

**READINGTON TOWNSHIP COMMITTEE
MEETING - DECEMBER 28, 2005**

Mayor Gatti *called the meeting to order at 6:30 p.m.* announcing that all laws governing Open Public Meetings Act have been met and that this meeting has been duly advertised.

PRESENT: Mayor Gatti, Mrs. J. Allen and Mr. T. Auriemma

ABSENT: Deputy Mayor Shamey and Mrs. B. Muir

ALSO PRESENT: Attorney Dragan and Administrator Mekovetz

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 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 AA@

EXHIBIT A

<u>Subject Matter</u>	<u>Basis of Public Exclusion</u>	<u>Date Anticipated When Discussion Will Be Disclosed to Public</u>
Professional Services.....	Contract Negotiations.....	Certain information at the discretion of the Township Committee tonight... other information will remain confidential
Notice & Petition of Appeal of Issuance of Liquor License.....	Contract Negotiations.....	" " "
Block 48, Lot 23; Block 55, Lot 33; Block 56, Lots 1, 3, 6, & 8 & Block 67, Lot 2 (Solberg Aviation - Hromoho).....	Contract Negotiations.....	" " "

2. It is anticipated at this time that the stated subject matter will be made public on or about the time set forth in Exhibit AA.@
3. This Resolution shall take effect immediately.

A MOTION was made at 6:35 p.m. by Mr. Auriemma to adopt this Resolution, seconded by Mrs. Allen with a vote of ayes all, nays none recorded.

The meeting reconvened at 6:45 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:

Contract Negotiations - Professional Services:

Ferriero Engineering, Inc.

The following Resolution was offered for consideration:

Ferriero Engineering, Inc. – continued:

**RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT
FOR EXPERT SERVICES
#R-2005-147**

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

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

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

WHEREAS, Ferriero Engineering, Inc. has submitted a proposal indicating they will act as experts for the following actions for rates as detailed in the contract:

- Toll Brothers, Inc. v. Township of Readington, *et als.*
Docket No. HNT-L-495-02
- Mark Hartman and Wilmark Building Contractors, Inc. v. Township of Readington - Docket No. 02-2017 (MLC)
- Lackland and Lackland v. Township of Readington, *et als.*
Docket No. 3:02-5597 (GEB)

WHEREAS, Ferriero Engineering, Inc. has completed and submitted a Business Entity Disclosure Certification which certifies that Ferriero Engineering, Inc. 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 Ferriero Engineering, Inc. 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*).

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 Ferriero Engineering, Inc. 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 June 4, 2006; 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. Shamey to adopt this Resolution, seconded by Mr. Auriemma and on Roll Call vote the following was recorded:

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

Princeton Hydro, LLC.

The following Resolution was offered for consideration:

**RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT
FOR GENERAL ENVIRONMENTAL CONSULTING SERVICES
#R-2005-148**

Princeton Hydro, LLC – continued:

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 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, Princeton Hydro, LLC. has submitted a proposal indicating they will provide general environmental consulting services for rates as detailed in the contract; and

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*).

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, 2005; 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. Shamey to adopt this Resolution, seconded by Mr. Auriemma and on Roll Call vote the following was recorded:

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

Hatch, Mott and MacDonald

The following Resolution was offered for consideration:

***RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT
FOR EXPERT SERVICES
#R-2005-149***

WHEREAS, the Township of Readington has a need to acquire Expert 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

Hatch, Mott and MacDonald – continued:

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

WHEREAS, Hatch, Mott, MacDonald has submitted a proposal indicating they will act as experts for the following actions for rates as detailed in the contract:

Toll Brothers, Inc. v. Township of Readington, *et als.*
Docket No. HNT-L-495-02

Mark Hartman and Wilmark Building Contractors, Inc. v. Township
of Readington - Docket No. 02-2017 (MLC)

Lackland and Lackland v. Township of Readington, *et als.*
Docket No. 3:02-5597 (GEB)

WHEREAS, Hatch, Mott, MacDonald has completed and submitted a Business Entity Disclosure Certification which certifies that Hatch, Mott, MacDonald 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, MacDonald 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*).

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, MacDonald 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 August 31, 2006; 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. Shamey to adopt this Resolution, seconded by Mr. Auriemma and on Roll Call vote the following was recorded:

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

Robert Ballard, Esq.

The following Resolution was offered for consideration:

**RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT
FOR MUNICIPAL PROSECUTOR SERVICES
#R-2005-150**

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

Robert Ballard, Esq. – continued:

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 \$140 per hour; and

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*).

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, 2006; 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. Shamey to adopt this Resolution, seconded by Mr. Auriemma and on Roll Call vote the following was recorded:

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

Contract Negotiations - Notice & Petition of Appeal of Issuance of Liquor License

Mayor Gatti said this item will be discussed when the Committee returns to Executive Session at the conclusion of the regular meeting.

Contract Negotiations - Block 48, Lot 23; Block 55, Lot 33; Block 56, Lots 1, 3, 6, & 8 and Block 67, Lot 2 (Solberg Aviation - Hromoho)

Mayor Gatti said this item will be discussed when the Committee returns to Executive Session at the conclusion of the regular meeting.

CONSENT AGENDA:

1. **APPROVAL OF THE MINUTES** of meeting of December 19, 2005.
2. **2005 Budget Appropriation Transfers** – Resolution.

**TOWNSHIP OF READINGTON
2005 BUDGET APPROPRIATION
R-2005-151**

WHEREAS, pursuant to *NJSA 40A:4-58*, a municipality may make budget appropriation transfers during the last two months of the fiscal year; and

CONSENT AGENDA – continued:

WHEREAS, there appears to be insufficient funds in the following 2005 appropriation accounts to meet the demands thereon for the balance of the year, viz:

Current Fund:

Other Expenses:

- | | |
|----------------------------|-------------|
| Legal Services | Utilities: |
| Environmental Commission | Electricity |
| Consultants | Telephone |
| Public Defender | Gasoline |
| Snow Removal | |
| Recycling/Waste Collection | |
| Board of Health | |

Sewer Utility:

- Operating - Other Expenses

WHEREAS, there appears to be a surplus in the following accounts, over and above the demand deemed to be necessary for the balance of the current year, viz:

Current Fund:

- | | |
|----------------------------|----------------------------|
| Salaries and Wages: | Salaries and Wages Cont'd: |
| Construction Official | Recreation |
| Administrative & Executive | Library |
| Finance | Museum Committee |
| Tax Assessor | Animal Control |
| Tax Collector | Emergency Management |
| Buildings & Grounds | |
| Board of Adjustment | Other Expenses: |
| Crossing Guards | Roads |
| Roads | Street Lighting |
| Board of Health | |
| Public Assistance | |

Sewer Utility:

- Service Fees - RTMUA

NOW THEREFORE BE IT RESOLVED, that in accordance with the provision of NJS 40A:4-58 part of the surplus in the accounts heretofore mentioned be and same hereby transferred to the accounts mentioned as being insufficient, to meet the current demands; and,

BE IT RESOLVED, that the Chief Financial Officer is hereby authorized and directed to make the following 2005 appropriation transfers:

<u>NO.</u>	<u>CURRENT FUND:</u>	<u>FROM</u>	<u>TO</u>
	Inside Caps:		
	Salaries and Wages:		
5-023-100	Construction Code Official	\$	9,700.00
5-101-100	Administrative & Executive		6,400.00
5-103-100	Finance		6,000.00
5-104-100	Tax Assessor		4,000.00
5-105-100	Tax Collector		2,200.00
5-110-100	Buildings & Grounds		5,500.00
5-112-100	Board of Adjustment		8,800.00
5-202-100	Crossing Guards		1,900.00
5-301-100	Roads		33,000.00
5-501-100	Board of Health		2,700.00
5-502-100	Public Assistance		4,000.00

<u>NO.</u>	<u>CURRENT FUND:</u>	<u>FROM</u>	<u>TO</u>
	Inside Caps:		
	Salaries and Wages:		
5-601-100	Recreation	3,900.00	
5-604-100	Library	3,700.00	
5-605-100	Museum Committee	8,300.00	
5-609-100	Animal Control	1,500.00	
5-824-100	Emergency Management	800.00	
	Other Expenses:		
5-301-200	Roads	39,000.00	
5-303-200	Street Lighting	14,100.00	
5-106-200	Legal Services		\$ 101,500.00
5-113-200	Environmental Commission		1,100.00
5-114-200	Consultants		4,000.00
5-118-200	Public Defender		1,200.00
5-302-200	Snow Removal		2,600.00
5-401-200	Recycling/Waste Removal		3,000.00
5-501-200	Board of Health		2,600.00
5-702-001	Electricity		3,000.00
5-702-002	Telephone		14,000.00
5-702-004	Gasoline		<u>22,500.00</u>
	Total Current Fund	<u>\$155,500.00</u>	<u>\$ 155,500.00</u>

SEWER UTILITY:

	Other Expenses:		
5-02-851-002	Service Fees - RTMUA	\$ 41,000.00	
5-02-850-200	Operating - Other Expenses		<u>\$ 41,000.00</u>
	Total Sewer Utility	<u>\$ 41,000.00</u>	<u>\$ 41,000.00</u>

3. ***Resolution to Cancel Outstanding Checks.***

**TOWNSHIP OF READINGTON
RESOLUTION TO CANCEL OLD OUTSTANDING CHECKS
R-2005-152**

WHEREAS, there are outstanding checks in various township accounts which are stale dated and should be canceled.

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Readington hereby authorizes the Chief Financial Officer to cancel the following checks and return the funds to the appropriate accounts:

Account	Date	Check #	Vendor	Amount
Recreation Trust	11/12/2004	2854	Deborah Pannone	\$ 50.00
Recreation Trust	12/31/2004	2884	Colleen Schoderbek	8.00
Recreation Trust	2/2/2005	3020	Tim Irwin	70.00
Recreation Trust	2/2/2005	3021	Rachel Tressito	49.00
Recreation Trust	2/2/2005	3025	Anthony Armellino	7.00
Recreation Trust	2/17/2005	3065	Bagel Garden	81.83
Recreation Trust	4/26/2005	3255	John J. Zayankosky	420.00
Recreation Trust	6/17/2005	3395	Rob Sansever	50.00
		Total for Recreation Trust		\$ 735.83
Current	8/2/2004	17880	RGB Consulting	\$ 25.00
Current	11/1/2004	18544	Verizon Wireless	298.78
Current	4/27/2005	19799	Treasurer, State of NJ	50.00
Current	5/2/2005	19840	NJLBHA	75.00
		Total for Current Account		\$ 448.78

Net Payroll	11/19/2004	48379	P. Marcine	474.83
		Total for Net Payroll		\$ 474.83
General Trust	6/10/2004	3024	Paul Lurk	100.00
		Total for General Trust		\$ 100.00
Total Amount of Checks to be Voided				\$ 1,659.44

4. ***Payment of the Bills.***

Fund Description	Fund No.	Received Total
CURRENT FUND APPROPRIATION	001	\$ 516,779.16
SEWER APPROPRIATION	002	\$ 685.80
TRUST APPROPRIATION	003	\$ 17,882.64
CAPITAL APPROPRIATIONS	004	\$ 27,641.25
MISC. REFUND, COUNTY TAX, LIENS	005	\$ 4,060.16
TOTAL OF ALL FUNDS:		\$ 567,049.01

A ***MOTION*** was made by Mrs. Allen to approve the items as listed on the consent agenda. This motion was seconded by Mr. Auriemma and on Roll Call vote the following was recorded:

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

CORRESPONDENCE/OTHER INFORMATION:

None.

OLD BUSINESS:

None.

NEW BUSINESS:

1. ***2005 Budget Appropriation Transfers*** - Resolution.

This item was addressed under the Consent Agenda.

2. ***Resolution to Cancel Outstanding Checks.***

This item was addressed under the Consent Agenda.

3. ***Payment of the Bills.***

This item was addressed under the Consent Agenda.

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 of Readington, County of Hunterdon, State of New Jersey as follows:

EXECUTIVE SESSION RESOLUTION – continued:

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 Discussion Will Be Disclosed to Public</u>
Notice & Petition of Appeal of Issuance of Liquor License.....	Contract Negotiations.....	Certain information at the discretion of the Township Committee tonight... other information will remain confidential
Block 48, Lot 23; Block 55, Lot 33; Block 56, Lots 1, 3, 6, & 8 & Block 67, Lot 2 (Solberg Aviation - Hromoho).....	Contract Negotiations.....	" " "

A **MOTION** was made at 6:47 p.m. by Mrs. Allen to adopt this Resolution, seconded by Mr. Auriemma with a vote of ayes all, nays none recorded.

The meeting reconvened at 9:05 p.m.

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

Contract Negotiations - Notice & Petition of Appeal of Issuance of Liquor License

Mayor Gatti said that this matter will remain in Executive Session.

***Contract Negotiations - Block 48, Lot 23; Block 55, Lot 33; Block 56, Lots 1, 3, 6, & 8
and Block 67, Lot 2 (Solberg Aviation - Hromoho)***

Mayor Gatti said that this matter will remain in Executive Session.

ADJOURNMENT

As there was no further business, a motion was made by Mrs. Allen at 9:07 p.m., seconded by Mr. Auriemma with a vote of ayes all, nays none recorded.

Respectfully Submitted:

Vita Mekovetz, RMC\CMC
Administrator\Municipal Clerk