TOWNSHIP OF COLTS NECK
TOWNSHIP COMMITTEE MEETING
OCTOBER 9, 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. 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 October 9, 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, Thomas Orgo and Jarrett Engel

Also Present: Administrator/Municipal Clerk, Robert Bowden; Deputy Municipal Clerk, Beth Kara; and Counsel, Chris Ackerman, Esq.

Absent: None

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1. **MAYOR'S PROCLAMATION:** VOLUNTEER RECOGNITION DAY. Mayor Fitzgerald thanked former Mayor Engel for establishing October 29, 2013 as Volunteer Recognition Day resulting from the Township volunteer response during Hurricane Sandy last year. Mayor Fitzgerald then read the Proclamation in full, which commends and honors all volunteers throughout Colts Neck for their outstanding work, effort and commitment in making the Township of Colts Neck one of the premiere communities throughout New Jersey that residents are proud and honored to call home.

2. **MAYOR'S PROCLAMATION:** RED RIBBON WEEK. Mayor Fitzgerald read the Proclamation in full, which proclaims October 23 to 31, 2013 as Red Ribbon Week. The goal of Red Ribbon Week is to involve families, schools, businesses, churches, law enforcement agencies and service organizations in all aspects of this campaign and to establish an atmosphere that supports awareness, education and on-going initiatives to prevent and enforce illegal drug use. All residents are urged to wear and display red ribbons during this time to demonstrate their commitment to healthy, drug-free lifestyles.

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

4. ***RESOLUTION 2013-99:** RESOLUTION ESTABLISHING HALLOWEEN CURFEW HOURS

5. ***RESOLUTION 2013-100:** RESOLUTION APPROVING CHANGE ORDER NO. 5, CAPITAL IMPROVEMENTS, PHASE II, EARLE ASPHALT COMPANY (+$15,165.28)

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

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

6. **DISCUSSION:** THE GRANDE ASSOCIATION – HURRICANE SANDY COLTS NECK BOULEVARD BRUSH REMOVAL. Mr. Richard Carpiano, President of The Grande Association, spoke of the brush clean up that occurred after Hurricane Sandy within The Grande as well as on Colts Neck Boulevard to facilitate the road paving scheduled prior to the storm. Mr. Carpiano stated without a definite brush removal date from the Township, The Grande contracted out brush removal within The Grande and Colts Neck Boulevard to avert road paving delays. Mr. Carpiano stated the Association is seeking reimbursement of $8,810 for brush removal on Colts Neck Boulevard. Discussion ensued. Mr. Macnow stated this issue was discussed previously at a Township Committee meeting, and at that time the Township Committee was not receptive toward reimbursement. Mr. Orgo noted to remove 80 cubic yards of debris, the reimbursement sought is at a rate of $110 per cubic yard. Mr. Bowden stated the Township paid $12.50 per cubic yard, plus minor tipping, grinding and removal fees. Mayor Fitzgerald stated FEMA has very specific requirements on brush collection and monitoring to apply for reimbursement. The Township complied with all aspects of the FEMA requirements and as a result, is expected to receive 90% FEMA reimbursement, which will be used to repay the funds borrowed for debris removal. Mayor Fitzgerald stated the Township Committee has difficulty paying $8,800, when the process was not monitored and no FEMA reimbursement can be anticipated. Mayor Fitzgerald expressed concern that if every private homeowner contracted individually for brush removal, the Township could not sustain 3200 separate claims. Mr. Macnow noted there were unique circumstances in that there were paving timeframes and the Township was unable to have debris removed from Colts Neck Boulevard within those timeframes. Mr. Jack McGrath, a resident of The Grande, spoke about bringing legal action against the Township. Mayor Fitzgerald stated this is a discussion item for Township Committee discussion; however, once the issue of legal counsel is raised, the discussion ends.

7. **DISCUSSION:** BEST PRACTICES INVENTORY. Mr. Bowden stated all New Jersey municipalities are required to complete the Best Practices Inventory of 50 questions prepared by the State's Division of Local Government Services pertaining to the municipality's general management, finances, budget preparation, health insurance, personnel and disaster preparedness. Mr. Bowden stated a municipality must have a minimum of 41 yes answers to insure a portion of State Aid is not withheld; the Township has the equivalent of 42 yes answers. The Municipal Clerk must certify the Best Practices Inventory was on the agenda of a Governing Body meeting. Mayor Fitzgerald commented there were "no" answers involved in collective bargaining agreements pertaining to longevity and workers compensation. Mr. Macnow stated the questionnaire may be more applicable to larger municipalities. Mr. Schatzle wants to move toward establishing a plan to achieve a higher score. Discussion ensued regarding training for elected officials. Mr. Bowden stated the Township does not have an ordinance requiring training; however, the Governing Body members do attend classes at the NJLM Conference or on their own. Mr. Bowden stated he does not know of any municipality receiving a perfect score. Mr. Bowden stated the Township's State Aid (which it does not receive) will not be reduced based on this year's response, and we will strive for more yes answers next year.

8. **DISCUSSION:** CURBSIDE RECYCLING, CHANGE TO SINGLE STREAM COLLECTION. Mr. Bowden stated it is time to re-bid for curbside recycling services. Following County guidelines, we can now bid single stream collection, which will eliminate the need to sort by types of recycled waste. Mr. Engel stated single stream collection will result in waste being placed in containers protected from the elements prior to collection. Mr. Engel raised the issue of single side collection, alternating with odd/even years for odd/even home addresses; however, he stated not many roads in

town would accommodate single side collection; Mr. Orgo concurred. Mr. Orgo stated the price of recycled materials has gone down, which may affect the bid prices, noting the Township is paying approximately $70,000 for recycling collection this year. Mayor Fitzgerald noted Waste Management made a mistake in their bid pricing for this year; however, they did honor their bid pricing. Mr. Bowden stated the bid package will include more collection bins at the Public Works garage.

9. **ADMINISTRATIVE REPORT:** Mr. Bowden stated he had nothing to add to his report this evening. Mr. Bowden advised road paving work has begun on Fairway East and Fairway West and will continue on streets designated for repaving until mid-December, weather permitting.

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

Animal Control	$88.21
Capital Fund	$45,909.59
Construction Trust	$9,725.52
Current Fund	$8,557,832.13
Escrow	$1,332.96
Grant Fund	$2,005.00
Tax Collectors Trust	$57,791.12
Trust Fund	$9,358.98
TOTAL:	$8,684,043.51

Mr. Engel made a motion to approve, seconded by Mr. Macnow and unanimously carried. *Mr. Schatzle abstained from approving payments to T&M Associates included on this evening's bills list.

RECORD OF VOTE					
Committeeman	M S	Yes	No	NV	Ab
Mayor Fitzgerald		X			
Deputy Mayor Macnow	S	X			
Schatzle		X*		X*	
Orgo		X			
Engel	M	X*		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. Schatzle reported the Health Officer conducted two successful Flu Clinics for Seniors this year, and exceeded the immunizations given last year.

Mr. Schatzle reported this year's Historic Preservation Committee House Tour will include a model train exhibit within Town Hall as well as a tour of the Montrose Road School House.

Mr. Macnow reported there will be a rededication of the children's garden at the Colts Neck Library October 19 at 1:00 p.m. All are invited to attend this celebration of the restored garden, which was made possible by the work of many volunteers these past months.

Mr. Macnow reported the Alliance is sponsoring a program at the Colts Neck Library October 28th at 7:00 p.m. to address the heroin problem in Monmouth County. Presenters will be the Monmouth County Prosecutor as well as someone from the Scared Straight Program. Mr. Macnow advised heroin is very much present among today's youth. Mayor Fitzgerald

commented heroin is inexpensive and readily available and kids say they tried it because they were bored. Mr. Macnow urged all to stay aware to save lives.

Mr. Orgo reported the Colts Neck Business Association is hosting a Town Hall meeting in Colts Neck High School the evening of October 22nd. Mayor Fitzgerald will be a panel member together with other elected officials.

Mr. Orgo reported the Wildlife Committee is meeting tomorrow evening at 7:00 p.m. in Town Hall to discuss survey results, formulate a report of findings and prepare recommendations to the Township Committee. The Wildlife Committee will be presenting their work to the Township Committee at the October 30th Township Committee meeting.

12. PUBLIC COMMENT

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

Mr. Richard Carpiano, suggested sending a newsletter to all resident on drug use and include contact telephone numbers of community resources available. Mr. Schatzle suggested Mr. Carpiano speak with Ms. Anita Dedalis, Co-Chair of the Colts Neck Alliance, about this suggestion as well as attend Alliance meetings. All Alliance meetings are open to the public. Mr. Carpiano commented Mr. Jack McGrath is an individual resident and does not speak on behalf of The Grande Association. Mr. Carpiano assured the Township Committee no litigation against the Township is planned by The Grande Association relating to the request for reimbursement for brush collection on Colts Neck Boulevard. Mayor Fitzgerald stated he will speak with Mr. Macnow and Mr. Bowden about this issue.

Mr. Jeff Meeks, a resident at The Grande, stated there were 30 to 50 foot trees growing on Colts Neck Boulevard, which were brought down by high winds during Hurricane Sandy. Mr. Meeks stated he would like to review the monitoring reports generated during brush collection. Mr. Meeks questioned why The Grande was not advised of the monitoring required. Mr. Schatzle commented the Township negotiated an excellent price for brush collection after the wind stopped. Two monitors were in place at the Public Works yard to ensure full loads were completely dumped prior to returning to the collection sites. Communication was made to The Grande to advise the Township has a process in place; however, it was uncertain when the brush collection would occur there. Mr. Engel commented trees were down all over Town, blocking roadways and taking down power lines. Mr. Engel stated we are all one community that struggled through the after-effects of this superstorm.

Mr. James Sanseverino, a resident and past Board President of The Grande Association for ten years, commented over the years, he successfully worked to enhance the rapport between The Grande community and the Township. Mr. Sanseverino stated The Grande residents need relief due to the unusual circumstances surrounding this issue. Mayor Fitzgerald commented the paving issue resulted from the Township's attempt to coordinate paving projects within The Grande. If The Grande had used the Township's paving contractor, it would not have paid more than the Township's negotiated price; however, The Grande Association chose to use another paving contractor, which required coordination of brush removal and the paving schedule that left Colts Neck Boulevard as the last road paved.

Mr. Steve Hodges, Property Manager for The Grande, stated there already is a mechanism for The Grande to seek reimbursement for brush collection. Mr. Hodges stated these are an extraordinary set of circumstances for which The Grande Association is seeking the Township Committee's favorable consideration of reimbursement funding. Mr. Hodges expressed concern about the upcoming Halloween holiday, noting many children from other communities come to The Grande to trick or treat. Mr. Engel stated the Halloween curfew resolution passed this evening empowers the Police to clear underage youth from the streets of Colts Neck. Mr. Engel stated he will speak with the Police Chief to discuss The Grande's situation of children being dropped off at one location and picked up at another without adult supervision.

Mr. Jeff Sauter, a resident, commented that with regard to brush removal, the ship has sailed for additional FEMA reimbursement requests. Mr. Sauter stated one possible resolution would be to reimburse The Grande Association at the rate the Township paid for brush removal.

Ms. Anita Dedalis, Co-Chair of the Alliance, thanked the Governing Body for the Red Ribbon Week Proclamation this evening as well as for their support for heroin awareness. Ms. Dedalis noted today's heroin is $5 per bag and is very pure and very dangerous. Ms. Dedalis stated all surrounding municipalities have Halloween curfews in effect this year. Mr. Engel thanked Ms. Dedalis for all her efforts within the community.

Hearing no further comments, Mayor Fitzgerald closed the public comment portion of tonight's meeting.

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

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

The meeting adjourned at 8:43 p.m.

Robert Bowden, Administrator/Municipal Clerk