TOWNSHIP OF COLTS NECK
TOWNSHIP COMMITTEE MEETING
FEBRUARY 26, 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 February 26, 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 and Michael Fitzgerald

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

Absent: Committeeman Jarrett Engel

---

1. **APPROVAL OF MINUTES:** MEETING OF FEBRUARY 12, 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. **MAYOR'S PROCLAMATION:** IN HONOR OF MARY ANN LARKIN. Mayor Macnow read the proclamation in full. Mayor Macnow, together with the entire Colts Neck Township Committee, proclaimed Mary Ann Larkin be recognized, honored and commended upon her selection as the 2014 Woman of Distinction by the Girl Scouts of the Jersey Shore and offered sincere congratulations on this well-deserved honor. Mayor Macnow advised the Girl Scouts of the Jersey Shore would present tonight's Mayor's Proclamation at their event honoring Ms. Larkin in early March.

3. **MAYOR'S PROCLAMATION:** PROCLAIMING MARCH 2014 AS COLORECTAL CANCER AWARENESS MONTH. Mayor Macnow read the Mayor's Proclamation in full, whereby March 2014 was proclaimed as Colorectal Cancer Awareness Month within the Township of Colts Neck. Ms. Michele Battista, a resident, spoke about her first-hand experience and urged all to be screened for this preventable, treatable, and in most cases beatable cancer. To raise awareness, Ms. Battista will be placing blue ribbons on the columns at Town Hall, and stated she will be back next year to continue raising awareness.

4. **MAYOR'S PROCLAMATION:** PROCLAIMING MARCH 1, 2014 AS READ ACROSS AMERICA DAY WITHIN THE TOWNSHIP OF COLTS NECK. Mayor Macnow read the Mayor's Proclamation in full and urged all citizens of Colts Neck to assure that every child is in a safe place reading together with a caring adult on March 1, 2014. 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 Macnow stated he will be reading a favorite Dr. Seuss book to the children at the Library on March 5th.

5. **PRESENTATION:** JCP&L UPDATE. Mr. Gerry Ricciardi, Area Manager stated he works with communities within Monmouth, Middlesex and Mercer Counties, and in Colts Neck, he works with Mr. Bowden to resolve JCP&L problems within the Township. Mr. Ricciardi spoke of JCP&L's improved communications for notifications and information alerts. Mr.Ricciardi stated JCP&L now has more hazard assessors in the field to report the repairs needed by the technicians. Mr. Ricciardi reported JCP&L would be performing helicopter patrols of transmission lines to determine where repairs are needed. Mayor Macnow stated post Superstorm Sandy, it is good to see improvements in communications with JCP&L, as access to timely information helps in coping with situations. Mr. Fitzgerald questioned if post Sandy, JCP&L is able to obtain poles and parts for repairs. Mr. Ricciardi noted post Sandy, JCP&L replaced approximately 6,700 poles, 3,600 transformers and 19,000 cross arms, which is the amount of equipment normally utilized over two years. Mr. Ricciardi noted after Sandy, JCP&L had the equipment; it needed the workers to perform the repairs. Mr. Fitzgerald asked if dispatch could provide outage notifications in Colts Neck involving less than 100 residences as this community relies on electricity to flush its toilets. Mr. Ricciardi will speak with the JCP&L dispatchers. Mr. Ricciardi advised leaning poles or street lights that are not illuminating properly should be reported to JCP&L at 1-800-662-3115.

Ms. Virginia Amend, Editor of the Colts Neck Calendar and a resident, questioned if JCP&L is planning tree trimming this year. Mr. Ricciardi advised JCP&L is always trimming around their conductors and transmission lines.

With no further comments, Mayor Macnow thanked Mr. Ricciardi for his presentation this evening.

6. **PRESENTATION:** GREEN ENERGY MANAGEMENT. Representatives from Green Energy Management were not present this evening.

7. **BOND ORDINANCE 2014-5:** A BOND ORDINANCE AMENDING IN PART BOND ORDINANCE NO. 2011-9 ADOPTED ON NOVEMBER 30, 2011, PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS AND THE ACQUISITION OF VARIOUS CAPITAL EQUIPMENT IN ORDER TO INCREASE THE APPROPRIATION THEREFOR BY $40,000 FOR A TOTAL APPROPRIATION OF $3,161,255, AND TO INCREASE THE AUTHORIZED BONDS AND NOTES TO BE ISSUED TO FINANCE A PORTION OF THE COSTS THEREOF BY $38,000 FOR A TOTAL DEBT AUTHORIZATION OF $2,810,441, AUTHORIZED IN AND BY THE TOWNSHIP OF COLTS NECK, IN THE COUNTY OF MONMOUTH, NEW JERSEY was read by title at second reading by Mayor Macnow. Mayor Macnow stated the bond ordinance was necessary to cover the increased estimated cost to replace the slate roof at Town Hall. Hearing no comments from the Governing Body, Mayor Macnow opened the public hearing. Hearing no comments from the public, Mayor Macnow closed the

public hearing. Mr. Fitzgerald made a motion to approve, seconded by Mr. Schatzle and unanimously carried. Mr. Bowden stated there is a 20-day estoppel period from the date of publication, and award of contract is projected for the second meeting in March.

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					

8. **ORDINANCE 2014-6:** AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 102, ARTICLE X, SECTION 102-112 ENTITLED, D, LIGHT INDUSTRIAL ZONE AND RETITLING AND REZONING SECTION 102-112 AS D, DISTILLERY AND BOTTLING PLANT DISTRICT was read by title at first reading by Mayor Macnow. Mayor Macnow stated this ordinance was discussed at a previous Township Committee meeting and adds uses and removes others to the Laird distillery properties to be consistent with the Township's Master Plan. Hearing no comments from the Governing Body, Mayor Macnow asked for a motion. Mr. Fitzgerald made a motion to approve, seconded by Mr. Schatzle and unanimously carried. Mayor Macnow set the public hearing March 26, 2014.

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					

9. **PRESENTATION:** (POSSIBLE INTRODUCTION): AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 173, PROPERTY MAINTENANCE, SUBSECTION 17, REMOVAL OF BRANCHES AND TREES, OF THE CODE OF THE TOWNSHIP OF COLTS NECK IN THE COUNTY OF MONMOUTH AND THE STATE OF NEW JERSEY

10. **PRESENTATION:** (POSSIBLE INTRODUCTION): AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 173, PROPERTY MAINTENANCE, SUBSECTION 16, REMOVAL OF LEAVES, OF THE CODE OF THE TOWNSHIP OF COLTS NECK IN THE COUNTY OF MONMOUTH AND THE STATE OF NEW JERSEY

Mayor Macnow stated with regard to Agenda Items 9 and 10, comments were received from Messrs. Schatzle, Bowden, Galinski and Thompson. Mayor Macnow stated before action is contemplated by the Governing Body, he wants to return everything to Long Range Planning for re-examination and vetting. Mayor Macnow stated these two ordinances may be ready for discussion and introduction at a future meeting of the Township Committee. Mr. Fitzgerald stated he wants something on the books covering these issues, as there is nothing enforceable now. Discussion ensued and it was the consensus of Governing Body to defer action and return to Long Range Planning.

11. **RESOLUTION 2014-38:** 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

12. **RESOLUTION 2014-39:** 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

Mayor Macnow advised the professionals submitting contracts for the 2014 year were approved by prior resolutions earlier this year, and tonight's resolutions authorize the Mayor and Clerk to sign the 2014 professional contracts. Mayor Macnow noted there were no rate increases this year and requested Agenda Items 11 and 12 be considered in one motion. Mr. Schatzle made a motion to approve, seconded by Mr. Fitzgerald and unanimously carried.

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

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

14. ***RESOLUTION 2014-40:** RESOLUTION AUTHORIZING MONMOUTH COUNTY MOSQUITO EXTERMINATION COMMISSION TO CONDUCT AERIAL SURVEILLANCE AND TREATMENT FOR MOSQUITO CONTROL

15. ***RESOLUTION 2014-41:** RESOLUTION AUTHORIZING RELEASE OF ESCROW FEES, P.B. APPLICATION NO. 634, SHADOW ISLE

16. ***RESOLUTION 2014-42:** RESOLUTION AUTHORIZING RELEASE OF ESCROW FEES, P.B. APPLICATION NO. 596 (SPATIAL/PHALANX ROAD, LLC, UTOPIA ROAD)

17. ***RESOLUTION 2014-36:** RESOLUTION AUTHORIZING RELEASE OF ESCROW FEES, P.B. APPLICATION NO. 507, SWIMMING RIVER ESTATES (OFF LAKESIDE AVENUE)

Mr. Schatzle made a motion to approve, seconded by Mr. Fitzgerald and unanimously carried.

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

18. **ADMINISTRATIVE REPORT:** Mr. Bowden stated he had nothing to add to his report this evening. Mr. Bowden he received a telephone call from Chief of Police Sauter notifying him tomorrow is the last day to purchase Police vehicles under State contract and Chief Sauter is seeking purchasing authorization. Discussion ensued and Mr. Fitzgerald made a motion to authorize the placing of an order for one Dodge Charger, seconded by Mr. Orgo and unanimously carried.

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

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

Animal Control	$86.49
Capital Fund	$2,804.00
Construction Trust	$12,733.93
Current Fund	$340,040.20
Escrow	$3,972.00
Farmland Preservation Trust	$9,925.66
TOTAL:	$369,562.28

Mr. Fitzgerald made a motion to approve, seconded by Mr. Schatzle and unanimously carried. Mayor Macnow* recused himself from approving Sakoutis Brothers Disposal Inc. vouchers, Mr. Schatzle** recused himself from approving T&M Associates vouchers, and Mr. Orgo*** recused himself from approving Pine Tree Landscape Systems vouchers.

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

20. **TOWNSHIP COMMITTEE REPORTS**

Mr. Orgo reported the next meeting of the Wildlife Committee is scheduled for Tuesday, March 4, 7:00 p.m. in the Library meeting room.

Mr. Fitzgerald reported sealed bids are anticipated to be opened March 12th for the Energy Aggregation Program, and action may be taken by the Governing Body at that evening's Township Committee meeting. Mr. Fitzgerald commented the average home under the Aggregation Program saves $150 per year; however, Colts Neck is not an average community, as it requires electricity to flush its toilets and savings are anticipated to be greater.

Mr. Schatzle reported he attended the successful pancake breakfast fundraiser, where he saw Mayor Macnow, Mr. Engel and Mrs. Amend. Mr. Schatzle stated this was a successful event, filled with good food, a sense of community and was a good time.

Mr. Schatzle reported the Colts Neck Fair is planning for this year's Fair and is looking for volunteers. Those interested can speak with him directly or contact Town Hall (732-462-5470, x 100).

Mr. Schatzle reported there is a shortage of road salt throughout the State due to increased demand resulting from this year's harsh winter. Mr. Schatzle commended DPW for their excellent use of its resources. Mr. Schatzle stated a salt delivery was received today. Mr. Fitzgerald commended Mr. Schatzle and Mayor Macnow for their work in securing this delivery. Mr. Schatzle reported the hot box is in use to repair the potholes on Township roadways.

Mayor Macnow reported the Friends of the Library agreed to purchase carpeting for the upper floor of the Library, a donation which will save the Township money, and one greatly appreciated by the Governing Body. Mayor Macnow noted the carpeting to be replaced is original to the building.

Mayor Macnow reported the cost of the new lamp post illuminating the street level walkway was also donated by the Friends of the Library. Mayor Macnow noted the Embroiderer's Guild was very appreciative of this lighting, and gave the Friends of the Library a monetary donation to help offset the cost of the fixture and installation.

Mayor Macnow reported future Library events include dental awareness, a Dr. Seuss book reading, a reptile program, and the 4th Grade Spelling Bee, which is scheduled June 6.

21. PUBLIC COMMENT

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

Ms. Michele Batista, Friends of the Library, stated the Monmouth County Freeholders are attempting to cut funding to the Monmouth County Library System. Freeholder Director Burry is against these cuts. A petition is circulating opposing the cuts and will be available during the upcoming Friends of the Library book sale scheduled March 21 and 22.

Ms. Virginia Amend questioned what is included in Ordinance 2014-6. Mayor Macnow stated he would provide Ms. Amend with the notice of publication, which summarizes the proposed changes. Mayor Macnow stated the old uses are not consistent with the Master Plan. The Township has been working with the Lairds so as not to penalize a 300+ year resident and business. Ms. Amend questioned the extensive work done in the ponds, noting there was a steam shovel digging out. Mr. Orgo stated the diking system was leaking and water and mud was leaking from one pond to the other and work had to be done since this is their fire suppression system. Ms. Amend questioned if the road paving anticipated for Laird Road would be impacted. Mr. Bowden responded Mr. Gerken is aware and no delays are anticipated.

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

22. RESOLUTION 2014-43: EXECUTIVE SESSION. Mr. Fitzgerald made a motion to approve, seconded by Mr. Schatzle and unanimously carried by voice vote. Mr. Bowden stated it is not anticipated the Governing Body will return in open session this evening.

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	

The meeting adjourned at 8:21 p.m.

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

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

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

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

Meeting adjourned at 9:15 p.m.

Robert Bowden, Administrator/Municipal Clerk