

This agenda reflects the agenda to the extent known at the time of posting, pursuant to N.J.S.A. 10:4-8(d), and is tentative, subject to amendment, additions or deletions prior to the meeting.

**COLTS NECK TOWNSHIP
TOWNSHIP COMMITTEE REGULAR MEETING
NOVEMBER 7, 2018
7:30 P.M. AT TOWN HALL**

CALL MEETING TO ORDER

SALUTE TO THE FLAG

“THE NOTICE REQUIREMENTS OF THE NEW JERSEY PUBLIC MEETINGS LAW HAVE BEEN SATISFIED BY NOTICING THE NEWS TRANSCRIPT ON FEBRUARY 1, 2018 STATING THAT A REGULAR MEETING OF THE COLTS NECK TOWNSHIP COMMITTEE WOULD BE HELD ON NOVEMBER 7, 2018 AT 7:30 P.M., TOWN HALL. 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

1. **APPROVAL OF MINUTES:** OCTOBER 24, 2018

2. **DISCUSSION:**
 - 2018 BEST PRACTICES INVENTORY (BETH KARA)

3. **ORDINANCE 2018-20:** ORDINANCE OF COLTS NECK TOWNSHIP IN THE COUNTY OF MONMOUTH AND THE STATE OF NEW JERSEY AMENDING AND SUPPLEMENTING CHAPTER 102-15 OF THE CODE OF COLTS NECK TOWNSHIP ENTITLED “FEES”
 - 1ST READING BY TITLE
 - COMMENTS
 - MOTION TO APPROVE
 - ROLL CALL
 - SET PUBLIC HEARING NOVEMBER 28, 2018

4. **RESOLUTION 2018-149:** RESOLUTION AUTHORIZING SALE OF MUNICIPAL PERSONAL PROPERTY THROUGH ON-LINE AUCTION
 - COMMENTS
 - MOTION TO APPROVE
 - ROLL CALL

5. **MOTION TO APPROVE 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 2018-150:** RESOLUTION APPOINTING AN ACTING CHIEF OF POLICE FOR COLTS NECK TOWNSHIP POLICE DEPARTMENT

***RESOLUTION 2018-151:** RESOLUTION CONFIRMING APPOINTMENT OF SECRETARY TO THE SHADE TREE COMMISSION (MS. LORETTA COSCIA)

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COMMENTS

MOTION TO APPROVE

ROLL CALL

6. **MOTION TO APPROVE VOUCHERS**

COMMENTS

MOTION TO APPROVE

ROLL CALL

7. **TOWNSHIP COMMITTEE REPORTS**

8. **COMMENTS FROM THE PUBLIC**

MOTION TO OPEN PUBLIC HEARING

MOTION TO CLOSE PUBLIC HEARING

9. **RESOLUTION 2018-152: EXECUTIVE SESSION**

COMMENTS

MOTION TO APPROVE

ROLL CALL

***THE NEXT TOWNSHIP COMMITTEE MEETING IS-
WEDNESDAY, NOVEMBER 28, 2018, 7:30 P.M.
TOWN HALL, 124 CEDAR DRIVE, COLTS NECK, NJ***

ORDINANCE 2018-20

AN ORDINANCE OF COLTS NECK TOWNSHIP IN THE COUNTY OF MONMOUTH AND THE STATE OF NEW JERSEY AMENDING AND SUPPLEMENTING CHAPTER 102-15 OF THE CODE OF COLTS NECK TOWNSHIP ENTITLED "FEES"

WHEREAS, the Planning Department has reviewed the various fees collected for the processing of development applications; and

WHEREAS, said review has revealed that the legal escrow fee requires a modification to remain reasonable and consistent with the level of municipal costs associated with the processing of variance applications for development; and

WHEREAS, the Township Committee finds, upon careful review and based upon the recommendations of the Township Planner, that the following legal escrow fee for the review and processing of variance applications is reasonable, thoroughly related to the applicable municipal services and in the best interest of the citizens of Colts Neck Township.

NOW, THEREFORE, BE IT ORDAINED by the Township Committee of Colts Neck Township, County of Monmouth, State of New Jersey as follows: (additions in text indicated by underlining; deletions in text indicated by ~~strikeout~~)

SECTION I That Chapter 102 Development Regulations, Subsection 15B5 Schedule of Payments be amended as follows:

- a) [existing text to remain]
- b) [existing text to remain]
- c) [existing text to remain]
- d) [existing text to remain]
- e) Applications pursuant to N.J.S.A. 40:55D-70: \$600 \$700 per lot

SECTION II: Severability. If any section, paragraph subsection, clause or provision of this ordinance shall be adjudged invalid, such adjudication shall apply only to the section, paragraph, subsection, clause or provision so adjudged and the remainder of this ordinance shall be deemed valid and effective.

SECTION III: Repealer. The remainder of all other sections and subsections of the aforementioned ordinance not specifically amended by this ordinance shall remain in full force and effect.

SECTION IV: Inconsistent ordinance. All ordinances or parts thereof inconsistent with the provisions of this ordinance are hereby repealed as to such inconsistency.

SECTION V: This ordinance shall take effect immediately upon passage, publication and filing according to law.

I, Beth Kara, Municipal Clerk in Colts Neck Township, County of Monmouth, New Jersey, hereby certify that annexed hereto is a true and complete copy of Ordinance No. 2018-20, introduced at a duly convened meeting of the Township Committee on the 7th day of November, 2018, and will be considered for adoption after public hearing at a duly convened meeting of the Township Committee on the 28th day of November, 2018.

J.P. Bartolomeo, Mayor

Beth Kara, Municipal Clerk

RECORD OF VOTE												
	First Reading					Second Reading						
	November 7, 2018					November 28, 2018						
Committeeman	M	S	Yes	No	NV	Ab	M	S	Yes	No	NV	Ab
Mayor Bartolomeo												
Deputy Mayor Orgo												
Rizzuto												
Viola												
Macnow												
M - Moved S - Seconded X - indicates vote NV - Not Voting Ab - Absent												

RESOLUTION 2018-149

**AUTHORIZING SALE OF MUNICIPAL PERSONAL PROPERTY
THROUGH ON-LINE AUCTION**

WHEREAS, the Township Committee of Colts Neck Township has determined that certain personal property described and listed in “Schedule A” attached hereto is no longer needed for public purposes; and

WHEREAS, N.J.S.A. 40A:11-36 requires such personal property to be sold at public sale to the highest bidder; and

WHEREAS, said public sale can be conducted by an on-line auction after public advertisement of said surplus property pursuant to law.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of Colts Neck Township as follows:

1. That the surplus personal property listed in “Schedule A” attached hereto is declared surplus and no longer needed for public purposes.
2. That the Township Administrator is hereby authorized to execute a contract with GovDeals, 100 Capital Commerce Boulevard, Suite 110, Montgomery, Alabama 36117 to conduct an on-line auction of said surplus property.
3. That said on-line auction will commence on November 12, 2018 and close on November 30, 2018 at website <https://www.govdeals.com>.
4. That the Municipal Clerk is authorized to advertise said sale of surplus property pursuant to law.

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to the following:

1. GovDeals;
2. John Antonides, Chief Financial Officer; and
3. Louis Bader, Public Works Director.

I, Beth Kara, do hereby certify the foregoing to be a true and accurate copy of a Resolution passed by the Township Committee of Colts Neck Township during a regular meeting held on the 7th day of November 2018.

Beth Kara, Municipal Clerk

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

ATTACHMENT A

1992 PETERBILT FIRE TRUCK, VIN # 1XPAL6EXXNN314977

2003 FORD F350, VIN# 1FDWF37F13EA37856

2004 FORD F350, VIN# 1FDWF37P44EA83952

2002 INTERNATIONAL 5600I, VIN# 1HTXEATR72J034131

1996 ODB LEAF VACUUM

2 SALT SPREADERS

GENERATOR

TORO AERATOR

BEFCO CUTTER FOR TRACTOR

AAMCO BRAKE LATHE

RESOLUTION 2018-150

**APPOINTING AN ACTING CHIEF OF POLICE FOR COLTS NECK
TOWNSHIP POLICE DEPARTMENT**

BE IT RESOLVED, that the former Chief of Police of Colts Neck Township (the "Township"), Mr. Kevin Sauter, entered into a Settlement Agreement with the Township to resolve a lawsuit; and

BE IT FURTHER RESOLVED, that the terms of the Settlement Agreement provided that Mr. Sauter would retire from employment with the Township Police Department effective December 31, 2018, but go out on leave commencing November 1, 2018; and

BE IT FURTHER RESOLVED, Township Committee desires to appoint an Acting Chief of Police pursuant to Chapter 51, Section 1 of the Township Code, to temporarily fill the vacant position; and

BE IT FURTHER RESOLVED, Lieutenant Frank Leccese is currently the highest ranking officer, qualifying him to serve as Acting Chief of Police; and

BE IT FURTHER RESOLVED, the Township Committee has determined that Lieutenant Frank Leccese is qualified to serve as the Acting Chief of Police of the Township Police Department and will be able to perform the duties of Acting Chief of Police; and

BE IT FURTHER RESOLVED, that Lieutenant Frank Leccese is hereby appointed to serve as Acting Chief of Police of the Township Police Department, beginning November 1, 2018, wherein he shall be responsible for performing all of the duties set forth in N.J.S.A. 40A:14-118 and the Township Code, Chapter 51, as well as any other rules and regulations pertaining to the position; and

BE IT FURTHER RESOLVED, that Lieutenant Frank Leccese's salary be increased by \$30 annually for the duration he serves as Acting Chief of Police; and

BE IT FURTHER RESOLVED, that the Mayor, the Township Administrator, the Municipal Clerk, the Chief Financial Officer, and the Township Attorney are hereby authorized to take all necessary actions to effectuate and fulfill the intention of this Resolution.

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to the following:

1. Frank Leccese, Colts Neck Police Department;
2. Shaun Golden, Monmouth County Sheriff;
3. John Antonides, Chief Financial Officer; and
4. Meghan Bennett Clark, Township Attorney.

I, Beth Kara, do hereby certify the foregoing to be a true and accurate copy of a Resolution passed by the Township Committee of Colts Neck Township during a regular meeting held on the 7th day of November 2018.

Beth Kara, Municipal Clerk

RECORD OF VOTE

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

RESOLUTION 2018-151

**CONFIRMING APPOINTMENT OF
SECRETARY TO THE SHADE TREE COMMISSION
MS. LORETTA COSCIA**

BE IT RESOLVED by the Township Committee of Colts Neck Township that pursuant to the recommendation of the 2018 Shade Tree Commission Chair, it hereby confirms the appointment of Ms. Loretta Coscia as the Secretary to the Shade Tree Commission, Township of Colts Neck, November 1, 2018; and

BE IT FURTHER RESOLVED this appointment has a 90-day probationary period to conclude on January 29, 2019. The 2019 Shade Tree Commission Chair is the deciding official whose determination is final and may not be appealed; and

BE IT FURTHER RESOLVED that pursuant to the terms and conditions of the offer of employment, the Secretary will receive payment of \$50 per meeting and \$10 per hour, with no benefits; and

BE IT FURTHER RESOLVED that following the 90-day probationary period, the Chair of the 2019 Shade Tree Commission shall provide written notice to the Township Committee confirming Ms. Coscia's appointment status, and no further action will be needed by the Township Committee; and

BE IT FURTHER RESOLVED that a copy of this Resolution be forwarded to the following:

1. Loretta Coscia;
2. Eileen Stivala, 2018 Shade Tree Commission Chair; and
3. John Antonides, Chief Financial Officer.

I, Beth Kara, do hereby certify the foregoing to be a true and accurate copy of a Resolution passed by the Township Committee of Colts Neck Township during a regular meeting held on the 7th day of November 2018.

Beth Kara, Municipal Clerk

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

RESOLUTION 2018-152

EXECUTIVE SESSION

WHEREAS, the Colts Neck Township Committee wishes to go into a closed Executive Session to discuss a subject which should not be discussed in public; and

WHEREAS, the exception to the Open Public Meetings Act which permits the Township Committee to discuss this matter in private about litigation; and

NOW, THEREFORE, BE IT RESOLVED by the Colts Neck Township Committee that it go into an Executive Session to discuss litigation; and

BE IT FURTHER RESOLVED that the results of such discussion may be revealed at such time as the matter is resolved.

I, Beth Kara, do hereby certify the foregoing to be a true and accurate copy of a resolution passed by the Township Committee of the Township of Colts Neck during a regular meeting held on the 7th day of November 2018.

Beth Kara, Municipal Clerk

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