

**TOWNSHIP OF COLTS NECK
TOWNSHIP COMMITTEE MEETING
JANUARY 28, 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. The following statement was read by Township Clerk, Mr. Bowden: "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 January 28, 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 Mr. Bowden indicated the following:

Present: Mayor James Schatzle; Deputy Mayor Thomas Orgo; Committeemen Jarrett Engel and Michael Fitzgerald

Also Present: Administrator/Municipal Clerk Robert Bowden, Deputy Municipal Clerk Beth Kara, and Township Counsel Joseph Clark, Esq. and Michael Giarrusso, Esq.

Absent: Committeeman Russell Macnow

- 1. APPROVAL OF MINUTES:** MEETING OF JANUARY 14, 2015. Mr. Fitzgerald made a motion to approve, seconded by Mr. Orgo and carried by Messrs. Schatzle, Orgo and Fitzgerald; Mr. Engel abstained.

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

- 2. MAYOR'S PROCLAMATION:** SUPPORTING 2015 NATIONAL WEAR RED DAY FOR WOMEN WITHIN THE TOWNSHIP OF COLTS NECK. Mayor Schatzle read the Proclamation in full, which stated Friday, February 6, 2015 is the 12th anniversary of National Wear Red Day for Women. Mayor Schatzle encouraged all citizens to visit the American Heart Association website and to show their support for women and the fight against heart disease by commemorating this day by wearing the color red. By increasing awareness, speaking about heart disease, and empowering women to reduce their risk for cardiovascular disease, thousands of lives can be saved each year.
- 3. ORDINANCE 2015-1:** AN ORDINANCE ENTITLED THE 2015 SALARY ORDINANCE FOR THE TOWNSHIP OF COLTS NECK (POLICE DEPARTMENT) was read by title at second reading by Mayor Schatzle. Mayor Schatzle advised this ordinance includes a 1.5% increase for top step Patrol Officers and Sergeants, includes three additional steps, and a mandatory annual uniform inspection, all of which are in keeping with the newly ratified Police contract. Mayor Schatzle commended Mr. Bowden for his work with union negotiations. Hearing no comments from the Governing Body, Mayor Schatzle opened the public hearing.

Mr. Michael Viola, a resident, questioned the number of Police Officers covered by the contract, and was advised it was 18 Officers.

Hearing no further comments, Mayor Schatzle closed the public hearing. Mr. Engel made a motion to approve, seconded by Mr. Orgo and carried by Messrs. Schatzle, Orgo and Engel; Mr. Fitzgerald abstained noting, as he has in past meetings, that he wants to see the development of a contract within a contract for new Officer hires.

RECORD OF VOTE						
Committeeman	M	S	Yes	No	NV	Ab
Mayor Schatzle			X			
Deputy Mayor Orgo		S	X			
Engel	M		X			
Fitzgerald					X	
Macnow						X

M - Moved S - Seconded X - indicates vote NV - Not Voting Ab - Absent

4. **ORDINANCE 2015-2:** AN ORDINANCE AMENDING AND REVISING CHAPTER 120, FIREARMS, OF THE CODE OF THE TOWNSHIP OF COLTS NECK was read by title at first reading by Mayor Schatzle. Mayor Schatzle noted Mr. Orgo brought one issue to the attention of the Governing Body (the addition of a sentence “No person shall discharge a gun, weapon or any firearm on any property owned by the Township of Colts Neck”), and the School Board raised the second issue (changing the wording from: “. . . No firearm, including a nocked arrow, may be closer than 450 feet of any school playground” to “. . . 450 feet of any school property line.” Mr. Fitzgerald commented he would like to further engage discussion with the School Board and revisit the issue of a 1,000 feet distance requirement of school property for sexual predators under Megan’s Law, and a 450 feet distance requirement for someone with firearms. Mr. Fitzgerald made a motion to approve, seconded by Mr. Engel and unanimously carried. Mayor Schatzle set the public hearing February 11, 2015.

RECORD OF VOTE						
Committeeman	M	S	Yes	No	NV	Ab
Mayor Schatzle			X			
Deputy Mayor Orgo			X			
Engel		S	X			
Fitzgerald	M		X			
Macnow						X

M - Moved S - Seconded X - indicates vote NV - Not Voting Ab - Absent

5. **RESOLUTION 2015-24:** RESOLUTION AUTHORIZING FORMAL TRANSFER OF FUNDS, 2014 BUDGET was read by title by Mayor Schatzle. Mayor Schatzle stated this resolution transfers \$17,600 from Tax Assessment Administration, Other Expenses (\$4,600) and Streets and Road Maintenance, Salaries and Wages (\$13,000), to Recreation Services and Programs, Other Expenses (\$10,200); Maintenance of Parks, Other Expenses (\$4,000); and Electricity (\$3,400) to cover additional expenses. The additional expenses cover the cost of tree removals and safety-related items as well as the upkeep of Township properties. Mr. Engel made a motion to approve, seconded by Mr. Fitzgerald and unanimously carried.

RECORD OF VOTE						
Committeeman	M	S	Yes	No	NV	Ab
Mayor Schatzle			X			
Deputy Mayor Orgo			X			
Engel	M		X			
Fitzgerald		S	X			
Macnow						X

M - Moved S - Seconded X - indicates vote NV - Not Voting Ab - Absent

6. **RESOLUTION 2015-25:** RESOLUTION AUTHORIZING AWARD OF CONTRACTS 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 Schatzle. Mayor Schatzle commented these professionals and those listed in the following resolution were appointed by the Township Committee at reorganization. The resolutions authorize the Mayor and Clerk to sign the 2015 professional contracts. Mr. Fitzgerald noted several professionals asked for raises, which were not approved by the Township Committee. Mr. Bowden noted the professionals appointed are operating at 2010 rates. Mr. Fitzgerald made a motion to approve, seconded by Mr. Engel and unanimously carried.

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

7. **RESOLUTION 2015-26:** RESOLUTION AUTHORIZING AWARD OF CONTRACTS FOR PROFESSIONAL SERVICES PURSUANT TO N.J.S.A. 19:44A-20.5 WITH AN ESTIMATED VALUE LESS THAN \$17,500 was read by title by Mayor Schatzle. Mr. Orgo made a motion to approve, seconded by Mr. Fitzgerald and unanimously carried.

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

8. **RESOLUTION 2015-27:** RESOLUTION ESTABLISHING RECREATION PROGRAM FEES was read by title by Mayor Schatzle. Mayor Schatzle noted the Recreation Fees are reviewed annually to ensure the offerings are profitable and the fees are reasonable. Mr. Fitzgerald made a motion to approve, seconded by Mr. Engel and unanimously carried.

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

9. **RESOLUTION 2015-28:** RESOLUTION AUTHORIZING THE CHIEF FINANCIAL OFFICER TO CANCEL GRANT APPROPRIATION RESERVES AGAINST GRANTS RECEIVABLE was read by title by Mayor Schatzle. This resolution cancels a \$500 balance to operations in the 2012 Alcohol and Drug Abuse Grant, which is a bookkeeping adjustment required by the Auditor in preparation for this year's annual audit. Mr. Engel made a motion to approve, seconded by Mr. Fitzgerald and unanimously carried.

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

10. **DISCUSSION:** ESTABLISH 2015 MUNICIPAL BUDGET REVIEW DATES. Discussion ensued regarding the suggested dates for the Township Committee to meet to thoroughly review the proposed 2015 Municipal Budget with the Administrator; Department Heads; and Board, Commission and Committee Chairs. The following dates were selected:

- Saturday, February 28 8:30 a.m. – 1:00 p.m.;
- Saturday, March 7 8:30 a.m. – 1:00 p.m.; and
- Thursday, March 12 7:00 p.m. – 9:30 p.m.

Mr. Bowden noted the budget could then be introduced March 25, with public hearing and adoption on April 29 (his last meeting). Mr. Bowden will provide the Township Committee with a confirmation of the above dates.

11. **ADMINISTRATIVE REPORT:** Mr. Bowden stated he has nothing to add to his Administrative Report.

12. **MOTION TO APPROVE VOUCHERS:** Mr. Fitzgerald stated he has reviewed the vouchers and recommends approval as follows:

Animal Control	\$604.81
Capital Fund	\$48,316.94
COAH	\$375.00
Construction Trust	\$15,250.42
Current Fund	\$2,749,515.21
Escrow	\$4,475.51
Grant Fund	\$492.51
Trust Fund	\$7,014.16
TOTAL:	<u>\$2,826,044.56</u>

It was noted that payment to the vendor Clintar New Jersey Inc. in the amount of \$1,000 (Page 1) was to repair the damage to the soccer fields resulting from vandalism. Mr. Engel made a motion to approve, seconded by Mr. Orgo and unanimously carried. Mayor Schatzle abstained from approving payments to T&M Associates*.

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

13. TOWNSHIP COMMITTEE REPORTS

Mr. Engel reported all Township parks have been assigned a physical address that can be used with GPS to find their locations.

Mr. Engel commended the Department of Public Works (DPW) for the great job done snow plowing during the recent winter storm. Mr. Fitzgerald noted DPW prepared for the forecasted 20 inches of snow and the Township received 8.2 inches of snow.

Mr. Fitzgerald reported he has been tracking the JCP&L electric rates. Mr. Fitzgerald noted JCP&L is going to the Board of Public Utilities to reduce its rates. Mr. Fitzgerald stated the contract rate under the Energy Aggregation Program is still 10 percent better than the JCP&L rates. Mr. Fitzgerald will continue monitoring the electric rates, and if they increase beyond the JCP&L rates under the Energy Aggregation Program, the Township will drop out of the Program.

Mr. Orgo had no report this evening.

Mayor Schatzle reported he met with Emergency Services personnel prior to the snowstorm to develop a Township plan to address the provision of emergency services during the predicted significant snowfall. Mayor Schatzle stated the Township's Emergency Services were in place at the Fire Houses and First Aid Squad Building and ready to respond. Mayor Schatzle reported 25 Township and contractor vehicles were on the Township roads plowing and salting throughout the snowstorm. Mr. Bowden estimated the cost of this snowstorm to be approximately \$50,000. Mayor Schatzle stated he is thankful to all those who participated in this snowstorm, and he is glad the actual accumulation was less than predicted. Mayor Schatzle noted motorists heeded the State-imposed travel bans, which allowed the snow plows to efficiently and expeditiously clear the roadways.

Mr. Orgo noted some residents are pushing snow from their properties into the roadways, which is illegal and can result in fines. Mayor Schatzle stated snow should be moved to the sides of the roadway, not into the roadway, as there is an ordinance against moving snow into the roadway.

Mayor Schatzle gave a special thank you to Fire Chief and OEM Coordinator Michael Burke for his assistance during this snowstorm.

Mayor Schatzle reported the PTSO Music Boosters are sponsoring a Beatles tribute at Colts Neck High School Friday, January 30, 7:00 p.m. This fundraiser will benefit the Colts Neck High School Band to fund the maintenance and repair of their instruments.

14. COMMENTS FROM THE PUBLIC

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

Mr. Steve Candella, a resident, stated he is representing his wife and father and 30 households regarding the proposal for a sports complex to be built in Holmdel on Route 520 between Routes 4 and 34. Mr. Candella spoke of the 12 variances required to build this complex and the adverse impact to the surrounding area including the environmental impact to a Category 1 stream, the bright tower lights, the parking and extent of daily use, and the operation of this facility by a private corporate entity. Mr. Candella noted this is not a local issue; it is a Monmouth County issue. Mr. Candella stated he found out about this issue during the week of January 19, 2015, and he urged the Township Committee actively support opposition to this project.

Mr. Candella is concerned the facility is to be operated by a corporate entity, noting he is concerned about the lights being left on, and while there is no discussion about a public address system, it is a slippery slope.

Mr. Howard Hirschorn, a resident, noted he is gathering information on the lighting proposed for the proposed sports complex, and sports lighting is extremely bright. Mr. Hirschorn stated he lives very close to the planned sports complex and he is concerned that this facility will adversely impact property values, result in a loss of privacy, and the atmosphere of living in Colts Neck will be greatly diminished. Mr. Hirschorn noted when he walks through Thompson Park he hears the crowd roar during games, and he is concerned about public address systems being brought into the facility.

Ms. Tina Freedman stated she has served on the Environmental Commission and Open Space Committee in Marlboro and the clean-up of two Superfund sites in Monmouth County. Ms. Freedman stated the proposed sports complex is terrible and she is opposed to the lighting. In addition, Ms. Freedman noted the Category 1 stream, which is a tributary to the reservoir serving 300,000 residents in Monmouth County, runs adjacent to the property and needs to be protected. Ms. Freedman stated she does not think the DEP should grant the requests for this facility, noting the water source should be protected. Ms. Freedman noted this facility requires numerous variances, and she is concerned about the lights, water source, traffic and noise, as well as traveling on the weekends and during events.

Ms. Dorothy Hoyt-Rehm, a resident, expressed concern about traffic congestion relating to the proposed sports complex. Ms. Hoyt-Rehm noted the plans include eight synthetic and two natural fields and 406 spaces around the total perimeter with four lights on each field. Ms. Hoyt-Rehm stated with 36 players on each team, parents, referees and coaches, she is concerned about exceeding the parking limitations during tournaments, and the noise and the lights would be evident from 8 a.m. to 10 p.m. Ms. Hoyt-Rehm noted when soccer tournaments are scheduled and parking spaces cannot be found, motorists will be parking on lawns and walking. Ms. Hoyt-Rehm stated a big operation is paying a lot of money to develop the facility and they will be looking to maximize their return, which will result in nearby residents hearing screaming throughout their time outdoors. Ms. Hoyt-Rehm noted the nearby Colts Neck residences are elevated and will have to cover up to avoid the glare of the sports lighting.

Ms. Sin-Kuen Hawkins, a resident, stated the impact of the proposed sports complex is on Colts Neck residents, as Holmdel has businesses surrounding the site. Ms. Hawkins stated she was not noticed since her residence is outside the 200 foot range; however, many will be impacted.

Mr. Rich Rehm, a resident, stated he brought a map of the planned facility. Mayor Schatzle thanked Mr. Rehm, noting the Township Committee members have copies of the map.

Mayor Schatzle thanked the residents for coming this evening. Mayor Schatzle stated the Township Committee is fully engaged, noting the Township Planner and Township Attorney are on-board, and he has written a letter to the Holmdel Planning Board Chair. Mayor Schatzle commented groups of citizens can move a project, and he suggested they attend the Holmdel Planning Board Meetings and the Holmdel Township Committee Meetings to express their concerns.

Mr. Fitzgerald noted information is being shared and Colts Neck has a voice in an adjoining town. Mr. Fitzgerald encouraged the residents to attend Holmdel Township meetings and also Freeholder meetings, noting Route 520 is a County Road and Route 34 is a State Highway. Mr. Fitzgerald advised they should do their research and check out alternatives. Mr. Fitzgerald stated the residents can write directly as citizens to the DOT and

the DEP without legal representation. Mr. Fitzgerald suggested they should know about the levels of service (relating to traffic flow – refer to Route 537/34 intersection) when addressing the issue.

Mr. Vince Domidion, a resident and Monmouth County Planning Board Chair, stated the application has gone through the County. The County Developmental Committee limits its review to roads, bridges and grain structures and plans are reviewed by traffic engineers. Based on the traffic study presented by the applicant and based on 406 parking spaces, the facility was determined to have no impact on County Road 520 and received conditional approval.

Mr. Jeffrey Sauter, a resident, read his letter to the Mayor, dated January 27, 2015, a copy of which is on file in the office of the Township Clerk. Mr. Sauter provided copies of this letter to Ms. Kara, Deputy Clerk, for the Township Committee.

Mr. Chuck Camarata, a resident, questioned the Township's use of license plate readers and referred to a recent article in the Wall Street Journal. Mayor Schatzle spoke of the use of license plate readers within the Township and noted the article referred to use of readers at shopping malls. Mr. Fitzgerald noted the readers cost approximately \$20,000 each and have a detrimental effect on criminals.

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

15. **RESOLUTION 2015-29:** EXECUTIVE SESSION was read by title by Mayor Schatzle. Mr. Fitzgerald made a motion to approve, seconded by Mr. Orgo and unanimously carried by voice vote. Mayor Schatzle stated it was not anticipated the Township Committee would return in Open Session this evening.

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

The meeting adjourned at 8:40 p.m.

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

Motion by Mr. Fitzgerald, seconded by Mr. Engel and unanimously carried to reconvene in public session and adjourn meeting.

Meeting adjourned at 9:55 p.m.



Robert Bowden
Administrator/Municipal Clerk