

**READINGTON TOWNSHIP COMMITTEE  
MEETING – September 2, 2008**

Mayor Auriemma *calls the meeting to order at 6:00 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, Mr. G. Shamey

**ALSO PRESENT:** Administrator Mekovetz, Attorney S. Dragan

**ABSENT:** 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 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**

<b><u>Subject Matter</u></b>	<b><u>Basis Of Public Exclusion</u></b>	<b><u>Date Anticipate When Disclosed to Public</u></b>
Personnel.....	Police Department.....	Certain information at the discretion of the Township Committee tonight...other information will remain confidential
Personnel.....	Finance Office.....	“ “ “
Personnel.....	Building and Grounds.....	“ “ “
Land Acq/Contract Negotiations.....	Block 93, Lot 1 (Amawalk Nurseries)	“ “
Land Acq/Contract Negotiations...	Block 3, Lot 3 (Renda).....	“ “ “
Contract Negotiations.....	Local PBA 317-Police.....	“ “ “
Contract Negotiations/ Mutual Assistance Agreement....	Emergency Response Team.....	“ “ “
Contract Negotiations.....	Award of Ann Reno Barn Reconstruction	“ “
Contract Negotiations.....	Dobozynski Farm.....	“ “ “
Contract Negotiations.....	Agreement for Vehicle Fueling.....	“ “ “

Contract Negotiations.....	Arc of Hunterdon.....	“	“	“
Contract Negotiations.....	Whitehouse Village Affordable Units	“	“	
Contract Negotiations.....	Olshefski/404 Dove Cote Court.....	“	“	“
Contract Negotiations.....	109 Dove Cote Court.....	“	“	“
Contract Negotiations.....	Professional Services..... Connell Foley LLP	“	“	“
Attorney-Client Privilege.....	Executive Session Minutes (August 4, 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 8:05 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:**

***Contract Negotiations/Building and Grounds***

Mayor Auriemma stated this matter stays in Executive Session.

***Contract Negotiations/Municipal Court***

A **MOTION** was made by Mr. Gatti to accept the resignation of Francis Hermes, Township Public Defender, seconded by Mrs. Allen and on Roll Call vote the following was recorded:

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

***Land Acquisition/Contract Negotiations/Block 93, Lot 1 (Amawalk Nurseries)***

A **MOTION** was made by Mr. Shamey to approve the contract as amended, seconded by Mrs. Allen and on Roll Call vote the following was recorded:

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

A **MOTION** was made by Mr. Gatti to authorize the Administrator to obtain proposals for a Phase I Environmental Study and award a contract to the lowest quote, seconded by Mrs. Allen and on Roll Call vote the following was recorded:

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

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

A **MOTION** was made by Mrs. Muir to approve the contract as amended, seconded by Mr. Shamey and on Roll Call vote the following was recorded:

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

***Contract Negotiations/Local PBA 317-Police***

Mayor Auriemma stated this matter stays in Executive Session.

***Contract Negotiations/Mutual Assistance Agreement/Emergency Response Team***

A **MOTION** was made by Mrs. Muir to approve the Mutual Assistance Agreement/Emergency Response Team for Patrolman Gregory Wester's participation in the County Emergency Response Team (CERT), seconded by Mr. Gatti and on Roll Call vote the following was recorded:

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

***Contract Negotiations/Award of Ann Reno Barn Reconstruction Bid***

Mayor Auriemma stated this matter stays in Executive Session.

***Contract Negotiations/Dobozynski Farm***

A **MOTION** was made by Mr. Gatti to approve the service and occupancy agreement with Steven Charlton, subject to verification of application, to rent the Dobozynski apartment for \$675 per month, seconded by Mrs. Allen and on Roll Call vote the following was recorded:

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

***Contract Negotiations/Agreement for Vehicle Fueling (Emergency Services)***

A **MOTION** was made by Mr. Gatti to accept the agreement as amended for the fueling emergency services vehicles, seconded by Mrs. Allen and on Roll Call vote the following was recorded:

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

***Contract Negotiations/Arc of Hunterdon***

Mayor Auriemma stated this matter stays in Executive Session.

***Contract Negotiations/Whitehouse Village Affordable Units***

Mayor Auriemma stated this matter stays in Executive Session.

***Contract Negotiations/Olshefski/404 Dove Cote Court***

Mayor Auriemma stated this matter stays in Executive Session.

***Contract Negotiations/109 Dove Cote Court***

A ***MOTION*** was made by Mrs. Allen to approve the contract, seconded by Mr. Shamey and on Roll Call vote the following was recorded:

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

The following Ordinance was offered for introduction:

***AN ORDINANCE AUTHORIZING THE SALE OF AFFORDABLE HOUSING PROPERTY KNOWN AS 109 DOVE COTE COURT IN THE TOWNSHIP OF READINGTON, COUNTY OF HUNTERDON AND STATE OF NEW JERSEY***

***ORDINANCE # 28 -2008***

***WHEREAS***, the Township of Readington (“Township”) owns a deed-restricted affordable housing condominium property known as Block 21.206, Lot 201.02, in the Township of Readington, also known as 109 Dove Cote Court , (hereinafter “Property”) which was purchased for the purposes of providing affordable housing to qualified applicants in accordance with N.J.S.A. 52:27D-301, the “New Jersey Fair Housing Act” and the rules adopted by the N.J. Council on Affordable Housing (“COAH”) pursuant thereto:

***WHEREAS***, the Township Housing Coordinator, in accordance with the affirmative marketing rules required by COAH, has qualified a proper buyer for the property for the maximum permitted resale price of \$97,462.00 and the Township has prepared a contract in accordance therewith;

***WHEREAS***, the sale of the Property will provide an affordable housing opportunity in accordance with COAH rules and the Township’s Affordable Housing and Fair Share Plan.

***WHEREAS***, the Township is permitted to sell the property pursuant to N.J.S.A. 40A:12-13 et seq., NJ COAH rules and regulations, and any other applicable law.

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

Section 1. The Township of Readington is authorized to convey the property known as Block 21.206, Lot 201.02, in the Township of Readington, County of Hunterdon, New Jersey and commonly known as 109 Dove Cote Court, Whitehouse Station, N.J. to the buyer Jacqueline

**Ordinance # 28-2008 cont'd:**

Rodgers (“Buyer”) for the maximum allowed resale price of \$97,462.00, as provided in the contract of sale on file with the Township Clerk.

Section 2. On behalf of the Township Committee of the Township of Readington, the Mayor, Deputy Mayor, Township Administrator/Clerk and Township Attorney, as appropriate, are authorized to prepare and sign any and all documentation necessary to effectuate the sale of the aforesaid Property to the aforesaid Buyer.

Section 3. Severability

If the provision of any article, section, subsection, paragraph, subdivision or clause of this Ordinance shall be judged invalid by any Court of competent jurisdiction, such Order or Judgment shall not affect or invalidate the remainder of any such article, section, subsection, paragraph or clause and, to this end, the provisions of this Ordinance are hereby declared to be severable.

Section 4. Effective Date.

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

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

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

A Public Hearing was scheduled for 8:00 p.m. on October 6, 2008.

**Contract Negotiations/Professional Services/Connell Foley LLP**

A **MOTION** was made by Mrs. Allen to approve the contract, seconded by Mrs. Muir and on Roll Call vote the following was recorded:

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

The following Resolution was offered for consideration:

**#R-2008-108**

**RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT FOR  
LEGAL SERVICES**

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

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

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

***Resolution # R-2008-18 cont'd:***

**WHEREAS**, Connell Foley, LLP has submitted a proposal indicating they will represent the Township, under the direction of the Township Committee, in matters pertaining to the potential acquisition of Solberg Airport; and will perform all usual and customary legal services incident to such representation, and take ordinary measures required for the acquisition of this site, whether voluntary or otherwise, at a rate of \$275 per hour for Partners and \$220 per hour for Associates, not to exceed \$40,000 per year. In addition, Connell Foley, LLP shall retain all vendors or consultants necessary for such acquisition and shall pay all invoices and will be reimbursed for payments made upon submission of receipts.

**WHEREAS**, Connell Foley, LLP has completed and submitted a Business Entity Disclosure Certification which certifies that Connell Foley, LLP has not made any reportable contributions to a political or candidate committee in the Township of Readington in the previous one (1) year, and that the contract will prohibit Connell Foley, LLP from making any reportable contributions through the term of the contract; and

**WHEREAS**, the Chief Financial Officer's Certification of the availability of funds is on file - *N.J.A.C. 5:30-5.4*).

**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 Connell Foley, LLP as described herein; and

**BE IT FURTHER RESOLVED**, that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution; and

**BE IT FURTHER RESOLVED**, that said contract shall expire on June 30, 2009; and

**BE IT FURTHER RESOLVED**, that copies of this Professional Service Contract are on file with the Municipal Clerk and are available there for public inspection; and

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

***Personnel/Police Department***

A **MOTION** was made by Mr. Gatti to accept the resignation of Patrolman, Werner Rodas, seconded Mrs. Muir with a vote of ayes all, nays none recorded.

***Personnel/Finance Office***

Mayor Auriemma stated this matter stays in Executive Session.

***Attorney-Client Privilege/Executive Session Minutes (August 4, 2008)***

A **MOTION** was made by Mrs. Allen to approve the Executive Session Minutes of August 4, 2008 for content only, seconded by Mrs. Muir 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 stays 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.

A member of the public requested Item #3 under Consent Agenda be removed and considered in its normal sequence on the agenda.

Mrs. Allen requested that Item # 4 under Consent Agenda be removed and considered in its normal sequence on the agenda.

- \*1. **APPROVAL OF MINUTES** of meeting of August 4, 2008.
- \*2. **2008 Cooperative Resurfacing & Surface Treatment Program** – resolution

The following Resolution was offered for consideration:

**R-2008-109**

**TOWNSHIP OF READINGTON**

**RESOLUTION**

**WHEREAS**, pursuant to *N.J.S.A. 40A:11-10 et seq.*, Readington Township authorized a joint agreement with the County of Hunterdon at the September 2, 2008 Township Committee meeting; and

**WHEREAS**, the Hunterdon County Board of Chosen Freeholders, in accordance with this agreement, has awarded the bid for the Cooperative Resurfacing and Surface Treatment Program at a price of \$2.85 per gallon for Surface Treatment CRS-2M and \$50.00 per ton for Surface Treatment, Cover Material #8 - Clean Broken Stone, to Trap Rock Industries, not to exceed \$125,060; and

**WHEREAS**, pursuant to *N.J.S.A. 5:34-5* the Governing Body is required to award this contract.

**NOW, THEREFORE, BE IT RESOLVED**, that the Township Committee of the Township of Readington does hereby award the contract for the Cooperative Resurfacing and Surface Treatment Program for the period of July 15, 2008 through July 14, 2009 to Trap Rock Industries., Inc., at a price of \$2.85 per gallon for Surface Treatment CRS-2M and \$50.00 per ton for Surface Treatment, Cover Material #8 - Clean Broken Stone; and

**BE IT FURTHER RESOLVED**, that a copy of this Resolution shall be sent to the County of Hunterdon Purchasing Department.

- 3. **Risk Management Consultant** – resolution  
Discussed under Item #3, New Business
- 4. **Open Space Trust Fund (Csepi)** – resolution  
Discussed under Item #4, New Business
- \*5. **Readington Community Theater** – seeking approval to hang a banner for production of “Lend Me a Tenor”.
- \*6. **Hunterdon County Municipal Alliance** – 2009 Renewal Application
- \*7. **2008-2009 Liquor License Renewals** – resolution –  
What’s Cookin Inc./Flamangos

The following Resolution was offered for consideration:

**R-2008-110**

**TOWNSHIP OF READINGTON**

**RESOLUTION AUTHORIZING ALCOHOLIC BEVERAGE LICENSE RENEWALS**

**BE IT RESOLVED**, by the Township Committee of the Township of Readington that the following Readington Township Alcoholic Beverage License Renewals for 2008-2009 be approved:

**PLENARY RETAIL CONSUMPTION**

<b><u>LICENSE NUMBER</u></b>	<b><u>LICENSE HOLDER</u></b>	<b><u>MUNICIPAL FEE</u></b>	<b><u>STATE FEE</u></b>
1022-33-003-006	What's Cookin Inc./ Flamangos	\$1,537.92	\$200.00

- \*8. **Request for refund of escrow** – Block 36, Lot 5, 502 & 5.04 (ATA Developers)
- \*9. **Request for refund of escrow** – Block 73, Lot 38 & 40 (Lewis)
- \*10. **Request for refund of escrow** – Block 55, Lot 7.7 (Patrick)
- \*11. **Request for refund of escrow** – Block 51, Lot 2.05 (Madden)
- \*12. **Firemen's Membership Application** – Ryan D. Diminick
- \*13. **Firemen's Membership Application** – David A. Hogrebe
- \*14. **Blue Light Permit** – Robert Buhl
- \*15. **Tax Refund** – Block 43, Lot 39

The following Resolution was offered for consideration:

**RESOLUTION**

**READINGTON TOWNSHIP, HUNTERDON COUNTY**

**WHEREAS**, it has been determined that the property owner of Block 43, Lot 39 is a permanently disabled vet and therefore is tax exempt as of December 1, 2007.

**NOW THEREFORE, BE IT RESOLVED**, by the Township Committee that the Collector of Taxes be authorized to cancel 2008 taxes in the amount of \$10,406.27 and refund the 2008 taxes paid in the amount of \$5,137.62.

- \*16. **Tax Refund** – Block 63, Lot 12

The following Resolution was offered for consideration:

**RESOLUTION**

**READINGTON TOWNSHIP, HUNTERDON COUNTY**

**WHEREAS**, it has been determined that the property owner of Block 63, Lot 12 is a permanently disabled vet and therefore is tax exempt as of October 7, 2006.

**NOW THEREFORE, BE IT RESOLVED**, by the Township Committee that the Collector of Taxes be authorized to cancel 2008 taxes in the amount of \$18,368.01

- \*17. **Lien Redemption** – Block 47, Lot 2

The following Resolution was offered for consideration:

**RESOLUTION**

**READINGTON TOWNSHIP, HUNTERDON COUNTY**

**WHEREAS**, an interested party has paid to the Tax Collector the amount necessary to redeem the lien on Block 47, Lot 2 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 \$2,517.68 plus a premium paid in the amount of \$500.00, known as Tax Sale Certificate #568, to the lien holder, Jaroslaw Malinowski.

- \*18. **Lien Redemption** – Block 73, Lot 321

The following Resolution was offered for consideration:

**RESOLUTION**

**READINGTON TOWNSHIP, HUNTERDON COUNTY**

**WHEREAS**, an interested party has paid to the Tax Collector the amount necessary to redeem the lien on Block 73, Lot 321 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 \$496.96 plus a premium paid in the amount of \$200.00, known as Tax Sale Certificate #575, to the lien holder, Tad J. Dabrowski.

- \*19. **Lien Redemption** – Block 4, Lot 95

The following Resolution was offered for consideration:

**RESOLUTION**

**READINGTON TOWNSHIP, HUNTERDON COUNTY**

**WHEREAS**, an interested party has paid to the Tax Collector the amount necessary to redeem the lien on Block 4, Lot 95 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 \$12,049.88 known as Tax Sale Certificate #560, to the lien holder, Plymouth Park Tax Services, LL

- \*20. **Payment of Bills**

<u>Fund Description</u>	<u>Fund No.</u>	<u>Received Total</u>
CURRENT FUND	8-01	\$1,515,460.89
SEWER APPROPRIATIONS	8-02	\$ 150,842.72
TRUST FUNDS	x-03	\$ 8,614.50
2004 CAPITAL APPROPR.	x-04	\$ 2,500.00
MISC REFUND, COUNTY TAX, LIENS	x-05	\$ 50,053.12
PAYROLL DEDUCTIONS	x-06	\$ 403,045.86
REGION & LOCAL SCHOOL TAX	x-07	\$8,104,526.30
DUE TO STATE OF NJ	x-09	\$ 450.00
2003 CAPITAL APPROPR.	x-33	\$ 5,616.00
2007 CAPITAL ORDIN.	x-77	\$ 220,903.94
2008 CAPITAL ORDIN.	x-88	\$ 107,207.78
<b>TOTAL OF ALL FUNDS</b>		<b>\$10,569,221.11</b>

A **MOTION** was made by Mr. Gatti to approve 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
- Mr. Shamey - 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 AUTHORIZING THE CONVEYANCE OF AN AGRICULTURAL DEVELOPMENT RIGHTS EASEMENT ON PROPERTY KNOWN AS, BLOCK 56, LOT 5 OF THE COUNTY OF HUNTEERDON FOR FARMLAND PRESERVATION**

**ORDINANCE #25-2008**

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

Mrs. Allen stated the funds were approved for this project in the Planning Incentive Grant under the Garden State Preservation Trust Fund and final approval was granted from the State and the County to get this funded. Mr. Shamey stated this was an important piece for preservation contiguous to other preserved properties and he was in favor of this ordinance.

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

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

A **MOTION** was made by Mrs. Muir 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:

***A BOND ORDINANCE PROVIDING FOR THE ACQUISITION OF A DEVELOPMENT RIGHTS EASEMENT ON BLOCK 75, LOT 33 (OWNER:SAQA) IN AND BY THE TOWNSHIP OF READINGTON, IN THE COUNTY OF HUNTERDON, NEW JERSEY APPROPRIATING \$2,700,000 THEREFOR AND AUTHROZING THE ISSUANCE OF \$2,565,000 BONDS OR NOTES OF THE TOWNSHIP TO THE COST THEREOF***

***ORDINANCE # 26-2008***

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

Mrs. Allen stated this was another farm that the Township had received approval for funding under the Planning Incentive Grant and also the Garden State Preservation Trust fund. She stated this property fits in nicely with the Township's efforts to preserve large blocks of land.

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. Muir 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  
Mr. Shamey - Aye  
Mayor Auriemma - Aye

A **MOTION** was made by Mrs. Muir 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 TO AMEND ORDINANCE #11-2007, AMENDING THE LAND DEVELOPMENT ORDINANCE OF THE TOWNSHIP OF READINGTON, HUNTERDON COUNTY, NEW JERSEY, OF DECEMBER 1992 AS HERETOFORE SUPPLEMENTED AND AMENDED***

***ORDINANCE #27-2008***

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

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

**CORRESPONDENCE/OTHER INFORMATION:**

1. Resolution from Shana Goodchild, Lane Use Board Secretary, Township of Tewksbury regarding ***support of scenic byway designation of Interstate 78 through the Township of Tewksbury in the County of Hunterdon.*** No action taken.
2. Resolution from Claire Foy, Borough Clerk, Borough of Carlstadt regarding ***the growth share rules on COAH and recent amendments to the Fair Housing Act imposing obligations on the municipality in which the project is located to provide for affordable housing in proportion to the employment generated by new commercial development.*** No action taken.
3. Memorandum from Ella M. Ruta, Municipal Clerk, Township of Union regarding ***resolution of the Township of Union, County of Hunterdon and State of New Jersey opposing proposed Assembly Bill A-2967 (and Identical Senate Bill S1919) known as the “Permit Extension Act of 2008”.*** No action taken.
4. Email dated August 21, 2008 from Elizabeth A. Mastropasqua, Municipal Clerk of Beachwood, County of Ocean, regarding ***a resolution to establish a uniform, Statewide “PEDOPHILE-FREE ZONES” RESTRICTING WHERE SEXUAL OFFENDER CAN RESIDE.*** No action taken.
5. Letter dated August 11, 2008 from Kristin McCarthy, Deputy Mayor, Delaware Township regarding ***a resolution authorizing the execution of a regional contribution agreement between the Township of Delaware and the City of Perth Amboy.*** No action taken.
6. Letter dated July 30, 2008 from Christine Smeltzer, Township Administrator, Township of Cranbury regarding ***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.*** No action taken.
7. Letter dated July 31, 2008 from Donna J. Burham, Township Clerk, Township of Clinton regarding ***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, as heretofore supplemented and amended is hereby supplemented and amended to revise the definition of a structure and prescribe which structures are permitted within yard setback areas.*** No action taken.
8. Memorandum dated August 13, 2008 from Rhonda Kelly, Deputy Clerk of the Board of Chose Freeholders, County of Hunterdon, regarding ***a resolution supporting Assembly Bill 2046 and Companion Senate Bill 1830 to increase annual appropriation requirement for the SCDRTAP Program and provide additional funding to the NJ designated 21-county coordinated transportation systems.*** No action taken.

9. Memorandum dated August 29, 2008 from Denise B. Doolan, Clerk of the Board, County of Hunterdon regarding ***a resolution opposing charge to Rural Municipalities for Costs of NJ State Police.*** No action taken.
10. Letter dated August 5, 2008 from Sally J. Cheong, Manager of Tariff Activity, Rates and Regulatory Affairs regarding ***a notice of filing and public hearing notice for Jersey Central Power & Light Company's annual Universal Service Fund compliance filing.*** No action taken.
11. Notice of Public Hearing from Andrew K. Dembia, Esq., Assistant General Corporate Rate Counsel, regarding ***the matter of 2008/2009 Annual Compliance Filing for a change in the Statewide Electric and Gas Permanent Universal Service Fund Program.*** No action taken.
12. Notice of Public Hearing from Donald Carter, Vice President of Operations, Pivotal Utility Holdings, Inc. d/b/a Elizabethtown Gas regarding ***the matter of 2008/2009 Annual Compliance Filing for the Universal Service Fund and Life Program.*** No action taken.
13. Letter dated August 8, 2008 from Nancy Wittenberg, Assistant Commissioner, Environmental Regulation regarding ***notice of public hearing for the proposed FFY2009 priority system, intended use plan and project priority list document for clean water financing.*** No action taken.
14. Letter from Lou Cattuna, Section Chief, Bureau of Inland Regulation regarding ***Freshwater Wetlands Letter of Interpretation-Line Verification, Block 70, Lot 31.01, Readington Township, Hunterdon County.*** (Entire file available in Clerk's Office) No action taken.
15. Permit from Department of Environmental Protection, Division of Land Use Regulation, State of New Jersey for ***flood hazard verification, individual permit and freshwater wetland general permits for Block 56, Lot 2, Township of Readington.*** (Entire file available in Clerk's Office) No action taken.
16. Letter from Kevin F. Kratina, Bureau Chief of Underground Storage Tanks, Department of Environmental Protection regarding ***conditional no further action letter and covenant not to sue, Block 95, Lot 1, Three Bridges, Hunterdon County.*** No action taken.
17. Letter dated August 21, 2008 from Donna J. Burham, Municipal Clerk, Township of Clinton regarding ***an ordinance supplementing and amending Chapter 165 entitled "Land Use Regulation" (amending standards and the schedule of zoning requirements) of the Code of the Township of Clinton, 2003, to add the definitions of "mausoleum" and "mausoleum, family."*** No action taken.
18. Letter dated August 21, 2008 from Donna J. Burham, Municipal Clerk, Township of Clinton regarding ***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, as heretofore supplemented and amended is hereby supplemented and amended to revise the definition of a structure and prescribe which structures are permitted within yard setback areas.*** No action taken.
19. Memorandum dated August 25, 2008 from Judith A. Sullivan, Municipal Clerk, Township of Bedminster regarding:
  - ***An ordinance amending Chapter XIII entitled "Land Management" of the revised general ordinances of the Township of Bedminster 1984 as heretofore supplemented and amended***

- ***An ordinance amending the revised general ordinances of the Township of Bedminster, to update and reflect the amendments to the source separation/recycling element of the Somerset County Solid Waster Plan***  
No action taken.

**OLD BUSINESS:**

1. ***Special Events Permit*** – NJ Multisport Associates LLC, Dualthon 5K, Solberg Aviation, Block 56, Lot 3

A **MOTION** was made by Mr. Shamey to approve the event subject to compliance with all items set forth in Detective Gooley’s memo to the Chief of Police dated August 13, 2008, seconded by Mrs. Allen with a vote of ayes all, nays none recorded.

**NEW BUSINESS:**

- \* 1. ***Hunterdon County Municipal Alliance*** – 2009 Renewal Application

This item was addressed under Consent Agenda.

- \* 2. ***2008 Cooperative Resurfacing & Surface Treatment*** Program – resolution

This item was addressed under Consent Agenda.

3. ***Risk Management Consultant*** – resolution

Chris Tarricone, of Herder Tarricone Associates, appeared before the Committee and stated that he was there to discuss the proposed Resolution to change Risk Management Consultants and asked the Committee to reconsider continuing with Herder Tarricone Associates as the Risk Management Consultant.

Mr. Shamey stated, based on the recommendation of Administrator Mekovetz and her knowledge of the entire situation and the facts related to it, he would like to make **A MOTION** to approve the resolution to appoint Lisa Pfinninger as its Risk Management Consultant, seconded by Mr. Gatti and on Roll Call vote the following was recorded:

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

**A MOTION** was made by Mr. Shamey to carry this matter to the next meeting, seconded Mrs. Muir with a vote of ayes all, nays none recorded.

4. ***Open Space Trust Fund (Csepi)*** – resolution

This matter was deferred to the next meeting.

- \* 5. ***Readington Community Theater*** – seeking approval to hang a banner for production of “Lend Me a Tenor”.

This item was addressed under Consent Agenda.

- \* 6. ***2008-2009 Liquor License Renewals*** – resolution-What’s Cookin Inc./Flamangos

This item was addressed under Consent Agenda.

- \* 7. ***Request for refund of escrow*** – Block 36, Lot 5, 5.02 & 5.04 (ATA Developers)

This item was addressed under Consent Agenda.

- \* 8. ***Request for refund of escrow*** – Block 73, Lot 38 & 40 (Lewis)

This item was addressed under Consent Agenda.

- \* 9. ***Request for refund of escrow*** – Block 55, Lot 7.7 (Patrick)

This item was addressed under Consent Agenda.

- \* 10. ***Request for refund of escrow*** – Block 51, Lot 2.05 (Madden)

This item was addressed under Consent Agenda.

- \* 11. ***Firemen's Membership Application*** – Ryan D. Diminick

This item was addressed under Consent Agenda.

- \* 12. ***Firemen's Membership Application*** – David A. Hoglebe

This item was addressed under Consent Agenda.

- \* 13. ***Blue Light Permit*** – Robert Buhl

This item was addressed under Consent Agenda.

#### ***ADMINISTRATOR'S REPORT***

Administrator Mekovetz stated she had nothing to report at this time.

#### ***ATTORNEY'S REPORT***

Attorney Dragan stated she had nothing further to report.

#### ***COMMITTEE REPORTS***

##### **Thomas Auriemma**

Mayor Auriemma stated the soccer league has requested to place temporary lights on Hillcrest Field as they have done the last two years, from September 15th through November 22<sup>nd</sup>, during the week with the lights off by 8:30 p.m. The Committee agreed with this request.

Mayor Auriemma stated there is a soccer fundraising tournament being held at Hillcrest Park and Summer Road Park this weekend. The purpose of the tournament is to raise money to reduce the fees for the Soccer Club.

##### **Julia Allen**

Mrs. Allen stated there was a POD that appeared on Roosevelt Road without the Township Committee's permission. Mrs. Allen stated it is not the Committee's position to allow PODs on public property. Mayor Auriemma stated the football league was granted permission to practice on the field and believes it was placed there by them; however there was no permission to allow any PODs on the property.

***A MOTION*** was made by Mrs. Allen to request that Greta Kenney, Recreation Director, locate the renter of the POD and request them to remove the structure immediately, seconded by Mr. Gatti with vote of ayes all, nays none recorded.

Mrs. Allen stated the Open Space Committee is holding a Volunteer Day for tree and scrub planting on the Dobozyński Farm Park, scheduled for September 27<sup>th</sup> and October 4<sup>th</sup>.

Mrs. Allen requested Administrator Mekovetz to post and distribute flyers for the Volunteer Day.

Mrs. Allen stated the Open Space Walk will take place on Sunday, September 21<sup>st</sup> on the Cole Road Greenway.

**Frank Gatti**

Mr. Gatti stated he had received a call regarding Rockafellows Mill Bridge indicating that the County was beginning the permitting process to start work on the bridge. Mrs. Muir stated the County is proposing to raise the Township portion of the road with a 25' macadam buildup on the Readington approach to the bridge where there is a dip, along with 125' guardrail on each side of the street. Mrs. Muir stated the County would like to put down extended graveling which would not allow vehicles to pull off along the road. Mrs. Muir stated there will be 100' feet of improved road without the Township's permission. Mrs. Allen stated in a flood plain the road should not be raised.

*A MOTION* was made by Mrs. Allen to send a letter to the County Engineer's office and copy of the entities related thereto, stating all roadway under Readington Township jurisdiction should be maintained at the existing grade, therefore the Township would not be in favor of additional improvements including a guardrail, seconded by Mrs. Muir with a vote of ayes all, nays none recorded.

**Beatrice Muir**

Mrs. Muir stated she had nothing further to report.

**Gerard Shamey**

Mr. Shamey stated he had nothing to report at this time.

***COMMENTS FROM THE PUBLIC***

Ingelore Krug, of Old Readington Road, stated her farmer spotted ATVs trespassing on her hay field and she had filed a complaint report with the Police and she felt there was lack of concern on the part of the Police Department. She also requested that the Committee ask Genesis Builders to cut weeds on Lot 6.

***COMMENTS FROM THE GOVERNING BODY***

There were none.

As there was no further business, *A MOTION* was made by Mr. Gatti at 9:55 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