

**TOWNSHIP OF COLTS NECK
TOWNSHIP COMMITTEE MEETING
OCTOBER 11, 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 Mayor Florek 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 22, 2005 stating that the meeting of the Colts Neck Township Committee would be held on October 11, 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: Mayor Florek, Deputy Mayor Stuart, Committee Members Forester and Burry

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

Absent: Committee Member Hennessy

1. **APPROVAL OF MINUTES OF SEPTEMBER 27, 2006:** Mrs. Burry made a motion to approve, as amended, seconded by Mr. Stuart and carried by all present.

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		

2. **ORDINANCE 2006-20:** AN ORDINANCE VACATING CUL-DE-SAC LOCATED AT THE TERMINUS OF PADDOCK LANE IN THE TOWNSHIP OF COLTS NECK, COUNTY OF MONMOUTH, STATE OF NEW JERSEY was read by title by first reading by Mayor Florek. Mrs. Burry asked who takes ownership of the vacated cul-de-sac? Mr. Bace stated it would be the property owner. With no further comments, Mr. Stuart made a motion to approve, seconded by Mr. Forester and carried by all in attendance. Mayor Florek set the public hearing for October 25, 2006.

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		

3. **ORDINANCE 2006-21:** AN ORDINANCE AMENDING SECTION 177, ENTITLED, “RECREATION AREAS, PARKS AND NATURE PRESERVES”, OF THE TOWNSHIP CODE OF THE TOWNSHIP OF COLTS NECK, PARTICULARLY PROHIBITED ACTIONS ON SCHOOL GROUNDS was read by title by first reading by Mayor Florek. Mayor Florek stated this ordinance was recommended by the Police Chief and Judge Thompson, as it specifically includes the Freehold Regional Board of Education/Colts Neck High School. This will allow the Police Department to enforce Regional Board of Education rules, such as smoking, at Colts Neck High School. Mr. Forester made a motion to approve, seconded by Mrs. Burry and carried by all present. Mayor Florek set the public hearing for November 8, 2006.

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		

4. **ORDINANCE 2006-22:** AN ORDINANCE TO AMEND SECTION 102-92 OF THE DEVELOPMENT REGULATIONS OF THE TOWNSHIP OF COLTS NECK ENTITLED, “FARMSTANDS, TEMPORARY, SEASONAL”, was read by title at first reading by Mayor Florek. The revisions to this ordinance include the provision for charging a nominal fee for hay rides. Discussion ensued and the wording of the ordinance was revised to prohibit haunted and/or rides later than one-half hour after sundown. Mrs. Burry made a motion to approve, seconded by Mr. Forester and carried by all present. Mr. Bowden stated this amends a Zoning Ordinance and needs the review of the Planning Board prior to adoption. As the Planning Board meets November 14, Mayor Florek set the public hearing for November 29, 2006.

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		

5. **RESOLUTION 2006-141:** AUTHORIZING AWARD OF BID – PURCHASE OF DUMP TRUCK WITH PLOW AND SPREADER was read by title by Mayor Florek. Mayor Florek stated the two bids received were within \$300 of each other. The lower bidder did not meet the bid specifications. Hunter Jersey Peterbilt was the lowest responsive bidder. Mrs. Burry stated she reviewed Mr. Thompson’s memorandum on the bids submitted, and there were extensive reasons why the lower bidder did not qualify. Mr. Stuart made a motion to approve, seconded by Mr. Forester and carried by all present.

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		

6. **RESOLUTION 2006-142:** AUTHORIZING AWARD OF INFORMAL BID – LEAF DISPOSAL SERVICES – TWO YEAR AWARD FOR 2006 AND 2007 was read by title Mayor Florek. Mayor Florek stated this was a two-year award and two bids were received. The lower bidder, Juliano Farms, bid five cents above what was charged during the past two years. The bid by Juliano Farms was \$1.80 per cubic yard. Mr. Forester made a motion to approve, seconded by Mr. Stuart and carried by all present.

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>					

7. **RESOLUTION 2006-143:** AUTHORIZING AWARD OF BID – PRIVATE SNOW PLOWING SERVICES-THREE YEAR AWARD FOR 2006/07, 2007/08 AND 2008/09 was read by title Mayor Florek. Mr. Bowden stated two bids were received, and there was a wide difference between the two bids. The bid from Slope Brook Farm, the lower bidder, was accepted. Mr. Orgo has experience with Colts Neck roads and has done an excellent job in past years. Mr. Bowden compared Slope Brook Farm’s bid with the prior contract. Mrs. Burry made a motion to approve, seconded by Mr. Forester and carried by all present.

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		

8. **MOTION TO ADOPT A CONSENT AGENDA:** Mayor Florek read the following consent agenda resolutions, by title:

9. * **RESOLUTION 2006-144:** ESTABLISHING HALLOWEEN CURFEW HOURS.

***RESOLUTION 2006-145:** RESOLUTION AUTHORIZING RELEASE OF PERFORMANCE GUARANTEE AND ACCEPTANCE OF MAINTENANCE GUARANTEE, P.B. APPLICATION NO. 462, (STAVOLA – WINDING BROOK).

***RESOLUTION 2006-145A:** APPROVING RAFFLE APPLICATION NO. RA-06-33, 50/50 OFF PREMISES RAFFLE, COLTS NECK YOUTH FOOTBALL LEAGUE, INC.

Mayor Florek discussed the Halloween curfew for all residents and non-residents 17 years of age and under, which commences October 28, 2006 and ends November 1, 2006.

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

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		

10. **ADMINISTRATIVE REPORT**

Mr. Bowden had nothing further to add to the administrative report. Mr. Bowden stated he would be on vacation next week, and in his absence, Mr. McBride would be Acting Administrator.

11. **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 \$312,092.48, seconded by Mrs. Burry and carried by all present.

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		

12. **TOWNSHIP COMMITTEE REPORTS:**

Mrs. Burry reported the Historic Preservation's Annual House Tour was held October 7, 2006. This year's tour was very successful.

Mrs. Burry reported Saturday, October 14 is Archives Day. Monmouth County is celebrating this day at the Manalapan library with a very informative program.

Mrs. Burry reported she will be attending a COAH meeting during the week of October 2, 2006.

Mrs. Burry reported negotiations are underway with landowners interested in the Farmland Preservation Program. One of the Hammond farm appraisals had the exception calculated in the total acreage and needs to be adjusted to exclude this.

Mrs. Burry reported the State SADC funds are exhausted. Funds approved in 2007 will become available in 2008. Mrs. Burry stated the Township may have to look to other funding methods to try and meet their needs.

Mrs. Burry stated Earle Naval Base will have a change of command ceremony on October 26, 2006. She invited the Township Committee members to attend, and stated they should respond to Mr. Bowden if they plan to attend. Mr. Stuart indicated he plans to attend.

Mrs. Burry reported the annual County Planning Board dinner is scheduled for Wednesday, October 25, which conflicts with the next Township Committee Meeting. Worthwhile projects are acknowledged during the evening, and this is a worthwhile event she has not missed in many years.

Mrs. Burry stated it is important that Mr. Bowden send a notice to the Business Advisory Committee and the Planning Office about the Architectural Review Committee's review of signage applications within the Township.

Mrs. Burry spoke of the Kyrillos bill designed to save the State money through merger. Study groups would be formed to determine which towns should merge. Mrs. Burry feels the study results would be forced on the towns. Mrs. Burry wants to take a proactive stance and send a letter to Senator Kyrillos strongly opposing the expenditure of funds for this study as well as the premise of the study itself.

Mr. Forester stated the Colts Neck Senior Citizens club now has over 300 members. There were 138 members at the last meeting, and flu shots were administered. Mr. Forester stated flu shots would be administered for the Township on Tuesday, October 24, between 9:30 a.m. and 10:30 a.m. in the Court House. Anyone with a Medicare card can receive the shot at no charge; all others must pay \$10.

Mr. Stuart had no report this evening.

Mayor Florek reported with the recent school shootings reported by the media, officials from the Board of Education, Police and Homeland Security met and developed a position to address the Colts Neck student body.

Mayor Florek reported the playground site at the Conover Road school has been cleaned, and he has been advised that all hazardous materials are gone.

Mayor Florek reported the Colts Neck Sports Foundation held an election October 9, and three new directors were elected.

13. **COMMENTS FROM THE PUBLIC:**

Mayor Florek opened the meeting to public comment.

Ms. Patricia Nicolletti, a resident, spoke about the actions taken toward having a skateboard park within the Township. They have formed a group and now have non-profit status. A battle of the bands fund raiser is planned for Bucks Mill Park October 20th. Ms. Nicolletti provided the Township Committee with printed material and requested the support of the governing body in this effort. Mayor Florek stated he just read of a town in northern New Jersey with a skateboard park that is grappling with the high cost of liability insurance and he questions the ability of Colts Neck to absorb these costs. Mrs. Burry commended the fundraising efforts of the children. Ms. Nicolletti stated the teens don't have anywhere to go.

Ms. Charlotte Sterner, a resident, stated she read where Mr. Hennessy stated there were no traffic problems during the Colts Neck Craft Fair at Bucks Mill Park. Ms. Sterner stated the traffic problems were not solved; traffic was backed up on Rte 537 and Manor Road was blocked. Ms. Sterner stated the Saturday afternoon and Sunday rains kept shoppers away, thereby alleviating the traffic issue. Ms. Sterner stated the Township should not be renting out parks. The parks are green acres. Ms. Sterner asked for a profit and loss statement, since many hours were expended by Township employees versus the

\$10,000 in awards the Fair Committee makes to local organizations. Mayor Florek stated the police were rented by the Fair Committee for this event.

Ms. Toni Morello, a resident, stated she agrees with Mrs. Burry that the review of Township signage applications are within the purview of the Architectural Review Committee. Ms. Morello appreciated the assistance this Committee gave her when building the shopping center, and the size of the signs recommended were the right decision. She then questioned the size of the signs placed along the roadway within Colts Neck, and stated it would start to look like Route 9 if the trend continues.

Ms. Diana Piotrowski, a resident, stated she understands the high cost of insurance associated with a skateboard park. She asked who would be responsible for the maintenance of this park and was advised the Township would be.

Mr. Chuck Cammarata, a resident, asked who won the leaf disposal contract. Mayor Florek advised Juliano Farms was the winning bidder.

Ms. Elaine Mann, a resident, stated there was an event held at the Colts Neck Golf Course. She stated this facility has no certificate of occupancy as a banquet facility. Ms. Mann stated it is “despicable for Township Committee members to attend” this event. Mrs. Mann stated “you know who you are.” Mrs. Mann then stated “how can we trust you?”

With no further comments, Mayor Florek closed the public portion of the meeting.

16. **RESOLUTION 2006-146:** EXECUTIVE SESSION was read by title by Mayor Florek. Mrs. Burry made a motion to approve, seconded by Mr. Forester and unanimously carried by voice vote by all present at 8:17 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		

Mr. Hennessy and Mr. Bennett arrived. Motion to adjourn Closed Session and reconvene in public session was made by Mr. Hennessy, seconded by Mr. Stuart 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	X
<i>Opposed</i>					
<i>Not Voting/Recuse</i>					
<i>Absent/Excused</i>					

Motion by Mr. Hennessy, seconded by Mr. Forester and unanimously carried to adjourn public meeting at 9:10 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	X
<i>Opposed</i>					
<i>Not Voting/Recuse</i>					
<i>Absent/Excused</i>					

Robert Bowden, Township Administrator