

**TOWNSHIP OF COLTS NECK
TOWNSHIP COMMITTEE MEETING
DECEMBER 9, 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 led by Doug Phillips, Head Coach CNHS Girls Soccer Team. The following statement was read by 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 December 9, 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: Mayor James Schatzle, Deputy Mayor Thomas Orgo, Committeemen Jarrett Engel, Michael Fitzgerald, and Russell Macnow

Also Present: Township Administrator Kathleen Capristo; Municipal Clerk Beth Kara; and Township Counsel John O. Bennett, III, Esq.

Absent: None

- 1. APPROVAL OF MINUTES:** MEETING OF November 12, 2015. Mr. Macnow made a motion to approve, seconded by Mr. Fitzgerald and carried by Messrs. Schatzle, Orgo, Fitzgerald and Macnow; Mr. Engel abstained.

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

- 2. MAYOR'S PROCLAMATION** IN RECOGNITION OF COLTS NECK HIGH SCHOOL GIRLS SOCCER TEAM. Mayor Schatzle was joined by Coach Phillips and Team Captains and read the Proclamation in full. Coach Phillips spoke of the success of this year's winning team, and thanked the Assistant Coaches, Team Captains, Team Members and the parents. Coach Phillips noted three Seniors would be leaving for college, and he hopes to continue the success of the CNHS Girls Soccer Team. Mr. Fitzgerald noted this team is ranked No. 6 in the Nation. Mayor Schatzle reflected this is as much the parents victory as their daughters, and spoke of the many years of practice, motivation and support that led to the girls victory this year. The team received a standing ovation and photographs were taken.

Mayor Schatzle called a for five minute recess at 7:40 p.m.

Mayor Schatzle called the meeting to order at 7:45 p.m.

3. **PRESENTATION:** CONSERVATION EASEMENT, 460 Route 34, Block 31, Lot 4 – Mr. John Guinco, representing his client and Mr. David Kostka, Environmental Commission Chair, discussed their positions regarding the conservation easement. Mr. Kostka stated the seven recommendations made by the Environmental Commission in correspondence to the Township Committee, dated April 6, 2015, were again reviewed after reviewing the Supplement to Application material, dated November 5, 2015, submitted by the attorney for the applicant. Mr. Kostka stated the Environmental Commission spent considerable time and effort to insure an appropriate environmental response to the conservation easement violations, and in its correspondence to the Township Committee, dated December 7, 2015, the Commission recommended the Township Committee accept the seven recommendations made in its April 6, 2015 correspondence. Discussion ensued. The Township Committee was polled, and Messrs Fitzgerald and Engel agreed with the seven recommendations of the Environmental Commission, while Messrs. Macnow, Orgo and Schatzle agreed with six recommendations and agreed to move the fence an additional two feet past the concrete walkway. Mr. Guinco will be preparing the required ordinance to be reviewed by Township Counsel Bennett, and Counsel Bennett’s fees associated with this issue will be assumed by the applicant:

4. **RESOLUTION 2015-129:** RESOLUTION CONFIRMING PURCHASE OF 2016 KENWORTH MODEL T-470 HOOK LIFT TRUCK THROUGH THE SOMERSET COUNTY COOPERATIVE PRICING SYSTEM, #2-SOCCP (\$199,823.00) was read by title by Mayor Schatzle. This resolution had been tabled at the November 12 Township Committee meeting for discussion this evening. Discussion ensued, and Mayor Schatzle advised he had spoken with Mr. Thompson about the uses of this truck and both had seen the truck displayed at the recent NJLM Conference. Funds were secured through the Monmouth County Improvement Authority. Mr. Macnow made a motion to approve, seconded by Mr. Engel and carried by Messrs. Schatzle, Engel, Fitzgerald and Macnow, Mr.Orgo opposed.

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

5. **RESOLUTION 2015-134:** RESOLUTION AUTHORIZING PROFESSIONAL APPRAISAL OF BLOCK 10, LOT 8, PURSUANT TO STATE AND COUNTY REQUIREMENTS FOR DEVELOPMENT EASEMENT ACQUISITIONS (CURINI APPRAISAL COMPANY, INC.) was read by title by Mayor Schatzle. Mayor Schatzle noted two property appraisals are required under the Farmland Preservation Program. One of the two lowest bidders is Curini Appraisal Company, Inc. of Hamilton, New Jersey at a cost of \$3,499.00. The property to be appraised is known as Crystal Brook Farm on Laird Road. 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			
Deputy 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 2015-135:** RESOLUTION AUTHORIZING PROFESSIONAL APPRAISAL OF BLOCK 10, LOT 8, PURSUANT TO STATE AND COUNTY REQUIREMENTS FOR DEVELOPMENT EASEMENT ACQUISITIONS (BETTINA DURMASKIN SHOLK) was read by title by Mayor Schatzle. Mayor Schatzle noted the second lowest bidder for the appraisal is Bettina Durmaskin Sholk, MS, MBA, SCGRE, of East Brunswick, New Jersey at a cost of \$3,590.00. 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			
Deputy Mayor Orgo			X			
Engel			X			
Fitzgerald	M		X			
Macnow		S	X			
M - Moved S - Seconded X - indicates vote NV - Not Voting Ab - Absent						

7. **RESOLUTION 2015-136:** RESOLUTION AUTHORIZING FORMAL TRANSFER OF FUNDS – 2015 BUDGET was read by title by Mayor Schatzle. Mayor Schatzle stated this resolution authorizes the transfer of \$28,500.00 from General Administration, Salaries and Wages (\$20,000.00) and Social Security System (\$8,500.00) to Revenue Administration (Tax Collection), Salaries and Wages (\$7,500.00) to cover additional salaries; and Legal Services (Legal Department), Other Expenses (\$5,000.00); Engineering Services, Other Expenses (\$2,000.00); Police Department, Other Expenses (\$11,000.00); and Maintenance of Parks, Other Expenses (\$3,000.00) to cover additional expenses. 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			
Deputy Mayor Orgo			X			
Engel			X			
Fitzgerald	M		X			
Macnow		S	X			
M - Moved S - Seconded X - indicates vote NV - Not Voting Ab - Absent						

8. **RESOLUTION 2015-137:** RESOLUTION AUTHORIZING APPLICATION FOR COLTS NECK ALLIANCE FOR THE PREVENTION OF ALCOHOLISM AND DRUG ABUSE 2015-2016 GRANT FUNDING was read by title by Mayor Schatzle. The grant application period is July 1, 2015 through June 30, 2016 for the following:

Alliance DEDR Allocation	\$22,150.00
Cash Match	\$ 5,537.50
In-Kind Match	\$16,612.50
Total Alliance Budget	\$44,300.00

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			
Deputy Mayor Orgo			X			
Engel	M		X			
Fitzgerald			X			
Macnow		S	X			
M - Moved S - Seconded X - indicates vote NV - Not Voting Ab - Absent						

9. MOTION TO ADOPT A CONSENT AGENDA:

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.

***RESOLUTION 2015-138:** RESOLUTION AUTHORIZING RELEASE OF MAINTENANCE GUARANTEE, PLANNING BOARD APPLICATION NO. 696 (ST. MARY'S CHURCH)

***RESOLUTION 2015-139:** RESOLUTION AUTHORIZING SENIOR CITIZENS AND VETERANS ALLOWANCE

***RESOLUTION 2015-140:** RESOLUTION APPROVING INSERTION OF SPECIAL ITEM OF REVENUE, DIVISION OF CRIMINAL JUSTICE, BODY ARMOR GRANT (\$2,183.88)

Mr. Macnow made a motion to approve, seconded by Mr. Engel and all but Resolution 2015-138 were unanimously carried. Mr. Fitzgerald noted he was conflicted out of approving Resolution 2015-138 and abstained.

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

10. ADMINISTRATIVE REPORT: Ms. Capristo had nothing to add to the Administrative Report this evening.

Ms. Capristo reported the Little Soldiers Toy Drive has been successful this year and 70 wish stars were fulfilled for the children of deployed military parents. Ms. Capristo thanked the Township Committee, employees and the Trump National organization and its members for this year's response.

Ms. Capristo advised the Colts Neck Police Department does provide house checks for those residents away on travel, especially during the holidays. Interested residents should contact the Police Department directly (732-780-7323) to make arrangements.

11. **MOTION TO APPROVE VOUCHERS:** Mr. Fitzgerald recommended approving the vouchers, as follows:

Animal Control	\$162.96
Capital Fund	\$1,415.64
COAH	\$1,992.82
Construction Trust	\$19,688.70
Current Fund	\$1,377,003.98
Excrow	\$30,034.49
Grant Fund	\$3,371.39
Trust Fund	<u>\$40,184.20</u>
TOTAL:	<u>\$1,473,854.18</u>

Mr. Fitzgerald made a motion to approve, seconded by Mr. Engel and with the exception of the following abstentions, were unanimously carried. Mayor Schatzle* abstained from approving payment to T&M Associates, Inc., and Mr. Macnow** abstained from approving payment to Sakoutis Brothers Disposal Inc.

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

12. **TOWNSHIP COMMITTEE REPORTS**

Mr. Engel had no report this evening.

Mr. Fitzgerald reported the Planning Board is quiet. Mr. Fitzgerald noted there have been incidents of arsenic found in soil, which was used in farming.

Mr. Fitzgerald reported the Shade Tree Commission does have the power to authorize the removal of trees, and there are a number of trees under review. The Shade Tree Commission is working with the Township Administrator to define its powers and formalize a notification policy to the Township Administrator for coordination with the Shade Tree Commission.

Mr. Macnow reported COAH litigation is very active, and spoke of the expertise of the COAH Subcommittee and the work they are doing to ensure the Township's affordable housing obligation is consistent with what the Township can accommodate.

Mr. Macnow reported a significant increase in reported deer-related motor vehicle incidents and deer reported on the side of the road. Mr. Macnow stated the last report showed more than one incident per day occurred for the October/November period. Mr. Macnow stated the Wildlife Subcommittee may have to reconvene to determine necessary action, noting the hunters are active and deer are being taken. Mr. Orgo commented the rut is due to end in three weeks; however, the weather has been warm, and he urged everyone to be careful when driving.

Mr. Orgo reported the Colts Neck Business Association (CNBA) had a good turn out at its monthly meeting today in Town Hall, and the Officers for 2016 were announced. The CNBA toy drive benefitted the children of the Ashley Lauren Foundation and Danielle's Wish.

Mr. Orgo reported the Farmland Preservation of Crystal Brook Farm will take a while, but it is proceeding.

Mayor Schatzle reported there have been many news stories on the Monmouth County Assessment Demonstration Program lately. The Township has the option to opt out of the program; however, the 2016 assessments have been established and opting out at this point would have no impact in 2016. The Township Administrator will be following this issue, as there is much discussion among her peers, and will be reporting back to the Township Committee with the latest information. Mayor Schatzle advised the Township Committee and Administrator are following this issue closely.

Mayor Schatzle reported he had a briefing today by the new Commander at NWS Earle, which included the history of the base. Mayor Schatzle noted the Commander changes every two years and the Township has a good neighbor relationship with NWS Earle.

Mayor Schatzle reported the Historic Preservation Committee is hosting a Christmas event at the Montrose Road School House on Sunday, December 13, from 1:00 p.m. to 4:00 p.m. Mayor Schatzle noted this is a most enjoyable event for both children and adults and urged all to attend.

Mayor Schatzle reported the annual tree lighting and program was most successful this past weekend; the weather was perfect. Mayor Schatzle thanked the Recreation Committee and staff and the many volunteers and participants for making this year's event such a success.

Mayor Schatzle stated the North Pole mailbox is in place in Town Hall, and it usually takes Santa about one week to reply from the North Pole.

Mayor Schatzle thanked the First Aid Squad and Fire Department volunteers for their service to the community.

13. COMMENTS FROM THE PUBLIC

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

Mr. Vince Domidion, a resident and Chair of the Monmouth County Planning Board, thanked the Township for proceeding with efforts toward preserving Crystal Brook Farm, noting this is a real working farm. Mr. Domidion advised the DEP had developed new wastewater Management rules. Mr. Domidion spoke of high density housing and its impact on the water supply watersheds. Mr. Domidion provided his thoughts on this issue, which will be reviewed by the Environmental Commission, and Planning, and may come back to the Township Committee. Mr. Domidion and Mr. Fitzgerald discussed the impact on COAH and the State Plan mapping.

Ms. Judy Laufer, a resident and member of the Recreation Committee, reminded letters to Santa should include a return address. Ms. Laufer advised she was hit by a deer on Vandenburg Road, which is in Marlboro, and would not have been included in the Colts Neck statistics.

Mr. Bill Sharo, farm stand owner on Route 34 and Laird Road indicated he is seeking to extend the operation of his farm stand permit from 9 months to 12 months. Mayor Schatzle noted he has frequented this business, commenting this property had been vacant for close to five years. Mayor Schatzle advised there are two ways to address this issue: through Mr. Anfuso to address what zoning changes would need to be made, and through the right to farm provisions. Mayor Schatzle noted he had spoken with his fellow Committeemen, who are business people and support businesses within the Town; however, the authority to make the change requested does not lie with the Township Committee.

Mr. Jeffrey Sauter, a resident, requested an update on the Police Department building project. Mayor Schatzle stated there is no update and it is still under review. Mr. Sauter advised he has spoken with Mr. Antonides regarding the unspent capital funds report previously provided and questioned unspent COAH funds, funds related to Town Hall roof and generator, and unspent open space funds. Messrs. Macnow and Orgo responded and a response will be provided to Mr. Sauter. Mr. Sauter commented on Mr. Engel's future; and Mayor Schatzle stated there was no update.

Ms. Debbie Evankow, a resident and President of the First Aid Squad, thanked Mayor Schatzle for his nine years of service to the Township on the Township Committee.

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

Mayor Schatzle advised there are two meetings of the Township Committee, one next Wednesday, December 16, 2015, 7:30 p.m., which will be the last meeting of the year, and the Reorganization meeting Sunday, January 3, 2016, 4:00 p.m. in the Courthouse.

14. **RESOLUTION 2015-141:** EXECUTIVE SESSION was read by title by Mayor Schatzle. Mr. Macnow made a motion to approve, seconded by Mr. Orgo and unanimously carried by voice vote.

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

The regular meeting adjourned at 9:15 p.m.

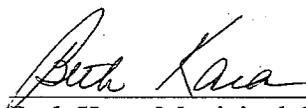
Motion by Mr. Macnow, seconded by Mr. Fitzgerald and unanimously carried to adjourn Closed Session.

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

Motion by Mr. Macnow, seconded by Mr. Orgo and unanimously carried to reconvene in Public Session and adjourn meeting.

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

The meeting adjourned at 10:30 p.m.


 Beth Kara, Municipal Clerk