

**TOWNSHIP OF COLTS NECK  
TOWNSHIP COMMITTEE MEETING  
SEPTEMBER 12, 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 have been satisfied by forwarding a News Release to the Asbury Park Press on December 14, 2011 stating that a meeting of the Colts Neck Township Committee would be held on September 12, 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, Recording Secretary, Ruth Leininger and Township Counsel, John O. Bennett, III, Esq.

**Absent:** Committeeman James Schatzle

- MOMENT OF SILENCE:** Mayor Engel asked all to remain standing after the flag salute for a moment of silence in remembrance of those who lost their lives on September 11, 2001.

Mayor Engel then dedicated a flag that was flown over the World Trade Center at the request of Governor Christie on September 11, 2011 in honor of the Township of Colts Neck.

- APPROVAL OF MINUTES OF AUGUST 8, 2012:** Mr. Fitzgerald made a motion to approve, seconded by Mr. Macnow and unanimously carried.

<b>RECORD OF VOTE</b>					
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 = Second X = indicates vote NV = Not Voting Ab. = Absent

- ANNOUNCEMENT:** Mayor Engel explained the next Township Committee meeting will be held on Thursday, September 27<sup>th</sup> due to Yom Kippur.
- ORDINANCE 2012-12:** AN ORDINANCE ENTITLED A 2012 SALARY ORDINANCE OF THE TOWNSHIP OF COLTS NECK (PUBLIC WORKS) was read at second reading by title by Mayor Engel. Open to the public, Vince Domicion asked the Mayor to read the actual salaries. Mayor Engel read: Heavy Equipment Operator I will be paid \$64,967.00, Heavy Equipment Operator \$60,509, Senior Mechanic \$64,050, Mechanic I \$55,798, Mechanic \$52,424, Light Equipment Operator I \$53,286, Light Equipment Operator \$48,999, Truck Driver \$55,798, Laborer I \$44,599 and Laborer \$35,000. Mayor Engel said this is good news, although we have had a few tough years with this contract we are able to hire two new laborers this month. Mr. Macnow made a motion to approve, seconded by Mr. Fitzgerald and unanimously approved.

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

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5. **RESOLUTION 2012-100A:** RESOLUTION CONFIRMING EMPLOYMENT AGREEMENT BETWEEN THE TOWNSHIP OF COLTS NECK AND P.B.A. LOCAL 333 (2012-2014) was read by title by Mayor Engel. Mr. Bowden stated the town has a good relationship with the three unions and last year the PBA deferred their raise in order to help the town. This new contract gives the police 0% raise for 2012, 2% raise in 2013 and 2% in 2014. There are also three new steps which will now take an officer 11 years to reach senior pay (\$94,436) with the old contract it could be reached in eight years. The new contract also eliminates tuition/college reimbursement after 2012. The Mayor stated with this new contract it is giving the town the opportunity to hire more police officers with a starting salary of \$35,434. Committeeman Fitzgerald stated he was concerned with the salary steps and felt there should be a separate contract for new hires and abstained from voting. Mr. Orgo made a motion to approve, seconded by Mr. Macnow, carried by Mayor Engel, Committeemen Macnow and Orgo with Deputy Mayor Fitzgerald abstaining.

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			

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6. **RESOLUTION 2012-107:** RESOLUTION AUTHORIZING AWARD OF BID - HIGH REACH FRONT END WHEEL LOADER was read by title by Mayor Engel. Mr. Bowden said they went out to bid for this loader and it was lower than expected. This has enabled us to get one option bringing the total to \$158,337. Mr. Macnow made a motion to approve, seconded by Mr. Fitzgerald and unanimously carried.

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

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7. **RESOLUTION 2012-108:** RESOLUTION APPROVING CHANGE ORDER NO. 2, FY 2012 CAPITAL IMPROVEMENTS, PHASE I was read by title by Mayor Engel. Mr. Bowden stated they are increasing the base contract to include Blackbriar Drive and Glenwood cul-de-sac curbing. Mr. Orgo made a motion to approve, seconded by Mr. Fitzgerald and unanimously carried.

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			

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8. **RESOLUTION 2012-108A:** RESOLUTION AUTHORIZING EXECUTION OF A MORTGAGE SUBORDINATION AGREEMENT FOR BLOCK 38, LOT 9, 230C SWIMMING RIVER ROAD was read by title by Mayor Engel. Mr. Bowden explained this homeowner had some renovations done to their property under the Affordable Housing Rehabilitation Program. The Township received one affordable housing rehabilitation credit for this work and in turn the property owner committed to utilize the dwelling as their principal residence for a minimum of ten years. If they sold the property the amount of the rehabilitation would have to be repaid to the Township and this was formalized in a mortgage dated November 21, 2007. The property owner is now trying to refinance the property and the bank wants to be placed in first position and wants the township to accept second position. Mr. Macnow made a motion to approve, seconded by Mr. Fitzgerald and unanimously carried.

RECORD OF VOTE					
Committeeman	M/S	Yes	No	NV	Ab.
Mayor Engel		X			
Deputy Mayor Fitzgerald	S	X			
Macnow	M	X			
Schatzle					X
Orgo		X			
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9. **MOTION TO ADOPT CONSENT AGENDA:**
10. **\*RESOLUTION 2012-109:** RESOLUTION AUTHORIZING RELEASE OF MAINTENANCE GUARANTEE, PLANNING BOARD APPLICATION NO. 672, PHASE I (TRUMP)
11. **\*RESOLUTION 2012-110:** RESOLUTION AUTHORIZING REDUCTION IN PERFORMANCE GUARANTEE, PLANNING BOARD APPLICATION NO. 702 (GANA)
12. **\*RESOLUTION 2012-111:** RESOLUTION AUTHORIZING RECREATION PROGRAM REFUNDS

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			
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13. **DISCUSSION:** BEST PRACTICES INVENTORY AND CHECKLIST. Mr. Bowden stated this is the third year the governor has issued a Best Practices Checklist that each municipality must complete, have certified by your Chief Financial Officer and discuss at a public meeting. The checklist consists of 50 administrative questions. We did quite well, answering 47 out of the 50 questions "yes".
14. **ADMINISTRATIVE REPORT** Mr. Bowden stated correspondence was received from the Department of Transportation announcing that applications are now being accepted for their 2013 State Aid program. In reviewing the criteria Mr. Bowden recommended Laird Road from Route 537 to Phalanx Road.

Mr. Bowden reminded the Board that on Saturday the Rock Fest will be held at Bucks Mill Park. The organizer, Mr. Warendorf, has requested the Township Committee approve that alcohol is permitted at the event. Alcohol will not be sold but residents can carry it in. Mr. Warendorf has provided a certificate of insurance from his insurance company for this event. Mr. Macnow said this is the third year they have done this and it is a very nice

family event allowing children who are in a band an opportunity to play for an audience. 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			

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Mr. Bowden said he received a letter stating there will be a cystic fibrosis bike ride on October 13, 2012 that will impact Colts Neck roads. This is a national bike ride and locally will start in Long Branch and go down Route 537 and Hockhockson Road. Mr. Orgo said we should notify them that they are in the middle of pumpkin season and vehicular traffic is very heavy at that time.

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

Animal Control	\$203.59
Capital Fund	\$427,275.37
Construction Trust	\$22,972.84
Current Fund	\$6,552,256.07
Escrow	\$9,324.77
Grant Fund	\$9,103.15
Law	\$415.60
Trust Fund	\$9,833.21
<b>TOTAL</b>	<b>\$7,031,384.60</b>

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			

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16. **TOWNSHIP COMMITTEE REPORTS**

Mr. Macnow said he attended The Grande's meeting and they are going to pave their interior roadway as soon as they finalize who will be doing the work. He also attended The Lions Club meeting, they will be assisting in the prescription drug take back day which is September 29<sup>th</sup> between 10:00 a.m. and 2:00 p.m. at the court house. Mr. Macnow praised the Police Department, stating they always have a representative attending both The Grande and Lion's Club meetings each time he has gone.

Mr. Fitzgerald attended the Architectural Review Committee's meeting and stated they do an excellent job in keeping Colts Neck looking pristine.

Mr. Orgo said the Business Association will be meeting with Mr. Anfuso again next week to review sign ordinances. The Business Association will be holding a pig roast on Wednesday, September 19<sup>th</sup> @ 6:30 p.m. They are scheduled to start on Monday to get ready to dredge the pond in front of Town Hall. The area will be fenced off, the ponds will be lowered and they will move the fish to Bucks Mill Pond and the dredging should begin October 1<sup>st</sup> with the county as an equal partner.

Mayor Engel said the Trail Riders Club has some money and they would like to do something for the town. The Mayor told them to speak to Mr. Hennessy who has a wish list of things that need to be done. The Trail Riders are going to replace the rusted BBQ pits at Bucks Mill Park and we thank them for thinking of the town.

**17. COMMENTS FROM THE PUBLIC**

Hearing no further comments from the Township Committee, Mayor Engel opened the meeting to public comment.

Doris Resch, a resident said when you turn right off Clover Hill Road onto Boundary Road that portion of road to 520 is very narrow and getting narrower. When you get to 520 and try to make a turn it is very difficult. With the population in that area of Marlboro growing the road is used more. Mrs. Resch also asked if the committee saw the article in the newspaper about Marlboro Recreation department being self sufficient. Mayor Engel stated they had seen it and he would reach out to the Mayor of Marlboro to see exactly what they were doing.

Diane Pietrowski, a resident, said that Muhlenbrink Road is quite bad and also needs repaving. Mrs. Resch asked if it was feasible to have one bike route through town that all groups would have to use. Mayor Engel said he would love for that to happen and will suggest it to Mr. Hennessy but he was not optimistic that would be something that could be enforced.

Vince Domidion, a resident, agreed that Boundary and Muhlenbrink both need repaving. However he thought that Phalanx Road was a good choice for the grant.

Hearing no further comments, Mayor Engel closed the meeting.

**18. RESOLUTION 2012-112: EXECUTIVE SESSION.** 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 Engel		X			
Deputy Mayor Fitzgerald	M	X			
Macnow	S	X			
Schatzle					X
Orgo		X			
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Meeting adjourned 8:10 p.m.

Committeeman Schatzle joined the Executive Session meeting.

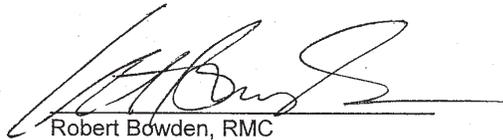
Motion by Mr. Orgo, seconded by Mr. Fitzgerald and unanimously carried to adjourn Closed Session.

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			
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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			
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Meeting adjourned at 9:35 p.m.



Robert Bowden, RMC  
Township Administrator/Municipal Clerk