

**TOWNSHIP OF COLTS NECK
TOWNSHIP COMMITTEE MEETING
JUNE 13, 2007
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 Stuart 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, 2006 stating that the meeting of the Colts Neck Township Committee would be held on June 13, 2007 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 Stuart, Deputy Mayor Hennessy, Committeemembers Forester, Florek and Schatzle

Also Present: Robert Bowden; Thomas Bace, Esq., and Beth Kara

Absent: None

At the outset of the meeting, Mayor Stuart made a revision to the agenda and introduced the following resolution for adoption:

1. **RESOLUTION 2007-100**: OPPOSING ASSEMBLY BILL NO. 4272 was read in full by Mayor Stuart. Mayor Stuart stated if this legislation is passed, it will seriously and adversely affect Colts Neck and its residents. Mayor Stuart stated he, Senator Bennett and Mr. Bowden plan to attend the Education Committee hearing in Trenton tomorrow. Mayor Stuart plans to speak against its passage from both a security issue based on plans to open the housing to the general public in 2010, and an education issue based on a prior agreement with Tinton Falls for educating the children of Earle residents. Assemblyman Panter's sponsoring this legislation came with no warning. In fact, Mayor Stuart stated there was no warning this bill would be introduced during the meetings held with Assemblyman Panter, local legislators and Tinton Falls and Colts Neck representatives. With no comments from the Governing Body, and no comments from the public, Mr. Hennessy made a motion to approve, seconded by Mr. Florek and unanimously carried.

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

2. **PRESENTATION**: CLEAN COMMUNITIES AWARDS. Ms. Elaine Mann, Clean Communities Coordinator, was introduced and stated the Clean Communities program is a 17-year program within the Township that provides local organizations participating in clean-up projects with funds for their initiatives. This evening, Ms. Mann recognized the top three artists in each of the eight fourth grade classes participating in the annual poster contest, "Don't Trash Colts Neck, Treasure It." The following fourth grade students were recognized for their achievements:

1 st Place	2 nd Place	3 rd Place
Michael Sokoler	Briann Castro	Cara Bieber
Chole Hourigen	Nicco Vocaturo	Gabby Thomas
Michael Clemente	Meghan Royle	Alexandra Belfiore
Erika Keselman	Joe Belli	Daniel Callery
Maggie Powell	Andrew Schifano	Julia Cianci
Daniel Puma	James Sodano	Jennifer Cody
Carmelo Morabito	Noelle Frost	Bridget Corsi

Mr. Ryan Pugliesi, 2007 graduate of Colts Neck High School, competed against other graduating seniors and received the Program's first \$1,000 scholarship. Mr. Pugliesi has participated in clean-up activities the past four years, he was recommended by faculty for his achievement in environmental science, and he submitted the winning application. The students received a round of applause and photographs were taken.

3. **APPROVAL OF MINUTES OF MAY 30, 2007:** With no comments, Mr. Florek made a motion to approve, seconded by Mr. Forester and unanimously carried.

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

4. **ORDINANCE 2007-10:** AN ORDINANCE ENTITLED THE 2007 SALARY ORDINANCE FOR THE TOWNSHIP OF COLTS NECK was read by title at second reading by Mayor Stuart. With no comments from the Committee, Mayor Stuart opened the meeting to public comment. Hearing none, Mayor Stuart closed the meeting to public comment. Mr. Schatzle made a motion to approve, seconded by Mr. Florek and unanimously carried.

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

5. **RESOLUTION 2007-95:** RESOLUTION AUTHORIZING THE TOWNSHIP OF COLTS NECK TO EXECUTE AN AGREEMENT IN CONNECTION WITH THE ACQUISITION BY THE MONMOUTH COUNTY AGRICULTURE DEVELOPMENT BOARD OF THE DEVELOPMENT RIGHTS FOR CERTAIN REAL PROPERTY KNOWN AS THE "AMDUR FARM" (BLOCK 9, LOTS 11 AND 12) was read by title by Mayor Stuart. With no comment from the Committee, Mr. Florek made a motion to approve, seconded by Mr. Forester and unanimously carried.

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

6. **RESOLUTION 2007-96:** RESOLUTION AUTHORIZING THE TOWNSHIP OF COLTS NECK TO EXECUTE AN AGREEMENT IN CONNECTION WITH THE ACQUISITION BY THE MONMOUTH COUNTY AGRICULTURE DEVELOPMENT BOARD OF THE DEVELOPMENT RIGHTS FOR CERTAIN REAL PROPERTY KNOWN AS THE “HAMMOND FARM” (BLOCK 17, LOTS 19 AND 20) was read by title by Mayor Stuart. With no comment from the Committee, Mr. Forester made a motion to approve, seconded by Mr. Hennessy and unanimously carried.

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

7. **RESOLUTION 2007-97:** SUPPORTING CATEGORY ONE DESIGNATIONS. was read in full by Mayor Stuart. Mayor Stuart thanked Mr. Vince Domidion for authoring this resolution. This resolution supports the proposed designation of the stream systems tributary to the Swimming River Reservoir as Category One waters in the Surface Water Quality Standards, and as such, extends the highest level of regulatory protection available to these waters. Mr. Florek made a motion to approve, seconded by Mr. Hennessy and unanimously carried.

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

8. **MOTION TO ADOPT A CONSENT AGENDA:**

9. ***RESOLUTION 2007-98:** AUTHORIZING RECREATION PROGRAM REFUND.

With no comment from the Committee, 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 Stuart		X			
Deputy Mayor Hennessy		X			
Forester	M	X			
Florek	S	X			
Schatzle		X			
X - indicates vote NV - Not Voting Ab – Absent M - Moved S - Seconded					

10. **DISCUSSION:** COLTS NECK COMMUNITY CENTER BUILDING. Mr. Hennessy reviewed the salient points of the memorandum from Dr. Nolan regarding the current use of the Community Center Building at Bucks Mill Park and the request for a policy decision by the Governing Body on the future use. Discussion ensued. All Township Committee members agreed the facility was

not built for use as a banquet hall, and it should be used by non-profit organizations located within the Township. Mr. Bowden will discuss this issue with the Township Attorney and Dr. Nolan, and prepare a resolution for the next meeting. Mayor Stuart then opened the meeting to the public asking for comments on this issue.

Ms. Diana Piotrowski, a resident, questioned whether holding the annual Craft Fair at Bucks Mill Park would be in conflict with this policy.

Mr. Chuck Cammarata, a resident, asked if Green Acres has any governing regulations. He was advised that no one can be banned from using Green Acres parks; however, the building can be restricted to local non-profit organizations.

Ms. Doris Resh, a resident, asked who owns the building. She was advised the Township owns it.

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

11. **ADMINISTRATIVE REPORT:** Mr. Bowden had nothing further to add to his report, and offered the following:

Mr. Bowden stated the Chief Financial Officer will be at the June 27th meeting to discuss the Audit Report and its findings. All members of the Governing Body must sign the affidavit attesting they have read, at a minimum, the audit findings.

Mr. Bowden stated this year's budget approved the purchase of a large DPW truck. Mr. Antonides is working on the funding for this vehicle. The first payment of \$70,000 has been set aside, and the remainder will be part of a funding ordinance that will be introduced at the next meeting.

Mr. Bowden reported the State is now accepting NJDOT FY 2008 Municipal Aid Program applications. Mr. Bowden stated the Governing Body should select one road to be paved under this program. Discussion ensued about the feasibility of submitting an application for Heyers Mill Road between Route 537 and Flock Road, Laird Road, Muhlenbrink Road between Phalanx Road and Route 537, and Five Point Road to Stone Hill Road. Mr. Florek suggested costing out the Heyers Mill Road and Five Point Road projects and selecting the more costly job for the Aid funding application. Mr. Bowden stated he will prepare the resolution for the August meeting and will have the application prepared and submitted prior to the August 24th deadline.

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

Animal Control	\$26.40
Construction Trust	\$9,943.07
Current Fund	\$438,698.83
Grant Fund	\$2,800.00
Tax Collectors Trust	\$141,722.54
Trust Fund	<u>\$6,252.75</u>
TOTAL APPROVED:	\$599,443.59

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

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

13. TOWNSHIP COMMITTEE REPORTS:

Mr. Forester reported he attended a luncheon of the Colts Neck Senior Citizens. Those present enjoyed the performance of the Russian entertainers. Senior monthly luncheons will resume in September.

Mr. Hennessy reported he attended two meetings of the Colts Neck Fair Committee. Arrangements for this year’s Fair, August 16-19, 2007, are being finalized.

Mr. Hennessy reported the Environmental Commission is working on an initiative to have every house reduce its carbon foot print.

Mr. Hennessy reported the Recreation Summer Day Camp registration is underway and the groups are filling.

Mr. Florek reported the period of repose for the COAH obligation was extended by the Court and will be in limbo until the Court makes a determination.

Mr. Florek reported the Sports Foundation wants the Board of Health approval for a snack shed at the Laird Road fields. They will need a well and septic system and together with equipment is estimated to cost \$8,000 to \$10,000. Mr. Florek is requesting Township support. Mr. Schatzle advised if the shed has a grill, it will need to have a fire suppression system.

Mr. Florek reported the soccer and baseball fields at Five Point Park are still in bad shape. Parents are complaining about the surface conditions, and fielding grounders has become difficult, at best. The fields should be over-seeded in the fall.

Mr. Schatzle reported he will be attending a meeting with the Drug and Alcohol Alliance to develop a strategy to prevent underage drinking within the Community. He will report on the developments at a future Township Committee meeting.

Mayor Stuart reported this Friday Assemblywoman Beck and Freeholder Burry will attend a meeting in Trenton with DOT officials to discuss the Routes 537 and 34 intersection. This meeting will be a recap of a meeting held in Colts Neck several weeks ago, which Assemblywoman Beck and Freeholder Burry were unable to attend. Representatives from Colts Neck will not attend this meeting since there is no further news on this issue.

Mayor Stuart reported tomorrow he and Messrs. Bowden and Anfuso will meet with SADC officials to discuss the Bacjar and Smith Farms for the Farmland Preservation Program.

Mayor Stuart reported he, Senator Bennett and Mr. Bowden will be attending the Education Committee’s hearing tomorrow regarding Assemblyman Panter’s Bill, as noted earlier in these minutes.

Mayor Stuart reported Monday the Farmland Preservation Committee hosted a Program dinner, which was sponsored by a third party, to discuss the benefits of the Farmland Preservation Program with approximately 15 eligible property

owners. Based on feedback received, the topics covered at this event were well received, and it looks promising for new applications.

14. COMMENTS FROM THE PUBLIC:

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

Ms. Diana Piotrowski, a resident, asked if the Sports Foundation considered going out for bid for a lunch truck to provide snacks at the ball games. Mr. Florek responded that the Sports Foundation was looking to have a permanent building on site, as they use the revenue for support of their programs within the community. Mr. Florek stated he will suggest the Sports Foundation do a cost benefit analysis on this issue.

Mr. Vince Domidion, a resident, stated an added advantage to the Sports Foundation having a mobile snack unit is it can be moved to various locations within the Township if it is authorized as a non-profit entity.

Mr. Chuck Cammarata, a resident, asked what is the issue with the Bacjar Farm? Mayor Stuart responded the appraisals were invalidated and the State won't fund it because they believe it has no development potential. The Township position is that it does have development potential, and Mayor Stuart plans to make a compelling presentation attempting to change the State's position.

Ms. Judith Kurtz, a resident, provided the Governing Body with a letter from Mr. Hugo Kurtz regarding his comments on the proposed Tree Preservation Ordinance. Ms. Kurtz advised Mr. Kurtz was unable to attend this evening's meeting, but plans to attend the August meeting to express his views in public forum.

Ms. Judy Laufer, a resident and President of the Colts Neck Senior Citizens, advised a reception will be held tomorrow at the Primary School for Dr. Fitzpatrick, who will be leaving his position as School Superintendent.

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

15. **RESOLUTION 2007-99:** EXECUTIVE SESSION was read by Mayor Stuart at 8:40 p.m. With no further comments, Mr. Forester made a motion to adjourn and go into Executive Session, seconded by Mr. Hennessy and unanimously carried.

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

Mr. Florek made a motion to adjourn Executive Session, seconded by Mr. Forester and unanimously carried.

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

Mr. Florek made a motion, seconded by Mr. Forester and unanimously carried to reconvene in public session and adjourn meeting..

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

Meeting adjourned at 9:10 p.m.

 Robert Bowden
 Township Administrator/Clerk

RB:bk