

**TOWNSHIP OF COLTS NECK  
TOWNSHIP COMMITTEE MEETING  
MARCH 30, 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. 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 9, 2010 stating the meeting of the Colts Neck Township Committee would be held on March 30, 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, Committeemen Edward Eastman, Jr., Michael Fitzgerald, and Russell Macnow

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

Absent: Deputy Mayor Jarrett Engel

Mr. Bowden noted Deputy Mayor Engel was out of town on business this evening.

- 1. ANNOUNCEMENT:** Mayor Schatzle announced the Township Committee meeting scheduled for April 27, 2011 will be held on Monday, April 25, 2011 due to the School Board election.

- 2. APPROVAL OF MINUTES OF MARCH 9, 2011.** Mr. Macnow made a motion to approve, seconded by Mr. Eastman and unanimously carried. Mr. Eastman recused himself from the approval of Item No. 12, "Discussion: Rezoning of area in vicinity of Obre Road and Squankum Road".

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

The agenda order of presentations was revised at the request of the School Boards.

- 3. PRESENTATION: 2011/2012 LOCAL SCHOOLS BUDGET: DR. ROSS KASUN, SUPERINTENDENT OF SCHOOLS.** Dr. Kasun stated he is proud of this year's budget in that it supports the local district goals, has minimum tax impact and the process has been more transparent. Dr. Kasun noted while last year's budget saw a loss of 29 positions, this year's budget supports math and language programs, expands the gifted and talented program and maintains a reasonable class size of approximately 20 students. Dr. Kasun noted bus routes and extra-curricular programs for students were maintained and science programs were expanded, and inclusion of a part-time consultant coach for best practices, hands on science instruction. Mr. Paredes, Business Administrator, stated this budget includes a staff reduction of 10 positions, the majority of which are part-time. Mr. Paredes stated there is no new money included for salary increases, and they will continue with activity fees for extra-curricular programs. Mr. Paredes noted with the retirement of the School Nurse, they are now contracting out these services for a savings of

between \$5,000 to \$7,000. Mr. Paredes stated it is a pleasure working with Mr. Bowden, to share savings in areas such as the joint fueling station, snow plowing and lawn maintenance. Mr. Paredes noted the School Board donated buses to the Recreation Program, and he thanked Township Mechanic, Mike Shead, for his assistance in solving today's mechanical problem. Mr. Paredes noted the State Aid earmarked for 2011/2012 restores 20% of what was taken away, and if there were no reductions in State Aid in previous years, the proposed budget would result in a 3.8% tax reduction. Mr. Paredes stated the School Board will be voting to adopt the proposed budget on April 6. Mayor Schatzle thanked Dr. Kasun and Mr. Paredes for this presentation and noted that both Ms. Michelle Tan, Board Member, and Ms. Nancy Lo Caserio, Board President, are present this evening. Mayor Schatzle stated the School Board provided excellent communication and did a great job on this budget.

4. **PRESENTATION: FREEHOLD REGIONAL HIGH SCHOOLS DISTRICT (FRHSD) BUDGET: MR. SEAN BOYCE, ASSISTANT SUPERINTENDENT OF SCHOOLS.** Mr. Boyce stated the FRHSD is comprised of eight municipalities with six high schools, a dozen learning centers and academies, and a population of approximately 12,000 students. Mr. Boyce noted the New Jersey School Report Card HSPA test results showed the FRSD and Colts Neck High School were better than average than the overall State and comparable school districts. Overall, the proposed budget is a one percent increase from the current year budget. Mr. Boyce stated the District was ready to implement participation fees for athletics and extra-curricular programs, but deferred implementation for another year. Mr. Boyce advised money for classroom instruction increased. Mr. Boyce stated the proposed budget, comparative data and links to performance can be found at the District's website (FRHSD.com); the site has information needed by the voters to make informed decisions on the April 27, 2011 Election Day. Mayor Schatzle noted Board Members Chris Placitella and Barry Hochberg were present this evening. Mayor Schatzle thanked Mr. Boyce for his presentation.

Mr. Eastman recused himself at 7:55 p.m. and left the meeting.

5. **ORDINANCE 2011-3: AN ORDINANCE OF THE TOWNSHIP OF COLTS NECK IN THE COUNTY OF MONMOUTH AND THE STATE OF NEW JERSEY AMENDING AND SUPPLEMENTING CHAPTER 102 OF THE CODE OF THE TOWNSHIP OF COLTS NECK ENTITLED, "DEVELOPMENT REGULATIONS" AND MORE PARTICULARLY, ARTICLE VI, SUBSECTION 41, "ZONING MAP" WAS READ BY TITLE AT FIRST READING BY MAYOR SCHATZLE.** Mr. Bowden stated this issue has been discussed during the past two meetings, one of which Mr. Antuso was present. Mr. Bowden stated the Master Plan Re-examination Report recommends the expansion of the A-5, Rural Residential Zone, in the southeast portion of the Township, which is currently zoned A-1 (two acre). The second re-zoning is the expansion of the A-G Zone along Squankum Road near the intersection of Obre Road. Mr. Fitzgerald questioned if the neighbors were notified. Mr. Bowden stated no notification is required since this is included in the Master Plan documents. Mr. Fitzgerald stated he wants all neighbors notified. Mr. Macnow stated he expressed reservations previously however, he wants to hear from the affected residents. Mr. Fitzgerald made a motion to approve, seconded by Mr. Macnow and carried by Mayor Schatzle, Mr. Fitzgerald and Mr. Macnow. Mayor Schatzle set the public hearing April 25, 2011.

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

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

At 7:58 p.m., Mr. Eastman returned to the meeting.

6. **RESOLUTION 2011-44: RESOLUTION CONFIRMING APPOINTMENT TO COLTS NECK HISTORICAL PRESERVATION COMMITTEE, MR. FRANK G. RIZZUTO** was read by title by Mayor Schatzle. Mayor Schatzle stated Mr. Rizzuto's background and expertise make him a wonderful fit for the Historic Preservation Committee. Mr. Fitzgerald made a motion to approve, seconded by Mr. Macnow and unanimously carried.

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

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

7. **SWEARING IN OF MR. FRANK RIZZUTO.** Mr. Bowden swore in Mr. Frank Rizzuto, while his daughter, Isabella, held the bible. Mr. Rizzuto received a round of applause and photographs were taken.

8. **RESOLUTION 2010-45: RESOLUTION CONFIRMING COLTS NECK SENIOR CITIZEN CLUB AS A QUASI ENTITY FOR INSURANCE PURPOSES THROUGH THE MID JERSEY JOINT INSURANCE FUND** was read by title by Mayor Schatzle. Mr. Fitzgerald stated the adoption of this resolution would have the Joint Insurance Fund (JIF) cover the Senior Club under the Township's policy at a savings of \$1,700 per year. There would be no cost increase to the Township, as costs are population driven. Mr. Fitzgerald noted the 2010 census results may result in lowering Township premiums. Mr. Fitzgerald stated the JIF would provide the Township with a definition of quasi entities in the future. Mr. Eastman made a motion to approve, seconded by Mr. Fitzgerald and unanimously carried.

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

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

9. **RESOLUTION 2011-46: RESOLUTION AUTHORIZING SUBMISSION OF TONNAGE GRANT APPLICATION** was read by title by Mayor Schatzle. Mayor Schatzle stated this resolution was required and results in the Township receiving approximately \$27,000 for its 2010 recycling efforts. Mr. Fitzgerald made a motion to approve, seconded by Mr. Macnow and unanimously carried.

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

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

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

11. **\*RESOLUTION 2011-47:** RESOLUTION AUTHORIZING MONMOUTH COUNTY MOSQUITO COMMISSION AERIAL SURVEILLANCE AND TREATMENT PROGRAM.

12. **\*RESOLUTION 2011-48:** RESOLUTION AUTHORIZING RELEASE AND RETURN OF ESCROW APPLICATION AND INSPECTION FEES, P.B. APPLICATION NO. 563 AND Z.B. APPLICATION NO. 658 (GALLOPING HILLS/PRC GROUP).

13. **\*RESOLUTION 2011-49:** RESOLUTION AUTHORIZING RELEASE AND RETURN OF ESCROW FEES, P.B. APPLICATION NO. 521 (STONE HILL ESTATES).

14. **\*RESOLUTION 2011-50:** RESOLUTION AUTHORIZING RELEASE AND RETURN OF ESCROW FEES, P.B. APPLICATION NO. 554.

15. **\*RESOLUTION 2011-51:** RESOLUTION AUTHORIZING RELEASE AND RETURN OF ESCROW APPLICATION AND INSPECTION FEES, P.B. APPLICATION NO. 599 (ILLMENSEE FAMILY SQUARE).

16. **\*RESOLUTION 2011-52:** RESOLUTION AUTHORIZING RELEASE AND RETURN OF ESCROW APPLICATION AND INSPECTION FEES, P.B. APPLICATION NO. 557 (FIS ENTERPRISES, LLC).

17. **\*RESOLUTION 2011-53:** RESOLUTION AUTHORIZING RELEASE AND RETURN OF ESCROW APPLICATION FEES, Z.B. APPLICATION NO. 477 (CASALDEGRE).

18. **\*RESOLUTION 2011-54:** RESOLUTION AUTHORIZING RELEASE AND RETURN OF ESCROW APPLICATION FEES, P.B. APPLICATION NO. 608 (NEW JERSEY AMERICAN WATER COMPANY).

The aforementioned resolutions were read by title by Mayor Schatzle. Mr. Fitzgerald made a motion to approve, seconded by Mr. Eastman and unanimously carried, with the exception of Item No. 16, to which Mr. Macrow abstained.

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

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

19. **DISCUSSION:** ORDINANCE PERTAINING TO PUBLIC BATHING FACILITIES. Mayor Schatzle stated there are three public bathing facilities within Colts Neck Township [Trump National Golf Club, Village Inn (inactive), and The Grande]. The proposed ordinance would permit the

collection of fees to offset the cost of the Health Officer inspection time. The fees proposed are consistent with surrounding municipalities. A question arose if the fees would be adjusted based on the size of the bathing facility. Mr. Fitzgerald questioned if flakes and ponds are also covered by this ordinance. Mr. Bowden stated the Health Officer has been working with Township Counsel, Mr. Ackerman, in the drafting of this ordinance, which would provide the Health Officer with the authority to perform inspections. Mr. Bowden was instructed to have the ordinance finalized for introduction at the next meeting, at which time questions raised would be addressed.

20. **ADMINISTRATIVE REPORT:** Mr. Bowden had nothing further to add to his report this evening.

21. **MOTION TO APPROVE VOUCHERS:** Mayor Schatzle stated he reviewed the vouchers, noting all were in order, and are as follows:

Animal Control	\$82.77
Capital Fund	\$498.95
Construction Trust	\$17,377.48
Current Fund	\$409,996.79
Escrow	\$7,875.50
Grant Fund	\$2,814.22
Tax Collectors Trust	\$24,751.96
Trust Fund	\$7,928.72
<b>TOTAL APPROVED:</b>	<b>\$471,326.39</b>

Mr. Fitzgerald made a motion to approve, seconded by Mr. Macrow, and unanimously carried. \*Mr. Macrow stated he abstains from the approval all T&M bills.

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

22. **TOWNSHIP COMMITTEE REPORTS**

Mr. Fitzgerald stated he attended the Senior Citizens Club meeting, where they spoke of the tax law.

Mr. Fitzgerald stated he attended the Colts Neck Business Association meeting. Mr. Fitzgerald stated the membership is seeking changes to the Route 18 exit signs, which currently read "Matawan", to be changed to read "Colts Neck". Mr. Fitzgerald requested the Township Committee send a letter to the NJ DOT requesting the signage change. Mr. Macrow stated the current Route 18 signage was posted long before a business district was established in Colts Neck, and Matawan was the closest business district from Route 18. Mr. Bowden stated he will prepare the correspondence.

Mr. Eastman reported the New Jersey windmill statute will permit windmills within the Township unless these are unwanted. This issue was sent to Long Range Planning, and Mr. Anfuso is researching the actions of other municipalities.

Mr. Macrow stated he attended the Alliance for Drug and Alcohol meeting. Mr. Macrow reported the High School is noticing the use of recreational over-the-counter products known as "spice" or "bath salts" available at

convenience stores. Parents should be aware of these products and their easy availability. Mr. Macnow will be speaking with School Administration about this issue, and will request the Alliance post information on its website.

Mayor Schatzle had no report this evening.

**23. COMMENTS FROM THE PUBLIC**

Mayor Schatzle opened the meeting to public comment.

Ms. Nancy Lo Cascio, a resident, questioned the Monmouth County Mosquito Commission treatment program covered under Agenda Item No. 11. Mr. Bowden stated this is done annually, and has been very effective. Mr. Bowden stated he does have the information regarding the treatment materials to be used if found necessary. Mayor Schatzle stated the Health Officer monitors this process.

Mr. Sean Boyce, Assistant Superintendent, Freehold Regional High School District, stated he is proud of this District's success. Mr. Boyce noted the property tax impact on participating municipalities is based on property values within sending municipalities and student enrollment. Colts Neck will see a 2.2% increase or .083 per hundred valuation. Mr. Fitzgerald noted the Township's enrollment in the FRHSD is less than 5% and it pays 10%.

Mr. Vince Dominion, a resident, questioned why Colts Neck is seeing an increase for funding the FRHSD. Mr. Dominion stated there is a greater percentage of K-12 students attending the High School now. Mr. Boyce stated the assessed values between sending municipalities differ and there have been changes in enrollment and property values within the member municipalities. Mr. Dominion stated there was media interest in Salvia, a natural substance recently reported as smoked by Miley Cyrus. Mr. Dominion commented on windmills, which could have spires 30 feet high, for which Mr. Dominion recommends regulation.

Ms. Susan Wilcox, a resident, commented saving \$1,700 on insurance for the Seniors is another gift to them. Mr. Fitzgerald responded noting this is less the Seniors are paying out; they are receiving the same budget allocation, not an increase. Ms. Wilcox urged their budget allocation be reconsidered.

Ms. Judy Lauter, a resident, questioned overhead flights of large helicopters twice this past weekend. Mayor Schatzle responded they were not responding to events within Colts Neck, but perhaps in the nearby surrounding area.

Ms. Elaine Mann, a resident, questioned Counsel Bennett regarding recusals from discussion and vote. Counsel Bennett provided examples of circumstances in which one might recuse. Ms. Mann questioned if the quasi groups would be identified to the general public. Ms. Mann questioned what these groups provide the taxpayer. Ms. Mann questioned funding of the Band and the String Band; Mayor Schatzle responded funding for these groups is not in the budget. Ms. Mann questioned the planned Laird Road snack shed contract. Mr. Macnow stated Ms. Mann should direct her questions to the Sports Foundation. Ms. Mann stated Mayor Florek promised full disclosure of a Fire Department issue. Mayor Schatzle stated when the review from the Monmouth County Prosecutor is complete, there will be full disclosure.

**24.**

**RESOLUTION 2011-55:** EXECUTIVE SESSION was read by title by Mayor Schatzle. Motion to approve was made by Mr. Fitzgerald, seconded by Mr. Macnow and unanimously carried by voice vote. Mr. Bowden stated the Governing Body is not expected to take further action this evening.

RECORD OF VOTE						
	M	S	Yes	No	NV	Ab
Committeeman						
Mayor Scharzle			X			
Deputy Mayor Engel						X
Eastman			X			
Fitzgerald		M	X			
Macrow		S	X			

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

Meeting adjourned at 8:30 p.m.

Motion to adjourn Closed Session was made by Mr. Fitzgerald, seconded by Mr. Macrow and unanimously carried.

RECORD OF VOTE						
	M	S	Yes	No	NV	Ab
Committeeman						
Mayor Scharzle			X			
Deputy Mayor Engel						X
Eastman			X			
Fitzgerald		M	X			
Macrow		S	X			

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

Motion to adjourn reconvene in Public Session and adjourn meeting was made by Mr. Fitzgerald, seconded by Mr. Macrow and unanimously approved.

RECORD OF VOTE						
	M	S	Yes	No	NV	Ab
Committeeman						
Mayor Scharzle			X			
Deputy Mayor Engel						X
Eastman			X			
Fitzgerald		M	X			
Macrow		S	X			

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

Meeting adjourned at 10:55 p.m.

  
 Robert Bryden, Administrator/Municipal Clerk