

**READINGTON TOWNSHIP COMMITTEE  
MEETING – MAY 7, 2007**

Mayor Shamey *called the meeting to order at 6:00 p.m.* announcing that all laws governing Open Public Meetings Act have been met and that this meeting has been duly advertised.

**PRESENT:** Mayor G. Shamey, Deputy Mayor T. Auriemma, Mrs. J. Allen, Mr. F. Gatti and Mrs. B. Muir

**ALSO PRESENT:** Administrator Mekovetz, Attorney Dragan and Engineer McEldowney

**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 “A”:

**EXHIBIT A**

<b><u>Subject Matter</u></b>	<b><u>Basis of Public Exclusion</u></b>	<b><u>Date Anticipated When Discussion Will Be Disclosed to Public</u></b>
Recreation.....	Personnel.....	Certain information at the discretion of the Township Committee tonight... other information will remain confidential
Block 20, Lot 11 (Csepi).....	Contract Negotiations.....	" " "
Block 36, Lots 9 & 27 (Cook).....	Contract Negotiations.....	" " "
Block 75, Lot 33 (Hanna Saqa).....	Contract Negotiations.....	" " "
Block 46, Lot 20 (Wachendorf).....	Contract Negotiations.....	" " "
Amendment to Green Acres Project Agreement #1022-96-066.....	Contract Negotiations.....	" " "
2007 Road Reclamation Bids.....	Contract Negotiations.....	" " "
Lamington Hospitality, LLC. ....	Litigation.....	" " "
Kevin J. Devine & Taxpayers Alliance of Readington v. Mayor & Twp. Committee of Twp. of Readington & Twp. of Readington.....	Litigation.....	" " "
Executive Session Minutes (April 18, 2007).....	Attorney-Client Privilege.....	" " "
Deer Carcass Removal Service, LLC.....	Contract Negotiations/Prof Svcs....	" " "
Wander Ecological Consultants.....	Contract Negotiations/Prof Svcs....	" " "
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 - Hromoho).....	Litigation.....	" " "

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 “A.”
3. This Resolution shall take effect immediately.

***EXECUTIVE SESSION RESOLUTION – continued:***

A ***MOTION*** was made at 6:00 p.m. by Mrs. Muir to adopt this Resolution, seconded by Mrs. Allen with a vote of ayes all, nays none recorded.

The meeting reconvened at 7:50 p.m.

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

**PRESENTATION OF AWARDS TO SFC. SCOTT CRATER & PATROLMAN CARLOS FERREIRO**

Mayor Shamey said on April 6<sup>th</sup> officers from the Readington Township Police Department responded to an attempted bank robbery. FBI Special Agent Barry Lee Bush lost his life that day and the Readington Township Committee and the entire community extends its deepest sympathies to Agent Bush's family and his fellow agent.

Mayor Shamey said the one (1) remaining suspect that was at large was apprehended by SFC Scott Crater and Patrolman Carlos Ferreiro. The Committee and the community wish to recognize and commend the Readington Township Police Department for the response to this incident. They would also like to recognize the exemplary leadership that was provided by Lieutenant Sebastian Donaruma and Lieutenant Scott Oldenburg.

Mayor Shamey said approximately fifteen (15) officers reported for duty without being asked.

Mayor Shamey said the Committee would like to commend Chief Paganessi for the Department, to commend Lieutenant Sebastian Donaruma and Lieutenant Scott Oldenburg for their efforts and leadership. Mayor Shamey said Readington Township has one of the finest police departments in the State.

Mayor Shamey presented SFC Scott Crater and Patrolman Carlos Ferreiro with plaques in recognition and appreciation for their dedication and courage on April 6<sup>th</sup>.

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

***Personnel – Recreation***

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

***Contract Negotiations - Block 20, Lot 11 (Csepi)***

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

***Contract Negotiations - Block 36, Lots 9 & 27 (Cook)***

A ***MOTION*** was made by Mrs. Muir to award the contract for the Phase I Environmental Assessment for Block 36, Lots 9 & 27 (Cook) to Quest Environmental in the amount of \$2,000. This motion was seconded by Mr. Gatti and on Roll Call vote the following was recorded:

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

***Contract Negotiations - Block 75, Lot 33 (Hanna Saqa)***

A ***MOTION*** was made by Mrs. Allen to approve a contract with Curran Realty Advisors in the amount of \$2,295 and a contract with MGM Associates in the amount of \$2,470 to perform appraisals on Block 75, Lot 33 (Hanna Saqa). This motion was seconded by Mr. Auriemma and on Roll Call vote the following was recorded:

***Block 75, Lot 33 (Hanna Saqa) – continued:***

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

***Contract Negotiations - Block 46, Lot 20 (Wachendorf)***

A ***MOTION*** was made by Mr. Auriemma to authorize Administrator Mekovetz to obtain quotes for two (2) appraisals of Block 46, Lot 20 (Wachendorf) and to award the contracts to the companies with the two (2) lowest quotes. This motion was seconded by Mrs. Muir and on Roll Call vote the following was recorded:

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

***Contract Negotiations - Amendment to Green Acres Project Agreement #1022-96-066***

The following Resolution was offered for consideration:

***STATE OF NEW JERSEY  
DEPARTMENT OF ENVIRONMENTAL PROTECTION  
GREEN ACRES ENABLING RESOLUTION  
#R-2007-68***

***WHEREAS***, the New Jersey Department of Environmental Protection, Green Acres Program (“State”), provides loans and/or grants to municipal and county governments and grants to nonprofit organizations for assistance in the acquisition and development of lands for outdoor recreation and conservation purposes; and

***WHEREAS***, the Township of Readington desires to further the public interest by obtaining a loan of \$0 and/or a grant of \$300,000.00 from the State to fund the following project(s):

Greenway Incentive Acquisition

***NOW, THEREFORE***, the Township Committee of the Township of Readington, County of Hunterdon, State of New Jersey resolves that Gerard J. Shamey, or the successor to the office of Mayor is hereby authorized to:

- (a) make application for such a loan and/or such a grant
- (b) provide additional application information and furnish such documents as may be required
- (c) act as the authorized correspondent of the above named applicant, and

***WHEREAS***, the State shall determine if the application is complete and in conformance with the scope and intent of the Green Acres Program, and notify the applicant of the amount of the funding award; and

***WHEREAS***, the applicant is willing to use the State’s funds in accordance with such rules, regulations and applicable statutes, and is willing to enter into an agreement with the State for the above named project.

***NOW, THEREFORE, BE IT RESOLVED***, by the Township Committee of the Township of Readington, County of Hunterdon, State of New Jersey, as follows:

1. That the Gerard J. Shamey of the above named body or board is hereby authorized to execute an agreement and any amendment thereto with the State known as Greenway Incentive Acquisition, and;

***Amendment to Green Acres Project Agreement #1022-96-066 – continued:***

2. That the applicant has its matching share of the project, if a match is required, in the amount of \$300,000.00; and
3. That, in the event the State's funds are less than the total project cost specified above, the applicant has the balance of funding necessary to complete the project; and
4. The applicant agrees to comply with all applicable federal, state, and local laws, rules, and regulations in its performance of the project; and
5. 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
Mr. Gatti	-	Aye
Mrs. Muir	-	Aye
Mayor Shamey	-	Aye

***Contract Negotiations - 2007 Road Reclamation Bids***

The following Resolution was offered for consideration:

**TOWNSHIP OF READINGTON  
RESOLUTION  
#R-2007-69**

**WHEREAS**, the Township Committee of the Township of Readington ("Committee") publicly advertised for bids for the proposed 2007 Roadway Reclamation and Resurfacing Program for various roadways in the Township (hereinafter referred to as "the Project"); and

**WHEREAS**, on April 18, 2007, the Township Engineer conducted the bide opening whereupon the total number of bidders responding was two (2); and

**WHEREAS**, upon review of the bids, the Township Engineer determined that the lowest bid offered was from Reclamation of Kingston, LLC; and

**WHEREAS**, at the Township Committee meeting held on April 18, 2007, the Township Committee reviewed the recommendation of the Township Engineer and approved the award to Reclamation of Kingston, LLC, contingent on the review and approval of the Township Attorney; and

**WHEREAS**, upon review of the bid the Township Attorney found that the Ownership Disclosure Statement was not completed and/or improperly completed by the low bidder, rendering non-responsive, that the failure to submit the completed form was a fatal defect which could not be cured by the bidder or waived by the Township according to *N.J.S.A. 40:11-23.2*; and

**WHEREAS**, the Township Attorney is also of the opinion that the form of Ownership Disclosure Statement used in the bid package was different than the form recommended to be used by the State and, therefore, could have led to confusion by bidders and in this case, apparently did so. Some of the other bid forms are in need of revision, also. Accordingly, the bids should be rejected and the specifications should be revised to comply with State recommendations, since the forms resulted in a substantial and fatal defect that could not be cured; and

**WHEREAS**, *N.J.S.A. 40:11-23.2* states that the contracting unit may reject all bids for among other reasons, "d" the contracting unit wants to substantially revise the specifications for the goods or service; and "e" the purposes or provisions or both of the "Local Public Contracts Law" are being violated.

**2007 Road Reclamation Bids – continued:**

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

1. The Township Committee hereby accepts the recommendation of the Township Attorney and rejects all bids received on April 18, 2007 for the above Project, including the conditional award to Reclamation of Kingston, LLC for all the reasons set forth above, effective immediately.
2. The Township Administrator/Clerk is authorized to notify all those who bid on the Project of this decision.
3. The Township Administrator/Clerk and/or Engineer is authorized to rebid the Project, as well as revise the specifications. The Project shall be re-advertised so that all notification provisions of the Local Public Contracts Law are complied with.

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

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

***Litigation - Lamington Hospitality, LLC.***

Mayor Shamey said there was no action on this matter.

***Litigation - Kevin J. Devine & Taxpayers Alliance of Readington v. Mayor & Twp. Committee of Twp. of Readington and Twp. of Readington.***

A **MOTION** was made by Mrs. Muir to authorize the execution of a release for \$5,000 in favor of the Municipal Excess Joint Liability Insurance Fund. This motion was seconded by Mrs. Allen and on Roll Call vote the following was recorded:

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

***Attorney-Client Privilege - Executive Session Minutes (April 18, 2007)***

A **MOTION** was made by Mrs. Muir to approve the Executive Session Minutes from the meeting of April 18, 2007 for content. This motion was seconded by Mrs. Allen with a vote of ayes all, nays none recorded.

***Contract Negotiations - Professional Services***

***Deer Carcass Removal Service, LLC***

A **MOTION** was made by Mr. Auriemma to approve the agreement with Deer Carcass Removal Service, LLC at a rate of \$42.00 per carcass. This motion was seconded by Mrs. Muir and on Roll Call vote the following was recorded:

Mrs. Allen	-	Aye
Mr. Auriemma	-	Aye

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

***Wander Ecological Consultants***

The following Resolution was offered for consideration:

***RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT FOR  
FOR PROFESSIONAL ECOLOGICAL CONSULTING SERVICES AS MAY BE  
REQUIRED IN THE SOLBERG AIRPORT OPEN SPACE ACQUISITION MATTER  
#R-2007-66***

***WHEREAS***, the Township of Readington has a need to acquire Ecological Consulting Services as may be required in the Solberg Airport open space acquisition matter as a non-fair and open contract pursuant to the provisions of *N.J.S.A. 19:44a-20.5*; and

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

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

***WHEREAS***, Wander Ecological Consultants has submitted a proposal indicating they will provide Ecological Consulting Services in the Solberg Airport open space acquisition matter at the following rates: \$150 per hour for deposition & court testimony; \$125 per hour for field work, review of documents, consultation & meetings; and

***WHEREAS***, Wander Ecological Consultants has completed and submitted a Business Entity Disclosure Certification which certifies that Wander Ecological Consultants 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 Wander Ecological Consultants 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 Wander Ecological Consultants 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, 2007; 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  
Mr. Gatti - Aye  
Mrs. Muir - Aye  
Mayor Shamey - Aye

***Litigation - Block 48, Lot 23; Block 55, Lot 33; Block 56, Lots 1, 3, 6, & 8;***

**Block 39, Lot 24 and Block 67, Lot 2 (Solberg Aviation - Hromoho)**

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

**CONSENT AGENDA:**

1. **APPROVAL OF THE MINUTES** of meeting of April 18, 2007.
2. **Recycling Tonnage Grant** – resolution.

**TOWNSHIP OF READINGTON  
TONNAGE GRANT APPLICATION RESOLUTION  
R-2007-67**

**WHEREAS**, the Mandatory Source Separation and Recycling Act, P.L. 1987, c.102, has established a recycling fund from which tonnage grants may be made to municipalities in order to encourage local source separation and recycling programs; and

**WHEREAS**, it is the intent and the spirit of the Mandatory Source Separation and Recycling Act to use the tonnage grants to develop new municipal recycling programs, and to continue and expand existing programs; and

**WHEREAS**, the New Jersey Department of Environmental Protection has promulgated recycling regulations to Implement the Mandatory Source Separation and Recycling Act; and

**WHEREAS**, the recycling regulations impose on municipalities certain requirements as a condition for applying for tonnage grants, including but not limited to, making and keeping accurate, verifiable records of materials collected and claimed by the municipality; and

**WHEREAS**, a resolution authorizing this municipality to apply for such tonnage grants will memorialize the commitment of this municipality to recycling and indicate the assent of the Township Committee of the Township of Readington to the efforts undertaken by the municipality and the requirements contained in the Recycling Act and recycling regulations; and

**WHEREAS**, such a resolution should designate the individual authorized to ensure the application is properly completed and timely filed.

**NOW, THEREFORE, BE IT RESOLVED**, that the Township Committee of the Township of Readington, County of Hunterdon, State of New Jersey hereby endorses the submission of the recycling tonnage grant application to the New Jersey Department of Environmental Protection and designates Director of Public Works/Municipal Recycling Coordinator Scott Jesseman to ensure that the application is properly filed; and

**BE IT FURTHER RESOLVED**, that the monies received from the recycling tonnage grant be deposited in a dedicated recycling trust fund to be used solely for the purposes of recycling.

3. **Application for Social Affair Permit** – Rogers' Rescues (September 28, 2007).
4. **Special Events Permit** – June 2, 2007 wedding.
5. **Fiddler's Elbow Country Club** - request for permission to hold fireworks display at June 29, 2007 wedding & their Independence Day Celebration (July 4, 2007).
6. **American Diabetes Association** - request for permission to use portions of Township roads to conduct their Tour de Cure bike-a-thon (June 9, 2007).
7. **Application for Blue Light Permit** – Raymond A. Marvin.
8. **Lien Redemption** – resolution.

**READINGTON TOWNSHIP  
HUNTERDON COUNTY, STATE OF NEW JERSEY  
RESOLUTION**

**WHEREAS**, the property owner has paid to the Tax Collector the amount necessary to redeem the lien on Block 23, Lot 21; and

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

**CONSENT AGENDA – continued:**

**NOW, THEREFORE, BE IT RESOLVED**, by the Township Committee that the Treasurer be authorized to refund the redemption amount of \$4,128.20 known as TSC#534, plus a premium paid in the amount of \$15,000.00 to the lien holder, Rainbow Associates, LLC.

9. **Payment of the Bills.**

<u>Fund Description</u>	<u>Fund No.</u>	<u>Received Total</u>
CURRENT FUND APPROPRIATION	001	\$ 1,511,824.68
SEWER APPROPRIATION	002	\$ 158,744.97
TRUST APPROPRIATION	003	\$ 25,791.14
CAPITAL APPROPRIATIONS	004	\$ 1,590,315.53
MISC REFUND, COUNTY TAX, LIENS	005	\$ 4,616,060.23
PAYROLL DEDUCTIONS	006	\$ 1,276,027.45
REGIONAL AND LOCAL SCHOOL TAX	007	\$ 2,476,195.92
TOTAL OF ALL FUNDS:		\$ 11,654,959.92

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

- Mrs. Allen - Aye
- Mr. Auriemma - Aye (except for minutes of April 18, 2007 as he did not attend the public portion of the meeting)
- Mr. Gatti - Aye
- Mrs. Muir - Aye
- Mayor Shamey - Aye

**CORRESPONDENCE/OTHER INFORMATION:**

1. Memorandum dated April 12, 2007 from Denise B. Doolan, Clerk, Hunterdon County Board of Chosen Freeholders, regarding **adoption of a Resolution in support of renewing & strengthening the Garden State Preservation Trust**, noted for information. No action taken.
2. Memorandum dated April 9, 2007 from Diane Pflugfelder, Municipal Clerk, Twp. of Bethlehem, regarding **adoption of a Resolution in opposition to A-3857 – which would eliminate Regional Contribution Agreements as a tool to facilitate municipal compliance with Mount Laurel**, noted for information. No action taken.
3. Memorandum dated April 23, 2007 from Sharon L. Brienza, Municipal Clerk, Twp. of Branchburg, regarding **adoption of Ordinance #2007-1062 Amending the Land Development Ordinance of the Twp. of Branchburg by amending Subsection 1-22.22 entitled “Definitions,”** noted for information. No action taken.
4. Memorandum dated April 27, 2007 from Sharon L. Brienza, Municipal Clerk, Twp. of Branchburg, regarding **adoption of a Resolution assigning property known as Block 80, Lot 5 in Branchburg to full and single assessment in Readington Township as Block 97, Lot 5**, noted for information. No action taken.
5. Resolution from the Borough of Califon **expressing opposition to A-3857 – which would eliminate Regional Contribution Agreements as a tool to facilitate municipal compliance with Mount Laurel**, noted for information. No action taken.
6. Resolution from the Borough of Califon **endorsing the Mayors’ Climate Protection Agreement**, noted for information. No action taken.

7. Letter dated April 26, 2007 from Donna J. Burham, Municipal Clerk, Twp. of Clinton, regarding ***public hearing of Ordinance #923-07, Supplementing and Amending Chapter 165 Entitled “Land Use Regulations” by amending Landscape Design Standards***, noted for information. No action taken.

***CORRESPONDENCE/OTHER INFORMATION – continued:***

8. Letter dated April 26, 2007 from Donna J. Burham, Municipal Clerk, Twp. of Clinton, regarding ***adoption of a Resolution urging support of A-1707 & S-1522 which would provide for the establishment and support of County Offices for the Disabled in all twenty-one (21) New Jersey counties***, noted for information. No action taken.
9. Resolution from the Township of East Amwell ***endorsing the Mayors’ Climate Protection Agreement***, noted for information. No action taken.
10. Resolution from the Borough of Lebanon ***expressing opposition to Assembly Bill A-3899 which would require minutes to be available within thirty (30) days of a meeting***, noted for information. No action taken.
11. Resolution from the Borough of Lebanon ***expressing opposition to A-3857 – which would eliminate Regional Contribution Agreements as a tool to facilitate municipal compliance with Mount Laurel***, noted for information. No action taken.
12. Letter dated April 10, 2007 from David C. Krueger, President, Environmental Technology, Inc. regarding ***Application for Letter of Interpretation - Line Verification – Serra, Block 36, Lot 96***, noted for information. No action taken.
13. Letter dated April 12, 2007 from Lou Cattuna, Section Chief, Bureau of Inland Regulation, NJDEP regarding ***Letter of Interpretation - Presence/Absence - Winfield Management Corp., Block 8, Lot 3***, noted for information. No action taken.
14. Letter dated April 17, 2007 from Lou Cattuna, Section Chief, Bureau of Inland Regulation, NJDEP regarding ***Letter of Interpretation - Presence/Absence - Wachovia Bank/The Farber Company, Inc., Block 8, Lots 4, 5, 6 & 7***, noted for information. No action taken.
15. Letter dated April 17, 2007 from Lou Cattuna, Section Chief, Bureau of Inland Regulation, NJDEP regarding ***Letter of Interpretation - Presence/Absence - Vines, LLC, Block 39, Lot 59***, noted for information. No action taken.
16. Letter dated April 2, 2007 from the Highlands Water Protection & Planning Council regarding ***grant opportunities***, noted for information. No action taken.

**OLD BUSINESS:**

1. ***Solberg Airport*** - update by Mayor Shamey.

Mayor Shamey said he had nothing to report.

**NEW BUSINESS:**

1. ***Amendment to Section 148-5 “Variance/Waiver” of the Land Development Ordinance*** - introduction.

Action on this item was deferred until additional information can be obtained.

2. ***Ordinance accepting certain roads in Hedgerow Estates*** – introduction.

The following Ordinance was offered for introduction:

***AN ORDINANCE TO PROVIDE FOR THE ACCEPTANCE OF CERTAIN ROADWAYS***

***WITHIN THE RESIDENTIAL DEVELOPMENT KNOWN AS HEDGEROW ESTATES IN THE TOWNSHIP OF READINGTON, COUNTY OF HUNTERDON AND STATE OF NEW JERSEY***

**Ordinance #16-2007**

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

***Ordinance accepting certain roads in Hedgerow Estates – continued:***

**SECTION 1.** The Township of Readington shall accept as public, the following Roads which have been sufficiently improved to municipal standards and dedicated to the Township by VRH Associates, L.P., Hedgerow Developers, Inc., General Partner, as shown on the maps for the Hedgerow Estates site filed in the Hunterdon County Clerk's office as set forth below:

- A. The following roadways in Section I of Hedgerow Estates, as delineated on Filed Map #1085 prepared by A. Edmond Yannacone, N.J.L.S. #13155 of Yannacone Associates, Inc., 460 Main Street, P.O. Box 459, Chester, N.J. 07930, filed in the Hunterdon County Clerk's Office on August 27, 1992:
  1. Ryerson Road
  2. Portion of Delameter Court
  3. Martin Lane
  4. Portion on of Lottings Purchase
  5. Portion of John Reading Road
  
- B. The following roadways in Section II of Hedgerow Estates, as delineated on Filed Map #1115, prepared by A. Edmond Yannacone, N.J.L.S. #13155 of Yannacone Associates, Inc. and filed in the Hunterdon County Clerk's Office on March 23, 1993:
  1. Portion of Governor Road
  2. Portion of John Reading Road
  
- C. The following roadways in Section III of Hedgerow Estates, as delineated on Filed Map #1136, prepared by A. Edmond Yannacone, N.J.L.S. #13155 of Yannacone Associates, Inc. and filed in the Hunterdon County Clerk's Office on January 6, 1994:
  1. Portion of Delameter Court
  2. Quaker Road
  3. Portion of Lottings Purchase
  4. Portion of Governor Road
  
- D. The entire length of the following roadways in Hedgerow Estates II, as delineated on Filed Map #1199, prepared by Julius T. Szalay, N.J.L.S. #30728 of Menlo Engineering and filed in the Hunterdon County Clerk's Office on September 11, 1995:
  1. Metler Way
  2. Stover Way

**SECTION 2.** This ordinance is being enacted pursuant to *N.J.S.A. 40:55D-53(2)(j); N.J.S.A. 40:67-1, et seq.* and any other applicable law.

**SECTION 3.** If the provision of any article, section, subsection, paragraph, subdivision or clause of this Ordinance shall be judged invalid by any Court of competent jurisdiction, such Order or Judgment shall no affect or invalidate the remainder of any such article, section, subsection, paragraph or clause and, to this end, the provisions of this Ordinance are hereby declared to be severable.

**SECTION 4.** This ordinance shall take effect immediately upon final adoption and publication according to law.

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

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

Public Hearing was scheduled for Monday, May 21, 2007 at 8:00 p.m.

***NEW BUSINESS – continued:***

3. ***Readington Commons Water Main Installation*** - location of fire hydrants.

Mayor Shamey said that Fire Official John Barczyk has recommended that there be five (5) fire hydrants at this location.

***A MOTION*** was made by Mr. Auriemma to approve the installation of five (5) fire hydrants in Readington Commons, as recommended by Fire Official John Barczyk. This motion was seconded by Mrs. Allen with a vote of ayes all, nays none recorded.

4. ***Reconstruction of Somerset County Bridge No. B0507 (Amwell Road over the Pleasant Run)*** - approval of proposed detour plan.

Mayor Shamey said that a memorandum was received from the Police Department approving the proposed detour plan.

***A MOTION*** was made by Mrs. Allen to approve the proposed detour plan for the Reconstruction of Somerset County Bridge No. B0507 (Amwell Road over the Pleasant Run). This motion was seconded by Mrs. Muir with a vote of ayes all, nays none recorded.

5. ***2007 Balloon Festival*** – request for permits.

Mayor Shamey said a letter was received from Zoning Official John Barczyk indicating that he has received a Special Events Permit Application from Ken Staats for the 2007 NJ Festival of Ballooning.

***A MOTION*** was made by Mr. Auriemma to approve the request for a Special Events Permit for the 2007 New Jersey Festival of Ballooning. This motion was seconded by Mr. Gatti with a vote of ayes all, nays none recorded.

6. ***Recycling Tonnage Grant*** – resolution.

This item was addressed under the Consent Agenda.

7. ***Application for Social Affair Permit*** – Rogers' Rescues (September 28, 2007).

This item was addressed under the Consent Agenda.

8. ***Special Events Permit*** – June 2, 2007 wedding.

This item was addressed under the Consent Agenda.

9. ***Fiddler's Elbow Country Club*** - request for permission to hold fireworks display at June 29, 2007 wedding & their Independence Day Celebration (July 4, 2007).

This item was addressed under the Consent Agenda.

10. ***American Diabetes Association*** - request for permission to use portions of Township roads to conduct their Tour de Cure bike-a-thon (June 9, 2007).

This item was addressed under the Consent Agenda.

11. ***Application for Blue Light Permit*** – Raymond A. Marvin.

This item was addressed under the Consent Agenda.

**ADMINISTRATOR'S REPORT:**

Written report submitted.

**ADMINISTRATOR'S REPORT – continued:**

Administrator Mekovetz said she distributed information regarding reimbursement of a disabled veteran's back taxes. She asked if the Committee had any comments regarding this request and if they would be in favor of putting an ordinance in place that would specify how far back the Committee is willing to go to reimburse taxes.

Administrator Mekovetz said this particular reimbursement would go back to 2002 and would just be the Municipal portion of the taxes. The resident was declared permanently disabled in 2005, effective back to 2002.

After a short discussion, the following Resolution was offered for consideration:

**READINGTON TOWNSHIP  
HUNTERDON COUNTY, STATE OF NEW JERSEY  
RESOLUTION**

**WHEREAS**, taxes remain open on Block 40, Lot 1.01; and

**WHEREAS**, it has been determined that the property owner is a permanently disabled vet and therefore is tax exempt.

**NOW THEREFORE, BE IT RESOLVED**, by the Township Committee, that the Tax Collector be authorized to cancel taxes back to 2002 in the amount of \$4,043.55.

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

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

Administrator Mekovetz said the Committee needs to schedule a meeting to discuss the defeated Readington Board of Education budget.

Mayor Shamey said he would like the members of the Committee who meet with the Board of Education to have a consensus from the entire Committee regarding reduction in the budget.

Mr. Auriemma and Mrs. Allen will meet with members of the School Board prior to when the Township Committee meets to discuss reductions in the budget.

It was agreed to schedule a meeting to discuss the defeated Readington Board of Education budget as well as the Solberg Litigation was scheduled for Wednesday, May 16<sup>th</sup> at 6:30 p.m.

Administrator Mekovetz said she had nothing further to report at this time.

**ATTORNEY'S REPORT:**

Written report submitted.

Attorney Dragan said she had nothing further to report at this time.

***ENGINEER'S REPORT:***

Written report submitted.

Engineer McEldowney said he had nothing further to report at this time.

***COMMITTEE REPORTS:***

**1. Gerard Shamey:**

Mayor Shamey said he had nothing to report at this time.

**2. Julia Allen:**

**a. Planning Board**

Mrs. Allen referred to item #1 under New Business regarding introduction of an amendment to the zoning ordinance.

Mrs. Allen said this amendment has to do with moving two (2) items from the status of requiring a waiver to the status of requiring a variance. It involves the section of the ordinance that deals with signs, and the section of the ordinance that deals with wireless communications.

Mayor Shamey suggested when a zoning ordinance is forward to the Committee for consideration that it be accompanied by a memo from the Planning Board explaining the proposed changes.

Mrs. Allen said she had nothing further to report at this time.

**3. Thomas Auriemma:**

Mr. Auriemma asked for the status of the negotiations with Patriot Media.

Mr. Gatti said another meeting must be scheduled.

Mr. Auriemma said he had nothing further to report at this time.

**4. Frank Gatti:**

**a. Finance Department**

**1. *Lien Redemption* – resolution.**

This item was addressed under the Consent Agenda.

**2. *Payment of the Bills.***

This item was addressed under the Consent Agenda.

**b. Police Department.**

Mr. Gatti said that he and Administrator Mekovetz met with Chief Paganessi last week to discuss the possibility of having one (1) of the Township's properties designated as a firing range. It was suggested that the property on Route 22 next to the PNC Bank be used for this purpose. The Police Department feels that they could get donations that could be used toward the construction of the facility.

Mr. Gatti said there is one (1) house and a storefront on the property. Chief Paganessi is willing to send a written request to the State asking for permission to use the property for this purpose. They have also considered using the Cal Lime building as a training facility.

Mayor Shamey said he would support the Police Department in this effort.

Mr. Gatti said he will get more information regarding this matter and distribute it to the members of the Committee for their review.

Mr. Gatti said he is continuing to get calls regarding ATVs and dirt bikes on streets and Township properties. He said the Committee had previously discussed drafting an ordinance that would limit or restrict the use of ATV's on small pieces of property.

**Police Department – continued:**

Mr. Gatti said the Township has a noise ordinance in place, but unfortunately there isn't anyone who is qualified to read the noise meter.

Attorney Dragan suggested that the Committee review Millstone Township's ordinance.

Mrs. Allen said the Township does not have anyone who is certified to use the noise meter. She suggested that we contract with a private vendor to provide this service.

Mr. Gatti said he had nothing further to report at this time.

**5. Beatrice Muir:**

Mrs. Muir said she had nothing to report at this time.

**COMMENTS FROM THE PUBLIC:**

Mayor Shamey asked for comments from the public.

Ms. Ingelore Krug said she has very noisy neighbors whose children scream constantly. She asked if the noise ordinance would cover this matter.

Ms. Krug questioned an item on the bill list where an employee was reimbursed for mileage.

Administrator Mekovetz said she would have to look at the purchase order, but it is probably an accumulation of miles for several trips.

Ms. Karen McCullough said she has complained on multiple occasions about the ATV noise and there have been no police to respond to the complaints. It is a nuisance and it is also a safety issue.

Mr. Bill Goodwin commented on the defeated school budget and suggested areas to consider during their review.

Ms. McCullough suggested that the Committee verify the age of the roof at the Middle School during their review of the budget

Ms. Karen Jenkin commented on the school budget

Mayor Shamey said he will leave his copy of the school budget in the Municipal Building for the residents to review. He asked that residents send any comments or concerns about the school budget to him.

**COMMENTS FROM THE GOVERNING BODY:**

Mayor Shamey asked for comments from the Governing Body. There were none.

***ADJOURNMENT***

Readington Township Committee

Meeting – May 7, 2007

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As there was no further business, a motion was made by Mrs. Muir at 9:45 p.m., seconded by Mr. Gatti with a vote of ayes all, nays none recorded.

Respectfully Submitted:

Vita Mekovetz, RMC\CMC  
Administrator\Municipal Clerk