today for \$11 million and the rate is 4.80%. Mr. Gatti stated that he was pleased to find out that Standard and Poors did not change our favorable rating, which is excellent in spite of today’s economic conditions.

ATTORNEY’S REPORT

Attorney Dragan stated that Winfield Management had sent a letter to the Committee regarding the completion of their project (Block 8, Lot 3) and will be requesting a certificate of occupancy. Attorney Dragan stated that one of the requirements under their developer’s agreement and approval was to ask the Committee whether they wanted to prohibit parking along Haver Place. Attorney Dragan stated that this matter will be listed on the next agenda. Attorney Dragan also stated that Winfield Management made a request for Title 39 to be applied for the parking lot.

A ***MOTION*** was made by Mrs. Muir to adopt Title 39 for the parking lot on Block 8, Lot 3, seconded by Mr. Auriemma and on Roll Call vote the following was recorded:

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

COMMITTEE REPORTS

Frank Gatti

Mayor Gatti stated that he had nothing further to report.

Julia Allen

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

Thomas Auriemma

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

Beatrice Muir

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

Donna Simon

Mrs. Simon reported that Gerard Shamey was sworn in as Municipal Judge on January 13th and will tentatively be scheduled to take over the bench on January 27th.

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. Muir at 8:20 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