

**TOWNSHIP OF COLTS NECK
TOWNSHIP COMMITTEE MEETING
FEBRUARY 13, 2008
7:30 P.M. AT TOWN HALL**

The meeting of the Colts Neck Township Committee was called to order at 7:30 p.m. by Mayor Hennessy followed by a salute to the flag. The following statement was read by Township Administrator/Clerk, Robert Bowden: "The notice requirements of the New Jersey Public Meetings Law have been satisfied by forwarding a "News Release" to the Asbury Park Press on December 13, 2007 stating that the meeting of the Colts Neck Township Committee would be held on February 13, 2008 at 7:30 p.m., Colts Neck Town Hall, 124 Cedar Drive, Colts Neck. The notice requirements have been posted on the Township Bulletin Board and a copy is on file in the office of the Township Clerk."

Roll call by Mr. Bowden indicated the following:

Present: Mayor Hennessy, Deputy Mayor Forester, Committeemembers Florek, Schatzle and Stuart

Also Present: Robert Bowden; Kerri Fornino, Esq.; and Beth Kara

Absent: None

1. **ANNOUNCEMENT:** Mayor Hennessy announced the 2008 budget review session scheduled for February 16th is cancelled. Mayor Hennessy stated the first 2008 budget review session will be held Thursday, February 28th, 7:00 p.m. in the Meeting Room at Colts Neck Town Hall.

2. **MAYOR'S PROCLAMATION: READ ACROSS AMERICA DAY, MARCH 3, 2008:** Mayor Hennessy read the Proclamation in full, which recognizes what would have been the 104th birthday of Theodor Seuss Geisel (Dr. Seuss), and noting this body enthusiastically endorses NEA's Read Across America and Read Across America-NJ, and recommits our community to engage in programs and activities to make America's children the best readers in the world.

3. **RECOGNITION:** NATIONAL CHAMPIONSHIP AWARD WINNING COLTS NECK MIDGET AND PEE WEE POP WARNER CHEERLEADERS. Mayor Hennessy recognized the cheerleaders as a positive contribution to Colts Neck. Mayor Hennessy stated it has been a real treat to be liaison to Pop Warner for many years. Mayor Hennessy turned the meeting over to Mr. Schatzle, the current Pop Warner liaison. Mr. Schatzle introduced Ms. Ro Young, Assistant Coach, who spoke of the accomplishments of these two groups, the Midgets finished in first place in the National competition and the Pee Wee's finished in third place in the National competition. All present were shown videos of both groups performing their routines. Mayor Hennessy stated the Township Committee and all residents of Colts Neck are very proud of the cheerleaders. The girls gave a cheer. Mayor Hennessy thanked all cheerleaders and coaches for coming this evening and called a five-minute recess.

4. **PRESENTATION:** SHARED SERVICES – POLICE RESOURCE OFFICER AT COLTS NECK HIGH SCHOOL. Dr. James Wasser, Superintendent of the Freehold Regional School District (FRSD); Mr. Land, Principal of Colts Neck High School; and Police Officer Kevin Walsh were introduced. Dr. Wasser spoke of the current situation at the high school, and applauded the Colts Neck Police Chief and staff in working with the high school staff. Dr. Wasser stated Manalapan, Marlboro and Howell have a School Resource Officer (SRO) assigned when school is in session, and he is trying to place Resource Officers in the remaining three high schools in Freehold Township, Freehold Borough and Colts Neck Township. Mr. Land stated the annual salary for the SRO is estimated at \$40,000 for 180 days per year, which could be split between the FRSD budget (\$20,000) and the Township budget (\$20,000). Positioning a SRO in the high school is seen as proactive rather than reactive. Discussion ensued during which it was stated that two percent of the

student population resulted in calls for assistance to the Colts Neck Police Department, and a great deal of the school staff's day is spent dealing with that two percent. Mr. Schatzle stated as an on-call paramedic, he sees first hand what is going on, and as liaison to shared services, he highly endorses the placement of a SRO within CNHS. Mr. Stuart asked if there was any special training required, and Dr. Wasser responded there is required training. Mr. Forester questioned if there was another more cost effective way of dealing with the two percent and stated he wants to see more facts and figures before making a determination. Dr. Wasser stated situations are handled more effectively in schools with a SRO. Mr. Florek stated he recently met with a group of parents of 17 year olds and there is too much of an authoritarian feel when a responding Officer arrives at the school to deal with situations. Mr. Florek stated it is key to have the right SRO present who can relate to the students. Mr. Stuart stated good points have been made, and he advocates positive interaction between the police and students. Dr. Wasser stated the SRO should be evaluated annually to determine if it is working. Mayor Hennessy remarked this was an excellent presentation, and he looks forward to discussing the issue in the future.

5. **PRESENTATION:** BUSINESS ASSOCIATION, JUNE 7TH EVENT. Ms. Julie McGowan, Messrs Lear and Dalakian were present to discuss the festival planned to unite the business districts and Township professionals within four hubs along Route 34. Ms. McGowan stated Dr. Nolan and Chief Sauter support the event. Discussion ensued regarding the day's planned events, which include pony rides, vintage cars, music at every hub, high school bands, light amusements, scavenger hunts with prizes, and The Point radio station broadcasting from Rosalia's restaurant. The rain date is planned for June 8th. Ms. McGowan indicated trophies would be awarded for vintage autos, with a Mayor's Trophy award based on the consensus of the Governing Body. Mr. Bowden stated this event is solely being handled by the Business Association. Mayor Hennessy thanked the group for their presentation.
6. **APPROVAL OF MINUTES OF JANUARY 30, 2008:** Mr. Schatzle corrected the spelling of Ms. Westendorf's name on Page 3, Paragraph 8. Mr. Stuart made a motion to approve, as amended, seconded by Mr. Schatzle and unanimously carried.

RECORD OF VOTE					
Committeeman	M S	Yes	No	NV	Ab
Mayor Hennessy		X			
Forester		X			
Florek		X			
Schatzle	S	X			
Stuart	M	X			
X - indicates vote NV - Not Voting Ab - Absent M - Moved S - Seconded					

7. **ORDINANCE 2008-2:** AN ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14) was read by title at second reading by Mayor Hennessy. Mr. Bowden stated in years past, the Township has never come close to using the 2.5%; however the approval of this ordinance gives the municipality budget flexibility in the event of an unanticipated occurrence. With no comments from the Governing Body, Mayor Hennessy opened the meeting to public comment.

Mr. Vince Domidion, a resident, stated the only thing better than having this created is seeing it is not used.

Hearing no further comments, Mayor Hennessy closed the meeting to public comment.

Mr. Forester made a motion to approve, seconded by Mr. Florek and unanimously carried.

RECORD OF VOTE					
Committeeman	M S	Yes	No	NV	Ab
Mayor Hennessy		X			
Forester	M	X			
Florek	S	X			
Schatzle		X			
Stuart		X			
X - indicates vote NV - Not Voting Ab - Absent M - Moved S - Seconded					

8. **RESOLUTION 2008-34A:** RESOLUTION TO ADOPT A TEMPORARY CAPITAL BUDGET. Mr. Bowden stated amending the capital budget is an administrative detail required when a capital project is to be undertaken. Mr. Stuart made a motion to approve, seconded by Mr. Florek and unanimously carried.

RECORD OF VOTE					
Committeeman	M S	Yes	No	NV	Ab
Mayor Hennessy		X			
Forester		X			
Florek	S	X			
Schatzle		X			
Stuart	M	X			
X - indicates vote NV - Not Voting Ab - Absent M - Moved S - Seconded					

9. **BOND ORDINANCE 2008-03:** BOND ORDINANCE PROVIDING FOR THE ACQUISITION OF DEVELOPMENT RIGHTS FOR THE HAMMOND FARM, IDENTIFIED AS BLOCK 17, LOTS 19 AND 20, AND AMDUR FARM, IDENTIFIED AS BLOCK 9, LOTS 11 AND 12, AND APPROPRIATING \$800,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$760,000 BONDS AND NOTES TO FINANCE A PORTION OF THE COSTS THEREOF, AUTHORIZED IN AND BY THE TOWNSHIP OF COLTS NECK, IN THE COUNTY OF MONMOUTH, NEW JERSEY, was read by title at first reading by Mayor Hennessy. Mr. Stuart stated the Amdur Farm, located on Cross Road in the AG Zone (10 acre), is approximately 44 acres. The estimated Township share is \$335,000; the estimated total cost is \$1,628,000, and the State certified at \$35,000/acre plus \$2,000/acre from the Township. Mr. Stuart stated the Hammond Farm, located on Heyers Mill Road in the A-1 Zone (2 acre), is approximately 20 acres. The estimated Township share is \$426,000, the estimated total cost is \$1,820,000, and the State certified at \$85,000/acre plus \$6,000/acre from the Township. Mr. Stuart advised this ordinance is bonding for the Township's share of the two farms. Mr. Bowden stated the ordinance could be adopted by March with action by early April. Mr. Forester made a motion to approve, seconded by Mr. Florek and unanimously carried. Mayor Hennessy set the date for public hearing March 12, 2008.

RECORD OF VOTE					
Committeeman	M S	Yes	No	NV	Ab
Mayor Hennessy		X			
Forester	M	X			
Florek	S	X			
Schatzle		X			
Stuart		X			
X - indicates vote NV - Not Voting Ab - Absent M - Moved S - Seconded					

10. **ORDINANCE 2008-4:** AN ORDINANCE AUTHORIZING THE TOWNSHIP OF COLTS NECK TO ACQUIRE, AND SUBSEQUENTLY ASSIGN TO THE STATE AGRICULTURE DEVELOPMENT COMMITTEE, THE DEVELOPMENT RIGHTS FOR CERTAIN REAL PROPERTY KNOWN AS THE “HAMMOND FARM”, ALSO KNOWN AND DESIGNATED AS BLOCK 17, LOTS 19 AND 20 ON THE COLTS NECK TOWNSHIP TAX MAP was read by title at first reading by Mayor Hennessy. Mr. Stuart made a motion to approve, seconded by Mr. Forester and unanimously carried. Mayor Hennessy set the date for public hearing March 12, 2008.

RECORD OF VOTE					
Committeeman	M S	Yes	No	NV	Ab
Mayor Hennessy		X			
Forester	S	X			
Florek		X			
Schatzle		X			
Stuart	M	X			
X - indicates vote NV - Not Voting Ab - Absent M - Moved S - Seconded					

11. **ORDINANCE 2008-5:** AN ORDINANCE AUTHORIZING THE TOWNSHIP OF COLTS NECK TO ACQUIRE, AND SUBSEQUENTLY ASSIGN TO THE STATE AGRICULTURE DEVELOPMENT COMMITTEE, THE DEVELOPMENT RIGHTS FOR CERTAIN REAL PROPERTY KNOWN AS THE “AMDUR FARM”, ALSO KNOWN AND DESIGNATED AS BLOCK 9, LOTS 11 AND 12 ON THE COLTS NECK TOWNSHIP TAX MAP was read by title at first reading by Mayor Hennessy. Mr. Stuart made a motion to approve, seconded by Mr. Florek and unanimously carried. Mayor Hennessy set the date for public hearing March 12, 2008.

RECORD OF VOTE					
Committeeman	M S	Yes	No	NV	Ab
Mayor Hennessy		X			
Forester		X			
Florek	S	X			
Schatzle		X			
Stuart	M	X			
X - indicates vote NV - Not Voting Ab - Absent M - Moved S - Seconded					

12. **RESOLUTION 2008-35:** CONFIRMING USE OF MONMOUTH COUNTY COOPERATIVE PURCHASING SYSTEM FOR PURCHASE OF ROCK SALT was read by title by Mayor Hennessy. Mr. Bowden advised the Township is a member of the Monmouth County Cooperative Purchasing System. Mr. Bowden stated the 2008 cooperative price of \$56.56 per ton is a substantial increase from the 2007 cooperative price of \$47.35; however, he noted the Township filled the rock salt shed at last year’s prices. Mr. Schatzle made a motion to approve, seconded by Mr. Forester and unanimously carried.

RECORD OF VOTE					
Committeeman	M S	Yes	No	NV	Ab
Mayor Hennessy		X			
Forester	S	X			
Florek		X			
Schatzle	M	X			
Stuart		X			
X - indicates vote NV - Not Voting Ab - Absent M - Moved S - Seconded					

13. **RESOLUTION 2007-36:** CONFIRMING APPOINTMENT TO COLTS NECK LOCAL EMERGENCY PLANNING COMMITTEE. Mayor Hennessy stated the approval of this resolution was postponed until a later date.

14. **RESOLUTION 2008-37:** APPROVING FORMAL TRANSFER OF FUNDS – 2007 MUNICIPAL BUDGET was read by title by Mayor Hennessy. This resolution transfers \$10,200.00 from General Administration, Other Expenses, to Police Department, Salaries and Wages, (\$10,000.00) to cover additional salaries; and Shade Tree Commission, Other Expenses, (\$200.00) to cover additional expenses. Mr. Schatzle made a motion to approve, seconded by Mr. Forester and unanimously carried.

RECORD OF VOTE					
Committeeman	M S	Yes	No	NV	Ab
Mayor Hennessy		X			
Forester	S	X			
Florek		X			
Schatzle	M	X			
Stuart		X			
X - indicates vote NV - Not Voting Ab - Absent M - Moved S - Seconded					

15. **MOTION TO ADOPT A CONSENT AGENDA:** Mayor Hennessy read by title the following resolution:

16. ***RESOLUTION 2008-38:** AUTHORIZING ACCEPTANCE OF PERFORMANCE GUARANTEES, P.B. APPLICATION NO. 609A (GREEN).

Mr. Stuart made a motion to approve, seconded by Mr. Florek and unanimously carried.

RECORD OF VOTE					
Committeeman	M S	Yes	No	NV	Ab
Mayor Hennessy		X			
Forester		X			
Florek	S	X			
Schatzle		X			
Stuart	M	X			
X - indicates vote NV - Not Voting Ab - Absent M - Moved S - Seconded					

17. **ADMINISTRATIVE REPORT.** Mr. Bowden had no further comments to his report this evening. Mr. Bowden stated the Colts Neck Reformed Church is requesting approval to use the Township roads for their First Annual 5K Fun Run on June 14, 2008. The proposed route would begin and end in the church parking lot. Mayor Hennessy suggested Mr. Bowden speak to the Police Chief regarding this event. Mr. Florek questioned the time of day planned for the race, stating this would be important in making a determination. Mr. Forester noted the day selected is Flag Day. Mr. Bowden stated pending an affirmative answer from Chief Sauter, there would be no need to revisit the issue. The Township Committee agreed, and Mr. Bowden stated he will keep the Township Committee apprised of this issue.

18. **MOTION TO APPROVE VOUCHERS.** Mr. Forester reported he reviewed and signed the vouchers, noting all were in order, and are as follows:

Animal Control	\$282.25
COAH	\$10.00
Construction Trust	\$10,871.55
Current Fund	\$1,356,601.51
Grant Fund	\$1,020.00
Tax Collectors Trust	\$168,718.35
Trust Fund	<u>\$12,059.31</u>
TOTAL APPROVED:	\$1,549,562.97

Mr. Forester made a motion to approve all vouchers, seconded by Mr. Stuart and unanimously carried.

RECORD OF VOTE					
Committeeman	M S	Yes	No	NV	Ab
Mayor Hennessy		X			
Forester	M	X			
Florek		X			
Schatzle		X			
Stuart	S	X			
X - indicates vote NV - Not Voting Ab - Absent M - Moved S - Seconded					

19. **TOWNSHIP COMMITTEE REPORTS:**

Mr. Schatzle reported the First Aid Squad responded to the unfortunate situation recently reported in the Asbury Park Press. Mr. Schatzle commended the Police and First Aid Squad for their support.

Mr. Schatzle reported the new Health Officer, Tom Frank, has arrived and conducted a successful rabies clinic this past Saturday.

Mr. Schatzle reported the Colts Neck Business Association is awaiting the Post Office report regarding the numbering system for businesses along Routes 34 and 537.

Mr. Schatzle commented on a speech made by Mayor Hennessy at the annual Fire House dinner, and thanked him for his comments about Mrs. Charlotte Clime.

Mr. Stuart reported he met with Mr. Florek, Mr. Anfusio and Mr. Thomas in response to the COAH numbers of 167 affordable units, which would permit a builder to add four times that amount of market rate units for an inclusionary development, or 835 total housing units within Colts Neck. Mr. Florek commented the numbers would be crushing to absorb within Colts Neck. Mr. Stuart stated they will be preparing a report to COAH appealing the units allocated to the Township.

Mr. Stuart reported he and Mr. Schatzle attended a community meeting at the library during which Fulton Wilcox gave a terrific presentation of the Earle situation from past to present. Mr. Stuart stated this was a good group working together to share ideas on the Earle situation. Mr. Stuart plans to keep an open dialogue.

Mr. Florester reported he attended the Senior Citizens Club meeting, during which they discussed a full program of activities. The Club has reached membership of 250.

Mr. Florek reported the Colts Neck Sports Foundation (CNSF) is working to install a septic system at a new snack shed proposed for the Laird Road field. Mr. A.J. Garito is donating his engineering services. The CNSF is looking for sponsors to finance the snack shed construction.

Mr. Florek reported the CNSF approved the funding of installing two wells at Five Point Park at a cost of \$24,000. For now, hoses will be used for watering the fields with long-range plans geared toward an irrigation system.

Mr. Florek reported the CNSF was conducting tennis registration March 1, 2008. This year, CNSF is offering adult tennis clinics.

Mr. Florek reported he attended the Fire Department installation dinner, at which Chris Quincannon was installed as Fire Chief and Mike Romano was installed as Deputy Fire Chief.

Mr. Florek commented on “America on the Move” in which New Jersey was listed as the third highest departure state with 61% of those that are moving are moving out of New Jersey. Mr. Florek stated the Governing Body must do its part at tax time. Mr. Forester stated the solution must come from Trenton.

Mr. Hennessy reported he attended the Colts Neck Community Band concert held at the high school. Mr. Hennessy stated the concert was fabulous and well attended. Musical selections were from Victory at Sea, which is a personal favorite of Mayor Hennessy. The next Community Band Concert is planned May 29th.

20. COMMENTS FROM THE PUBLIC:

With no further comments, Mayor Hennessy opened the meeting for public comment.

Ms. Virginia Amend, a resident and editor of the Colts Neck Calendar, questioned whether the Smith property would be sold at a loss. Mr. Stuart responded they have no idea until the market is tested. Ms. Amend questioned how Realty Appraisal would treat a mansion built in a 1970s/1980s neighborhood. Mr. Stuart responded the mansion would be treated individually, e.g., a \$1.5 million house within an \$800,000 neighborhood. Mr. Stuart expects exceptions in all sections of town. Ms. Amend questioned whether RCAs are on the table. Mr. Florek responded as of now, there is no prohibition against using RCAs to fulfill COAH obligations and they will figure prominently in the affordable housing plan. Ms. Amend then questioned the Farmland Preservation Program, the goal of which is to preserve working farms, not reduce development. Mr. Stuart responded stating under State statute established in the 1960s, a farm must be at least five acres and annually produce \$500 if individual, \$2,500 if commercial. Mr. Stuart stated the production minimum dollar figure should be revised upwards, and the issue would correct itself. On this subject, Ms. Amend questioned whether the Township Committee would ask legislators to initiate change to which Mr. Florek responded he believes Senator Beck is looking to change the production amount.

Ms. Elaine Mann, a resident, questioned the various components of a Q-Farm assessment. Mr. Stuart responded stating the first was annual production income, being \$500 for individuals, \$2,500 for commercial. Mr. Stuart also stated to be recognized as farming, there are definite things that can/cannot produce income.

Mr. Vince Domidion, a resident, commented the County is using other methods to deal with ice and snow than rock salt. Mr. Domidion was advised the Township is also using the same liquid alternative. Mr. Domidion stated the average tax rates for municipalities is 22% and 17% for counties, while the average tax rate for Colts Neck is 10% and 21% for the County.

Ms. Amend commented Governor Corzine is opening an e-mail site to send suggestions to him.

Mr. Ed Piotrowski, a resident, stated more information on the School Resource Officer (SRO) is needed before the Township commits to share in funding half the costs of this position. Mr. Piotrowski stated of the three high schools having the SRO, 98% of the students attending live in those three towns. Only a small portion of Colts Neck students attend CNHS, yet Colts Neck is being asked to share one-half the cost of the position.

Ms. Mann discussed the procedures for bail processing in Freehold Township. Discussion ensued. Mr. Bowden stated the Police Chief is instituting a new procedure whereby bail money can be handled by the Police without involving the Court Clerk after hours.

Ms. Mann then commented the Clean Communities cleaning crews biggest complaints are the little liquor bottles found strewn on the sides of the roads. Ms. Mann suggested a campaign to nix the nips.

Mayor Hennessy then recognized two individuals in the audience who appeared to be taking copious notes throughout this evening's meeting. The Mayor was advised both females were journalism students at Rutgers, and their assignment was to attend a Council meeting and report on the events. One woman's mother selected Colts Neck as a safe meeting to attend. On behalf of the Governing Body, Mayor Hennessy thanked the two for visiting this evening.

Mayor Hennessy wished all a very Happy Valentine's Day.

Ms. Amend commented that Ms. Gloria Pam is in Meridian for surgery. Mr. Schatzle responded he will put Ms. Pam on his prayer list and advise the Mayor of her progress.

With no further comments from the public, Mayor Hennessy closed the meeting to public comment.

21. **MOTION TO ADJOURN:** Mr. Stuart made a motion to adjourn, seconded by Mr. Florek and unanimously carried.

RECORD OF VOTE					
Committeeman	M S	Yes	No	NV	Ab
Mayor Hennessy		X			
Forester		X			
Florek	S	X			
Schatzle		X			
Stuart	M	X			
X - indicates vote NV - Not Voting Ab - Absent M - Moved S - Seconded					

Meeting adjourned at 9:33 p.m.

Robert Bowden
Township Administrator/Clerk

RB:bk