

**TOWNSHIP OF COLTS NECK  
TOWNSHIP COMMITTEE MEETING  
OCTOBER 12, 2011  
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 Mayor Kenneth F. Florek. The following statement was read by Township Clerk Bowden: "The notice requirements of the New Jersey Public Meetings Law has been satisfied by forwarding a News Release to the Asbury Park Press on December 8, 2010 stating the meeting of the Colts Neck Township Committee would be held on October 12, 2011 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 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 James Schatzle, Deputy Mayor Jarrett Engel, Committeemen Edward Eastman, Jr., 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 OF SEPTEMBER 27, 2011:** Mr. Macnow stated the last sentence in Agenda Item 3 should be changed from "Mr. Macnow abstained" to "Mr. Macnow did not vote". Mr. Engel made a motion to approve, as amended, seconded by Mr. Macnow and carried by all, excepting Mr. Macnow for the portion of the meeting during which he recused himself.

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

- 2. MAYOR'S APPOINTMENT: BOARD OF ADJUSTMENT, MR. KENNETH FLOREK FILLING UNEXPIRED TERM THROUGH DECEMBER 31, 2011.** Mayor Schatzle stated he was proud to appoint Mr. Florek to fill the unexpired term.
- 3. SWEARING IN OF BOARD OF ADJUSTMENT MEMBER, MR. KENNETH FLOREK.** Mr. Bowden administered the Oath of Office. Mayor Schatzle stated Mr. Florek started as a member of the Zoning Board of Adjustment, where he served three years prior to serving on the Township Committee. Mr. Florek received a round of applause, and photographs were taken.
- 4. ORDINANCE 2011-8: AN ORDINANCE VACATING AN ACCESS EASEMENT LOCATED LOT 2.12 OF BLOCK 51 IN THE TOWNSHIP OF COLTS NECK, COUNTY OF MONMOUTH, STATE OF NEW JERSEY** was read by title at second reading by Mayor Schatzle. Mr. Bowden stated the property owner has complied with all requirements of the NJDEP and the

Township Committee. Hearing no comments from the Township Committee, Mayor Schatzle opened the meeting to public comment. Hearing none, Mayor Schatzle closed the meeting. Mr. Macnow 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 Engel		S	X			
Eastman			X			
Fitzgerald			X			
Macnow	M		X			
X - indicates vote NV - Not Voting Ab - Absent M - Moved S - Seconded						

5. **RESOLUTION 2011-122:** RESOLUTION AUTHORIZING REJECTION OF BIDS, PRIVATE SNOW PLOWING SERVICES was read by title by Mayor Schatzle. Mayor Schatzle stated five bid packages were sent out; however, only one bid was received. Mr. Bowden stated he felt the bid was too high noting the current contract costs \$250 per hour for primary plowing vehicles, while the bid received is \$335 per hour; and the current contract price for pick up trucks is \$155 per hour, while the bid received is \$167 per hour. Mr. Bowden stated he thinks the Township can do better and recommends rejecting the sole bid received. Mr. Macnow 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 Engel		S	X			
Eastman			X			
Fitzgerald			X			
Macnow	M		X			
X - indicates vote NV - Not Voting Ab - Absent M - Moved S - Seconded						

6. **RESOLUTION 2011-123:** RESOLUTION CONFIRMING RED RIBBON WEEK WITHIN THE TOWNSHIP OF COLTS NECK was read by title by Mayor Schatzle. Mr. Macnow, liaison to the Alliance for Drug and Alcohol Abuse, stated the National observance of Red Ribbon Week, October 23-31, 2011, by business, government, parents, law enforcement, media, religious institutions, schools, senior citizens, service organizations, and youth will demonstrate their commitment to health, drug-free lifestyles by wearing and displaying red ribbons during the week-long campaign. Mr. Macnow stated the Township Committee supports any action to discourage drug use. Mr. Macnow 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 Engel		S	X			
Eastman			X			
Fitzgerald			X			
Macnow	M		X			
X - indicates vote NV - Not Voting Ab - Absent M - Moved S - Seconded						

7. **MOTION TO ADOPT CONSENT AGENDA:**
8. **\*RESOLUTION 2011-124:** RESOLUTION ESTABLISHING HALLOWEEN CURFEW HOURS

9. **\*RESOLUTION 2011-125:** RESOLUTION AUTHORIZING REFUNDS OF RECREATION FEES
10. **\*RESOLUTION 2011-126:** RESOLUTION AUTHORIZING ACCEPTANCE OF SPECIAL PERFORMANCE GUARANTEE, BLOCK 8, LOT 12 (100 CONOVER ROAD)
11. **\*RESOLUTION 2011-127:** RESOLUTION APPROVING COLTS NECK FAIR AS A QUASI ENTITY AND ADDITIONAL INSURED OF THE MID-JERSEY JOINT INSURANCE FUND
12. **\*RESOLUTION 2011-128:** RESOLUTION AUTHORIZING RELEASE OF SPECIAL PERFORMANCE GUARANTEE, BLOCK 38, LOT 15.02 (327 LAKESIDE AVENUE)

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

13. **DISCUSSION:** PLACES OF WORSHIP ORDINANCE. Mr. Timothy Anfuso, Township Planner, addressed the Governing Body. Mr. Anfuso stated approximately one month ago the Township Committee discussed the draft ordinance, which amended the existing ordinance to provide uniform standards for places of worship, and the consensus was the Township Committee was in favor of the proposed ordinance; however, prior to introducing the ordinance, the Governing Body requested the draft be provided to all places of worship within the Township. Mr. Anfuso noted The Colts Neck Reformed Church provided concerns with the draft ordinance, in particular noting they would now be subject to a 30% impervious coverage maximum (A-2 Zone), while commercial businesses are allowed a 50% maximum. Since modern families now arrive at church and related functions in separate vehicles, there is a dramatic increase in the need for on-site parking spaces. They are seeking a 50% impervious coverage maximum or between 30% and 50% for their facility. Discussion ensued. Mr. Fitzgerald stated this ordinance considers houses of worship now and in the future. Mr. Eastman stated since there are not many ten-acre parcels within the A-2 Residential Zone, could the ordinance specifically limit impervious coverage in the A-2 Zone? Mr. Anfuso stated he is hesitant to do this since there would then be differences between zones. Mr. Macnow stated this would work for existing places of worship; however, you could end up with a very large structure on a ten acre parcel in the future. Counsel Bennett suggested listing lot coverage for existing places of worship. Mr. Eastman stated the ordinance should reflect the size of lots around it, noting the Baptist Church is on 6.7 acres and the Reformed Church is on 8.69 acres. If either does anything, they need a variance. Mr. Anfuso stated he will tweak the ordinance, in particular revising Section II, § 102-11, C.1. “. . . whichever is more least restrictive.” Mayor Schatzle stated the argument of The Reformed Church is a strong one, and he requested Mr. Anfuso prepare a memorandum to The Reformed Church on this discussion. Mayor Schatzle requested Mr. Anfuso bring the ordinance back to Long Range Planning to continue the discussion.

Mr. Eastman recused himself and left the building.

14. **DISCUSSION:** AMENDMENT TO CHAPTER 102 OF THE TOWNSHIP CODE PERTAINING TO AFFORDABLE HOUSING (GROUP HOMES). Mr. Anfuso stated a prior presentation to the Governing Body was favorably received and resulted in the preparation of the proposed ordinance amending the Township's growth share requirement to include a group home for developmentally disabled individuals as another method of fulfilling the affordable housing requirement generated from a residential subdivision. Mr. Anfuso outlined the major provisions of the draft ordinance, as follows:

- Minimum gross tract area of the subdivision must be 100 acres.
- Minimum lot size of the group home is seven acres to encourage an agricultural theme.
- The group home must comply with all affordable housing requirements of the former COAH and now the Department of Community Affairs.
- Occupancy of the group home is restricted to persons 18 years of age or older.
- The developer, operator/sponsor of the group home and Township shall enter into a three-way developer's agreement that includes a 30 year affordable housing deed restriction and a requirement that the group home operate in accordance with the provisions of the NJ Department of Human Services. The developer's obligation under this agreement shall terminate upon the issuance of a certificate of occupancy for the group home.
- The group home shall enter into a Payment in Lieu of Taxes (PILOT) with the Township.
- The group home shall be completed and issued a certificate of occupancy prior to completion of 75% of the market rate homes in the development.
- An error has been corrected and the ordinance now allows a reduction in lot area, frontage, width and side setbacks on the market rate lots when a density bonus is provided and the affordable housing set aside is provided off-site. (Currently the ordinance only allows these reductions when a density bonus is provided and the affordable housing set-aside is provided on-site.)

Discussion ensued. Mr. Fitzgerald stated he favors bidding this since there could be better deals out there for the Township. Mr. Fitzgerald noted Page 3, Paragraph 12 should include the requirement that the developer's agreement include a bond.

Counsel Bennett stated for this ordinance as well as the prior places of worship ordinance, if they are to be adopted by the end of December, there are a limited number of meetings left. Counsel Bennett stated both ordinances must go to the Planning Board, and this action is do-able, but the timeframe is tight. Mr. Anfuso stated the places of worship ordinance may be pushed back since it must first go to Long Range Planning.

Mr. Anfuso left the meeting. Mr. Eastman returned to the meeting

15. **DISCUSSION:** CAPITAL PROJECTS FOR 2011/2012. Mr. Bowden stated a ball park estimate for a generator to fully power Town Hall is \$40,000, while a small generator to power the sump pumps is estimated at \$10,000. A third option is to run underground lines to the Police generator and power the Town Hall sump pumps with the available capacity of the Police generator. Mr. Bowden stated he is expecting quotes for the Town Hall generator options as well as a replacement generator for DPW within the next few days. Mr. Macnow stated he is concerned about the Town Hall offices being displaced and is looking for alternatives to avoid a recurrence. Mayor Schatzle stated he would like an automated system to turn on the sump pumps; however, he suggested discussing the generators issue when the quotes are received.

Deputy Fire Chief Chris Quincannon then addressed the Governing Body, providing copies of current 501C3 status for both Fire Companies. Mr. Quincannon discussed the need to replace the fire pumper at Fire Company

No. 2, noting it is 21+ years old and is used as a front line piece for each fire call, carrying water, lights, air packs, tools, saws, etc. Mr. Quincannon estimated the cost of a replacement pumper is \$585,000. Mr. Macnow stated a letter from Fire and Safety Services provided an estimated cost to refurbish the 1990 pumper truck of \$130,000, excluding engine repairs or modifications, steering, suspension, brakes, wheels and tires, which could add another \$50,000+ to the price. Mr. Macnow noted only certified dealers are legally authorized to work on Fire Department vehicles. When asked by Mayor Schatzle about the pieces of equipment currently in place, Mr. Quincannon stated one pumper is the main attack pumper while the second pumper is utilized as a portable hydrant. Discussion ensued regarding mutual aid from surrounding Fire Departments. Mr. Bowden referenced the estimated cost of the pumper, questioning if there are less expensive alternatives. Mr. Quincannon responded he did not know of alternative sources, noting they need larger tanks to carry a lot more water than a hydrant municipality, and EPA regulations for over-the-road engines add \$65,000 to the cost of the vehicle. Mr. Quincannon discussed the ISO rating, which is a third party rating of a municipality's fire protection, and noted insurance companies base their rates on the ISO ratings. Mr. Quincannon stated he requested a copy of the Community Protection Plan in 2005, and he is still waiting for the report. Mr. Eastman stated he has a better understanding of the ISO Rating based on the information provided. Mr. Bowden stated the ISO Rating for Colts Neck is 7, which is very good for a municipality without a water system. Mr. Quincannon stated if you replaced the existing pumper, you would move water faster, noting the Fire Department has approximately one mile of hose, which needs equipment strong enough to push the water. Mr. Bowden stated there is \$260,000 in reserve and tonight is the first time he has heard the figure of \$585,000. Mr. Quincannon stated existing hoses and equipment would be utilized, keeping the cost at \$585,000. Mr. Bowden stated the full amount would have to be bonded; then the sale of the 1990 pumper would be deposited to offset this cost. Counsel Bennett stated a full inventory of Fire Department equipment was requested, to which Mr. Bowden stated he was provided the inventory list. Mr. Quincannon stated after replacing the pumper, the Township is in good shape. Mr. Eastman thanked Mr. Quincannon for providing this information. Discussion ensued regarding the bond ordinance. A motion to have Bond Counsel proceed to prepare a \$2.9 multi-purpose bond ordinance for introduction at the next Township Committee meeting was made by Mr. Macnow, seconded by Mr. Fitzgerald, and unanimously carried.

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

16. **DISCUSSION:** TRUMP NATIONAL GOLF COURSE AND HELISTOP PERMIT APPLICATION TO NEW JERSEY DEPARTMENT OF TRANSPORTATION. Mr. Bowden advised Trump National has filed administratively with the NJDOT to be issued a license to operate a helistop. There is a 30 day window to oppose this action; however, administratively, this permit could be issued regardless of opposition. Counsel Bennett stated Counsel Steib was involved in the Due Process helistop issue, and stated it would be in the best interest of the Township to have Counsel Steib handle the Trump helistop issue. Mr. Eastman made a motion to have Counsel Steib file an opposition for a helistop at Trump National Golf Course Colts Neck on behalf of the Township with the NJDOT, seconded by Mr. Engel and carried by Messrs. Engel, Eastman, Fitzgerald and Macnow; Mayor Schatzle abstained.

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

17. **DISCUSSION:** CABLE TELEVISION FRANCHISE RENEWAL. Mr. Fitzgerald noted the Renewal Committee, comprised of Mr. Bowden, Mr. Bennett, Mr. Robert Sayko, and himself as Chair, met five times beginning September 2010 with representatives from Cablevision, Verizon and the local Board of Education. The public hearing was conducted December 8, 2010. One of the recommendations is to renew the franchise for ten years. Mr. Fitzgerald stated if we don't renew, Cablevision can obtain the renewal from the Board of Public Utilities. As part of the renewal agreement, the Township will receive \$2,500 within 90 days and \$1,000 per year for nine years. The second recommendation is to establish a PEG Channel at Cedar Drive School in cooperation with the local Board of Education. Fiber optics will be installed in the Cedar Drive School. Mayor Schatzle questioned if there was any interest in installing more WiFi hotspots, to which Mr. Fitzgerald responded Cablevision is not interested. Mr. Fitzgerald stated Cablevision is drafting an ordinance to be reviewed by the Township. Mr. Fitzgerald praised the work of resident volunteer Robert Sayko, noting Mr. Sayko had great insight and did terrific work in developing the proposal for installing fiber optics at Cedar Drive School, and he coordinated the local School Board efforts. Mr. Bowden stated the Township received a check for \$10,000 from Cablevision, the amount outstanding for the past ten years. Mr. Bowden will speak with the Finance Officer to transfer this money to the local Board of Education for ramping up their PEG Channel operations. Mr. Bowden stated the renewal ordinance will be on the meeting agenda soon.

18. **DISCUSSION:** SUSTAINABLE JERSEY CERTIFICATION PROGRAM. Committeeman Fitzgerald stated it is best to have the Environmental Commission or other Committees look at the Sustainable Jersey Certification Program, since they are experienced in these areas.

19. **ADMINISTRATIVE REPORT:** Mr. Bowden stated he had nothing to add to his report.

20. **MOTION TO APPROVE VOUCHERS:** Mayor Schatzle stated he reviewed the vouchers and recommends approval as follows:

Animal Control	\$93.58
Capital Fund	\$8,131.25
Construction Trust	\$11,035.28
Current Fund	\$284,079.88
Escrow	\$4,957.39
Trust Fund	\$6,118.97
TOTAL APPROVED:	\$314,416.35

Mr. Eastman questioned the payment on Page 6 to Classic Cruisers, Inc. in the amount of \$2,396.00, stating this should be used for transportation to and from physicians, not for a Classic Cruisers bus trip. Mr. Eastman also questioned the payment on Page 9 to the Colts Neck Board of Education in the amount of \$540.00, and was advised this was the charge for the monthly Senior Citizens Club lunch held at the school. Mr. Fitzgerald made a

motion to approve, seconded by Mr. Macnow and carried by Messrs. Schatzle, Engel, and Fitzgerald. Mr. Eastman approved all but payments to Classic Cruisers, Inc., for which he opposed. Mr. Macnow approved all but payments to the Township Engineer (T&M Associates), for which he abstained.

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

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

**21. TOWNSHIP COMMITTEE REPORTS**

Mr. Fitzgerald attended the Senior Citizens Club meeting last week. Mr. Fitzgerald stated it was a good meeting, during which there was a discussion about brush collection. Residents were asking if brush can be brought to the Public Works yard. Mayor Schatzle stated monitoring of drop offs must be done and having the general public in the tub mixing area is dangerous. Mr. Fitzgerald wants the idea of having the DPW Secretary schedule brush drop off appointments discussed with Mr. Thompson.

Mr. Fitzgerald attended the Environmental Commission meeting and discussed the existing recycling ordinance, which is in keeping with the County's ordinance. The current recycling vendor is able to recycle all plastics Nos. 1 through 7. Mr. Fitzgerald would like the existing ordinance changed to reflect the vendor's recycling capability. The Environmental Commission is providing recommendations to Mr. Bowden for the proposed changes to the ordinance.

Mr. Fitzgerald reported he was unable to attend the Architectural Review Committee meeting due to a schedule conflict with the Township Committee meeting.

Mr. Eastman reported the Historic Preservation Committee is sponsoring Halloween events at Bucks Mill Park and the Montrose Road School House on Sunday, October 23<sup>rd</sup>. Tickets are available in advance of the events, and additional information is posted on the Township's website.

Mr. Macnow reported the PTO is sponsoring a kitchen tour this Friday, October 14<sup>th</sup>. Mr. Macnow noted his home is part of the tour.

Mr. Engel reported an increase in the number of white tail deer in the area and cautioned all to be careful when driving.

Mr. Engel gave kudos to the Fire Department volunteers who worked so hard to make this latest casino night so successful.

Mr. Engel reported Julie McGowan and the Shade Tree Commission are working to address 18 complaints regarding damaged trees due to the recent hurricane.

Mr. Engel reported no major problems were uncovered during the recent survey for gypsy moths, and there is no need for aerial spraying next year.

Mayor Schatzle reported the Board of Health conducted two flu clinics during which over 200 senior residents received flu vaccinations.

Mayor Schatzle reported the Police Department has been trained in the use of their license plate reader. Counsel Bennett noted this will pay for itself in less than one year.

Mayor Schatzle reported a debriefing meeting on the Township's response to Hurricane Irene is being held to discuss what was done well and areas needing improvement.

Mayor Schatzle stated estimates for clearing brush from all streets is 3.5 weeks. Mayor Schatzle stated consideration may be given to look at bids from outside contractors.

Mayor Schatzle reported he participated in the PTO fall fund raiser jog-a-thon. The fundraising goal was \$5,000, and they reached \$14,000.

22. **COMMENTS FROM THE PUBLIC**

Mayor Schatzle opened the meeting to public comment.

Mr. John Walsh, a resident and President of Colts Neck Seniors Club, thanked the Township Committee and Mr. Tom Frank, Health Officer, for providing flu shots to the seniors this year. Mr. Walsh thanked Mr. Fitzgerald for noting the frustration expressed by the Seniors about brush collection during the recent Seniors Club meeting.

Ms. Virginia Amend, a resident and Editor of the Colts Neck Calendar, questioned why the bill list is not photocopied and placed with photocopies of the agenda at the meeting. Discussion ensued. Ms. Amend questioned why the Township Committee meetings are not televised. Ms. Amend stated Holmdel is now broadcasting their meetings and Middletown is looking into it. Ms. Amend questioned if the Smith property was being sold for less than it was bonded. Counsel Bennett stated there has been no discussion about this issue in the past six to eight months. Mr. Bowden stated this issue has not been discussed, and the intent is to sell this property, consisting of one acre for a home and 11 acres designated open space, when the market improves.

Mr. Fulton Wilcox, a resident, stated he attended the last Recreation Committee meeting, during which the Farmland and Open Space Committee members disagreed with the figures provided to Mr. Wilcox on the financial impact of the upcoming referendum and spoke about the need to sell off open space property. Mr. Wilcox stated the accuracy of the figures needs to be resolved before the election. Mr. Wilcox stated he is seeking the recreation master plan for these funds.

Mr. Chuck Camarata, a resident, questioned the status of the Trump water diversion permit. Mr. Bowden stated the Township submitted objections to the DEP and the matter is under consideration.

Mr. Tom Orgo, a resident, commented that \$40,000 for a generator for Town Hall may not be that big a deal when considering the cost of shutting down operations due to power failures. Mr. Orgo questioned how many people are qualified to drive/operate fire trucks. Mayor Schatzle responded he was uncertain, but the Fire Chief would be able to respond.

Ms. Elaine Mann, a resident questioned why Township employees are assisting with the set up and take down of the Fair. Ms. Mann stated the Fair Committee charges admission fees and fees for spots at the Fair, noting this year, the Fair Committee returned the fees to participants. Ms. Mann stated the Township needs the money, and the Township's concern should be safety and health. Ms. Mann questioned the number of quasi organizations under the Township and questioned what is a quasi organization. Counsel Bennett stated a quasi organization is covered under

the umbrella policy of the Township. The Township has the right to include volunteer groups in the umbrella policy at no cost to the Township. Mr. Bowden stated these groups have been insured for the last 15 years. There are three groups with close affiliations: the Colts Neck Fair, Colts Neck Sports Foundation and Colts Neck Senior Citizens Club.

Mr. Vince Domidion, a resident, commented on the frustration of brush collection. Mr. Domidion is in favor of aggressively addressing landscapers leaving tree cuttings for DPW to remove. Mr. Domidion would like to publicize this and set examples.

Ms. Susan Wilcox, a resident, spoke of her experience at the entrance to the Fair, noting she did not receive a hand stamp and there was no computer keying in entrance fees. Mayor Schatzle stated he will relay these concerns to the Fair Committee.

Hearing no further comment, Mayor Schatzle closed the meeting.

23. **RESOLUTION 2011-129**; EXECUTIVE SESSION was read by title by Mayor Schatzle. Mr. Engel made a motion to approve, seconded by Mr. Fitzgerald and unanimously carried by voice vote.

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

Mr. Bowden stated the Governing Body was not anticipated to return into Public Session this evening. Meeting adjourned at 10:05 p.m.

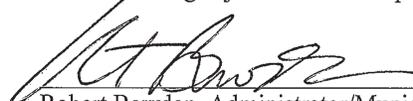
Motion by Mr. Eastman, seconded by Mr. Fitzgerald, and unanimously carried to adjourn closed session and reconvene in public session.

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

Motion by Mr. Eastman, seconded by Mr. Fitzgerald and unanimously carried to adjourn meeting.

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

Meeting adjourned at 10:35 p.m.

  
 Robert Bowden, Administrator/Municipal Clerk