

**READINGTON TOWNSHIP COMMITTEE
MEETING - APRIL 3, 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 McEldowney

EXECUTIVE SESSION:

Clerk read the following Resolution:

RESOLUTION
EXECUTIVE SESSION

WHEREAS, N.J.S.A. 10:4-6 *et seq.*, the Open Public Meetings Act, permits the exclusion of the public from a meeting in certain circumstances; and

WHEREAS, the Township Committee is of the opinion that such circumstances presently exist and desires to authorize the exclusion of the public from the portion of the meeting in accordance with the act;

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

1. The public shall be excluded from discussion of and action upon the specified subject matter as set forth in the following Exhibit "A"

EXHIBIT A

<u>Subject Matter</u>	<u>Basis of Public Exclusion</u>	<u>Date Anticipated When Discussion Will Be Disclosed to Public</u>
Police Department.....	Personnel.....	Certain information at the discretion of the Township Committee tonight... other information will remain confidential
PBA - Lieutenants.....	Contract Negotiations.....	" " "
Amendment to Green Acres Project Agreement #1022-96-066.....	Contract Negotiations.....	" " "
Block 53, Lot 9 (Dolan).....	Contract Negotiations.....	" " "
Block 39, Lots 49 & 14.04 and Block 40, Lot 2 (Peters).....	Contract Negotiations.....	" " "
Block 39, Lot 14 (Cuchiaro).....	Contract Negotiations.....	" " "
Block 96, Lot 18 (D'Urso).....	Contract Negotiations.....	" " "
Block 65, Lot 7 (Orlando).....	Contract Negotiations.....	" " "
Block 98, Lot 2 (Padovani).....	Contract Negotiations.....	" " "
Circelli Construction, Inc.....	Contract Negotiations.....	" " "
Special Election.....	Contract Negotiations.....	" " "
Professional Services.....	Contract Negotiations.....	" " "
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.....	" " "

EXECUTIVE SESSION RESOLUTION - continued:

Mark Hartman & Wilmark Building
Contractors, Inc. v. Twp. of Readington
Lackland and Lackland v.
Twp. of Readington

Docket No. 02-2017 (SRC)..... Litigation..... " " "

Lackland and Lackland v.
Twp. of Readington

Docket No. 3:02-5597 (GEB)..... Litigation..... " " "

- 2. It is anticipated at this time that the stated subject matter will be made public on or about the time set forth in Exhibit "A."
- 3. This Resolution shall take effect immediately.

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 7:50 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 - Police Department

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

Contract Negotiations - PBA - Lieutenants

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

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

The following Resolution was offered for consideration:

**STATE OF NEW JERSEY
DEPARTMENT OF ENVIRONMENTAL PROTECTION
GREEN ACRES
ENABLING RESOLUTION
R-2006-49**

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

WHEREAS, the Township of Readington desires to further the public interest by obtaining a loan of \$0 and/or a grant of \$400,000.00 from the State to fund the following project(s):

Greenway Incentive Acquisition

NOW, THEREFORE, the Township Committee of the Township of Readington, County of Hunterdon, State of New Jersey resolves that Vita Mekovetz, or the successor to the office of Administrator/Municipal Clerk is hereby authorized to:

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

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

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

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

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

1. That the Mayor and Municipal Clerk of the Township Committee of the Township of Readington are hereby authorized to execute an agreement and any amendment thereto with the State known as Greenway Incentive Acquisition, and;
2. That the applicant has its matching share of the project, if a match is required, in the amount of \$400,000.00; and
3. That, in the event the State's funds are less than the total project cost specified above, the applicant has the balance of funding necessary to complete the project, and;
4. The applicant agrees to comply with all applicable federal, state, and local laws, rules, and regulations in its performance of the project; and
5. That this resolution shall take effect immediately.

A MOTION was made by 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	

Contract Negotiations - Block 53, Lot 9 (Dolan)

A MOTION was made by Mrs. Muir to approve the Municipal-County Cost Share Agreement for Block 53, Lot 9 (Dolan) with 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	

Contract Negotiations - Block 39, Lots 49 & 14.04 and Block 40, Lot 2 (Peters)

A MOTION was made by Mrs. Allen to send a letter to the County Agricultural Development Board (CADB) requesting that Block 39, Lots 49 & 14.04 and Block 40, Lot 2 (Peters) be included in the Readington Township Agricultural Development Area (ADA). 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 39, Lot 14 (Cuchiaro)

A **MOTION** was made by Mrs. Allen to send a letter to the County Agricultural Development Board (CADB) requesting that Block 39, Lot 14 (Cuchiaro) be included in the Readington Township Agricultural Development Area (ADA). 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 96, Lot 18 (D'Urso)

A **MOTION** was made by Mrs. Muir to approve the contract for sale of the Development Easement on Block 96, Lot 18 (D'Urso) 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 96, LOT 18 TO THE COUNTY OF HUNTERDON FOR FARMLAND PRESERVATION

Ordinance #16-2006

WHEREAS, the Township of Readington ("Township"), owns property known as Block 96, Lot 18 in the Township of Readington, consisting of approximately 79+/- acres along Pleasant Run 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 regular 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 79+/- acres of the Property, together with a Restrictive Covenant pertaining to mowing/maintenance rights at a purchase price of \$17,000.00 per acre, for an estimated total of \$1,343,000.00, subject to adjustment for the required Municipal contribution and survey/right-of-way adjustments; 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 and *N.J.S.A. 40A:12-13* 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 96, Lot 18 in the Township of Readington, County of Hunterdon and State of New Jersey, which easement shall pertain to approximately 79+/- acres of the Property for the price of \$17,000.00 per acre and an approximate total price of \$1,343,000.00, reflecting adjustments for the Municipal cost share, survey adjustments or any other adjustments required by the Agriculture Development and Retention Act and regulations pertinent thereto, 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 to the County of Hunterdon, including a Restrictive Covenant regarding mowing, together with any other 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.

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, April 17, 2006 at 8:00 a.m.

Contract Negotiations - Block 65, Lot 7 (Orlando)

A ***MOTION*** was made by Mr. Gatti to authorize Administrator Mekovetz to obtain quotes for two (2) appraisals on Block 65, Lot 7 (Orlando). 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	

Contract Negotiations - Block 98, Lot 2 (Padovani)

Mayor Shamey said there was no action on this matter.

Contract Negotiations - Circelli Construction, Inc.

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

Contract Negotiations - Special Election

The following Resolution was offered for consideration:

**RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT FOR
PRINTING SERVICES
#R-2006-50**

WHEREAS, the Township of Readington has a need to hold a Special Election on May 16, 2006; and

WHEREAS, there will be a need to purchase goods and services necessary to prepare and conduct this Special Election; and

WHEREAS, pursuant to *N.J.S.A.* 40A:11-5 of the Local Public Contracts Law, election expenses are an "Exception" for bidding; and

WHEREAS, the term "non-fair and open contract," for the purposes of the law, refers to a 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, Royal Printing has submitted a proposal indicating they will provide printing and mailing services for this Special Election at rates as detailed in the contract; and

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

WHEREAS, Royal Printing has completed and submitted a Business Entity Disclosure Certification which certifies that Royal Printing 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 Royal Printing 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 Royal Printing 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 contract including the rate schedule are on file with the Municipal Clerk and are available there for public inspection; and

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

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

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

The following Resolution was offered for consideration:

**TOWNSHIP OF READINGTON
RESOLUTION
R-2006-51**

Special Election – continued:

WHEREAS, the Township Administrator/Municipal Clerk of the Township of Readington (hereinafter "Township") received a petition, filed by March 17, 2006, protesting Bond Ordinance #04-2006 adopted on February 21, 2006 authorizing funding for the acquisition of the development rights on lands used by Solberg Airport and/or an interest in the lands surrounding it (hereinafter "Petition"); and

WHEREAS, the Township Administrator/Municipal Clerk certified that the Petition was properly signed by the requisite number of voters in accordance with *N.J.S.A. 40:49-27* and, accordingly, presented the Petition to the Readington Township Committee at the regular meeting held March 20, 2006; and

WHEREAS, upon the Township Administrator/Municipal Clerk's presentation to it of the aforesaid Petition, the Township Committee announced that a special election would be held giving the Township voters the ability to ratify or reject Bond Ordinance #04-2006 and that the date of the election would be announced within two (2) Township Committee meetings following March 20, 2006.

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

1. The Township Committee hereby formally accepts the Petition as presented and certified by the Township Administrator/Municipal Clerk at the Public Meeting held on March 20, 2006 and will hold a special election enabling the voters to ratify or reject Bond Ordinance #04-2006.
2. The ballot question will follow the format required by *N.J.S.A. 40:49-10* and shall read:

Shall an ordinance of the Township Committee of the Township of Readington entitled "Bond Ordinance providing for acquisition of airport and land or interest in land for preservation (Block 48, Lot 23; Block 55, Lot 33; Block 56, Lots 1, 3, 6, & 8, Block 39, Lot 24 and Block 67, Lot 2, Owner: Solberg Aviation/Hromoho), in and by the Township of Readington, in the County of Hunterdon, New Jersey, appropriating \$22,000,000 therefor and authorizing the issuance of \$21,700,000 bonds or notes of the Township to finance part of the cost thereof," adopted on February 21, 2006, be ratified?

3. The date of the Special Election will be on May 16, 2006 between the hours of 7:00 a.m. and 9:00 p.m.
4. The Township Administrator/Municipal Clerk is hereby authorized to take all steps necessary to prepare for the Special Election as set forth in this Resolution.
5. This Resolution shall take effect immediately.

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

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

Contract Negotiations - Professional Services:

Tom Rodriguez Associates - GIS Mapping Services

The following Resolution was offered for consideration:

**TOWNSHIP OF READINGTON
RESOLUTION
R-2006-52**

Special Election – continued:

WHEREAS, there exists a need in the Township of Readington for Professional Services;
and

WHEREAS, the Local Public Contract Law (*N.J.S.A. 40A:11-1 et seq.*) requires that the Resolution hiring a professional for professional services without competitive bids must be publicly advertised.

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

1. That the following contract has been awarded without competitive bidding as a "Professional Service" in accordance with *N.J.S.A. 40A:11-5(1) (a)* of the Local Public Contract Law because the services rendered or to be performed are by persons authorized by law to practice their profession:
 - Tom Rodriguez Associates for GIS Mapping Services at a rate of \$250 per parcel.
2. Said contract shall expire on December 31, 2006.
3. Copies of this Professional Service Contract are on file with the Municipal Clerk and are available there for public inspection.
4. This Resolution shall take effect immediately.

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

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

City Connections, LLC - Web Page Development

The following Resolution was offered for consideration:

**TOWNSHIP OF READINGTON
RESOLUTION
R-2006-53**

WHEREAS, there exists a need in the Township of Readington for Professional Services;
and

WHEREAS, the Local Public Contract Law (*N.J.S.A. 40A:11-1 et seq.*) requires that the Resolution hiring a professional for professional services without competitive bids must be publicly advertised.

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

1. That the following contract has been awarded without competitive bidding as a "Professional Service" in accordance with *N.J.S.A. 40A:11-5(1) (a)* of the Local Public Contract Law because the services rendered or to be performed are by persons authorized by law to practice their profession:
 - City Connections, LLC for Municipal Website Services at the following rate:
\$6,150.00 annual fee
2. Said contract shall expire on December 31, 2006.
3. Copies of this Professional Service Contract are on file with the Municipal Clerk and are available there for public inspection.

City Connections, LLC - Web Page Development – continued:

4. This Resolution shall take effect immediately.

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

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

Princeton Hydro

The following Resolution was offered for consideration:

***RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT FOR
GENERAL ENVIRONMENTAL CONSULTING SERVICES
#R-2006-54***

WHEREAS, the Township of Readington has a need to acquire General Environmental Consulting 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, Princeton Hydro, LLC. has submitted a proposal indicating they will provide General Environmental Consulting Services for rates as detailed in the contract; and

WHEREAS, Princeton Hydro, LLC. has completed and submitted a Business Entity Disclosure Certification which certifies that Princeton Hydro, LLC. 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 Princeton Hydro, LLC. 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 Princeton Hydro, LLC. 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 Contract including the rate schedule are on file with the Municipal Clerk and are available there for public inspection; and

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

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

Princeton Hydro – continued:

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

CN Communications

The following Resolution was offered for consideration:

**RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT FOR
PROFESSIONAL MEDIA RELATIONS, PUBLIC AFFAIRS AND MARKETING
COMMUNICATION SERVICES
#R-2006-55**

WHEREAS, the Township of Readington has a need to acquire Professional Media Relations, Public Affairs and Marketing Communication 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, CN Communications has submitted a proposal indicating they will provide Professional Media Relations, Public Affairs and Marketing Communication Services for rates as follows: Principals \$300 per hour; VP’s/Directors \$225 per hour; Account Managers \$150 per hour; and

WHEREAS, CN Communications has completed and submitted a Business Entity Disclosure Certification which certifies that CN Communications 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 CN Communications 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 CN Communications 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 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.

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

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

***Contract Negotiations - Block 48, Lot 23; Block 55, Lot 33; Block 56, Lots 1, 3, 6, & 8;
Block 39, Lot 24 and Block 67, Lot 2 (Solberg Aviation - Hromoho)***

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

***Litigation - Mark Hartman & Wilmark Building Contractors, Inc. v. Twp. of Readington
Lackland and Lackland v. Twp. of Readington
Docket No. 02-2017 (SRC)***

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

***Litigation - Lackland and Lackland, v. Township of Readington
Docket No. 3:02-5597 (GEB)***

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

Mayor Shamey said that the following matter was added to the Executive Session Agenda:

***Litigation - Toll Brothers, Inc. vs. the Township of Readington
Docket No. SOM-L-618-04***

Mayor Shamey said that this matter will remain in Executive Session

CONSENT AGENDA:

1. ***APPROVAL OF THE MINUTES*** of meeting of March 20, 2006.
2. ***Request for refund of permit fees (exempt from fee as member of Whitehouse Station Fire Co. #1)*** - Andrew B. Williams - Block 45.02, Lot 53.
3. ***Gonen/Block 80, Lots 1 & 2*** - request for return of unused Board of Health witness funds.
4. ***East Whitehouse Fire Department*** - request for permission to hold coin toss (July 29, 2006).
5. ***Whitehouse First Aid & Rescue Squad*** - request for permission to hold coin toss (April 29, 2006 & September 9, 2006).
6. ***Application for Membership in NJ Firemen's Association*** - Steven R. Linder.
7. ***Application for Membership in NJ Firemen's Association*** - Shane R. Clark.
8. ***Payment of the Bills.***

Fund Description	Fund No.	Received Total
CURRENT FUND APPROPRIATION	001	\$ 610,231.45
SEWER APPROPRIATION	002	\$ 8,346.34
TRUST APPROPRIATION	003	\$ 19,498.98
CAPITAL APPROPRIATIONS	004	\$ 30,600.00
MISC. REFUND, COUNTY TAX, LIENS	005	\$ 31,672.30
PAYROLL DEDUCTIONS	006	\$ 139,953.69
REGIONAL AND LOCAL SCHOOL TAX	007	\$ 2,221,132.52
TOTAL OF ALL FUNDS:		\$ 3,151,435.31

A MOTION was made by Mr. Gatti 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 (except for minutes of July 18, 2005 as she only attended the Executive Session via teleconference)
Mayor Shamey - Aye

CORRESPONDENCE/OTHER INFORMATION:

1. Memorandum dated March 16, 2006 from Denise B. Doolan, Clerk, Hunterdon County Board of Chosen Freeholders, regarding *adoption of a Resolution recommending an Amendment to Assembly Concurrent Resolution No. 182*, noted for information. No action taken.
2. Memorandum dated March 16, 2006 from Denise B. Doolan, Clerk, Hunterdon County Board of Chosen Freeholders, regarding *adoption of a Resolution recommending a Clarifying Amendment to Assembly Bill 2813*, noted for information. No action taken.
3. Memorandum dated March 17, 2006 from Linda Jacukowicz, Planning & Zoning Coordinator, regarding *report of Variance Applications for 2005, noted for information. No action taken.*
4. Memorandum dated March 28, 2006 from Sharon L. Brienza, Municipal Clerk, Twp. of Branchburg, regarding *adoption of Ordinance #2006-1011 Amending the Land Development Ordinance of the Twp. of Branchburg by amending Article 5 entitled "Site Plan and Subdivision Requirements" to provide standards for calculating resource conservation areas and making related changes in Articles 3 and 6*, noted for information. No action taken.
5. Resolution from the Borough of Norwood *calling upon the Bergen County Board of Chosen Freeholders to spearhead a county-wide program to reduce the overall county population of resident Canada Geese*, noted for information. No action taken.
6. Notice dated March 8, 2006 from Dorothy L. Gooditis, Municipal Clerk, Twp. of Raritan, regarding *March 8, 2006 letter from Jeffrey Marshall regarding State Highway 31 Access Permit Application*, noted for information. No action taken.
7. Resolution from the Town of Secaucus *supporting United States Senator Robert Menendez blocking foreign governments from controlling United States port operations*, noted for information. No action taken.
8. Memorandum dated March 16, 2006 from Roberta A. Brassard, Municipal Clerk, Twp. of Tewksbury, regarding *adoption of Ordinance #03-2006 - An Ordinance to Amend an Ordinance whose short title is "Tewksbury Twp. Development Regulations Ordinance (2000)"*, noted for information. No action taken.
9. Notice regarding General *Permit Authorization - Wenzler, Block 37, portion of Lot 3.06*, noted for information. No action taken.

PUBLIC HEARINGS:

As it was after 8:00 p.m., **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.

Ordinance #08-2006

Clerk read by Title:

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

Mayor Shamey said this ordinance amends the Township's construction code fee schedule.

Ordinance #08-2006 – continued:

Construction Code Official Mike Kovonuk said this ordinance brings the Township's fees in line with the required standards. It does not increase the fees for home maintenance items such as roofs, burners, siding, etc.

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

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

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

Clerk read by Title:

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

A **MOTION** was made by Mr. Gatti to adopt 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

Ordinance #09-2006

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 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

Mayor Shamey said this ordinance provides for a fee for a Certificate of pre-existing non-conforming status and also increases the zoning permit fee from \$25 to \$35.

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

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

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

Clerk read by Title:

AN ORDINANCE 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

Ordinance #09-2006 – continued:

A **MOTION** was made by Mrs. Muir to adopt 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	

Ordinance #15-2006

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

Clerk read by Title:

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

Ordinance #15-2006

Mayor Shamey said this ordinance provides for the increase in the Municipal fee for consumption and distribution licenses from \$1,068 to \$1,281.60 annually.

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

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

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

Clerk read by Title:

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

Ordinance #15-2006

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

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

OLD BUSINESS:

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

Engineer McEldowney said he inspected this site and has no objection to the release of these funds. He will provide his recommendation in writing.

A **MOTION** was made by Mr. Gatti to approve the release of the Cash Maintenance Bond and remaining escrow funds for Ernest Renda Contracting Co., Inc., contingent on the receipt of a written recommendation from Engineer McEldowney. This motion was seconded by Mrs. Allen and on Roll Call vote the following was recorded:

Ernest Renda Contracting Co., Inc. – continued:

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

Mayor Shamey said the Committee will now address the items under “New Business.”

NEW BUSINESS:

1. ***Planning Board*** - appointment of new member.

A MOTION was made by Mr. Gatti to appoint Ben Smith to the Planning Board to serve the remainder of Peter Hollis' term which expires December 31, 2006. This motion was seconded by Mrs. Allen with a vote of ayes all, nays none recorded.

2. ***Abraham/41 Route 22 East*** - request to start limousine service.

After a short discussion, ***A MOTION*** was made by Mrs. Allen to approve the request by Tori Abraham to start a limousine service at 41 Route 22 East, contingent on receipt of appropriate insurance and any other necessary municipal approvals. This motion was seconded by Mr. Auriemma with a vote of ayes all, nays none recorded.

3. ***Administrative Amendments to Land Use Code*** - consideration.

Engineer McEldowney said these recommendations from the Planning Board's Ordinance Committee will update the Land Use Ordinance checklist to meet current standards.

A MOTION was made by Mrs. Allen to authorize Attorney Dragan to prepare an ordinance for consideration at the next meeting. 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	

4. ***Placement of Horse Crossing signs in Readington Township.***

Mayor Shamey said this is a request from the Readington Trails Association requesting that “*Horse Crossing*” signs be posted along roads that have barns and require access to trail heads on open space. These roads include Dreahook Road, Hillcrest Road, Readington Road, Pleasant Run Road, Woodschurch Road, Pinebank Road, Pulaski Road, Cole Road, Holland Brook Road and Route 523.

Mayor Shamey suggested that this request be forwarded to the Police Department for their review and recommendation. All agreed.

5. ***Amendment to Previously Certified Housing Element & Fair Share Plan*** - mediation.

The following Resolution was offered for consideration:

***RESOLUTION PURSUANT TO N.J.A.C. 5:95-3.7 REGARDING READINGTON TOWNSHIP'S
REQUESTED THIRD ROUND SUBSTANTIVE CERTIFICATION
R-2006-56***

WHEREAS, the Township of Readington, Hunterdon County, New Jersey, has petitioned the New Jersey Council on Affordable Housing for Third Round Substantive Certification; and

Amendment to Previously Certified Housing Element & Fair Share Plan – continued:

WHEREAS, said Petition was filed with the Council on Affordable Housing (“COAH”) on December 16, 2005; and

WHEREAS, the Township of Readington has been advised that objections to the filing were received, and as a result, COAH will appoint a mediator and mediation will be scheduled; and

WHEREAS, pursuant to *N.J.A.C. 5:95-3.7*, Readington Township desires to designate representatives and authorize those representatives to negotiate on behalf of the municipality in connection with said mediation; and

WHEREAS, the Township of Readington does hereby appoint Valerie Kimson Bollheimer, Esq., Philip B. Caton, P.P., Julia C. Allen and a representative to be named by the Readington Township Planning Board to negotiate on its behalf, however, since the Township of Readington is a municipal body, any negotiation is subject to review and approval by the full governing body.

NOW THEREFORE, BE IT RESOLVED, by the governing body of the Township of Readington, Hunterdon County, New Jersey, on this 3rd day of April, 2006, that Readington Township hereby designates and appoints Valerie Kimson Bollheimer, Esq., Philip B. Caton, P.P., Julia C. Allen and a representative to be named by the Readington Township Planning Board to participate in mediation pursuant to *N.J.A.C. 5:93-3.7* with the Council on Affordable Housing and objectors to the Petition filed by the municipality, any such negotiation being subject to final review and approval by the full governing body; and

BE IT FURTHER RESOLVED, that Readington Township hereby directs that a copy of this Resolution be provided to the Council on Affordable Housing.

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

6. ***Resolution for Special Election & Ballot Question.***

Mayor Shamey said this item was addressed earlier in the meeting.

7. ***Request for refund of permit fees (exempt from fee as member of Whitehouse Station Fire Co. #1) - Andrew B. Williams - Block 45.02, Lot 53.***

This item was addressed under the Consent Agenda.

8. ***Gonen/Block 80, Lots 1 & 2 - request for return of unused Board of Health witness funds.***

This item was addressed under the Consent Agenda.

9. ***East Whitehouse Fire Department - request for permission to hold coin toss (July 29, 2006).***

This item was addressed under the Consent Agenda.

10. ***Whitehouse First Aid & Rescue Squad - request for permission to hold coin toss (April 29, 2006 & September 9, 2006).***

This item was addressed under the Consent Agenda.

11. ***Application for Membership in NJ Firemen's Association - Steven R. Linder.***

This item was addressed under the Consent Agenda.

12. ***Application for Membership in NJ Firemen's Association - Shane R. Clark.***

This item was addressed under the Consent Agenda.

OLD BUSINESS - continued:

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

Mayor Shamey gave a brief update on the status of the negotiations with Solberg Aviation.

A *MOTION* was made by Mr. Auriemma to dispense with the Administrator's Report, Attorney's Report, Engineer's Report and Committee Reports. This motion was seconded by Mrs. Allen with a vote of ayes all, nays none recorded.

ADMINISTRATOR'S REPORT:

Written report submitted.

ATTORNEY'S REPORT:

Written report submitted.

ENGINEER'S REPORT:

Written report submitted.

COMMENTS FROM THE PUBLIC:

Mayor Shamey asked for comments from the public.

Mr. Ed Dudzinski thanked the Committee for the informative presentation regarding the airport.

Mr. Dudzinski commented that he does not want to see the airport expand, however he does not want to see the Township use condemnation.

Ms. Filler thanked the Committee for the presentation and supported the acquisition of the airport for preservation.

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

Respectfully Submitted:

Vita Mekovetz, RMC\CMC
Administrator\Municipal Clerk