

**TOWNSHIP OF COLTS NECK
TOWNSHIP COMMITTEE MEETING
MARCH 11, 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 led by Township resident Vince Domidion. 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 March 11, 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, Michael Fitzgerald and Russell Macnow

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

Absent: None

- 1. APPROVAL OF MINUTES:** Meeting of February 25, 2015. Mr. Fitzgerald made a motion to approve, seconded by Mr. Macnow and unanimously carried.

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

- 2. ORDINANCE 2015-3:** AN ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40:4-45.14) was read by title at first reading by Mayor Schatzle. Mr. Bowden advised the local government CAP law limits any increase in the annual budget to 1.5% unless authorized by ordinance to authorize an additional 2% increase to a total of 3.5% over the prior year's final appropriations. Mr. Bowden stated the 2% increase amounts to \$155,132.34, and if it is not used in 2015, the extra 2% can be used in either of the following two years. Mr. Bowden recommended approval. Mr. Engel made a motion to approve, seconded by Mr. Fitzgerald and unanimously carried. Mayor Schatzle set the public hearing March 25, 2015.

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						

3. **ORDINANCE 2015-4:** AN ORDINANCE AMENDING SECTIONS 98-2 AND 98-3, SETTING FORTH FEES FOR CONSTRUCTION PERMITS IN THE TOWNSHIP OF COLTS NECK was read by title at first reading by Mayor Schatzle. Mr. Bowden advised at the request of the Construction Official, several minor changes are being proposed as follows:
Additions: Fuel fired generators, \$20 each (plumbing subcode); direct replacement of existing fuel fired furnace, \$25 each unit (applies to plumbing subcode and electrical subcode); installation of factory built chimneys and chimney lines, \$25 each; minimum fire protection subcode fee, \$50.
Deletion: Minimum fire protection subcode permit fee, \$50.
Fee Change: Gas or oil-fired appliances, \$50 per appliance reduced to \$25 per appliance.
 Mr. Fitzgerald made a motion to approve, seconded by Mr. Orgo and unanimously carried. Mayor Schatzle set the public hearing April 8, 2015.

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						

4. **DISCUSSION:** AMENDING SHADE TREE ORDINANCE PERTAINING TO STREET TREES. Mr. Macnow advised an ordinance proposed for introduction late last year had been returned to Long Range Planning for further consideration. Mr. Macnow stated the proposed changes clarify responsibility for approval and removal of street trees. Specifically, no tree within a Township right-of-way may be removed by the adjoining property owner without Shade Tree Commission approval. Additionally, once the maintenance guarantee posted by the developer is released and the Township has accepted the tree, street trees planted on private property may be removed by the property owner at any time and for any reason. With the unanimous approval of the Governing Body, Mr. Bowden will place an ordinance on the next meeting agenda for introduction.
5. **ADMINISTRATIVE REPORT:** Mr. Bowden stated he has nothing to add to his Administrative Report.
6. **MOTION TO APPROVE VOUCHERS:** Mr. Fitzgerald stated he has reviewed the vouchers and recommends approval as follows:

Animal Control	\$153.02
Capital Fund	\$305.15
Construction Trust	\$12,194.93
Current Fund	\$353,895.01
Grant Fund	\$1,140.00
Trust Fund	<u>\$11,768.83</u>
TOTAL:	<u>\$379,456.94</u>

Mr. Fitzgerald advised the payment to Penn State University for \$900 (Page 7), was payment for attendance at a seminar Penn State held in Wall Township. Mr. Engel made a motion to approve, seconded by Mr. Macnow and unanimously carried. Mr. Orgo abstained from approving payment to Pine Tree Landscape Systems* and Mr. Macnow abstained from approving payment to Sakoutis Brothers Disposal Incorporated**.

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

7. TOWNSHIP COMMITTEE REPORTS

Mr. Fitzgerald reported the Planning Board has reviewed the Westminster application of Manor Homes for 48 units. This project is part of the builders remedy lawsuit settled in 2002, which reduced the number of units on this tract from 125 units to 48 units. Mayor Schatzle commented there is Board of Health involvement with a water expert. Mr. Fitzgerald noted there would be 48 wells, one for each unit, plus an additional well, all drawn on the Englishtown aquifer. The project has passed Fire Inspection and a variance application is not required. The Fire Department has requested fire hydrants with dry lines be installed that would draw from the two cisterns in the event of emergency. Mr. Fitzgerald commented the product looks nice, and is the best result from an unfortunate situation. Mayor Schatzle commented the Board of Health will have jurisdiction if a neighboring well has an issue. Discussion ensued regarding the depth of wells and Board of Health and Township Committee responsibilities. Mr. Fitzgerald stated the project is going forward.

Mr. Macnow stated he had just returned from the Board of Education meeting relating to the search for a new Superintendent. Mr. Macnow noted this is the first time Township Committee input was sought in the search process.

Mr. Engel stated during the budget process, Mr. Hennessy was asked to provide the Recreation Committee with his thoughts on recreation fees and gain their input. This issue is tentatively scheduled to be discussed by the Township Committee during the first meeting in April.

Mr. Orgo reported approximately 300 people attended the Colts Neck Business Association luncheon at Trump National Golf Club this year. It was a well-attended event for the business community.

Mr. Orgo advised the Farmland and Open Space Preservation Committee is planning outreach to targeted property owners for land preservation. A draft letter was discussed and contact information was revised to reflect the departure of Mr. Bowden in the near future.

Mayor Schatzle commended the Public Works Department for a job well done with snow removal during the latest snow event. Mayor Schatzle noted Colts Neck schools were one of the few school districts open that Friday, thanks to the snow clearing efforts of the Public Works staff.

Mayor Schatzle announced Fire Chief Michael Burke is here this evening and has brought one of the two Fire Police vehicles authorized for purchase in last year's budget. Mayor Schatzle noted both vehicles have been placed into service, and he urged those present to view the vehicle with Chief Burke. Fire Chief Michael Burke thanked Mr. Macnow (then Mayor) and the Township Committee for their support and approval of the vehicles purchased.

8. **COMMENTS FROM THE PUBLIC**

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

Mr. Chuck Camarata, a resident, questioned the status of filling the Administrator's position. Mayor Schatzle commented the Township Committee will be discussing this tonight during closed session and is doing its due diligence with reference checks. Mr. Macnow stated 38 resumes were received thus far and 10 applicants were interviewed. Based on tonight's discussion, Mr. Macnow stated a second round of interviews will be scheduled. Mr. Camarata questioned the timeline for starting the Westminster project. Mr. Fitzgerald responded he would not be surprised to see work started this summer/fall to avoid the permits from expiring. Mr. Camarata questioned the recent COAH Supreme Court decision. Counsel Bennett noted this was a victory for developers, not municipalities, and an analysis from COAH Counsel is needed. Mr. Macnow stated he will be able to report back after the next meeting held with COAH Counsel in early April.

Mr. Vince Domidion, a resident and Chair of the Monmouth County Planning Board, suggested having hydraulic pumps installed at a certain level (at the Westminster project) to avoid wells going dry at once. Mr. Fitzgerald commented the pumps will be placed low enough to avoid this problem. Mr. Domidion questioned the intended addressees of the Farmland and Open Space outreach letter. Mr. Orgo responded 24 properties were initially selected as the most viable for preservation within the Township.

Mr. Fulton Wilcox, a resident, stated he would like to see an income statement relating to the recreation fees and what is being paid to the instructors. Mayor Schatzle noted that information is available; however, tonight's earlier discussion focuses on fees charged for the use of Township baseball and soccer fields.

Ms. Susan Wilcox, a resident, commented the Recreation Director position had been a part-time position and questioned the number of programs running under the part-time Director versus today. Mayor Schatzle stated today's recreation programs are generating more revenue than before.

Mr. Jeff Sauter, a resident, thanked Mr. Fitzgerald, spoke of LOSAP, and praised Township volunteers for their hours spent in support of the community.

Ms. Elaine Mann, a resident, commented younger members of the volunteer Fire Department have found it too costly to live within the Township. Ms. Mann spoke of a Senate bill that would provide up to \$10,000 for Fire Police, First Aid, Teachers and Sanitation workers, if they have been in their home for five years. Ms. Mann stated she will provide the bill number to Mr. Bowden for further review. Mr. Jeffrey Sauter stated a resolution supporting this bill would be good.

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

9. **RESOLUTION 2015-38:** 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. Mr. Bowden 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 8:04 p.m.

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

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

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

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

The meeting adjourned at 10:15 p.m.


 Robert Bowden, Administrator/Municipal Clerk