

**TOWNSHIP OF COLTS NECK
TOWNSHIP COMMITTEE MEETING
DECEMBER 10, 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 Municipal Clerk 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 the meeting of the Colts Neck Township Committee would be held on December 10, 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, Committeemembers Florek, Stuart and Schatzle

Also Present: Administrator/Municipal Clerk, Robert Bowden; and Deputy Municipal Clerk, Beth Kara

Absent: None

1. **ANNOUNCEMENT:** Mayor Hennessy announced the December 30, 2008 Township Committee meeting is cancelled. Mayor Hennessy stated the Township Committee reorganization meeting will be held Sunday, January 4, 2009 at 4:00 p.m. in the Court House, and he urged all to attend.
2. **MAYOR'S YEAR END REMARKS:** Mayor Hennessy provided year-end comments on the accomplishments of the Township Committee during 2008, a copy of which is appended.
3. **APPROVAL OF MINUTES OF NOVEMBER 12, 2008:** Mr. Forester made a motion to approve, seconded by Mr. Stuart and carried by Messrs. Hennessy, Forester, Florek and Stuart, Mr. Schatzle abstained.

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

4. **ANNOUNCEMENT:** Mr. Stuart announced the Township Committee is expected to confirm the appointment of Mr. Thomas E. Hennessy, Jr. to the position of the Director of Recreation and Parks at the forthcoming reorganization meeting of the Township Committee on January 4, 2009. Mr. Stuart stated with the retirement of Dr. Nolan, the Township Committee began a five-month process to determine his replacement. Mr. Stuart stated the Township Committee believes Mr. Hennessy to be uniquely qualified for this job, having spent over 35 years as a resident of Colts Neck directly involved in Colts Neck volunteer programs and activities, a great many related to recreation and parks. Mr. Stuart noted Mr. Hennessy's liaison responsibilities as an elected official, including nine years with the Recreation Department, Sports Foundation, Colts Neck Fair, Colts Neck Trail Riders, Shade Tree Commission, Pop Warner Football and both the regional and local school boards, and noting he is also a past member of the Board of Directors of the Colts Neck Sports

Foundation. Mr. Stuart noted Mr. Hennessy is a member of the Planning Board, Long Range Planning Committee and has served over 35 years on the Environmental Commission. Mr. Hennessy sits on the Board of Recreation Commissioners of the Monmouth County Park System. Mr. Stuart stated the Township Committee unanimously believes Mr. Hennessy has the knowledge and the experience to effectively run the day-to-day operations of the Township's Recreation Department. In closing Mr. Stuart stated from a personal note, there is no one more dedicated than Mr. Hennessy. Mayor Hennessy thanked Mr. Stuart and the Committee for their support stating he looks forward to the opportunity of continuing to serve the citizens of Colts Neck using his experience in the field of recreation. Mayor Hennessy stated Dr. Nolan set the standard for Monmouth County in providing the number and variety of programs to the residents of Colts Neck, and Mayor Hennessy aspires to maintain that level for Colts Neck residents.

5. **PRESENTATION:** COLTS NECK AMENDED HOUSING (COAH) ELEMENT AND FAIR SHARE PLAN (THIRD ROUND AFFORDABLE HOUSING) – Mr. Thomas Thomas, P.P. and Mr. Timothy Anfuso, P.P. discussed the provisions of the October 27, 2008 Amended Housing Element and Fair Share Plan, which was adopted by the Planning Board on November 13, 2009. This plan is designed to achieve the Township's Round 3 affordable housing obligation projections for the period 2004 – 2018, which have been established by COAH as total of 67 units (projected development, 52 units; projected rental bonus 15 units). Mr. Thomas advised Colts Neck is in an unusual position as there is no developable land with access to sanitary sewers. The Fair Share Plan includes the following projections to meet this obligation:

- Growth Share Fee Ordinance – All new residential development which results in market-rate dwelling units in Colts Neck to provide one affordable housing unit for every four market rate units. Development of less than five units requires payment of an affordable development fee of 1.5 percent of assessed value, per COAH regulations. (20 units);
- Accessory Apartments (Family Rental) – An accessory apartment is defined as a self-contained, residential dwelling unit with a kitchen, sanitary facilities, sleeping quarters and a private entrance within an existing home or through the conversion of an existing accessory structure on the same site or by an addition to an existing home or accessory building. The Township may receive one credit for each affordable unit created up to a maximum of 10 units. (10 units);
- Colts Neck Inn Hotel (Family Rental) – The two-story, 57 room hotel experiences vacancies during off-peak seasons and presents a redevelopment opportunity on its second floor rooms, which can be converted to family rental housing units. (8 units);
- Meridian Academy School Redevelopment (Family Rental) – Although the building is designed for an elementary school, it represents an excellent redevelopment opportunity, and its owners have identified it as excess property and are actively marketing the site. (10 units);
- Municipally-Sponsored Site/Group Home/Write down, Buy down Options – The Township will be reviewing three options including a 100% municipally sponsored site; a write-down, buy-down option and a group home. (4 units);
- Bonus Units Exceeding Rental Obligation –Based on 32 family rental units and 15 units in excess of the rental requirement, Colts Neck is entitled to 15 bonus credits. (15 bonus units).

Although an extension for submission beyond the December 31, 2008 deadline has been sought from the Governor, if the extension is not granted, this plan must be filed by the December 31, 2008 deadline for protection against builders remedy. Mr. Florek commended the committee that met for the past year plus at least once per month, the members of which are Jim Stuart, Richard Malinowski, John Robinson, Brook Crossan, Dave Kostka, Sal Barbagallo and Dominic Manco. Mr. Florek expressed his appreciation to Mr. Thomas and Mr.

Anfuso for leading this highly professional team of volunteers and keeping the program on track through the many changes in rules and regulations.

6. **RESOLUTION 2008-151:** RESOLUTION OF THE COMMITTEE OF THE TOWNSHIP OF COLTS NECK ENDORSING THE TOWNSHIP'S AMENDED HOUSING ELEMENT AND FAIR SHARE PLAN was read by title by Mayor Hennessy. Mr. Florek made a motion to approve, seconded by Mr. Stuart and unanimously carried.

RECORD OF VOTE						
Committeeman	M	S	Yes	No	NV	Ab
Mayor Hennessy			X			
Deputy Mayor Forester			X			
Florek	M		X			
Schatzle			X			
Stuart		S	X			

X - indicates vote NV - Not Voting Ab - Absent M - Moved S - Seconded

7. **RESOLUTION 2008-152:** TOWNSHIP OF COLTS NECK, COUNTY OF MONMOUTH, STATE OF NEW JERSEY, RESOLUTION OF REQUEST FOR REVIEW AND APPROVAL OF AFFORDABLE HOUSING TRUST FUND SPENDING PLAN was read by title by Mayor Hennessy. The Township intends to spend Affordable Housing Trust Fund revenues consistent with the housing programs outlined in the Housing Element and Fair Share Plan adopted under Resolution 2008-151. As of July 17, 2008, Colts Neck had a balance of \$339,356 and anticipates an additional \$812,180 in revenues for a total of \$1,151,536. The Township will dedicate \$1,470,000 towards two redevelopment projects, an accessory apartment program and a municipally-sponsored site; \$321,920 to render housing units more affordable; and \$214,614 for administrative costs. The expected shortfall of funds will be offset by municipal bonding pursuant to the Township Committee resolution of intent to bond. The Township will dedicate any excess funds toward the purchase of a future municipally-sponsored affordable housing site or rehabilitation of sub-standard housing within the Township in the event that becomes necessary. This spending plan must be approved by COAH prior to spending any of the funds in the Housing Trust Fund. Mr. Stuart made a motion to approve, seconded by Mr. Florek and unanimously carried.

RECORD OF VOTE						
Committeeman	M	S	Yes	No	NV	Ab
Mayor Hennessy			X			
Deputy Mayor Forester			X			
Florek		S	X			
Schatzle			X			
Stuart	M		X			

X - indicates vote NV - Not Voting Ab - Absent M - Moved S - Seconded

8. **RESOLUTION 2008-153:** RESOLUTION OF INTENT TO FUND SPENDING PLAN SHORTFALL FOR AFFORDABLE HOUSING PROGRAMS IN FAIR SHARE PLAN was read by title by Mayor Hennessy. In the event a shortfall in the funding of its affordable housing program occurs, by this resolution the Township is stating its intention to incur bond indebtedness, if necessary, to provide the funds required for the timely implementation of the Fair Share Plan. Any payments subsequently collected from developers under the Development Fee Ordinance or any "in lieu of" contributions from developers to cover a fraction of an affordable unit generated by their respective developments may be used to reimburse the Township for the cost of the programs such funds are intended to cover. Mr. Stuart made a motion to approve, seconded by Mr. Florek and unanimously carried.

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

9. **ORDINANCE NO. 2008-17:** AN ORDINANCE AMENDING CHAPTER 102, DEVELOPMENT REGULATIONS OF THE CODE OF THE TOWNSHIP OF COLTS NECK, COUNTY OF MONMOUTH AND STATE OF NEW JERSEY was read by title at second reading by Mayor Hennessy. The purpose of this ordinance is to implement the growth share policies promulgated by COAH in its third round rules to foster the production of affordable housing opportunities for qualified low and moderate income households through COAH's Third Round, which extends from 1999 to 2018. A growth share approach to affordable housing production requires affordable housing to be produced in conjunction with market rate residential growth and development within the Township. Mayor Hennessy opened the meeting to public comments.

Mr. A.J. Garito, a resident, questioned if within an eight lot sub-division, can two affordable housing units be purchased in another section of Colts Neck and satisfy the requirement? Mr. Anfuso responded yes.

Ms. Laura Kolnoski, a resident and journalist of the Colts Neck Journal, questioned whether the Township had reached any formal agreement with Mr. Longobardi regarding the participation of the Meridian Academy building in the COAH Plan. Mr. Anfuso responded Mr. Longobardi has expressed interest; however, no formal agreement has been reached.

Mr. Vince Domidion, a resident, questioned under ten acre zoning if accessory apartments could be placed in a barn. Mr. Anfuso responded no, that is not included in the ordinance.

Mr. Fred Garber, a resident, questioned if the Township only had preliminary discussions with the owner of a potential COAH site, how can these sites be included in the COAH Plan? Mr. Florek responded the State will permit a site to be included in the Plan as long as the owner is in general agreement and the Township is pursuing this interest. Mr. Garber questioned how units are prioritized since various options are in the plan. Mr. Stuart stated other property owners were approached, and they declined. Mr. Stuart commented this is a dynamic plan that may change in the future.

Mr. Chris Whalen, a resident, questioned if placing apartments above stores has been considered. Mr. Florek explained the State will not allow the Township to mandate COAH housing within commercial sites however logistically ideal this would be. Mr. Florek urged all residents to write to their legislators urging current legislation be changed.

Ms. Virginia Amend, a resident and editor of the Colts Neck Calendar, questioned if you build commercial development, wouldn't the COAH obligation be increased? She questioned whether discouraging development would be wise. Mr. Florek responded with increased development, the COAH obligation would be increased. Mr. Florek stated development is neither encouraged, nor discouraged.

With no further comments from the public, Mayor Hennessy closed the meeting to public comment. Mr. Florek made a motion to approve, seconded by Mr. Stuart and unanimously carried.

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

10. **RESOLUTION 2008-154:** AUTHORIZING FORMAL TRANSFER OF FUNDS, 2008 BUDGET was read by title by Mayor Hennessy. Mr. Bowden stated funds were being transferred from Legal Services Other Expenses, \$10,000; Insurance Employee Group Health, \$39,002; and Maintenance of Parks Salaries and Wages, \$2,000 to cover additional expenses within General Administration Salaries and Wages, \$4,000 to cover additional overtime salaries; Code Enforcement Official Salaries and Wages, 1,001 to cover additional salaries; Fire Prevention Bureau Salaries and Wages, \$1 to cover additional salaries; Streets and Road Maintenance Other Expenses, \$8,000 to cover additional expenses; Recreation Services and Programs Other Expenses, \$2,000 to cover additional expenses; Electricity, \$2,000 to cover additional expenses; Fuel Oil, \$2,000 to cover additional expenses; Gasoline, \$20,000 to cover additional expenses, and Social Security System, \$12,000 to cover additional expenses. 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			
Deputy Mayor Forester	M	X			
Florek		X			
Schatzle	S	X			
Stuart		X			
X - indicates vote NV - Not Voting Ab - Absent M - Moved S - Seconded					

11. **RESOLUTION 2008-155:** SUPPORTING EFFORTS BY THE COUNTY AND OTHER MONMOUTH COUNTY MUNICIPALITIES IN ESTABLISHING A REGIONAL SCENIC BYWAY was read by title by Mayor Hennessy. The Scenic Byway would connect the Upper Freehold Historic Farmland Byway, Monmouth Battlefield and Sandy Hook along the County's Revolutionary War Route. The coordinated effort with the County and affected municipalities will result in preparing a Scenic Byway Nomination Package to be submitted to the State DOT and the eventual Corridor Management Plan. A State recognized plan is necessary to pursue Federal scenic byway grants, for marketing purposes, and for the preparation of a Corridor Management Plan, which serves as a guide to protect, preserve, enhance and assist with interpretation along the byway. Mr. Stuart questioned whether land acquisition was involved, to which Mr. Domidion stated no, it includes signage along the Byway. Mr. Florek commended Mr. Domidion for bringing this issue to the attention of the Township 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 Hennessy		X			
Deputy Mayor Forester	S	X			
Florek	M	X			
Schatzle		X			
Stuart		X			
X - indicates vote NV - Not Voting Ab - Absent M - Moved S - Seconded					

12. RESOLUTION 2008-156: AUTHORIZING AWARD OF BID, TWO YEAR CONTRACT, REPUBLIC SERVICES OF NEW JERSEY, D/B/A/ MARPAL DISPOSAL, \$79,249 PER YEAR was read by title by Mayor Hennessy. Mr. Florek stated Colts Neck ranks third in the County in terms of recycling participation. Under the 2006-2008 contract, the Township paid \$120,000 per year for recycling services. This contract reduces the cost of recycling collection in excess of \$40,000 and streamlines collection dates to having all separated recyclables collected on a single day twice per month as opposed to on one type of recyclables collected on alternate weeks with four collections per month. This method should avoid placing the wrong recyclables curbside on collection day. Mr. Bowden stated he is meeting with the vendor Friday and will be preparing a recycling newsletter for Township-wide distribution. Mr. Florek made a motion to approve, seconded by Mr. Stuart and unanimously carried.

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

13. RESOLUTION 2008-157: AUTHORIZING AWARD OF BID, TWO YEAR CONTRACT, M&S WASTE SERVICES, \$20,800 (\$10,400 PER YEAR) was read by title by Mayor Hennessy. Mr. Florek noted this resolution is for the roll-off container drop off site at DPW. 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 Hennessy		X			
Deputy Mayor Forester	M	X			
Florek	S	X			
Schatzle		X			
Stuart		X			
X - indicates vote NV - Not Voting Ab - Absent M - Moved S - Seconded					

14. MOTION TO ADOPT A CONSENT AGENDA:

- 15. ***RESOLUTION 2008-158:** APPROVING INSERTION OF SPECIAL ITEM OF REVENUE, 2008 BODY ARMOR GRANT.
- 16. ***RESOLUTION 2008-159:** AUTHORIZING TAX OVERPAYMENT REFUND.
- 17. ***RESOLUTION 2008-160:** AUTHORIZING CANCELLATION OF 2008 TAX DEBIT AND CREDIT BALANCES OF LESS THAN \$10.00.
- 18. ***RESOLUTION 2008-161:** AUTHORIZING CANCELLATION OF MISCELLANEOUS CHARGES AND OUTSTANDING CHECKS.
- 19. ***RESOLUTION 2008-162:** AUTHORIZING VETERANS ALLOWANCE.
- 20. ***RESOLUTION 2008-163:** AUTHORIZING RELEASE OF CASH PERFORMANCE GUARANTEE, STREET OPENING PERMIT, BLOCK 16, LOT 23 (5 BROOKSIDE DRIVE).

21. ***RESOLUTION 2008-164:** AUTHORIZING REPLACEMENT OF PERFORMANCE GUARANTEE, P.B. APPLICATION NO. 648, BLOCK 16, LOT 11, TOWN HALL (OMNIPOINT WIRELESS ANTENNAE).
22. ***RESOLUTION 2008-165:** AUTHORIZING REDUCTION OF PERFORMANCE GUARANTEES, P.B. APPLICATION NO. 532, LELAND ROAD SUBDIVISION PORTION.
23. ***RESOLUTION 2008-166:** AUTHORIZING ACCEPTANCE OF REPLACEMENT PERFORMANCE GUARANTEE, P.B. APPLICATION NO. 532, TRUMP NATIONAL GOLF CLUB, FOR SHADOW ISLE GOLF CLUB.
24. ***RESOLUTION 2008-167:** AUTHORIZING REPAYMENT OF 2008 TOWING APPLICATION FEE, MARLBORO AUTO BODY AND TOWING.

Mr. Bowden amended Resolution 2008-166 noting Applicant as Spatial Design, c/o L. Diane Aifer Trust Account. Mr. Stuart made a motion to approve, as amended, seconded by Mr. Schatzle and unanimously carried.

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

25. **DISCUSSION:** ESTABLISH AND CONFIRM 2009 TOWNSHIP COMMITTEE MEETING SCHEDULE. Mr. Bowden stated the meeting schedule follows meeting schedules established the past ten years, wherein the Governing Body would meet the second and last Wednesdays, with several exceptions. There would be one meeting per month during July and August, and the September meeting would be held on the fourth Wednesday, September 23, 2009, to accommodate Mr. Forester's schedule. In addition, there would be one meeting in November, Thursday, November 12, 2009, and no meeting Thanksgiving eve. Mr. Florek 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			
Deputy Mayor Forester		X			
Florek	M	X			
Schatzle	S	X			
Stuart		X			
X - indicates vote NV - Not Voting Ab - Absent M - Moved S - Seconded					

26. **DISCUSSION:** FENCE ACROSS CONSERVATION EASEMENT; ONE MOCKINGBIRD LANE; PAPETTI, OWNER. Mr. A.J. Garito addressed the Governing Body on behalf of Mr. Papetti. Mr. Garito provided the Governing Body with annotated maps requested at the November 12, 2008 Township Committee meeting, noting the proposed location of the four foot Jerith fence around the property and the location of two, four foot gates, one in the northern portion and one near the detention basin. Mr. Garito noted Police reports of the Papetti home on Bellaire Court document his autistic children do run out into the roadway, and Mr. Papette is seeking approval to fence his property for the protection of his children. Mr. Garito stated Ms. McGowan approved the landscaping plan proposed. Discussion ensued regarding the fence placement. Messrs. Stuart and Hennessy suggested moving the fence closer to the home. Mr. Florek was concerned with the fence placement on the Dutch Lane side of

the property. Mr. Forester was not in favor of the fence; however, given the extenuating circumstances, he stated he would approve the request. Mr. Garito was questioned on the detention basin, to which he replied he had never seen it hold water. Mr. Garito was requested to return to the next meeting with a map showing revised fence placement and photographs.

27. **ADMINISTRATIVE REPORT.** Mr. Bowden had nothing further to add to his report. Mr. Bowden stated this is the last meeting of Messrs. Hennessy and Stuart, and gave both kudos for serving these past nine years. Those present gave a round of applause.

28. **MOTION TO APPROVE VOUCHERS.** Deputy Mayor Forester reviewed and signed the vouchers, noting all were in order, and are as follows:

Animal Control	\$327.40
Capital Fund	\$33,064.63
COAH	\$977.25
Construction Trust	\$24,769.02
Current Fund	\$6,092,221.54
Escrow	\$23,734.29
Farmland Preservation Trust	148.50
Grant Fund	\$12,154.63
Trust Fund	<u>\$23,161.47</u>
TOTAL APPROVED:	\$6,210,558.73

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

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

29. **TOWNSHIP COMMITTEE REPORTS:**

Mr. Florek reported three or four structural fires have occurred within the past two months within the Township. The most recent fire occurred in a vacant home. One property owner was recently arrested. Mr. Florek stated this is a very serious problem, and it is sad to see in Colts Neck.

Mr. Florek reported the Colts Neck Sports Foundation is in need of more seed, fertilizer and top soil at Five Point Park. They are in need of volunteers to move the soil. They are seeking donations of materials and/or money. At Laird Road Park, the front field fence needs repair. Mr. Florek asked Mr. Bowden if the DPW staff could address this issue.

Mr. Florek reported the Architectural Review Committee will be presenting the 2008 Architectural Excellence Awards during a Township Committee meeting in January.

Mr. Forester had no report this evening.

Mr. Stuart reported the Public Hearing regarding the NWS Earle Draft Environmental Impact Statement (EIS) for Laurelwood Housing Area Access would be held Tuesday December 16, 2008 from 6:00 p.m. to 10:00 p.m. at Monmouth Regional High School, Tinton Falls. Mr. Stuart urged all to attend.

Mr. Stuart reported the Shade Tree Commission has requested the appointment of two alternates since it has become increasingly difficult to have a quorum.

Mr. Stuart reported the Shade Tree Commission worked with Administrator Bowden and hired a contractor for installation of a sprinkler system in the planting beds at Town Hall. The DPW will be removing the older, damaged plantings at Town Hall, and by next spring new plantings will be in place.

Mr. Schatzle commented it has been a pleasure to work with Messrs. Hennessy and Stuart.

Mr. Schatzle stated Mr. Thomas Frank, Health Office, is doing an excellent job. The Board of Health will be looking into the current fee schedule, as the fees currently charged may be out of range of other municipalities. By January or February, recommendations will be made to the Governing Body.

Mr. Schatzle reported the Drug and Alcohol Alliance held a very successful Candelight Vigil at Colts Neck High School in December.

Mr. Schatzle reported the Historic Preservation Committee will be sponsoring the annual Williamsburg Christmas event held in the Court House on Sunday, December 14th.

Mr. Schatzle reported the First Aid Squad will be receiving two new ambulance rigs before the end of year. Both vehicles were purchased solely with donations received and are paid-in-full.

Mayor Hennessy reported the Pop Warner Junior Midget Cheerleaders were second place in the National competition in Florida.

Mayor Hennessy stated the list of 2008 accomplishments of the Governing Body reported earlier in this meeting doesn't come close to the degree of commitment required by this job. Mr. Hennessy stated the job requires a dedication of time, love and due diligence, and he thanked Mr. Bowden and the Governing Body for what was accomplished during his term as Mayor.

30. COMMENTS FROM THE PUBLIC:

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

Mr. Ed Russo, Trump organization, wished all happy holidays. He commented about the Little Soldiers Program and noted those members of the Trump organization participating were very pleased to do so. To fulfill the wishes of unknown children with gifts of small monetary value was a moving experience for all involved. Mr. Russo stated the Trump members and staff enjoyed participating in this community effort, and he hopes they can do this every year.

Ms. Virginia Amend questioned if after 20 years participation, provisional members on the Environmental Commission can be considered for permanent appointment. Mayor Hennessy responded all will be considered.

Mr. Chris Whalen stated he is unhappy with the inclusion of the Meridian Academy in the COAH Plan and questioned the impact on property values for homes in the vicinity. Mr. Whalen questioned if two family homes were considered. Mr. Stuart responded stating the sites listed were where some affordable housing requirements could be satisfied. The Meridian Academy site is a possible area, but nothing has been solidified. Mr. Florek stated town homes had been considered and the logical placement would be in the commercial zone, as opposed to on farmland. The Meridian Academy site is not envisioned to be a large-scale location. Mr. Florek stated commercial development cannot be stopped. Mr. Florek believes the best location for

COAH housing would be within the commercial development, given close access to local businesses and public transportation to Freehold and Red Bank. Ms Amend questioned if Mr. Molloy would be conducting a public presentation on the Earle situation. Mr. Florek responded due to attorney/client privilege, the Governing Body does not want to disclose their position at a public meeting. Mr. Stuart commented the NOPE (Neighbors Opposed to the Privatization of Earle) are doing a yeoman's job, and stated the Township cannot bring any action until the Navy makes a move.

Ms Nathalie Ganley, a resident, questioned if the Governing Body can change the rules to have the Meals on Wheels Program operate within the Township. Mr. Schatzle responded stating he will research this issue and advise Ms. Ganlee; however, no Governing Body member is aware of any Meals on Wheels restriction within the Township.

Mr. Vince Domidion commented he has read the NWS Earle Draft EIS and has a problem with the issue of security. Mr. Domidion is concerned with the ability of the Navy to deal with emergent threats to prevent attack. Mr. Domidion does not feel they can adequately address this issue. With regard to the 2009 meeting dates of the Governing Body, Mr. Domidion stated the second and last Wednesday may pose scheduling conflicts; however, the second and fourth Wednesdays may decrease the chance of conflict. Mr. Domidion commented on the effectiveness of government and questioned where it goes astray. Mr. Domidion stated the municipal government in Colts Neck is effective, having part-time and highly committed individuals committed to the civic good on its governing body. Mr. Domidion commended Messrs. Hennessy and Stuart on their nine years and wished all happy holidays.

With no further comments from the public, Mayor Hennessy closed the meeting to public comment. Mr. Hennessy wished all happy holidays. Mr. Hennessy then wished Messrs. Eastman and Engel well in their Governing Body roles in 2009.

31. **RESOLUTION 2008-168** EXECUTIVE SESSION was read by title by Mayor Hennessy. Mr. Bowden stated at the conclusion of Executive Session, the Governing Body is not anticipated to return to public session to take formal action. Mr. Forester made a motion to approve, seconded by Mr. Stuart and unanimously carried. Meeting adjourned at 9:28 p.m.

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

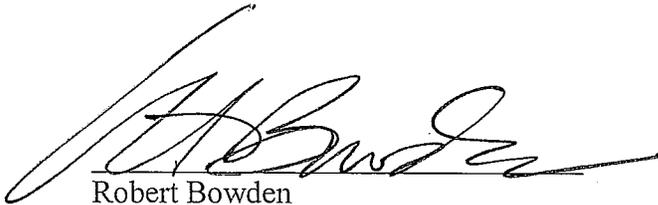
Motion by Mr. Schatzle, seconded by Mr. Stuart and unanimously carried to adjourn Closed Session.

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

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

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

Meeting adjourned at 10:30 p.m.



Robert Bowden
Township Administrator/Municipal Clerk

Attachment

TOWNSHIP OF COLTS NECK
MAYOR HENNESSY'S YEAR END REMARKS
2008 HIGHLIGHTS

- Township Committee adopted 17 ordinances and some 160 resolutions.
- Recognized retiring Health Officer, William McBride for over 27 years of service to Colts Neck.
- Appointed Mr. Thomas Frank as new Health Officer.
- Recognized national award winning Midget and Pee Wee Cheerleaders.
- Continued strong Farmland Preservation Program, and closed the Amdur Farm (44 acres) and Hammond Farm (20 acres). Township has now preserved some 1,000 acres.
- Adopted \$11 million budget, with minimal tax increase.
- Recognized Colts Neck High School girls basketball team.
- Conducted successful Student Government Day.
- Authorized purchase of new fire pumper (\$490,474.00).
- Recognized by Monmouth County for third highest recycling participation at 70%.
- Repealed Business Advisory Committee ordinance.
- Adopted tree preservation ordinance.
- Settled four-year contracts with Police and Public Works Unions.
- Recognized Mr. Clifford Reed upon his retirement for over 23 years of service in the Public Works Department.
- Recognized Dr. Harold Nolan upon his retirement for over 29 years as Director of Recreation and Parks.
- Continued to strongly oppose the privatization of 300 homes at Earle Naval Base. This includes constant contact with Congressman Smith; Senator Beck; Assembly

Members O'Scanlon and Casagrande; the NOPE organization and Special Counsel Brian Molloy of Wilentz, Goldman and Spitzer.

- Endorsed Third Round Affordable Housing Plan to be submitted to the Council on Affordable Housing by December 31st.
- Welcomed newly elected Committeemen Edward Eastman and Jarrett Engel.