

**TOWNSHIP OF COLTS NECK
TOWNSHIP COMMITTEE MEETING
NOVEMBER 12, 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 Sen. John O. Bennett, III, Esq., Township Counsel. The following statement was read by Municipal Clerk, Ms. Kara: "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 November 12, 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 Ms. Kara indicated the following:

Present: Mayor James Schatzle, Deputy Mayor Thomas Orgo, Committeemen Michael Fitzgerald (arriving late) and Russell Macnow

Also Present: Township Administrator Kathleen Capristo; Municipal Clerk Beth Kara; and Township Counsel John O. Bennett, III, Esq.

Absent: Committeeman Jarrett Engel

- 1. APPROVAL OF MINUTES:** MEETING OF OCTOBER 28, 2015. Mr. Macnow made a motion to approve, seconded by Mr. Orgo and unanimously carried.

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

- 2. MAYOR'S PROCLAMATION:** PROCLAIMING DECEMBER 2015 AS NATIONAL DRUNK AND DRUGGED DRIVING (3d) PREVENTION MONTH WITHIN THE TOWNSHIP OF COLTS NECK was read in full by Mayor Schatzle. This Proclamation calls upon all citizens, government agencies, business leaders, hospitals and health care providers, schools and public and private institutions in the Township to promote awareness of the impaired driving problem, to support programs and policies to reduce the incidence of impaired driving, to promote safer and healthier behaviors regarding the use of alcohol and other drugs, and to provide opportunities for all to participate in the "You Drink & Drive, You Lose" Campaign this December holiday season and throughout the year. Mayor Schatzle noted the Proclamation will be given to Ms. Anita Dedalis, Co-Chair of the Township's Alliance.
- 3. PRESENTATION:** CONSERVATION EASEMENT, 89 STONE HILL ROAD (MODH) – DAVID KOSTKA, ENVIRONMENTAL COMMISSION CHAIR. Mr. Kostka advised the homeowners have been working with the NJ DEP, who has determined the wetlands within this property no longer exist. Mr. Kostka discussed the five recommendations of the Environmental Commission, which are as follows:

- The original and current Conservation, Drainage and Right of Way Easements on the property be abandoned.

- A new Conservation, Drainage and Right of Way Easement be placed on the property as outlined on the revised plan submitted by Two River Engineering, dated October 5, 2015.
- The four foot high split rail fence required by the NJ DEP, as outlined on the aforementioned plan be permitted in the Township's Conservation Easement.
- Five of the required lolly columns be placed along the new Colts Neck Township Conservation Easement line to delineate the area. One column on each end of the easement line and three spaced equidistance apart between the end columns.
- The Environmental Commission and the applicants have agreed to the installation of 20 native species plants and five native species between the NJDEP required fence and the Township's Easement line. The Commission is supplying the applicants with a list of appropriate plants and trees for this purpose from which the applicants can select the plantings and trees.

Mr. Kostka commented both the homeowners and the Township are in agreement, noting this is a reasonable resolution. Mr. Macnow made a motion to approve, seconded by Mr. Orgo and unanimously carried. The homeowners will be advised to have an ordinance prepared for review by the Township Attorney to amend the deed accordingly.

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

4. **RESOLUTION 2015-128:** RESOLUTION TO ENTER A COOPERATIVE PURCHASING PROGRAM WITH THE SOMERSET COUNTY PRICING SYSTEM #2-SOCCP was read by title by Mayor Schatzle. Mayor Schatzle noted there are a number of cooperative purchasing programs within the State and Mr. Antonides searches them for the best pricing of equipment to meet the Township's needs. The approval of this resolution will provide the ability to purchase within the Somerset County cooperative once accepted as a member. Mr. Macnow made a motion to approve, seconded by Mr. Orgo and unanimously carried.

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

5. **RESOLUTION 2015-129:** RESOLUTION CONFIRMING PURCHASE OF 2016 KENWORTH MODEL T-470 HOOK LIFT TRUCK THROUGH THE SOMERSET COUNTY COOPERATIVE PRICING SYSTEM, #2-SOCCP (\$199,823) was read by title by Mayor Schatzle. Discussion ensued and Mayor Schatzle suggested a motion to table this resolution to the following meeting so the purchase can be further discussed with the DPW Director. Mr. Macnow made a motion to table the resolution to the meeting of December 9, 2015, seconded by Mr. Orgo and unanimously carried.

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

6. **RESOLUTION 2015-130:** RESOLUTION CONFIRMING PURCHASE OF 2016 INTERNATIONAL DUMP TRUCK, STATE CONTRACT NO. 79123 – T-2787 (\$118,185.00) was read by title by Mayor Schatzle. Mayor Schatzle noted two DPW vehicles were approved during the budget cycle. Discussion ensued and the resolution was amended to reflect the truck does not include a snow plow but does include a snow plow hitch under the State Contract. Mr. Macnow made a motion to approve, as amended, seconded by Mr. Orgo and unanimously carried.

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

7. **MOTION TO ADOPT A CONSENT AGENDA:**

***RESOLUTION 2015-131:** RESOLUTION AUTHORIZING RELEASE OF MAINTENANCE GUARANTEE, PLANNING BOARD APPLICATION NO. 646 (ORCHARDS AT COLTS NECK)

***RESOLUTION 2015-132:** RESOLUTION APPOINTING DEPUTY REGISTRAR OF VITAL STATISTICS, KATHLEEN CAPRISTO

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

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

8. **ADMINISTRATIVE REPORT:** Ms. Capristo had nothing to add to the Administrative Report this evening.

Ms. Capristo reported she will be meeting with Department Heads in December to discuss the particulars of the Rockfest event request for 2016 and will advise the Township Committee of the results.

Ms. Capristo reported the three site line issues raised during the Township Committee Meeting of October 15 are being addressed. One location was not a violation, one location has been abated and one is pending and is still being pursued by Code Enforcement.

Ms. Capristo reported the wish stars for the Little Soldiers Toy Drive have arrived and are on display at Town Hall. The stars are holiday gifts for children of deployed parent(s) within New Jersey. The wish star is to be attached to the unwrapped gift and returned to Town Hall by December 9.

Committeeman Fitzgerald arrived at 8:50 p.m.

9. **MOTION TO APPROVE VOUCHERS:** Mr. Fitzgerald recommended approval pending Finance Committee review, as follows:

Animal Control	\$85.08
Capital Fund	\$986.76
Construction Trust	\$10,972.67
Current Fund	\$5,417,273.74
Grant Fund	\$892.00
Trust Fund	<u>\$8,385.21</u>
TOTAL:	<u>\$5,438,595.46</u>

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

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

10. **TOWNSHIP COMMITTEE REPORTS**

Mr. Macnow had no report this evening.

Mr. Fitzgerald reported four Fire Police members were certified for State Highway response. Copies of the certifications will be sent to Ms. Capristo for forwarding to the insurer. Mr. Fitzgerald noted the Fire Police are working with the First Aid Squad and the Police, and they are being proactive.

Mr. Orgo reported the Planning Board has tabled the issue at Lakeside and Route 537 for one month.

Mr. Orgo reported the Colts Neck Business Association is developing the "Colts Neck as a Cross Roads" branding initiative.

Mayor Schatzle reported he attended two Veterans Day ceremonies. The Cedar Drive School program had participation by 7th and 8th grade students and included what the students learned during one-on-one interviews with the Veterans. The Woman's Club of Colts Neck provided a luncheon following the ceremony. Mayor Schatzle also attended an evening ceremony at the Colts Neck Community Church, which included a dinner for the Veterans.

11. COMMENTS FROM THE PUBLIC

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

Mr. Jeffrey Sauter, a resident, read a prepared letter referencing "Volunteerism and Committeeman Engel Status". A copy of this letter, dated November 8, 2015, is on file in the office of the Township Clerk.

Mr. Alan Ryan, a resident, stated he was at the Cedar Drive School Veterans Day ceremony and noted he was proud to be there and proud to be a Colts Neck resident. Mr. Ryan stated he does not think any volunteer has the right to be questioned, as volunteers are doing so out of the goodness of their heart, they keep it to themselves, and are not in it for gain. Mr. Ryan questioned the truck purchase through the Somerset Cooperative discussed tonight. Mayor Schatzle responded the CFO reviews all available purchase lists and either the product was not available through State purchasing or the purchase price through the Somerset Cooperative was less than the State.

Mr. Michael Viola, a resident, thanked the Township Committee and Township Administrator for looking into the line of site issue in his neighborhood.

Mr. David Kostka, a resident and Environmental Commission Chair, noted the Township Committee has always expressed appreciation on behalf of residents for the volunteers in the Township. Mr. Kostka thanked the Township Committee, on behalf of all residents, for the time and effort they sacrifice in support of the Township. Mr. Kostka reported the Environmental Commission is keeping a file on conservation easement issues that have come before the Township Committee and will be reviewing each one year from now to see the status of each. Mr. Kostka is hopeful that when the properties come up for sale, the issues will have been resolved.

Ms. Debbie Evankow, resident and President of the First Aid Squad, commented some towns are suing to get out of the Monmouth County Tax Assessment Program. Mr. Macnow commented the Township was the first to raise objections at the start of this program, and there are only one or two municipalities that are filing suit. Mr. Macnow noted all Monmouth County municipalities didn't have a choice in entering the program. Mr. Macnow noted the program has not been shown to adversely affect Colts Neck, and instead of reassessing every ten years, the reassessments are sooner. Mr. Macnow noted there is still the option of tax appeal. Mr. Macnow has reserved his opinion on the program until the net effect is known. Mr. Fitzgerald commented when the program first started, it was anticipated there would be an increase in tax appeals. Discussion ensued during which it was noted 48 of 53 Monmouth County municipalities are using one company, while the remaining 5 are using another; all are participating. Differences in parcels depending on frontage, neighborhoods, and variables are considering in assessments and the Tax Assessor should be consulted.

Ms. Ruth Bender, resident and member of the First Aid Squad, questioned Resolution 2015-131. Mayor Schatzle responded the maintenance guarantee is held by the Township. When the Township Engineer provides a letter stating all work has been completed, the maintenance guarantee is released. Mr. Orgo commented the maintenance guarantee is used to complete the work if it has not been done by the applicant.

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

12. **RESOLUTION 2015-133:** EXECUTIVE SESSION was read by title by Mayor Schatzle. Mr. Fitzgerald made a motion to approve, seconded by Mr. Macnow and unanimously carried by voice vote.

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					

The meeting adjourned at 8:22 p.m.

Motion by Mr. Fitzgerald, 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		X			
Engel					X
Fitzgerald	M	X			
Macnow	S	X			
M - Moved S - Seconded X - indicates vote NV - Not Voting Ab - Absent					

Motion by Mr. Fitzgerald, seconded by Mr. Orgo and unanimously carried to reconvene in Public Session and adjourn meeting.

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 9:25 p.m.



 Beth Kara, Municipal Clerk