

**READINGTON TOWNSHIP COMMITTEE
MEETING – January 17, 2012**

Mayor Auriemma *calls the meeting to order at 5:30 p.m.* announcing that all laws governing the Open Public Meetings Act have been met and that this meeting has been duly advertised.

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

ALSO PRESENT: Administrator Mekovetz, Attorney S. Dragan

ABSENT: None

EXECUTIVE SESSION:

Clerk read the following Resolution:

RESOLUTION
EXECUTIVE SESSION

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

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

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

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

EXHIBIT A

<u>Subject Matter</u>	<u>Basis Of Public Exclusion</u>	<u>Date Anticipated When Disclosed to Public</u>
Recreation.....	Personnel.....	Certain information at the discretion of Township Committee tonight...other information will be confidential
404 Dove Cote Court..... Goyo-Shields	Contract Negotiations.....	“ “ “
Hunterdon County..... Block 94, Lot 17	Contract Negotiations.....	“ “ “
Professional Services.....	Contract Negotiations.....	“ “ “

- Suplee, Clooney & Company (Township Auditors)
- Sharon A. Dragan, Esq. / (Township Attorney)
- McManimon & Scotland (Bond Counsel)
- Martin Allen, Esq. (Tax Appeal Attorney)
- Fisher & Phillips LLP (Labor Attorney)
- Valerie Kimson, Esq. (Special Counsel)
- Richard Cushing, Esq. / Gebhardt & Kiefer (Special Counsel)
- Robert A. Ballard, Jr. Esq. (Prosecutor)
- Scott Mitzner, Esq. (Public Defender)
- Britt Simon, Esq. (Alternate Public Defender)
- Anthony M. Rotunno, Esq. (Alternate Public Defender)

- Hatch Mott MacDonald (Township Engineer)
- Clarke-Caton Hintz (Township Planners)
- AEIS (Inspection Svcs. for Lake Cushetunk Dam)
- JWS Computers (Computer/Printer Maintenance)
- Princeton Public Affairs Group (Governmental Relations Matters)

Executive Session Minutes..... Attorney-Client Privilege..... “ “ “
 • December 19, 2011
 • December 27, 2011

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)..... Litigation..... “ “ “

PBA Local No. 317..... Contract Negotiations..... “ “ “

Teamsters Local No. 317..... Contract Negotiations..... “ “ “
 DPW

Teamsters Local No. 317..... Contract Negotiations..... “ “ “
 Building and Grounds

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

2. This Resolution shall take effect immediately.

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

The meeting reconvened at 7:30 p.m.

Mayor Auriemma stated that he would like to recognize Hans Salopek, one of Readington Township’s Special Officers, who passed away on January 4, 2012.

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

Executive Session:

Mayor Auriemma stated that there is an amendment to the Executive Session agenda with the addition of the following matter:

Personnel / Finance

Mayor Auriemma stated that this matter remains in Executive Session.

Personnel / Recreation

Mayor Auriemma stated that this matter remains in Executive Session.

Contract Negotiations / 404 Dove Cote Court / Goyo-Shields

A **MOTION** was made by Mrs. Allen to approve the contract for sale for the affordable housing unit in the amount of \$100,000, seconded by Mrs. Muir and on Roll Call vote the following was recorded:

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

The following ordinance was offered for introduction:

AN ORDINANCE AUTHORIZING THE SALE OF AFFORDABLE HOUSING PROPERTY KNOWN AS 404 DOVE COTE COURT IN THE TOWNSHIP OF READINGTON, COUNTY OF HUNTERDON AND STATE OF NEW JERSEY

Ordinance #01-2012

WHEREAS, the Township of Readington (“Township”) owns a deed-restricted affordable housing condominium property known as Block 21.06, Lot 301.06, in the Township of Readington, also known as 404 Dove Cote Court, (hereinafter “Property”) which was purchased for the purposes of providing for affordable housing to qualified applicants in accordance with N.J.S.A. 52:27D-301, the “New Jersey Fair Housing Act” and the rules adopted by the N.J. Council on Affordable Housing (“COAH”), pursuant thereto;

WHEREAS, the Township Housing Coordinator, in accordance with the affirmative marketing rules required by COAH, has qualified a proper buyer for the property for the price of \$100,000.00 which is within the maximum permitted resale price set by COAH and the Township has prepared a contract in accordance therewith;

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

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

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

Section 1. The Township of Readington is authorized to convey the property known as Block 21.06, Lot 301.06, in the Township of Readington, County of Hunterdon, N.J. and commonly known as 404 Dove Cote Court, Whitehouse Station, N.J. to the buyer Monique Goyo-Shields (“Buyer”) for the price of \$100,000.00, as provided in the proposed contract of sale on file with the Township Clerk.

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

Section 3. Severability
If the provision of any article, section, subsection, paragraph, subdivision or clause of this Ordinance shall be judged invalid by any Court of competent jurisdiction, such Order or Judgement 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. Simon and on Roll Call vote the following was recorded:

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

The Public Hearing was scheduled for February 21, 2012 at 8:00 p.m.

Contract Negotiations / Hunterdon County / Block 94, Lot 17

Mrs. Allen stated that this is a contract with Hunterdon County for the sale an easement where upon closing; the Township will be reimbursed 80% of the value of the easement.

A MOTION was made by Mrs. Allen to approve the contract with Hunterdon County for the sale of the easement, seconded by Mrs. Muir and on Roll Call vote the following was recorded:

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

The following ordinance was offered for introduction:

AN ORDINANCE AUTHORIZING THE CONVEYANCE OF AN AGRICULTURAL DEVELOPMENT RIGHTS EASEMENT ON PROPERTY KNOWN AS BLOCK 94, LOT 17 TO THE COUNTY OF HUNTERDON FOR FARMLAND PRESERVATION

ORDINANCE #02-2012

WHEREAS, the Township of Readington (“Township”), holds an agricultural development rights easement on property known as Block 94, Lot 17, in the Township of Readington, formerly owned by the Township of Readington and now owned by Oliver and Karen Elbert consisting of approximately 26.7+/- acres, (hereinafter “Property”) which Property was acquired with the intention of preserving it for farmland purposes and enrolling it in the appropriate Hunterdon County Agricultural Development program; and

WHEREAS, at the time of the Township’s acquisition, the Township also acquired a Restrictive Covenant pertaining to maintenance and mowing rights for the benefit of the Township and the County; and

WHEREAS, the property qualified for enrollment in the Hunterdon County Agricultural Development Municipal Planning Incentive Grant Program (2009 Round) and the Township has received a contract from the County of Hunterdon to purchase the Township’s agricultural development rights easement and/or assignment thereof, together with the Restrictive Covenant pertaining to mowing/maintenance rights at a purchase price of \$14,500 per acre, for an estimated total of \$388,585.50 subject to reductions for the required State and Municipal contributions and survey/right-of-way adjustments; and

WHEREAS, the sale of the Easement and restrictive covenant will 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 covenant to the County of Hunterdon under the Agriculture Development and Retention Act and County of Hunterdon Agricultural Development Municipal Planning Incentive 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. 40A:12-13, et seq; N.J.S.A. 4:1C-11 et seq., 4:1C-34, 4:1C-43.1 and any other applicable law.

Ordinance #02-2012 cont'd:

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 authorizes the conveyance of a Development Rights Easement, or assignment thereof, and the Assignment of the Restrictive Covenant pertaining to moving rights on Block 94, Lot 17 in the Township of Readington, County of Hunterdon and State of New Jersey, consisting of approximately 26.7+/- acres for the price of \$14,500.00 per acre (an approximate total price of \$388,585.50), subject to adjustments for the State and 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. The conveyance to the County does not include the house size restriction which the Township previously filed over the portion of Block 94, Lot 17 which comprises the 2 acre exception area.

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/assignment of the Agricultural Development Rights Easement to the County, including but not limited to a Deed of Corrective Deed of Easement, a Restrictive or Corrective Restrictive Covenant regarding mowing, as may be necessary, and 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 Judgement shall not affect or invalidate the remainder of any such article, section, subsection, paragraph or clause, 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. Simon and on Roll Call vote the following was recorded:

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

The Public Hearing was scheduled for February 21, 2012 at 8:00 p.m.

Contract Negotiations / Professional Services / Supple, Clooney & Company

The following resolution was offered for consideration:

#R-2012-13

**RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT FOR
MUNICIPAL AUDITOR SERVICES**

WHEREAS, the Township of Readington has a need to acquire Municipal Auditing 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

Resolution #R-2012-13 cont'd:

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

WHEREAS, Suplee, Clooney & Company has submitted a proposal indicating they will provide Municipal Auditor Services at an annual rate of \$42,075.00.

WHEREAS, Suplee, Clooney & Company has completed and submitted a Business Entity Disclosure Certification which certifies that Suplee, Clooney & Company 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 Suplee, Clooney & Company 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*) and will be amended to reflect the final approved funds for this purpose upon adoption/approval of the 2012 budget.

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 Suplee, Clooney & Company 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, 2012; 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. Gatti and on Roll Call vote the following was recorded:

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

Contract Negotiations / Professional Services / Sharon A. Dragan, Esq.

The following resolution was offered for consideration:

#R-2012-14

RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT FOR TOWNSHIP ATTORNEY SERVICES

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

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

Resolution #R-2012-14 cont'd:

WHEREAS, Sharon A. Dragan, Esq. has submitted a proposal indicating she will act as Township Attorney at an annual rate of \$108,360.00 based on an estimated average of 86-90 hours per month at \$105.00 per hour.

WHEREAS, Sharon A. Dragan, Esq. has completed and submitted a Business Entity Disclosure Certification which certifies that Sharon A. Dragan, Esq. 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 Sharon A. Dragan, Esq. 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*) and will be amended to reflect the final approved funds for this purpose upon adoption/approval of the 2012 budget.

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 Sharon A. Dragan, Esq. 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, 2012; 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. Gatti	- Aye
Mrs. Muir	- Aye
Mrs. Simon	- Aye
Mayor Auriemma	- Aye

Contract Negotiations / Professional Services / McManimon & Scotland

The following resolution was offered for consideration:

#R-2012-15

**RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT FOR
BOND ATTORNEY SERVICES**

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

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

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

Resolution #R-2012-15 cont'd:

WHEREAS, McManimon & Scotland, L.L.C. has submitted a proposal indicating they will provide Bond Attorney Services for rates as detailed in the contract for a total amount not to exceed the amount appropriated for this service in the approved/adopted budget.

WHEREAS, McManimon & Scotland, L.L.C. has completed and submitted a Business Entity Disclosure Certification which certifies that McManimon & Scotland, L.L.C. 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 McManimon & Scotland, L.L.C. 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*) and will be amended to reflect the final approved funds for this purpose upon adoption/approval of the 2012 budget.

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 McManimon & Scotland, L.L.C. 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, 2012; 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 Mrs. Muir to adopt this Resolution, seconded by Mrs. Allen and on Roll Call vote the following was recorded:

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

Contract Negotiations / Professional Services / Martin Allen, Esq.

The following resolution was offered for consideration:

#R-2012-16

**RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT FOR
TAX ATTORNEY/BANKRUPTCY SERVICES**

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

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

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

Resolution #R-2012-16 cont'd:

WHEREAS, Martin Allen, Esq. has submitted a proposal indicating he will provide Tax Attorney/Bankruptcy Services at a rate of \$140 per hour for a total amount not to exceed the amount appropriated for this service in the approved/adopted 2012 budget.

WHEREAS, Martin Allen, Esq. has completed and submitted a Business Entity Disclosure Certification which certifies that Martin Allen, Esq. 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 Martin Allen, Esq. 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*) and will be amended to reflect the final approved funds for this purpose upon adoption/approval of the 2012 budget.

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 Martin Allen, Esq. 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, 2012; 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 Mrs. Muir to adopt this Resolution, seconded by Mrs. Allen and on Roll Call vote the following was recorded:

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

Contract Negotiations / Professional Services / Fisher & Phillips LLP

The following resolution was offered for consideration:

#R-2012-17

**RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT FOR
LABOR COUNSEL SERVICES**

WHEREAS, the Township of Readington has a need to acquire Labor 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, Fisher & Phillips, LLP has submitted a proposal indicating they will provide Labor Counsel Services for rates as follows:

Resolution #R-2012-17 cont'd:

- Partner-Level Attorney - \$300.00 per hour.
- Senior Associate - \$230.00 per hour.
- Junior Associate - \$190.00 per hour

for a total amount not to exceed the amount appropriated for this service in the approved/adopted budget.

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

WHEREAS, the Chief Financial Officer's Certification of the availability of funds is on file - *N.J.A.C. 5:30-5.4*) and will be amended to reflect the final approved funds for this purpose upon adoption/approval of the 2012 budget.

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 Fisher & Phillips, LLP as described herein; and

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

BE IT FURTHER RESOLVED, that said contract shall expire on December 31, 2012; 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 Mrs. Muir to adopt this Resolution, seconded by Mrs. Allen and on Roll Call vote the following was recorded:

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

Contract Negotiations / Professional Services / Valerie Kimson, Esq.

The following resolution was offered for consideration:

#R-2012-18

**RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT FOR
SPECIAL LITIGATION COUNSEL SERVICES**

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

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

Resolution #R-2012-18 cont'd:

WHEREAS, Valerie J. Kimson, Esq., Mason, Griffin & Pierson, has submitted proposal indicating she will act as Special Litigation Counsel at the following rates: Attorney – \$155 per hour; Paralegals - \$75 per hour, for the following matters:

Re: Readington v. Wilmark Building Contractors, Inc.

for a total amount not to exceed the amount appropriated for this service in the approved/adopted budget.

WHEREAS, Valerie J. Kimson, Esq., Mason, Griffin & Pierson, has completed and submitted a Business Entity Disclosure Certification which certifies that Valerie J. Kimson, Esq. 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 J. Kimson, Esq. 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*) and will be amended to reflect the final approved funds for this purpose upon adoption/approval of the 2012 budget.

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 Valerie J. Kimson, Esq., Mason, Griffin & Pierson, 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, 2012; 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. Allen to adopt this Resolution, seconded by Mrs. Muir and on Roll Call vote the following was recorded:

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

Contract Negotiations / Professional Services / Richard Cushing, Esq.

The following resolution was offered for consideration:

#R-2012-19

**RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT FOR
SPECIAL COUNSEL SERVICES**

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

Resolution #R-2012-19 cont'd:

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

WHEREAS, Richard P. Cushing, Esq. of Gebhardt & Kiefer, PC, has submitted a Proposal indicating he will provide Special Counsel Services to represent, Julia Allen, Thomas Auriemma, Frank Gatti, Donna Simon and Beatrice Muir in certain litigation at a rate of \$205 per hour for a total amount not to exceed the amount appropriated for this service in the approved/adopted budget.

WHEREAS, Richard P. Cushing, Esq. of Gebhardt & Kiefer, PC, has completed and submitted a Business Entity Disclosure Certification which certifies that neither Richard P. Cushing, Esq. of Gebhardt & Kiefer, or its subsidiaries 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 Richard P. Cushing, Esq. of Gebhardt & Kiefer, or its subsidiaries, 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*) and will be amended to reflect the final approved funds for this purpose upon adoption/approval of the 2012 budget.

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 Richard P. Cushing, Esq. of Gebhardt & Kiefer, PC, 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, 2012; 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 Mrs. Allen to adopt this Resolution, seconded by Mrs. Muir and on Roll Call vote the following was recorded:

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

Contract Negotiations / Professional Services / Robert A. Ballard, Jr., Esq.

The following resolution was offered for consideration:

#R-2012-20

**RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT
FOR MUNICIPAL PROSECUTOR SERVICES**

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

Resolution #R-2012-20 cont'd:

WHEREAS, the term Anon-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, Robert A. Ballard, Jr., Esq. has submitted a proposal indicating he will provide Municipal Prosecutor services for \$150 per hour and non-prosecutorial litigation services for \$190 per hour for a total amount not to exceed the amount appropriated for this service in the approved/adopted budget.

WHEREAS, Robert A. Ballard, Jr., Esq. has completed and submitted a Business Entity Disclosure Certification which certifies that Robert A. Ballard, Jr., Esq. 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 Robert A. Ballard, Jr., Esq. 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*) and will be amended to reflect the final approved funds for this purpose upon adoption/approval of the 2012 budget.

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 Robert A. Ballard, Jr., Esq. 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, 2012; 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 Mrs. Muir to adopt this Resolution, seconded by Mrs. Allen and on Roll Call vote the following was recorded:

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

Contract Negotiations / Professional Services / Scott Mitzner, Esq.

The following resolution was offered for consideration:

#R-2012-21

**RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT FOR
MUNICIPAL PUBLIC DEFENDER SERVICES**

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

Resolution #R-2012-21 cont'd:

WHEREAS, the term Anon-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, Scott Mitzner, Esq. has submitted a proposal indicating he will provide Municipal Public Defender Services at a rate of \$100 per hour for a total amount not to exceed the amount appropriated for this service in the approved/adopted 2012 budget.

WHEREAS, Scott Mitzner, Esq. has completed and submitted a Business Entity Disclosure Certification which certifies that Scott Mitzner, Esq. 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 Scott Mitzner, Esq. 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*) and will be amended to reflect the final approved funds for this purpose upon adoption/approval of the 2012 budget.

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 Scott Mitzner, Esq. 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, 2012; 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 Mrs. Muir to adopt this Resolution, seconded by Mrs. Allen and on Roll Call vote the following was recorded:

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

Contract Negotiations / Professional Services / Britt Simon, Esq.

The following resolution was offered for consideration:

#R-2012-22

**RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT FOR
ALTERNATE MUNICIPAL PUBLIC DEFENDER SERVICES**

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

Resolution #R-2012-22 cont'd:

WHEREAS, the term Anon-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, Britt Simon, Esq. has submitted a proposal indicating he will provide Alternate Municipal Public Defender Services at a rate of \$100 per hour for a total amount not to exceed the amount appropriated for this service in the approved/adopted budget.

WHEREAS, Britt Simon, Esq. has completed and submitted a Business Entity Disclosure Certification which certifies that Britt Simon, Esq. 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 Britt Simon, Esq. 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*) and will be amended to reflect the final approved funds for this purpose upon adoption/approval of the 2012 budget.

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 Britt Simon, Esq. 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, 2012; 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 Mrs. Muir to adopt this Resolution, seconded by Mrs. Allen and on Roll Call vote the following was recorded:

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

Contract Negotiations / Professional Services / Anthony Rotunno, Esq.

The following resolution was offered for consideration:

#R-2012-23

**RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT FOR
ALTERNATE MUNICIPAL PUBLIC DEFENDER SERVICES**

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

Resolution #R-2012-23 cont'd:

WHEREAS, the term Anon-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, Anthony M. Rotunno, Esq. of Kuchinsky and Rotunno, PC. has submitted a proposal indicating he will provide Alternate Municipal Public Defender Services at a rate of \$95 per hour; and

WHEREAS, Anthony M. Rotunno, Esq. has completed and submitted a Business Entity Disclosure Certification which certifies that Anthony M. Rotunno, Esq. 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 Anthony M. Rotunno, Esq. 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*) and will be amended to reflect the final approved funds for this purpose upon adoption/approval of the 2012 budget.

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 Anthony M. Rotunno, Esq. 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, 2012; 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 Mrs. Muir to adopt this Resolution, seconded by Mrs. Allen and on Roll Call vote the following was recorded:

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

Contract Negotiations / Professional Services / Hatch Mott MacDonald

The following resolution was offered for consideration:

#R-2012-24

RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT FOR PROFESSIONAL, ENGINEERING AND PROFESSIONAL LAND SURVEYING SERVICES

WHEREAS, the Township of Readington has a need to acquire Professional Engineering and Professional Land Surveying Services as a non-fair and open contract pursuant to the provision of *N.J.S.A. 19:44a-20.5* and

Resolution #R-2012-24 cont'd:

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, Hatch, Mott and MacDonald, LLC, has submitted a proposal indicating they will provide Professional Engineering and Professional Land Surveying Services for rates as detailed in the contract for a total amount not to exceed the amount appropriated for this service in the approved/adopted budget.

WHEREAS, Hatch, Mott and MacDonald, LLC has completed and submitted a Business Entity Disclosure Certification which certifies that Hatch, Mott and MacDonald, 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 Hatch, Mott and MacDonald, 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*) and will be amended to reflect the final approved funds for this purpose upon adoption/approval of the 2012 budget.

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 Hatch, Mott and MacDonald, 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, 2012; 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 Mrs. Muir to adopt this Resolution, seconded by Mrs. Allen and on Roll Call vote the following was recorded:

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

Contract Negotiations / Professional Services / Clarke, Caton, Hintz

The following resolution was offered for consideration:

#R-2012-25

RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT FOR PROFESSIONAL PLANNING AND LANDSCAPE ARCHITECTURAL SERVICES

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

Resolution #R-2012-25 cont'd:

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, Clarke□Caton□Hintz has submitted a proposal indicating they will provide Professional Planning and Landscape Architectural Services for rates as detailed in the contract for a total amount not to exceed the amount appropriated for this service in the approved/adopted 2012 budget.

WHEREAS, Clarke□Caton□Hintz has completed and submitted a Business Entity Disclosure Certification which certifies that Clarke□Caton□Hintz 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 Clarke□Caton□Hintz 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*) and will be amended to reflect the final approved funds for this purpose upon adoption/approval of the 2012 budget.

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 Clarke□Caton□Hintz 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, 2012; 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 Mrs. Muir to adopt this Resolution, seconded by Mrs. Allen and on Roll Call vote the following was recorded:

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

Contract Negotiations / Professional Services / AEIS

The following resolution was offered for consideration:

#R-2012-26

RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT FOR INSPECTION SERVICES FOR THE LAKE CUSHETUNK DAM

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

Resolution #R-2012-26 cont'd:

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 with competitive bids must be publicly advertised.

WHEREAS, the Chief Financial Officer=s Certification of the availability of funds is on file - *N.J.A.C. 5:30-5.4*) and will be amended to reflect the final approved funds for this purpose upon adoption/approval of the 2012 budget.

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:

- AEIS (Advanced Engineering & Inspection Services) for inspection services for the Lake Cushetunk Dam at a cost of \$15,250
- Updating EAP for post-Earthquake guidelines at a cost of \$500

2. Said contract shall expire on December 31, 2012.

3. Copies of this Professional Service Contract are on file with the Municipal Clerk and are available there for public inspection.

4. This Resolution shall take effect immediately.

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

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

Contract Negotiations / Professional Services / JWS

The following resolution was offered for consideration:

#R-2012-27

RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT FOR PROFESSIONAL COMPUTER AND PRINTER MAINTENANCE SERVICES

WHEREAS, the Township of Readington has a need to acquire Professional Computer and Printer Maintenance Services; and

WHEREAS, JWS Computers has submitted a proposal indicating they will provide Professional Computer and Printer Maintenance Services at a rate of \$900 per month (\$10,800 annually) for a total amount not to exceed the amount appropriated for this service in the approved/adopted budget.

WHEREAS, the Chief Financial Officer=s Certification of the availability of funds is on file - *N.J.A.C. 5:30-5.4*) and will be amended to reflect the final approved funds for this purpose upon adoption/approval of the 2012 budget.

Resolution #R-2012-27 cont'd:

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Readington, County of Hunterdon, State of New Jersey, authorizes entering into a contract with JWS Computers as described herein; and

BE IT FURTHER RESOLVED, that said contract shall expire on December 31, 2012; 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 Mrs. Muir to adopt this Resolution, seconded by Mrs. Allen and on Roll Call vote the following was recorded:

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

Contract Negotiations / Professional Services / Princeton Public Affairs Group

The following resolution was offered for consideration:

#R-2012-28

**TOWNSHIP OF READINGTON
RESOLUTION**

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

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

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

1. That the following contract has been awarded without competitive bidding as a "Professional Service" in accordance with *N.J.S.A. 40A:11-5(1) (a)* of the Local Public Contract Law because the services rendered or to be performed are by persons authorized by law to practice their profession:
 - Princeton Public Affairs Group (PPAG) to represent the Township on all governmental relations matters relating to the Township's legislative and regulatory matters at a rate of \$250 per hour not to exceed \$5,000.
2. Said contract shall expire on January 31, 2013.
3. Copies of this Professional Service Contract are on file with the Municipal Clerk and are available there for public inspection.
4. This Resolution shall take effect immediately.

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

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

Attorney-Client Privilege / Executive Session Minutes / December 19, 2011

A **MOTION** was made by Mrs. Allen to approve the Executive Session Minutes of December 19, 2011 for content only, seconded by Mr. Gatti with a vote of ayes all, nays none recorded.

Attorney-Client Privilege / Executive Session Minutes / December 27, 2011

A **MOTION** was made by Mrs. Allen to approve the Executive Session Minutes of December 27, 2011 for content only, seconded by Mr. Gatti with a vote of ayes all, nays none recorded. Mrs. Muir recused herself since she was not present at this meeting.

Litigation / Solberg Aviation / Block 48, Lot 23; Block 55, Lot 33; Block 56, Lot 1, 3, 6 & 8; Block 39, Lot 24 and Block 67, Lot 2

Mayor Auriemma stated that this matter remains in Executive Session.

Contract Negotiations / PBA Local No. 317

Mayor Auriemma stated that this matter remains in Executive Session.

Contract Negotiations / Teamsters Local No. 469 / DPW

Mayor Auriemma stated that this matter remains in Executive Session.

Contract Negotiations / Teamsters Local No. 469 / Building and Grounds

Mayor Auriemma stated that this matter remains in Executive Session.

CONSENT AGENDA:

Mayor Auriemma read the following statement:

All items listed with an asterisk “*” are considered to be routine by the Township Committee and will be enacted by one motion. There will be no separate discussion of these items unless a committee member or citizen requests, in which event the item will be removed from the General Order of Business and considered in its normal sequence on the agenda.

- * 1. **APPROVAL OF MINUTES** of meeting of December 19, 2011 / December 27, 2011 / January 3, 2012
- * 2. **Sewer Overpayments**

The following resolution was offered for consideration:

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

WHEREAS, there exist several sewer overpayments from 2011, and

WHEREAS, the Sewer Collector desires to apply the following overpayments to the amounts due for 2012 prior to the printing and mailing of the sewer bills:

<u>BLOCK</u>	<u>LOT</u>	<u>AMOUNT</u>
5	6	\$208.92
13	20	163.03
17	10.01	5.03
21.04	204.01	70.00
21.04	509.02	115.55
28	5	16.27
30	12.08	210.00
34	36.009	135.72
36	951329	29.34
37.01	1	39.96
73.01	5	5.62
95	12.353	113.31

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Readington that the Sewer Collector is hereby authorized to apply the above-referenced 2011 sewer overpayments to 2012 sewer fees receivable.

* 3. ***Morris County Cooperative Renewal Agreement***

The following resolution was offered for consideration:

#R-2012-29

AUTHORIZING EXECUTION OF AN AGREEMENT WITH THE MORRIS COUNTY COOPERATIVE PRICING COUNCIL TO RENEW MEMBERSHIP THEREIN FOR THE PERIOD OF OCTOBER 1, 2011 THROUGH SEPTEMBER 30, 2016

WHEREAS, the Morris County Cooperative Pricing Council (UMCCPC") was created in 1974 to conduct a voluntary cooperative pricing system with municipalities, boards of educations, and other public bodies located in the County of Morris and adjoining counties; and

WHEREAS, the purpose of the MCCPC is to provide substantial savings on various goods and services to its members through the cooperative public bidding process; and

WHEREAS, the Township of Readington desires to enter into an Agreement with the MCCPC, which is administered by Randolph Township as Lead Agency to **renew** its membership in the MCCPC for the period of October 1, 2011 through September 30, 2016.

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

1. The Township Committee of the Township of Readington hereby authorizes the execution of an Agreement with the Morris County Cooperative Pricing Council by the Township of Randolph as Lead Agency dated October 1, 2011 pursuant to N.J.S.A. 40A:11-11 (5). Said Agreement is for **renewal** of membership in the MCCPC for a five (5) year period from October 1, 2011 through September 30, 2016.
2. The Township of Readington Clerk is hereby directed to submit a copy of this adopted Resolution, along with an executed Agreement, to Randolph Township as Lead Agency of the MCCPC.
3. This Resolution shall take effect immediately upon final passage according to law.
4. All appropriate Township of Readington officials are authorized and directed to perform all required acts to affect the purpose of this Resolution.

* 4. ***Confirmation of \$420 Sewer User Rate***

- * 5. ***Appointments of Chairman and Vice-Chairman to Open Space Advisory Board***
 - John Klotz - Chairman for a one year term to expire 12/31/2011
 - Juergen Huelsebusch - Vice Chairman for a one year term to expire 12/31/2011
- * 6. ***Release of Escrow*** (Petrozelli, Block 11, Lot 6)
- * 7. ***Blue Light Permit*** – Jamie Reed
- * 8. ***Red Light Permit*** – John Rathborne
- * 9. ***Firemen’s Association Membership Application*** – Charles T. Quintard
- * 10. ***Payment of Bills*** – (Complete bill list is on file in Clerk’s Office)

<u>Fund Description</u>	<u>Fund No.</u>	<u>Received Total</u>
CURRENT FUND	1-01	\$ 816,093.98
SEWER APPROPRIATIONS	1-02	\$ 1,520.40
CURRENT FUND	2-01	\$1,155,341.61
SEWER APPROPRIATIONS	2-02	\$ 103,170.84
TRUST FUNDS	X-03	\$ 58,846.51
MISC REFUND, COUNTY TAX, LIENS	X-05	\$1,501,366.20
PAYROLL DEDUCTIONS	X-06	\$ 383,525.12
REG. & LOCAL SCHOOL TAX	X-07	\$5,678,590.28
DUE TO STATE OF NJ	X-09	\$ 29,300.00
2010 CAPITAL	X-10	<u>\$ 270,844.51</u>
TOTAL OF ALL FUNDS		<u>\$9,998,599.45</u>

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

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

COMMENTS FROM THE PUBLIC for items listed on the agenda only

There were none.

CORRESPONDENCE / OTHER INFORMATION

1. Memorandum dated December 14, 2011 from Roberta Brassard, Municipal Clerk, Township of Tewksbury ***An Ordinance of the Township of Tewksbury, County of Hunterdon, State of New Jersey, to Amend, Revise and Supplement Article V of the Tewksbury Township Development Regulations Ordinance to Set Requirements for Application Submissions, Dismissal for Inactive Applications, and Requirements for New Applications After Substantial Change.*** No action taken.
2. Memorandum dated December 14, 2011 from Rose Sollena, Municipal Clerk, Township of Raritan regarding ***A Resolution for Open Public Records Act Request for Documents.***

Mayor Auriemma suggested that the Township pass a similar resolution.

The following resolution was offered for consideration:

#R-2012-30

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

WHEREAS, the Open Public Records Act (OPRA) N.J.S.A. 47-1A-1 et seq. was adopted to assure the public's access to sufficient information to enable it to understand and evaluate the actions of public bodies by making accessible for inspection or copying all government records; and

WIHEREAS, since the adoption of OPRA, there has been an escalating series of requests by private sector firms from all over-the nation for voluminous public records, already accessible to the general public through government websites, with the intent of selling said information to the general public for a profit; and

WHEREAS, said information is already freely available to the public on government websites; and

WHEREAS, this information freely obtained for resale to the public involves an extra cost to the general public, once upon its creation by government employees, second upon extraction, copying and frequently, conversion to specific formats by government employees, and thirdly by sale to the same public who have already paid twice for this information; and

WHEREAS, this constitutes additional substantial costs to the taxpaying public solely to benefit a private entity; and

WHEREAS, in the new renaissance of fiscal responsibility, unnecessary expenses by government should strictly be curtailed.

NOW THEREFORE BE IT RESOLVED by the Township Committee of the Township of Readington, County of Hunterdon, that the current Open Public Records Act be amended to preserve its original intent and reduce expenses to the public by providing that in situations where the requested documents are already available to the public on a downloadable government website, regardless of format, a referral of the requestor to the said website shall fully comply with the OPRA obligation of the governmental unit, with no need to convert the data contained therein to any other format; and

BE IT FURTHER RESOLVED that the Township Committee of the Township of Readington requests the following:

1. That Hunterdon County's Legislators draft and introduce legislation that the President of the State Senate and the Speaker of the State Assembly urge adoption of such legislation.
2. That Governor Christie sign and execute such legislation upon its adoption.
3. That all Counties in the State of New Jersey and all municipalities in Hunterdon County adopt and distribute similar resolutions.

BE IT FURTHER RESOLVED that copies of this resolution be sent to Governor Christie, Senate President Sweeney, Assembly Speaker Oliver, Hunterdon County Legislators, Hunterdon County, Hunterdon County Board of Chosen Freeholders and all Hunterdon County Municipalities.

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

3. Resolution from Christina Dispenza, Municipal Clerk, Township of Bethlehem regarding ***Urging New Jersey Legislature to Introduce New Legislation on the Open Public Records Act, N.J.S.A. 47:1A-1.*** No action taken.
4. Memorandum dated December 20, 2011 from Cathy Drummond, Municipal Clerk, Borough of Hampton regarding ***Improvements at the Site of Intersection of New Jersey State Highway Route 31 and Main Street.*** No action taken.
5. Advisory Memorandum dated December 27, 2011 from Kevin Scott Richardson, Hunterdon County Planning Board regarding ***2012 Municipal Allocation & Distribution of County Trust Funds.*** No action taken.
6. Memorandum dated January 5, 2012 from Hane McCarthy, Municipal Clerk, Borough of Bloomingdale regarding ***Resolution Urging Legislators of the State of New Jersey to Vote NO to S1954/A4358 Forest Harvest on State Lands.***

Mrs. Allen stated that the resolution opposing S1954/A4358, which the Township adopted last month, did not make it through the lame duck session but may be introduced in the next month. Mrs. Allen stated that we need to continue our efforts to oppose this and suggested sending a letter to the Freeholder Board requesting that they consider passing a similar resolution. Mrs. Allen continued that basically all the legislators from Hunterdon County opposed this, including the 15th district, which should also be communicated to the Freeholders

A **MOTION** was made by Mrs. Allen to send this letter to the Freeholder Board, seconded by Mr. Gatti with a vote of ayes all, nays none recorded.

NEW BUSINESS

1. ***An Ordinance Authorizing the Acquisition of Certain Real Property Known as a .968 +/- AC. Portion of Block 74, Lot 7 in the Township of Readington***

Mrs. Allen stated that in 2002, Readington Township purchased 440 acres in the vicinity of Three Bridges which was sold to the State of NJ and converted into a wildlife management area. Mrs. Allen stated that at the time of the transfer the arrangement was to allow the Township to purchase the house on the property for the sum of \$1 as long as it remains on less than one acre of land. Mrs. Allen stated that purchasing the house will allow the Township to apply for grants to restore the house.

The following ordinance was offered for introduction:

AN ORDINANCE AUTHORIZING THE ACQUISITION OF CERTAIN REAL PROPERTY KNOWN AS A .968+/- AC. PORTION OF BLOCK 74, LOT 7 (TO BECOME KNOWN AS BLOCK 74, LOT 7.03) IN THE TOWNSHIP OF READINGTON

ORDINANCE #03-2012

WHEREAS, there exists certain real property known as Block 74, Lot 7 on the official tax map of the Township of Readington which is owned by the State of New Jersey Department of Environmental Protection (“NJDEP”); and

WHEREAS, the State of New Jersey State House Commission (hereinafter “State”) authorized the transfer of a .968+/- portion of Block 74, Lot 7 (to be known as Block 74, Lot 7.03 and hereinafter the “Property”) to the Township of Readington pursuant to N.J.S.A. 13:1D-51 in order to oversee and protect the historic homestead on the Property and provide/maintain public parking thereon; and

Ordinance #03-2012 cont'd:

WHEREAS, the State has provided the Township with the proposed deed to the Property for and in consideration of \$1.00, which deed contains the State's conditions of transfer, is on file with the Township Clerk's office and is available for inspection during regular business hours; and

WHEREAS, the Township is authorized pursuant to N.J.S.A. 40A:12-1, 4 and 5 et seq. to acquire the Property for public purposes; and

WHEREAS, the Township Committee believes it is in the public interest to protect and preserve the historic homestead on the Property for use as passive recreational, educational and conservation purposes.

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

Section One. For the reasons set forth above, the Township is authorized to and agrees to accept the .968+/- ac. portion of Block 74, Lot 7 (to be known as Block 74, Lot 7.03) from NJDEP for the price of \$1.00, in accordance with the conditions of transfer contained in the Deed provided by the State of New Jersey and to record said deed with the Office of the Hunterdon County Clerk following the closing of title on the Property.

Section Two. The Mayor and Administrator and Clerk of the Township are hereby authorized and directed to take all reasonable, necessary and lawful steps including execution of any and all necessary documents, toward the acquisition of the Property, in the manner and subject to the terms and conditions specified above, and are further authorized and directed to make the aforesaid payment to the owner of the Property.

Section Three. All ordinances or parts of ordinances deemed to be inconsistent with this Ordinance are hereby repealed.

Section Four. This Ordinance shall become effective immediately upon final adoption and publication in accordance with the laws of the State of New Jersey.

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

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

The Public Hearing was scheduled for February 21, 2012 at 8:00 p.m.

2. **Person to Person / Place to Place Transfer - SAR II Inc. to Ryland Manor, LLC**

The following resolution was offered for consideration:

#R-2012-31

TOWNSHIP OF READINGTON

RESOLUTION

WHEREAS, an application has been filed for a Person to Person / Place to Place transfer for Plenary Retail Consumption License #1022-33-006-007, heretofore issued to **SAR II Inc.**, for premises located at 111 Route 22 West, Whitehouse, NJ 08888; 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

Resolution #R-2012-31 cont'd:

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 January 17, 2012, the Person to Person / Place to Place transfer for the aforesaid Plenary Retail Consumption License to **Ryland Manor, LLC** and does hereby direct the Municipal Clerk to endorse the license certificate to the new ownership as follows: A This license, subject to all its terms and conditions, is hereby transferred to **Ryland Manor, LLC** effective January 18, 2012.

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

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

3. **Request for Assistance in Finding and Marking Corner Points Along the Boundary of Open Space Parcel Block 72, Lot 36.99** – memorandum dated January 10, 2012 from John Klotz, Open Space Advisory Board

John Klotz stated a local girl scout has offered, as her Gold Award project, to plant a buffer of trees and some lengths of a split rail fence between the open space trail corridor and the neighboring residential properties. Mr. Klotz stated that assistance is required from the Township Engineer to find and mark certain corner points. Administrator Mekovetz stated that an estimate was provided by the Township Engineer in the amount of \$1,200 for the day. Mrs. Allen stated that in order for this project to be completed, the boundaries would need to be clearly demarcated and suggested using the engineer for half a day, thus reducing the cost, and prioritize which corners should be marked with permanent pins or flags.

A **MOTION** was made by Mrs. Allen to approve the request for a half day of work, demarcating with permanent pins and a flag especially at the east most points, seconded by Mr. Gatti and on Roll Call vote the following was recorded:

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

- * 4. **Morris County Cooperative Renewal Agreement**

This matter was addressed under the Consent Agenda.

- * 5. **Confirmation of \$420 Sewer User Rate**

This matter was addressed under the Consent Agenda.

- * 6. ***Appointments of Chairman and Vice-Chairman to Open Space Advisory Board***
 - John Klotz - Chairman for a one year term to expire 12/31/2011
 - Juergen Huelsebusch - Vice Chairman for a one year term to expire 12/31/2011

This matter was addressed under the Consent Agenda.

- * 7. ***Release of Escrow*** (Petrozelli, Block 11, Lot 6)

This matter was addressed under the Consent Agenda.

- * 8. ***Blue Light Permit*** – Jamie Reed

This matter was addressed under the Consent Agenda.

- * 9. ***Red Light Permit*** – John Rathborne

This matter was addressed under the Consent Agenda.

- * 10. ***Firemen's Association Membership Application*** – Charles T. Quintard

This matter was addressed under the Consent Agenda.

ADMINISTRATOR'S REPORT

Administrator Mekovetz stated that she had received a request from a Boy Scout for an Eagle Scout project which she will be forwarding to John Klotz.

ATTORNEY'S REPORT

Attorney Dragan stated that she had nothing further to report.

COMMITTEE REPORTS

Tom Auriemma

Mayor Auriemma stated that he had nothing to report.

Frank Gatti

Mr. Gatti reported that he presented a plaque to the Office of Emergency Management Team in recognition of their efforts during Hurricane Irene.

Mr. Gatti reported that there will be a cooking class on *Basic 18th Century Meals Using Open Hearth Techniques* at the Bouman Stickney Farmstead on January 29th.

Mr. Gatti reported to the Committee that although they did investigate the grant for the cameras there was nothing available.

Mrs. Allen stated that the flashing speed limit signs on Main Street are quite effective; however the two additional moveable flashing speed limit signs installed throughout the township are not effective because they do not indicate the speed limit that should be maintained. Mr. Gatti suggested posting temporary speed limit signs with a bracket where the flashing speed limit signs are placed.

Mr. Gatti reported that a letter will be forthcoming from the residents of Foothill Road to be placed on the next agenda regarding paving of Foothill Road.

Julia Allen

Mrs. Allen reported that there was a Sewer Advisory meeting last week and a recommendation will be forthcoming.

Beatrice Muir

Mrs. Muir stated that she had nothing further to report.

Donna Simon

Mrs. Simon reported that she had received a call from Tom Brys, Birdsall Engineering, to further discuss ESHREC.

COMMENTS FROM THE PUBLIC

There were none.

COMMENTS FROM THE GOVERNING BODY

There were none.

As there was no further business, ***A MOTION*** was made by Mr. Gatti at 8:40 p.m. to adjourn the meeting, seconded by Mrs. Simon with vote of ayes all, nays none recorded.

Respectfully Submitted:

Vita Mekovetz, RMC/MMC/RPPO
Municipal Clerk