

**TOWNSHIP OF COLTS NECK
COMMITTEE MEETING
FEBRUARY 24, 2016, 7:30 P.M.
TOWN HALL**

The meeting of the Colts Neck Township Committee was called to order at 7:30 p.m. by Mayor Orgo followed by a salute to the flag. 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 17, 2015 stating that the regular meeting of the Colts Neck Township Committee would be held February 24, 2016 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 Thomas Orgo, Deputy Mayor Michael Fitzgerald, Committeemen Russell Macnow, J.P. Bartolomeo, and Edward Eastman, Jr.

Also Present: Township Administrator Kathleen Capristo; Municipal Clerk Beth Kara; and Township Counsel Meghan Bennett-Clark, Esq., and Counsel John O. Bennett, III, Esq., (arriving later)

Absent: None

- APPROVAL OF MINUTES:** MEETING OF FEBRUARY 10, 2016. Mr. Macnow made a motion to approve, seconded by Mr. Fitzgerald and carried by Messrs. Orgo, Fitzgerald, Macnow and Eastman; Mr. Bartolomeo abstained.

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

- ANNOUNCEMENT:** Mayor Orgo announced the 2016 budget review workshop sessions would be held in the Town Hall meeting room on February 27, 8:30 a.m.; March 3, 5:30 p.m. and March 5, 8:30 a.m. Mayor Orgo stated the public is encouraged to attend these sessions.
- MAYOR'S PROCLAMATION:** IN RECOGNITION OF FRANKIE TAGLIAFERRI, CNHS GIRLS SOCCER TEAM FORWARD. This Proclamation was postponed to a future meeting, as Ms. Tagliaferri was not available this evening.
- MAYOR'S PROCLAMATION:** IN RECOGNITION OF COLTS NECK HIGH SCHOOL NAVY JUNIOR RESERVE OFFICERS TRAINING CORPS CANDIDATES. Mayor Orgo read the Proclamation in full and presented it to the NJROTC Cadets, Major Penczak, USMC (Ret.), and Mr. Daniel Simon, School Principal. The Proclamation recognized the achievements of the Cadets, recognized the National competition in which they will be competing in Florida this April, and proclaimed February 25, 2016 Colts Neck High School Navy Junior Reserve Officers Training Corps Day within the Township of Colts Neck. The cadets received a standing ovation and photographs were taken.
- MAYOR'S PROCLAMATION:** PROCLAIMING MARCH 2, 2016 AS "READ ACROSS AMERICA DAY" WITHIN THE TOWNSHIP OF COLTS NECK. Mayor Orgo read the Mayor's Proclamation in full and urged all citizens of Colts Neck to ensure that every child is in a safe place reading together with a caring adult on March 2, 2016. In addition, the Governing Body endorsed NEA's Read Across

America and Read Across America-NJ and recommits the community to engage in programs and activities to make America's children the best readers in the world. Mayor Orgo stated he will be reading a favorite Dr. Seuss book to the children at the Library on March 9th.

6. **MAYOR'S PROCLAMATION:** PROCLAIMING MARCH 2016 AS COLORECTAL CANCER AWARENESS MONTH WITHIN THE TOWNSHIP OF COLTS NECK. Mayor Orgo read the Proclamation in full, whereby March 2016 is proclaimed as Colorectal Cancer Awareness Month within the Township of Colts Neck. Ms. Michele Battista, a resident, spoke about her first-hand experience and noted this is her third year promoting this treatable and beatable cancer. Ms. Battista noted "Wear Blue Day" is March 4, 2016, urged all to participate by wearing blue, and reported the Two River Times is planning an article on Colorectal Cancer Awareness. Ms. Battista was presented with the Proclamation to be displayed at the Colts Neck Library book exhibit on colorectal cancer. Ms. Battista received a standing ovation and photographs were taken.

7. **PRESENTATION:** PRESENTATION OF THE COLTS NECK FIRST AID SQUAD JOHN MATTALIANO JR. SCHOLARSHIP AWARD. Ms. Denise Horneck, Cadet Advisor, presented Dalton Hamlin with the 2015 award for his volunteer service to the community. In 2015, Dalton Hamlin, a high school student, went on 232 First Aid calls, with each call averaging one hour to 1.5 hours long. In addition, Dalton handled the parking for the Fair from open to close each day, donated blood and volunteered for stand by's and rig duty. In addition, he filled in for the Second Lieutenant at meetings, volunteered for the Boy Scout event, took the EMT course and will be taking the EMT exam soon. Dalton plans to attend a New Jersey University to enable him to return on weekends and breaks to continue participating in calls. For his many hours volunteering through the First Aid Squad, Mr. Dalton Hamlin is considered to embody the characteristics sought for the John Mattaliano, Jr. Award. Mr. Hamlin received a standing ovation and photographs were taken.

8. **ORDINANCE 2016-5:** ORDINANCE AMENDING AND REVISING CHAPTER 29, FIRE PREVENTION BUREAU, §29.7, PERMITS AND FEES was read by title at second reading by Mayor Orgo. Mayor Orgo advised this ordinance would permit the granting of a fee waiver for nonprofit and government bodies and organizations by the designee of the Township Committee. Hearing no comments from the Governing Body, Mayor Orgo opened the public hearing. Hearing no comments, Mayor Orgo closed the public hearing. 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 Orgo			X			
Deputy Mayor Fitzgerald		S	X			
Macnow	M		X			
Bartolomeo			X			
Eastman			X			
M - Moved S - Seconded X - indicates vote NV - Not Voting Ab - Absent						

9. **RESOLUTION 2016-35:** RESOLUTION AUTHORIZING FORMAL TRANSFER OF FUNDS-2015 BUDGET was read by title by Mayor Orgo. This resolution authorizes the transfer of \$4,200.00 from Gasoline to Recycling, Other Expenses (\$2,000.00); and Recreation, Other Expenses (\$2,200.00). Mr. Macnow made a motion, seconded by Mr. Fitzgerald and unanimously carried.

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

10. **RESOLUTION 2016-40:** RESOLUTION AUTHORIZING AN AMENDMENT TO SHARED SERVICES AGREEMENT BETWEEN THE TOWNSHIP OF COLTS NECK AND THE TOWNSHIP OF MARLBORO FOR USE OF THE MARLBORO SWIM CLUB was read by title by Mayor Orgo. Mr. Fitzgerald noted the original agreement began in 2012 to enable Colts Neck residents to become members of the Marlboro Swim Club at the same rate as Marlboro residents. The amendment would permit membership rate increases as follows: family, from \$549 to \$561; individual from \$272 to \$283, and Seniors from \$130 to \$141. Since inception, this has been a popular program with Colts Neck residents. Mr. Fitzgerald made a motion to approve, seconded by Mr. Bartolomeo and unanimously carried.

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

11. **RESOLUTION 2016-41:** RESOLUTION PROVIDING MUNICIPAL CONSENT FOR SUEZ WATER TOMS RIVER INC. (FORMERLY KNOWN AS UNITED WATER TOMS RIVER INC.), TO PROVIDE WATER AND SEWER SERVICE PREVIOUSLY PROVIDED BY S.B. SEWER COMPANY, INC. was read by title by Mayor Orgo. Mr. Eastman stated he did not receive an attachment and is reluctant to vote for passage without reviewing this document. The Governing Body concurred and Mr. Macnow made **A MOTION TO TABLE**, seconded by Mr. Fitzgerald and unanimously carried. This resolution will be placed on a future agenda.

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

12. **RESOLUTION 2016-42:** RESOLUTION AUTHORIZING AWARD OF CONTRACT FOR PROFESSIONAL SERVICES PURSUANT TO N.J.S.A. 19:44A-20.5 WITH AN ESTIMATED VALUE THAT MAY EXCEED \$17,500 was read by title by Mayor Orgo. Mr. Macnow advised this resolution would appoint Ronald L. Israel, Chiesa Shahinian & Giantomasi PC, as the Township's primary Special Counsel for Affordable Housing to assist the Township in defending the COAH obligation. Mr. Macnow made a motion to approve, seconded by Mr. Eastman and unanimously carried.

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

13. **RESOLUTION 2016-43:** RESOLUTION AUTHORIZING THE RELEASE OF PERFORMANCE GUARANTEE AND ACCEPTANCE OF MAINTENANCE GUARANTEE, PLANNING BOARD APPLICATION NO. 565, (BLOCK 41.01, LOTS 4, 5, 7 – HAMBLETONIAN ESTATES) was read by title by Mayor Orgo. Mr. Macnow made a motion to approve, seconded by Mr. Fitzgerald and unanimously carried.

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

14. **ADMINISTRATIVE REPORT:**

Ms. Capristo reported the County has reached out and the Township plans to host a free shredding event scheduled October 1, 2016. Ms. Capristo noted this is a very popular event and information would be posted on the website and noted in future Township Committee meetings.

d

15. **MOTION TO APPROVE VOUCHERS:** Mr. Fitzgerald noted he reviewed the vouchers and with the exception of two vouchers noted below, recommends approval as follows:

Animal Control	\$85.77
Capital Fund	\$4,301.83
COAH	\$6,974.00
Construction Trust	\$11,122.88
Current Fund	\$5,067,568.98
Escrow	\$15,749.98
Farmland Preservation Trust	\$3,499.00
Grant Fund	\$3,400.00
Trust Fund	\$9,561.99
TOTAL	<u>\$5,122,264.43</u>

Mr. Macnow made a motion to approve, seconded by Mr. Eastman and unanimously carried. Mayor Orgo abstained from approving payment to Pine Tree Landscaping* and Mr. Macnow abstained from approving payment to Sakoutis Brothers Disposal Inc.*

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

16. **TOWNSHIP COMMITTEE REPORTS**

Mr. Bartolomeo reported on Sports Foundation activities: baseball opening day is April 9, the father daughter dance was held February 28 and was a success, and the Blueclaws trip scheduled in June has an estimated turnout between 400 and 500 people.

Mr. Bartolomeo attended the February meeting of the Senior Citizens Club, where a recap of the weekend storm was given, discussion on storm damage to mailboxes and high piles of snow. Out of 120 members attending, only 2 were not enrolled in the Township's Swift 911 emergency alert system.

Mr. Bartolomeo attended the Board of Education's presentation of achievements in the study of robotics for the 7th grade. This was a pilot program introduced as curriculum this year and is part of the S.T.E.M. (Science, Technology, Engineering, Medical) Program. This program is planned for implementation in the lower grades in the coming year. Mr. Bartolomeo attended the presentation of awards for COLTS Scholars and PARCC Assessment recipients. The Colts Neck students did extremely well in math, literacy and science, and there were two full pages of award recipients.

Mr. Bartolomeo attended The Grande's meeting, and they were very pleased with DPW snow removal, but not pleased with their private contractor for snow removal.

Mr. Bartolomeo attended the First Aid Squad meeting where two cadets were sworn in as was Jim Schatzle as training officer. The Blood Drive is taking place today from 4-8:30 p.m. at the First Aid Building. The Squad raised \$32,000 in January, which is 40 percent of their annual budget.

Mr. Bartolomeo advised the Colts Neck Fair may be temporarily shelved for 2016, to return in subsequent years.

Mr. Fitzgerald expressed his support of the Architectural Review Committee and the work they do, advising a long-standing residence of historical note in the Township was being replaced with a new 4 bedroom residence.

Mr. Fitzgerald reported the numbering along Route 537 will be changed in March to avoid the confusion of East and West numerical designations, especially when dispatching emergency vehicles. OEM Chief Michael Burke noted this is just a numbering change, similar to that which was done to Route 34 several years ago and should eliminate any question about response addresses.

Mr. Macnow reported the Wildlife Committee will be reviewing the numbers provided by the State and is planning to make a presentation to the Township Committee on their findings and recommendations.

Mr. Macnow reported the Friends of the Library are having their annual book sale March 18 and 19, and are looking for volunteers.

Mr. Eastman reported on the history of COAH (Council on Affordable Housing) and its impact to the Township in years past and the proposed impact today.

Mr. Macnow stated the Township is fortunate to have Mr. Eastman, as he was one of the trial lawyers in the past. A presentation board was introduced with the proposed development at Obre and Hockhockson Roads, and hand-outs of same were shared with those in attendance. Another planned development was approved under the Westminster litigation on Route 537 across from the High School, where 48 townhomes were approved. Mr. Macnow reported the Township will have an increased legal budget this year to address the COAH allocation.

Mr. Fitzgerald spoke of disparities between municipalities COAH obligations and of increased traffic when the additional two cars per household are added to the existing two-lane roadways.

17. **PUBLIC COMMENTS:** Hearing no further comments from the Township Committee, Mayor Orgo opened the meeting to public comments.

Ms. Susan Wilcox, a resident, asked if there was any mention of sewer and water. Mr. Macnow noted the developments would be placed near the borders and water/sewer would be tied in from neighboring municipalities.

Mr. Jeffrey Sauter, a resident, asked if there were plans to inform the public. Mr. Macnow advised after the budget workshops are concluded, the Township Committee will be working with Legal Counsel and a special meeting to inform residents will be scheduled. Mr. Macnow noted the current Counsel would continue to be a resource in the COAH litigation.

Discussion ensued regarding the various COAH obligation figures and, in general, how these are dealt with.

Counsel John O. Bennett, III, Esq., joined the meeting in progress and Counsel Meghan Bennet Clarke, Esq., left the meeting.

Counsel Bennett advised ultimately the COAH obligation will be decided in Court by a Judge.

When asked what residents can do, Mr. Macnow advised the special meeting on COAH will be held in the near future with details posted on the Township's website.

Mr. Sauter commented that during the last meeting Ms. Elaine Mann stated Fire Company 2 is broke. Mr. Sauter asked if that statement was correct. Mr. Macnow stated the Township Committee is not aware of that situation and noted the Fire Company 2 trucks are owned by the Township.

Hearing no further comments, Mayor Orgo closed the meeting to public comments.

18. **RESOLUTION 2016-44: EXECUTIVE SESSION.** Mr. Macnow made a motion to approve, seconded by Mr. Fitzgerald, and unanimously carried by voice vote.

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

The meeting adjourned at 8:45 p.m.

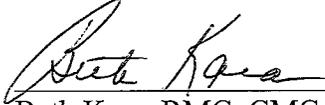
Motion by Mr. Fitzgerald, seconded by Mr. Macnow and unanimously carried to adjourn Closed Session and reconvene in Public Session.

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

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

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

The meeting adjourned at 10:00 p.m.



Beth Kara, RMC, CMC
Municipal Clerk