

**TOWNSHIP OF COLTS NECK
COMMITTEE MEETING
APRIL 12, 2017, 7:30 P.M.
TOWN HALL**

The meeting of the Colts Neck Township Committee was called to order at 7:30 p.m. by Mayor Macnow followed by a salute to the flag. The following statement was read by Municipal Clerk, Ms. Kara: "The notice requirements of the New Jersey Public Meetings Law have been satisfied by noticing the News Transcript on January 12, 2017 stating that a regular meeting of the Colts Neck Township Committee would be held April 12, 2017 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 Russell Macnow, Deputy Mayor J.P. Bartolomeo, Committeemen Edward Eastman, Jr., Thomas Orgo and Frank Rizzuto

Also Present: Administrator/Deputy Clerk Kathleen Capristo, Municipal Clerk Beth Kara; Township Counsel Andrew Bayer, Esq.

Absent: None

- 1. APPROVAL OF MINUTES:** MEETING OF MARCH 29, 2017. Mr. Eastman made a motion to approve, seconded by Mr. Bartolomeo and unanimously carried.

RECORD OF VOTE						
Committeeman	M	S	Yes	No	NV	Ab
Mayor Macnow			X			
Deputy Mayor Bartolomeo		S	X			
Eastman	M		X			
Orgo			X			
Rizzuto			X			
M - Moved S - Seconded X - indicates vote NV - Not Voting Ab - Absent						

- 2. ORDINANCE 2017-9:** ORDINANCE PROVIDING FOR THE UNDERTAKING OF VARIOUS IMPROVEMENTS, BY AND IN THE TOWNSHIP OF COLTS NECK, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY; REAPPROPRIATING EXCESS BOND PROCEEDS AND REAPPROPRIATING CAPITAL FUNDS IN THE AGGREGATE AMOUNT OF \$179,973 TO FINANCE THE COSTS THEREOF was read by title at first reading by Mayor Macnow. The excess funds from four previous ordinances (\$96,137, excess bond funds; and \$83,836, capital funds) would be used to finance the cost of capital repairs and improvements to Township buildings, facilities or properties including but not limited to roof improvements to the Courthouse/Police building, purchase of a non-passenger vehicle for the Fire Department, and all work, materials equipment and labor associated with the capital repairs or improvements. The reallocation of the excess funds will decrease the need for additional Township debt to finance these expenditures. Mr. Orgo made a motion to approve, seconded by Mr. Rizzuto and unanimously carried. Mayor Macnow set the public hearing April 26, 2017.

RECORD OF VOTE						
Committeeman	M	S	Yes	No	NV	Ab
Mayor Macnow			X			
Deputy Mayor Bartolomeo			X			
Eastman			X			
Orgo	M		X			
Rizzuto		S	X			
M - Moved S - Seconded X - indicates vote NV - Not Voting Ab - Absent						

3. **ORDINANCE 2017-10:** AN ORDINANCE OF THE TOWNSHIP OF COLTS NECK IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY, SETTING THE SALARY AND WAGE RANGES FOR TOWNSHIP EMPLOYEES was read by title at first reading by Mayor Macnow. Mayor Macnow advised this ordinance sets the salary ranges to be paid to elected and appointed officials and employees of the Township as well as secretaries to the various committees, sets the mileage reimbursement rate (\$.40/mi.) for use of personal vehicles on official business and establishes a cap on non-union personnel bonus payments (\$1,000) based on performance evaluations. Mr. Bartolomeo made a motion to approve, seconded by Mr. Orgo and unanimously carried. Mayor Macnow set the public hearing April 26, 2017.

RECORD OF VOTE					
Committeeman	M S	Yes	No	NV	Ab
Mayor Macnow		X			
Deputy Mayor Bartolomeo	M	X			
Eastman		X			
Orgo	S	X			
Rizzuto		X			
M - Moved S - Seconded X - indicates vote NV - Not Voting Ab - Absent					

4. **ORDINANCE 2017-12:** AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 102, DEVELOPMENT REGULATIONS OF THE CODE OF THE TOWNSHIP OF COLTS NECK, COUNTY OF MONMOUTH, STATE OF NEW JERSEY was read by title at first reading by Mayor Macnow. At the request of the NJDOT, this ordinance amends the Colts Neck Development Regulations to include the term "as amended" immediately following all references to the Route 34, Colts Neck Highway Access Management Plan (HAMP) to clarify the ordinance pertains to the last revision (Minor Revision No. 3 to Phase I of the Route 34 HAMP adopted by the Township Committee by Resolution 2017-32). Mr. Bartolomeo made a motion to approve, seconded by Mr. Orgo and unanimously carried. Mayor Macnow set the public hearing April 26, 2017.

RECORD OF VOTE					
Committeeman	M S	Yes	No	NV	Ab
Mayor Macnow		X			
Deputy Mayor Bartolomeo	M	X			
Eastman		X			
Orgo	S	X			
Rizzuto		X			
M - Moved S - Seconded X - indicates vote NV - Not Voting Ab - Absent					

5. **ORDINANCE 2017-13:** AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 198, STREETS AND SIDEWALKS OF THE CODE OF THE TOWNSHIP OF COLTS NECK, COUNTY OF MONMOUTH, STATE OF NEW JERSEY was read by title at first reading by Mayor Macnow. Mayor Macnow advised New Jersey Natural Gas suggested the escrow inspection account be eliminated since some of the Gas Company's inspection fees are the responsibility of the Gas Company while others are the responsibility of the customer. To simplify the process, the Gas Company is seeking the Township establish flat inspection fees, which would be submitted with each application. The new inspection fee for openings in a grass right-of-way is \$1 per square foot, minimum fee of \$100; and openings in paved surfaces is \$5 per square foot, minimum fee of \$250. Mr. Orgo advised the ordinance was originally established to place a five-year moratorium on paved streets within the Township. Mr. Bartolomeo made a motion to approve, seconded by Mr. Orgo and unanimously carried. Mayor Macnow set the public hearing April 26, 2017.

RECORD OF VOTE					
Committeeman	M S	Yes	No	NV	Ab
Mayor Macnow		X			
Deputy Mayor Bartolomeo	M	X			
Eastman		X			
Orgo	S	X			
Rizzuto		X			
M - Moved S - Seconded X - indicates vote NV - Not Voting Ab - Absent					

6. **RESOLUTION 2017-60:** CONFIRMING APPOINTMENT OF TOWNSHIP PROFESSIONAL PURSUANT TO N.J.S.A. 40A:11-5 AND AUTHORIZING AWARD OF CONTRACT FOR PROFESSIONAL SERVICES PURSUANT TO N.J.S.A. 19:44A-20.5 WITH AN ESTIMATED VALUE TO EXCEED \$17,500 was read by title by Mayor Macnow. Mayor Macnow stated this resolution appoints Mr. Eliot Goldstein of the Goldstein Partnership to provide planning and architectural services for the new Police station to break ground within the next three years. Mr. Orgo made a motion to approve, seconded by Mr. Bartolomeo and unanimously carried.

RECORD OF VOTE					
Committeeman	M S	Yes	No	NV	Ab
Mayor Macnow		X			
Deputy Mayor Bartolomeo	S	X			
Eastman		X			
Orgo	M	X			
Rizzuto		X			
M - Moved S - Seconded X - indicates vote NV - Not Voting Ab - Absent					

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

All items listed on the "Consent Agenda" are considered routine by the Township and are adopted or approved collectively by a single motion and roll-call vote of a majority of the Township Committee. If discussion is desired on any item, it is considered separately.

***RESOLUTION 2017-61:** RESOLUTION AUTHORIZING SUBMISSION OF TONNAGE GRANT APPLICATION

***RESOLUTION 2017-62:** RESOLUTION AUTHORIZING ACCEPTANCE OF PERFORMANCE GUARANTEE, PLANNING BOARD APPLICATION NO. 719, BLOCK 39, LOT 11.01 (AMBOY ROAD ASSOCIATES, LLC)

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

RECORD OF VOTE					
Committeeman	M S	Yes	No	NV	Ab
Mayor Macnow		X			
Deputy Mayor Bartolomeo	S	X			
Eastman		X			
Orgo	M	X			
Rizzuto		X			
M - Moved S - Seconded X - indicates vote NV - Not Voting Ab - Absent					

8. ADMINISTRATIVE REPORT

Ms. Capristo advised the Township will be hosting a Public Information Center on April 25, 2017, 4:00 p.m. to 7:00 p.m., Town Hall meeting room, sponsored by the New Jersey Department of Transportation (NJDOT) regarding the Route 34 northbound and southbound pavement reconstruction from County Route 537 in Colts Neck to State Route 9. NJDOT project team leaders will be present and exhibits will be on display to inform local officials, residents and the business community about this project. All are encouraged to actively participate by providing comments at the meeting, by mail or by e-mail. Ms. Capristo advised information is on the home page of the Township's website.

Ms. Capristo reported the recent on-line auction resulted in the sale of 16 of the 17 items listed with an approximate revenue of just over \$10,000 paid to the Township for items it no longer needs.

Ms. Capristo thanked the Township Committee for participating in this evening's on-line, 30-minute training session prior to this meeting. For each attendee, the Township will receive a credit of \$250 in insurance premiums (\$1,500 total).

9. MOTION TO APPROVE VOUCHERS: Mr. Bartolomeo reviewed tonight's vouchers and recommended the following be approved:

Animal Control	\$106.18
Capital Fund	\$35,425.00
COAH	\$150.00
Construction Trust	\$16,473.83
Current Fund	\$340,342.50
Escrow	\$8,458.21
Grant Fund	\$1,769.49
Trust Fund	<u>\$6,121.02</u>
 TOTAL	 <u>\$408,846.23</u>

Mr. Orgo made a motion to approve, seconded by Mr. Eastman and unanimously carried. Mayor Macnow abstained from approving vouchers payable to Sakoutis Brothers Disposal Inc.*; Mr. Bartolomeo abstained from approving vouchers payable to Adams, Buchan & Palo, LLC;** and Mr. Rizzuto abstained from approving vouchers for Fire Department expenditures***.

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

10. TOWNSHIP COMMITTEE REPORTS

Mr. Eastman had no report this evening.

Mr. Rizzuto reported he attended The Grande Association meeting in April and there were no pressing issues or questions for the Township Committee.

Mr Rizzuto reported Mr. Anfuso went over the ordinance revision for the Planning Board and explained it to the Shade Tree Commission. Mr. Rizzuto commended Mr. Anfuso on his explanation. A member of the Shade Tree commission will be donating and planting an American Holly at the Montrose Road School House,

replacing the tree that died. The Shade Tree Commission has ordered tree tags for the trees within the Town Hall core site that can be scanned by a personal device and have the tree information displayed on the device. The Shade Tree Commission is moving forward toward Phase 2 for the core site arboretum. The Shade Tree Commission recently had a successful seedling giveaway at Town Hall during which a variety of seedlings were given to Colts Neck residents for planting as a means to restore the trees lost in Super Storm Sandy.

Mr. Orgo commented the Township Committee needs to appoint new members to the Farmland and Open Space Committee as it is difficult to reach a quorum.

Mr. Orgo reported he attended the Easter Bunny event at Fire House 1 with Mr. Rizzuto, which was very well attended.

Mr. Bartolomeo reported he was at opening day and together with Mayor Macnow, Committeeman Eastman, Mr. Bader (DPW Director) and the Easter Bunny, threw out the opening pitches to start the season. Mayor Macnow commented Mr. Bader did not have to attend on his day off, but he did and he spoke with many residents.

Mr. Bartolomeo commented the Township cannot control solicitation letters sent through the USPS mail system; however, door-to-door solicitors or solicitations placed on, or near one's property require a solicitor's license issued by the Township Clerk. Mr. Bartolomeo advised anyone receiving a solicitation from an unlicensed vendor should call the Police, if after work hours, or call Ms. Kara at Town Hall during business hours. Mr. Eastman commented he would appreciate receiving a letter from Counsel on door-to-door solicitations by religious groups.

Mr. Bartolomeo stated he received positive feedback from the Seniors about snow removal during the last storm.

Mr. Bartolomeo noted he has a schedule conflict which has prevented him from attending the Board of Education meetings on a regular basis.

Mayor Macnow spoke of a letter written by the Township's Tax Assessor commending Township Counsel Matthew Donahue on his expert preparation and exceptional defense on tax appeals this year.

Mayor Macnow provided an update on the COAH litigation in Middlesex County. At present, South Brunswick has hired another attorney and is seeking to reverse the Judge's decision.

Mayor Macnow reported the charity "Dottie's House" is hosting a fund raiser at Trump National on May 15, and the flyer is available at Town Hall for anyone interested.

Hearing no further comments from the Township Committee, Mayor Macnow called for a motion. Mr. Bartolomeo made a motion to open the meeting to public comments, seconded by Mr. Orgo and unanimously carried by voice vote.

11. PUBLIC COMMENTS:

Mr. Michael Viola, resident, questioned if the former South Brunswick attorney is the same attorney representing the Township. Mayor Macnow responded no; the Township's COAH attorney is only representing Colts Neck.

Mr. Vince Domidion, resident, spoke of the upcoming NJDOT Public Information Center (PIC) meeting and questioned if the jug handle originally planned for Artisan Way was still in the plans. Mr. Orgo responded that is in Phase 2 of the HAMP and would require a divider on Route 34. Mayor Macnow commented that would be a very good question for the NJDOT representatives attending the PIC meeting.

Ms. Michele Battista, resident and President of the Friends of the Library, reported the painting and carpeting at the Library is completed and the Community Garden will be starting April 30.

Ms. Elaine Mann, resident, commented tonight's ethics training for the Township Committee is positive. Mayor Macnow noted many members of the Township Committee are required to attend ethics training as part of the requirements of their paid professions.

Ms. Patty Volbherst, resident and Co-Vice President of CNBA, spoke of the CNBA's "Shop Local" promotion and noted the coupon in the CNBA mailer for a free mug at participating Colts Neck merchants has been popular and an excellent way for residents to become acquainted with Township businesses. Ms. Volbherst advised Sun Bank will be hosting a networking event on May 8, which is free to CNBA members and \$20 to non-members. Ms. Volbherst noted the CNBA would again be sponsoring the fireworks display at Bucks Mill Park on July 3.

Ms. Sue Fitzpatrick, resident and President of CNBA, commented she has a supply of CNBA mailers and coupons with her this evening.

Mr. Fulton Wilcox, resident, questioned the reallocation of funds in Ordinance No. 2017-9 this evening. Mayor Macnow advised the supplemental projects will be funded with these funds, which occur when the entire amount is not utilized for its originally intended purpose. Ms. Capristo noted approximately \$100,000 was funded for a fire truck of which approximately \$70,000 was expended, leaving approximately \$30,000 to be reallocated for a fire vehicle. In addition, when the bids for road improvements are lower than the Engineer's estimates, funds are available for other road projects. Mr. Orgo noted this year the Township will address curbs and striping and making street repairs or adding to the number of streets paved.

Mr. Vince Domidion commented standards for maintenance of street openings should be established as past road openings on Revolutionary Road and New Street are sinking, which will require repaving these roads sooner than they would need if the road surface had not been opened and patched. Whoever opened the road should be responsible for future maintenance. Mr. Orgo commented there is a maintenance bond posted for this type of issue.

Hearing no further comments, Mayor Macnow called for a motion to close the meeting to public comments. Mr. Bartolomeo made a motion, seconded by Mr. Rizzuto and unanimously carried by voice vote.

12. **MOTION TO ADJOURN:** Mr. Orgo made a motion to adjourn, seconded by Mr. Bartolomeo and unanimously carried by voice vote.

RECORD OF VOTE					
Committeeman	M S	Yes	No	NV	Ab
Mayor Macnow		X			
Deputy Mayor Bartolomeo	S	X			
Eastman		X			
Orgo	M	X			
Rizzuto		X			
M - Moved S - Seconded X - indicates vote NV - Not Voting Ab - Absent					

Meeting adjourned at 8:00 p.m.


 Beth Kara, RMC, CMC
 Municipal Clerk