

**TOWNSHIP OF COLTS NECK  
TOWNSHIP COMMITTEE MEETING  
DECEMBER 8, 2010  
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 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 10, 2009 stating the meeting of the Colts Neck Township Committee would be held on December 8, 2010 at 7:30 p.m., 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 Kenneth Florek, Deputy Mayor James Schatzle, Committeeman Jarrett Engel, Edward Eastman and Michael Fitzgerald

Also Present: Administrator/Municipal Clerk, Robert Bowden; Deputy Municipal Clerk, Beth Kara; Township Counsel, John O. Bennett, III, Esq.

Absent: None

1. **ANNOUNCEMENT:** Mayor Florek announced the Colts Neck Township Committee reorganization meeting is scheduled Sunday, January 2, 2011, 4:00 p.m. in the Court House.

2. **APPROVAL OF MEETING MINUTES OF NOVEMBER 10, 2010:** Mr. Schatzle made a motion to approve, seconded by Mr. Engel and unanimously approved.

RECORD OF VOTE						
	M	S	Yes	No	NV	Ab
Committeeman						
Mayor Florek			X			
Deputy Mayor Schatzle		M	X			
Engel		S	X			
Eastman			X			
Fitzgerald			X			
X - indicates vote	NV	- Not Voting	Ab	- Absent	M	- Moved
					S	- Seconded

3. **MAYOR'S YEAR END REMARKS:** Mayor Florek provided his year end remarks, noting the many accomplishments of 2010, a copy of which is appended.
4. **PRESENTATION:** GOVERNOR'S TOOLKIT/LEGISLATIVE UPDATE - Senator Jennifer Beck, Assemblywoman Caroline Casagrande and Assemblyman Declan O'Scanlon provided a detailed presentation of the current progress of the Governor's toolkit reforms and accompanying legislation aimed at giving municipal, county and school officials the ability to rein in operating costs. Legislation is aimed at lowering the tax levy cap for county, school district and municipality appropriations from 4 to 2 percent, placing a cap on all arbitration awards and collective bargaining agreements, limiting payment for accumulated unused sick leave at retirement and limiting unused vacation to be carried over for only one year, moving school and fire district elections to November, and allowing school districts to impose their last best contract offer, thereby resolving a negotiations impasse. Also included is a proposal to require public employees to contribute a fair share to the cost of their health care

benefits, which includes increasing the contribution percentage from 1.5 percent of salary to 3 percent of salary for all legislative branch and non-union employees. An additional 1 percent of salary for spousal coverage and 0.5 percent of salary for each child covered under the employee's plan would be included, and the contribution level would be capped at 30 percent of premium for coverage. The annual cost of family health benefit coverage for a local official is estimated at \$19,000. At the conclusion of the presentation, the meeting was opened to public comment.

Mr. Edward Thompson stated the toolkit reforms focus on pension and salary reforms, and he questioned if unfunded mandates are being considered for reform. Mr. Thompson stated complying with unfunded mandates such as street sweeping, retrofitting and cleaning catch basins, and washing trucks at State mandated facilities are very costly to towns. Assemblywoman Casagrande stated within the last 15 years, DEP guidelines evolved into promulgations and unfunded mandates. Assemblywoman Casagrande stated a new committee was formed to review the multitude of unfunded mandates, and she requested input on mandates to be reviewed, noting some may be able to be revised administratively.

Ms. Virginia Amend, editor of the Colts Neck Journal and a resident, commented the legislature was not expected to act on the 33 toolkit items until the pension is funded. Senator Beck responded noting the voting session advancing the Bills is scheduled for Monday.

Mr. Ken Rogers, a resident, stated the average annual cost for family health benefits coverage in the private sector is \$12,000, and he questioned if someone is reviewing the cost of health benefits. Senator Beck stated the Governor has a group reviewing health benefit costs and workers compensation.

Mayor Florek commented Colts Neck gets \$0 in State Aid. The Township still receives its Energy Tax portion, and he stressed the need for that to remain untouched.

With no further comments, Mayor Florek thanked Senator Beck, Assemblywoman Casagrande and Assemblyman O'Scanlon for their informative presentation and called a five-minute recess at 8:15 p.m. At 8:20 p.m., Mayor Florek reconvened the meeting.

##### **5. PUBLIC HEARING: CABLEVISION FRANCHISE RENEWAL**

Mr. Fitzgerald, cable franchise renewal sub-committee chair, reported the sub-committee met with Don Viapree, Cablevision. While it was hoped progress could be made, there is not a lot to negotiate. The competitor, Verizon, has a State-wide franchise, and is set to build out urban areas and county seats. Comcast or other competitors are not going to wire the Town in hopes of attracting new business. Provision for a public access channel and a school channel are under discussion. Mr. Fitzgerald thanked Mr. Robert Sayko for his time spent exploring this issue as part of the sub-committee. Mr. Fitzgerald noted Cablevision is seeking a 15 year contract; however, Mr. Fitzgerald advocates a shorter term agreement given rapidly changing technology.

Mr. Don Viapree, Director of Government Affairs, Cablevision of Monmouth, Inc., stated negotiations are still underway. The public access channel requires a fiber optic return line at a designated building, and 24 hour public education access would be possible. This channel would be controlled by the municipality, and the value of the fiber optic line is \$20,000. Mr. Viapree noted the franchise renewal process is not very flexible.

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

Ms. Virginia Amend questioned if tonight's meeting could be televised. Mr. Viapree indicated if the fiber optic line was installed in this building and the equipment was in place, it would be possible.

Mr. Fulton Wilcox, a resident, questioned what is the Cablevision minimal dilution of subscribers? Mr. Viapree noted it exceeds 50 percent in Colts Neck, but is not the entire town.

An unidentified male questioned if the municipality has discretion over the content shown on the public access channel. Mr. Viapree stated a resident or non-profit organization would have access to the public access channel according to the rules and timeframe established by the municipality. This channel has a wide variety of civic and municipal uses. The unidentified male questioned the First Amendment issue over content asking if the municipality would have a leg to stand on? Mr. Fitzgerald responded there are significant requirements of a public access channel, and this would be explored with the local schools. Mr. Fitzgerald noted the Township does have to express an interest to Cablevision, and this is the Township's request to explore this issue further with Cablevision. Mr. Fitzgerald cannot recommend the Township take on this responsibility, as it does not have the staff to do it. If the School Board wants to proceed, the Township will support them. Mr. Fitzgerald noted no other municipality has experienced First Amendment issues. Mr. Viapree added the public access channel must always be non-commercial.

Ms. Andrea Giannopoulos, School Board President, questioned if there is a school district within Monmouth County that has undertaken this program. Mr. Viapree responded Wall Township just ran its fiber optic cable, while others run the channel through the municipality. Ms. Giannopoulos requested a list of other participating municipalities. Mr. Viapree noted a public access channel tends to start small and grow year by year.

Mr. Fitzgerald noted the contract would include \$10,000 for equipment purchases and \$1,000 per year for ten years for equipment purchases. Counsel Bennett, also a member of the sub-committee, stated this may have to be explored further. The School Board owns the equipment for media production class, and the sub-committee is seeking funds for prior equipment purchased as well as additional equipment. Counsel Bennett stated if the Township is not undertaking the public access station, it would receive the contract money and pass it on to the organization actually handling the project for the Township. Mr. Viapree noted the School Board has between four and six months from January 2011 to decide if they are interested in proceeding. Mayor Florek suggested the School Board send a representative at future sub-committee meetings. Counsel Bennett stated the Township can only negotiate the funding, the School Board must decide if and when they are ready to proceed.

Mr. Vince Domidion questioned if the Township would have control over content and who would make that determination? Mr. Sayko responded stated neither the Township nor the School Board would look at each piece; rather, content would comply with the rules established. Mr. Fitzgerald stated this would be determined at ordinance passage. Counsel Bennett stated once adopted, the established rules must be followed.

Hearing no further comment, Mayor Florek closed the public hearing at 8:55 p.m. Mr. Bowden stated the next meeting of the sub-committee would be in 2011.

6. **PRESENTATION:** NIXLE COMMUNITY INFORMATION SYSTEM. Mr. Schatzle provided an update on the NIXLE System noting this secure community information system is provided at no cost to the Township or its subscribers, is free of commercials and information sharing. Mr. Schatzle introduced Ms. Betty Liu, who is interning on this project. Ms. Liu stressed the need for residents to sign up for this text service and stated she would be

attending meetings and making presentations to various community groups to spread awareness and encourage community participation. In addition, Ms. Liu will be providing press releases about the NIXLE system to local media. Mr. Schatzle stated there were four levels of alerts: Red (initiated by the Chief of Police), Advisory, Community, and Traffic. Mr. Schatzle stated he envisions a link to the Township's website, and posting to Nixle would be done by the Police Chief and the Administrator.

Mr. Robert Sayko stated this is a great idea, noting if the Reverse 911 System was only used twice, thought should be given to the need for continuing that paid notification service.

7. **ORDINANCE 2010-15:** AN ORDINANCE OF THE TOWNSHIP OF COLTS NECK IN THE COUNTY OF MONMOUTH AND THE STATE OF NEW JERSEY AMENDING AND SUPPLEMENTING CHAPTER 102-15 OF THE CODE OF THE TOWNSHIP OF COLTS NECK ENTITLED "FEBES" WAS READ BY TITLE AT SECOND READING BY MAYOR FLOREK. THIS ORDINANCE WOULD MAKE THE PLANNING DEPARTMENT FEES COLLECTED FOR PROCESSING DEVELOPMENT APPLICATIONS CONSISTENT WITH MUNICIPAL COSTS. HEARING NO COMMENTS FROM THE GOVERNING BODY, MAYOR FLOREK OPENED THE MEETING TO PUBLIC COMMENT. HEARING NONE, MAYOR FLOREK CLOSED THE MEETING. MR. SCHATZLE MADE A MOTION TO APPROVE, SECONDED BY MR. FITZGERALD AND UNANIMOUSLY CARRIED.

RECORD OF VOTE						
Committeeman	M	S	Yes	No	NV	Ab
Mayor Florek			X			
Deputy Mayor Schatzle		M	X			
Engel			X			
Eastman			X			
Fitzgerald		S	X			
X - indicates vote NV - Not Voting Ab - Absent M - Moved S - Seconded						

8. **ORDINANCE 2010-16:** AN ORDINANCE OF THE TOWNSHIP OF COLTS NECK IN THE COUNTY OF MONMOUTH AND THE STATE OF NEW JERSEY AMENDING AND SUPPLEMENTING CHAPTER 102-84D6 OF THE CODE OF THE TOWNSHIP OF COLTS NECK WAS READ BY TITLE AT SECOND READING BY MAYOR FLOREK. THE LONG RANGE PLANNING COMMITTEE RECOMMENDED APPROVAL OF THIS ORDINANCE, WHICH AMENDS THE SIZE OF ACCESSORY STRUCTURES IN THE A-1, A-2 AND A-3 ZONES, AND REPLACES THE CURRENT "ONE SIZE FITS ALL" REQUIREMENT FOR ACCESSORY STRUCTURES WITH A FLEXIBLE STANDARD DESIGNED SO THE SIZE, MASS AND VOLUME OF STRUCTURES BEAR A RELATIONSHIP TO THE LOT SIZE. MAYOR FLOREK STATED THERE WERE ADDITIONAL CONSIDERATIONS AND RECOMMENDED A MOTION TO TABLE BE MADE THIS EVENING. MR. SCHATZLE MADE A MOTION TO TABLE THIS ORDINANCE, SECONDED BY MR. FITZGERALD AND UNANIMOUSLY CARRIED.

RECORD OF VOTE						
Committeeman	M	S	Yes	No	NV	Ab
Mayor Florek			X			
Deputy Mayor Schatzle		M	X			
Engel			X			
Eastman			X			
Fitzgerald		S	X			
X - indicates vote NV - Not Voting Ab - Absent M - Moved S - Seconded						

9. **ORDINANCE 2010-17:** AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 201-46.5 OF THE CODE OF THE TOWNSHIP OF COLTS NECK ENTITLED "WIRELESS TELECOMMUNICATIONS TOWERS AND ANTENNAS" WAS READ BY TITLE AT SECOND READING BY MAYOR FLOREK. CURRENT CODE PROVIDES FOR THE EXCLUSION OF ACTIVE RECREATIONAL PARKS, LARGE SCALE PRESERVES, CEMETERIES AND SCHOOLS FROM THOSE PROPERTIES ON WHICH NEW WIRELESS TELECOMMUNICATIONS TOWERS OR ANTENNAS

may be location. This amendment is to place these exclusions in a separate provision to more clearly express the intent of the Governing Body that these properties are not considered appropriate for development with new wireless telecommunications towers or antennas. Hearing no comment from the Governing Body, Mayor Florek opened the meeting to public comment. Hearing none, Mayor Florek closed the meeting. Mr. Fitzgerald made a motion to approve, seconded by Mr. Schatzle and unanimously carried.

RECORD OF VOTE						
Committeeman	M	S	Yes	No	NV	Ab
Mayor Florek			X			
Deputy Mayor Schatzle		S	X			
Engel			X			
Eastman			X			
Fitzgerald			M		X	
X - indicates vote    NV - Not Voting    Ab - Absent    M - Moved    S - Seconded						

**10. ORDINANCE 2010-18: AN ORDINANCE AMENDING CHAPTER 213, TOWING, IN THE TOWNSHIP OF COLT'S NECK** was read by title at second reading by Mayor Florek. This ordinance updates the Municipal Code, which was last changed in 1998. Hearing no comment from the Governing Body, Mayor Florek opened the meeting to public comment.

Mr. Fulton Wilcox asked what is towing? Mayor Florek stated this ordinance pertains to the manner in which towing is handled within the Township, including fees and insurance requirements, and outlines the towing process.

Mr. Don Boyce, Branning Auto Body, stated road service fees and lock out rates were not included. He requested the adoption of this ordinance be delayed until the omissions were addressed and the rates reflect current pricing. Mayor Florek stated the process permits vendors to submit bids for towing services. If the vendor cannot operate within the rates established, they should not submit a bid to the Township.

Hearing no further comments, Mayor Florek closed the meeting. Mr. Fitzgerald made a motion to approve, seconded by Mr. Schatzle and unanimously carried.

RECORD OF VOTE						
Committeeman	M	S	Yes	No	NV	Ab
Mayor Florek			X			
Deputy Mayor Schatzle		S	X			
Engel			X			
Eastman			X			
Fitzgerald			M		X	
X - indicates vote    NV - Not Voting    Ab - Absent    M - Moved    S - Seconded						

**11. RESOLUTION 2010-147: RESOLUTION URGING THE NEW JERSEY LEGISLATURE AND STATE OFFICIALS TO RESTORE IN FULL ALL ENERGY TAX RECEIPT AND CONSOLIDATED MUNICIPAL PROPERTY TAX RELIEF AND FUNDING** was read by title by Mayor Florek. This resolution petitions the Governor, State Legislative leaders and all members of the State Senate and Assembly to immediately restore in full all Energy Tax Receipt and Consolidated Municipal Property Tax Relief Aid funding, thereby respecting and affirming the historic and fiduciary obligation as collector of former municipal revenues. Mr. Fitzgerald made a motion to approve, seconded by Mr. Engel and unanimously carried.

RECORD OF VOTE						
	M	S	Yes	No	NV	Ab
Committeeman			X			
Mayor Florek			X			
Deputy Mayor Schatzle			X			
Engel	S		X			
Eastman			X			
Fitzgerald	M		X			
X - indicates vote NV - Not Voting Ab - Absent M - Moved S - Seconded						

12. **RESOLUTION 2010-148:** RESOLUTION CONFIRMING AWARD OF BID, RECYCLING SERVICES, CURBSIDE COLLECTION AND DROP OFF CENTER, TWO-YEAR AWARD FOR 2011 AND 2012 was read by title by Mayor Florek. This resolution awards a two-year bid for recycling services to Waste Management of Ewing, New Jersey, for 2011 and 2012. The cost for curbside collection is \$44,196 per year, and the drop off center is an estimated \$2,080 per year. Counsel Bennett reviewed the bid proposal and noted this results in substantial savings to the Township (\$35,000 per year), and he recommends award. Mr. Fitzgerald made a motion to approve, seconded by Mr. Engel and unanimously carried.

RECORD OF VOTE						
	M	S	Yes	No	NV	Ab
Committeeman			X			
Mayor Florek			X			
Deputy Mayor Schatzle			X			
Engel	S		X			
Eastman			X			
Fitzgerald	M		X			
X - indicates vote NV - Not Voting Ab - Absent M - Moved S - Seconded						

13. **RESOLUTION 2010-149:** AUTHORIZING FORMAL TRANSFER OF FUNDS, 2010 BUDGET, was read by title by Mayor Florek. Mayor Florek stated this resolution authorizes the transfer of \$2,000 from Engineering Services, Other Expenses, to Snow Removal, Other Expenses, to cover additional expenses. Both categories are within the CAPS. Mr. Schatzle made a motion to approve, seconded by Mr. Engel and unanimously carried.

RECORD OF VOTE						
	M	S	Yes	No	NV	Ab
Committeeman			X			
Mayor Florek			X			
Deputy Mayor Schatzle	M		X			
Engel	S		X			
Eastman			X			
Fitzgerald			X			
X - indicates vote NV - Not Voting Ab - Absent M - Moved S - Seconded						

14. **RESOLUTION 2010-150:** RESOLUTION CONFIRMING 2011 TOWNSHIP COMMITTEE MEETING SCHEDULE was read by title by Mayor Florek. Mr. Schatzle made a motion to approve, seconded by Mr. Engel and unanimously carried.

RECORD OF VOTE						
	M	S	Yes	No	NV	Ab
Committeeman			X			
Mayor Florek			X			
Deputy Mayor Schatzle	M		X			
Engel	S		X			
Eastman			X			
Fitzgerald			X			
X - indicates vote NV - Not Voting Ab - Absent M - Moved S - Seconded						

15. **MOTION TO ADOPT A CONSENT AGENDA:**

16. **RESOLUTION 2010-151:** RESOLUTION AUTHORIZING CANCELLATION OF 2010 TAX DEBIT AND CREDIT BALANCES OF LESS THAN \$1.00.

17. **RESOLUTION 2010-152:** RESOLUTION AUTHORIZING SENIOR CITIZENS, DISABLED PERSONS AND VETERANS ALLOWANCE.

18. **RESOLUTION 2010-153:** RESOLUTION AUTHORIZING REFUND OF TAX OVERPAYMENTS FOR 2009 AND 2010.

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

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

19. **DISCUSSION:** THREE YEAR FINANCIAL PROJECTIONS. Mr. Eastman stated he met with the Administrator to see what effect a 2% property tax cap would have in the next three budget years. Budget shortfalls are projected as follows: 2011, \$1,660,964; 2012, \$1,549,331; 2013, \$1,348,982. Mr. Eastman stated he met with the Township Administrator, Deputy Mayor and Chief Financial Officer to discuss the situation, which is a work in progress. Meetings will continue as the budget process unfolds.

Mr. Schatzle provided insight into how the Township arrived at the projected deficits. For the years 2008 through 2010, the Township lost \$493,639 in State Aid. To mitigate the loss of State Aid and meet the demands of the property tax CAPs, the Township used all but \$150,000 in surplus to support the 2010 budget and utilized a school tax deferral of \$800,000 to supplement surplus. In 2009, the CFO realized \$300,000 in interest earned; for 2010, this amount is estimated at \$120,000. In 2000, some \$545,000 was realized through investment income. The tax collection rate has decreased from 99.3% to 98.9%, which equals roughly \$200,000 in uncollected taxes. The 2010 tax appeals will result in a loss of taxes currently estimated at \$600,000 or more. New tax ratables have been averaging approximately \$10 million for the last three years multiplied by the municipal portion of the tax rate (.170) equals only \$17,000 of new tax dollars for municipal purposes each year. The 2010 projection is for slightly higher growth of \$15 million. Added all together, it becomes easier to understand why all New Jersey municipalities are faced with difficult decisions that affect personnel and the delivery of public services.

Mayor Florek commented the Township lost a total of \$500,000 in State Aid since 2008, and is looking at a three year projection for budgeting. Mayor Florek stated the Township must make it work with the money it has.

20. **ADMINISTRATIVE REPORT:** Mr. Bowden had nothing further to add to his Administrative Report.

**21. MOTION TO APPROVE VOUCHERS:** Mr. Schatzle reviewed the vouchers, noting all were in order, and are as follows:

Animal Control	\$498.54
Capital Fund	\$8,827.00
Construction Trust	\$25,971.48
Current Fund	\$732,813.95
Escrow	\$30,985.81
Grant Fund	\$6,619.18
Trust Fund	<u>\$16,357.18</u>
<b>TOTAL APPROVED:</b>	<b>\$822,073.14</b>

Mr. Schatzle made a motion to approve, seconded by Mr. Fitzgerald, and unanimously carried.

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

**22. TOWNSHIP COMMITTEE REPORTS**

Mr. Fitzgerald reported the Friends of the Library are having their annual art show and sale this weekend in the Library. Mr. Fitzgerald noted the pieces are quite nice and are well priced. Mr. Fitzgerald urged all to attend.

Mr. Fitzgerald reported the Environmental Commission is discussing the recent rash of residential wells running dry this past year during the drought. He stated the Environmental Commission is considering designating "drought sensitive" areas within the Township.

Mr. Fitzgerald report the New Jersey DEP public hearing relative to the request by Trump National Golf Club to modify their water diversion permit is scheduled for Wednesday, January 19, 2011, at 1:00 p.m., Town Hall Meeting Room. Mr. Fitzgerald stated the application is seeking diversion of 40 million gallons per year in addition to 17 million gallons taken from aquifers. Mayor Florek urged residents to attend the public hearing to express their opinion on this application. For those unable to attend the hearing, written comments must be received by the DEP on or before December 30, 2010 to be considered (Information is posted on the Township's website.)

Mr. Engel had no report this evening.

Mr. Schatzle had no report this evening.

Mr. Eastman reported the Historic Preservation Committee had a successful house tour; the proceeds of which will be used to replace the "Welcome to Colts Neck" signs. Mr. Eastman reported Thomas Jefferson was at his home, and the day proved to be most enjoyable.

Mayor Florek reported there was one COAH challenge by a landowner, who requested and was granted a stay.

Mayor Florek stated the Fire Department budgeted \$225,000 in its 2010 budget to refurbish a fire truck; however, repairs are estimated at \$292,000 and total replacement is estimated at \$500,000. The Fire Department will wait until the 2011 budget cycle to address this issue. Mayor Florek noted based on State requirements, perfectly good equipment cannot be utilized after a certain time period, and funds must be allocated for replacement.

Counsel Bennett requested confirmation that Agenda Item 8, Ordinance 2010-16, was tabled this evening. Mayor Florek responded in the affirmative noting it is tabled to be addressed at a later date.

**23. COMMENTS FROM THE PUBLIC:**

Mayor Florek opened the meeting to public comment.

Ms. Elaine Mann, a resident, questioned the amount of money made by the Historic Preservation Committee's house tour. Mr. Eastman responded noting he estimates approximately 150 people visited his home, but he does not know the particulars on the amount of money collected for the tour. Ms. Mann requested public disclosure of an issue recently occurring within the Fire Department. Mayor Florek stated there is a potential issue being handled by the County Prosecutor pertaining to a potential misuse of funds. Mayor Florek stated until the County Prosecutor issues a statement, the Governing Body will not be addressing this issue.

Mr. Robert Sayko commented on a potential line of sight problem on Conover Road, where cars exceed a 40 mph speed limit and large trees impair full vision when entering the school property. Mr. Sayko urged the homeowner be asked to cut back the offending trees. Mr. Bowden stated he will attempt to secure voluntary cooperation from the homeowner. Mr. Sayko urged the lowering of the speed limit on Conover Road.

Mr. Fulton Wilcox asked for a copy of the three-year budget projections discussed this evening. Mayor Florek provided a copy to Mr. Wilcox.

Mr. Vince Domidion stated he does not have cable service and has experienced his television signal disappearing late Saturday evening/early Sunday morning. Mr. Domidion questioned if the antennae or the broadcast is being turned down. Mr. Domidion stated he plans to contact the FCC on this issue.

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

- 24. RESOLUTION 2010-154: EXECUTIVE SESSION. Mr. Schatzle made a motion to adjourn, seconded by Mr. Fitzgerald and unanimously carried by voice vote. Mr. Bowden advised they do not anticipate formal action being taken this evening.**

RECORD OF VOTE						
Committeeman	M	S	Yes	No	NV	Ab
Mayor Florek			X			
Schatzle		M	X			
Engel			X			
Eastman			X			
Fitzgerald		S	X			
X - Indicates vote    NV - Not Voting    Ab - Absent    M - Moved    S - Seconded						

Meeting adjourned at 9:43 p.m.

Motion by Mr. Engel, seconded by Mr. Eastman, and unanimously carried to adjourn Closed Session and reconvene in Public Session.

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

Motion by Mr. Engel, seconded by Mr. Fitzgerald, and unanimously carried to adjourn meeting.

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

Meeting adjourned at 10:20 p.m.



Robert Bowden  
Township Administrator/Municipal Clerk

Attachment

MAYOR KENNETH F. FLOREK  
2010 YEAR END REMARKS

- Welcomed newly elected Committeeman Michael Fitzgerald.
- Adopted some 140 resolutions and 17 ordinances.
- Concluded revaluation of all Township properties.
- Adopted \$11.6 million Township budget, which reduced spending in virtually every department and on virtually every Board and Committee, with increases resulting from reduced State Aid and Energy Tax receipts, increased pension obligations and contractual wage increases.
- Saw the successful conclusion to our litigation against the Navy to prohibit the privatization of housing at Earle Naval Weapons Station.
- Completed reinvention of Township website.
- Reviewed and resolved defeated local and regional school board budgets with the agreement of the Board of Education.
- Approved shared service agreement with County Health Department for bioterrorism response and public health emergencies.
- Renewed shared service agreement with County for Police dispatching and 911 calls.
- Closed on purchase of five acre preservation parcel along Route 520 for \$240,000. County funded \$100,000 and Green Acres \$120,000.
- Adopted Bond Ordinance for \$300,000 for paving of Heyers Mill Road from Route 537 to Flock Road. \$175,000 of this amount is funded by a State Transportation Grant. Work to start in Spring 2011.
- Approved referendum to reduce dedicated Open Space Tax from 2.5 cents to 1.2 cents per \$100 of assessed valuation to adjust for the revaluation numbers. This was approved by voters last month by a vote of 2,286 yes, 587 no.
- Approved Nixel Information System, which will be implemented in the near future.
- Urged Governor and State Legislature not to reduce Energy Tax Receipts or consolidated Municipal Property Tax Relief Aid.

- Supported legislation to abolish COAH and saw the withdrawal of the third round obligations. Current proposals suggest that the new regulations will now take into account the environmentally sensitive nature of Colts Neck, reducing our third round obligation from 66 units to 1 unit.
- Supported legislation to implement all of the Governor's "tool kit" proposals.