

**READINGTON TOWNSHIP COMMITTEE
MEETING - MARCH 6, 2006**

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 Shamey, Deputy Mayor Auriemma, Mrs. Allen, Mr. Gatti and Mrs. B. Muir

ALSO PRESENT: Attorney Dragan, Administrator Mekovetz and Engineer Rob O'Brien

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

<u>Subject Matter</u>	<u>Basis of Public Exclusion</u>	<u>Date Anticipated When Discussion Will Be Disclosed to Public</u>
Library.....	Personnel.....	Certain information at the discretion of the Township Committee tonight... other information will remain confidential
Police Department.....	Personnel.....	" " "
Recreation.....	Personnel.....	" " "
PBA - Lieutenants.....	Contract Negotiations.....	" " "
Block 63, Lots 11, 12 & 13 (Accetola).....	Contract Negotiations.....	" " "
Block 20, Lot 11 (Csepi).....	Contract Negotiations.....	" " "
Block 62, Lot 1 (Jackson).....	Contract Negotiations.....	" " "
Block 13, Lot 62 (Readington Twp.).....	Contract Negotiations.....	" " "
Block 55, Lot 7.01 (Rolling Meadows of Readington, LLC).....	Contract Negotiations.....	" " "
Fallone at Spring Meadows, LLC.....	Contract Negotiations.....	" " "
Block 80, Lots 1 & 2 (Readington Twp.).....	Contract Negotiations.....	" " "
Maintenance Agt.- Block 63, Lots 19 & 24...	Contract Negotiations.....	" " "
Awarding of Tandem Drum Vibratory Roller Bid.....	Contract Negotiations.....	" " "
Strobel & Luckstone vs. Readington Twp. <i>et al.</i>	Litigation.....	" " "
Hrynyk v. Greco, Insabella, Readington Twp., <i>et al.</i>	Litigation.....	" " "

EXECUTIVE SESSION RESOLUTION - continued:

Thomas J. Wachendorf v. Readington Twp. Police Officers Christopher DeWire, Scott Crater, Readington Twp., Readington Twp. Police Department and John Does 1-10.....	Litigation.....	"	"	"
Professional Services.....	Contract Negotiations.....	"	"	"
Executive Session Minutes - Jan. 30, 2006 & Feb. 6, 2006.....	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).....	Contract Negotiations.....	"	"	"
Potential Litigation.....	Attorney-Client Privilege.....	"	"	"

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.

A **MOTION** was made at 6:30 p.m. by Mr. Auriemma to adopt this Resolution, seconded by Mrs. Allen with a vote of ayes all, nays none recorded.

The meeting reconvened at 8:10 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 - Library

A **MOTION** was made by Mr. Auriemma to authorize Karen Konn to have part-timers Linda Kennedy, Joanne Laforgia and Theresa Stoveken fill in as-needed for the volunteers, with their hours to be capped at the same amount of hours that the volunteers were working, for a six (6) week period following which Karen would report back to the Committee. This motion was seconded by Mrs. Muir and on Roll Call vote the following was recorded:

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

Personnel - Police Department

A **MOTION** was made by Mr. Gatti to appoint James Izzo as a Special Police Officer at the rate specified in the PBA contract. This motion was seconded by Mrs. Allen and on Roll Call vote the following was recorded:

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

A **MOTION** was made by Mr. Gatti to promote John Insabella and Scott Crater to the position of Sergeant First Class, based on completion of their three (3) year period as Sergeant and recommendation by Chief Paganessi. This motion was seconded by Mr. Auriemma and on Roll

Call vote the following was recorded:

Personnel - Police Department – continued:

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

Personnel - Recreation

A ***MOTION*** was made by Mr. Auriemma to appoint Linda Busch as an Alternate member of the Recreation Committee, seconded by Mrs. Allen with a vote of ayes all, nays none recorded.

Contract Negotiations - PBA/Lieutenants

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

Contract Negotiations - Block 63, Lots 11, 12 & 13 (Accettola)

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

Contract Negotiations - Block 20, Lot 11 (Csepi)

A ***MOTION*** was made by Mrs. Allen to authorize Administrator Mekovetz to obtain quotes for two (2) appraisals on Block 20, Lot 11 (Csepi) and to award the contracts to the companies with the two (2) lowest quotes. This motion was seconded by Mr. Gatti and on Roll Call vote the following was recorded:

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

Contract Negotiations - Block 62, Lot 1 (Jackson)

A ***MOTION*** was made by Mrs. Allen to approve the contract for sale of the Development Easement on Block 62, Lot 1 (Jackson) to Hunterdon County, seconded by Mrs. Muir and on Roll Call vote the following was recorded:

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

A ***MOTION*** was made by Mrs. Muir to approve the Municipal-County Cost Sharing Agreement for Block 62, Lot 1 (Jackson) to Hunterdon County, seconded by Mrs. Allen and on Roll Call vote the following was recorded:

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

The following ordinance was offered for introduction:

AN ORDINANCE AUTHORIZING THE CONVEYANCE OF AN AGRICULTURAL DEVELOPMENT RIGHTS EASEMENT ON PROPERTY KNOWN AS BLOCK 62, LOT 1 TO THE COUNTY OF HUNTERDON FOR FARMLAND PRESERVATION

Ordinance #06-2006

Block 62, Lot 1 (Jackson) – continued:

WHEREAS, the Township of Readington (“Township”), holds an agricultural development rights easement on property known as Block 62, Lot 1, in the Township of Readington, consisting of approximately 33+/- acres along Stanton Road, (hereinafter “Property”) which was purchased with the intention of preserving it for farmland purposes and enrolling it in the appropriate Hunterdon County Agricultural Development program; and

WHEREAS, the property qualified for enrollment in the Hunterdon County Agricultural Development farmland preservation program through a Planning Incentive Grant and the Township received a contract from the County of Hunterdon to purchase an agricultural development rights easement from the Township on 33+/- acres of the Property, together with a Restrictive Covenant pertaining to mowing/maintenance rights at a purchase price of \$16,000.00 per acre, for an estimated total of \$528,000.00, subject to adjustment for the required Municipal contribution and any survey/right-of-way adjustments and with payment to be made to the Township in seven (7) annual installments; and

WHEREAS, the sale of the Easement and restrictive covenant to the County of Hunterdon for farmland preservation purposes will result in preservation of the property for the same goals and purposes as purchased by the Township so that it is not necessary for the Township to hold title to the easement on behalf of the public; said sale shall further result in funding to the Township which can be used, in turn, to acquire other easements and property for farmland preservation purposes; and

WHEREAS, the conveyance of the Easement and restrictive covenants to the County of Hunterdon under the Agriculture Development and Retention Act and County of Hunterdon Agricultural Development Grant Program will result in the preservation of the properties for agricultural purposes by the Township under its farmland preservation program; and

WHEREAS, the Township is permitted to sell the Easement under *N.J.S.A. 4:1C-11 et seq.*, *4:1C-34*, *4:1C-43.1*, *N.J.S.A. 40A:12-13 et seq.* 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 shall convey to the County of Hunterdon a Development Rights Easement and a Restrictive Covenant pertaining to mowing rights on Block 62, Lot 1 in the Township of Readington, County of Hunterdon and State of New Jersey, which easement shall pertain to approximately 33+/- acres of the Property for the price of \$16,000.00 per acre and an approximate total price of \$528,000.00, subject to adjustments for the Municipal cost share, survey adjustments or any other adjustments required by the Agriculture Development and Retention Act and regulations pertinent thereto, to be paid in seven (7) annual installments, in accordance with the contract 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 Agricultural Development Rights Easement and/or Assignment to the County of Hunterdon, including a Restrictive Covenant regarding mowing, together with any other documents or corrective documents required by the County.

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.

Block 62, Lot 1 (Jackson) – continued:

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

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

Public Hearing was scheduled for Monday, March 20, 2006 at 8:00 p.m.

Contract Negotiations - Block 13, Lot 62 (Readington Township – formerly Hamewith)

A **MOTION** was made by Mrs. Allen to approve the contract for sale of the Development Easement on Block 13, Lot 62 (Readington Township) to Hunterdon County, seconded by Mr. Gatti and on Roll Call vote the following was recorded:

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

A **MOTION** was made by Mrs. Muir to approve the Municipal-County Cost Sharing Agreement for Block 13, Lot 62 (Readington Township) to Hunterdon County, seconded by Mr. Auriemma and on Roll Call vote the following was recorded:

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

The following ordinance was offered for introduction:

AN ORDINANCE AUTHORIZING THE CONVEYANCE OF AN AGRICULTURAL DEVELOPMENT RIGHTS EASEMENT ON PROPERTY KNOWN AS BLOCK 13, LOT 62 TO THE COUNTY OF HUNTERDON FOR FARMLAND PRESERVATION

Ordinance #07-2006

WHEREAS, the Township of Readington (“Township”), holds an agricultural development rights easement on property known as Block 13, Lot 62, in the Township of Readington, consisting of approximately 81.946+/- acres along Meadow Road, (hereinafter “Property”) which was purchased with the intention of preserving it for farmland purposes and enrolling it in the appropriate Hunterdon County Agricultural Development program; and

WHEREAS, the property qualified for enrollment in the Hunterdon County Agricultural Development farmland preservation program through a Planning Incentive Grant and the Township received a contract from the County of Hunterdon to purchase an agricultural development rights easement from the Township on 81.946+/- acres of the Property, together with a Restrictive Covenant pertaining to mowing/maintenance rights at a purchase price of \$14,900.00 per acre, for an estimated total of \$1,221,800.00, subject to adjustment for the required Municipal contribution and any survey/right-of-way adjustments with payment to be made to the Township in nine (9) annual installments; and

WHEREAS, the sale of the Easement and restrictive covenant to the County of Hunterdon for farmland preservation purposes will result in preservation of the property for the

same goals and purposes as purchased by the Township so that it is not necessary for the Township to hold title to the easement on behalf of the public; said sale shall further result in funding to the Township which can be used, in turn, to acquire other easements and property for farmland preservation purposes; and

Block 13, Lot 62 (Readington Township – formerly Hamewith) – continued:

WHEREAS, the conveyance of the Easement and restrictive covenants to the County of Hunterdon under the Agriculture Development and Retention Act and County of Hunterdon Agricultural Development Grant Program will result in the preservation of the properties for agricultural purposes by the Township under its farmland preservation program; and

WHEREAS, the Township is permitted to sell the Easement under *N.J.S.A. 4:1C-11 et seq.*, 4:1C-34, 4:1C-43.1, *N.J.S.A. 40A:12-13 et seq.* 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 shall convey to the County of Hunterdon a Development Rights Easement and a Restrictive Covenant pertaining to mowing rights on Block 13, Lot 62 in the Township of Readington, County of Hunterdon and State of New Jersey, which easement shall pertain to approximately 81.946+/- acres of the Property for the price of \$14,900.00 per acre and an approximate total price of \$1,221,800.00, subject to adjustments for the Municipal cost share, survey adjustments or any other adjustments required by the Agriculture Development and Retention Act and regulations pertinent thereto, to be paid in nine (9) annual installments, in accordance with the contract 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 Agricultural Development Rights Easement and/or assignment to the County of Hunterdon, including a Restrictive Covenant regarding mowing, together with any other documents or corrective documents as may be required by the County.

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

Public Hearing was scheduled for Monday, March 20, 2006 at 8:00 p.m.

Contract Negotiations - Block 55, Lot 7.01 (Rolling Meadows of Readington, LLC.)

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

Contract Negotiations - Fallone at Spring Meadows, LLC.

A **MOTION** was made by Mrs. Muir to approve the revised mutual releases between Fallone Properties and Readington Township, Readington Planning Board and Readington Township Board of Health. This motion was seconded by Mr. Gatti and on Roll Call vote the following was recorded:

Fallone at Spring Meadows, LLC – continued:

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

Contract Negotiations - Block 80, Lots 1 & 2 (Readington Twp.)

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

Contract Negotiations - Maintenance Agreement/Block 63, Lots 19 & 24

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

Contract Negotiations - Awarding of Tandem Drum Vibratory Roller Bid

A **MOTION** was made by Mr. Auriemma to award the contract for the Tandem Drum Vibratory Roller in the amount of \$27,900 to Powerco, Inc. This motion was seconded by Mr. Gatti and on Roll Call vote the following was recorded:

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

Litigation - Strobel & Luckstone vs. Readington Twp. et al.

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

Litigation - Hrynyk v. Greco, Insabella, Readington Twp., et al.

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

Litigation - Thomas J. Wachendorf v. Readington Township Police Officers Christopher DeWire, Scott Crater, Readington Township, Readington Township Police Department and John Does 1-10

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

Contract Negotiations - Professional Services: Valerie Kimson Bollheimer, Esq.

The following Resolution was offered for consideration:

***RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT FOR
SPECIAL COUNSEL SERVICES
#R-2006-33***

WHEREAS, the Township of Readington has a need to acquire Special Counsel 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

WHEREAS, Valerie Kimson Bollheimer, Esq. of Purcell, Ries, Shannon, Mulcahy & O'Neill has submitted a proposal indicating she will act as Special Counsel at the following rates: Attorney – \$155 per hour; Paralegal - \$75 per hour, for the following matters:

Professional Services: Valerie Kimson Bollheimer, Esq. - continued:

P&H Clinton Partnership vs. Twp. of Clinton, RLSA, Twp. of Readington, Borough of Lebanon, Lebanon Borough Sewerage Authority & NJDEP (Docket No. A-002997-03T1) and P&H Clinton Partnership vs. Clinton Township Planning Board (Docket No. A-004179-03T1)

WHEREAS, Valerie Kimson Bollheimer, Esq. of Purcell, Ries, Shannon, Mulcahy & O'Neill has completed and submitted a Business Entity Disclosure Certification which certifies that Valerie Kimson Bollheimer, Esq. of Purcell, Ries, Shannon, Mulcahy & O'Neill 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 Valerie Kimson Bollheimer, Esq. of Purcell, Ries, Shannon, Mulcahy & O'Neill 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 Howard D. Cohen, Esq. of Parker, McCay & Criscuolo, PA as described herein; and

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

BE IT FURTHER RESOLVED, that said contract shall expire on December 31, 2006; and

BE IT FURTHER RESOLVED, that copies of this Professional Service 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. Muir to adopt this Resolution, seconded by Mrs. Allen and on Roll Call vote the following was recorded:

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

The following Resolution was offered for consideration:

***RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT FOR
SPECIAL COUNSEL SERVICES
#R-2006-34***

WHEREAS, the Township of Readington has a need to acquire Special Counsel 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

WHEREAS, Valerie Kimson Bollheimer, Esq. of Purcell, Ries, Shannon, Mulcahy & O'Neill has submitted a proposal indicating she will act as Special Counsel at the following rates: Attorney – \$155 per hour; Paralegal - \$75 per hour, for the following matters:

Professional Services: Valerie Kimson Bollheimer, Esq. - continued:

- to represent the Township and Mayor and Committee and its members in their official capacity and the Planning Board and its members in their official capacity in Toll Bros., Inc. v. the Township of Readington, Mayor and Committee for the Township of Readington, Township of Readington Planning Board, Members of the Township of Readington Planning Board, Julia C. Allen, Ronald P. Monaco, Beatrice Muir, Gerard J. Shamey and Frank L. Gatti (Docket No. 3:04-cv-6043) litigation

WHEREAS, Valerie Kimson Bollheimer, Esq. of Purcell, Ries, Shannon, Mulcahy & O'Neill has completed and submitted a Business Entity Disclosure Certification which certifies that Valerie Kimson Bollheimer, Esq. of Purcell, Ries, Shannon, Mulcahy & O'Neill 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 Valerie Kimson Bollheimer, Esq. of Purcell, Ries, Shannon, Mulcahy & O'Neill 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 Howard D. Cohen, Esq. of Parker, McCay & Criscuolo, PA as described herein; and

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

BE IT FURTHER RESOLVED, that said contract shall expire on December 31, 2006; and

BE IT FURTHER RESOLVED, that copies of this Professional Service 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. Muir to adopt this Resolution, seconded by Mr. Auriemma and on Roll Call vote the following was recorded:

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

Attorney-Client Privilege - Executive Session Minutes (Jan. 30, 2006 & Feb. 6, 2006)

A **MOTION** was made by Mr. Auriemma to approve the Executive Session Minutes from the meetings of January 30, 2006 and February 6, 2006 for content. This motion was seconded by Mrs. Muir and on Roll Call vote the following was recorded:

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

Mayor Shamey - Aye

Contract Negotiations - 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.

Potential Litigation - Attorney\Client Privilege

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

CONSENT AGENDA:

1. ***APPROVAL OF THE MINUTES*** of meetings of February 6, 2006 & February 21, 2006.
2. ***Resolution Authorizing Application for Loan from the NJ Environmental Infrastructure Financing Program: Land Acquisition Project #5343034-04 (Holland Brook Greenway).***

**TOWNSHIP OF READINGTON
RESOLUTION AUTHORIZING APPLICATION
FOR A LOAN FROM THE NEW JERSEY ENVIRONMENTAL
INFRASTRUCTURE FINANCING PROGRAM
R-2006-37**

Applicant: Township of Readington **Loan Number:** 5343034-04

WHEREAS, the Township of Readington intends to file an application with the New Jersey Department of Environmental Protection and the New Jersey Environmental Infrastructure Trust for the Land Acquisition Project #5343034-04 (Holland Brook Greenway).

NOW, THEREFORE, BE IT RESOLVED, that Vita Mekovetz, Administrator/ Municipal Clerk, is authorized to act as the Authorized Representative to represent the Township of Readington in all matters relating to the project undertaken pursuant to the above referenced New Jersey Environmental Infrastructure Loan to be executed with the New Jersey Department of Environmental Protection and the New Jersey Environmental Infrastructure Trust. The Authorized Representative may be contacted at:

Township of Readington
509 Route 523
Whitehouse Station, New Jersey 08889
908-534-4051

3. ***Request for Division of Local Government Services to review Readington Township Budget & waiving option for local examination - Resolution.***

**RESOLUTION TO ELECT NOT TO SELF EXAMINE
THE 2006 TOWNSHIP BUDGET
R-2006-38**

WHEREAS, NJSA 40A:4-78B authorizes municipalities in sound fiscal condition to assume the responsibility normally granted to the Director of the Division of Local Government Services of conducting the annual budget examination; and

WHEREAS, the Township of Readington is eligible for self examination of the 2006 Municipal budget.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Township Committee of the Township of Readington hereby elect to pass on self examination and request that the Division of Local Government Services perform the examination.

4. ***Awarding of Bond Anticipation Notes.***

5. *Somerset Wheelmen* - request for permission to use a portion of Pleasant Run Road to conduct an individual time trial cycling event (April 8, 2006).
6. *Whitehouse Fire Co. No. 1, Inc..* - request for permission to hold coin toss (June 2nd & 3rd).
7. *Application for Blue Light Permit* - Ed Drenkhahn.
8. *Application for Blue Light Permit* - Gerald D. Neumann.

CONSENT AGENDA – continued:

9. *Application for Blue Light Permit* - Donald J. Sigler.
10. *Application for Raffles Licenses* - Friends of Anderson House, Inc.
11. *Applications for Raffles Licenses* - Readington Twp. Home & School Assoc.
12. *Application for Bingo License* - Readington Twp. Home & School Assoc.
13. *Lien Redemption* – resolutions.

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

WHEREAS, the property owner has paid to the Tax Collector the amount necessary to redeem the lien on Block 30, Lot 10; 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 \$16,919.21 known as Tax Sale Certificate #04-04, plus a premium paid in the amount of \$7,000.00 to the lien holder, Crusader Servicing Corp.

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

WHEREAS, the property owner has paid to the Tax Collector the amount necessary to redeem the lien on Block 43, Lot 15; 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 \$41,517.28 known as Tax Sale Certificate #03-06, plus a premium paid in the amount of \$6,000.00 to the lien holder, Data Ventures.

14. *Payment of the Bills.*

Fund Description	Fund No.	Received Total
CURRENT FUND APPROPRIATION	001	\$ 925,947.40
TRUST APPROPRIATION	003	\$ 6,845.34
CAPITAL APPROPRIATIONS	004	\$ 8,738.60
MISC. REFUND, COUNTY TAX, LIENS	005	\$ 94,227.01
PAYROLL DEDUCTIONS	006	\$ 140,598.80
REGIONAL AND LOCAL SCHOOL TAX	007	\$ 2,221,132.55
 TOTAL OF ALL FUNDS:		 \$ 2,934,516.00

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

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

CORRESPONDENCE/OTHER INFORMATION:

1. Notice dated February 22, 2006 from William G. Dressel, Jr., Executive Director, NJ State League of Municipalities **regarding truck ban regulations being struck down by Third Circuit Court of Appeals.**

The following Resolution was offered for consideration:

**RESOLUTION SUPPORTING STATE EFFORTS TO REINSTATE APPROPRIATE
LARGE TRUCK BAN REGULATIONS IN OUR STATE
R-2006-35**

WHEREAS, on March 24, 2004, a decision was entered in the United States District Court in the case of American Trucking Associations, et al v. Christine Todd Whitman invalidating State regulations requiring 102 inch wide trucks and double trailer-truck combinations to use only New Jersey's National Network, the New Jersey Turnpike and the Atlantic City Expressway when they were engaged purely in interstate commerce; and

WHEREAS, the State of New Jersey appealed to the United States Court of Appeals for the Third Circuit which on February 21, 2006 also ruled against the State of New Jersey striking down the State truck ban regulations; and

WHEREAS, in striking down the regulations, the United States District Court determined that the regulations have resulted in fewer truck accidents on New Jersey roads and that said regulations serve a "legitimate state purpose," but found them to be unnecessarily discriminatory against interstate commerce; and

WHEREAS, the volume and size of huge through trucks clog our roadways, pose an enormous safety hazard to residents, make patronizing of our local businesses and public facilities extraordinarily user unfriendly, and seriously erode our environment, our roadways and the enjoyment of life in our communities; and

WHEREAS, the Township of Readington disagrees with the Court's decision, and, to the contrary, find that the regulations properly balance safety and interstate commerce interests, by keeping large through trucks on the roads that were built to handle them, while still allowing for safe, reliable and efficient interstate transport.

NOW, THEREFORE BE IT RESOLVED that the Township Committee of the Township of Readington, County of Hunterdon, State of New Jersey, hereby calls for and supports State actions to appeal the decision of the United States District Court in the case of American Trucking Associations, *et al.* v. Christine Todd Whitman, and to reinstate appropriate large truck ban regulations in New Jersey; and

BE IT FURTHER RESOLVED, that a certified copy of this Resolution be forwarded to Governor Jon Corzine, the Commissioner of the Department of Transportation, Senator Leonard Lance, Assemblyman Michael J. Doherty, Assemblywoman Connie Myers and members of the State Legislature and the New Jersey League of Municipalities.

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

2. Letter dated January 2006 from John Flynn, Administrator, NDJEP Green Acres Program, **inviting all interested municipalities to apply for Green Acres funds.**

A MOTION was made by Mrs. Allen to apply for Green Acres funding as the Township has done for the previous ten (10) years. This motion was seconded by Mrs. Muir with a vote of ayes all, nays none recorded.

3. Memorandum dated February 15, 2006 from Denise B. Doolan, Clerk, Hunterdon County Board of Chosen Freeholders, regarding *adoption of a Resolution declaring April, 2006 "National Autism Awareness Month,"* noted for information. No action taken.

CORRESPONDENCE/OTHER INFORMATION:

4. Resolution from Borough of Beachwood *urging reintroduction of legislation to exempt Municipal Clerks from penalties for Open Public Records Act violations under certain circumstances.*

The following Resolution was offered for consideration:

***RESOLUTION OF THE TOWNSHIP OF READINGTON, COUNTY OF HUNTERDON,
STATE OF NEW JERSEY, URGING REINTRODUCTION OF LEGISLATION TO
EXEMPT MUNICIPAL CLERKS FROM PENALTIES FOR OPEN PUBLIC RECORDS
ACT VIOLATIONS UNDER CERTAIN CIRCUMSTANCES
R-2006-36***

WHEREAS, A-4063 was introduced during the 2004-2005 legislative session and failed to be enacted and has subsequently died; and

WHEREAS, A-4063 exempts the municipal clerk from penalties for Open Public Records Act violations under certain circumstances; and

WHEREAS, currently under the Open Public Records Act, (OPRA) the municipal clerk is held responsible for not fulfilling the request, even when the record is in the possession of another official; and

WHEREAS, the proposed legislation would exempt the municipal clerk if it can be proven that a municipal clerk has exercised due diligence in attempting to collect a record requested under OPRA, by documenting at least two attempts to collect the records within seven days of receiving the request; and

WHEREAS, the municipal official in actual possession of the record will be deemed to be the custodian of the requested record, and therefore liable for any violations, penalties or disciplinary proceedings that may result from an unreasonable denial of access to the requested record; and

WHEREAS, it is the belief of the Township Committee of the Township of Readington that the official in possession of the requested record should be the one responsible for violations of the Open Public Records Act and considered custodian of the record; and

WHEREAS, the Township Committee of the Township of Readington, urges the State Assembly to re-introduce the amendments to the Open Public Records Act as proposed in A-4063; and

WHEREAS, the Township Committee of the Township of Readington also urges the State Senate to join the Assembly with companion legislation that would similarly amend the Open Public Records 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. That the Township Committee of the Township of Readington supports the intent and provisions of the proposed amendments to the Open Public Records Act.
2. That the Township Committee of the Township of Readington urges the re-introduction of this legislation during the next legislative session.

3. That the Township Committee of the Township of Readington urges the State Senate to join the Assembly with companion legislation.

BE IT FURTHER RESOLVED that the Municipal Clerk shall forward a certified copy of this Resolution to the State of New Jersey Government Records Council, Senator Leonard Lance, Assemblyman Michael J. Doherty, Assemblywoman Marcia A. Karrow, all Hunterdon County Municipalities and the New Jersey State League of Municipalities.

A **MOTION** was made by Mr. Gatti to adopt this Resolution, seconded by Mr. Auriemma with a vote of ayes all, nays none recorded.

CORRESPONDENCE/OTHER INFORMATION:

5. Memorandum dated February 28, 2006 from Sharon L. Brienza, Municipal Clerk, Twp. of Branchburg, regarding **public hearing of Ordinance #2006-1008 Amending the Land Development Ordinance of the Twp. of Branchburg by amending Article 3 entitled "Zoning" by providing standards for calculation of resource conservation areas**, noted for information. No action taken.
6. Notice dated February 27, 2006 from Rebecca E. D'Alleinne, Planning Board Administrator, Twp. of Clinton, regarding **public hearing of the 2006 Clinton Township Land Use Plan Element**, noted for information. No action taken.
7. Notice dated February 7, 2006 from Dorothy L. Gooditis, Municipal Clerk, Twp. of Raritan, regarding **adoption of a Resolution opposing S-457, "Time of Decision Rule,"** noted for information. No action taken.
8. Notice from Lora Olsen, Municipal Clerk, Twp. of West Amwell, regarding **adoption of Resolution strongly opposing an proposed increases to the State of New Jersey's current gas tax rate**, noted for information. No action taken.
9. Notice dated February 2, 2006 from Julie Vaccher Goldstein, Esq., regarding **hearing before the Readington Twp. Planning Board - Block 1.01, Lot 1.12 (Jay & Eileen Gladstone)**, noted for information. No action taken.
10. Notice from Michael V. Camerino, Esq., regarding **development and implementation of Stormwater Management Program and Stormwater Pollution Prevention Plan - Raritan Valley Community College**, noted for information. No action taken.
11. Notice dated February 13, 2006 from John Peel, PP, PK Environmental Planning & Engineering, regarding **Application for Letter of Interpretation - Line Verification - Revision - Michael Eng, Block 97, Lot 2**, noted for information. No action taken.
12. Letter dated February 16, 2006 from Ira G. Megdal, Esq., regarding **the amended petition of Elizabethtown Water Company for approval to revise its Purchased Water Adjustment Clause and for approval of its True Up Schedule** noted for information. No action taken.

OLD BUSINESS:

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

Mayor Shamey gave a presentation summarizing the negotiations which had been taking place with Solberg Aviation as well as what had occurred at the February 21, 2006 public hearing of Bond Ordinance #04-2006.

2. **Stanton Ridge** - road acceptance.

Attorney Dragan said she received a request from the attorney representing Stanton Ridge that action on this item be deferred until the next meeting.

NEW BUSINESS:

1. ***Rehabilitation of Rockafellows Mill Road Bridge.***

Mrs. Muir said there is a sign on Rockafellow Mill Road stating that the work has already started. She said her concern is the paving of that stretch of the road because it is in a flood plain. She said if the County paves the road will they be responsible for maintaining the road or will the Township be responsible? In addition, Mrs. Muir said that this is a Township road, not a County road.

Mrs. Allen asked that Engineer McEldowney's office relay the Committee's concern to the County.

NEW BUSINESS – continued:

2. ***Renovation of cottage - 43 Old Highway 28.***

Mayor Shamey said this is a request to renovate a cottage on property located at 43 Old Highway 28.

Mrs. Allen said this was part of a property exchange with the Board of Education.

Mrs. Allen said she will make a site visit to the property and report back to the Committee.

3. ***Consideration of Amendment to Construction Code Fee Schedule Ordinance.***

The following Ordinance was offered for introduction:

AN ORDINANCE AMENDING AND SUPPLEMENTING AN ORDINANCE ENTITLED "AN ORDINANCE OF THE TOWNSHIP OF READINGTON ESTABLISHING A STATE UNIFORM CONSTRUCTION CODE ENFORCING AGENCY AND A CONSTRUCTION FEE SCHEDULE, PURSUANT TO CHAPTER 217, LAWS OF NEW JERSEY 1975 AND TITLE 5, CHAPTER 23, OF THE NEW JERSEY ADMINISTRATIVE CODE".

Ordinance #08-2006

NOW, THEREFORE, BE IT ORDAINED, by the Township Committee of the Township of Readington, County of Hunterdon as follows:

SECTION 1. Section 2.a is hereby amended to read as follows:

(1) The building subcode fees shall be as shown on attached Schedule "A"

SECTION 2. If any portion of this Ordinance shall be judged invalid, the same shall not effect the validity of this Ordinance as a whole or any portion thereof other than the portion so adjudged invalid.

SECTION 3. All other provisions of the Ordinance which this Ordinance does not amend shall remain in full force and effect.

SECTION 4. This Ordinance shall take effect immediately upon the adoption and publication in the manner provided by law.

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

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

Public Hearing was scheduled for Monday, April 3, 2006 at 8:00 p.m.

4. Consideration of Amendment to Zoning Fee Ordinance.

The following Ordinance was offered for introduction:

AN ORDINANCE AMENDING THE LAND DEVELOPMENT ORDINANCE OF THE TOWNSHIP OF READINGTON, HUNTERDON COUNTY, NEW JERSEY, OF DECEMBER 1992 AS HERETOFORE SUPPLEMENTED AND AMENDED

Ordinance #09-2006

Amendment to Zoning Fee Ordinance – continued:

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

SECTION 1. Section §148-104 and Section §148-121B contained in the Land Development Ordinance of the Township of Readington, Hunterdon County, New Jersey, of December 1992 is revised as follows [additions are indicated thus, deletions are indicated ~~thus~~]:

§148-104. Fees

Certificate of pre-existing non-conforming status \$150.00 No Escrow

§148-121 B. Construction Permits

(1) Construction Permits shall be required as provided by the State Uniform Construction Code, its subcodes and regulations promulgated pursuant thereto. Fees for construction permits shall be in accordance with the applicable ordinances of the Township.

		Current
<u>Zoning Permit</u>	<u>\$35.00</u>	\$25.00
<u>Special Events Zoning Permit</u>	<u>\$100.00</u>	\$100.00
<u>Zoning Certificate of Continual Occupancy shall be</u>	<u>\$100.00</u>	\$100.00

SECTION 2. If the provision of any article, section, subsection, paragraph, subdivision or clause of this Ordinance shall be judged invalid by a Court of competent jurisdiction, such Order or Judgment shall not affect or invalidate the remainder of any such article, section, subsection, paragraph, subdivision or clause and, to this end, the provisions of this Ordinance are hereby declared to be severable.

SECTION 3. This ordinance supersedes and repeals any portion of any previous ordinance inconsistent herewith.

SECTION 4. This ordinance shall take effect immediately upon final passage and publication in accordance with law and upon filing with the Hunterdon County Planning Board.

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

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

Public Hearing was scheduled for Monday, April 3, 2006 at 8:00 p.m.

5. Consideration of Amendment to Section 43-90 "Firearms" of Police Ordinance.

Mayor Shamey said this relates to off-duty weapons. According to the Chief of Police, the current ordinance restricts selection of an off-duty weapon to specifications of the

official police weapon and the caliber of the official police weapon which is designed to be carried in a holster as part of the uniform. It is too large and bulky to be concealed while wearing civilian clothes. Although there are lighter, smaller and easily concealable weapons, they cannot be carried off-duty because they are not the same as those specified in the ordinance.

Mayor Shamey said the Chief is suggesting that the ordinance be changed to say that "the Chief of Police restricts his selection of an off-duty weapon to specifications approved by the Chief of Police and outlined in a Readington Township Police General Ordinance."

More information was needed.

NEW BUSINESS – continued:

6. ***Ordinance for payment of Regional Contribution Agreements with Bound Brook & Manville - introduction.***

The following Ordinance was offered for introduction:

BOND ORDINANCE OF AND BY THE TOWNSHIP OF READINGTON, IN THE COUNTY OF HUNTERDON, NEW JERSEY, PROVIDING FOR THE FUNDING OF CERTAIN REGIONAL CONTRIBUTION AGREEMENTS BETWEEN THE TOWNSHIP AND THE BOROUGHS OF BOUND BROOK AND MANVILLE AS APPROVED BY THE NEW JERSEY COUNCIL ON AFFORDABLE HOUSING APPROPRIATING \$335,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$318,250 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF

Ordinance #10-2006

BE IT ORDAINED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF READINGTON, IN THE COUNTY OF HUNTERDON, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

Section 1. The improvement described in Section 3 of this bond ordinance is hereby authorized to be undertaken by the Township of Readington, in the County of Hunterdon, New Jersey (the "Township") as a general improvement. For the improvement or purpose described in Section 3, there is hereby appropriated the sum of \$335,000, including the sum of \$16,750 as the down payment required by the Local Bond Law. The down payment is now available by virtue of provision for down payment or for capital improvement purposes in one or more previously adopted budgets.

Section 2. In order to finance the cost of the improvement or purpose not covered by application of the down payment, negotiable bonds are hereby authorized to be issued in the principal amount of \$318,250 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. (a) The improvement hereby authorized and the purpose for the financing of which the bonds are to be issued is the funding of the Township's Regional Contribution Agreements with the Borough of Bound Brook and the Borough of Manville, respectively, as approved by the New Jersey Council on Affordable Housing.

(b) The estimated maximum amount of bonds or notes to be issued for the improvement or purpose is as stated in Section 2 hereof.

(c) The estimated cost of the improvement or purpose is equal to the amount of the appropriation herein made therefor.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no note shall mature later than

one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with notes issued pursuant to this ordinance, and the chief financial officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of the Local Bond Law. The chief financial officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser.

Ordinance for payment of Regional Contribution Agreements with Bound Brook & Manville – continued:

Section 5. 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 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvement or purpose described in Section 3 of this bond ordinance is not a current expense. It is an improvement or purpose that the Township may lawfully undertake as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.

(b) The period of usefulness of the improvement or purpose within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the bonds authorized by this ordinance, is 10 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Township as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$318,250, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$10,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the purpose or improvement.

Section 7. Any grant moneys received for the purpose described in Section 3 hereof shall be applied either to direct payment of the cost of the improvement or to payment of the obligations issued pursuant to this ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are so used.

Section 8. The chief financial officer of the Township is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Township and to execute such disclosure document on behalf of the Township. The chief financial officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Township pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the Township and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof,

provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Township fails to comply with its undertaking, the Township shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

Section 9. The full faith and credit of the Township are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Township, and the Township shall be obligated to levy *ad valorem* taxes upon all the taxable real property within the Township for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 10. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

Ordinance for payment of Regional Contribution Agreements with Bound Brook & Manville – continued:

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

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

Public Hearing was scheduled for Monday, March 20, 2006 at 8:00 p.m.

7. ***Bond Ordinance/Block 39, Lot 14 (Cuchiaro)*** - introduction

The following Ordinance was offered for consideration:

BOND ORDINANCE PROVIDING FOR THE ACQUISITION OF DEVELOPMENT RIGHTS - BLOCK 39, LOT 14 (OWNER: CUCHIARO) IN AND BY THE TOWNSHIP OF READINGTON, IN THE COUNTY OF HUNTERDON, NEW JERSEY, APPROPRIATING \$467,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$443,650 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF

Ordinance #11-2006

BE IT ORDAINED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF READINGTON, IN THE COUNTY OF HUNTERDON, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

Section 1. The improvement described in Section 3 of this bond ordinance is hereby authorized to be undertaken by the Township of Readington, in the County of Hunterdon, New Jersey (the "Township") as a general improvement. For the improvement or purpose described in Section 3, there is hereby appropriated the sum of \$467,000, including the sum of \$23,350 as the down payment required by the Local Bond Law. The down payment is now available from the Open Space Trust Fund.

Section 2. In order to finance the cost of the improvement or purpose not covered by application of the down payment, negotiable bonds are hereby authorized to be issued in the principal amount of \$443,650 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. (a) The improvement hereby authorized and the purpose for the financing of which the bonds are to be issued is the acquisition of development rights - Block 39, Lot 14

(Owner: Cuchiaro) on the Tax Maps of the Township.

(b) The estimated maximum amount of bonds or notes to be issued for the improvement or purpose is as stated in Section 2 hereof.

(c) The estimated cost of the improvement or purpose is equal to the amount of the appropriation herein made therefor.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with notes issued pursuant to this ordinance, and the chief financial officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of the Local Bond Law. The chief financial officer is hereby authorized to sell part or all of the notes from

Bond Ordinance/Block 39, Lot 14 (Cuchiaro) – continued:

time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser.

Section 5. 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 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvement or purpose described in Section 3 of this bond ordinance is not a current expense. It is an improvement or purpose that the Township may lawfully undertake as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.

(b) The period of usefulness of the improvement or purpose within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the bonds authorized by this ordinance, is 40 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Township as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$443,650, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$25,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the purpose or improvement.

Section 7. Any grant moneys received for the purpose described in Section 3 hereof shall be applied either to direct payment of the cost of the improvement or to payment of the obligations issued pursuant to this ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are so used.

Section 8. The chief financial officer of the Township is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in

connection with the sale of obligations of the Township and to execute such disclosure document on behalf of the Township. The chief financial officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Township pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the Township and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Township fails to comply with its undertaking, the Township shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

Section 9. The full faith and credit of the Township are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Township, and the Township shall be obligated to levy ad valorem taxes upon all the taxable real property within the Township for the payment of the obligations and the interest thereon without limitation of rate or amount.

Bond Ordinance/Block 39, Lot 14 (Cuchiaro) – continued:

Section 10. The Mayor, Deputy Mayor, Township Administrator/Clerk and Township Attorney, as the case may be, are authorized pursuant to N.J.S.A. 40A:12-1 et seq., and any other applicable law, to prepare and sign any and all necessary documentation to effectuate the acquisition as described herein, concerning the property known as Block 39, Lot 14 (Owner: Cuchiaro), including, but not limited to, any contracts and amendments thereto and all closing documents needed to complete the purchase.

Section 11. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

A MOTION was made by Mr. Gatti 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
Mrs. Muir	-	Aye
Mayor Shamey	-	Aye

Public Hearing was scheduled for Monday, March 20, 2006 at 8:00 p.m.

8. ***Ordinance to Exceed the Municipal Budget Cost of Living Allowance and to Establish a CAP Bank when the COLA is Equal to or Less than 2.5% - introduction.***

The following Ordinance was offered for consideration:

***CALENDAR YEAR 2006
ORDINANCE TO EXCEED THE MUNICIPAL BUDGET COST OF LIVING
ALLOWANCE AND TO ESTABLISH A CAP BANK WHEN THE COLA IS EQUAL TO OR
LESS THAN 2.5 PERCENT
(N.J.S.A. 40A:4-45.14)***

Ordinance #12-2006

WHEREAS, the Local Government Cap Law, N.J.S.A. 40A:4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget to 2.5% or the Cost-of-Living Adjustment (COLA), whichever is less, over the previous year's final appropriations, subject to certain exceptions; and,

WHEREAS, N.J.S.A. 40A:4-45.14 provides that a municipality may, in any year in which the COLA is equal to or less than 2.5% increase its final appropriations by a percentage greater than the COLA, but not to exceed the 3.5% rate as specified in the law, when authorized by ordinance; and,

WHEREAS, the COLA for 2006 has been certified by the Director of the Division of Local Government Services in the Department of Community Affairs as 2.5% and,

WHEREAS, N.J.S.A. 40A:4-45.15a provides that a municipality may, in any year in which the COLA is equal to or less than 2.5%, may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

WHEREAS, the Township Committee of the Township of Readington in the County of Hunterdon finds it advisable and necessary to increase its 2006 budget by more than 2.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the Township Committee hereby determines that a 1.0% increase in the budget for said year, amounting to \$95,365.56 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

Ordinance to Exceed the Municipal Budget Cost of Living Allowance and to Establish a CAP Bank when the COLA is Equal to or Less than 2.5% - continued:

WHEREAS, the Township Committee hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW THEREFORE BE IT ORDAINED, by the Township Committee of the Township of Readington, in the County of Hunterdon, a majority of the fully authorized membership of this governing body affirmatively concurring, that, in the 2006 budget year, the final appropriations of the Township of Readington shall, in accordance with this ordinance and N.J.S.A. 40A:4-45.14, be increased by 3.5% amounting to \$333,779.45 and that the 2006 municipal budget for the Township of Readington be approved and adopted in accordance with this ordinance; and,

BE IT FURTHER ORDAINED, that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

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
Mrs. Muir	-	Aye
Mayor Shamey	-	Aye

Public Hearing was scheduled for Monday, March 20, 2006 at 8:00 p.m.

9. ***Ernest Renda Contracting Co., Inc.*** - request for release of Cash Maintenance Bond/Escrow Funds.

Action on this item was deferred until the next meeting.

10. ***Kiever*** - request for reduction of Performance Bond.

The following Resolution was offered for consideration:

**TOWNSHIP OF READINGTON
 RESOLUTION
 R-2006-41**

WHEREAS, Robert and Grace Kiever did on February 7, 2006 file a written request with the Clerk of the Township of Readington for a reduction in a Cash Performance Guarantee Check in the amount of \$23,768.00 and Irrevocable Letter of Credit #142 in the amount of \$213,912.36 for work completed on Block 42, Lots 9 & 10; and

WHEREAS, the Township Engineer has confirmed that a certain amount of work has been done by Robert and Grace Kiever on said property; and

WHEREAS, in accordance with the Municipal Land Use Law the Township may retain up to 30% of a Performance Bond to assure the completion of site work; and

Kiever - request for reduction of Performance Bond – continued:

WHEREAS, the Township Engineer has supplied a reduced bond amount for the Cash Performance Guarantee Check and Irrevocable Letter of Credit #142, as indicated in his letter of March 2, 2006, based upon the Municipal Land Use Law requirement:

DEVELOPMENT	BOND OR CHECK	ORIGINAL BONDED AMOUNT @ 120%	RECOMMENDED REDUCTION FOR WORK COMPLETED	REMAINING PERFORMANCE GUARANTEE @ 120% VALUE
Robert & Grace Kiever	Somerset Valley Bank - Irrevocable Letter of Credit #142	\$213,912.36	\$149,738.36	\$64,174.00
	Cash Performance Guarantee Check	\$23,768.00	\$16,638.00	\$7,130.00

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Readington, County of Hunterdon, State of New Jersey, that authorization is hereby given to reduce the Cash Performance Guarantee Check and Irrevocable Letter of Credit #142, as recommended by the Township Engineer; and

BE IT FURTHER RESOLVED, that authorization is given to the Township Clerk to forward copies of this Resolution approving these reduced amounts to the applicant.

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

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

11. **Resolution Authorizing Application for Loan from the NJ Environmental Infrastructure Financing Program:** Land Acquisition Project #5343034-04 (Holland Brook Greenway).

This item was addressed under the Consent Agenda.

12. **Request for Division of Local Government Services to review Readington Township Budget & waiving option for local examination - Resolution.**

This item was addressed under the Consent Agenda.

13. ***Awarding of Bond Anticipation Notes.***

This item was addressed under the Consent Agenda.

14. ***Somerset Wheelmen*** - request for permission to use a portion of Pleasant Run Road to conduct an individual time trial cycling event (April 8, 2006).

This item was addressed under the Consent Agenda.

15. ***Whitehouse Fire Co. No. 1, Inc..*** - request for permission to hold coin toss (June 2nd & 3rd).

This item was addressed under the Consent Agenda.

16. ***Application for Blue Light Permit*** - Ed Drenkhahn.

This item was addressed under the Consent Agenda.

NEW BUSINESS – continued:

17. ***Application for Blue Light Permit*** - Gerald D. Neumann.

This item was addressed under the Consent Agenda.

18. ***Application for Blue Light Permit*** - Donald J. Sigler.

This item was addressed under the Consent Agenda.

19. ***Application for Raffles Licenses*** - Friends of Anderson House, Inc.

This item was addressed under the Consent Agenda.

20. ***Applications for Raffles Licenses*** - Readington Twp. Home & School Assoc.

This item was addressed under the Consent Agenda.

21. ***Application for Bingo License*** - Readington Twp. Home & School Assoc.

This item was addressed under the Consent Agenda.

22. ***Person-to-Person Transfer - VC Sons, Inc. to Readington Diner, Inc.***

The following Resolution was offered for consideration:

**TOWNSHIP OF READINGTON
RESOLUTION
R-2006-42**

WHEREAS, an application has been filed for a person-to-person transfer of Plenary Retail Consumption License #1022-33-005-005, heretofore issued to **V.C. SONS, INC. T/A READINGTON DINER**), for premises located at 452 Highway 22 West, Whitehouse Station, New Jersey; and

WHEREAS, the submitted application form is complete in all respects, the transfer fees have been paid, and the license has been properly renewed for the current license term; and

WHEREAS, the applicant is qualified to be licensed according to all standards established by Title 33 of the New Jersey Statutes, regulations promulgated thereunder, as well as pertinent local ordinances and conditions consistent with Title 33.

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Readington, County of Hunterdon and State of New Jersey, does hereby approve, effective March 6, 2006, the transfer of the aforesaid Plenary Retail Consumption License to **READINGTON DINER, INC.**, and does hereby direct the Municipal Clerk to endorse the license certificate to the new ownership as follows: "This license, subject to all its terms and conditions, is hereby transferred to **READINGTON DINER, INC.** effective March 6, 2006.

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

ADMINISTRATOR'S REPORT:

Written report submitted.

Administrator Mekovetz said during budget discussions the Committee talked about considering an increase in the annual liquor license municipal fees. The increase cannot be more than 20% of the current fee, or \$500, whichever is less. The present application fee is \$1,068.

Mayor Shamey asked that the information be distributed to the Committee and that this matter be put on the next agenda for consideration.

Administrator Mekovetz said she received a request asking if the Committee would be interested in implementing a hotel/motel tax.

Mr. Gatti said this matter was discussed several years ago and due to the fact that majority of occupancy in the motels consists of social service clients, they would probably be exempt. In addition, the administrative costs would outweigh any benefits.

Administrator Mekovetz 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.

Rob O'Brien from Studer & McEldowney said upcoming road projects include Woodschurch Road from Route 523 to the dirt section, West Woodschurch Road, Johnson Road, Old Dutch Road, Heritage Road and Melitia Road. Mr. O'Brien said work on Mill Road should be starting in June.

Mr. O'Brien said he had nothing further to report at this time.

COMMITTEE REPORTS:

1. Gerard Shamey:

a. Engineering, Roads, Maintenance & Recycling

Mayor Shamey said he attended a Public Information Center held by Engineer McEldowney regarding the overhaul of the Three Bridges Pump Station. He said these

Engineering, Roads, Maintenance & Recycling – continued:

information sessions are very informative and suggested that any residents who have questions regarding a particular project should attend.

Mayor Shamey said the South Branch Watershed Association is doing its 16th Annual South Branch Raritan River Clean Up on Saturday, April 22nd 2006 and the Township received a letter requesting a contribution of \$300 to help cover the costs of organizing the event. Mayor Shamey said they are also looking for clean-up sights and volunteers.

Mrs. Muir asked that a link to the County's Hazardous Waste Day be put on the Township's website.

Mayor Shamey said he met with Emergency Management Coordinator Joel Kerwin to sign the Township's Emergency Plan.

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

COMMITTEE REPORTS – continued:

2 Julia Allen:

a. Farmland\Open Space Preservation\Land Projects Liaison

Mrs. Allen said the next Open Space Committee meeting is scheduled for March 15th.

Mrs. Allen said on March 19th there will be an open space walk on the Rockaway Greenway.

Mrs. Allen said on March 18th the local Boy Scouts have scheduled a clean-up of the Rockaway Greenway area behind the East Whitehouse Fire Company up through to the Rockaway Creek. She asked if the Road Department could pick up the bags after the clean up.

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

3. Thomas Auriemma:

Mr. Auriemma announced that he and Mrs. Muir are running for re-election to the Township Committee.

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

4. Frank Gatti:

a. Finance Department

1. *Lien Redemption* - resolution.

This item was addressed under the Consent Agenda.

2. *Payment of the Bills.*

This item was addressed under the Consent Agenda.

b. Historic Preservation/Museums

Mr. Gatti said in February the Township received a check in the amount of \$973,092.00 from Hunterdon County for the Kean property.

Mr. Gatti said he received a letter stating that the Eversole-Hall House was entered into the New Jersey Register of Historic Places in December and will be sent to the National

Parks Service, US Department of Interior, to be considered for inclusion in the National Register of Historic Places.

Mr. Gatti said there will be a demonstration at the Bouman-Stickney Farmstead on making colonial lace on April 2nd. Tours of the house and grounds will also be available.

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

5. Beatrice Muir:

a. Board of Health

Mrs. Muir said that she, Mrs. Allen and the Vice Chair of the Board of Health, went to the Merck Outreach Program. Merck is gathering information on different programs for which they could provide corporate donations or corporate insight and experts.

b. Social Services

Mrs. Muir said that anyone who is interested in assisting with the upcoming Easter food basket program should contact the Social Services office.

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

COMMENTS FROM THE PUBLIC:

Mayor Shamey asked for comments from the public.

Kim Yousey from the Open Space Advisory Board appeared for the Committee. She asked that the Committee consider support a grant application to the College of New Jersey for a *Building Sustainable Communities* grant. There is a 25% matching, but that can be in-kind services with professional services and volunteer work.

Mrs. Allen said that Ms. Yousey is helping to complete the grant application.

A MOTION was made by Mrs. Allen to support this grant application, seconded by Mr. Gatti with a vote of ayes all, nays none recorded.

Mr. Ben Smith appeared before the Committee. He said a member of the public came to him with concerns about the marking of open space around Morningstar Road.

Mrs. Muir said there have been reports that signs have been torn down.

Mr. Smith said some parts of the property have "No Trespassing" signs posted by the Township, however some of the property owners in the area have put up their own signs.

Administrator Mekovetz said she has been working with Engineer McEldowney's office to try to survey and mark properties, and also to have the DPW clearly mark, where needed. She suggested that Mr. Smith speak with Engineer McEldowney about his concerns.

Mr. Smith asked that the posted open space map be updated.

Ms. Ingelore Krug requested that the Township finish the surface of Old Readington Road which was started approximately two (2) years ago.

Ms. Krug also expressed concern about the Township's plans to address the water problem on Kosciuszko Road. The way it is set up now the water first runs through her neighbor's property and then to a ditch along her property.

Mr. Gatti suggested that Engineer McEldowney look into this matter further.

Mrs. Allen asked if the large, white PVC pipes on the old portion of Readington Road could be replaced with something more esthetically pleasing.

Mr. Don Baldwin asked if the properties listed on the Recreation and Open Space Inventory are for the enjoyment of all residents.

Mayor Shamey said the properties that are publicly owned are open to the public.

Mr. Baldwin referred to Mayor Shamey's earlier reference to his February 27, 2006 letter wherein it should have referred to a "Committee vote" and not a "public vote." He suggested that this correction be sent out as a mailing to all the residents.

Mayor Shamey said he will consider this suggestion.

Mr. Baldwin referred to his submission of an OPRA request and the status of that request.

Administrator Mekovetz said she responded to Mr. Baldwin's request pursuant to the way the request was worded. She said she would be glad to make an appointment to discuss Mr. Baldwin's request further.

Ms. Marygrace Flynn, Chairman of the Planning Board, said she and Board of Adjustment Chair Betty Ann Fort would like to ask for a set procedure to address meetings with applicants prior to the filing of an application. She said they would feel more comfortable if the Township Committee addressed density that would trigger a zoning change and then make a recommendation to the Planning Board and/or Board of Adjustment.

COMMENTS FROM THE PUBLIC – continued:

Ms. Fort said they are looking for a standard vetting process where every applicant goes through the same process so the application ends up before the right Board - a standard process of review so that the density and the scope of the project could be evaluated.

Ms. Flynn said if there was a point person on the Committee who could speak to prospective applicants before they come to the Board of Adjustment or Planning Board. She said they would be happy to draft a proposal for the Committee's consideration.

Ms. Flynn said the Planning Board recently drafted a resolution asking that the NJDEP exercise jurisdiction over the wellhead protection act. She said she has asked Steve Souza of Princeton Hydro to prepare a brief analysis and she asked that the Committee also ask the NJDEP to start enforcing the wellhead protection act.

Mr. Ed Dudzinski appeared before the Committee. Mr. Dudzinski said he would like to thank all of the members of the Township Committee for all of their hard work and contributions to the Township. Mr. Dudzinski said he would like to announce that he is running as a republican candidate for Township Committee.

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 Mrs. Allen at 10:54 p.m., seconded by Mr. Auriemma with a vote of ayes all, nays none recorded.

Respectfully Submitted:

Vita Mekovetz, RMC\CMC
Administrator\Municipal Clerk