

**READINGTON TOWNSHIP COMMITTEE  
MEETING - NOVEMBER 21, 2005**

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

**ABSENT:** Engineer McEldowney

**ALSO PRESENT:** Attorney Dragan and Administrator Mekovetz

**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 AA@

**EXHIBIT A**

<b><u>Subject Matter</u></b>	<b><u>Basis of Public Exclusion</u></b>	<b><i>Date Anticipated When Discussion Will Be Disclosed to Public</i></b>
Municipal Court.....	Personnel.....	Certain information at the discretion of the Township Committee tonight... other information will remain confidential
Dump Truck Bids.....	Contract Negotiations.....	" " "
Block 39, Lots 49 & 14.04 and Block 40, Lot 2 (Peters).....	Contract Negotiations.....	" " "
Block 80, Lots 1 & 2 (Readington Twp.).....	Contract Negotiations.....	" " "
Block 14, Lots 29.02 & 29.03 (Black - Maxwell).....	Contract Negotiations.....	" " "
Block 48, Lot 23; Block 55, Lot 33; Block 56, Lots 1, 3, 6, & 8 & Block 67, Lot 2 (Solberg Aviation - Hromoho).....	Contract Negotiations.....	" " "
Litigation - Lackland and Lackland, <i>et als.</i> v. Readington Twp., <i>et als.</i> Superior Court of New Jersey, Law Division, Hunterdon County Docket No. HNT-344-03PW (formerly HNT-L-81-99 & SOM-L-1466-00PW).....	Litigation.....	" " "
Toll Bros., Inc. v. Twp. of Readington, <i>et al.</i> United States District Court for District of NJ Civil Action No: 3:04-cv-6043.....	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 AA.@

**EXECUTIVE SESSION RESOLUTION - continued:**

3. This Resolution shall take effect immediately.

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

The meeting reconvened at 7:40 p.m.

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

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

***Personnel - Municipal Court***

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

***Contract Negotiations - Dump Truck Bids***

Mayor Gatti said this item will be placed on the next agenda for Public Hearing.

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

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

***Contract Negotiations - Block 14, Lots 29.02 & 29.03 (Black - Maxwell)***

A **MOTION** was made by Mr. Shamey to approve the Assignment and Assumption of Sewer Capacity Agreement between Sandra B. Maxwell, William H. Black, Jr. and Phyllis R. Black to Ryland Developers, LLC for Block 14, Lots 29.02 & 29.03. This motion was seconded by Mrs. Allen and on Roll Call vote the following was recorded:

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

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

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

***Litigation - Lackland and Lackland, et als. v. Readington Township, et als.  
Superior Court of New Jersey, Law Division, Hunterdon County  
Docket No. HNT-344-03PW (formerly HNT-L-81-99 & SOM-L-1466-00PW)***

Mayor Gatti said this item will be discussed when the Committee returns to Executive Session at the conclusion of the regular meeting.

***Litigation - Toll Bros., Inc. v. Township of Readington, et al. United States District Court for District of New Jersey Civil Action No: 3:04-cv-6043***

Mayor Gatti said this item will be discussed when the Committee returns to Executive Session at the conclusion of the regular meeting.

***Contract Negotiations - Block 80, Lots 1 & 2 (Readington Township)***

The following Resolution was offered for consideration:

**TOWNSHIP OF READINGTON  
RESOLUTION  
R-2005-\_\_\_**

***Block 80, Lots 1 & 2 (Readington Township) – continued:***

**WHEREAS**, the Township of Readington (ATownship@), pursuant to *N.J.S.A. 40a:12-13, et seq.* held an auction on October 18, 2005 to sell the property it owns known as Block 80, Lots 1 and 2 in the Township of Readington, County of Hunterdon and State of New Jersey, consisting of approximately 62.32 $\nabla$  acres, and adjacent to River Avenue and Route 202 in the Township of Readington (hereinafter Athe Property@); and

**WHEREAS**, the sale was conditioned on the entirety of the Property (except for a two (2) acre portion and any portion dedicated for road right-of-way) being placed under a permanent deed of easement subjecting the Property to use for agricultural purposes pursuant to the Township and County Farmland Preservation Program prior to the closing with any bidder; and

**WHEREAS**, as a result of the auction, the Township received the highest bid to purchase the property which bid was offered by Sharon Gonen (the Bidder) in the amount of \$710,000.00; and

**WHEREAS**, the purchase price in the contract reflects the amount of \$781,000.00 which includes a 10% premium to be paid by the buyer to the auctioneer/broker Max Spann Auction Co. per the terms of the auction agreement made with the Township; and

**WHEREAS**, a portion of the deposit monies were paid by the Bidder and also by the Bidder=s mother Renay Salamon; and

**WHEREAS**, the Township acquired the property by way of settlement of litigation with the previous owner; and

**WHEREAS**, the Township Committee is concerned that the property be placed into permanent farmland preservation as intended and that it receive the funding prior to the sale of the fee portion to the Bidder or anyone else; and

**WHEREAS**, as a consequence, and as authorized by the bid specifications; the Township Committee voted at the public meeting on November 9, 2005 to reject the bid made by the Bidder; and

**WHEREAS**, rejection of the bid would allow the Township Committee to hold the Property for auction until after closing on the sale of the agricultural development rights to the County of Hunterdon, thereby insuring its placement into the County and State Farmland Preservation Program for permanent preservation for agricultural purposes; and

**WHEREAS**, after the Township Committee=s vote, the Bidder=s mother approached the Township Committee for an explanation of the rejection; and

**WHEREAS**, after hearing the Township=s explanation, the Bidder=s mother assured the Township Committee members that she, as the Bidder=s mother, was going to occupy the property with her daughter; and that she was both willing and able to represent that she and the Bidder would utilize the whole of the property (save the two (2) acre non-severable exception area) for agricultural purposes and would honor the Township=s condition that the Property be placed into the Township/County/State Farmland Preservation Program permanently; and

**WHEREAS**, the Township Committee stated that it was willing to reconsider its vote if it were provided further assurances by the Bidder and her mother, including: 1) signing a certification that the Property would permanently be used only for agricultural purposes as substantively specified in the form of easement attached to the Contract in the auction package; and 2) that the Bidder would close on the property simultaneously with the County=s purchase of the contemplated Agricultural Development Rights Easement from the Township of Readington; and

**WHEREAS**, the Bidder=s mother stated to the Township Committee that these conditions would be acceptable.

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

**Block 80, Lots 1 & 2 (Readington Township) – continued:**

1. The Township Committee hereby approves of and awards the contract for the sale of Block 80, Lots 1 and 2 to the highest bidder Sharon Gonen in the amount of \$710,000.00, together with the 10% buyer=s premium to be added to the purchase price of \$710,000.00, which premium shall be paid by the buyer directly to the broker/auctioneer Max Spann, Inc. Approval and award of this contract is conditioned on the following:
  - a. Bidder/Purchaser shall sign a certification that the Property will only be used for agricultural purposes as substantively specified in the sample form of agricultural development rights easement attached to the Contract, permanently; and
  - b. Bidder/Purchaser must agree to amend the contract to state that the closing with the Township will be simultaneous with the Township=s sale of the Agricultural Development Rights Easement to the County of Hunterdon; and
  - c. Should Bidder/Purchaser reject the above conditions either now or at any time prior to closing, the Township Committee rescinds this award and withdraws the Property from public sale until after such time as the Township has closed on the sale of the Agricultural Development Rights Easement to the County of Hunterdon.
2. The Mayor or Deputy Mayor is hereby authorized to sign the contract on behalf of the Township Committee based on the terms of this Resolution and the Administrator/Municipal Clerk and Township Attorney, Mayor and/or Deputy Mayor, as the case may be, are authorized to prepare and sign any necessary documentation to effectuate the sale of Block 80, Lots 1 and 2 to the Bidder Sharon Gonen.
3. This Resolution is made pursuant to *N.J.S.A. 40A12-13* and 13.1 and any other applicable law and shall take effect immediately.

Attorney Douglas Cole appeared before the Committee on behalf of Sharon Gonen.

Mr. Cole said Ms. Gonen and her husband are committed to using the property in its entirety for agricultural use, exclusive of the two (2) acre exception. However, there is no time line as to when the Township will have a closing on the development rights with the County. The buyers cannot have their funds committed to a transaction for that period of time with that level of uncertainty.

Mr. Cole said Ms. Gonen requests that that condition be modified so other assurances of future compliance can be given to the Township.

**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 AA@

***EXECUTIVE SESSION RESOLUTION – continued:***

**EXHIBIT A**

<b><u>Subject Matter</u></b>	<b><u>Basis of Public Exclusion</u></b>	<b><u>Date Anticipated When Discussion Will Be Disclosed to Public</u></b>
Block 80, Lots 1 & 2 (Readington Twp.).....	Contract Negotiations.....	Certain information at the discretion of the Township Committee tonight... other information will remain confidential

A **MOTION** was made at 8:05 p.m. by Mr. Shamey to adopt this Resolution, seconded by Mr. Auriemma with a vote of ayes all, nays none recorded.

The meeting reconvened at 8:20 p.m.

The following Resolution was offered for consideration:

**TOWNSHIP OF READINGTON  
RESOLUTION  
R-2005-132**

**WHEREAS**, the Township of Readington(ATownship@), pursuant to *N.J.S.A. 40a:12-13, et seq.* held an auction on October 18, 2005 to sell the property it owns known as Block 80, Lots 1 and 2 in the Township of Readington, County of Hunterdon and State of New Jersey, consisting of approximately 62.32 $\nabla$  acres, and adjacent to River Avenue and Route 202 in the Township of Readington (hereinafter Athe Property@); and

**WHEREAS**, the sale was conditioned on the entirety of the Property (except for a two (2) acre portion and any portion dedicated for road right-of-way) being placed under a permanent deed of easement subjecting the Property to use of agricultural purposes pursuant to the Township and County Farmland Preservation Program prior to the closing with any bidder; and

**WHEREAS**, as a result of the auction, the Township received the highest bid to purchase the property which bid was offered by Sharon Gonen (the Bidder) in the amount of \$710,000.00; and

**WHEREAS**, the purchase price in the contract reflects the amount of \$781,000.00 which includes a 10% premium to be paid by the buyer to the auctioneer/broker Max Spann Auction Co. per the terms of the auction agreement made with the Township; and

**WHEREAS**, a portion of the deposit monies were paid by the Bidder and also by the Bidder=s mother Renay Salamon; and

**WHEREAS**, the Township acquired the property by way of settlement of litigation with the previous owner; and

**WHEREAS**, the Township Committee is concerned that the property be placed into permanent farmland preservation as intended and that it receive the funding prior to the sale of the fee portion to the Bidder or anyone else; and

**WHEREAS**, as a consequence, as authorized by the bid specifications; the Township Committee voted at the public meeting on November 9, 2005 to reject the bid made by the Bidder; and

**WHEREAS**, rejection of the bid would allow the Township Committee to hold the Property for auction until after closing on the sale of the agricultural development rights to the County of Hunterdon, thereby insuring its placement into the County and State Farmland Preservation Program for permanent preservation for agricultural purposes; and

**WHEREAS**, after the Township Committee=s vote, the Bidder=s mother approached the Township Committee for an explanation of the rejection; and

**WHEREAS**, after hearing the Township=s explanation, the Bidder=s mother assured the Township Committee members that she, as the Bidder=s mother, was going to occupy the property

**Block 80, Lots 1 & 2 (Readington Township) – continued:**

with her daughter; and that she was both willing and able to represent that she and the Bidder would utilize the whole property (save the two (2) acre non-severable exception area) for agricultural purposes and would honor the Township=s condition that the Property be placed into the Township/County/State Farmland Preservation Program permanently; and

**WHEREAS**, the Township Committee stated that it was willing to reconsider its vote if it were provided further assurances by the Bidder and her mother, including: 1) signing a certification that the Property would permanently be used only for agricultural purposes as substantively specified in the form of easement attached to the Contract in the auction package; and 2) that the Bidder would close on the property simultaneously with the County=s purchase of the contemplated Agricultural Development Rights Easement from the Township of Readington; and

**WHEREAS**, the Bidder=s mother stated to the Township Committee that these conditions would be acceptable.

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

1. The Township Committee hereby approves of and awards the contract for the sale of Block 80, Lots 1 and 2 to the highest bidder Sharon Gonen in the amount of \$710,000.00, together with the 10% buyer=s premium to be added to the purchase price of \$710,000.00, which premium shall be paid by the buyer directly to the broker/auctioneer Max Spann, Inc. Approval and award of this contract is conditioned on the following:
  - a. Bidder/Purchaser shall sign a certification that the Property will only be used for agricultural purposes as substantively specified in the sample form of agricultural development rights easement attached to the Contract, permanently; and
  - b. Bidder/Purchaser must agree to amend the contract to state that the closing with the Township will be simultaneous with the Township=s sale of the Agricultural Development Rights Easement to the County of Hunterdon and if the closing does not occur by September 30, 2006, then either party may cancel this contract and the deposit monies will be returned to the Buyer.
2. The Mayor or Deputy Mayor is hereby authorized to sign the contract on behalf of the Township Committee based on the terms of this Resolution and the Administrator/Municipal Clerk and Township Attorney, Mayor and/or Deputy Mayor, as the case may be, are authorized to prepare and sign any necessary documentation to effectuate the sale of Block 80, Lots 1 and 2 to the Bidder Sharon Gonen.
3. This Resolution is made pursuant to *N.J.S.A. 40A12-13 and 13.1* and any other applicable law and shall take effect immediately.

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

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

**CONSENT AGENDA:**

1. **APPROVAL OF THE MINUTES** of meeting of November 9, 2005.

**CONSENT AGENDA – continued:**

**2. Resolution Providing for the Combination of Certain Issues of General Improvement Bonds into a Single Issue of Bonds Aggregating \$10,000,000 in Principal Amount.**

**RESOLUTION PROVIDING FOR THE COMBINATION OF CERTAIN ISSUES OF GENERAL IMPROVEMENT BONDS OF THE TOWNSHIP OF READINGTON, IN THE COUNTY OF HUNTERDON, NEW JERSEY INTO A SINGLE ISSUE OF BONDS AGGREGATING \$10,000,000 IN PRINCIPAL AMOUNT**

**#R-2005-133**

BE IT RESOLVED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF READINGTON, IN THE COUNTY OF HUNTERDON, NEW JERSEY AS FOLLOWS:

Section 1. Pursuant to the provisions of N.J.S.A. 40A:2-26(f), the Bonds of the Township of Readington, in the County of Hunterdon, New Jersey authorized pursuant to the bond ordinances of the Township heretofore adopted and described in Section 2 hereof shall be combined into a single and combined issue of General Improvement Bonds in the principal amount of \$10,000,000.

Section 2. The principal amount of Bonds authorized by each ordinance to be combined into a single issue as above provided, the bond ordinances authorizing the Bonds described by reference to the number, the improvement description and the date of adoption, and the period or average period of usefulness determined in each of the bond ordinances with such changes within the total amount authorized as may be deemed necessary by the Township Chief Financial Officer prior to the Sale are respectively as follows:

<b>Principal Amount of Bonds</b>	<b>Number of Ordinance</b>	<b>Description of Improvement and Date of Adoption of Ordinance</b>	<b>Useful Life</b>
\$188,949.44	96-23, as amended by 98-20	Acquisition and improvement of property, finally adopted November 23, 1996, as amended and supplemented on June 15, 1998.	40 years
\$770,000.00	96-25	Acquisition of development rights, Block 53, Lot 22, finally adopted on December 2, 1996.	40 years
\$191,378.00	97-20, as amended by 98-20	Acquisition of Lachenmeyr Estate, finally adopted December 1, 1997, as amended and supplemented on June 15, 1998.	40 years
\$335,000.00	98-20	Purchase of development rights on Bock 72, lots 5 and 5.2, finally adopted October 5, 1998.	40 years
\$208,603.45	98-35	Purchase of development rights, Block 55, Lots 17 and 17.02, finally adopted December 7, 1998.	40 years
\$263,169.85	98-36	Acquisition of property located at Block 52.01, Lot 14 and Block 46, Lot 21, finally adopted December 7, 1998.	40 years
\$271,072.63	99-9	Providing for the acquisition of development rights, finally adopted May 3, 1999.	40 years
\$100,213.03	99-23	Providing for the acquisition of land, finally adopted October 4, 1999.	40 years
\$270,534.32	99-31	Providing for the acquisition of property, finally adopted December 20, 1999.	40 years
\$208,000.00	99-32	Providing for the acquisition of property, finally adopted December 20, 1999.	40 years

<b>Principal Amount of Bonds</b>	<b>Number of Ordinance</b>	<b>Description of Improvement and Date of Adoption of Ordinance</b>	<b>Useful Life</b>
\$41,176.92	00-13	Providing for the acquisition of property, finally adopted April 17, 2000.	40 years
\$29,602.85	00-20	Providing for the acquisition of property, finally adopted May 15, 2000.	40 years
\$316,050.00	00-28	Providing for the acquisition of property, finally adopted August 7, 2000.	40 years
\$357,026.51	01-2	Providing for the acquisition of property, finally adopted February 20, 2001.	40 years
\$446,928.15	01-04	Providing for the acquisition of property, finally adopted March 19, 2001.	40 years
\$40,636.84	01-05	Providing for the acquisition of property for open space, finally adopted April 16, 2001.	40 years
\$382,342.44	01-16	Providing for the acquisition of property for farm land preservation, finally adopted August 9, 2001.	40 years
\$315,912.82	01-22	Providing for acquisition of property, finally adopted September 17, 2001.	40 years
\$257,889.81	01-34	Providing for acquisition of property for open space, finally adopted December 3, 2001.	40 years
\$1,030,150.00	02-16	Providing for various capital improvements, finally adopted May 20, 2002.	13.49 years
\$1,377,500.00	02-17	Providing for various capital improvements, finally adopted June 3, 2002.	12.89 years
\$387,734.00	24-02	Providing for the acquisition of property, finally adopted July 1, 2002.	40 years
\$109,000.00	30-02	Providing for the acquisition of property, finally adopted August 5, 2002.	40 years
\$296,296.82	32-02	Providing for the acquisition of land, finally adopted September 3, 2002.	40 years
\$294,500.00	33-02	Providing for the acquisition of land, finally adopted September 3, 2002.	40 years
\$318,471.00	39-02	Providing for the settlement of development rights, finally adopted September 3, 2002.	40 years
\$271,929.18	45-02	Providing for the acquisition of land, finally adopted October 21, 2002.	40 years
\$33,250.00	52-02	Providing for a supplemental appropriation of \$35,000 for various improvements at the Concession Stand at the Cornhuskers Complex, finally adopted November 18, 2002.	15 years
\$338,716.06	47-02	Providing for the acquisition of land, finally adopted December 16, 2002.	40 years
\$380,000.00	01-03	Providing for the acquisition of property, finally adopted March 17, 2003.	40 years
\$35,562.00	08-03	Providing for various capital improvements, finally adopted June 16, 2003.	14.87 years
\$132,403.88	16-03	Providing for the acquisition of property, finally adopted July 21, 2003.	40 years

Section 3. The following matters are hereby determined with respect to the combined issue of Bonds:

**CONSENT AGENDA – continued:**

(a) The average period of usefulness, computed on the basis of the respective amounts of Bonds presently authorized to be issued pursuant to each of the bond ordinances and the respective periods or average period of usefulness therein determined, is not less than 33.36 years.

(b) The Bonds of the combined issue shall be designated "General Improvement Bonds" and shall mature within the average period of usefulness herein determined.

(c) The Bonds of the combined issue shall be sold and issued in accordance with the provisions of the Local Bond Law applicable to the sale and the issuance of bonds authorized by a single bond ordinance and accordingly may be sold with other issues of bonds.

Section 4. The following additional matters are hereby determined, declared, recited and stated:

(a) None of the Bonds described in Section 2 hereof has been sold or issued heretofore, and the several bond ordinances described in Section 2 have not been rescinded and now remain in full force and effect as authorizations for the respective amounts of Bonds set opposite the descriptions of the bond ordinances in Section 2.

(b) The several purposes or improvements authorized by the respective bond ordinances described in Section 2 hereof are purposes for which bonds may be issued lawfully pursuant to the Local Bond Law and are all purposes for which no deduction may be taken in any annual or supplemental debt statement.

Section 5. This resolution shall take effect immediately.

3. ***Resolution Determining the Form & Other Details of \$10,000,000 General Improvement Bonds and Providing for their Sale.***

***RESOLUTION DETERMINING THE FORM AND OTHER DETAILS OF \$10,000,000 GENERAL IMPROVEMENT BONDS OF THE TOWNSHIP OF READINGTON, IN THE COUNTY OF HUNTERDON, NEW JERSEY AND PROVIDING FOR THEIR SALE  
R-2005-134***

BE IT RESOLVED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF READINGTON, IN THE COUNTY OF HUNTERDON, NEW JERSEY AS FOLLOWS:

Section 1. The \$10,000,000 General Improvement Bonds of the Township of Readington, New Jersey, referred to and described in the resolution adopted by the Township Committee pursuant to the Local Bond Law of the State of New Jersey on November 21, 2005 and entitled, "Resolution Providing for the Combination of Certain Issues of General Improvement Bonds of the Township of Readington, in the County of Hunterdon, New Jersey into a Single Issue of Bonds Aggregating \$10,000,000 in Principal Amount," shall be issued as General Improvement Bonds (the "Bonds"). The Bonds shall mature in the principal amounts on December 15 as follows:

<u>Year</u>	<u>Principal Amount</u>	<u>Year</u>	<u>Principal Amount</u>
2007	\$100,000	2017	\$ 750,000
2008	100,000	2018	750,000
2009	100,000	2019	750,000
2010	200,000	2020	750,000
2011	200,000	2021	1,000,000
2012	200,000	2022	1,000,000
2013	250,000	2023	1,000,000
2014	250,000	2024	1,000,000
2015	250,000	2025	1,000,000
2016	350,000		

The Bonds shall be subject to redemption prior to maturity in accordance with the terms of the Notice of Sale authorized herein. The Bonds shall be nineteen in number, with one certificate being issued for each year of maturity, and shall be numbered GI-1 to GI-19, inclusive.

**CONSENT AGENDA – continued:**

Section 2. The Bonds will be issued in fully registered form. One certificate shall be issued for the aggregate principal amount of Bonds of each issue maturing in each year. Both principal of and interest on the Bonds will be payable in lawful money of the United States of America. Each certificate will be registered in the name of Cede & Co., as nominee of The Depository Trust Company, New York, New York, which will act as Securities Depository. The certificates will be on deposit with The Depository Trust Company. The Depository Trust Company will be responsible for maintaining a book entry system for recording the interests of its participants or the transfers of the interests among its participants. The participants will be responsible for maintaining records recording the beneficial ownership interests in the Bonds on behalf of individual purchasers. Individual purchases may be made in the principal amount of \$1,000 (with a minimum purchase of \$5,000 required) or any multiple thereof through book entries made on the books and records of The Depository Trust Company and its participants.

The Bonds will bear interest payable semiannually on the fifteenth day of June and December in each year until maturity, commencing on June 15, 2006, at a rate or rates per annum, expressed in a multiple of 1/8 or 1/20 of 1% and proposed by the successful bidder in accordance with the Notice of Sale authorized herein. The principal of and the interest on the Bonds will be paid to the Securities Depository by the Township on the respective maturity dates and due dates and will be credited on the respective maturity dates and due dates to the participants of The Depository Trust Company as listed on the records of The Depository Trust Company as of each next preceding June 1 and December 1 (the "Record Dates" for the Bonds). The Bonds shall be executed by the manual or facsimile signatures of the Mayor and the Chief Financial Officer under the official seal (or facsimile thereof) affixed, printed, engraved or reproduced thereon and attested by the manual signature of the Township Clerk. The following matters are hereby determined with respect to the Bonds:

Date of Bonds:	December 15, 2005,
Interest Payment Dates:	Each June 15 and December 15 until maturity, commencing on June 15, 2006.

Section 3. The Bonds shall be substantially in the following form with such additions, deletions and omissions as may be necessary for the Township to market the Bonds in accordance with the requirements of The Depository Trust Company:

REGISTERED NUMBER GI-_____	REGISTERED \$_____
-------------------------------	-----------------------

UNITED STATES OF AMERICA  
 STATE OF NEW JERSEY  
 COUNTY OF HUNTERDON  
 TOWNSHIP OF READINGTON

**GENERAL IMPROVEMENT BOND**

DATED DATE:	MATURITY DATE:	RATE OF INTEREST PER ANNUM:	CUSIP:
12/15/05	12/15/___	_____%	___ _____

TOWNSHIP OF READINGTON, in the County of Hunterdon, New Jersey hereby acknowledges itself indebted and for value received promises to pay to CEDE & CO., as nominee of The Depository Trust Company, which will act as Securities Depository, on the Maturity Date specified above, the principal sum of \_\_\_\_\_ DOLLARS (\$\_\_\_\_\_), and to pay interest on such sum from the Dated Date of this bond until it matures at the Rate of Interest Per Annum specified above semiannually on the fifteenth days of June and December in each year until maturity, commencing on June 15, 2006. Interest on this bond will be paid to the Securities Depository by the Township of Readington and will be credited to the participants of The Depository Trust Company as listed on the records of The Depository Trust Company as of the June 1 and December 1 next preceding the date of such payments (the "Record Dates" for such payments). Principal of this bond, upon presentation and surrender to the Township will be paid to the Securities Depository by the Township and will be credited to the participants of

The Depository Trust Company.

**CONSENT AGENDA – continued:**

This bond is not transferable as to principal or interest except to an authorized nominee of The Depository Trust Company. The Depository Trust Company shall be responsible for maintaining the book-entry system for recording the interests of its participants or the transfers of the interests among its participants. The participants are responsible for maintaining records regarding the beneficial ownership interests in the bonds on behalf of individual purchasers.

The bonds of this issue maturing prior to December 15, 2016, are not subject to redemption prior to their stated maturities. The bonds of this issue maturing on or after December 15, 2016 are redeemable at the option of the Township in whole or in part on any date on or after December 15, 2015 at 100% of the principal amount outstanding (“Redemption Price”) plus interest accrued to the date of redemption upon notice as required herein.

Notice of Redemption shall be given by mailing by first class mail in a sealed envelope with postage prepaid to the registered owners of the bonds not less than thirty (30) days, nor more than sixty (60) days prior to the date fixed for redemption. Such mailing shall be to the owners of such bonds at their respective addresses as they last appear on the registration books kept for that purpose by the Township or a duly appointed Bond Registrar. Any failure of the depository to advise any of its participants or any failure of any participant to notify any beneficial owner of any Notice of Redemption shall not affect the validity of the redemption proceedings. If the Township determines to redeem a portion of the bonds prior to maturity, the bonds to be redeemed shall be selected by the Township; the bonds to be redeemed having the same maturity shall be selected by the Securities Depository in accordance with its regulations.

If Notice of Redemption has been given as provided herein, the bonds or the portion thereof called for redemption shall be due and payable on the date fixed for redemption at the Redemption Price, together with accrued interest to the date fixed for redemption. Interest shall cease to accrue on the bonds after the date fixed for redemption and no further interest shall accrue beyond the redemption date. Payment shall be made upon surrender of the bonds redeemed.

This bond is one of an authorized issue of bonds issued pursuant to the Local Bond Law of the State of New Jersey, a resolution of the Township of Readington adopted November 21, 2005 and entitled, "Resolution Providing for the Combination of Certain Issues of General Improvement Bonds of the Township of Readington, in the County of Hunterdon, New Jersey into a Single Issue of Bonds Aggregating \$10,000,000 in Principal Amount," and the various bond ordinances referred to therein, each in all respects duly approved and published as required by law (the "Authorization Proceedings").

The full faith and credit of the Township of Readington are hereby irrevocably pledged for the punctual payment of the principal of and the interest on this bond according to its terms.

It is hereby certified and recited that all conditions, acts and things required by the constitution or the statutes of the State of New Jersey to exist, to have happened or to have been performed precedent to or in the issuance of this bond exist, have happened and have been performed and that the issue of bonds of which this is one, together with all other indebtedness of the Township, is within every debt and other limit prescribed by such constitution or statutes.

IN WITNESS WHEREOF, the TOWNSHIP OF READINGTON has caused this bond to be executed in its name by the manual or facsimile signatures of its Mayor and its Chief Financial Officer, its corporate seal to be hereunto imprinted or affixed, this bond and the seal to be attested by the manual signature of its Township Clerk, and this bond to be dated the Dated Date as specified above.

TOWNSHIP OF READINGTON

By \_\_\_\_\_ (Facsimile) \_\_\_\_\_  
Mayor

ATTEST:

By \_\_\_\_\_  
Clerk

By \_\_\_\_\_ (Facsimile) \_\_\_\_\_  
Chief Financial Officer

**CONSENT AGENDA – continued:**

Section 4. The Bonds shall be sold on December 7, 2005 by electronic auction in accordance with the Full Notice of Sale authorized in Exhibit A attached hereto. The Township Clerk is hereby directed to arrange for the publication of the Short Notice of Sale authorized in Exhibit B attached hereto and McManimon & Scotland, L.L.C., is hereby directed to arrange for the publication of the Summary Notice of Sale authorized in Exhibit C in the forms provided herein, such publications to be not less than seven days prior to the date of sale. The Short Notice of Sale shall be published in The Democrat (or another local newspaper) and the Summary Notice of Sale shall be published in the Bond Buyer, a financial newspaper published and circulating in the City of New York, New York. Pursuant to N.J.S.A. 40A:2-34, the Township of Readington hereby designates the Chief Financial Officer to sell and to award the Bonds in accordance with the Notice of Sale authorized herein, and such financial officer shall report in writing the results of the sale to this Council as required by law.

Section 5. The Full Notice of Sale shall be substantially in the form attached hereto as Exhibit A with additions, deletions and omissions as may be necessary for the Township to market the Bonds in accordance with the requirements of The Depository Trust Company and MuniAuction. The Short Notice of Sale shall be substantially in the form attached hereto as Exhibit B with such additions, deletions and omissions as may be necessary for the Township to market the Bonds in accordance with the requirements of The Depository Trust Company and MuniAuction. The Summary Notice of Sale shall be substantially in the form attached hereto as Exhibit C with such additions, deletions and omissions as may be necessary for the Township to market the Bonds in accordance with the requirements of The Depository Trust Company and MuniAuction.

Section 6. The Bonds shall have printed thereon a copy of the written opinion with respect to the Bonds that is to be rendered by the law firm of McManimon & Scotland, L.L.C., complete except for omission of its date.

Section 7. The law firm of McManimon & Scotland, L.L.C. is authorized to arrange for the printing of the Bonds and is authorized to arrange for the printing of the Official Statement to be prepared by the Township's auditor and Township officials. McManimon & Scotland, L.L.C. is also authorized to arrange for the distribution of the Preliminary Official Statements on behalf of the Township to those financial institutions that customarily submit bids for such Bonds. The Mayor and the Chief Financial Officer are authorized to execute any certificates necessary in connection with the distribution of the Official Statement. Such Official Statement may be distributed in preliminary form and deemed final for purposes of Rule 15c2-12 of the Securities and Exchange Commission on behalf of the Township by the Chief Financial Officer or by the Mayor. Final Official Statements shall be delivered to the purchaser of the Bonds within the earlier of seven business days following the sale of the Bonds or to accompany the purchaser's confirmations that request payment for the Bonds.

Section 8. The Township hereby covenants that it will comply with any conditions subsequent imposed by the Internal Revenue Code of 1986, as amended (the "Code"), in order to preserve the exemption from taxation of interest on the Bonds, including the requirement to rebate all net investment earnings on the gross proceeds above the yield on the Bonds, if necessary.

Section 9. The Chief Financial Officer is hereby authorized to make representations and warranties, to enter into agreements and to make all arrangements with The Depository Trust Company, New York, New York, as may be necessary in order to provide that the Bonds will be eligible for deposit with The Depository Trust Company and to satisfy any obligation undertaken in connection therewith.

Section 10. In the event that The Depository Trust Company may determine to discontinue providing its service with respect to the Bonds or is removed by the Township and if no successor Securities Depository is appointed, the Bonds which were previously issued in book-entry form shall be converted to Registered Bonds in denominations of \$5,000, or any integral multiple thereof. The beneficial owner under the book-entry system, upon registration of the Bonds held in the beneficial owner's name, will become the registered owner of the Registered Bonds. The Township shall be obligated to provide for the execution and delivery of the Registered Bonds in certified form.

**CONSENT AGENDA – continued:**

Section 11. Solely for purposes of complying with Rule 15c2-12 of the Securities and Exchange Commission, as amended and interpreted from time to time (the "Rule"), and provided that the Bonds are not exempt from the Rule and provided that the Bonds are not exempt from the following requirements in accordance with paragraph (d) of the Rule, for so long as the Bonds remain outstanding (unless the Bonds have been wholly defeased), the Township shall provide for the benefit of the holders of the Bonds and the beneficial owners thereof:

(a) On or prior to 270 days from the end of each fiscal year, beginning with fiscal year ending December 31, 2005, file with each nationally recognized municipal securities information repository ("National Repository") and to the appropriate State information depository ("State Repository"), if any, annual financial information with respect to the Township consisting of the audited financial statements (or unaudited financial statements if audited financial statements are not then available, which audited financial statements will be delivered when and if available) of the Township and certain financial information and operating data consisting of (i) Township and overlapping indebtedness including a schedule of outstanding debt issued by the Township, (ii) the Township's most current adopted budget, (iii) property valuation information, and (iv) tax rate, levy and collection data. The audited financial information will be prepared in accordance with modified cash accounting as mandated by State of New Jersey statutory principles in effect from time to time or with generally accepted accounting principles as modified by governmental accounting standards as may be required by New Jersey law;

(b) in a timely manner to each National Repository or to the Municipal Securities Rulemaking Board, and to the State Repository, if any, notice of the following events with respect to the Bonds, if material (herein "Material Events"):

- (1) Principal and interest payment delinquencies;
- (2) Non-payment related defaults;
- (3) Unscheduled draws on debt service reserves reflecting financial difficulties;
- (4) Unscheduled draws on credit enhancements reflecting financial difficulties;
- (5) Substitution of credit or liquidity providers, or their failure to perform;
- (6) Adverse tax opinions or events affecting the tax-exempt status of the security;
- (7) Modifications to rights of security holders;
- (8) Bond calls;
- (9) Defeasances;
- (10) Release, substitution, or sale of property securing repayment of the securities; and
- (11) Rating changes;

(c) in a timely manner to each National Repository or to the Municipal Securities Rulemaking Board, and to the State Repository, if any, notice of failure of the Township to provide required annual financial information on or before the date specified in this resolution.

Section 12. If all or any part of the Rule ceases to be in effect for any reason, then the information required to be provided under this resolution, insofar as the provision of the Rule no longer in effect required the provision of such information, shall no longer be required to be provided.

Section 13. The Chief Financial Officer shall determine, in consultation with Bond Counsel, the application of the Rule or the exemption from the Rule for each issue of obligations of the Township prior to their offering. Such officer is hereby authorized to enter into additional written contracts or undertakings to implement the Rule and is further authorized to amend such contracts or undertakings or the undertakings set forth in this resolution, provided such amendment is, in the opinion of nationally recognized bond counsel, in compliance with the Rule.

Section 14. In the event that the Township fails to comply with the Rule or the written contracts or undertakings specified in this resolution, the Township shall not be liable for monetary damages, remedy being hereby specifically limited to specific performance of the Rule requirements or the written contracts or undertakings therefor.

Section 15. This resolution shall take effect immediately.

**CONSENT AGENDA – continued:**

4. **Baccaro/Block 51, Lot 25** - request for release of unused escrow funds.
5. **McGrath/Block 25, Lot 12.02** - request for return of unused Board of Health witness funds.
6. **Application for Social Affair Permit** - Polish American Citizen=s Club.
7. **Application for Membership in NJ Firemen=s Association** - Michael E. Orozco.
8. **Application for Blue Light Permit** - James G. Traynor.
9. **Payment of the Bills.**

Fund Description	Fund No.	Received Total
CURRENT FUND APPROPRIATION	001	\$ 1,246,813.26
SEWER APPROPRIATION	002	\$ 97,197.89
TRUST APPROPRIATION	003	\$ 16,952.18
CAPITAL APPROPRIATIONS	004	\$ 283,471.89
MISC. REFUND, COUNTY TAX, LIENS	005	\$ 265,069.16
PAYROLL DEDUCTIONS	006	\$ 709,320.69
REGIONAL AND LOCAL SCHOOL TAX	007	\$ 4,522,515.24
TOTAL OF ALL FUNDS:		\$ 7,141,340.31

10. **Municipal Court & Violations Bureau Report** for October, 2005.

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

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

**CORRESPONDENCE/OTHER INFORMATION:**

1. Memorandum dated November 15, 2005 from Denise B. Doolan, Clerk, Hunterdon County Board of Chosen Freeholders, regarding **Hunterdon County Solid Waste Plan Amendment**, noted for information. No action taken.
2. Notice dated November 15, 2005 from Gail W. McKane, Municipal Clerk, Twp. of Clinton, regarding **public hearing of Ordinance #903-05 Supplementing & Amending Chapter 165 entitled ALand Use Regulations,@ Part 8 entitled AFlood Hazard Areas and Surface Water Management, Article XXXV, Surface Water Management,@** noted for information. No action taken.
3. Letter dated November 4, 2005 from Elizabeth H. Kiss, Municipal Clerk, Twp. of East Brunswick, regarding **adoption of a resolution supporting Senate Bill No. 1987 authorizing local units to limit contract awards to business entities that make political contributions**, noted for information. No action taken.
4. Memorandum dated October 27, 2005 from Dolores J. Sweeney, Municipal Clerk, Twp. of Pequannock, regarding **adoption of resolution urging the Federal Government to raise the Federal hourly minimum wage**, noted for information. No action taken.
5. Memorandum dated November 2, 2005 from Roberta A. Brassard, Municipal Clerk, Twp. of Tewksbury, regarding **public hearing of Ordinance #22-2005 - An Ordinance to Amend an Ordinance whose short title is ATewksbury Twp. Development Regulations Ordinance (2000).@** noted for information. No action taken.
6. Letter dated November 10, 2005 from Shana L. Crane, Land Use Administrator, Twp. of Tewksbury, regarding **public hearing of the Housing/Fair Share Plan Element**

*Amendment*, noted for information. No action taken.

**CORRESPONDENCE/OTHER INFORMATION – continued:**

7. Letter dated October 31, 2005 from Lou Cattuna, Section Chief, Bureau of Inland Regulation, NJDEP regarding *NJDEP Freshwater Wetlands Letter of Interpretation/Line Verification - Omnipoint Facilities Network 2, LLC., Block 61, Lot 5.02*, noted for information. No action taken.
8. Letter dated November 1, 2005 from Joseph Modzelewski, PE, Studer & McEldowney, PA, regarding *NJDEP Freshwater Wetlands Letter of Interpretation - Deerpath Park Septic Alteration, Block 72, Lot 31*, noted for information. No action taken.
9. Letter dated November 15, 2005 from Ronald K. Lacey, Staff Consultant, JCP&L, regarding *application for Wetlands General Permit No. 1/Special Condition #3 - JCP&L*, noted for information. No action taken.
10. Notice from Pivotal Utility Holdings, Inc., d/b/a Elizabethtown Gas Company, regarding *petition to revise its Basic Gas Supply Service*, noted for information. No action taken.
11. Public Notice from PSE&G regarding *joint petition with Exelon Corporation for approval of a change in control of public service & related authorizations*, noted for information. No action taken.

**OLD BUSINESS:**

NONE.

**NEW BUSINESS:**

1. ***Reconstruction of County Bridge No. T-61 - Potterstown Road Detour - Tewksbury & Readington Townships*** - approval of traffic control plan.

A **MOTION** was made by Mrs. Allen to approve the Traffic Control Plan for the reconstruction of County Bridge No. T-61 - Potterstown Road Detour in Tewksbury and Readington Townships as recommended by Traffic Officer Patrick Gooley. This motion was seconded by Mr. Shamey with a vote of ayes all, nays none recorded.

2. ***Resolution Providing for the Combination of Certain Issues of General Improvement Bonds into a Single Issue of Bonds Aggregating \$10,000,000 in Principal Amount.***

This item was addressed under the Consent Agenda.

3. ***Resolution Determining the Form & Other Details of \$10,000,000 General Improvement Bonds and Providing for their Sale.***

This item was addressed under the Consent Agenda.

4. ***Baccaro/Block 51, Lot 25*** - request for release of unused escrow funds.

This item was addressed under the Consent Agenda.

5. ***McGrath/Block 25, Lot 12.02*** - request for return of unused Board of Health witness funds.

This item was addressed under the Consent Agenda.

6. ***Application for Social Affair Permit*** - Polish American Citizen=s Club.

This item was addressed under the Consent Agenda.

7. ***Application for Membership in NJ Firemen=s Association*** - Michael E. Orozco.

This item was addressed under the Consent Agenda.

8. ***Application for Blue Light Permit*** - James G. Traynor.

This item was addressed under the Consent Agenda.

**ADMINISTRATOR=S REPORT:**

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

**ATTORNEY=S REPORT:**

Written report submitted.

Attorney Dragan said she had nothing further to report at this time.

**ENGINEER=S REPORT:**

Written report submitted.

As Engineer McEldowney was not in attendance, no additional report was given.

**COMMITTEE REPORTS:**

**1. Frank Gatti:**

**a. Finance Department**

**1. *Payment of the Bills.***

This item was addressed under the Consent Agenda.

**b. Historic Preservation/Museums**

Mayor Gatti said the Historic Preservation Commission and Township Emergency Services received donations from Commerce Bank, which had their grand opening this weekend.

Mrs. Allen said there was a proposal to dismantle the Ditmars house and remove it to another location. In the approval process, Fallon had agreed to pay \$30,000 to the Historic Preservation Commission if the house was removed and the site repaired. This money would be spent in part by taking \$8,000 for documentation of the house and \$1,500 to restore the site to pre-demolition condition.

Mrs. Allen said the remaining \$20,000 would be placed in the Historic Preservation Commission account. At a recent meeting of this Commission, the possibility of using these funds for the dismantling of the Reno barn, which is another example of an historic Dutch barn, was discussed.

Mrs. Allen asked if the Committee would be in favor of using the funds for this purpose.

Mayor Gatti said he would be in favor of this, but he would like to know what the cost would be.

**A MOTION** was made by Mrs. Allen that the Township Committee would be generally interested in the proposal for the preservation of the Reno barn. This motion was seconded by Mr. Auriemma with a vote of ayes all, nays none recorded.

Mrs. Muir said she has some reservations as the barn is in poor condition. She said she would rather see the funds spent on the Lomar house or any other of the historic buildings that need repair. She said there are on-going projects that are historic buildings that she would like to see finished first.

**2. Gerry Shamey:**

**a. Liaison to Fire Companies and Rescue Squad**

Mr. Shamey said the monthly Volunteer Emergency Services meeting was held on November 15<sup>th</sup>.

Mr. Shamey asked that Attorney Dragan review and comment on a draft volunteer application.

**Liaison to Fire Companies and Rescue Squad – continued:**

Mr. Shamey said Mayor Gatti received a letter from David Hill, President of Whitehouse Fire Company, regarding the possible sale of the current Rescue Squad property, expressing interest in perhaps partnering with the Township so they might have some use of the property. Mr. Shamey said he will meet with Mr. Hill to discuss this matter.

**b. Engineering, Roads, Maintenance & Recycling**

Mr. Shamey said he received a memo from Engineer McEldowney regarding the proposed drainage improvements to Route 22 near Mullen Road. NJDOT has advertised for bids and they anticipate the project to begin in Fall 2006. The NJDOT has offered to hold a public information center. Mr. Shamey asked that Engineer McEldowney contact him regarding this matter.

Administrator Mekovetz said she spoke with a representative from the NJDOT about scheduling the public information center.

Mr. Shamey said he received a letter from residents of Strawberry Court about the condition of the road. He asked that a copy of the letter be forwarded to Scott Jesseman. He said he would be willing to meet with Scott at the site.

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

**3. Julia Allen:**

**a. Farmland\Open Space Preservation\Land Projects Liaison**

Mrs. Allen said the Open Space Advisory Board met on November 16<sup>th</sup>.

Mrs. Allen said a walk on Cushetunk Mountain was held on Sunday.

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

**4. Thomas Auriemma:**

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

**5. Beatrice Muir:**

**a. Board of Health**

Mrs. Muir said the Chair and Vice-Chair of the Board of Health will be meeting with the County to review Emergency Management procedures.

**b. Public Assistance**

Mrs. Muir said more than 80 families are receiving assistance through the Social Services office.

Residents who are interested in participating in the Christmas Gift program can contact the Social Services office for additional information. In addition, food donations can be dropped off at Our Lady of Lourdes Church for the annual holiday food distribution.

**c. Municipal Court**

1. *Municipal Court & Violations Bureau Report* for October, 2005.

This item was addressed under the Consent Agenda.

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

***COMMENTS FROM THE PUBLIC:***

Mayor Gatti asked for comments from the public.

Ms. Cheryl Filler said several months ago the Township Committee, Planning Board and Environmental Commission sent letters to the NJDEP requesting an upgrade of the wastewater treatment plant for Bellemead in Tewksbury. Ms. Filler said the NJDEP has instead issued a rollback of permits, one of which was for that particular plant.

Ms. Filler asked that the Committee send a letters to the NJDEP, Senator Leonard Lance and the League of Municipalities expressing their support of the rollback.

Ms. Filler also asked that the Committee consider signing a letter as part of a group of seven (7) municipalities that was established during cross-acceptance meetings.

***A MOTION*** was made by Mrs. Allen that the Township Committee send letters to the NJDEP, Senator Leonard Lance and the League of Municipalities expressing their support of the permit rollback, and that the Township sign the letter as part of a group of seven (7) municipalities that was established during cross-acceptance meetings. This motion was seconded by Mr. Shamey with a vote of ayes all, nays none recorded.

Ms. Liz Duffy said that the tennis court lights behind the municipal building are still on at night, even when it is raining. She said this is a tremendous source of light pollution as well as a waste of electricity. She suggested that a switch be installed that could be turned on by whomever wished to use the courts. She also suggested that the lights be turned off at night until a switch can be installed.

Administrator Mekovetz said the lights are supposed to be on a timer, however with daylight savings time it may have to be adjusted. She said she will speak to the Buildings & Grounds supervisor tomorrow.

Attorney Douglas Cole thanked the Committee for considering the modifications to the resolution regarding Block 80, Lots 1 and 2. However, there is still an issue that is not addressed. The perc and soil tests would need to be done between January and April and, according to the contract, that work along with any engineering work would have to be done to determine where the residence is going to be located. The buyers would have to invest a lot of money in engineering costs with no certainty that they would be able to close on this property. Mr. Cole asked that the Township close by September 30, 2006 with or without the closing with Hunterdon County. The buyers would cooperate with the Township=s application to the County, up until September 30, 2006, but given the investment they are being asked to make it is fair that they have a certainty that they will be able to obtain title.

Mr. Shamey said he wouldn=t be in favor of that.

Mr. Cole said if either one of the parties voided the contract on September 30, 2006 all of the engineering costs would have been spent by the buyers.

Mrs. Allen said if there is some proposed modification to the resolution, perhaps Mr. Cole can contact Attorney Dragan and discuss it further.

***COMMENTS FROM THE GOVERNING BODY:***

Mayor Gatti asked for comments from the Governing Body. There were 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

**EXECUTIVE SESSION RESOLUTION – continued:**

**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>
Litigation - Lackland and Lackland, <i>et als.</i> v. Readington Twp., <i>et als.</i> Superior Court of New Jersey, Law Division, Hunterdon County Docket No. HNT-344-03PW (formerly HNT-L-81-99 & SOM-L-1466-00PW).....	Litigation.....	Certain information at the discretion of the Township Committee tonight... other information will remain confidential.
Toll Bros., Inc. v. Twp. of Readington, <i>et al.</i> United States District Court for District of NJ Civil Action No: 3:04-cv-6043.....	Litigation.....	" " "

A **MOTION** was made at 8:45 p.m. by Mr. Shamey to adopt this Resolution, seconded by Mrs. Allen with a vote of ayes all, nays none recorded.

The meeting reconvened at 10:05 p.m.

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

***Litigation - Lackland and Lackland, et als. v. Readington Township, et als.  
Superior Court of New Jersey, Law Division, Hunterdon County  
Docket No. HNT-344-03PW (formerly HNT-L-81-99 & SOM-L-1466-00PW)***

Mayor Gatti said that the recent decision regarding this matter was discussed.

***Litigation - Toll Bros., Inc. v. Township of Readington, et al.  
United States District Court for District of New Jersey  
Civil Action No: 3:04-cv-6043***

Mayor Gatti said that the recent decision regarding this matter was discussed.

**ADJOURNMENT**

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

Respectfully Submitted:

Vita Mekovetz, RMC\CMC  
 Administrator\Municipal Clerk

