

**TOWNSHIP OF COLTS NECK
TOWNSHIP COMMITTEE MEETING MINUTES
MAY 10, 2006
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 Deputy Mayor Stuart followed by a salute to the flag. The following statement was read by Township Administrator/Clerk, Robert Bowden: "The notice of the requirements of the New Jersey Public Meetings Law has been satisfied by forwarding a "News Release" to the Asbury Park Press on December 22, 2005 stating that the meeting of the Colts Neck Township Committee would be held on May 10, 2006 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: Deputy Mayor Stuart, Committeemembers Burry and Forester

Also Present: Robert Bowden; John O. Bennett, III, Esq., and Ruth Leininger

Absent: Mayor Florek and Committeeman Hennessy
Mayor Florek arrived at 8:30 p.m.

1. **PRESENTATION:** MET LIFE VOLUNTEER SERVICE AWARD - \$2,500 – MR. JARRETT R. ENGEL TO COLTS NECK FIRST AID SQUAD. Mr. Engel explained that for the fourth time, he has been the recipient of MetLife's Volunteer Service Award. This award is a \$2,500.00 grant that he presented to Mr. Jim Schatzle on behalf of the First Aid Squad. Mr. Schatzle was very appreciative of both MetLife and Mr. Engel.

2. **PRESENTATION:** MONMOUTH COUNTY FAIR HOUSING POSTER CONTEST – AWARDS (COMMITTEEWOMAN BURRY) Committeewoman Burry explained that every year the Board of Chosen Freeholders holds a Fair Housing poster contest for all sixth graders in the county. This year out of 323 entries three winners were from Cedar Drive School. The grand prize winner Antonio Acuno-Gillard's picture will be on the cover of the 2007 calendar, first prize winner (1 of 12) Marisa Patti's picture will be featured as one of the months for 2007 and Brianna Hourigan will be January 2008. The first place winner received a \$500.00 bond. Committeewoman Burry had each of the children explain their poster and commented how creative and thoughtful they all were. Virginia Edwards, Director of Community Development, who ran the contest was also in attendance. Thanks were also given to Ms. Edwards for running the program and helping to raise awareness. Everyone extended a round of applause and photographs were taken.

3. **STUDENT GOVERNMENT DAY:** MAYOR FLOREK; MR. FORESTER, LIAISON; MS. ELIZABETH DuBOIS, STUDENT FACULTY ADVISOR. Mr. Forester introduced Faculty Advisor of the Colts Neck High School, Ms. Elizabeth DuBois. Mr. Forester then turned the floor over to the acting student government:
 - Zach Grassi Mayor
 - Nicholas Tetro Deputy Mayor
 - Alyssa Hennigan Township Committeewoman
 - Rocky Kasler Township Committeeman
 - Jack Thompson Township Committeeman
 - Michelle Crane Township Administrator
 - Darren Barnett Director of Public Works
 - Connor Fitzgerald Chief of Police

- Mark Lopes Director of Recreation
- Layne Kaminsky Health Officer
- Alyssa Batlas Township Planner
- Chris Panek Finance Officer

Mayor Grassi called the meeting to order. Ms. Crane read the roll call. All were present.

The Student Government followed their special agenda (attached) discussing four different topics of interest. Mayor Grassi lead each discussion, while Township Administrator Michelle Crane performed the roll call. Votes were cast by a hand vote and a verbal all in favor.

Mr. Forester presented each student with a participation certificate. Everyone extended a round of applause and photographs were taken.

Deputy Mayor Stuart called for a brief recess at 8:05 p.m. to allow the Student Governing Body and the Official Governing Body to switch places to proceed with the official agenda for May 10, 2006.

Deputy Mayor called the meeting back to order at 8:10 p.m.

4. **APPROVAL OF MINUTES OF APRIL 12, 2006 AND APRIL 26, 2006.**
 Mr. Forester made a motion to approve, as amended, the minutes of April 12, 2006, seconded by Ms. Burry and unanimously carried.

COLTS NECK TOWNSHIP COMMITTEE					
RECORD OF VOTE	MAYOR FLOREK	DEPUTY MAYOR STUART	BURRY	HENNESSY	FORESTER
<i>Motion To Approve</i>					X
<i>Motion Seconded</i>			X		
<i>Approve</i>		X	X		X
<i>Opposed</i>					
<i>Not Voting/Recuse</i>					
<i>Absent/Excused</i>	X			X	

Mr. Forester made a motion to approve the minutes of April 26, 2006, seconded by Ms. Burry and unanimously carried.

COLTS NECK TOWNSHIP COMMITTEE					
RECORD OF VOTE	MAYOR FLOREK	DEPUTY MAYOR STUART	BURRY	HENNESSY	FORESTER
<i>Motion To Approve</i>					X
<i>Motion Seconded</i>			X		
<i>Approve</i>		X	X		X
<i>Opposed</i>					
<i>Not Voting/Recuse</i>					
<i>Absent/Excused</i>	X			X	

5. **ORDINANCE 2006-10:** AN ORDINANCE AMENDING CHAPTER 79, ENTITLED "ANIMALS", OF THE TOWNSHIP CODE OF THE TOWNSHIP OF COLTS NECK, CONCERNING THE REGULATION OF DOGS
 was read by title on second reading by Deputy Mayor Stuart. Deputy Mayor Stuart explained this would bring our existing Code into alignment with State regulations. Mr. Cammarata asked for clarification. Mr. Bennett, Esq. explained that the State supersedes local ordinance, however this ordinance brings Township Code into compliance with State Code. With no further comments, Deputy Mayor Stuart called for a motion. Mr. Forester made a motion to approve, seconded by Mrs. Burry and unanimously carried.

COLTS NECK TOWNSHIP COMMITTEE					
RECORD OF VOTE	MAYOR FLOREK	DEPUTY MAYOR STUART	BURRY	HENNESSY	FORESTER
<i>Motion To Approve</i>					X
<i>Motion Seconded</i>			X		
<i>Approve</i>		X	X		X
<i>Opposed</i>					
<i>Not Voting/Recuse</i>					
<i>Absent/Excused</i>	X			X	

6. **RESOLUTION 2006-77:** RESOLUTION SUPPORTING SPECIAL STATE LEGISLATIVE SESSION FOR PROPERTY TAX REFORM AND SUPPORTING S-756 AND SCR-68 was read by title by Deputy Mayor Stuart. Mrs. Burry felt that any discussion regarding both spending and revenue would should be encouraged. Virginia Amend, a resident, felt this is a waste of taxpayers money. The real issue is to cut spending at a local level for employees. Mr. Forester stated this would be very difficult to do with current employees; it would only be feasible with new hires. With no further comments, Deputy Mayor Stuart called for a motion. Mrs. Burry made a motion to approve, seconded by Mr. Forester and unanimously carried.

COLTS NECK TOWNSHIP COMMITTEE					
RECORD OF VOTE	MAYOR FLOREK	DEPUTY MAYOR STUART	HENNESSY	BURRY	FORESTER
<i>Motion To Approve</i>				X	
<i>Motion Seconded</i>					X
<i>Approve</i>		X		X	X
<i>Opposed</i>					
<i>Not Voting/Recuse</i>					
<i>Absent/Excused</i>	X		X		

7. **RESOLUTION 2006-78:** RESOLUTION OPPOSING STATE TRANSFER OF DEER COLLECTION SERVICES TO LOCAL GOVERNMENTS was read by title by Deputy Mayor Stuart. It was stated that it is very costly to dispose of the deer and it would be more cost effective for the Township if disposal was left to the State. It was thought that there were approximately 250 deer killed on Colts Neck streets last year making this a very costly proposition. With no further comments, Deputy Mayor Stuart called for a motion. Mrs. Burry made a motion to approve, seconded by Mr. Forester and unanimously carried.

COLTS NECK TOWNSHIP COMMITTEE					
RECORD OF VOTE	MAYOR FLOREK	DEPUTY MAYOR STUART	HENNESSY	BURRY	FORESTER
<i>Motion To Approve</i>				X	
<i>Motion Seconded</i>					X
<i>Approve</i>		X		X	X
<i>Opposed</i>					
<i>Not Voting/Recuse</i>					
<i>Absent/Excused</i>	X		X		

8. **RESOLUTION 2006-79:** RESOLUTION SUPPORTING AMENDMENT TO BINDING ARBITRATION STATUTE was read by title by Deputy Mayor Stuart. This is a recommendation from the League of Municipalities to cap the amount that an arbitrator can award. Binding arbitration can only be used by Police and Fire departments, and this Resolution requests a change in State law, whereby arbitrators can not exceed the budget cap (usually about 2.5%) in their salary awards. With no comments, Deputy Mayor Stuart called for a motion. Mr. Forester made a motion to approve, seconded by Mrs. Burry and unanimously carried.

COLTS NECK TOWNSHIP COMMITTEE					
RECORD OF VOTE	MAYOR FLOREK	DEPUTY MAYOR STUART	HENNESSY	BURRY	FORESTER
<i>Motion To Approve</i>					X
<i>Motion Seconded</i>				X	
<i>Approve</i>		X		X	X
<i>Opposed</i>					
<i>Not Voting/Recuse</i>					
<i>Absent/Excused</i>	X		X		

9. **RESOLUTION 2006-80:** RESOLUTION AUTHORIZING AND INCREASING BID THRESHOLD TO \$29,000.00 was read by title by Deputy Mayor Stuart. It was noted that since Colts Neck now has a Qualified Purchasing Agent we are permitted to increase our bid threshold to \$29,000.00. This should save the Township money by allowing more bids to be handled internally. With no comments, Deputy Mayor Stuart called for a motion. Mr. Forester made a motion to approve, seconded by Mrs. Burry and unanimously carried.

COLTS NECK TOWNSHIP COMMITTEE					
RECORD OF VOTE	MAYOR FLOREK	DEPUTY MAYOR STUART	HENNESSY	BURRY	FORESTER
<i>Motion To Approve</i>					X
<i>Motion Seconded</i>				X	
<i>Approve</i>		X		X	X
<i>Opposed</i>					
<i>Not Voting/Recuse</i>					
<i>Absent/Excused</i>	X		X		

10. **RESOLUTION 2006-81:** RESOLUTION APPROVING INSERTION OF SPECIAL ITEM OF REVENUE IN 2006 MUNICIPAL BUDGET (CLEAN COMMUNITIES - \$16,396.58) was read by title by Deputy Mayor Stuart. This permits the grant money that was received to be added to our budget so it can be spent. With no comments, Deputy Mayor Stuart called for a motion. Mrs. Burry made a motion to approve, seconded by Mr. Forester and unanimously carried.

COLTS NECK TOWNSHIP COMMITTEE					
RECORD OF VOTE	MAYOR FLOREK	DEPUTY MAYOR STUART	HENNESSY	BURRY	FORESTER
<i>Motion To Approve</i>				X	
<i>Motion Seconded</i>					X
<i>Approve</i>		X		X	X
<i>Opposed</i>					
<i>Not Voting/Recuse</i>					
<i>Absent/Excused</i>	X		X		

11. **RESOLUTION 2006-82:** RESOLUTION AUTHORIZING AWARD OF BID – 30 YARD ROLL OFF CONTAINERS FOR CLEAN-UP DAYS was read by title by Deputy Mayor Stuart. Mr. Bowden explained that four bids were received and it was a very competitive bid process. The low bidder was Sakoutis Brothers Disposal with a total bid of \$29,450.00. Mrs. Burry stated she knows that the residents really appreciate having Clean Up Day. With no comments, Deputy Mayor Stuart called for a motion. Mrs. Burry made a motion to approve, seconded by Mr. Forester and unanimously carried.

COLTS NECK TOWNSHIP COMMITTEE					
RECORD OF VOTE	MAYOR FLOREK	DEPUTY MAYOR STUART	HENNESSY	BURRY	FORESTER
<i>Motion To Approve</i>				X	
<i>Motion Seconded</i>					X
<i>Approve</i>		X		X	X
<i>Opposed</i>					
<i>Not Voting/Recuse</i>					
<i>Absent/Excused</i>	X		X		

12. **MOTION TO ADOPT A CONSENT AGENDA:** Deputy Mayor Stuart read the following consent agenda resolutions by title:

***RESOLUTION 2006-83:** RESOLUTION AUTHORIZING RECREATION PROGRAM REFUNDS.

***RESOLUTION 2006-84:** RESOLUTION APPROVING RAFFLE APPLICATION NO. RA 06-9, 50/50 ON-PREMISES RAFFLE, SPECIAL PEOPLE UNITED TO RIDE (SPUR) INC.

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

COLTS NECK TOWNSHIP COMMITTEE					
RECORD OF VOTE	MAYOR FLOREK	DEPUTY MAYOR STUART	HENNESSY	BURY	FORESTER
<i>Motion To Approve</i>					X
<i>Motion Seconded</i>				X	
<i>Approve</i>		X		X	X
<i>Opposed</i>					
<i>Not Voting/Recuse</i>					
<i>Absent/Excused</i>	X		X		

13. **ADMINISTRATIVE REPORT:** Mr. Bowden had no additional comments to his report, and discussed the following:

Correspondence was finally received back from the State clarifying that a horse is considered a pet. This was brought up when the Pet Waste ordinance was passed. The ordinance was passed including horses as pets, thus all horse riders must abide by the ordinance.

14. **MOTION TO APPROVE VOUCHERS.** Mr. Forester reviewed and signed the vouchers and commented all were in order. Mr. Forester made a motion to approve all vouchers totaling \$4,383,051.97, seconded by Mrs. Burry and unanimously carried.

COLTS NECK TOWNSHIP COMMITTEE					
RECORD OF VOTE	MAYOR FLOREK	DEPUTY MAYOR STUART	HENNESSY	BURRY	FORESTER
<i>Motion To Approve</i>					X
<i>Motion Seconded</i>				X	
<i>Approve</i>		X		X	X
<i>Opposed</i>					
<i>Not Voting/Recuse</i>					
<i>Absent/Excused</i>	X		X		

15. **TOWNSHIP COMMITTEE REPORTS**

Mrs. Burry advised the committee that she was honored by the local School Board for her work on their behalf.

Mrs. Burry announced that opening day for Polo is May 21 at 3:00 p.m. This is always an enjoyable event.

Mrs. Burry stated that she had spent most of the day at Fort Monmouth with several other County Planning Board members. She was amazed at the state of the art facilities and felt they are squandering tax money by moving the site to Maryland. The County is hoping to be able and save some of the facilities and are keeping an eye on how the process is progressing.

Mr. Forester had nothing to report this evening.

Mr. Stuart reported that the Shade Tree Commission is formulating a plan for replacing the shrubbery and foundation plantings in front of Town Hall. They should have a plan to present at the next meeting.

Mayor Florek arrived.

16. **COMMENTS FROM THE PUBLIC**

Chuck Cammarata, Heyers Mill Road questioned the situation at the Colts Neck Inn. Mr. Bennett, Esq. explained that the Judge decided that they owe the sales tax. No further extensions can be granted so the ball is in their court.

Virginia Amend, Heyers Mill Road stated that she has lived long enough to know that there is no such thing as property tax relief.

Chuck Cammarata, Heyers Mill Road asked how Clean Communities determines where to send a group to clean. Mr. Bowden thought they had a list of areas that needed cleaning but he was not sure. This is coordinated by Elaine Mann.

Lou Canizaro, 20 Twin Pond Trail asked if there is a property maintenance ordinance? Yes there is and that is something the Code Enforcement Officer would enforce.

Laura Sheehy, Conover Road questioned an advertisement that the Township Committee was endorsing Jim Schatzle for Township Committee. She stated that she read the recent minutes and did not see it mentioned. Mayor Florek said he spoke with Mr. Schatzle, the ad was not worded correctly. It should have said “members of” the committee, not the Township Committee.

17. **RESOLUTION 2006-85:** EXECUTIVE SESSION was read by title by Deputy Mayor Stuart. Mrs. Burry made a motion to approve, seconded by Mr. Forester and unanimously carried by voice vote by all at 8:50 p.m.

COLTS NECK TOWNSHIP COMMITTEE					
RECORD OF VOTE	MAYOR FLOREK	DEPUTY MAYOR STUART	HENNESSY	BURRY	FORESTER
<i>Motion To Approve</i>				X	
<i>Motion Seconded</i>					X
<i>Approve</i>	X	X		X	X
<i>Opposed</i>					
<i>Not Voting/Recuse</i>					
<i>Absent/Excused</i>			X		

Motion to adjourn Closed Session and reconvene in public session was made by Mr. Stuart, seconded by Mr. Forester and unanimously carried by voice vote.

COLTS NECK TOWNSHIP COMMITTEE					
RECORD OF VOTE	MAYOR FLOREK	DEPUTY MAYOR STUART	HENNESSY	BURRY	FORESTER
<i>Motion To Approve</i>		X			
<i>Motion Seconded</i>					X
<i>Approve</i>	X	X		X	X
<i>Opposed</i>					
<i>Not Voting/Recuse</i>					
<i>Absent/Excused</i>			X		

Motion by Mr. Stuart, seconded by Mrs. Burry and unanimously carried to adjourn public meeting at 9:30 p.m..

COLTS NECK TOWNSHIP COMMITTEE					
RECORD OF VOTE	MAYOR FLOREK	DEPUTY MAYOR STUART	HENNESSY	BURRY	FORESTER
<i>Motion To Approve</i>		X			
<i>Motion Seconded</i>				X	
<i>Approve</i>	X	X		X	X
<i>Opposed</i>					
<i>Not Voting/Recuse</i>					
<i>Absent/Excused</i>			X		

Robert Bowden, Township Administrator
RB/rl