TOWNSHIP OF COLTS NECK
TOWNSHIP COMMITTEE MEETING
SEPTEMBER 25, 2013
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 Fitzgerald followed by the Pledge of Allegiance, which was led by Sarah Pisani, resident and tonight's honoree. The following statement was read by Township Clerk, Mr. Bowden: "The notice requirements of the New Jersey Open Public Meetings Law have been satisfied by forwarding a News Release to the Asbury Park Press on December 12, 2012, stating a regular meeting of the Colts Neck Township Committee would be held September 25, 2013, 7:30 p.m., Colts Neck Town Hall, 124 Cedar Drive, Colts Neck, New Jersey. 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, Michael Fitzgerald; Deputy Mayor, Russell Macnow; Committeemen James Schatzle and Thomas Orgo

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

Absent: Committeeman Jarrett Engel (Mr. Engel is out of town on business.)

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1. **APPROVAL OF MINUTES:** MEETING OF AUGUST 28, 2013. Mr. Macnow made a motion to approve, seconded by Mr. Schatzle and unanimously carried by voice vote.

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

2. **PRESENTATION:** COLTS NECK FAIR. Committeeman Schatzle spoke of the many events during this year's Fair, and noted he enjoyed them all. He then introduced Anita and Emory Dedalis, Co-Chairs of this year's Fair. The first, second and third place winners were then recognized by grade and received participation awards and ribbons for their work. Photographs were taken and the group received a round of applause. Ms. Dedalis then noted this year's successful Fair enabled the Fair Committee to present donations to some 26 community-based groups this evening. Mayor Fitzgerald thanked the Fair Committee for their work throughout the past year to make this year's event a memorable one.

3. **PRESENTATION:** RECOGNITION OF MS. SARAH PISANI. Mayor Fitzgerald stated the winner of the Shade Tree Commission's Logo Design Contest was Sarah Pisani, resident and owner of reFine Design. The winning logo was shown, and will be on all Shade Tree Commission signage, printed materials, and website. Mayor Fitzgerald read the Certificate of Recognition in Honor of Sarah Pisani in full, in which the Township Committee and Shade Tree Commission commends and recognizes Sarah Pisani for her design of the official logo, which strives to project the stunning natural beauty and bucolic rural character of the Township. Ms. Sarah Pisani was presented with her Certificate of Recognition by Committeeman Orgo, Shade Tree Commission Liaison; and James Nicoletti, Shade Tree Commission Chair. Ms. Pisani received a round of applause and photographs were taken.

4. **ORDINANCE 2013-15:** AN ORDINANCE OF THE TOWNSHIP OF COLTS NECK IN THE COUNTY OF MONMOUTH AND THE STATE OF NEW JERSEY, VACATING A CERTAIN CONSERVATION, DRAINAGE AND UTILITY EASEMENT CONVEYED TO THE TOWNSHIP, IN EXCHANGE FOR AN ALTERNATIVE CONSERVATION, OPEN SPACE, DRAINAGE AND UTILITY EASEMENT AND AUTHORIZING THE ACCEPTANCE BY THE TOWNSHIP OF SAID ALTERNATIVE EASEMENT FROM ANTHONY AND JOANNE FRASSETTI was read by title at second reading by Mayor Fitzgerald. The current easement is a long and narrow strip through the center of the rear of the property and the proposed easement, which is a larger parcel, borders the rear of the property. Hearing no comments from the Governing Body, Mayor Fitzgerald opened the public hearing. Hearing no comments, Mayor Fitzgerald closed the public hearing. Mr. Macnow made a motion to approve, seconded by Mr. Orgo and unanimously carried.

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

5. **ORDINANCE 2013-16:** AN ORDINANCE OF THE TOWNSHIP OF COLTS NECK IN THE COUNTY OF MONMOUTH AND THE STATE OF NEW JERSEY, AUTHORIZING THE ESTABLISHMENT OF A GOVERNMENT ENERGY AGGREGATION PROGRAM was read by title at first reading by Mayor Fitzgerald. Mr. Bowden stated this ordinance was prepared by the Township's energy aggregation consultant. Mayor Fitzgerald stated the ordinance is required and will be reviewed by the Board of Public Utilities prior to implementing the energy aggregation program within the Township. Mr. Macnow made a motion to approve, seconded by Mr. Orgo and unanimously carried. Mayor Fitzgerald set the public hearing October 30, 2013.

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

6. **RESOLUTION 2013-94:** RESOLUTION AUTHORIZING AWARD OF BID, DISPOSAL OF LEAVES ($2.50 PER CUBIC YARD) was read by title by Mayor Fitzgerald. Mr. Bowden stated we are fortunate there are authorized disposal locations within the Township. Mr. Bowden stated one bid was received for years 2013 and 2014, and noted it is a good bid of $2.50 per cubic yard. Mr. Orgo made a motion to approve, seconded by Mr. Schatzle and unanimously carried.

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

7. **RESOLUTION 2013-95:** RESOLUTION CONFIRMING REJECTION OF BIDS, PRIVATE SNOW PLOWING SERVICES was read by title by Mayor Fitzgerald. Mr. Bowden stated one bid was received, and it is too high when compared to current hourly rates. Mayor Fitzgerald questioned if the bid specifications could be revised to permit smaller vendors to qualify for a portion of plowing the Township roads. Mr. Bowden stated that was explored; however, it would prove difficult to administer. Mayor Fitzgerald questioned why only one bid was received. Mr. Bowden advised the Township is competing with the State, which pays a higher rate for plowing State roadways. Mr. Macnow made a motion to approve, seconded by Mr. Schatzle and unanimously carried.

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

8. **RESOLUTION 2013-96:** RESOLUTION APPROVING PERSON-TO-PERSON LIQUOR LICENSE TRANSFER, LICENSE NO. 1309-44-001-004, 3440 WINDCREST (T/A BUY RITE LIQUORS) TO COLTS NECK LIQUOR, INC. was read by title by Mayor Fitzgerald. Mr. Bowden stated all paperwork is in order. Mayor Fitzgerald stated the seller and the buyer are present this evening, and noted he will miss Mr. Joseph Danek and welcomes Mr. Nilesh Patel. Mr. Schatzle thanked Mr. Joseph Danek for supporting many community organizations over the years. Mr. Macnow made a motion to approve, seconded by Mr. Orgo and unanimously carried.

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

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

10. ***RESOLUTION 2013-97:** RESOLUTION AUTHORIZING ACCEPTANCE OF PERFORMANCE GUARANTEES, PLANNING BOARD APPLICATION NO. 704, BLOCK 10, LOTS 2 AND 2.01 (46 CROSS ROAD)

11. ***RESOLUTION 2013-98:** RESOLUTION AUTHORIZING RELEASE OF SPECIAL HIGHWAY ACCESS MANAGEMENT GUARANTEE, PLANNING BOARD APPLICATION NO. 626, BLOCK 48, LOT 10 (TWO RIVER ENGINEERING OFFICE BUILDING)

Mr. Schatzle made a motion to approve, seconded by Mr. Orgo; and unanimously carried. Mr. Macnow abstained from Resolution 2013-98*.

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

12. **ADMINISTRATIVE REPORT:** Mr. Bowden stated he had nothing to add to his report this evening. Mr. Bowden advised the Township has been asked to approve the serving of beer and wine at the annual Central New Jersey Mensa picnic to be held at the Bucks Mill Park Pavilion October 5, 2013. Mr. Bowden stated the Certificate of Insurance has been provided and all paperwork is in order. 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 Fitzgerald		X			
Deputy Mayor Macnow	M	X			
Schatzle		X			
Orgo	S	X			
Engel					X
M - Moved S - Seconded X - indicates vote NV - Not Voting Ab - Absent					

On behalf of the Township Committee, Mayor Fitzgerald welcomed Mr. Bowden back to work, noting Mr. Bowden's record remains intact by never missing a meeting in 23 years of service to the Township. Mr. Fitzgerald stated it is good to have Mr. Bowden back.

13. **MOTION TO APPROVE VOUCHERS:** Mayor Fitzgerald stated he reviewed the vouchers and recommends approval, as follows:

Animal Control	$174.03
Capital Fund	$65,229.37
COAH	$936.50
Construction Trust	$20,645.46
Current Fund	$671,709.36
Escrow	$21,584.47
Grant Fund	$184.89
Tax Collectors Trust	$45,642.44
Trust Fund	$18,621.57
TOTAL:	$844,728.09

Mayor Fitzgerald removed payments to NJ Clean Energy Ventures amounting to approximately $1,500 for further research by Mr. Bowden. Mr. Macnow made a motion to approve, seconded by Mr. Orgo and unanimously carried. Mr. Schatzle abstained from approving payments to T&M Associates and Lincoln Life included on this evening's bills list.*

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

14. TOWNSHIP COMMITTEE REPORTS

Mr. Macnow reported the Executive Fire Council meeting included discussion about the successful drill conducted at Abbey Farms. This was a large structure drill and beneficial to all participating.

Mr. Macnow advised with the purchase of the fire truck, approximately $130,000 remains in the bond, and the Fire Department wants to purchase two F-350s vehicles at a cost of $45,000 each for the Fire Police of each Fire Company. Mayor Fitzgerald questioned the choice of the vehicles, noting next year truck-type vehicles are coming off the Police fleet that could be used by Fire Police and new Police cars are being purchased at a cost of $24,000 each. Mayor Fitzgerald questioned if the bond surplus is actually $130,000 and asked Mr. Bowden to research this and to review the purpose of the bond. Mr. Schatzle noted as a life member of the Fire Department, he is recusing himself from this discussion. Mr. Orgo suggested exploring the purchase of F-150 vehicles versus the F-350s, and noted First Aid vehicles coming off their fleet may be available for Fire Police use.

Mr. Macnow reported the Fire Department is reviewing the functionality of standpipes throughout the Township. Based on this review, upgrades may be required to existing standpipes. Mr. Macnow will be receiving a report of the standpipe review and will share it with the Township Committee.

Mr. Schatzle reported approximately 400 flu shots were administered to Township seniors during two flu shot clinics.

Mr. Schatzle reported the First Aid is continuing to hold drills twice per month.

Mr. Schatzle reported the Colts Neck Fair was a success this year.

Mr. Orgo reported the Colts Neck Business Association pig roast was well attended and a success.

Mr. Orgo is working with the Wildlife Committee to finalize the results of the recent deer survey and to provide recommendations to the Township Committee at a future meeting. Mr. Macnow suggested the Wildlife Committee provide the Township Committee with the survey results, addressing residents' concerns, deer management options, and their recommendations. Mayor Fitzgerald stated he would like to see recommendations for safety zones on Township maps as well as recommendations for changes to the existing ordinance.

Mr. Orgo reported the State was here and stocked two ponds at Town Hall. Public Works will be posting "no fishing" signs around the ponds. In addition, the State does want Christmas trees placed in the ponds for fish habitats. Mr. Orgo stated the windmill has arrived and will be placed between the two ponds to aerate the water once the concrete base is poured.

Mayor Fitzgerald had no report this evening.

15. PUBLIC COMMENT

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

Mr. Vince Domidion, a resident and County Planning Board Chair, advised the County Planning Board is seeking public participation during their presentation of the County's new draft master plan on October 21 at 2:00

p.m. in the Hall of Records Annex and at a meeting on October 22, 6:30 p.m., at the Ag Building. Mr. Domidion stated the new master plan will be available during the public hearing, on-line at the County's website as a permanent draft, and in graphic form to be distributed on disc. Counsel Bennett questioned if there are any controversial issues in the Master Plan, to which Mr. Domidion replied all issues have been resolved.

Mr. Domidion stated the Township might want to speak with the Monmouth County Mosquito Commission, as they are able to clear standpipes.

Ms. Elaine Mann, a resident, questioned if the Township ordered or installed a generator for Town Hall. Mr. Bowden replied the Police generator has been tapped for power at Town Hall. Ms. Mann reported Ms. Cooper and her 8th grade classes, the Boy Scouts and the Navy all participate in the Clean Communities program to clean up roadways. Ms. Mann noted Ms. Pat Famularo recently celebrated 25 years with the Township's Building Department. Ms. Mann questioned if the Seniors had exceeded their annual budget limit from the Township of $35,000, to which Mr. Bowden indicated the Township's accounting systems would flag any entity exceeding their budget allotment. Ms. Mann questioned the payment to Township Counsel for OPRA requests. Mayor Fitzgerald commented responses to OPRA requests from citizens are a cost to the taxpayer.

Mr. Jeff Sauter, a resident, congratulated Mr. Bowden for his return, noting this is not an easy feat. Mr. Sauter stated the proposed cost of $45,000 per fire vehicle is a lot of money for this equipment, and commended Mr. Orgo and Mayor Fitzgerald for being watchdogs. Mr. Sauter stated the Fire Department still lists Mr. Orgo as a life member on its website. Mr. Sauter stated his recent OPRA request response for membership lists included three lists from Fire Company No. 2, and he questioned which list was used to determine benefits.

Mr. Fulton Wilcox, a resident, stated he hopes the Wildlife Committee report ties the number of deer to the prior number of deer as part of its results. Mr. Wilcox stated the program should produce the desired results. Mr. Wilcox noted this is a budget issue.

Hearing no further comments, Mayor Fitzgerald closed the meeting to public comments and noted there would be no Closed Session this evening.

16. **MOTION TO ADJOURN:** Mr. Macnow made a motion to adjourn, seconded by Mr. Orgo and unanimously carried by voice vote.

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

The meeting adjourned at 8:40 p.m.

Robert Bowden, Administrator/Municipal Clerk