

**READINGTON TOWNSHIP COMMITTEE  
MEETING – AUGUST 6, 2007**

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

**ABSENT:** 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>
Museums.....	Personnel.....	Certain information at the discretion of the Township Committee tonight... other information will remain confidential
Police Department.....	Personnel.....	" " "
Recreation.....	Personnel.....	" " "
Borough of Lebanon.....	Contract Negotiations.....	" " "
Auction - Block 96, Lot 18.....	Contract Negotiations.....	" " "
Block 20, Lot 11 (Csepi).....	Contract Negotiations.....	" " "
Block 53, Lot 5 (Holland Brook Realty).....	Contract Negotiations.....	" " "
Block 56, Lot 5 (James).....	Contract Negotiations.....	" " "
Awarding of East Whitehouse Fire Truck Bid...	Contract Negotiations.....	" " "
Executive Session Minutes.....	Attorney-Client Privilege.....	" " "
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.....	" " "
Solberg Aviation Company v. Twp. of Readington - Docket No. HNT-L-435-07.....	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 6:30 p.m. by Mrs. Auriemma to adopt this Resolution, seconded by Mrs. Allen with a vote of ayes all, nays none recorded.

The meeting reconvened at 7:55 p.m.

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

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

***Personnel - Museums***

A ***MOTION*** was made by Mrs. Allen to approve Amy Hollander's request to take three (3) consecutive weeks of vacation in September, seconded by Mr. Auriemma with a vote of ayes all, nays none recorded.

***Personnel – Police Department***

A ***MOTION*** was made by Mr. Gatti to appoint Joseph Greco as permanent Sergeant First Class effective August 1, 2007, based on completion of his one (1) year probationary period and recommendation by Chief Paganessi and to adjust his salary pursuant to the PBA Contract. 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
Mayor Shamey	-	Aye

***Personnel – Recreation***

A ***MOTION*** was made by Mrs. Allen to correct the salary of Summer Recreation Counselor Peter Forenza from \$9.25 per hour to \$9.50 per hour, retroactive to June 25, 2007. This motion was seconded by Mr. Auriemma and on Roll Call vote the following was recorded:

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

A ***MOTION*** was made by Mr. Auriemma to authorize advertising to fill the vacant part-time Sports and Tournament Assistant for 10 to 15 hours per week at a rate of \$13.00 per hour to be paid from the Recreation Trust Account. 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
Mayor Shamey	-	Aye

***Contract Negotiations - Borough of Lebanon***

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

***Contract Negotiations - Auction - Block 96, Lot 18***

The following Resolution was offered for consideration:

**TOWNSHIP OF READINGTON  
RESOLUTION  
R-2007-98**

***Auction - Block 96, Lot 18 – continued:***

**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:
  - Max Spann Real Estate & Auction Co. as an Auction Specialist to effectuate the sale of real property located on Block 96, Lot 18 for a charge of a Buyers Premium of ten percent (10%) to be added to the sales price.
2. Said contract shall expire on August 7, 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 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
Mayor Shamey	-	Aye

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

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

***Contract Negotiations - Block 53, Lot 5 (Holland Brook Realty)***

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

***Contract Negotiations - Block 56, Lot 5 (James)***

**A MOTION** was made by Mrs. Allen to approve the contract for Block 56, Lot 5 (James), seconded by Mr. Gatti and on Roll Call vote the following was recorded:

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

The following Resolution was offered for consideration:

**TOWNSHIP OF READINGTON  
RESOLUTION  
R-2007-99**

**WHEREAS**, the State Agriculture Development Committee (SADC) certified the Fair Market Value (FMV) of \$22,000 per acre for the development easement on the James Farm (Block 56, Lot 5 - 21+/- acres) farm, which is contained in Readington Township's 2000B Round Planning Incentive Grant II list of farms; and

***Block 56, Lot 5 (James) – continued:***

**WHEREAS**, the SADC approved the ten (10) year allocation of \$3,181,464 to be appropriated from the Garden State Preservation Trust, Farmland Preservation Fund, for Readington Township's Planning Incentive Grant I application, conditioned upon Garden State Preservation Trust, legislative and gubernatorial appropriation; and

**WHEREAS**, based on Readington Township's application, the County of Hunterdon will provide a cost share for the purchase of the development easements, holding title to the development easements.

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

1. Approves the purchase of the development easement on Block 56, Lot 5 (James).
2. Commits to funding of the purchase of the development easement on Block 56, Lot 5 (James).
3. Authorizes funding pursuant to the Township's ten (10) year funding plan.

**BE IT FURTHER RESOLVED**, that the Municipal Clerk is directed to forward certified copies of this Resolution to the County Agricultural Development Board and the State Agricultural Development Committee as requested and required.

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

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

***Contract Negotiations - Awarding of East Whitehouse Fire Truck Bid***

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

***Attorney-Client Privilege - Executive Session Minutes (July 16, 2007)***

A **MOTION** was made by Mrs. Allen to approve the Executive Session Minutes from the meeting of July 16, 2007 for content. This motion was seconded by Mr. Gatti with a vote of ayes all, nays none recorded. Mr. Auriemma abstained from this vote as he was not present.

***Attorney-Client Privilege - Executive Session Minutes***

***(Aug. 4, 2003; Sept. 15, 2003; Sept. 7, 2004; Nov. 15, 2004; May 16, 2005; June 20, 2005, July 18, 2005; Aug. 1, 2005; Sept. 19, 2005; Nov. 21, 2005; Dec. 5, 2005; April 3, 2006; June 19, 2006; July 5, 2006; Dec. 4, 2006; Feb. 5, 2007 & Feb. 20, 2007 for release)***

A **MOTION** was made by Mrs. Allen to approve the Executive Session Minutes for release regarding Block 39, Lots 49 & 14.04 and Block 40, Lot 2, 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 Shamey said that this matter will remain in Executive Session.

***Litigation - Solberg Aviation Company v. Township of Readington Docket No. HNT-L-435-07***

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

**CONSENT AGENDA:**

1. **APPROVAL OF THE MINUTES** of meeting of July 16, 2007.
2. **Acceptance of 2006 Report of Audit** - resolution.

**TOWNSHIP OF READINGTON  
RESOLUTION  
R-2007-103**

**WHEREAS**, N.J.S.A. 40A:5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions; and

**WHEREAS**, The Annual Report of Audit for the year 2006 has been filed by the Registered Municipal Accountant with the Municipal Clerk as per the requirements of N.J.S.A. 40A:5-6, and a copy has been received by each member of the governing body; and

**WHEREAS**, the Local Finance Board of the State of New Jersey is authorized to prescribe reports pertaining to the local fiscal affairs, as per R.S. 52:27BB-34; and

**WHEREAS**, the Local Finance Board has promulgated a regulation requiring that the governing body of each municipality shall by resolution certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, at a minimum, the sections of the annual audit entitled:

General Comments  
Recommendations

and

**WHEREAS**, the members of the governing body have personally reviewed, at a minimum, the Annual Report of Audit, and specifically the sections of the Annual Audit entitled:

General Comments  
Recommendations

as evidenced by the group affidavit form of the governing body; and

**WHEREAS**, such resolution of certification shall be adopted by the governing body no later than forty-five days after the receipt of the annual audit, as per the regulations of the Local Finance Board; and

**WHEREAS**, all members of the governing body have received and have familiarized themselves with at least the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board; and

**WHEREAS**, failure to comply with the promulgations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S. 52:27BB-52 - to wit:

R.S. 52:27BB-52 - "A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office."

**NOW, THEREFORE, BE IT RESOLVED**, that the governing body of the Township of Readington, hereby states that it has complied with the promulgation of the Local Finance Board of the State of New Jersey dated July 30, 1968 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

**CONSENT AGENDA – continued:**

3. **Corrective Action Plan - 2006 Audit.**

**TOWNSHIP OF READINGTON  
RESOLUTION  
R-2007-106**

**WHEREAS**, the Annual Audit Report for the year 2006 prepared by the firm of Suplee, Clooney & Co., CPA/RMA, contained “General Comments” and “Recommendations” regarding the financial practices of the Township of Readington; and

**WHEREAS**, the Chief Financial Officer has prepared a Corrective Action Plan to address all the issues raised by the Auditor and submitted said plan for approval by the Governing Body.

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Township Committee of the Township of Readington, County of Hunterdon, State of New Jersey, that the Corrective Action Plan prepared by the Chief Financial Officer with regard to the 2006 Audit is hereby approved and adopted.

4. **Resolution to offer the State Long-Term Care Insurance Plan.**

**RESOLUTION TO ELECT TO OFFER THE STATE OF NEW JERSEY'S LONG-TERM  
CARE INSURANCE PLAN TO EMPLOYEES AND RETIREES  
R-2007-104**

**WHEREAS**, the State, through the Division of Purchase and Property, awarded a Long Term Care Insurance Plan Contract for State employees to Prudential Insurance Company of America (hereinafter “Prudential”) on May 4, 2001 (hereinafter “the Contract”); and

**WHEREAS**, N.J.S.A. 52:18-11.2, provides that the State Treasurer shall negotiate and arrange for a long term care insurance plan to employees and retirees of any local public employer contracting unit adopting a resolution offering its employees and retirees the opportunity to participate, at their own cost; and

**WHEREAS**, the Contract has been amended to permit participation by eligible active and retired employees of any local contracting unit adopting a resolution offering its employees and retirees the opportunity to participate in the Contract; therefore

**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 Township of Readington hereby offers the Long-Term Care Insurance Plan that is the subject of the Contract to its employees and retirees.
2. We understand that submission of a certified copy of this resolution to the Division of Pensions and Benefits (“the Division”) is a prerequisite to any of our employees and retirees applying to enroll in the Plan options and benefits offered under the Contract.
3. We understand that following its receipt of a certified copy of this resolution, the Division will advise Prudential that our employees and retirees are eligible to apply to Prudential for enrollment in the Plan options and benefits offered under the Contract.
4. We acknowledge that we will cooperate with Prudential in making the opportunity for our employees and retirees to apply to Prudential for enrollment in the plan options and benefits offered under the Contract.
5. We understand that an employee or retiree eligible to participate in the plan options and benefits offered under the Contract shall pay the entire cost associated therewith.
6. We understand that an enrolled employee may elect to have a deduction made from his or her salary for the payment of premiums due Prudential under the Contract.

**CONSENT AGENDA – continued:**

5. **Amendment to Domestic Violence Training Project Grant** – decrease in award by \$1,206.92 reducing total award to \$5,402.08.
6. **Hunterdon County Housing Corp./Block 4, Lot 94** - request for release of unused escrow funds (\$250.30).
7. **Higgins Development Partners, LLC./Block 2.01, Lots 9.01 & 11** - request for release of unused escrow funds (\$1,282.29).
8. **John Confalone/Rome Pizza** – request for refund of fee for unused temporary food Handlers’ license (\$100).
9. **Application for Membership in NJ Firemen’s Association** – John Bulick.
10. **Lien Redemption** – resolutions.

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

**WHEREAS**, an interested party has paid to the Tax Collector the amount necessary to redeem the lien on Block 25, Lot 51.01; 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 \$27,492.71, plus a premium paid in the amount of \$25,000.00 to the lien holder, known as TSC#503 to the lien holder, Crusader Servicing Corp.

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

**WHEREAS**, an interested party has paid to the Tax Collector the amount necessary to redeem the lien on Block 73, Lot 321 known as Tax Sale Certificate #555; 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 \$383.33, plus a premium paid in the amount of \$1,000.00 to the lien holder, Joy C. Iferika-Osawe.

11. **Payment of the Bills.**

<u>Fund Description</u>	<u>Fund No.</u>	<u>Received Total</u>
CURRENT FUND APPROPRIATION	001	\$ 1,415,804.80
SEWER APPROPRIATION	002	\$ 101,271.03
TRUST APPROPRIATION	003	\$ 50,884.87
CAPITAL APPROPRIATIONS	004	\$ 13,436.56
MISC REFUND, COUNTY TAX, LIENS	005	\$ 53,876.04
PAYROLL DEDUCTIONS	006	\$ 176,336.24
DUE TO STATE OF NEW JERSEY	009	\$ 650.00
 TOTAL OF ALL FUNDS:		 \$ 1,812,259.54

12. **Municipal Court & Violations Bureau Report** for July, 2007.

**CONSENT AGENDA – continued:**

A **MOTION** was made by Mr. Auriemma 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
Mr. Gatti	-	Aye
Mayor Shamey	-	Aye

**CORRESPONDENCE - OTHER INFORMATION:**

1. Letter dated July, 2007 from John Flynn, Administrator, Green Acres Program, regarding ***the availability of Green Acres Grants & Loans for land acquisition and the development of outdoor parks and recreational facilities***, noted for information. No action taken.

2. Letter from Mike Tripp regarding ***parking of tree trimming trucks at the Summer Road park***.

Administrator Mekovetz said she spoke with DPW Director Scott Jesseman regarding this matter and he had given Nelson Tree Service permission to park at the Summer Road park. He had discussed the matter with Recreation Director Greta Kenney and neither saw a problem with the trucks parking there. In turn, Nelson Tree Service has done tree trimming for the Township on occasion at no cost.

Mrs. Allen expressed concern about having commercial parking in a residential zone. She said occasional parking is not a problem, however it should not be on a daily basis. She asked that additional information be provided to the Committee.

Mayor Shamey asked that Mr. Tripp be called and told that the Committee is looking into this matter.

3. Resolution from the Borough of Bloomsbury ***in support of state legislation to amend Abbott-Burke funding to streamline administration of a more thorough and efficient education throughout the State of New Jersey***, noted for information. No action taken.
4. Letter dated July 19, 2007 from Donna J. Burham, Municipal Clerk, Twp. of Clinton, regarding ***adoption of Ordinance #932-07 Supplementing & Amending Chapter 165 entitled "Land Use Regulations" (Amending Standards & the Schedule of Zoning Requirements)***, noted for information. No action taken.
5. Letter dated July 19, 2007 from Donna J. Burham, Municipal Clerk, Twp. of Clinton, regarding ***adoption of Ordinance #930-07 Amending Section 165-103 Entitled "Storage Sheds,"*** noted for information. No action taken.
6. Memorandum dated July 23, 2007 from Dorothy Gooditis, Municipal Clerk, Township of Raritan, regarding ***adoption of Resolution urging the State of New Jersey to take financial responsibility for the cost of a statewide gypsy moth control program***, noted for information. No action taken.
7. Memorandum dated July 13, 2007 from Roberta A. Brassard, Municipal Clerk, Twp. of Tewksbury, regarding ***public hearing of Ordinance #12-2007 - to Amend an Ordinance whose short title is "Tewksbury Twp. Development Regulations Ordinance (2000),"*** noted for information. No action taken.
8. Notices from Pivotal Utility Holdings, Inc., d/b/a Elizabethtown Gas Company, regarding 2007/2008 Annual Compliance Filing for the ***Universal Service Fund & Lifeline Program Components within Societal Benefit Charge Rate***, noted for information. No action taken.
9. Letter dated July 30, 2007 from Sally Cheong, Manger, Tariff Activity, Rates & Regulatory Affairs, JCP&L regarding ***Annual Universal Service Fund Compliance Filing***, noted for information. No action taken.

**CORRESPONDENCE - OTHER INFORMATION – continued:**

10. Letter dated July 20, 2007 from Dave Oster, Section Chief, Bureau of Northern Field Operations, *regarding Remedial Action Report for 12 Quail Lane, Readington Township*, noted for information. No action taken.
11. Letter dated July 17, 2007 from Charles Welch, Supervisor, DLUR Roadways & Infrastructure Unit, *authorization for Freshwater Wetlands General Permit No. 10A Water Quality Certificate - County of Hunterdon, Replacement In-Kind of Culvert R-99, Pleasant Run Road*, noted for information. No action taken.
12. Letter dated July 19, 2007 from Jill Neall, Principal Environmental Specialist, Bureau of Inland Regulation, NJDEP regarding *NJDEP Freshwater Wetlands General Permit No. 10 & 11 – Pre-Cancellation - Rocco Paternostro, Block 36, Lot 7*, noted for information. No action taken.
13. Letter dated July 23, 2007 from Andrew Gale, Supervisor, General Permit Unit, Bureau of Coastal Regulation, regarding *Freshwater Wetlands General Permit No. 8 Application – Block 12.01, Lot 14.01 – Christopher Emmet*, noted for information. No action taken.
14. Letter dated July 31, 2007 from Hilary Downing regarding *taking the “Healthy Schools, Health Towns” pledge by adopting a pesticide-free and Green Cleaning Policy, Diesel Reduction resolution and No-Idling pledge*, noted for information. No action taken.

**PUBLIC HEARINGS:**

As it was after 8:00 p.m., **A MOTION** was made by Mr. Auriemma 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 TO PROVIDE FOR THE ACCEPTANCE OF A DONATION OF UTILITY TRUCK BY PSE&G TO THE TOWNSHIP OF READINGTON FOR USE BY THE WHITEHOUSE FIRE COMPANY**

**Ordinance #30-2007**

Mayor Shamey said this ordinance provides for the acceptance of the donation of a used 1992 Ford F305 truck from PSE&G that will be used by the Whitehouse Fire Company.

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

Mrs. Allen said the Township appreciates the donation.

Mr. Auriemma said it will also provide an opportunity for the students at Hunterdon Polytech to work on the truck.

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

Ms. Ingelore Krug asked what the mileage is on the truck.

Mayor Shamey said the vehicle is being donated. The Polytech students are doing both cosmetic and mechanical work on the truck.

Mr. Auriemma said that Mrs. Krug can inspect the truck if she likes.

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

**Ordinance #30-2007 – continued:**

Clerk read by Title:

***AN ORDINANCE TO PROVIDE FOR THE ACCEPTANCE OF A DONATION OF UTILITY TRUCK BY PSE&G TO THE TOWNSHIP OF READINGTON FOR USE BY THE WHITEHOUSE FIRE COMPANY***

**Ordinance #30-2007**

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

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

**Ordinance #31-2007**

A **MOTION** was made by Mr. Auriemma 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 AMENDING AND SUPPLEMENTING THE READINGTON TOWNSHIP 2006 SALARY AND WAGE ORDINANCE, FOR OFFICERS AND EMPLOYEES OF READINGTON TOWNSHIP***

**Ordinance #31-2007**

Mayor Shamey said this is the Township's 2007 Salary Ordinance, which is retroactive to January 1, 2007.

Administrator Mekovetz said there is a correction that is needed. Last year after the salary ordinance was adopted, the hours of the Emergency Management Coordinator were increased. The annual salary for this position should be \$10,385.

Mayor Shamey asked if there were any comments from the Governing Body. There were none.

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

Ms. Ingelore Krug referred to the way the salaries are listed in columns and have the heading "From and To" above them.

Administrator Mekovetz said that does not reflect an increase. It is the salary range for the position.

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

Clerk read by Title:

***AN ORDINANCE AMENDING AND SUPPLEMENTING THE READINGTON TOWNSHIP 2006 SALARY AND WAGE ORDINANCE, FOR OFFICERS AND EMPLOYEES OF READINGTON TOWNSHIP***

**Ordinance #31-2007**

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

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

**Ordinance #32-2007**

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

Clerk read by Title:

***AN ORDINANCE TO PROVIDE FOR THE ACCEPTANCE OF A STREAM CORRIDOR PROTECTION EASEMENT ON A PORTION OF BLOCK 60, LOT 12 IN THE TOWNSHIP OF READINGTON, COUNTY OF HUNTERDON AND STATE OF NEW JERSEY FROM WILLIAM F. AND KATHERINE LUBERTO***

**Ordinance #32-2007**

Mayor Shamey said this ordinance provides for the acceptance of an easement on Block 60, Lot 12. This easement has been dedicated pursuant to a minor subdivision approval granted by the Planning Board. The purpose is to ensure that the area covered by the easement will remain in its natural and existing state in perpetuity.

Mayor Shamey asked if there were any comments from the Governing Body. There were none.

Mayor Shamey asked if there were any comments from the public. There were none.

A **MOTION** was made by Mr. Auriemma to close the Public Hearing. This motion was seconded by Mrs. Allen with a vote of ayes all, nays none recorded.

Clerk read by Title:

***AN ORDINANCE TO PROVIDE FOR THE ACCEPTANCE OF A STREAM CORRIDOR PROTECTION EASEMENT ON A PORTION OF BLOCK 60, LOT 12 IN THE TOWNSHIP OF READINGTON, COUNTY OF HUNTERDON AND STATE OF NEW JERSEY FROM WILLIAM F. AND KATHERINE LUBERTO***

**Ordinance #32-2007**

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

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

**OLD BUSINESS:**

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

Mayor Shamey said the legal proceedings are continuing. Experts are being deposed and discovery period is to conclude by the end of August. There will a conference with the Judge on September 9<sup>th</sup>.

Mayor Shamey said there has also been a challenge to the ordinance the Township adopted to comply with the Airport Safety and Hazardous Zoning Act.

Mayor Shamey the Balloon Festival was held last weekend. There was a lot of information being distributed at the event that stated under the Township scenario where the open space surrounding the airport is preserved that activities such as the Balloon Festival may not continue. Mayor Shamey said that this was not true.

Mayor Shamey said he had nothing further to report.

**OLD BUSINESS – continued:**

2. **Spring Meadows Major Subdivision/Block 64, Lot 8** - outstanding issues residents would like addressed by developer.

Mayor Shamey said he visited this site today and it appears that some of the mowing has been done. He did notice a stack of drain pipe that needs to be removed. It looks like there has been some clean up done, however there is still a lot to be done.

Engineer McEldowney said he met with Mr. D'Iorio and Mr. Porchetta. They reviewed some of the issues that were discussed at the Committee meeting as well as the punch list items. On the following day he sent a letter to the developer outlining the understanding and specifying that certain clean up activities would need to be completed within ten (10) days. He also spoke with Mr. D'Iorio several times to follow-up with him.

Engineer McEldowney said they expect to finish this week. His inspector will be out at the site and he will inspect it on Wednesday. Once Ryan Homes has completed their work Mr. D'Iorio plans to come in with his road contractor.

Mr. Joe Scotto appeared before the Committee along with sixteen (16) residents of the subdivision to express their concern about the outstanding items that still need to be addressed

Engineer McEldowney said he will continue to work with Mr. D'Iorio to make sure that all of the issues are resolved.

Mayor Shamey thanked the residents for coming to the meeting.

**NEW BUSINESS:**

1. **Hunting on Township-owned properties** – discussion.

Administrator Mekovetz said there was a hunting club who was the higher bidder on one of the properties, however they lost the bid because they did not submit their insurance form. They have asked if there are any other properties that the Committee might consider leasing for hunting.

Mrs. Allen suggested that Block 80, Lots 1 & 2 (62+/- acres) on River Avenue be put out for bid for hunting this year.

**A MOTION** was made by Mrs. Allen to put Block 80, Lots 1 & 2 out for bid for hunting, seconded by Mr. Gatti with a vote of ayes all, nays none recorded.

2. **NJ Transportation Trust Fund State Aid** – application for funding of roadwork

Engineer McEldowney said this is an application for State Aid for two (2) projects. These include \$150,000.00 for Mill Road Section II Drainage and \$200,000.00 for the milling and replacing of the surface course on Old Highway.

**A MOTION** was made by Mr. Gatti to approve the State Aid applications for \$150,000.00 for Mill Road Section II Drainage and \$200,000.00 for the milling and replacing of the surface course on Old Highway. This motion was seconded by Mr. Auriemma and on Roll Call vote the following was recorded:

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

3. **Bond Ordinance/Purchase of Fire Trucks** – introduction.

No action was taken on this item.

**NEW BUSINESS – continued:**

4. **Readington Public Schools** - Statement of Consent\Treatment Works Approval.

Engineer McEldowney said he has received no supporting documentation from the School's engineer.

Administrator Mekovetz asked if the Committee's approval could be given contingent on Engineer McEldowney's review and approval of the additional information.

Attorney Dragan said there was an agreement between Fallon and Country Classics. She asked if this agreement needs to be revised as the result of anything the school does.

Mrs. Allen suggested that a member of the Committee along with Administrator Mekovetz and Engineer McEldowney meet with the school's engineer to discuss this matter further.

The following Resolution was offered for consideration:

**TOWNSHIP OF READINGTON  
RESOLUTION  
R-2007-105**

**WHEREAS**, there is a need to extend the use of public sewers to accommodate property known as Block 48, Lots 20 & 21.01; and

**WHEREAS**, the developer/owner, Readington Township Board of Education, has requested Readington Township to consent to an application for a Treatment Works Approval Permit for the extension and use of such sewers to Block 48, Lots 20 & 21.01; and

**WHEREAS**, the applicant, Readington Township, has filed application for the extension and use of such sewers to Block 48, Lots 20 & 21.01; and

**WHEREAS**, the Township Committee of the Township of Readington reviewed this application at its regular meeting held August 6, 2007; and

**WHEREAS**, it has been determined and reported by our Township Engineer that this application is in order and may be filed.

**NOW, THEREFORE, BE IT RESOLVED**, that the Township Committee of the Township of Readington does hereby authorize the following action:

1. The Township authorizes the Mayor or Deputy Mayor to sign for the Governing Body at appropriate locations on the WQM-003 Statement of Consent Form for Block 48, Lots 20 & 21.01.

**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
Mayor Shamey	-	Aye

5. **Readington Farms, Inc.** - Statement of Consent\Treatment Works Approval.

The following Resolution was offered for consideration:

**TOWNSHIP OF READINGTON  
RESOLUTION CONSENTING TO REQUEST BY READINGTON FARMS, INC. TO  
ENDORSE THEIR RENEWAL OF SIGNIFICANT INDIRECT USER PERMIT NJ0079685  
R-2007-101**

**Readington Public Schools - Statement of Consent/Treatment Works Approval – continued:**

**WHEREAS**, Readington Farms, Inc. currently has a New Jersey Pollutant Discharge Elimination System (NJPDES) Significant Indirect User Permit #NJ0079685 to land apply sludge that is generated at their Land Application of Residuals Facility located in Whitehouse, New Jersey; and

**WHEREAS**, said permit will expire on January 1, 2008; and

**WHEREAS**, no changes to the land application operations are proposed at this time; and

**WHEREAS**, it has been determined and reported by our Township Engineer that this application is in order and may be filed.

**NOW, THEREFORE, BE IT RESOLVED**, that the Township Committee of the Township of Readington does hereby authorize the following action:

1. The Township authorizes the Mayor or Deputy Mayor to sign for the Governing Body at appropriate locations on the WQM-003 Statement of Consent Form.

**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
Mayor Shamey	-	Aye

6. **Country Classics Legacy at Readington, LLC** – acceptance of Performance Bond.

Engineer McEldowney said the amount is correct.

Attorney Dragan said the form of the bond is correct.

**A MOTION** was made by Mr. Auriemma to approve the Performance Bond #PAIFSU0448745 in the amount of \$452,333.00 and a cash bond (check #1250) in the amount of \$50,259.00 for Country Classics Legacy at Readington, LLC, Block 36, lots 93, 94 & 95. 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
Mayor Shamey	-	Aye

7. **Work-Family Connection** – request for refund of application & escrow fees.

Administrator Mekovetz said the organization is requesting a refund because they are non-profit.

Attorney Dragan said non-profit organizations get a waiver if they are conducting an event on Township-owned property or if they are rehabilitating or constructing housing units.

**A MOTION** was made by Mrs. Allen to deny Work-Family Connection's request for a refund of application and escrow fees. This motion was seconded by Mr. Auriemma with a vote of ayes all, nays none recorded.

**NEW BUSINESS – continued:**

8. ***Cabe/Block 21.04, Lot 504.01*** – request for refund of overpaid taxes (veteran’s widow deduction).

Administrator Mekovetz said the property owner feels that she should have been entitled to a veteran’s widow deduction on her taxes retroactive to 20011 and is a requesting a refund.

Mr. Gatti asked when Ms. Cabe made application for this deduction.

Administrator Mekovetz said she applied this year. She is requesting refunds for previous years because she said she was told that she was not eligible because although her husband was in the military he did not physically serve in Vietnam. This was incorrect and she was entitled to receive the deduction at that time.

The following Resolution was offered for consideration:

**TOWNSHIP OF READINGTON  
RESOLUTION  
R-2007-102**

**WHEREAS**, 2001, 2002, 2003, 2004, 2005 and 2006 taxes have been paid in full on Block 21.04, Lot 504.01; and

**WHEREAS**, it has been determined that the property owner is the widow of a veteran and therefore is entitled to a veteran’s deduction.

**NOW, THEREFORE, BE IT RESOLVED**, by the Township Committee that the Collector be authorized to refund the veteran’s deduction for 2001 thru 2006 in the amount of \$1,300.00.

**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
Mayor Shamey	-	Aye

9. ***Acceptance of 2006 Report of Audit*** - resolution.

This item was addressed under the Consent Agenda.

10. ***Corrective Action Plan*** - 2006 Audit.

This item was addressed under the Consent Agenda.

11. ***Resolution to offer the State Long-Term Care Insurance Plan.***

This item was addressed under the Consent Agenda.

12. ***Amendment to Domestic Violence Training Project Grant.***

This item was addressed under the Consent Agenda.

13. ***Hunterdon County Housing Corp./Block 4, Lot 94*** - request for release of unused escrow funds (\$250.30).

This item was addressed under the Consent Agenda.

***NEW BUSINESS – continued:***

14. ***Higgins Development Partners, LLC./Block 2.01, Lots 9.01 & 11*** - request for release of unused escrow funds (\$1,282.29).

This item was addressed under the Consent Agenda.

15. ***John Confalone/Rome Pizza*** – request for refund of fee for unused temporary food Handlers' license (\$100).

This item was addressed under the Consent Agenda.

16. ***Application for Membership in NJ Firemen's Association*** – John Bulick.

This item was addressed under the Consent Agenda.

***ADMINISTRATOR'S REPORT:***

Written report submitted.

Administrator Mekovetz referred to the reconstruction of the Ann Reno Barn. Because the Township is putting a structure on Green Acres funded property it is necessary that a public hearing be scheduled at least ninety (90) days prior to final approval of the proposed construction. She said the first date would be at the November 7<sup>th</sup> Committee meeting.

***A MOTION*** was made by Mrs. Allen to schedule a public hearing on the reconstruction of the Ann Reno Barn at the Lake Cushetunk Nature Preserve for Wednesday, November 7<sup>th</sup> at 8:00 p.m. This motion was seconded by Mr. Gatti with a vote of ayes all, nays none recorded.

Administrator Mekovetz said she received a letter from the State Department of Agriculture asking if the Township would be interested in participating in a gypsy moth egg mass survey to determine if aerial treatment is needed. She forwarded the letter to the Board of Health and the Chairman responded that it is the County Health Department's recommendation that the Township should participate in the survey. He also said that if the survey indicates that treatment is necessary, there is a cost associated with this treatment.

After a short discussion, ***A MOTION*** was made by Mr. Auriemma to participate in the gypsy moth egg mass survey contingent on the Township not being obligated to receive and/or pay for the recommended treatment. This motion was seconded by Mrs. Allen with a vote of ayes all, nays none recorded.

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 Mark Hartman is addressing the issues at Stanton Place that were discussed at the last meeting.

Engineer McEldowney said he has certified the speed limit on the entirety of Summer Road to be a statutory 35 mph. It will be enforceable as soon as DPW installs the signs.

Engineer McEldowney said the road reclamation projects are underway.

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:**

Mrs. Allen said Governor Corzine signed a bill to include \$200 million for open space preservation on the November ballot.

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

**3. Thomas Auriemma:**

Mr. Auriemma said he had nothing 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.

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

**5. Beatrice Muir:**

As Mrs. Muir was not in attendance, no report was given.

**COMMENTS FROM THE PUBLIC:**

Mayor Shamey asked for comments from the public.

Mr. Jerry Cook said due to the increased traffic at the Station Center mall, there really needs to be signage indicating that cars cannot use the exit as an entrance.

Administrator Mekovetz said a letter was sent to the owner regarding this issue.

Engineer McEldowney said he will look into this matter with Traffic Officer Gooley.

Mr. Cook referred to a power line easement on his property. He asked if he has to allow the power company on his property to cut and spray that area.

Mrs. Allen said that the language in each easement is different. She suggested that Mr. Cook look at the wording in his easement.

Ms. Sandra Madden asked if the Committee has discussed getting together with surrounding communities to address the clear cutting that is being done by PSE&G. She also would like to know exactly what is in the herbicide that is going to be sprayed.

Mrs. Allen said that she went with two (2) members of the Open Space Advisory Board attended a Freeholder's meeting two (2) weeks ago. The Freeholders agreed to send a letter to the Board of Public Utilities (BPU) and also request a meeting with the BPU regarding this matter. In addition, the Township Committee and Planning Board have sent letters and the Open Space Advisory Board is drafting letter. The Bethlehem Township and Tewksbury Township Environmental Commissions and the Township of Clinton are also getting involved.

**COMMENTS FROM THE PUBLIC – continued:**

Mr. David Simpson referred to the ordinance establishing “no parking” on Coddington Ridge Roads. He said in the newspaper advertisement of the introduction it stated that the public hearing would be at tonight’s meeting, however in the July 19<sup>th</sup> advertisement of adoption it stated that the ordinance was adopted at the July 16<sup>th</sup> meeting.

Mayor Shamey said if it was not advertised properly the ordinance will have to be reintroduced.

A **MOTION** was made by Mrs. Allen to withdraw Ordinance #29-2007. This motion was seconded by Mr. Auriemma and on Roll Call vote the following was recorded:

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

The following Ordinance was offered for introduction:

***AN ORDINANCE OF THE TOWNSHIP OF READINGTON, COUNTY OF HUNTERDON,  
STATE OF NEW JERSEY PROHIBITING PARKING ALONG CODDINGTON  
AND RIDGE ROADS IN THE TOWNSHIP AND ESTABLISHING PENALTIES  
FOR THE VIOLATION THEREOF***

**Ordinance #33-2007**

**WHEREAS**, Coddington Road and Ridge Road are roadways that are located wholly within the jurisdiction of the Township of Readington in the County of Hunterdon; and

**WHEREAS**, in accordance with *N.J.S.A. 39:4-8c*, the Township may prohibit parking along roadways within the Township’s jurisdiction without having to obtain approval from the New Jersey Commissioner of Transportation; and

**WHEREAS**, the Township believes that it is within the interest of public safety to prohibit parking along both sides of Coddington Road for its entire length, beginning from its intersection with Pulaski Road until its intersection with Route 22; and

**WHEREAS**, the Township believes that it is within the interest of public safety to prohibit parking along both sides of Ridge Road for its entire length, beginning from its intersection with Pulaski Road until its intersection with Route 22.

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

**SECTION 1. PURPOSE:**

The purpose of this Ordinance is to prohibit parking on Ridge Road and Coddington Road, so as to protect the public health, safety and welfare of the citizens of the Township of Readington, as well as the traveling public, and to prescribe penalties for failure to comply.

**SECTION II. PROHIBITED CONDUCT.**

- A. There shall be no parking along Coddington Road, on either side, for its entire length, at any time. For the purposes of this Ordinance, “entire length” of Coddington Road means from where Coddington Roads begins at its intersection with Pulaski Road up to and including its intersection with Route 22.
- B. There shall be no parking along Ridge Road, on either side, for its entire length, at any time. Fore the purposes of this Ordinance, “entire length” of Ridge Road means from where Ridge Road begins at its intersection with Pulaski Road up to and including its intersection with Route 22.

**Ordinance #33-2007 – continued:**

**SECTION III. SIGNAGE.**

Upon final adoption of this Ordinance, for the benefit of the public, signs shall be posted at intervals along both Coddington and Ridge Roads clearly indicating that parking is prohibited on either side, at all times, in accordance with D.O.T. guidelines for placement of signage.

**SECTION IV. ENFORCEMENT.**

This Ordinance shall be enforced by the Readington Township Police Department pursuant to *N.J.S.A.* Section 39:4-2 once it becomes effective and signs have been put into place.

**SECTION V. VIOLATIONS AND PENALTY.**

Any vehicle parked in the prohibited parking area created by this Ordinance may be towed at the expense of the owner. Any person who violates the provisions of this Ordinance shall, upon conviction, be subject to a fine not exceeding \$250.00 (plus court costs, if contested) and/or a period of community service not exceeding fifteen (15) days, or both. Each day a violation continues after the time required for the abatement thereof shall constitute a separate offense.

**SECTION VI. REPEALER.**

This Ordinance supersedes and repeals any ordinances, sections or portions of any other Township ordinances inconsistent herewith.

**SECTION VII. SEVERABILITY.**

Each section, subsection, sentence, clause and phrase of this Ordinance is declared to be an independent section, subsection, sentence, clause and phrase, and the finding or holding of any such portion of this Ordinance to be unconstitutional, void or ineffective for any cause or reason, shall not affect any other portion of this Ordinance.

**SECTION VIII. EFFECTIVE DATE.**

This Ordinance shall be effective immediately upon adoption and final publication according to law.

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

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

**COMMENTS FROM THE GOVERNING BODY:**

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

**ADJOURNMENT**

As there was no further business, a motion was made by Mr. Gatti at 10:40 p.m., seconded by Mrs. Allen with a vote of ayes all, nays none recorded.

Respectfully Submitted:

Vita Mekovetz, RMC\CMC\RPPO  
Administrator\Municipal Clerk