

**TOWNSHIP OF COLTS NECK
TOWNSHIP COMMITTEE MEETING
MAY 9, 2012
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 Engel, followed by a salute to the flag. The following statement was read by Township Clerk, Mr. 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 14, 2011 stating the meeting of the Colts Neck Township Committee would be held May 9, 2012 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 Jarrett Engel, Deputy Mayor Michael Fitzgerald, Committeemen Russell Macnow and Thomas Orgo

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

Absent: Committeeman James Schatzle

Mr. Bowden stated Mr. Schatzle was out of town on a family vacation this evening.

- 1. APPROVAL OF MINUTES OF APRIL 25, 2012:** Mr. Fitzgerald made a motion to approve, seconded by Mr. Orgo and unanimously carried.

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

- 2. MAYOR'S PROCLAMATION:** NATIONAL PREVENTION WEEK 2012. Mayor Engel proclaimed May 20, 2012 through May 26, 2012 as National Prevention Week within the Township of Colts Neck and urged all residents to do their part to prevent substance abuse and promote emotional well being.
- 3. ORDINANCE 2012-9:** AN ORDINANCE ENTITLED A 2012 SALARY ORDINANCE OF THE TOWNSHIP OF COLTS NECK was read by title at second reading by Mayor Engel. Mayor Engel stated the non-union employees included in this ordinance have not received a salary increase since 2009. This ordinance authorizes a 2% increase for full-time employees and a 1% increase for part-time employees. Hearing no comments from the Governing Body, Mayor Engel opened the meeting.

Ms. Virginia Amend, Editor of the Colts Neck Calendar and a resident, stated increasing salaries in the third year of a recession is unwise.

Ms. Elaine Mann, a resident, questioned if the secretaries to the committees received salary increases. Mayor Engel replied there were no increases. Mr. Bowden stated the requests for salary increases by the Chairs of two committees were not approved during budget time.

Hearing no further comments, Mayor Engel closed the meeting. 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 Engel			X			
Deputy Mayor Fitzgerald	M		X			
Macnow	S		X			
Schatzle						X
Orgo			X			
M - Moved S - Seconded X - indicates vote NV - Not Voting Ab - Absent						

4. **CAPITAL ORDINANCE 2012-10:** CAPITAL ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS AND THE PURCHASE OF VARIOUS CAPITAL EQUIPMENT, AND APPROPRIATING \$160,800 THEREFOR, AUTHORIZED IN AND BY THE TOWNSHIP OF COLTS NECK IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY was read by title at second reading by Mayor Engel. Mayor Engel stated the Township is continuing its "pay as you go" method to purchase needed improvements and those included in this Capital Ordinance are as follows:

- Road improvements \$15,000.00
- Underground storage tank removal \$ 7,500.00
- Purchase of 4wd marked Police vehicle \$30,000.00
- Purchase of future fire truck \$20,000.00
- Purchase of Police equipment \$50,600.00
- Recreation & Park improvements \$19,800.00
- Purchase of computers/related items \$ 8,900.00
- Town Hall building improvements \$ 7,500.00
- Purchase of Court recording system \$ 1,500.00

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

5. **RESOLUTION 2012-65:** RESOLUTION AUTHORIZING THE EXPERT APPRAISAL SERVICES OF REALTY APPRAISAL COMPANY IN CONNECTION WITH TAX APPEALS was read by title by Mayor Engel. Mr. Bowden stated there were 125 appeals, and this resolution would authorize \$60 per property appeal, as needed. 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 Engel			X			
Deputy Mayor Fitzgerald	M		X			
Macnow	S		X			
Schatzle						X
Orgo			X			
M - Moved S - Seconded X - indicates vote NV - Not Voting Ab - Absent						

6. **RESOLUTION 2012-66:** RESOLUTION CONFIRMING AWARD OF BID, 2012 ROAD IMPROVEMENTS – PHASE I was read by title by Mayor Engel. Mr. Bowden stated this involves paving on Blackbriar Drive, Glenwood Road, Colts Neck Boulevard, Manor Drive, the Town Hall parking lot and the entrance road to Public Works. The lowest bid received from Lancha Construction Corp. of South River, New Jersey was thoroughly reviewed by Legal Counsel in response to questions raised by the second lowest bidder, P&A Construction of Colonia, New Jersey. Counsel Bennett’s opinion was Lancha fully met the Township’s bid requirements, the contract was vetted and positive recommendations were received. Mr. Bowden stated the Engineer’s estimate was \$890,237, and the bid from Lancha is \$773,049.68. 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 Engel			X			
Deputy Mayor Fitzgerald	M		X			
Macnow	S		X			
Schatzle						X
Orgo			X			
M - Moved S - Seconded X - indicates vote NV - Not Voting Ab - Absent						

7. **MOTION TO ADOPT CONSENT AGENDA:**
8. ***RESOLUTION 2012-67:** RESOLUTION AUTHORIZING RECREATION PROGRAM REFUND.
9. ***RESOLUTION 2012-68:** RESOLUTION AUTHORIZING ACCEPTANCE OF PERFORMANCE GUARANTEES, PLANNING BOARD APPLICATION NO. 701 (COLTS NECK GOLF CLUB, PHASE I).

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 Engel			X			
Deputy Mayor Fitzgerald	M		X			
Macnow	S		X			
Schatzle						X
Orgo			X			
M - Moved S - Seconded X - indicates vote NV - Not Voting Ab - Absent						

10. **DISCUSSION:** 2011 LENGTH OF SERVICE AWARD PROGRAM (LOSAP) POINTS, FIRST AID, FIRE COMPANY NO. 1, FIRE COMPANY NO. 2. Mayor Engel recused himself from the First Aid discussion. Mr. Bowden stated the Governing Body was provided with member statistics of LOSAP points accrued in 2011 for their review. Mr. Bowden stated if there were no objections from the Governing Body, resolutions would be prepared for the next Township Committee meeting confirming and certifying LOSAP credits for 2011 for each of the three volunteer emergency services groups. The adopted resolutions would be posted at the respective locations and at Town Hall for 30 days. Mr. Bowden stated the cost is as follows: First Aid, \$15,345; Fire Company No. 1, \$11,885; and Fire Company No. 2, \$12,740, for a total of \$39,970. Mr. Bowden stated in past years the LOSAP credits amounted to \$60,000. Mr. Bowden stated the money can be reserved for future years, which should help next year’s budget. Hearing no comments, Mr. Bowden stated resolutions would be on the next meeting agenda.

11. **ADMINISTRATIVE REPORT:** Mr. Bowden had nothing further to add to his Administrative Report. Mr. Bowden stated the Ashley Lauren Foundation is seeking approval to use the Municipal core site grounds to have a "Dance Walk for Kids with Cancer" on Saturday, June 23 from 10:00 a.m. to 2:00 p.m. They anticipate 300 dance walkers that would use the trails around the core site during the course of the event, and they plan to leave the core site as they found it. Mayor Engel stated this is a good event. Mr. Macnow questioned if there would be any adverse impact on residents and suggested nearby residents be contacted. Mr. Bowden took a voice vote, unanimously in favor, none opposed to the Ashley Lauren Foundation's use of the Municipal core site grounds for the Dance Walk on June 23 from 10:00 a.m. to 2:00 p.m.

12. **MOTION TO APPROVE VOUCHERS:** Mr. Fitzgerald reviewed the vouchers and recommends approval as follows:

Animal Control	\$93.10
Capital Fund	\$63,166.45
Construction Trust	\$10,457.69
Current Fund	\$263,959.33
Escrow	\$2,674.10
Grant Fund	\$4,974.99
Trust Fund	\$5,631.16
TOTAL:	\$350,956.82

Mr. Fitzgerald made a motion to approve, seconded by Mr. Macnow, and unanimously carried. Mr. Macnow abstained from approving bills for Mazzara Trucking.

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

13. **TOWNSHIP COMMITTEE REPORTS**

Mr. Orgo reported he attended a COAH meeting. The group is working with Habitat for Humanity and will meet again next week.

Mr. Orgo reported the Colts Neck Business Association is having a Blue Claws Day August 11th. Mr. Orgo stated Colts Neck has 500 tickets for this event, and businesses throughout the Township are selling tickets for this event.

Mr. Orgo reported the Deer Committee will be meeting Friday, May 11, at 4:00 p.m.

Mr. Macnow reported the American Cancer Society Relay for Life is being held June 9-10 at Bucks Mill Park. Mr. Macnow stated groups get together and walk, raising money for cancer patient support. Mr. Macnow will be at the kick off on Saturday, ringing the gong at 2:00 p.m. Mr. Macnow urged all to let any groups that may want to participate know about this fund raiser within the community.

Mr. Macnow reported the Alliance is sponsoring a Girls Night Out on May 30th at the Cedar Drive Middle School. Discussions about cooking and nutrition are on the program, and the Monmouth County Prosecutor's Office will have staff to speak with the participants. Mr. Macnow noted the goal of this event is to instill confidence in the participants.

Mr. Macnow reported the Operation Take Back program, which is an organized collection of unwanted or expired prescription and over the counter medication, had an exceptional turn out. Mr. Macnow noted good participation from nearby Earle and in total, two and one-half bags of medication was collected for proper disposal.

Mr. Fitzgerald had no report this evening.

Mayor Engel reported Colts Neck is celebrating its 18th year as a Tree City USA awarded by the Arbor Day Foundation. Mr. Engel noted two trees were planted on the grounds of Town Hall on Arbor Day, and he thanked the Shade Tree Commission and the Boy Scouts for their efforts.

Mayor Engel reported Mayor Doherty, Belmar, has provided free beach access to all volunteer firefighters and first aid squad members for the 2012 Belmar beach season. Mayor Engel gave kudos to Mayor Doherty for recognizing the Township's emergency services volunteers.

Mayor Engel reported plans have been finalized for the Township's Memorial Day Parade. This year, Major Michael Maxwell, who served in the military, is the Parade Grand Marshall and will be leading the parade riding on horseback with Mayor Engel.

14. COMMENTS FROM THE PUBLIC

With no further comments, Mayor Engel opened the meeting to public comment.

Ms. Virginia Amend stated there were only 71 house closings in 2011 when normally there would be 98. Ms. Amend stated in the first quarter of 2012, there were 51 house closings. Ms. Amend would like the Township to consider using a different appraisal company other than Realty Appraisal. Ms. Amend stated Realty may be over-assessing properties by 20% if the properties are selling for 20% less. Ms. Amend questioned the recent selling price of a residence on Heyers Mill Road at \$4.3 million, the Township's assessment at \$3.5 million and the County's assessment at \$3.1 million.

Ms. Elaine Mann, questioned if property taxes can be raised based on selling price. Mr. Fitzgerald responded in the negative. Mr. Fitzgerald stated the revaluation was done in 2009, which then doubled the value of the property, and since then, properties probably decreased 20 percent. Mr. Fitzgerald stated the property tax is zero based and the tax burden remains the same for everyone after a sale. Ms. Mann questioned the timing for proceeding with the purchase of a new fire truck. Mayor Engel responded this issue is on the next meeting agenda.

Ms. Susan Wilcox, a resident, questioned if money bonded for the fire truck could be used for another purpose. Counsel Bennett responded that a bond ordinance is adopted for one purpose. If the Governing Body chooses to change the purpose, another ordinance must be done, which would require public notification and a public hearing.

Mr. Fulton Wilcox, a resident, questioned why Recreation program refunds were approved for payment this meeting. Mr. Fitzgerald responded that persons registered, however, due to lack of registered participants, the class was cancelled. Mr. Fitzgerald stated he reviews all vouchers for payment, and he now requires the vouchers for auto parts to include in which vehicle the parts will be installed. Mr. Wilcox discussed the spreadsheet he prepared on Recreation refunds and stated he will share this information with Mayor Engel.

Ms. Virginia Amend stated the April issue of the Colts Neck Journal concluded 40 years publishing. Ms. Amend received a round of applause for this milestone. Ms. Amend questioned if Mr. John Vig would be recognized for 29 years service on the Environmental Commission. Mayor Engel responded noting Mr. Vig attends Environmental Commission meetings and that issue is under consideration.

Mayor Engel thanked Ms. Mann for the Clean Communities input in the current Clean Up Day Newsletter. Mayor Engel noted Clean Up Day is scheduled for June 2, 7:30 a.m. to 2:00 p.m.

Hearing no further comments, Mayor Engel closed the meeting.

15. **RESOLUTION 2012-69: EXECUTIVE SESSION.** Mr. Fitzgerald made a motion to approve, seconded by Mr. Orgo and unanimously carried by voice vote. Mr. Bowden stated the Governing Body was not expected to return in open session this evening.

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

The public meeting adjourned at 8:15 p.m.

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 Engel			X			
Deputy Mayor Fitzgerald			X			
Macnow		S	X			
Schatzle						X
Orgo	M		X			
M - Moved S - Seconded X - indicates vote NV - Not Voting Ab - Absent						

Motion by Mr. Orgo, seconded by Mr. Fitzgerald and unanimously carried to reconvene in public session and adjourn the meeting.

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

Meeting adjourned at 9:20 p.m.


 Robert Bowden
 Administrator/Municipal Clerk