

**READINGTON TOWNSHIP COMMITTEE
MEETING – January 23, 2014**

Mayor Allen *calls the meeting to order at 9:15 a.m.* announcing that all laws governing the Open Public Meetings Act have been met and that this meeting has been duly advertised.

PRESENT: Mayor J. Allen , Deputy Mayor B. Muir, Mrs. B. Fort,
Mr. F. Gatti (left the meeting at 11:00 a.m.)

ALSO PRESENT: Administrator Mekovetz, Attorney S. Dragan

ABSENT: Mr. T. Auriemma

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>
Personnel	Personnel.....	Certain information at the discretion of the Township Committee tonight...other information will remain confidential
Police.....	Personnel.....	“ “ “
Professional Services.....	Contract Negotiations.....	“ “ “
♦ Sharon A. Dragan, Esq. (Township Attorney)		
♦ Supple, Clooney & Company (Township Auditors)		
♦ McManimon & Scotland (Bond Counsel)		
♦ Martin Allen, Esq. (Tax Appeal Attorney)		
♦ Fisher & Phillips LLP (Labor Attorney)		
♦ Wolff & Samson PC (Special Counsel)		
♦ Richard Cushing, Esq. / Gebhardt & Kiefer (Special Counsel)		
♦ Robert A. Ballard, Jr. Esq. (Prosecutor)		
♦ Scott Mitzner, Esq. (Public Defender)		
♦ Britt Simon, Esq. (Alternate Public Defender)		
♦ Anthony M. Rotunno, Esq. (Alternate Public Defender)		
♦ Hatch Mott MacDonald (Township Engineer)		
♦ Clarke♦Caton♦ Hintz (Township Planners)		
♦ AEIS (Inspection Svcs. for Lake Cushetunk Dam)		
♦ JWS Computers (Computer/Printer Maintenance)		

♦ Princeton Public Affairs Group (Governmental Relations Matters)

Shared Services Agreement..... Contract Negotiations..... “ “ “
Readington Township Board of Education

Little Hills Farms, LLC.....Contract Negotiations..... “ “ “
Block 94, Lot 19

Bertrand (Block 45, Lot 26.07)..... Contract Negotiations..... “ “ “

Executive Session Minutes..... Attorney-Client Privilege..... “ “ “
• December 11, 2013
• December 16, 2013

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. Fort to adopt this resolution, seconded by Mrs. Muir with a vote of ayes all, nays none recorded.

The meeting reconvened at 11:55 a.m.

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

Executive Session:

Personnel / Personnel

Mayor Allen stated that this matter remains in Executive Session.

Personnel / Police

A MOTION was made by Mrs. Fort to hire Terry Woolverton and Jack Mazellan as Probationary Patrolmen pending their background investigation, seconded by Mrs. Muir and on Roll Call vote the following was recorded:

Mrs. Fort - Aye
Mrs. Muir - Aye
Mayor Allen - Aye

Contract Negotiations / Professional Services / Supple, Clooney & Company

The following resolution was offered for consideration:

#R-2014-13

**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

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 \$42,925.00.

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 2014 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, 2014; 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. Fort to adopt this Resolution, seconded by Mrs. Muir and on Roll Call vote the following was recorded:

Mrs. Fort	- Aye
Mrs. Muir	- Aye
Mayor Allen	- Aye

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

The following resolution was offered for consideration:

#R-2014-14

**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

Resolution #R-2014-14 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, Sharon A. Dragan, Esq. has submitted a proposal indicating she will act as Township Attorney at an annual rate of \$104,400 based on an estimated average of 70-75 hours per month at \$120.00 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 2014 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, 2014; 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. Fort to adopt this Resolution, seconded by Mrs. Muir and on Roll Call vote the following was recorded:

Mrs. Fort	- Aye
Mrs. Muir	- Aye
Mayor Allen	- Aye

Contract Negotiations / Professional Services / McManimon & Scotland

The following resolution was offered for consideration:

#R-2014-15

**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

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-2014-15 cont'd:

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 2014 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, 2014; 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. Fort to adopt this Resolution, seconded by Mrs. Muir and on Roll Call vote the following was recorded:

Mrs. Fort	- Aye
Mrs. Muir	- Aye
Mayor Allen	- Aye

Contract Negotiations / Professional Services / Martin Allen, Esq.

The following resolution was offered for consideration:

#R-2014-16

**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

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-2014-16 cont'd:

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 2014 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 2014 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, 2014; 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. Fort to adopt this Resolution, seconded by Mrs. Muir and on Roll Call vote the following was recorded:

Mrs. Fort	- Aye
Mrs. Muir	- Aye
Mayor Allen	- Aye

Contract Negotiations / Professional Services / Fisher & Phillips LLP

The following resolution was offered for consideration:

#R-2014-17

**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

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

Resolution #R-2014-17 cont'd:

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

- Partner-Level Attorney - \$310.00 per hour.
- Senior Associate - \$230.00 per hour.
- Junior Associate - \$190.00 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 2014 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, 2014; 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. Fort to adopt this Resolution, seconded by Mrs. Muir and on Roll Call vote the following was recorded:

Mrs. Fort	- Aye
Mrs. Muir	- Aye
Mayor Allen	- Aye

Contract Negotiations / Professional Services / Wolff & Samson LLC

The following resolution was offered for consideration:

#R-2014-18

**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

Resolution #R-2014-18 cont'd:

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

WHEREAS, Wolff & Samson PC 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 \$350 per hour for Partners and \$300 per hour for Associates, not to exceed the amount appropriated for this service in the approved/ adopted budget. In addition, Wolff & Samson PC 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, Wolff & Samson PC has completed and submitted a Business Entity Disclosure Certification which certifies that Wolff & Samson PC 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 Wolff & Samson PC 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 2014 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 Wolff & Samson 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, 2014; 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. Fort to adopt this Resolution, seconded by Mrs. Muir and on Roll Call vote the following was recorded:

Mrs. Fort	- Aye
Mrs. Muir	- Aye
Mayor Allen	- Aye

Contract Negotiations / Professional Services / Richard Cushing, Esq.

The following resolution was offered for consideration:

#R-2014-19

**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

Resolution #R-2014-19 cont'd:

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

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, Betty Ann Fort, Frank Gatti and Beatrice Muir in certain litigation at a rate of \$200 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 2014 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, 2014; 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. Fort to adopt this Resolution, seconded by Mrs. Muir and on Roll Call vote the following was recorded:

Mrs. Fort	- Aye
Mrs. Muir	- Aye
Mayor Allen	- Aye

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

The following resolution was offered for consideration:

#R-2014-20

**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 "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-2014-20 cont'd:

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 2014 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, 2014; 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. Fort to adopt this Resolution, seconded by Mrs. Muir and on Roll Call vote the following was recorded:

Mrs. Fort	- Aye
Mrs. Muir	- Aye
Mayor Allen	- Aye

Contract Negotiations / Professional Services / Scott Mitzner, Esq.

The following resolution was offered for consideration:

#R-2014-21

**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 "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, Scott Mitzner, Esq. has submitted a proposal indicating he will provide Municipal Public Defender Services at a rate of \$105 per hour for a total amount not to exceed the amount appropriated for this service in the approved/adopted 2014 budget.

Resolution #R-2014-21 cont'd:

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 2014 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, 2014; 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. Fort to adopt this Resolution, seconded by Mrs. Muir and on Roll Call vote the following was recorded:

Mrs. Fort	- Aye
Mrs. Muir	- Aye
Mayor Allen	- Aye

Contract Negotiations / Professional Services / Britt Simon, Esq.

The following resolution was offered for consideration:

#R-2014-22

**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-2014-22 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 2014 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, 2014; 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. Fort to adopt this Resolution, seconded by Mrs. Muir and on Roll Call vote the following was recorded:

Mrs. Fort	- Aye
Mrs. Muir	- Aye
Mayor Allen	- Aye

Contract Negotiations / Professional Services / Anthony Rotunno, Esq.

The following resolution was offered for consideration:

#R-2014-23

**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, 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

Resolution #R-2014-23 cont'd:

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 2014 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, 2014; 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. Fort to adopt this Resolution, seconded by Mrs. Muir and on Roll Call vote the following was recorded:

Mrs. Fort	- Aye
Mrs. Muir	- Aye
Mayor Allen	- Aye

Contract Negotiations / Professional Services / Hatch Mott MacDonald

The following resolution was offered for consideration:

#R-2014-24

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.

Resolution #R-2014-24 cont'd:

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 2014 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, 2014; 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. Fort to adopt this Resolution, seconded by Mrs. Muir and on Roll Call vote the following was recorded:

Mrs. Fort	- Aye
Mrs. Muir	- Aye
Mayor Allen	- Aye

Contract Negotiations / Professional Services / Clarke•Caton•Hintz

The following resolution was offered for consideration:

#R-2014-25

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

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 2014 budget.

Resolution #R-2014-25 cont'd:

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 2014 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, 2014; 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. Fort to adopt this Resolution, seconded by Mrs. Muir and on Roll Call vote the following was recorded:

Mrs. Fort	- Aye
Mrs. Muir	- Aye
Mayor Allen	- Aye

Contract Negotiations / Professional Services / AEIS

The following resolution was offered for consideration:

#R-2014-26

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

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 2014 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 \$17,000

Resolution #R-2014-26 cont'd:

2. Said contract shall expire on December 31, 2014.
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. Fort to adopt this Resolution, seconded by Mrs. Muir and on Roll Call vote the following was recorded:

Mrs. Fort	- Aye
Mrs. Muir	- Aye
Mayor Allen	- Aye

Contract Negotiations / Professional Services / JWS

The following resolution was offered for consideration:

#R-2014-27

RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT FOR PROFESSIONAL COMPUTER AND PRINTER MAINTENANCE SERVICES

WHEREAS, the Township of Readington has a need to acquire Professional Computer and Printer Maintenance Services; and

WHEREAS, JWS Computers has submitted a proposal indicating they will provide Professional Computer and Printer Maintenance Services at a rate of \$900 per month (\$10,800 annually) for a total amount not to exceed the amount appropriated for this service in the approved/adopted budget.

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 2014 budget.

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Readington, County of Hunterdon, State of New Jersey, authorizes entering into a contract with JWS Computers as described herein; and

BE IT FURTHER RESOLVED, that said contract shall expire on December 31, 2014; 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. Fort to adopt this Resolution, seconded by Mrs. Muir and on Roll Call vote the following was recorded:

Mrs. Fort	- Aye
Mrs. Muir	- Aye
Mayor Allen	- Aye

Contract Negotiations / Professional Services / Princeton Public Affairs Group

The following resolution was offered for consideration:

#R-2014-28

**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, 2014.
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. Fort to adopt this Resolution, seconded by Mrs. Muir and on Roll Call vote the following was recorded:

Mrs. Fort - Aye
Mrs. Muir - Aye
Mayor Allen - Aye

Contract Negotiations / Shared Services / Readington Township Board of Education

A MOTION was made by Mrs. Fort to approve the shared services contract for a six (6) month extension, seconded by Mrs. Muir and on Roll Call vote the following was recorded:

Mrs. Fort - Aye
Mrs. Muir - Aye
Mayor Allen - Aye

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

A MOTION was made by Mrs. Muir to approve the contract for sale of the Development Easement Rights to the County, seconded by Mrs. Fort and on Roll Call vote the following was recorded:

Mrs. Fort - Aye
Mrs. Muir - Aye
Mayor Allen - Aye

Contract Negotiations / Bertrand (Block 45, Lot 26.07)

A **MOTION** was made by Mrs. Muir to authorize Attorney Dragan to draft an ordinance to accept the donation, seconded by Mrs. Fort and on Roll Call vote the following was recorded:

Mrs. Fort - Aye
Mrs. Muir - Aye
Mayor Allen - Aye

Attorney-Client Privilege / Executive Session Minutes / December 11, 2013

A **MOTION** was made by Mrs. Fort to approve the Executive Session Minutes of December 11, 2013 for content only, seconded by Mrs. Muir with a vote of ayes all, nays none recorded.

Attorney-Client Privilege / Executive Session Minutes / December 16, 2013

A **MOTION** was made by Mrs. Fort to approve the Executive Session Minutes of December 16, 2013 for content only, seconded by Mrs. Muir with a vote of ayes all, nays none recorded.

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 Allen stated that this matter remains in Executive Session.

Mayor Allen added the following matter to *Executive Session*:

Attorney-Client Privilege / Board of Adjustment

Mayor Allen stated that this matter remains in Executive Session.

CONSENT AGENDA:

Mayor Allen 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 December 11, 2013 / December 16, 2013 / December 30, 2013 / January 6, 2014

- * 2. ***Sewer Overpayments***

The following resolution was offered for consideration:

READINGTON TOWNSHIP

HUNTERDON COUNTY, STATE OF NEW JERSEY

RESOLUTION

WHEREAS, there exist several sewer overpayments from 2013, and

WHEREAS, the Sewer Collector desires to apply the following overpayments to the amounts due for 2014 prior to the printing and mailing of the sewer bills:

Sewer Overpayment Resolution cont'd:

<u>BLOCK</u>	<u>LOT</u>	<u>AMOUNT</u>
5	6	\$ 208.92
13	32	5.93
17	19	105.00
21.03	204.04	5.94
21.04	706.03	15.00
21.06	301.07	210.21
21.06	507.02	55.00
21.12	13	493.71
30	12.05	43.00
30	13	43.67
34	36.082	106.72
34	36.160	105.00
34	36.200	27.52
34	36.270	103.97
36	108	30.00
36	133	10.00
36	95.1321	104.91
36	95.2107	104.38
36	95.2210	104.17
36	95.2329	12.66
73.02	5	10.69
86	1	104.34
87	3	23.64
91	3	102.07
95	12.050	64.83
95	12.123	102.61
95	12.125	105.00
95	12.155	7.61
95	12.321	100.00
95	12.332	420.00

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 2013 sewer overpayments to 2014 sewer fees receivable.

* 3. ***Tax Lien Redemption***

The following resolution was offered for consideration:

READINGTON TOWNSHIP

HUNTERDON COUNTY, STATE OF NEW JERSEY

RESOLUTION

WHEREAS, an interested party has paid to the Tax Collector the amount necessary to redeem the lien on Block 24, Lot 13 and,

WHEREAS, it is the desire of the Tax Collector to refund to the lienholder the redemption amount.

NOW THEREFORE BE IT RESOLVED by the Township Committee that the Treasurer be authorized to refund the redemption amount of \$16,084.72, plus a premium paid in the amount of \$600.00, known as Tax Sale Certificate #2013-007, to the lienholder, US Bank, Custodian for BV001 Trust.

* 4. ***Tax Lien Redemption***

The following resolution was offered for consideration:

READINGTON TOWNSHIP
HUNTERDON COUNTY, STATE OF NEW JERSEY
RESOLUTION

WHEREAS, an interested party has paid to the Tax Collector the amount necessary to redeem the lien on Block 24, Lot 13 and,

WHEREAS, it is the desire of the Tax Collector to refund to the lienholder the redemption amount.

NOW THEREFORE BE IT RESOLVED by the Township Committee that the Treasurer be authorized to refund the redemption amount of \$50,895.61, plus a premium paid in the amount of \$32,000.00, known as Tax Sale Certificate #11-04, to the lienholder, US Bank – Cust/Sass Muni VI dtr.

* 5. ***Tax Lien Redemption***

The following resolution was offered for consideration:

READINGTON TOWNSHIP
HUNTERDON COUNTY, STATE OF NEW JERSEY
RESOLUTION

WHEREAS, an interested party has paid to the Tax Collector the amount necessary to redeem the lien on Block 22, Lot 43 and,

WHEREAS, it is the desire of the Tax Collector to refund to the lienholder the redemption amount.

NOW THEREFORE BE IT RESOLVED by the Township Committee that the Treasurer be authorized to refund the redemption amount of \$628.61, plus a premium paid in the amount of \$300.00, known as Tax Sale Certificate #2013-006, to the lienholder, FWDSL & Associates, LP.

* 6. ***Tax Refund Overpayment***

The following resolution was offered for consideration:

READINGTON TOWNSHIP
HUNTERDON COUNTY, STATE OF NEW JERSEY
RESOLUTION

WHEREAS, a reduction in assessment has resulted in an overpayment for the 4th Quarter 2013 taxes, and

Tax Refund Overpayment Resolution cont'd:

WHEREAS, the Tax Collector has recommended the following refund:

<u>BLOCK</u>	<u>LOT</u>	<u>REFUND TO</u>	<u>AMOUNT</u>
4	52	Nancy Page	\$3,334.03

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Readington, that the Treasurer be authorized to refund the amount recommended.

* 7. **2013 Vacation Carryover**

The following resolution was offered for consideration:

#R-2014-29

**TOWNSHIP OF READINGTON
 RESOLUTION**

WHEREAS, Section 8.3 of the *Readington Township Personnel Policies, Practices and Regulations* permits employees to carry over vacation days of the current year, and

WHEREAS, permission to do so must be granted by the Township Committee, and

WHEREAS, current year vacation days carried over into the subsequent year must be used by March 31, and

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

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

NAME	HOURS
Apgar	1.5
Ayotte	36
Balogh	36
Barczyk	64
Benecchi	120
Brown	53
Carro	14
Clapp	52
Crater	36
Dewire	42
Donaruma	126
duFosse	36.5
Duryea	16
Gooley	55
Gould	12
Greco	20
Gysi	32
Hall	49
Hamrah	35
Hoofatt	65
Hulcher	48
Insabella	6
Jacukowicz	87
Jessemen	32
Kennedy	51
Konn	36
Kovonuk	49
Kulick	24
Liddane	61
Lorenzi	4.75
Madeano	40

Mailler	32.5
Marcine	40
Mastro	50.75
Medvetz	24
Mekovetz	4
Parker	21
Paustian	64
Przewozny	72
Rindock	42
Rubino	13
Slutter	14
Stoveken	29
Warner	18.5
Wester	12

- * 8. *Release of Soil Witness Fees / Block 68, Lot 5.23 (Enz)*
- * 9. *Release of Soil Witness Fees / Block 67, Lot 19.10 (Kelly)*
- * 10. *Permit Fee Refund / Block 70, Lot 31.46 (Fahey)*
- * 11. *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	3-01	\$1,035,142.40
SEWER APPROPRIATIONS	3-02	\$ 2,176.12
CURRENT FUND	4-01	\$1,450,066.13
SEWER APPROPRIATIONS	4-02	\$ 101,542.08
TRUST FUNDS	X-03	\$ 240,560.04
MISC REFUND, COUNTY TAX, LIENS	X-05	\$1,036,103.47
PAYROLL DEDUCTIONS	X-06	\$ 536,215.48
REG. & LOCAL SCHOOL TAX	X-07	\$5,511,136.80
DUE TO STATE OF NJ	X-09	\$ 325.00
	X-12	\$ 4,383.17
TOTAL OF ALL FUNDS		\$9,917,650.69

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

Mrs. Fort - Aye
 Mrs. Muir - Aye
 Mayor Allen - Aye

COMMENTS FROM THE PUBLIC for items listed on the agenda only

There were none.

CORRESPONDENCE / OTHER INFORMATION

1. Resolution from Borough of Stockton *Requesting that the County of Hunterdon Undertake the Animal Control Officer Responsibilities for Hunterdon County Municipalities.* No action taken.
2. Resolution from Borough of High Bridge *Requesting that the County of Hunterdon Undertake the Animal Control Officer Responsibilities for Hunterdon County Municipalities.* No action taken.

3. Memorandum dated December 17, 2013 from Denise Doolan, Clerk of the Board, Board of Chosen Freeholders, County of Hunterdon regarding ***Urging the Supreme Court of the United States to Revisit the Consent Decree of 1954 and Amend Same so New York Shall Limit the Level of Waters in the Reservoirs under its Jurisdiction that impact the Delaware River.*** No action taken.
4. Letter dated December 11, 2013 from Steven Pudney, C. Eng., MICE, Bureau of Water System Engineering, Department of Environmental Protection regarding ***Master Permit issued pursuant to the NJ Safe Drinking Water Act, N.J.S.A. 58:12A and in consideration of application dated July 22, 2013.*** No action taken.
5. Notice dated December 20, 2013 from Kristopher Krzyston, Group Manager, Environmental Science Division, T & M Associates regarding ***Combined Flood Hazard Area Individual Permit & Freshwater Wetland General Permit Nos. 2 & 10B Application.*** No action taken.
6. Letter dated January 2, 2014 from Eric Boschen, P.E., Project Engineer, Dewberry regarding ***Notice of Application for a NJDEP Flood Hazard Area Verification and Individual Permit for the Replacement of Hunterdon County Bridge RT-16 County Route 523 over North Branch Rockaway Creek.*** No action taken.

NEW BUSINESS

1. ***Emergency Services***
 - ◆ Equipment Replacement / Whitehouse Fire Company # 1
 - ◆ Presentation of Vehicle Rotation Recommendation
 - ◆ 2014 Budget Request

Mayor Allen stated that this matter has been deferred to the February 3, 2014 meeting.

2. ***An Ordinance Authorizing the Conveyance of an Agricultural Development Rights Easement on Property Known as Block 94, Lot 19 to the County of Hunterdon for Farmland Preservation***

The following ordinance was offered for introduction:

AN ORDINANCE AUTHORIZING THE CONVEYANCE OF AN AGRICULTURAL DEVELOPMENT RIGHTS EASEMENT ON PROPERTY KNOWN AS BLOCK 94, LOT 19 TO THE COUNTY OF HUNTERDON FOR FARMLAND PRESERVATION

ORDINANCE #01-2014

WHEREAS, the Township of Readington ("Township"), holds an agricultural development rights easement on property known as Block 94, Lot 19, in the Township of Readington, which property was formerly owned by the Township of Readington is now owned by Little Hills Farm, LLC consisting of approximately 84+/- acres, (hereinafter "Property") which Property was acquired with the intention of preserving it for farmland purposes and enrolling it in the appropriate Hunterdon County Agricultural Development program; and

WHEREAS, at the time of the Township's acquisition, the Township also acquired a Restrictive Covenant pertaining to maintenance and mowing rights for the benefit of the Township and the County; and

Ordinance #01-2014 cont'd:

WHEREAS, the property qualified for enrollment in the Hunterdon County Agricultural Development Municipal Planning Incentive Grant Program (2010 round) and the Township has received a contract from the County of Hunterdon to purchase the Township's agricultural development rights easement and/or assignment thereof, together with the Restrictive Covenant pertaining to mowing/maintenance rights at a purchase price of \$9,600 per acre, for an estimated total of \$787,017.60 subject to reductions for the required State and Municipal contributions and survey/right-of-way adjustments; and

WHEREAS, the sale of the Easement and restrictive covenant will result in funding to the Township which can be used, in turn, to acquire other easements and property for farmland preservation purposes; and

WHEREAS, the conveyance of the Easement and restrictive covenant to the County of Hunterdon under the Agriculture Development and Retention Act and County of Hunterdon Agricultural Development Municipal Planning Incentive Grant Program will result in the preservation of the properties for agricultural purposes by the Township under its farmland preservation program; and

WHEREAS, the Township is permitted to sell the Easement under N.J.S.A. 40A: 12-13, et seq; N.J.S.A., 4:1C-II et seq., 4:1C-34, 4:1C-43.1 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 authorizes the conveyance of a Development Rights Easement, or assignment thereof, and the Assignment of the Restrictive Covenant pertaining to mowing rights on Block 94, Lot 19 in the Township of Readington, County of Hunterdon and State of New Jersey, consisting of approximately 84+/- acres for the price of \$9,600.00 per acre (an approximate total price of \$787,017.60), subject to adjustments for the State and Municipal cost share, 2 acre exception area, survey adjustments or any other adjustments required by the Agriculture Development and Retention Act and regulations pertinent thereto, in accordance with the contract on file with the Township Clerk. The conveyance to the County does not include the house size restriction which the Township previously filed over the portion of Block 94, Lot 19 which comprises the 2 acre exception area.

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 sale/assignment of the Agricultural Development Rights Easement to the County, including but not limited to a Deed of Corrective Deed of Easement, a Restrictive or Corrective Restrictive Covenant regarding moving, as may be necessary, and any other documents required by the County.

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 or clause and, to this end, the provisions of this Ordinance are hereby declared to severable.

Section 4. Effective Date.

This ordinance shall take effect immediately upon final adoption and publication accordingly to law.

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

Mrs. Fort - Aye
Mrs. Muir - Aye
Mayor Allen - Aye

The Public Hearing was scheduled for February 18, 2014 at 7:45 p.m.

3. **2014 Sewer Rate** – Memo dated January 7, 2014 from Michael Balogh, Tax Collector

Mayor Allen stated that currently the annual sewer rate is \$420 per unit and it was suggested to increase the annual rate to \$440. Administrator Mekovetz explained that this would assist in balancing the sewer account.

The following ordinance was offered for introduction:

AN ORDINANCE AMENDING PORTIONS OF A PREVIOUSLY ADOPTED ORDINANCE BY THE TOWNSHIP OF READINGTON ON DECEMBER 6, 1982 GOVERNING SEWER CHARGES FOR THE TOWNSHIP OF READINGTON

Ordinance # 02 -2014

WHEREAS, the Township Committee of the Township of Readington, County of Hunterdon, State of New Jersey, on December 6, 1982 adopted an ordinance establishing the rates to be charged for each sewer rental unit; and

WHEREAS, the cost of operating the sewer system for the Township of Readington has increased since the setting of the initial rate in 1982; and

WHEREAS, it is in the best interest of the Township of Readington that the sewer system not be operated at a loss.

NOW, THEREFORE, BE IT ORDAINED AND ENACTED, by the Township Committed of the Township of Readington, County of Hunterdon, State of New Jersey, as follows:

1. Section 187-5, D of the Code of the Township of Readington, pertaining to Sewer Charges is amended as follows [additions are indicated **thus**, deletions are indicated ~~thus~~]:

The charges for sewer service as hereinafter set forth shall commence on the date of connection or ninety (90) days after such owner has received notice to connect, whichever event first occurs. Upon failure to pay the charges whether or not connection is made, the owner shall be liable for the penalties and fine provisions hereinafter set forth in this ordinance. The sewer charges shall be made by the Township and billed to the owners of real property upon which there are improvements at the sanitary sewer rental or charge of ~~\$420~~ **\$440**- per year for each sewer rental unit in the Three Bridges Sewer Area and ~~\$420~~ **\$440**- per year for each sewer rental unit in the Whitehouse Sewer Area. The number of sewer rental units shall be determined in different instances as follows:

2. All other terms, conditions and/or provisions of the afore described ordinance shall remain in full force and effect.
3. This Ordinance shall take effect upon adoption and publication according to law.

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

Mrs. Fort - Aye
Mrs. Muir - Aye
Mayor Allen - Aye

The Public Hearing was scheduled for February 18, 2014 at 7:45 p.m.

4. **Performance Guaranty Release / Fallone at Buckingham Estates / Block 76, Lot 3** – Letter dated January 6, 2014 from Rob O’Brien, Township Engineer

The following resolution was offered for consideration:

#R-2014-30

**TOWNSHIP OF READINGTON
 RESOLUTION**

WHEREAS, Fallone at Buckingham, LLC. did on June 28, 2013 file a written request with the Township of Readington for a release in Cash Performance Guarantee Check #9353 in the amount of \$21,810.87 and Performance Bond #45037870 in the amount of \$196,297.83 for work completed on Buckingham Estates, Block 76, Lot 3; and

WHEREAS, the Township Engineer has confirmed that a certain amount of work has been done by Fallone at Buckingham, LLC. on said property; and

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

WHEREAS, the Township Engineer has supplied a reduced bond amount for Cash Performance Guarantee Check #9353 and Performance Bond #45037870, as indicated in his letters of February 3, 2003, March 30, 2011 and January 6, 2014 based upon the Municipal Land Use Law.

Bond or Check	January 2014 Recommended Reduction for Work Completed	Remain Perform Guaranty @ 120 %
Greenwich Insurance Co. Bond #45037870	\$196,297.83	\$ 0
Check #9353	\$21,810.87	\$ 0
Total	\$218,108.70	\$ 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 Cash Performance Guarantee Check #9353 and Performance Bond #45037870, as recommended by the Township Engineer; and

BE IT FURTHER RESOLVED, that an affidavit from the developer stating that there are no liens or other legal encumbrances on any of the improvements or utilities proposed to be deeded to the Township or other governmental agency or authority must be provided and that a two (2) year maintenance guaranty shall be posted in the amount of \$90,878.63 as calculated by the Township Engineer.

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

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

- Mrs. Fort - Aye
- Mrs. Muir - Aye
- Mayor Allen - Aye

- * 5. **2013 Vacation Carryover** – resolution

This matter was addressed under the Consent Agenda.

- * 6. **Release of Soil Witness Fees / Block 68, Lot 5.23 (Enz)**

This matter was addressed under the Consent Agenda.

- * 7. **Release of Soil Witness Fees / Block 67, Lot 19.10 (Kelly)**

This matter was addressed under the Consent Agenda.

- * 8. **Permit Fee Refund / Block 70, Lot 31.46 (Fahey)**

This matter was addressed under the Consent Agenda.

ADMINISTRATOR'S REPORT

Administrator Mekovetz reported that recently the Readington Reformed Church appeared before the Committee requesting to place a clothing shed on their property and at that time, it was recommended by the Committee that they go before the Historic Preservation Commission prior to any approval. Administrator Mekovetz continued that subsequently the Historic Preservation Commission had no issue with this; therefore, requested that the Committee make a decision based on the information provided.

A MOTION was made by Mrs. Fort to approve the request of the Readington Reformed Church to place a clothing drop box on their property, seconded by Mrs. Muir with a vote of ayes all, nays none recorded.

ATTORNEY'S REPORT

Attorney Dragan stated that she has been notified by the attorneys for Transcontinental Pipeline seeking to hold a scoping hearing. Attorney Dragan requested direction from the Committee as to which proposed dates could possibly work. The Committee agreed on the date of March 12th with an alternate date of March 18th. Attorney Dragan continued that part of the process is to put up signage on the affected properties with the signage also being acceptable to Green Acres.

COMMITTEE REPORTS

Julia Allen

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

Betty Ann Fort

Mrs. Fort commended the road department on keeping up with the roads this winter.

Beatrice 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 Mrs. Fort at 12:25 p.m. to adjourn the meeting, seconded by Mrs. Muir with vote of ayes all, nays none recorded.

Respectfully Submitted:

Vita Mekovetz, RMC/MMC/QPA
Municipal Clerk