

**READINGTON TOWNSHIP COMMITTEE
MEETING – July 21, 2008**

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

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

ALSO PRESENT: Administrator Mekovetz, Attorney S. Dragan

ABSENT: Mr. G. Shamey

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 Anticipate When Disclosed to Public</u>
Personnel.....	Planning & Zoning.....	Certain information at the discretion of the Township Committee tonight...other information will remain confidential
Personnel.....	Museum.....	“ “ “
Contract Negotiations.....	Merck/Sewer Agreement.....	“ “ “
Contract Negotiations.....	Board of Education/Sewer Agreement	“ “
Contract Negotiations/Shared Svcs...	Emergency Services/ Vehicle Fueling	“ “
Contract Negotiations.....	Award of Maintenance & Repairs Materials Bid	“
Contract Negotiations.....	404 Dove Cote Court.....	“ “ “
Contract Negotiations.....	Pickell Architecture/Dobozynski Farm	“ “
Contract Negotiations.....	Proposals to Move ECHO.....	“ “ “
LandAcq/Contract Negotiations...	Weichert Comm. Brokerage, Inc./ Block 93, Lot 1	“

Contract Negotiations.....	Professional Services..... Toole Recreation Rogers Towers Attorneys At Law	“	“	“
Land Acq/Contract Negotiations....	Block 3, Lot 3.01 (Renda).....	“	“	“
Land Acq/Contract Negotiations.....	Block 39, Lot 49 and Block 40, Lot 2 (Peters)			“
Attorney-Client Privilege.....	Executive Session Minutes (July 7, 2008)	“		“
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)	“	“	“

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

2. This Resolution shall take effect immediately.

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

The meeting reconvened at 8:00 p.m.

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

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

Personnel/Planning and Zoning

A **MOTION** was made by Mrs. Muir to change the title of Carolyn Fritsch from part-time file clerk to part-time file clerk/floater, seconded by Mr. Gatti and on Roll Call vote the following was recorded:

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

Personnel/Museum

A **MOTION** was made by Mrs. Allen to hire Megan Schuster as a Camp Assistant for the Museum Camp from July 7th to July 25th at a rate of \$10.00/hour for 22.5 hours per week paid for by the Museum Trust Fund, seconded by Mr. Gatti and on Roll Call vote the following was recorded:

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

Contract Negotiations/Board of Education/Sewer Agreement

Mayor Auriemma stated this matter will remain in Executive Session.

Contract Negotiations/Shared Services/Emergency Services/Vehicle Fueling

Mayor Auriemma stated this matter will remain in Executive Session.

Contract Negotiations/Award of Maintenance & Repair Materials Bid

A **MOTION** was Mrs. Muir made to award the secondary contracts as per the scheduled for items 9b, 10b, 11b for maintenance repair and materials:

SCHEDULE OF LOW BIDDERS – 2008 MAINTENANCE & REPAIR MATERIALS

Secondary Contracts

<u>ITEM</u>	<u>DESCRIPTION</u>	<u>MODE</u>	<u>QUANT</u>	<u>UNIT</u>	<u>SUCCESSFUL BIDDER</u>	<u>UNIT PRICE</u>	<u>NOT TO EXCEED</u>
9b	BITUMINOUS CONC., FAB.C., 1-5	FOB	3,500	TON	Tilcon, New York	\$51.25	\$179,375.00
10b	BITUMINOUS CONC., MABC, 1-4	FOB	1,000	TON	Tilcon, New York	\$51.25	\$ 51,250.00
11b	BITUMINOUS CONC., STAB. BASE, 1-2	FOB	700	TON	Stavola	\$48.50	\$ 33,950.00

THIS MOTION was seconded by Mr. Gatti and on Roll Call vote the following was recorded:

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

Contract Negotiations/404 Dove Cote Court

A **MOTION** was made by Mrs. Allen to discharge the mortgage on the previous owner (Palchanes), seconded by Mrs. Muir and on Roll Call vote the following was recorded:

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

A **MOTION** was made by Mrs. Muir to authorize Attorney Dragan to file an answer to the (Olshefski) foreclosure complaint, seconded by Mrs. Allen and on Roll Call vote the following was recorded:

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

Contract Negotiations/Pickell Architecture/Dobozynski Farm

A **MOTION** was made by Mrs. Allen to approve the contract proposal for the Dobozynski Farm Cottage Rehabilitation for Pickell Architecture, LLC in the amount of \$2,500.00, seconded by Mr. Gatti and on Roll Call vote the following was recorded:

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

Contract Negotiations/Proposals to Move ECHO

A **MOTION** was made by Mrs. Allen to award the contract to set and finish the ECHO unit as amended for Plumb Construction for \$14,958.00, seconded by Mr. Gatti and on Roll Call vote the following was recorded:

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

A **MOTION** was made by Mrs. Muir to award the contract to move the ECHO unit as amended for Richards Building Contractors in the amount of \$12,840, seconded by Mrs. Allen and on Roll Call vote the following was recorded:

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

Land Acquisition/Contract Negotiations/Weichert Commercial Brokerage, Inc./Block 93, Lot 1

Mayor Auriemma stated this matter will remain in Executive Session.

Contract Negotiations/Professional Services/Toole Recreation Planning

The following Resolution was offered for consideration:

#R-2008-86

***RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT FOR
A RECREATION NEEDS ASSESSMENT***

WHEREAS, the Township of Readington has a need to acquire a Recreation Needs Assessment 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, Toole Recreation Planning has submitted a proposal indicating they will provide a Recreation Needs Assessment at a rate not to exceed \$20,000.00; and

WHEREAS, Toole Recreation Planning has completed and submitted a Business Entity Disclosure Certification which certifies that Toole Recreation Planning 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 Toole Recreation Planning 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 Toole Recreation Planning 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, 2008; and

Resolution # R-2008-86 cont'd:

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 approve this Resolution, seconded by Mr. Gatti and on Roll Call vote the following was recorded:

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

Contract Negotiations/Professional Services/Rogers Towers Attorneys at Law

The following Resolution was offered for consideration:

#R-2008-87

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:

Rogers Towers, Attorneys at Law review and consultation services relative to sign code for an amount not to exceed \$5,000.00.

2. Said contract shall expire on December 31, 2008.
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. Allen to approve this Resolution, seconded by Mrs. Muir and on Roll Call vote the following was recorded:

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

Land Acquisition/Contract Negotiations/Block 3, Lot 3.01 (Renda)

Mayor Auriemma stated this matter will remain in Executive Session.

Land Acquisition/Contract Negotiations/Block 39, Lot 49 and Block 40, Lot 2 (Peters)

A **MOTION** was made by Mrs. Allen to terminate the contract for Block 39, Lot 49 and Block 40, Lot 2 and authorize Attorney Dragan to draft a termination agreement and exchange releases seconded by Mrs. Muir and on Roll Call vote the following was recorded:

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

Attorney-Client Privilege / Executive Session Minutes (July 7, 2008)

A **MOTION** was made by Mrs. Muir to approve the Executive Session Minutes of July 7, 2008 for content only, seconded by Mr. Gatti with a vote of ayes all, nays none recorded.

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 Auriemma stated this matter will remain in Executive Session

CONSENT AGENDA:

Mayor Auriemma read the following statement:

All items list 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 July 7, 2008.
- *2. **Resolution Authorizing Morris County Cooperative Purchase – Road Resurfacing**

The following Resolution was offered for consideration:

#R-2008-88

**TOWNSHIP OF READINGTON
RESOLUTION AUTHORIZING MORRIS COUNTY COOPERATIVE PURCHASES**

WHEREAS, the Township of Readington wishes to purchase road resurfacing materials from an authorized vendor under the Morris County Cooperative Purchasing Program; and

WHEREAS, the purchase of goods and services by local contracting units is authorized by the Local Public Contracts Law, *N.J.S.A. 40A:11-12*; and

WHEREAS, Tilcon New York, Inc., 625 Mt. Hope Road, Wharton, NJ, 07885 has been awarded Morris County Cooperative Contract No. #6 for road resurfacing materials for the period one (1) year, January 1, 2008 – December 31, 2008; and

WHEREAS, the purchasing agent recommends the utilization of this contract on the grounds that it represents the best price available, not to exceed \$660,000; and

WHEREAS, the Chief Finance Officer has certified the availability of funds for this contract.

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Readington, County of Hunterdon, State of New Jersey, that Tilcon New York, Inc. be awarded a contract for road resurfacing materials; and

Resolution # R-2008-88 cont'd:

BE IT FURTHER RESOLVED, The Mayor and Township Clerk are hereby authorized to sign the contract documents necessary to effectuate the award of this contract. The Township Attorney shall review any and all contractual documents prepared in furtherance of this award; and

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

- *3. **Resolution Authorizing Morris County Cooperative Purchase – Services for disposal /Recycling of Municipal Road Clean-up Materials**

The following Resolution was offered for consideration:

#R-2008-89

**TOWNSHIP OF READINGTON
RESOLUTION AUTHORIZING MORRIS COUNTY COOPERATIVE PURCHASES**

WHEREAS, the Township of Readington wishes to purchase services for disposal/recycling of municipal road clean-up materials from an authorized vendor under the Morris County Cooperative Purchasing Program; and

WHEREAS, the purchase of goods and services by local contracting units is authorized by the Local Public Contracts Law, *N.J.S.A. 40A:11-12*; and

WHEREAS, Total Center Maintenance, Inc., 511 Neck Road, Burlington, NJ 08016, has been awarded Morris County Cooperative Contract No. #7 for drainage pipe for the period one (1) year, January 1, 2008 – December 31, 2008; and

WHEREAS, the Administrator recommends the utilization of this contract on the grounds that it represents the best price available, not to exceed \$10,000.00; and

WHEREAS, the Chief Finance Officer has certified the availability of funds for this contract.

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Readington, County of Hunterdon, State of New Jersey, that Total Center Maintenance, Inc. be awarded a contract for disposal/recycling of municipal road clean up materials; and

BE IT FURTHER RESOLVED, The Mayor and Township Clerk are hereby authorized to sign the contract documents necessary to effectuate the award of this contract. The Township Attorney shall review any and all contractual documents prepared in furtherance of this award; and

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

- *4. **Resolution Authorizing Morris County Cooperative Purchase – Clay for Athletic Fields**

The following Resolution was offered for consideration:

#R-2008-90

**TOWNSHIP OF READINGTON
RESOLUTION AUTHORIZING MORRIS COUNTY COOPERATIVE PURCHASES**

WHEREAS, the Township of Readington wishes to purchase clay for athletic fields from an authorized vendor under the Morris County Cooperative Purchasing Program; and

WHEREAS, the purchase of goods and services by local contracting units is authorized by the Local Public Contracts Law, *N.J.S.A. 40A:11-12*; and

Resolution # R-2008-90 cont'd:

WHEREAS, George Schofield Company, Inc., PO Box 110, Bound Brook, NJ 08805-0110, has been awarded Morris County Cooperative Contract No. #7 for drainage pipe for the period seven (7) months, June 1, 2008 – December 31, 2008; and

WHEREAS, the Administrator recommends the utilization of this contract on the grounds that it represents the best price available, not to exceed \$12,000.00

WHEREAS, the Chief Finance Officer has certified the availability of funds for this contract.

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Readington, County of Hunterdon, State of New Jersey, that George Schofield Company, Inc. be awarded a contract for tons of clay for athletic fields; and

BE IT FURTHER RESOLVED, The Mayor and Township Clerk are hereby authorized to sign the contract documents necessary to effectuate the award of this contract. The Township Attorney shall review any and all contractual documents prepared in furtherance of this award; and

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

- *5. **Resolution Authorizing Morris County Cooperative Purchase – Drainage Pipe**

The following Resolution was offered for consideration:

R-2008-91

**TOWNSHIP OF READINGTON
RESOLUTION AUTHORIZING MORRIS COUNTY COOPERATIVE PURCHASES**

WHEREAS, the Township of Readington wishes to purchase drainage pipe from an authorized vendor under the Morris County Cooperative Purchasing Program; and

WHEREAS, the purchase of goods and services by local contracting units is authorized by the Local Public Contracts Law, *N.J.S.A. 40A:11-12*; and

WHEREAS, Chemung Supply Corp. PO Box 527, Elmira, New York, 14902, has been awarded Morris County Cooperative Contract No. #7 for drainage pipe for the period one (1) year, January 1, 2008 – December 31, 2008; and

WHEREAS, the Administrator recommends the utilization of this contract on the grounds that it represents the best price available, not to exceed \$35,000.00;

WHEREAS, the Chief Finance Officer has certified the availability of funds for this contract.

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Readington, County of Hunterdon, State of New Jersey, that Chemung Supply Corp. be awarded a contract for drainage pipe; and

BE IT FURTHER RESOLVED, The Mayor and Township Clerk are hereby authorized to sign the contract documents necessary to effectuate the award of this contract. The Township Attorney shall review any and all contractual documents prepared in furtherance of this award; and

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

- *6. **Resolution Authorizing Morris County Cooperative Purchase – Services for Traffic Signal Maintenance and Repairs**

The following Resolution was offered for consideration:

#R-2008-92

**TOWNSHIP OF READINGTON
RESOLUTION AUTHORIZING MORRIS COUNTY COOPERATIVE PURCHASES**

WHEREAS, the Township of Readington wishes to purchase services for traffic signal maintenance and repairs from an authorized vendor under the Morris County Cooperative Purchasing Program; and

WHEREAS, the purchase of goods and services by local contracting units is authorized by the Local Public Contracts Law, *N.J.S.A. 40A:11-12*; and

WHEREAS, Jenn Electric, Inc. 631 Morris Avenue, has been awarded Morris County Cooperative Contract No. #7 for drainage pipe for the period one (1) year, July 1, 2008 – June 30, 2009; and

WHEREAS, the Administrator recommends the utilization of this contract on the grounds that it represents the best price available, not to exceed \$15,000.00;

WHEREAS, the Chief Finance Officer has certified the availability of funds for this contract.

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Readington, County of Hunterdon, State of New Jersey, that Jenn Electric, Inc. be awarded a contract for services for traffic signal maintenance and repairs; and

BE IT FURTHER RESOLVED, The Mayor and Township Clerk are hereby authorized to sign the contract documents necessary to effectuate the award of this contract. The Township Attorney shall review any and all contractual documents prepared in furtherance of this award; and

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

*7. **Resolution Authorizing Morris County Cooperative Purchase –**
Catch Basins and Manhole Castings

The following Resolution was offered for consideration:

#R-2008-93

**TOWNSHIP OF READINGTON
RESOLUTION AUTHORIZING MORRIS COUNTY COOPERATIVE PURCHASES**

WHEREAS, the Township of Readington wishes to purchase catch basins and manhole castings from an authorized vendor under the Morris County Cooperative Purchasing Program; and

WHEREAS, the purchase of goods and services by local contracting units is authorized by the Local Public Contracts Law, *N.J.S.A. 40A:11-12*; and

WHEREAS, Campbell Foundry Company 800 Bergen Street, Harrison, NJ, 07029, and Brent Material 741 Northfield Ave., West Orange, NJ 07052 (for different items), has been awarded Morris County Cooperative Contract No. #14 for catch basins and manhole castings, as indicating on schedule “A” attached, for the period one (1) year, January 1, 2008 – December 31, 2008; and

WHEREAS, the Administrator recommends the utilization of this contract on the grounds that it represents the best price available, not to exceed \$23,000.00 for Campbell Foundry Company and not to exceed \$17,000.00 for Brent Material; and

WHEREAS, the Chief Finance Officer has certified the availability of funds for this contract.

Resolution # R-2008-93 cont'd:

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Readington, County of Hunterdon, State of New Jersey, that Campbell Foundry Company and Brent Material be awarded a contract for catch basins and manhole castings; and

BE IT FURTHER RESOLVED, The Mayor and Township Clerk are hereby authorized to sign the contract documents necessary to effectuate the award of this contract. The Township Attorney shall review any and all contractual documents prepared in furtherance of this award; and

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

- *8. **Anderson House** – Seeking approval to hang banners for Seafood Festival
- *9. **Robert J. Bachert – Foolish Fox** – Request for refund of liquor license \$1,537.92 (Municipal Fee) and \$200.00 (State Fee)
- *10. **Lien Redemption** – Block 23, Lot 21

The following Resolution was offered for consideration:

WHEREAS, an interested party 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,

NOW THEREFORE BE IT RESOLVED by the Township Committee that the Treasurer be authorized to refund the redemption amount of \$6,966.71, known as Tax Sale Certificate # 566, to the lien holder Crusader Lien Services.

*8. **Payment of Bills**

<u>Fund Description</u>	<u>Fund No.</u>	<u>Received Total</u>
CURRENT FUND	7-01	\$ 1,620.00
CURRENT FUND	8-01	\$ 667,320.01
SEWER APPROPRIATIONS	8-02	\$ 1,697.98
TRUST FUNDS	x-03	\$ 13,552.83
MISC REFUND, COUNTY TAX, LIENS	x-05	\$ 15,175.03
PAYROLL DEDUCTIONS	x-06	\$ 197,199.05
REGION & LOCAL		
2003 CAPITAL APPROPR.	x-33	\$ 3,741.69
2008 CAPITAL	X-88	<u>\$ 2,446.99</u>
TOTAL OF ALL FUNDS		\$ 902,753.58

A MOTION was made by Mrs. Muir to approve all items listed on the Consent agenda, seconded by Mrs. Allen and on Roll Call vote the following was recorded.

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

PUBLIC HEARING:

As it was after 8:00 p.m., **A MOTION** was made by Mrs. Allen to adjourn the regular meeting to hold a Public Hearing. This motion was seconded by Mr. Gatti with a vote of ayes all, nays none recorded.

Clerk read by Title:

***AN ORDINANCE AMENDING CHAPTER 66-5 OF THE CODE OF THE
TOWNSHIP OF READINGTON PERTAINING TO THE FEES FOR
ALCOHOLIC BEVERAGE LICENSES***

ORDINANCE # 21-2008

Mayor Auriemma asked if there were any comments from the Governing Body.

There were none.

Mayor Auriemma asked if there were any comments from the public.

There were none.

A ***MOTION*** was made by Mr. Gatti to close the Public Hearing and open the regular meeting, seconded by Mrs. Allen with a vote of ayes all, nays none recorded.

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

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

A ***MOTION*** was made by Mr. Gatti to adjourn the regular meeting to hold a Public Hearing. This motion was seconded by Mrs. Allen with a vote of ayes all, nays none recorded.

Clerk read by Title:

***AN ORDINANCE REAPPROPRIATING \$20,250 PROCEEDS OF
OBLIGATIONS NOT NEEDED FOR THEIR ORIGINAL PURPOSE IN
ORDER TO PROVIDE FOR TENNIS COURT REPAIRS AND
RESURFACING AT PICKELL PARK IN AND BY THE TOWNSHIP OF
READINGTON, IN THE COUNTY OF HUNTERDON, NEW JERSEY***

ORDINANCE # 22-2008

Mayor Auriemma asked if there were any further comments from the Governing Body.

There were none.

Mayor Auriemma asked if there were any comments from the public.

There were none.

A ***MOTION*** was made by Mrs. Muir to close the Public Hearing and open the regular meeting, seconded by Mr. Gatti with a vote of ayes all, nays none recorded.

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

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

CORRESPONDENCE/OTHER INFORMATION:

1. Memorandum from Diane Schottman, Municipal Clerk, Borough of Flemington ***regarding a Resolution Opposing Proposed Assembly Bill A2867 (and Identical Senate Bill S1919) Known as the “Permit Extension Act of 2008”***. No action taken.
2. Memorandum dated July 7, 2008 from Sue Dziamara, Planning Board Director of Hunterdon County Planning Board ***regarding a Resolution Supporting the Interstate 78 municipalities in their application for Scenic Byway designation for the Interstate 78 Transportation Corridor through Hunterdon County***. No action taken.
3. Memorandum dated July 14, 2008 from Roberta Brassard, Township Clerk ***regarding a Resolution supporting Scenic Byway Designation of Interstate 78 through the Township of Tewksbury in the County of Hunterdon***. No action taken.
4. Letter dated July 11, 2008 from Donna J. Burham, Township Clerk of Clinton Township ***regarding Ordinances as follows:***
 - ***An Ordinance Supplementing and Amending Chapter 165 Entitled “Land Use Regulations” (Amending Standards and the Schedule of Zoning Requirements) of the Code of the Township of Clinton, 2003 to Add the Definition of “Columbarium” and Modify the Definitions of “Mausoleum” and “Mausoleum Family”***
 - ***Adoption of an Ordinance Supplementing and Amending Section 165-91 “Effect of Existing Lots,” of the Code of the Township of Clinton, to Establish Bulk Standards for Additions to Principal Buildings on Nonconforming Lots Greater than 100,000 Square Feet in Area.***No action taken.
5. Memorandum from Anthony E. Koster, Esq. ***regarding Notification of Public Hearing for one-year extension of the deadline for variance and site approval (Block 94, Lot 12.03)***. No action taken.
6. Memorandum from William J. Gold, Esq. ***regarding Notice on Hearing on Application to construct approximately seven acres of photovoltaic Array Solar Panels***. No action taken.
7. Memorandum from Richard D. Stanzione, Esq. ***regarding Legal Notice of Public Hearing to Property Owners to permit construction of a wireless communications facility***. No action taken.
8. A letter dated June 30, 2008 from Michael M .Viera, President of NJ Council on Special Transportation ***requesting support for Legislative Bills Assembly-2046 and companion Bill Senate -1830***. No action taken.
9. Letter dated July 14, 2008 from Victoria Ann Kupsch, Assistant City Clerk, City of Perth Amboy ***regarding a Resolution requesting that the State of New Jersey and the Council on Affordable Housing Honor Previous Regional Contribution Commitments and Projects for Previously Identified Affordable Housing with Funds Totaling \$20,235,000.00***.

The following Resolution was offered for consideration:

#R-2008-94

RESOLUTION REQUESTING THAT THE STATE OF NEW JERSEY AND THE COUNCIL ON AFFORDABLE HOUSING HONOR PREVIOUS REGIONAL CONTRIBUTION COMMITMENTS AND PROJECTS FOR PREVIOUSLY IDENTIFIED AFFORDABLE HOUSING WITH FUNDS TOTALING \$20,235,000.00

Resolution # R-2008-94 cont'd:

WHEREAS, the City of Perth Amboy has previously received formal commitments for Regional Contribution Agreement (“RCA”) funds from various municipalities by the way of authorizing resolutions; and

WHEREAS, the City of Perth Amboy has entered into formal Regional Contribution Agreements with several municipalities, including Readington Township; and

WHEREAS, the total of these commitments amount to \$20,235,000, which was anticipated to assist affordable housing projects in various stages of planned and underway projects; and

WHEREAS, the City of Perth Amboy has incurred substantial costs in planning and preparation process associated with these affordable housing projects; and

WHEREAS, there continues to be a great demand for said assistance that will affect the City’s effort in providing affordable housing to low income families; and

WHEREAS, New Jersey Legislature has submitted legislation to the Governor that would discontinue and void Regional Contribution Agreements.

NOW, THEREFORE, IT IS HEREBY RESOLVED by the Governing Body of the Township of Readington, Hunterdon County, NJ supports Perth Amboy in its efforts to pursue enforcement and funding of these projects and for \$20,235,000 in Regional Contribution Agreements and hereby requests that the Governor and Legislature of the State of New Jersey amend the pending legislation (A500/S1783) to grandfather the foregoing Regional Contribution Agreements and release the \$20,235,000 in associated funding.

BE IT FURTHER RESOLVED that copies of this Resolution be forwarded to the Governor and Legislature of the State of New Jersey asking that A500/S1783 be amended to grandfather the foregoing Regional Contribution Agreements and release the \$20,235,000 in associated funding.

A MOTION by Mrs. Allen to adopt this Resolution, seconded by Mr. Gatti with a vote of ayes all, nays none recorded.

10. Letter dated June 30, 2008 from William H. Harclerode, Chair of Union Township Environmental Commission **requesting support of a Resolution asking NJDEP to enforce federal regulations regarding truck noise and muffler system modifications and impose fines for violations.** No action taken.
11. Letter from Lou Cattuna, Northern Delaware Regional Supervisor, Department of Environmental Protection, **regarding Freshwater Wetlands Letter of Interpretation/Line Verification, Block 30, Lot 3, Readington Township Hunterdon County.** No action taken.
12. Letter from Ronald T. Corcory, Assistant Director, Department of Environmental Protection **regarding NJDEP Child Care Facility Approval Letter, Block 39, Lot 57, Readington Township, Hunterdon County.** No action taken.
13. Letter dated June 25, 2008 from Kenneth J. Kloo, Administrator, Department of Environmental Protection, **regarding unrestricted use, Block 39, Lot 49.16, Readington Township, Hunterdon County.** No action taken.
14. Letter dated June 30, 2008 from Edward A. Kuc, Principal Ecologist, Eastern States Environmental Associates, Inc. **regarding legal notification of Block 53, Lot 39, Readington Township, Hunterdon County.** (Complete File in Clerk’s Office for Review) No action taken.

15. Letter dated July 11, 2008 from Joseph W. Zoltowski, Chief , Bureau of Plant, Department of Agriculture *regarding application for survey of gypsy moth egg masses*. No action taken.

OLD BUSINESS:

None.

NEW BUSINESS:

1. ***An Ordinance for Determining Positions Eligible for the Defined Contribution Retirement Program***

The following Ordinance was offered for introduction:

AN ORDINANCE FOR DETERMINING POSITIONS ELIGIBLE FOR THE DEFINED CONTRIBUTION RETIREMENT ACT

ORDINANCE #23 -2008

WHEREAS, the State Legislature recently adopted Chapter 92 of the Laws of 2007 (N.J.S.43:15C-1 et seq.) to create the Defined Contribution Retirement Program to provide retirement benefits to various county and municipal officials; and,

WHEREAS, N.J.S. 43:15C-2 requires the governing body of each county, municipality, and other local entity to adopt, as appropriate, either a resolution or ordinance to determine the positions that are substantially similar in nature to the advice and consent of the Senate for appointments by the Governor of the State, pursuant to guidelines or policy that shall be established by the Local Finance Board in the Department of Community Affairs, and for which officials appointed to such positions shall be eligible for and shall participate in the Defined Contribution Retirement Program, subject to the provisions of law; and

WHEREAS, the Township Committee of the Township of Readington has considered the guidelines issues by the Local Finance Board;

THEREFORE, BE IT ORDAINED by the Readington Township Committee that:

1. Pursuant to N.J.S. 43:15C-2, the following positions are deemed eligible for and shall participate in the Defined Contribution Retirement Program:

- a. Statutory-based, untenured chief administrative officer of the local unit

Municipal Administrator, Chief Administrative Officer

- b. Positions with principal responsibility of a government function(s), commonly called “department heads” or similar title, that are filled by action of the governing body and who report directly to an elected official(s) or chief administrative officer

*Court Administrator
Planning and Zoning Coordinator
Recreation Director
Housing Coordinator
Administrator of Public Assistance
Social Services Director
Fire Official
Land Use Administrator
Librarian
Museum Administrator
Treasurer*

Ordinance # 23-2008 cont'd:

Registrar

- c. Gubernatorial appointees who serve in county or municipal government for a fixed term

Mayor and Members of the Township Committee

- 2. Individuals serving in the following positions are exempt from Defined Contribution Retirement Program membership, pursuant to N.J.S. 43:15C-2:
 - a. *Tax Collector*
 - b. *Chief Financial Officer*
 - c. *Registered Municipal Clerk*
 - d. *Construction Code Official*
 - e. *Tax Assessor*
 - f. *Licensed Uniform Sub-code Inspector*
 - g. *Building Sub-code Inspector*
 - h. *Fire Sub-code Inspector*
 - i. *Electrical Inspector*
 - j. *Plumbing Inspector*
 - k. *Fire Inspector*
 - l. *Director Public Works*
- 3. If an individual is appointed to one of the positions listed in Section 1 and the individual is not serving in a position as described in Section 2 above, the Pension Certifying Officer of the municipality may determine that the individual is not required to join the Defined Contribution Retirement Program if that individual; **1.** was an active participant in the Public Employee Retirement System on July 1, 2007 and continuously since that time; or **2.** has been appointed pursuant to a valid promotional process; or is **3.** is appointed on a temporary, interim, or “acting” basis to a position requiring State Certification as set forth in Section 2 herein, and is in pursuit of the required certification; or **4.** meets such other exceptions that may be approved by the Local Finance Board or the Division of Pensions and Benefits.
- 4. This Ordinance shall be implemented, construed and subject to the aforesaid Chapter 92 of the Laws of 2007 (N.J.S. 43:15C-1 et seq.) as amended from time to time, and any regulations or guidance documents from the Local Finance Board of the Division of Pensions and Benefits.
- 5. Should any part or parts of this Ordinance be held to be invalid by any competent court of law, such invalidity shall only affect the part or parts held to be invalid, and all other parts shall remain in effect.
- 6. A copy of this Ordinance shall be filed with the Director of the Division of Pensions and Benefits of the New Jersey Department of the Treasury.
- 7. This Ordinance shall take effect upon its passage and publication as required by law.

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

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

A Public Hearing was scheduled for 8:00 p.m. on August 4, 2008.

2. ***An Ordinance of the Township of Readington, in the County of Hunterdon New Jersey Appropriating \$101,000 to Provide Funds to Reacquire Certain Sewer Capacity Rights, such Appropriation Consists of \$93,700 from the Capital Improvement and \$7,300 from the Sewer Expansion Trust***

The following Ordinance was offered for introduction:

ORDINANCE OF THE TOWNSHIP OF READINGTON, IN THE COUNTY OF HUNTERDON, NEW JERSEY APPROPRIATING \$101,000 TO PROVIDE FUNDS TO REACQUIRE CERTAIN SEWER CAPACITY RIGHTS, SUCH APPROPRIATION CONSISTS OF \$93,700 FROM THE CAPITAL IMPROVEMENT AND \$7,300 FROM THE SEWER EXPANSION TRUST

ORDINANCE # 24 -2008

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

Section 1. \$101,000 is hereby appropriated to provide funds to reacquire certain sewer capacity rights previously allocated to GABT, LLC in and by the Township of Readington, in the County of Hunterdon, New Jersey (the “Township”). Such appropriation consists of \$93,700 from the Capital Improvement Fund and \$7,300 from the Sewer Expansion Trust.

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

Section 3. This ordinance shall take effect as provided by the law.

A MOTION was made by Mrs. Allen to introduce this Ordinance seconded by Mr. Gatti and on Roll Call vote the following was recorded:

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

A Public Hearing was scheduled for 8:00 p.m. on August 4, 2008.

3. ***St. Elizabeth Ann Seton Picnic***- September 13th, 14th – request to waive fees

A MOTION was made by Mrs. Allen to donate the \$50.00 permit fees for both events, seconded by Mrs. Muir and on Roll Call vote the following was recorded:

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

Mrs. Allen requested that Administrator Mekovetz get a copy of the ordinance requiring Special Event Permit Fees for the Committee to review and reconsider.

- * 4. ***Resolution Authorizing Morris County Cooperative Purchase*** – Road Resurfacing

This item was addressed under Consent Agenda.

- * 5. ***Resolution Authorizing Morris County Cooperative Purchase*** – Services for Disposal/Recycling of municipal road clean-up materials.

This item was addressed under Consent Agenda.

- * 6. ***Resolution Authorizing Morris County Cooperative Purchase*** – Clay for Athletic Fields

This item was addressed under Consent Agenda.

- * 7. ***Resolution Authorizing Morris County Cooperative Purchase*** – Drainage Pipe

This item was addressed under Consent Agenda.

- * 8. ***Resolution Authorizing Morris County Cooperative Purchase*** – Services for Traffic Signal Maintenance and Repairs

This item was addressed under Consent Agenda.

- * 9. ***Resolution Authorizing Morris County Cooperative Purchase*** – Catch Basins and Manhole Castings

This item was addressed under Consent Agenda.

- * 10. ***Anderson House***- Seeking approval to hang banners for Seafood Festival

This was addressed under Consent Agenda.

- * 11. ***Robert J. Bachert - Foolish Fox***- Request for refund liquor license - \$1,537.92 (municipal fee) and \$200.00 (state fee)

This item was addressed under Consent Agenda.

ADMINISTRATOR'S REPORT

Administrator Mekovetz stated she received a request from the Whitehouse Station Fire Co. for the Township to considering waiving permit fees for the construction at their building. Administrator Mekovetz read the following letter:



To: Members of the Readington Township Committee

From: Whitehouse Fire Company # 1 Inc.

Date: July 20, 2008

The Whitehouse Fire Company has begun a project to upgrade the firehouse facilities located at 271 Main Street in Whitehouse Station. Architectural drawings have been obtained and we have contracted the services of the "L2M" construction company to complete this project. The Zoning permit has been applied for and approved. We have provided the Township Building Department with the drawings as well as other information requested by the Building Department, and we have

been advised that the. Building permit has been approved. The fee for this permit is \$5,657.

As a non profit volunteer organization, that is providing emergency services to the Readington Township community, we are requesting that the Township Committee members waive this fee for the fire company.

Thank you, and if you require any additional information please let me know.

Sincerely,

Robert Motz President
Whitehouse Fire Co. #1 Inc.

Attorney Dragan stated the reason if the Committee decides to waive the fees is because the firehouse is a quasi-governmental agency by statute.

A MOTION was made by Mrs. Allen to waive fees for Whitehouse Fire Co. construction permits, seconded by Mrs. Muir and on Roll Call vote the following was recorded:

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

Administrator Mekovetz stated she received a resolution in support of the Police Department to apply for grant to increase drunk driving enforcement. Mrs. Muir expressed concern that this would require approval for overtime for the Police Department. Administrator Mekovetz stated the grant, which the Township has received every year in the amount of \$5,000.00, would cover the cost.

The following Resolution was offered for consideration:

#R-2008-95

**RESOLUTION SUPPORTING THE “OVER THE LIMIT UNDER ARREST
2008 STATEWIDE CRACKDOWN”**

WHEREAS, impaired drivers on our nation’s roads kill someone every 30 minutes, 50 people per day and almost 18,000 people per year; and

WHEREAS, 28% of motor vehicle fatalities in New Jersey are alcohol-related; and

WHEREAS, an enforcement crackdown is planned to combat impaired driving; and

WHEREAS, the end of summer season is traditionally a time of social gatherings which often include alcohol; and

WHEREAS, the State of New Jersey, Division of Highway Traffic Safety, has asked law enforcement agencies throughout the state to participate in the *Over the Limit Under Arrest 2008 Statewide Crackdown*; and

WHEREAS, the project will involve increased impaired driving enforcement from August 15 through September 1, 2008; and

WHEREAS, an increase in impaired driving enforcement and a reduction in impaired driving will save lives on our roadways;

Resolution # R-2008-95 cont’d:

NOW, THEREFORE, BE IT RESOLVED that the Readington Township Committee declares it's support for the *Over the Limit Under Arrest 2008 Statewide Crackdown* from August 15 through September 1, 2008 and pledges to increase awareness of the dangers of drinking and driving.

A ***MOTION*** was made by Mrs. Allen to approve the Resolution with addition of “not to exceed \$5,000.00”, seconded by Mrs. Muir and on Roll Call vote the following was recorded:

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

Administrator Mekovetz stated the 2008 tax rate has not been struck by the County and subsequently there is a resolution to give the tax payers an additional grace period (25 days from mailing of the tax bills).

The following Resolution was offered for consideration:

#R-2008-96

***RESOLUTION TO EXTEND THE GRACE PERIOD
FOR TAX PAYMENTS DUE AUGUST 1, 2008***

WHEREAS, due to the delay in calculating State Aid to municipalities, the tax rate for Readington Township for the year 2008 has not been struck by the County.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Township Committee of the Township of Readington, County of Hunterdon, State of New Jersey, that taxpayers be given an additional grace period (25 days from mailing) for the payment of third quarter taxes to the Township.

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

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

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

Administrator Mekovetz stated a July 24th a Kickoff Meeting at 10:00 a.m. regarding Interstate 78 at Oldwick Road is being held at the Tewksbury Township Administration Building. Committee Members and anyone else who is interested is invited to attend.

ATTORNEY'S REPORT

Attorney Dragan stated she had nothing further to report.

COMMITTEE REPORTS

Thomas Auriemma

Mayor Auriemma stated he had nothing further to report.

Julia Allen

Mrs. Allen stated they held their Open Space hike on July 20, 2008 on the River Trail. Mrs. Allen asked the Committee to consider passing a resolution in support of the Somerset County

Historic Preservation Commission asking the Board of Raritan Valley Community College to consider preserving the historic house on Raritan Valley Community College property.

The following Resolution was offered for consideration:

#R- 2008-97

**TOWNSHIP OF READINGTON
RESOLUTION**

WHEREAS, Readington Township strongly supports the Township of Branchburg Historic Preservation Commission to save the Brokaw, Wortman, Little House from being removed from the property; and

WHEREAS, the Brokaw, Wortman, Little house is an important part of Branchburg and Somerset County's history; and

WHEREAS, part of the house is believe to have built in 1745, at a time the Indians still walked the roads of Branchburg; and

WHEREAS, the members of the Wortman family who lived there were members of the North Branch Militia Company under Captain Jacob Ten Eyck, who served in many important battles and campaigns of the American Revolution; and

WHEREAS, the house is an excellent example of an 18th century Dutch Colonial House having retained its original one and a half story configurations for over 240 years; and

WHEREAS, the Brokaw, Wortman, Little house is clearly eligible for the State and National registers of Historic Places, making it eligible for restoration money from the Somerset County Historic Preservation Grant and the NJ Historic Trust, so long as it is owned by Raritan Valley Community College or a local or governmental agency or charity; and

WHEREAS, the Brokaw, Wortman, Little house is an important element of the history of the people of the region

NOW THEREFORE BE IT RESOLVED, that the Township Committee of the Township of Readington, County of Hunterdon, recognizes the need for historic preservation and supports the Branchburg Township Historic Preservation Commission in their request to preserve the Brokaw, Wortman, Little house.

A MOTION was made by Mrs. Muir to adopt this resolution and send a letter to members of the Board of Raritan Valley Community College asking them to visit the preserved Dutch Colonial at the Bouman Stickney Farm seconded by Mrs. Allen with a vote of ayes all, nays none recorded.

Frank Gatti

Mr. Gatti stated the book Images of America Readington Township is available. Mr. Gatti requested the Committee write the authors of the book a thank you note along with a certificate of appreciation for all the work they did to publish the book in less than a year. Mrs. Muir stated she will donate five copies of the book to the middle and high school for research purposes.

A MOTION was made by Mr. Gatti to write a letter of thanks along with a certificate of appreciation to all the members of the Book Committee seconded by Mrs. Allen with a vote of ayes all, nays none recorded.

Beatrice Muir

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

COMMENTS FROM THE PUBLIC

Readington Township Committee

Meeting – July 21, 2008

Page 21 of 21

There were none.

COMMENTS FROM THE GOVERNING BODY

There were none.

As there was no further business, ***A MOTION*** was made by Mrs. Muir at 8:45 p.m. to adjourn the meeting, seconded by Mr. Shamey with a vote of all ayes, nays none recorded.

Respectfully Submitted:

Vita Mekovetz, RMC/MMC/RPPO
Administrator/Municipal Clerk