

TOWNSHIP OF COLTS NECK
TOWNSHIP COMMITTEE MEETING
TOWN HALL
MAY 11, 2005

The meeting of the Colts Neck Township Committee was called to order at 7:30 p.m. by Mayor Forester followed by a salute to the flag. The following statement was read by Township Clerk Bowden. "The notice of the requirements of the New Jersey Public Meetings Law have been satisfied by forwarding a "News Release" to the Asbury Park Press on December 17, 2004 stating that a meeting of the Colts Neck Township Committee would be held on May 11, 2005 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 Florek, Committeemembers Burry, Hennessy, Stuart , and Mayor Forester

Also Present: Thomas Bace, Esq., Administrator/Clerk Robert Bowden, and Deputy Clerk Aime Sweeney

Absent: None

1. **STUDENT GOVERNMENT DAY**: Mayor Forester introduced Faculty Advisor of Colts Neck High School, Ms. Elizabeth DuBois. Mayor Forester turned the floor over to the acting student government:

- | | |
|--------------------|--------------------------|
| • Jared Placitella | Mayor |
| • Dave Murphy | Deputy Mayor |
| • Joe Tranchina | Township Administrator |
| • Erik Doughty | Township Committeeman |
| • Bryce Walsh | Township Committeeman |
| • Melissa D'Agnese | Township Committeewoman |
| • Krissy Mikulka | Director of Public Works |
| • Alex Martin | Chief of Police |
| • Mike Moore | Director of Parks |
| • Sanjay Murti | Finance Officer |
| • Melinda Katz | Health Officer |
| • Joe Sanceverino | Township Planner |

Mayor Placitella called the meeting to order. Mr. Tranchina read the roll call. All were present.

The Student Government followed their special agenda¹ discussing four different topics of interest. Mayor Placitella lead each discussion, while Township Administrator, Joe Tranchina performed the roll call. Votes were cast by a hand vote and a verbal all in favor.

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

Mayor Forester called for a brief recess at 8:10 p.m. to allow the Student Governing Body and the Official Governing Body to switch places to proceed with the official agenda for May 12, 2004.

Mayor Forester called the meeting back to order at 8:15 p.m.

¹ See attached Student Government Day Agenda.

2. **PRESENTATION**: HISTORIC PRESERVATION COMMITTEE- Mayor Forester turned the floor over to Committeewoman Burry. Mrs. Burry said this is indeed an honor as yesterday marked the Historic Preservation Committee's fifth year anniversary. Mrs. Burry read a prepared speech which she read at last evening's Historic Preservation meeting; highlighting that the people in town really do have an appreciation for the history we have in Colts Neck. Mrs. Burry proudly stated that the Historic Preservation's own Meredith Janssen, did the artist sketches of the four homes that are being acknowledged and presented this evening. The four homes presented this evening are:

- The Axelrod Home, Cedar Drive
- The DiAntonio Home, Route 537
- The Dickinson Home, Route 537
- The Sheehy Home, Conover Road

Everyone extended a round of applause and photographs were taken.

Mrs. Burry advised the Historic Preservation Committee is now preparing for their 6th Annual House Tour to be held on October 1, 2005. More homes are needed.

3. **PRESENTATION**: BUSINESS ADVISORY COMMITTEE – Mayor Forester tabled this presentation until the next Township Committee meeting.
4. **APPROVAL OF MINUTES FOR APRIL 13, 2005 AND APRIL 27, 2005** was read by Mayor Forester. Mr. Hennessy made a motion to approve the minutes of April 13, 2005, seconded by Mrs. Burry and unanimously carried.

The minutes of April 27, 2005 were tabled until the next Township Committee meeting.

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

5. **ORDINANCE 2005-12**: BOND ORDINANCE APPROPRIATING \$185,000.00 FOR IMPROVEMENTS TO PROTHERO ROAD was read by Mayor Forester by title on first reading. Mayor Forester explained that this Ordinance appropriates \$185,000.00 for improvements to Prothero Road with \$140,000.00 grant funds expected to be received from the New Jersey Department of Transportation to off-set the bond. With no further comments, Mrs. Burry made a motion to introduce this Ordinance, seconded by Mr. Florek and unanimously carried. Mayor Forester set the public hearing for June 8, 2005.

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

6. **ORDINANCE 2005-13:** AMENDING CHAPTER 198 OF THE CODE OF THE TOWNSHIP OF COLTS NECK ENTITLED “STREETS AND SIDEWALKS” PERTAINING TO ROAD OPENING PERMIT FEES was read by Mayor Forester by title on first reading. Mayor Forester explained this Ordinance reflects a long time in coming amendment for road opening permit fees from \$5.00 to \$50.00. Mrs. Burry said she feels the \$50.00 fee to be more appropriate. With no further comments, Mrs. Burry made a motion to introduce this Ordinance, seconded by Mr. Hennessy and unanimously carried. Mayor Forester set the public hearing for May 25, 2005.

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

7. **RESOLUTION 2005-82:** AUTHORIZING PROFESSIONAL APPRAISAL SERVICES OF BLOCK 9, LOT 7 (SMITH, 12.3 ACRES) was read by Mayor Forester. Mayor Forester explained this Resolution retains the services of a professional appraiser, Johnson Realty Services, in order to provide valuation and consulting services relating to the acquisition of Lot 7, Block 9 in which said cost shall not exceed \$2,250.00. Mrs. Burry advised this parcel’s application is approved by the Farmland Preservation Program. With no further comments, Mrs. Burry made a motion to approve this Resolution, seconded by Mr. Florek and unanimously carried.

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

8. **RESOLUTION 2005-83:** AUTHORIZING PROFESSIONAL APPRAISAL SERVICES OF BLOCK 9, LOT 7 (SMITH, 12.3 ACRES) was read by Mayor Forester. Mayor Forester explained this Resolution retains the services of a professional appraiser, Bettina D. Sholk Real Estate Appraisal, in order to provide valuation and consulting services relating to the acquisition of Lot 7, Block 9 in which said cost shall not exceed \$2,280.00. Mayor Forester stated that this is for the same property as that in Resolution 2005-82. The Town is required to obtain two independent appraisals. With no further comments, Mrs. Burry made a motion to approve this Resolution, seconded by Mr. Florek and unanimously carried.

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

9. **MOTION TO ADOPT A CONSENT AGENDA** was read by Mayor Forester for the following Resolutions:

Resolution 2005-84: Approving Acceptance of Special Performance Guarantee – Block 16, Lot 35.01

With no comments made, Mr. Hennessy made a motion to approve the aforementioned consent Resolution, seconded by Mr. Florek and unanimously carried.

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

10. **ADMINISTRATIVE REPORT**: Mr. Bowden advised Mr. Gary Tsaris, 9 Old Stable Way, has submitted a request for his variance for a Sports Court be waived. Mr. Bowden recommended as this Sport Court was built in totally the wrong place, that said fees not be waived. After brief discussion with various concerns, the Township Committed unanimously decided to not waive these fees.

Mr. Bowden reported that he is in receipt of a request that the Township consider changing the zoning of the estate of Joseph Martin (96 Route 34 South) from residential to commercial. The premises was originally zoned commercial and changed at some point thereafter to residential. Due to the location which fronts Route 34 and ends on Route 18 the applicant feels the parcel better suited as commercial. Mr. Hennessy stated that rezoning could impact the three existing homes and the new six homes recently approved. After brief discussion, the Township Committee said they would like to hear from the residents involved. Both Mr. Hennessy and Mr. Florek said they would also like to hear what the Planning Board has to say about this. Mayor Forester tabled this discussion until the June 8th Township Committee meeting.

11. **MOTION TO APPROVE VOUCHERS**: was made by Mr. Stuart for all vouchers totaling \$451,068.94, seconded by Mr. Florek and unanimously carried.

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

12. **TOWNSHIP COMMITTEE REPORTS**:

Mr. Hennessy reported that the Memorial Day Parade plans are now complete. Mr. Hennessy advised that the Junior Olympics was postponed until Saturday, June 4, 2005 due to inclement weather conditions. It was discussed that the

Junior Olympics permanently be held in June from now on, in hopes of better weather conditions.

Mr. Hennessy reported that the Fair Committee is very focused on bands for the upcoming Fair.

Mr. Hennessy further reported that the Friends of the Library conducted a very successful Children’s Book Sale. Mr. Hennessey said on a side note, he would like to encourage the use of the wide screen TV for the organizations that use the meeting rooms of the Library.

Mr. Florek reported that the Sports Foundation has expressed concerns with excessive speed of drivers on the access road into Laird Road Park. They have requested signage be posted. Mr. Bowden advised that he will take care of this. The Sports Foundation has also requested that clay be placed behind the infields of Laird Road Park.

Mr. Florek further reported that the Sports Foundation questioned if the Board of Education owes us some tennis courts as they are considering their options.

Mr. Florek continued to report that the Planning Board has some other minor changes to the Master Plan amendment Ordinance.

Mr. Florek announced that Mayor Forester will be recognized by the local Board of Education at a dinner on May 25th.

Mrs. Burry reported that the Dickinson Home, acknowledged earlier this evening, will be receiving an award by the Monmouth County Historic Commission on June 6th. This award is not given out too frequently.

Mrs. Burry announced that this Friday, the Pentagon should be releasing their BRAC report. The focus is all on Fort Monmouth.

Mrs. Burry reported that the Cohen Farm has been granted its final approval by SADC.

Mrs. Burry further reported that this past week the Farmland and Open Space Committee held a dinner at the Colts Neck Inn to encourage more participants into the Farmland Preservation Program. Everyone left on a positive note of interest in the program.

Mrs. Burry concluded by reading the following Resolution in full:

RESOLUTION 2005-86: SUPPORTING MONMOUTH COUNTY’S OPEN SPACE PRESERVATION ACQUISITIONS. With no comments made, Mrs. Burry made a motion to approve this Resolution, seconded by Mr. Florek and unanimously carried.

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

Mr. Stuart reported that two ceremonies were held for Arbor Day. One at the Cedar Drive School and one at Veteran's Park. The Shade Tree Commission's Memorial Tree Program has begun. It was a very touching ceremony.

Mr. Stuart also reported that the Shade Tree Commission is working on a draft tree cutting ordinance.

Mr. Stuart further reported that there will be a Battle of Midway Remembrance Ceremony on June 3rd at Earle Naval Weapons Station.

Mayor Forester reported that he, Mr. Bowden and Ms. Sweeney attended the annual Property Tax Summit at Lawrenceville. Mayor Forester advised the panel had no question that we are all desperate for property tax reform; however, the conclusion of the summit was a discouragement. It appears that a constitutional convention will not happen. Mayor Forester said that Mayor Marks was very aggressive on the panel and stated "that he favors a constitutional convention because he doubts there is any chance lawmakers will agree on a solution anytime soon, however, he is uncertain if we deserve it as the people in New Jersey keep sending the same do-nothing, self promoting cowards to Trenton year after year."

13. **COMMENTS FROM THE PUBLIC:**

Mrs. Virginia Amend asked what the status of the 12 housing units at Earle? Mrs. Burry corrected Mrs. Amend and said it is 40 units, and the Township Committee is not at all in support of this. As for the status, Earle has not formally advised us of the status yet and Mrs. Burry said she does not feel there has been a title change at this point.

Mrs. Amend asked if the Township Committee would like to comment on the corruption of Freeholder Larrison? Mayor Forester stated the "alleged" corruption, if true, is deplorable.

Mrs. Amend stated that she feels former Mayor, Gloria Pamm, is deserving of a plaque for her service. She originated Student Government Day.

Mr. Vince Domidion said that he is seeing an increase in the interest in commercial space in Town. Mr. Domidion said the Township Committee may begin to see a domino effect of requests to change parcels to commercial zoning.

Ms. Noreen Ridder asked where the demolition was for item number ten on this evening's agenda. Mr. Florek explained.

Mr. Chuck Camarotta asked what the restrictions are for the new proposed structure at Bucks Mill Park? Mr. Bowden explained that there are indeed some restrictions. The structure has to be used for recreational purposes. Mr. Bowden said we are aware and will work with Mr. Sal Barbagallo and Green Acres to make sure compliance is met.

14. **ADJOURNMENT**: With no further comments, Mr. Hennessy made a motion to adjourn at 9:20 p.m., seconded by Mr. Florek and unanimously carried.

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

Robert Bowden,
Township Administrator

RB/as