

**TOWNSHIP OF COLTS NECK
TOWNSHIP COMMITTEE MEETING
JUNE 11, 2014
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 Macnow 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, 2013 stating a regular meeting of the Colts Neck Township Committee would be held June 11, 2014, 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 Russell Macnow; Deputy Mayor James Schatzle; Committeemen Thomas Orgo, Michael Fitzgerald and Jarrett Engel (arriving late)

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

Absent: None

- 1. APPROVAL OF MINUTES:** MEETING OF MAY 28, 2014. Mayor Macnow asked for comments; hearing none, Mayor Macnow asked for a motion to approve. 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 Macnow		X			
Deputy Mayor Schatzle	S	X			
Orgo		X			
Engel					X
Fitzgerald	M	X			
M - Moved S - Seconded X - indicates vote NV - Not Voting Ab - Absent					

- 2. PRESENTATION:** ANNUAL CLEAN COMMUNITIES AWARDS. Ms. Elaine Mann, Clean Communities Coordinator, thanked the entire Fourth Grade at Conover Road School and their teachers for participating in this year's "Earth Matters" poster contest. The following students received awards for their posters: First Place (\$100): John Holovach, Faye Amelia Salimbene', Jonathan Briggs, Eva DeMizo, Jacob Weiss and Kaitlyn Ketseas; Second Place (\$50): Leah Adam, Enzo Cutolo, Mary Kiechlin, Katrina Barreiro, Kara Petrosino and Catherine Briukhan; and Third Place (\$25): Lauren Mundy, Om Balar, Christianna Simon, Stephen Barr, Jennifer Esposito and Owen Krupa. Award recipients received a round of applause and group photographs were taken with Mayor Macnow, Ms. Desmond, Ms. Mann and the students.
- 3. RESOLUTION 2014-71:** RESOLUTION CONFIRMING APPOINTMENT OF DEPUTY COURT ADMINISTRATOR, MS. KATHRYNE E. BAGHSARIAN, was read by title by Mayor Macnow. Mr. Bowden stated during the approximately 18 months Ms. Bagsarian worked in the Municipal Court, she successfully completed three of the four courses required for Court Administrator certification.. Mr. Bowden stated this resolution appoints Ms. Bagsarian to the position of Deputy Court Administrator, and the goal of the Township Committee is to appoint Ms. Bagsarian to the Court Administrator part-time position upon certification. Mr. Bowden stated this appointment is well-deserved. Mr. Fitzgerald

commented the appointment is subject to the approval of Judge Lawson. Mr. Fitzgerald made a motion to approve, contingent on the approval of Judge Lawson, seconded by Mr. Schatzle and unanimously carried.

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

4. **RESOLUTION 2014-72:** RESOLUTION AUTHORIZING AWARD OF BID AUTHORIZING PURCHASE OF TWO 2015 FORD F250 FIRE POLICE VEHICLES, STATE CONTRACT NO. A83576 T2100 (\$63,980.00) was read by title by Mayor Macnow. Mayor Macnow stated this resolution will provide two replacement vehicles for the Fire Police, noting the Fire Police assist the Police during storms and emergency events and need reliable vehicles. Mayor Macnow commented there are sufficient funds to purchase these vehicles in prior reserves for a future fire truck, Ordinance No. 2012-10, and recovered insurance funds. Mr. Fitzgerald indicated the Township is utilizing negotiated State contracts to purchase two vehicles (\$63,980), and emergency lights, sirens and consoles (\$6,570.78), with options recommended by the Fire Chief, such as back-up cameras. Mr. Bowden commented the cost of both vehicles with emergency equipment is under \$70,000. Mr. Orgo stated the cost of the vehicles was too much and funds were set aside for new fire trucks, not Fire Police vehicles. Mayor Macnow thanked Chief Burke for putting together the specifications to purchase these reliable vehicles. Mr. Fitzgerald made a motion to approve, seconded by Mr. Macnow and carried by Messrs. Macnow and Fitzgerald; Mr. Orgo opposed, Mr. Schatzle abstained.

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

5. **RESOLUTION 2014-73:** RESOLUTION CONFIRMING SHARED SERVICE AGREEMENT BETWEEN TOWNSHIP OF COLTS NECK AND COUNTY OF MONMOUTH FOR OPEN PUBLIC RECORDS SEARCH SYSTEM, RECORDS INFORMATION MANAGEMENT MODULE (OPRS-RIM) THROUGH JUNE 30, 2019 (\$3,000) was read by title by Mayor Macnow. Ms. Kara advised that since 2008, Colts Neck has participated with 25 other Monmouth County municipalities to develop, implement and deploy the County's RIM System. The annual fee under this shared service agreement of \$3,000 is allocated as follows: \$1,800 maintenance and support, \$640 host fees, and \$560 reserve for future system/server upgrades held by Monmouth County. Services provided are records inventory management, records retention management, records disposition management, and word searching scanned documents. Mr. Fitzgerald made a motion to approve, seconded by Mr. Schatzle and unanimously carried.

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

6. **MOTION TO ADOPT CONSENT AGENDA:**

***RESOLUTION 2014-74:** RESOLUTION AUTHORIZING RELEASE OF SPECIAL PERFORMANCE GUARANTEE, STREET OPENING, BLOCK 35, LOT 6 (WOODHOLLOW ROAD)

***RESOLUTION 2014-75:** RESOLUTION APPOINTING MICHAEL D. FITZGERALD ACTING MAYOR ON JUNE 24, 2014

Mr. Fitzgerald noted the date of June 24th is the date of his daughter, Samantha's graduation. Mr. Schatzle made a motion to approve, seconded by Mr. Orgo and unanimously carried.

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

7. **DISCUSSION:** AFFORDABLE HOUSING IMPACT FEES AND REQUIREMENTS - MAYOR MACNOW AND COMMITTEEMAN FITZGERALD. Mayor Macnow advised the Township previously entered into a developers agreement with Western Monmouth Habitat for Humanity to fulfill the Township's affordable housing obligations under the COAH third round obligations. Under this agreement, Habitat was to acquire property and construct up to two affordable housing units with the funding committed by the Township in 2012 (\$225,000) and 2013 (\$72,000), for a total of \$297,000. With the advent of Superstorm Sandy, Habitat refocused its efforts on other needs and has agreed to terminate the agreements with the Township. Mr. Anfuso researched and found Everas Community Services, Inc., an organization that provides daily living support to people with deaf/blind or autistic disabilities with a proven track record in managing 11 group homes, including three in Monmouth County (Marlboro, Howell and Long Branch). The COAH subcommittee recommends the Township expend the entire affordable housing fee obligation (\$400,000) through a new partnership with Everas and establish two four-bedroom group homes for deaf, blind and/or autistic individuals. Mr. Fitzgerald commented the agreement with Habitat did not work out and he concurs in terminating the agreement. Mr. Fitzgerald stated Everas agreed to provide a \$2,500 annual payment in lieu of taxes for each group home to compensate for the loss in property tax revenue. In addition, the two four-bedroom group homes would satisfy all of the Township's developers fee obligations while providing up to eight units of affordable housing credits. Mr. Fitzgerald commented Mayor Macnow and Mr. Anfuso, Township Planner, did a very good job and are ahead of the curve. Mr. Fitzgerald noted there are thousands of developmentally disabled individuals that cannot live in New Jersey due to lack of housing. In Colts Neck, there are families that cannot see their children on a regular basis, and Mr. Fitzgerald stated this is a progressive, humanitarian and appropriate response to meeting the needs of the

community. Mr. Schatzle questioned the extent of Emergency Services impact on the communities in which these type of group homes were located. Mayor Macnow stated he was advised that in the last three years, there were no calls to 911 from the residences run by Everas. Mr. Orgo commented Habitat couldn't do what was agreed to within the Township and he is in favor of proceeding with Everas. Mayor Macnow noted Mr. Anfuso reached out to find an alternative, and found Everas the most financially capable. Mr. Bowden stated the Township Committee is unanimous on this issue, and resolutions executing a settlement agreement with Habitat and a development agreement with Everas will be placed on the July 9, 2014 meeting agenda.

8. **ADMINISTRATIVE REPORT:** Mr. Bowden stated he had nothing to add to his report this evening.
9. **MOTION TO APPROVE VOUCHERS:** Mr. Fitzgerald stated tonight's vouchers include disbursements to the Local School Board, the Regional School Board and the County. Mr. Fitzgerald recommends the approval of all vouchers, as follows:

Animal Control	\$106.29
Capital Fund	\$38,897.94
Construction Trust	\$10,128.64
Current Fund	\$3,769,207.24
Escrow	\$3,110.84
Grant Fund	\$3,600.00
Trust Fund	<u>\$7,602.51</u>
TOTAL:	\$3,832,653.46

Mr. Fitzgerald made a motion to approve, seconded by Mr. Schatzle and unanimously carried. Mayor Macnow abstained from approving payment to Sakoutis Brothers Disposal, Inc.*, and Mr. Schatzle abstained from approving payment to T&M Associates**.

RECORD OF VOTE						
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Deputy Mayor Schatzle		S	**X		**X	
Orgo			X			
Engel						
Fitzgerald	M		X			
M - Moved S - Seconded X - indicates vote NV - Not Voting Ab - Absent						

Mr. Engel arrived at the meeting in progress at 8:06 p.m.

10. **TOWNSHIP COMMITTEE REPORTS**

Mr. Orgo reported he was unable to attend the Colts Neck Business Association meeting.

Mr. Orgo reported the Farmland and Open Space Committee was to review one application; however, there was no quorum.

Mr. Fitzgerald had no report this evening.

Mr. Schatzle reported the Memorial Day Parade was wonderful this year. He thanked Mr. Alan Ryan, his wife and mother-in-law, who cooked over 1,000 hot dogs (donated by resident Tom Ekos) at Fire House 2. Mr. Schatzle thanked this year's volunteers, parade participants and supporters for helping to make this year's Memorial Day celebration at Fire House 2 a success.

Mr. Schatzle reported the Cole Bros. Circus is finishing up its run at Bucks Mill Park, noting this event was great for the kids and brought in revenue to the Township.

Mr. Schatzle reported the Colts Neck Fair is just around the corner, and volunteers and sponsors are needed.

Mr. Engel had no report this evening.

Mayor Macnow thanked everyone that came to the Memorial Day Parade.

11. **PUBLIC COMMENT**

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

Mr. Vince Domidion, a resident and Monmouth County Planning Board Chair, advised legislation was introduced pertaining to the COAH RCAs. Mr. Domidion noted the County Environmental Commission discussed converting street lights to LEDs, which decrease the electricity costs. Mr. Domidion stated given the cost of electricity, it is cost effective to switch to LEDs. Mr. Bowden stated there are 55 street lights on the State and County roads within the Township. Mayor Macnow urged Mr. Domidion to provide a follow-up report on this initiative.

Ms. Elaine Mann, a resident, questioned the expenditure of funds for the two Fire Police vehicles. Mayor Macnow commented the vehicles are stripped down (power windows, etc.), without the bells and whistles. Ms. Mann stated it was a good idea to use COAH funds for disabled people noting the Governor wants to close State facilities and move to the group home setting. Ms. Mann commended Delicious Orchards for their hiring practices. Ms. Mann questioned if the replacement of a mailbox on the last bills list was as a result of the snow plow contractor damage. Mr. Fitzgerald stated he did discuss this issue with Mr. Bowden prior to recommending approval that evening. Mr. Bowden stated it was a Township truck that did the damage. Ms. Mann questioned who was attending an ethics training course for \$99 shown on the bills list. Mr. Bowden stated he was registered to attend. Mr. Fitzgerald noted ethics training is an unfunded State mandate.

Ms. Susan Wilcox, a resident, questioned if members of Township families would be given placement preference in the group home facilities discussed this evening. Mayor Macnow answered in the affirmative, noting they have asked for preference for Township resident placements. Mr. Fitzgerald noted local placements make the experience better while easing overcrowding in State facilities.

Mr. Jeffrey Sauter, a resident, commented last year the price of trucks were significantly higher, and there is a need for new trucks since two trucks are in bad shape. Mr. Sauter then read a prepared letter to Mayor Macnow, dated June 8, 2014, in which he provided the reasoning that led to his filming Township Committee meetings. A copy of this letter is on file in the office of the Township Clerk.

Mr. Orgo announced the next meeting of the Wildlife Committee is scheduled for Monday, June 16, 2014, 7:00 p.m., at Town Hall. Mr. Orgo urged all to attend and participate.

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

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