

**TOWNSHIP OF COLTS NECK
TOWNSHIP COMMITTEE MEETING
JUNE 25, 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 June 25, 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, Committeemember Schatzle

Also Present: Robert Bowden; Kerri Encarnation, Esq., (arriving late) and Beth Kara

Absent: Committeemembers Florek and Stuart

1. **ANNOUNCEMENT:** Mayor Hennessy announced the Township Committee would commence a once per month summer meeting schedule with meetings on July 9 and August 13, 2008 only. Mayor Hennessy stated the dress for summer meetings would be casual Hawaiian shirts.

Ms. Encarnation arrived at 7:32 p.m.

2. **PUBLIC AWARDS:** Mayor Hennessy stated he is the liaison with the Colts Neck Fair, which is an annual event attracting 15,000 people and orchestrated by 20 volunteers. Mayor Hennessy turned the meeting over to Ms. Candice Burke, who then presented award checks to the following groups: Fire Cos. 1 and 2 the Ladies Auxiliary, First Aid Squad, Lions Club, Sports Foundation, Boy Scouts, Girl Scouts, Alliance for Drug and Alcohol Prevention, 180 Turning Lives Around, Farmland and Open Space Committee, Historical Preservation Committee, Colts Neck Senior Citizens Club, Colts Neck Reformed Church, St. Mary’s Men’s Club, PTO, and the PBA. Photographs were taken and all were given a round of applause.
3. **APPROVAL OF MINUTES OF JUNE 11, 2008:** Mr. Forester made a motion to approve, seconded by Mr. Schatzle and unanimously carried.

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

4. **ORDINANCE 2008-10:** AN ORDINANCE TO AMEND AN ORDINANCE ENTITLED THE SALARY ORDINANCE OF THE TOWNSHIP OF COLTS NECK FOR 2007 AND 2008 was read by title at second reading by Mayor Hennessy. With no comments from the Governing Body, Mayor Hennessy opened the meeting to public comment. Hearing none, Mayor Hennessy closed the meeting. Mr. Schatzle made a motion to approve, seconded by Mr. Forester, approved by Messrs. Hennessy and Schatzle and opposed by Mr. Forester.

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					

5. **RESOLUTION 2008-88:** RESOLUTION AUTHORIZING RENEWAL OF 2008/2009 LIQUOR LICENSES was read by title by Mayor Hennessy. Mayor Hennessy read the names the applicants, which are as follows: 3440 Windcrest Inc., d/b/a Buy Rite Liquors; E&F Szalankiewicz, d/b/a Green Meadows; Widger Josephine Acerra, d/b/a Mary Ann's; and Due Process Golf Association. The licenses cover the period July 1, 2008 through June 30, 2009. Mr. Forester made a motion to approve, seconded by Mr. Schatzle and unanimously carried.

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

6. **RESOLUTION 2008-76:** RESOLUTION DECLARING DEFAULT OF PLANNING BOARD APPLICATION NO. 371C, HEYERS MILL ESTATES was read by title by Mayor Hennessy. Mr. Bowden stated this resolution pertains to a subdivision of five homes off Heyers Mill Road that was not completed by the developer. The Township Engineer has prepared a punch list consisting of improvements never completed and improvements completed that have deteriorated to the point of needing replacement or repair, the cost of which is estimated at \$183,358.40. This resolution declares the Monmouth Design Group, a.k.a. Middlesex Development Group in default. In addition, it authorizes the notification and call for the funds held in Letter of Credit and the Cash Performance Guarantee monies to be used to complete the sub-division. Mr. Forester made a motion to approve, seconded by Mr. Schatzle and unanimously carried.

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

7. **RESOLUTION 2008-89:** RESOLUTION INCREASING MAXIMUM FUNDING FOR PROFESSIONAL APPRAISAL SERVICES BY GAGLIANO APPRAISAL, LLC, was read by title by Mayor Hennessy. Mr. Bowden stated this resolution relates to a State-wide tax appeal filed by PNC Bank, which is still active. Until this is settled, the Township must update the appraisal each year. Originally, funding was established at \$4,000; this resolution raises the funding level to \$9,000 for services rendered by Gagliano Appraisal, LLC. 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					

8. **ADMINISTRATIVE REPORT.** Mr. Bowden had nothing further to add to his report. Mr. Bowden stated with Fire Company No. 2 expanding their building, the plans of which were approved by the Township's Planning Board, JCP&L is proposing to replace a junction pole on Conover Road and to relocate another pole approximately four to six feet to accommodate the building expansion. Mr. Bowden is requesting Governing Body approval to proceed. 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					

Mr. Bowden advised the Recreation and Parks Director has proposed three options for consideration in submitting the 2008-2009 Monmouth County Open Space Grant application, which are as follows: 1. Acquisition of the property adjoining Five Point Park, 2. Installation of irrigation systems at Five Point Park, and 3. Funding for engineering and development to match currently held escrow funds to construct two tennis courts at Conover Road School park. Brief discussion ensued and consensus was to wait for the next meeting of the Governing Body so that all members may participate in the application decision. Mayor Hennessy would like to proceed with option 1, and have a fall back option ready in the event timing is not in sync with the application deadline of September 17, 2008.

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

Animal Control	\$134.98
Capital Fund	\$32,214.80
COAH	\$514.83
Construction Trust	\$11,770.06
Current Fund	\$2,599,323.96
Escrow	\$68,187.10
Farmland Preservation Trust	\$198.00
Grant Fund	\$802.00
Trust Fund	<u>\$7,851.85</u>
TOTAL APPROVED:	\$2,720,997.58

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

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

10. TOWNSHIP COMMITTEE REPORTS:

Mr. Schatzle had no report this evening.

Mr. Forester had no report this evening.

Mayor Hennessy stated the July 4th fireworks celebration at Bucks Mill Park would include concerts by the Colts Neck Community Band and the Colts Neck Swing Band.

Mayor Hennessy stated the fishing derby would be scheduled for July 12th at Town Hall park pond. Mayor Hennessy stated this may be the last derby held before dredging commences, which ultimately will enable larger fish to live in the pond.

11. COMMENTS FROM THE PUBLIC:

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

Mr. Vince Domidion, a resident, stated the new waste water regulations will be adopted soon, which will formalize the need for regular pumping of septic systems. The County is currently negotiating with the DEP, and the County may be grandfathered in if the plan is approved, which would result in a six-year delay in compliance. Mr. Domidion stated both Mr. Frank and Mr. Anfuso have copies of the proposed regulations.

Mr. Chris Lupia, a resident, questioned the status of the tree ordinance. Mayor Hennessy stated the ordinance is in committee, but is expected to return to the Governing Body for review in August. Mr. Lupia questioned if trees on one's property can be removed without Township approval. Mayor Hennessy responded in the affirmative.

Ms. Judy Laufer, a resident and President of Colts Neck Senior Citizens, stated the Colts Neck Swing Band is having a concert outside Town Hall the evening of July 24th.

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

12. RESOLUTION 2008-90: EXECUTIVE SESSION was read by Mayor Hennessy at 7:58 p.m. Mr. Schatzle made a motion to adjourn and go into Executive Session, seconded by Mr. Forester and unanimously carried by all.

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						

Motion by Mr. Forester, seconded by Mr. Schatzle and unanimously carried to adjourn closed session.

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

Motion by Mr. Forester, seconded by Mr. Schatzle and unanimously carried to reconvene in public session and adjourn meeting.

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

Meeting adjourned at 8:50 p.m.

Robert Bowden
Township Administrator/Clerk