

**TOWNSHIP OF COLTS NECK
TOWNSHIP COMMITTEE MEETING
DECEMBER 27, 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 December 27, 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 Hennessy, Burry and Forester

Also Present: Robert Bowden; John O. Bennett, III, Esq., and Beth Kara

Absent: None

1. **MAYOR'S YEAR END COMMENTS:** Mayor Florek provided year-end comments on the accomplishments of the Township Committee during 2006, a copy of which is appended.
2. **APPROVAL OF MINUTES OF DECEMBER 13, 2006:** Mrs. Burry and Mayor Florek made minor revisions to the draft minutes. Mrs. Burry made a motion to approve, as amended, seconded by Mr. Stuart and unanimously carried.

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>					

3. **RESOLUTION 2007-178:** CONFIRMING APPOINTMENT TO ARCHITECTURAL REVIEW COMMITTEE – MR. ROBERT HESSLEIN was read by title by Mayor Florek. Mrs. Burry stated with the passing of Mr. David Rodetsky, who had been the resident architect on this Committee for many years, Mr. Hesslein was asked to fill the position. Mrs. Burry stated Mr. Hesslein attended every meeting last year, and with his background in interior design, his appointment to this Committee will be an asset. Mrs. Burry made a motion to approve, seconded by Mr. Forester and unanimously carried.

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>					

4. **RESOLUTION 2006-178A:** OPPOSING A-3857, WHICH, IF ENACTED, WOULD ELIMINATE RCAs AS A TOOL TO FACILITATE MUNICIPAL COMPLIANCE WITH MOUNT LAUREL was read by title by Mayor Florek. Mayor Florek advised this proposed legislation seeks to eliminate RCAs as a technique by which sending municipalities can satisfy their affordable housing responsibilities and by which receiving communities can realize the benefit of the RCAs by creating affordable housing from existing housing instead of having to zone for new housing. The passage of this legislation would also make null and void existing RCAs between sending and receiving municipalities. Given the Colts Neck RCA with Long Branch, this legislation with greatly impact the Township in meeting its third round COAH obligations. Mr. Bennett advised he has not heard anything further on this issue. Mrs. Burry made a motion to approve, seconded by Mr. Stuart and unanimously carried.

COLTS NECK TOWNSHIP COMMITTEE					
RECORD OF VOTE	MAYOR FLOREK	DEPUTY MAYOR STUART	HENNESSY	BURRY	FORESTER
<i>Motion To Approve</i>				Xx	
<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. **RESOLUTION 2006-179:** AUTHORIZING FORMAL TRANSFER OF FUNDS – 2006 BUDGET was read by title by Mayor Florek. Mayor Florek stated this resolution authorizes \$84,500.00 to be transferred from various accounts , the largest of which is Snow Removal (\$59,100.00) to cover various additional expenses in, the largest of which is General Liability (\$48,500.00) and Employee Group Health Insurance (18,400.00) in the 2006 budget. Mr. Bennett mentioned that the \$5,000 transfer of funds from Legal Services is the second funds transfer from that account for the 2006 budget year. With no further comment, Mr. Stuart made a motion to approve, seconded by Mrs. Burry and unanimously carried.

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>					

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

***RESOLUTION 2006-180:** AUTHORIZING THE CHIEF FINANCIAL OFFICER TO CANCEL RESERVES AGAINST SURPLUS.

***RESOLUTION 2006-180A:** AUTHORIZING CANCELLATION OF MISCELLANEOUS CHARGES AND OUTSTANDING CHECKS.

***RESOLUTION 2006-181:** APPROVING RAFFLE APPLICATION NO. RA-06-35, ON-PREMISES GIFT BASKETS RAFFLE, FRIENDS OF THE MONMOUTH COUNTY PARK SYSTEM.

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

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>					

7. **DISCUSSION:** AFFORDABLE HOUSING SUB-COMMITTEE REPORT – MAYOR FLOREK AND COMMITTEEWOMAN BURRY. Mayor Florek read the report appended to these minutes. Mayor Florek and Mrs. Burry discussed the pros and cons about the two options available to Colts Neck, to file a plan or not to file a plan. Mrs. Burry stated that whatever option is chosen, Colts Neck must be sensitive to the environmental impact of its decision, and cited the potential adverse impact on the intersection of Routes 34 and 537 as one example. Mayor Florek reported Mr. Thomas was optimistic Earle would be considered in meeting the Township’s obligation.
8. **ADMINISTRATIVE REPORT:** Mr. Bowden no additional comments to his report, but offered the following:

Mr. Bowden reported the Governing Body funded the first defibrillator, which has arrived and which will be placed in the Recreation Building on Heyers Mill Road. The equipment was not purchased through Mr. Schatzle’s company, but from his competitor. Mr. Schatzle will provide training on the use of this equipment at no cost to the Township.

With regard to constructing the cell tower antennae behind the First Aid Building, Mr. Bowden requested a motion from the Governing Body tonight to authorize the Mayor and Municipal Clerk to sign the lease documents. Mrs. Burry made a motion to approve, seconded by Mr. Stuart and unanimously carried.

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>					

Mr. Bowden reported he is working with the Court Administrator and Judge Thompson to finalize the Court Security Plan, which will be submitted to Judge Lawson by the end of this year. The costs projected are \$3,500 for a portable magnetic scanner and \$17,000 for a ballistic shield for the Court Office door and glass partition. Mr. Bowden will be speaking with Judge Thompson during the 2007 budget process about a video conferencing system, estimated at \$10,000, which would provide video access to all jails throughout New Jersey and eliminate the need to transport prisoners to Court. Mr. Bowden advised municipalities may or may not implement a Court Security Plan. Mr. Bennett questioned if this is mandated by the State, would the State pay the costs of implementing this plan? Mr. Bennett suggested sending the plan to the Council on State Mandates requesting funding of the Township plan.

Mr. Bowden reported the FAA has been in contact with him to renew a lease agreement. The former agreement was \$100 per year, and the FAA is proposing a ten-year lease at \$200 per year. Based on initial contact with Mr. Bowden, the

figure was raised to \$500 per year. Mr. Bowden requested a motion from the Governing Body tonight to authorize the Mayor and Municipal Clerk to sign the lease documents. Mr. Stuart made a motion to approve, seconded by Mr. Hennessy and unanimously carried.

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>					

Mr. Bennett reported the Township is in receipt of monies from the State pertaining to the Barclay property. This money will be used to repay the money borrowed to purchase the rights.

9. **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 \$3,046,367.73, seconded by Mrs. Burry and unanimously carried.

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>					

10. **TOWNSHIP COMMITTEE REPORTS:**

Mr. Stuart had no report this evening.

Mr. Forester had no report this evening.

Mrs. Burry remarked this was her final meeting. She stated “we have been handed a legacy from our forefathers to remember our past, nurture our growth and guard our future.” Committeewoman Burry stated the highlight of the past ten years is the support she received from Colts Neck citizens as the Township Committee preserved farmland, open space, history and zoning. Mrs. Burry stated “Colts Neck’s land is a gift given to us by nature. The irresponsible development of this gift is a threat to our quality of life. We must not take it for granted! We were elected to be the stewards of the land. Open space filters noise and air pollution, and provides habitat for plants and animals. It ensures the purity of drinking water. Parks and trails promote healthy lifestyles with opportunities for biking, horse-back riding, active recreation, as well as other individual and family opportunities. I am grateful to have played a part in the evolution of the past 10 years. It saddens me to say good bye. Remember, we must not lose our identity. We are the Jewel of Monmouth County.” In closing, Mrs. Burry recognized Robert Bowden, Beth Kara and Senator John Bennett.

Mayor Florek remarked, speaking on behalf of the Township Committee, it was a pleasure to serve with Committeewoman Burry and she will be sorely missed.

Mayor Florek reported there are a number of issues to be worked on at the next COAH meeting. He will keep the Governing Body apprised of progress.

11. **COMMENTS FROM THE PUBLIC:**

Mayor Florek opened the meeting to public comment.

Mr. Don Burry, a resident, commented he was present for Committeewoman Burry’s first Township Committee Meeting and he is here for her last meeting. Mr. Burry questioned whether the bullet proof shields planned for the Court House were removable, as the Court House is used for other activities. Mr. Bowden advised the shields planned would replace existing glass within the Court House and would be undetectable. Mr. Burry suggested renegotiating an annual lease price with the FAA, and Mr. Bowden agreed to contact the FAA and renegotiate. Mr. Burry then questioned various aspects of the COAH requirements with regard to retail and office space and jobs. The Governing Body responded to his satisfaction.

Mr. Vince Domidion, a resident, spoke of former Township Committee members and predicted this time period would come to be known as the “Lillian Burry era.” Mr. Domidion stated he thought Mt. Laurel was a well thought out plan; he has a different philosophy, but he respects the plan. With regard to the Court Security Plan, Mr. Domidion questioned whether this could be a shared services opportunity with other municipalities. Mr. Domidion then reported he received a notice in his mail box about tree work being scheduled to begin January 2 in his area. Mr. Domidion was concerned about supervision of the actual tree pruners. While he spent a good deal of time with a supervisor the last time the trees were pruned, the trees were cut back beyond what was agreed upon. Mr. Bowden advised the Township was not notified this work was being done, and he would contact First Energy immediately to discuss this issue.

Ms. Judy Laufer, a resident and President of Colts Neck Senior Citizens, reported four members died this past month. One of her members was formally recognized for reaching 97 years old.

Ms. Christine Saavedra, a resident, thanked the Mayor and Township Committee. She then read a quote of Thomas Jefferson: “Determine never to be idle. . . It is wonderful how much may be done if we are always doing.” Ms. Saavedra spoke to Committeewoman Burry stating, “We may be called the jewel of Monmouth County, but you know how to make us shine. We are grateful.”

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

16. **MOTION TO ADJOURN:** Mrs. Burry made a motion to adjourn, seconded by Mr. Stuart and unanimously carried by voice vote at 8:25 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/Clerk

RB:bk

Attachments 2