

**TOWNSHIP OF COLTS NECK
TOWNSHIP COMMITTEE MEETING
JUNE 24, 2015
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 Schatzle followed by a salute to the flag. The following statement was read by Registered Municipal Clerk, Ms. Kara: "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 20, 2014 stating that a regular meeting of the Colts Neck Township Committee would be held June 24, 2015 at 7:30 p.m., Colts Neck Town Hall, 124 Cedar Drive, Colts Neck, New Jersey. The notice requirements have been posted on the Township website and a copy is on file in the Office of the Township Clerk."

Roll call by Ms. Kara indicated the following:

Present: Acting Mayor Thomas Orgo; Committeemen, Jarrett Engel, Michael Fitzgerald and Russell Macnow

Also Present: Interim Township Administrator Thomas Antus, Registered Municipal Clerk Beth Kara, and Township Counsel Joseph Clark, Esq.

Absent: Mayor James Schatzle

- 1. APPROVAL OF MINUTES:** Meeting of June 10, 2015. Mr. Fitzgerald made a motion to approve, seconded by Mr. Macnow and carried by Messrs. Orgo, Fitzgerald and Macnow; Mr. Engel abstained.

RECORD OF VOTE					
Committeeman	M S	Yes	No	NV	Ab
Mayor Schatzle					X
Acting Mayor Orgo		X			
Engel				X	
Fitzgerald	M	X			
Macnow	S	X			
M - Moved S - Seconded X - indicates vote NV - Not Voting Ab - Absent					

- 2. ORDINANCE 2015-9:** AN ORDINANCE AMENDING CHAPTER 258 SEWAGE DISPOSAL SYSTEMS, SUBSECTION 2, FEES, was read by title at second reading by Acting Mayor Orgo. The changes in fees are being made at the recommendation of the Board of Health to make the Township's fees consistent with similar municipalities and to cover the Township's costs. Hearing no comments from the Governing Body, Acting Mayor Orgo opened the public hearing. Hearing no comments, Acting Mayor Orgo closed the public hearing. Mr. Fitzgerald made a motion to approve, seconded by Mr. Macnow and unanimously carried.

RECORD OF VOTE					
Committeeman	M S	Yes	No	NV	Ab
Mayor Schatzle					X
Acting Mayor Orgo		X			
Engel		X			
Fitzgerald	M	X			
Macnow	S	X			
M - Moved S - Seconded X - indicates vote NV - Not Voting Ab - Absent					

3. **ORDINANCE 2015-10:** AN ORDINANCE AMENDING CHAPTER 263, WATER SUPPLIES, INDIVIDUAL AND SEMIPUBLIC, was read by title at second reading by Acting Mayor Orgo. Hearing no comments from the Governing Body, Acting Mayor Orgo opened the public hearing. Hearing no comments, Acting Mayor Orgo closed the public hearing. Mr. Fitzgerald made a motion to approve, seconded by Mr. Engel and unanimously carried.

RECORD OF VOTE					
Committeeman	M S	Yes	No	NV	Ab
Mayor Schatzle					X
Acting Mayor Orgo		X			
Engel	S	X			
Fitzgerald	M	X			
Macnow		X			
M - Moved S - Seconded X - indicates vote NV - Not Voting Ab - Absent					

4. **ORDINANCE 2015-11:** AN ORDINANCE AMENDING CHAPTER 243, FOOD ESTABLISHMENTS, RETAIL was read by title at second reading by Acting Mayor Orgo. Hearing no comments from the Governing Body, Acting Mayor Orgo opened the public hearing. Hearing no comments, Acting Mayor Orgo closed the public hearing. Mr. Engel made a motion to approve, seconded by Mr. Fitzgerald and unanimously carried.

RECORD OF VOTE					
Committeeman	M S	Yes	No	NV	Ab
Mayor Schatzle					X
Acting Mayor Orgo		X			
Engel	M	X			
Fitzgerald	S	X			
Macnow		X			
M - Moved S - Seconded X - indicates vote NV - Not Voting Ab - Absent					

5. **RESOLUTION 2015-80:** RESOLUTION CONFIRMING AND CERTIFYING LENGTH OF SERVICE AWARD PROGRAM (LOSAP) CREDITS FOR 2014 FOR COLTS NECK FIRST AID SQUAD was read by title by Acting Mayor Orgo. This resolution provides a certified list of volunteers who have qualified for credit under LOSAP for the year 2014, and requires posting of said list for a period of 30 days from date of passage. Mr. Engel abstained from voting, as he is a Life Member of the First Aid Squad. Mr. Fitzgerald made a motion to approve, seconded by Mr. Macnow and carried by Messrs. Orgo, Fitzgerald and Macnow; Mr. Engel abstained.

RECORD OF VOTE					
Committeeman	M S	Yes	No	NV	Ab
Mayor Schatzle					X
Acting Mayor Orgo		X			
Engel				X	
Fitzgerald	M	X			
Macnow	S	X			
M - Moved S - Seconded X - indicates vote NV - Not Voting Ab - Absent					

6. **RESOLUTION 2015-81:** RESOLUTION CONFIRMING AND CERTIFYING LENGTH OF SERVICE AWARD PROGRAM (LOSAP) CREDITS FOR 2014 FOR COLTS NECK FIRE COMPANY NO. 1 was read by title by Acting Mayor Orgo. This resolution provides a certified list of volunteers who have qualified for credit under LOSAP for the year 2014, and requires posting of said list for a period of 30 days from date of passage. Mr. Fitzgerald made a motion to approve, seconded by Mr. Engel and unanimously carried.

RECORD OF VOTE					
Committeeman	M S	Yes	No	NV	Ab
Mayor Schatzle					X
Acting Mayor Orgo		X			
Engel	S	X			
Fitzgerald	M	X			
Macnow		X			
M - Moved S - Seconded X - indicates vote NV - Not Voting Ab - Absent					

7. **RESOLUTION 2015-82:** RESOLUTION AUTHORIZING THE TOWNSHIP OF COLTS NECK TO PARTICIPATE IN A MUTUAL AID AGREEMENT WITH PARTICIPATING MUNICIPALITIES IN THE COUNTY OF MONMOUTH was read by title by Acting Mayor Orgo. Mr. Macnow advised this resolution provides authorization to participate in a Monmouth County program that would provide supplemental police protection for all member municipalities. Mr. Engel made a motion to approve, seconded by Mr. Fitzgerald, and unanimously carried.

RECORD OF VOTE					
Committeeman	M S	Yes	No	NV	Ab
Mayor Schatzle					X
Acting Mayor Orgo		X			
Engel	M	X			
Fitzgerald	S	X			
Macnow		X			
M - Moved S - Seconded X - indicates vote NV - Not Voting Ab - Absent					

8. **MOTION TO APPROVE CONSENT AGENDA:**

***RESOLUTION 2015-83:** RESOLUTION AUTHORIZING REFUND OF TAX OVERPAYMENT DUE TO TAX APPEAL

***RESOLUTION 2015-84:** RESOLUTION AUTHORIZING RECREATION PROGRAM REFUNDS

All items listed on the "Consent Agenda" are considered routine by the Township and are adopted or approved collectively by a single motion and roll-call vote of a majority of the Township Committee. If discussion is desired on any item, it is considered separately. Mr. Macnow made a motion to approve, seconded by Mr. Fitzgerald and unanimously carried.

RECORD OF VOTE					
Committeeman	M S	Yes	No	NV	Ab
Mayor Schatzle					X
Acting Mayor Orgo		X			
Engel		X			
Fitzgerald	S	X			
Macnow	M	X			
M - Moved S - Seconded X - indicates vote NV - Not Voting Ab - Absent					

9. **ADMINISTRATIVE REPORT:** Mr. Antus stated he had nothing to add to the Administrative Report.

Mr. Antus reported the parking spot signage for one of the Library handicapped spaces was corrected by moving the sign to the correct location. Mr. Antus will arrange to have the pavement decaled.

Mr. Antus reported the Route 34 paving work and the Route 34/537 intersection realignment will be scheduled for spring 2016.

Mr. Antus reported he worked with Mr. Frank to develop a facilities maintenance plan. Mr. Thompson will be given the task of executing the plan upon his return.

Mr. Antus reported Mr. Thompson has been working on a vehicle maintenance plan based on mileage and hours of service. Mr. Fitzgerald suggested checking the Apps available.

Mr. Antus reported the sub-committee comprised of Mayor Schatzle, Committeeman Macnow and Mr. Antus reviewed 22 applications for the Township Administrator position and have scheduled interviews with five applicants mid-July. Mr. Antus noted a follow-up interview with the full Township Committee will be scheduled after that and will include one successful candidate from the first round of applicants for this position.

Mr. Antus reported cones have been placed in front of the Police/Court building. Cleaning gutters and clearing the lines between the building and the pond are part of the annual building maintenance. Mr. Fitzgerald requested generator maintenance be added to the list.

Mr. Fitzgerald questioned if a disaster plan has been developed for the Public Works yard to continue operations in the event of fire or flood. Mr. Macnow requested Mr. Burke, OEM, be consulted to determine if this location has been addressed.

10. MOTION TO APPROVE VOUCHERS: Mr. Fitzgerald stated he has reviewed the vouchers and recommends approval as follows:

Animal Control	\$79.69
Capital Fund	\$305.15
COAH	3,506.32
Construction Trust	\$9,322.20
Current Fund	\$228,783.99
Escrow	\$7,569.97
Grant Fund	\$474.00
Trust Fund	<u>\$5,950.71</u>
TOTAL:	<u>\$255,992.03</u>

Mr. Engel made a motion to approve, seconded by Mr. Macnow and unanimously carried.

RECORD OF VOTE						
Committeeman	M	S	Yes	No	NV	Ab
Mayor Schatzle						X
Acting Mayor Orgo			X			
Engel	M		X			
Fitzgerald			X			
Macnow	S		X			
M - Moved S - Seconded X - indicates vote			NV - Not Voting		Ab - Absent	

11. TOWNSHIP COMMITTEE REPORTS

Mr. Engel had no report this evening.

Mr. Macnow reported the Friends of the Library are replacing the carpeting in the Library and are seeking donations to offset the cost of the much needed carpeting, noting certain donation levels qualify for a personalized brick paver placed along the Library walkway. The Friends are continuing their buy a brick paver fundraiser, and those interested should contact Ms. Kara at Town Hall. Mr. Fitzgerald suggested Ms. Kara reach out to the Friends to see if they are going to be at the Colts Neck Fair.

Mr. Macnow reported the Library had a program of pony rides in surreys for the children at Town Hall park today. The Police were involved elsewhere and Fire Police members ensured the safety of participants, making this a very enjoyable and safe time for all.

Acting Mayor Orgo reported the next meeting of the Township Committee will be held Wednesday, July 15, 2015, 7:30 p.m. in the Town Hall meeting room.

12. COMMENTS FROM THE PUBLIC

Hearing no further comments, Acting Mayor Orgo opened the meeting to public comment.

Ms. Elaine Mann, Clean Communities Coordinator and resident, requested a funds transfer to the Clean Communities account be made. Mr. Fitzgerald stated he will follow up on this issue.

Mr. Charles Camarata, a resident, questioned if the Routes 34/537 intersection realignment project was approved by the County. Mr. Antus advised the County will be sending the Township a copy of the revised design plan for this project, which will be shared with the community. Mr. Macnow requested Mr. Antus speak with County representatives and request a public presentation of the project.

Mr. Vince Scotti, a resident, expressed his concern about the disproportionate share Colts Neck residents were paying for the FRSD budget. Mr. Scotti stated he has spoken with Assemblywoman Casagrande's office and he is seeking to establish a committee within the Township to study the issues and present an appeal to the State Department of Education. Mr. Scotti noted the world has changed since the formulas were developed and other sending municipalities now have large homes. Mr. Macnow stated he met with representatives of the FRSD last year about this issue given the large tax increase Colts Neck received. This year, the increase was not as great. Mr. Macnow noted approximately ten years ago, the Governing Body investigated litigation on this issue, and when considering the expectation of success, chose not to litigate. Mr. Antus advised Freehold Township experienced this situation and the Commissioner of Education can only make a decision on the formula. Mr. Scotti spoke of a clean, accurate study prepared by qualified people and was advised Township employees cannot be utilized to support a resident's cause/concern. Mr. Scotti questioned leaving the FRSD and was advised three out of five of the sending districts have to approve the withdrawal. Mr. Fitzgerald asked Mr. Antus to meet with Mr. Scotti and review what Mayors Florek and Forester decided based on the last review of this issue.

Mr. J.P. Bartolomeo, a resident, suggested providing the Sports Foundation members with information on the Friends of the Library rug replacement fundraiser for their support.

Mr. Jeffrey Sauter, a resident, concurred with Mr. Scotti regarding the examination of the FRSD funding formula and he thanked Mr. Antus for updating attendees on the status of filling the Township Administrator position. Mr. Sauter began to read a prepared letter regarding the prevention of his public comment at the June 10th meeting and the Mayor's involvement with the fire department. The Committee prevented Mr. Sauter's comment, citing the Mayor's absence, personal attacks, and derogatory language. Counsel Clark stated that although he could not read the letter, he could provide the Clerk's Office with a letter for the file, which is on file in the office of the Clerk. Mr. Sauter read a prepared letter protesting the censorship of his comments.

Hearing no further comments, Acting Mayor Orgo closed the public comment portion of the meeting.

13. **RESOLUTION 2015-84:** EXECUTIVE SESSION was read by title by Acting Mayor Orgo. Mr. Engel made a motion to approve, seconded by Mr. Fitzgerald and unanimously carried by voice vote. Acting Mayor Orgo stated the Township Committee does not plan to return to Open Session this evening.

RECORD OF VOTE					
Committeeman	M S	Yes	No	NV	Ab
Mayor Schatzle					X
Acting Mayor Orgo		X			
Engel	M	X			
Fitzgerald	S	X			
Macnow		X			
M - Moved S - Seconded X - indicates vote NV - Not Voting Ab - Absent					

The meeting adjourned at 8:15 p.m.

Motion by Mr. Macnow, seconded by Mr. Engel and unanimously carried to adjourn Closed Session.

RECORD OF VOTE					
Committeeman	M S	Yes	No	NV	Ab
Mayor Schatzle					X
Acting Mayor Orgo		X			
Engel	S	X			
Fitzgerald		X			
Macnow	M	X			
M - Moved S - Seconded X - indicates vote NV - Not Voting Ab - Absent					

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

RECORD OF VOTE					
Committeeman	M S	Yes	No	NV	Ab
Mayor Schatzle					X
Acting Mayor Orgo		X			
Engel	M	X			
Fitzgerald	S	X			
Macnow		X			
M - Moved S - Seconded X - indicates vote NV - Not Voting Ab - Absent					

The meeting adjourned at 8:35 p.m.



 Beth Kara, Registered Municipal Clerk