

**COLTS NECK TOWNSHIP
TOWNSHIP COMMITTEE REGULAR MEETING
MARCH 13, 2019, 7:30 P.M.
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 AND THE ASBURY PARK PRESS ON DECEMBER 13, 2018 STATING THAT A REGULAR MEETING OF THE COLTS NECK TOWNSHIP COMMITTEE WOULD BE HELD ON MARCH 13, 2019 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:** MEETINGS OF FEBRUARY 13, 23, 27, 2019

2. **RESOLUTION 2019-55:** RESOLUTION CONFIRMING APPOINTMENTS TO THE OFFICE OF EMERGENCY MANAGEMENT

COMMENTS
MOTION TO APPROVE
ROLL CALL

OATHS OF OFFICE: JAMES SCHATZLE AND KEVIN WALSH, DEPUTY EMERGENCY MANAGEMENT COORDINATORS

3. **PRESENTATION:** PROPOSED CIGAR SHOP IN COLTS NECK

4. **ORDINANCE 2019-7:** ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A:4-45.14)

1ST READING BY TITLE
COMMENTS
MOTION TO APPROVE
ROLL CALL
SET PUBLIC HEARING MARCH 27, 2019

5. **ORDINANCE 2019-1:** ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 102, ARTICLE IX, SUBSECTION 102-92, ENTITLED “FARM STANDS, TEMPORARY SEASONAL”

2ND READING BY TITLE
COMMENTS
MOTION TO OPEN PUBLIC HEARING
MOTION TO CLOSE PUBLIC HEARING
MOTION TO APPROVE
ROLL CALL

6. **ORDINANCE 2019-5:** ORDINANCE ENTITLED THE 2019 SALARY ORDINANCE FOR COLTS NECK TOWNSHIP (COLLECTIVE BARGAINING UNIT CONTRACTS)

2ND READING BY TITLE
COMMENTS
MOTION TO OPEN PUBLIC HEARING
MOTION TO CLOSE PUBLIC HEARING
MOTION TO APPROVE
ROLL CALL

7. **ORDINANCE 2019-6:** AN ORDINANCE OF COLTS NECK TOWNSHIP AUTHORIZING THE ACCEPTANCE BY THE TOWNSHIP OF A DONATION OF CERTAIN REAL PROPERTY DESIGNATED AS TAX BLOCK 38, LOT 15.01, PURSUANT TO AND IN ACCORDANCE WITH N.J.S.A. 40A:12-1 ET. SEQ.

2ND READING BY TITLE
COMMENTS
MOTION TO OPEN PUBLIC HEARING
MOTION TO CLOSE PUBLIC HEARING
MOTION TO APPROVE
ROLL CALL

8. **RESOLUTION 2019-56:** RESOLUTION AUTHORIZING SELF EXAMINATION OF 2019 MUNICIPAL BUDGET

COMMENTS
MOTION TO APPROVE
ROLL CALL

9. **RESOLUTION 2019-57:** RESOLUTION AUTHORIZING FORMAL TRANSFER OF FUNDS – 2018 BUDGET

COMMENTS
MOTION TO APPROVE
ROLL CALL

10. **RESOLUTION 2019-58:** RESOLUTION AUTHORIZING EXTENSION OF SERVICES ADDENDUM TO CONTRACT FOR PROFESSIONAL SERVICES BETWEEN COLTS NECK TOWNSHIP AND S.O.M.E. ARCHITECTS, P.C.

COMMENTS
MOTION TO APPROVE
ROLL CALL

11. **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 2019-59:** RESOLUTION ACCEPTING THE RESIGNATION OF TOWNSHIP EMPLOYEE, PATRICIA FAMULARO

***RESOLUTION 2019-60:** RESOLUTION CONFIRMING APPOINTMENT TO THE HISTORICAL PRESERVATION COMMITTEE, TARA BUSS

COMMENTS
MOTION TO APPROVE
ROLL CALL

12. **ADMINISTRATOR'S REPORT**

13. **MOTION TO APPROVE VOUCHERS**

COMMENTS
MOTION TO APPROVE
ROLL CALL

14. **TOWNSHIP COMMITTEE REPORTS**

15. COMMENTS FROM THE PUBLIC

MOTION TO OPEN PUBLIC HEARING
MOTION TO CLOSE PUBLIC HEARING

16. RESOLUTION 2019-61: EXECUTIVE SESSION

COMMENTS
MOTION TO APPROVE
ROLL CALL

*THE NEXT REGULAR TOWNSHIP COMMITTEE MEETING IS
WEDNESDAY, MARCH 27, 2019, 7:30 P.M.
TOWN HALL, 124 CEDAR DRIVE, COLTS NECK, NJ*

RESOLUTION 2019-55

**CONFIRMING APPOINTMENTS TO THE
OFFICE OF EMERGENCY MANAGEMENT**

BE IT RESOLVED by the Township Committee of Colts Neck Township that that the following appointments be and are confirmed to the Office of Emergency Management (OEM) for Colts Neck Township:

1. James C. Schatzle, Deputy OEM Coordinator
Term Expiring December 31, 2020
2. Kevin Walsh, Deputy OEM Coordinator,
Term Expiring December 31, 2019

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

1. Michael Burke, OEM Coordinator;
2. David Stattel, Deputy OEM Coordinator;
3. Paul Santucci, Chief of Police;
4. Local Emergency Planning Committee; and
5. Michael Oppegaard, County OEM Coordinator.

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 13th day of March 2019.

Beth Kara, Municipal Clerk

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

ORDINANCE 2019-3

AN ORDINANCE OF COLTS NECK TOWNSHIP IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY, AMENDING AND SUPPLEMENTING CHAPTER 38 OF THE TOWNSHIP CODE ENTITLED "LOCAL EMERGENCY PLANNING COMMITTEE"

WHEREAS, the Township Committee has determined, upon consultation with the Township Office of Emergency Management, that an additional Deputy Emergency Management Coordinator on the Local Emergency Planning Committee, is needed to ensure that the Office of Emergency Management is appropriately represented at all times of emergency;

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

SECTION I That Chapter 38 "Local Emergency Planning Committee," Article 1 "Establishment" be amended and supplemented in the following parts:

There is hereby established by the Township Committee of ~~the Township of~~ Colts Neck Township a Local Emergency Planning Committee, which shall consist of ~~10-12~~ members whose terms, powers, and duties are hereinafter set forth.

SECTION II That Chapter 38 "Local Emergency Planning Committee," Article 2 "Members and terms," Subsection A be amended and supplemented in the following parts:

The Chief of Police, the Chief of the Fire Department, the Captain of the First Aid Squad, the Emergency Management Coordinator, and ~~the three~~ (3) Deputy Emergency Management Coordinators shall be voting members of the Local Emergency Planning Committee by virtue of their position and need not be residents of ~~the Township of~~ Colts Neck Township.

The term of appointment for the three Deputy Emergency Management Coordinators is three years, initially staggered as follows:

The first appointee's term expires December 31, 2019;
The second appointee's term expires December 31, 2020; and
The third appointee's term expires December 31, 2021.

SECTION V That Chapter 38 "Local Emergency Planning Committee," Article 5 "Officers and organization," Subsection A be amended and supplemented in the following parts:

The Emergency Management Coordinator shall serve as the Chairperson of the Local Emergency Planning Committee and the ~~three~~ (3) Deputy Emergency Management Coordinators shall serve as the Deputy Chairpersons.

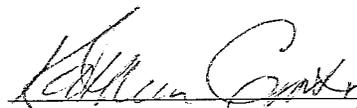
BE IT FURTHER ORDAINED, the remainder of all other sections and subsections of the aforementioned ordinance not specifically amended by this ordinance shall remain in full force and effect.

BE IT FURTHER ORDAINED, all ordinances of parts thereof inconsistent with the provisions of this ordinance are hereby repealed as to such inconsistency.

BE IT FURTHER ORDAINED, this ordinance shall take effect immediately upon passage, publication and filing according to law.

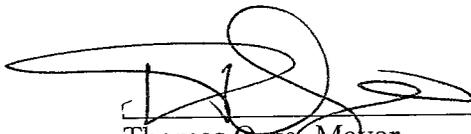
I, Kathleen Capristo, Deputy Municipal Clerk in Colts Neck Township, in the County of Monmouth, New Jersey, hereby certify that annexed hereto is a true and complete copy of Ordinance No. 2019-3, introduced at a duly convened meeting of the Township Committee on the 13th day of February, 2019, and will be considered for adoption after public hearing at a duly convened meeting of the Township Committee on the 27th day of February 2019.

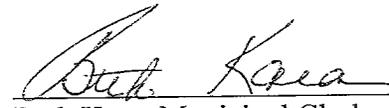

 Thomas Orgo, Mayor


 Kathleen Capristo, Deputy Municipal Clerk

RECORD OF VOTE												
Committeeman	First Reading					Second Reading						
	February 13, 2019					February 27, 2019						
	M	S	Yes	No	NV	Ab	M	S	Yes	No	NV	Ab
Mayor Orgo			X					X				
Deputy Mayor Rizzuto			X				S	X				
Viola		S	X					X				
Macnow	M		X									X
Bartolomeo						X	M	X				
M - Moved S - Seconded X - indicates vote NV - Not Voting Ab - Absent												

I, Beth Kara, Municipal Clerk in Colts Neck Township, in the County of Monmouth, New Jersey, hereby certify that annexed hereto is a true and complete copy of Ordinance No. 2019-3, introduced at a duly convened meeting of the Township Committee on the 13th day of February, 2019, and adopted after public hearing at a duly convened meeting of the Township Committee on the 27th day of February 2019.


 Thomas Orgo, Mayor


 Beth Kara, Municipal Clerk

RECORD OF VOTE												
Committeeman	First Reading					Second Reading						
	February 13, 2019					February 27, 2019						
	M	S	Yes	No	NV	Ab	M	S	Yes	No	NV	Ab
Mayor Orgo			X					X				
Deputy Mayor Rizzuto			X				M S	X				
Viola		S	X					X				
Macnow	M		X									X
Bartolomeo						X	M	X				
M - Moved S - Seconded X - indicates vote NV - Not Voting Ab - Absent												

ORDINANCE 2019-7

**AN ORDINANCE TO EXCEED
THE MUNICIPAL BUDGET APPROPRIATION LIMITS
AND TO ESTABLISH A CAP BANK
(N.J.S.A. 40A: 4-45.14)**

WHEREAS, the Local Government Cap Law, N.J.S.A. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget to 2.5% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

WHEREAS, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

WHEREAS, the Township Committee of Colts Neck Township in the County of Monmouth finds it advisable and necessary to increase its CY 2019 budget by up to 3.5% over the previous year's final appropriations in the interest of promoting the health, safety and welfare of its citizens; and,

WHEREAS, the Township Committee hereby determines that a 1.0% increase in the budget for said year, amounting to \$90,731.63 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS, the Township Committee hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW, THEREFORE, BE IT ORDAINED, by the Township Committee of Colts Neck Township, in the County of Monmouth, a majority of the full authorized membership of this governing body affirmatively concurring that, in the CY 2019 budget year, the final appropriations of Colts Neck Township shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.5%, amounting to \$317,560.71, and that the CY 2019 municipal budget for Colts Neck Township be approved and adopted in accordance with this ordinance; and,

BE IT FURTHER ORDAINED, that any that any amount authorized herein that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance, as introduced, be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

I, Beth Kara, Municipal Clerk in Colts Neck Township, in the County of Monmouth, New Jersey, hereby certify that annexed hereto is a true and complete copy of Ordinance No. 2019-7, introduced at a duly convened meeting of the Township Committee on the 13th day of March, 2019, and will be considered for adoption after public hearing at a duly convened meeting of the Township Committee on the 27th day of March 2019.

Thomas Orgo, Mayor

Beth Kara, Municipal Clerk

RECORD OF VOTE												
	First Reading					Second Reading						
	March 13, 2019					March 27, 2019						
Committeeman	M	S	Yes	No	NV	Ab	M	S	Yes	No	NV	Ab
Mayor Orgo												
Deputy Mayor Rizzuto												
Viola												
Macnow												
Bartolomeo												
M - Moved S - Seconded X - indicates vote NV - Not Voting Ab - Absent												

ORDINANCE NO. 2019-1

AN ORDINANCE OF COLTS NECK TOWNSHIP, IN THE COUNTY OF MONMOUTH AND THE STATE OF NEW JERSEY, AMENDING AND SUPPLEMENTING CHAPTER 102, ARTICLE IX, SUBSECTION 102-92, ENTITLED “FARM STANDS, TEMPORARY SEASONAL”

WHEREAS, the Right to Farm Act (N.J.S.A. 4:1C-1 et seq.) preempts municipal zoning and land use ordinances; and

WHEREAS, the Right to Farm Act authorizes the County Agriculture Development Board to resolve commercial farming disputes with property owners and/or municipalities; and

WHEREAS, the Right to Farm Act establishes an irrebuttable presumption that no commercial farming operation or activity which conforms to an adopted Agricultural Management Practice (AMP) constitutes a public or private nuisance; and

WHEREAS, the New Jersey Agriculture Development Committee has adopted an AMP for On-Farm Direct Marketing Facilities which is less restrictive than the Township’s farm stand regulations; and

WHEREAS, the Township Committee finds it is in the best interest of the general public to amend the farm stand regulations to be more consistent with the State Agriculture Development Committee’s AMP for On-Farm Direct Marketing Facilities while retaining provisions to keep a balance between competing agriculture and neighboring interests and advance appropriate municipal standards designed for the current state of agriculture as well as the unique circumstances affecting Colts Neck.

NOW, THEREFORE, BE IT ORDAINED by the Township Committee of Colts Neck Township, County of Monmouth, State of New Jersey that Chapter 102-92 “Farm Stands, Temporary Seasonal” be amended and supplemented in the following parts only: (Additions to text indicated by underline; deletions to text indicated by ~~strikeout~~).

§ 102-92. Farm stands, ~~Temporary seasonal.~~

- A. Location. ~~Temporary seasonal f~~Farm stands must be located on a qualified owner’s or operator’s commercial farm which is under active, continuous farming operation and upon which ~~90%-51%~~ or more of the marketed products are raised, and the farm must meet the requirements of the Farmland Assessment Act of 1964, as amended and/or as modified herein. Permitted products from other qualified farms in Colts Neck may be sold at a stand on another qualified farm, both of which are owned or operated by the same farm stand operator.
- B. Site requirements.
1. One permanent farm stand and temporary farm stand structures per farm lot is permitted. The minimum farm lot area shall be five acres.
 2. Farm stand ~~and parking areas~~(permanent and temporary) front setback shall be 75 feet minimum and side and rear setbacks shall be 50 feet minimum. Parking areas front setback shall be 30 feet minimum; side and rear setbacks shall be 50 feet minimum.
 3. Adequate on-site parking space shall be provided to handle a maximum customer load. No parking or standing on the street or street shoulder shall be permitted.
 4. ~~Temporary farm stand structures~~ The permanent farm stand structure shall be limited to one story and a maximum ground floor area of 600 1,200 square feet. If the farm stand is located in a larger structure such as a barn, the 1,200 square foot limitation applies to the farm stand sales area and not other storage or working areas of the structure.

5. Temporary farm stand structures (tent or canopy) shall be limited to a cumulative maximum ground cover of 1,600 square feet and can be erected for a maximum of nine months per year.
- C. Operation interval. A temporary farm stand permit shall cover a maximum interval of ~~nine~~ twelve months per calendar year or the marketing season for the product involved, whichever is shorter. Upon expiration of the permit, the temporary sales structures shall be removed from the site or located so as not to be readily visible from streets. All signs shall be removed during off-season periods.
- D. Signs and traffic control.
1. A maximum of ~~64~~ 32 square feet per side of nonilluminated sign area is permitted as one double-sided sign or two single-sided signs, and sign(s) shall have a minimum front setback of 10 feet, a minimum side setback of 25 feet and a maximum height of 10 feet. The front setback may be reduced if required to give reasonable public sight distance, if public safety is not unduly impaired, as determined by the Director of Public Safety. Other sign requirements of §102-106 apply.
 2. Traffic directional signs at the entrance/exit may be provided in addition to the ~~64 square-foot sign in (1) above.~~
 3. No trucks, trailers, wagons or similar structures displaying advertising shall be parked within 100 feet of the front lot line except during active loading/unloading operations.
 4. Seasonal decorations are permitted per §102-106C.
 5. People in costumes located and utilized so as to attract passing vehicles on streets are considered animated signs and are not permitted.
 6. If determined to be needed for public safety by the Director of Public Safety, the applicant shall provide personnel to control and direct traffic.
 7. Hayrack rides pulled by farm tractors or farm animals may be operated on the farm, covered by the temporary farm stand permit, provided that only nominal fees may be charged and the rides are related to the marketed products at the farm stand. The nominal fees charged, if any, shall not be utilized as a means for profit, but shall be specifically related to the actual cost of operating the rides or a smaller percentage thereof. Haunted and/or rides later than on-half hour after sundown are prohibited. The location of the loading/unloading ride area and the path of the ride shall be a minimum of 100 feet from the street ~~frontage~~ line. The objective is to minimize distractions to passing vehicle drivers. This requirement and setback requirement may be reduced if required due to special physical conditions in the immediate area and if the Director of Public Safety determines that public safety is not unduly impaired.
 8. Only one clearly defined and marked thirty-foot wide combined entrance/exit, as measured at the street ~~lot~~ line, shall be allowed on each temporary farm stand street frontage.
- E. ~~Temporary f~~ Farm stand permit.
1. The Zoning Officer, after conferring with the Director of Public Safety, the Township Planner and the Construction Official, may issue such a permit. Permits shall be issued or denied within 15 days of receipt of application, unless a time extension is granted by the applicant.
 2. The application shall be completed in full and a fee shall be paid. Required supporting information shall include a plot plan of farm stand location, showing lot and block number; certification that the location is on a qualified commercial farm and that the applicant is the owner or operator of the farm and will be the operator of the farm stand; the location of parking and entrances/exits, including means for physically and clearly defining the parking area, entrances/exits and aisles; a description of the farm stand structure; the number, sizes and locations of signs; the locations of entrances and exits; entrance/exit permits for county road opening; a description and route of any free

hayrides or similar use to be provided; a description of source of product(s) to be sold and the market interval and traffic and paring control measures to be provided. As applicable, above information shall be shown on a dimensioned sketch, drawn to scale. Moreover, the applicant is responsible for determined if a permit is required for New Jersey state roads. Based on initial submission, additional information may be required.

3. The application shall include a copy of a valid Mercantile License for the subject year.

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, Kathleen Capristo, Deputy Municipal Clerk in Colts Neck Township, in the County of Monmouth, New Jersey, hereby certify that annexed hereto is a true and complete copy of Ordinance No. 2019-1, introduced at a duly convened meeting of the Township Committee on the 13th day of February, 2019, and will be considered for adoption after public hearing at a duly convened meeting of the Township Committee on the 13th day of March, 2019.

Thomas Orgo, Mayor

Kathleen Capristo, Deputy Municipal Clerk

RECORD OF VOTE												
	First Reading					Second Reading						
	February 13, 2019					March 13, 2019						
Committeeman	M	S	Yes	No	NV	Ab	M	S	Yes	No	NV	Ab
Mayor Orgo			X									
Deputy Mayor Rizzuto		S	X									
Viola			X									
Macnow		M	X									
Bartolomeo						X						
M - Moved	S - Seconded	X - indicates vote			NV - Not Voting		Ab - Absent					

I, Beth Kara, Municipal Clerk in Colts Neck Township, in the County of Monmouth, New Jersey, hereby certify that annexed hereto is a true and complete copy of Ordinance No. 2019-1, introduced at a duly convened meeting of the Township Committee on the 13th day of February, 2019, and adopted after public hearing at a duly convened meeting of the Township Committee on the 13th day of March, 2019.

Thomas Orgo, Mayor

Beth Kara, Municipal Clerk

RECORD OF VOTE												
	First Reading					Second Reading						
	February 13, 2019					March 13, 2019						
Committeeman	M	S	Yes	No	NV	Ab	M	S	Yes	No	NV	Ab
Mayor Orgo			X									
Deputy Mayor Rizzuto		S	X									
Viola			X									
Macnow	M		X									
Bartolomeo						X						
M - Moved S - Seconded X - indicates vote NV - Not Voting Ab - Absent												

ORDINANCE 2019-5

**AN ORDINANCE ENTITLED THE 2019 SALARY ORDINANCE
FOR COLTS NECK TOWNSHIP
(COLLECTIVE BARGAINING UNIT CONTRACTS)**

BE IT ORDAINED by the Township Committee of Colts Neck Township, in the County of Monmouth, as follows:

SECTION ONE: The salaries to be paid to appointed officials and employees of Colts Neck Township, in the County of Monmouth, and the time for payment of same, is hereby fixed as follows for 2019:

1. **Deputy Treasurer/Tax Collector** – an annual salary of up to \$42,836.00, payable in equal installments, bi-weekly.
2. **Secretary to Planning Board/Board of Adjustment** – an annual salary of up to \$49,297.00 plus up to \$100.00 per meeting for Planning Board and up to \$100.00 per meeting for Board of Adjustment, payable in equal installments, bi-weekly.
3. **Technical Assistant of the Construction Officer** – an annual salary of up to \$52,300.00, payable in equal installments, bi-weekly.
4. **Secretary to Police Department** – an annual salary of up to \$43,781.00, payable in equal installments, bi-weekly.
5. **Secretary to Public Works Department** – an annual salary of up to \$47,731.00, payable in equal installments, bi-weekly.
6. **Secretary to Recreation Department** – an annual salary of up to \$43,603.00, plus up to \$100.00 per meeting, payable in equal installments, bi-weekly.
7. **Tax Clerk/Bookkeeper** – an annual salary of up to \$40,000.00, payable in equal installments, bi-weekly.

SECTION TWO: The salaries to be paid to Police Officers of Colts Neck Township, in the County of Monmouth, are hereby fixed up to the following for 2019:

STEP	2019 SALARY
1 st	\$42,000.00
2 nd	\$45,130.00
3 rd	\$48,494.00
4 th	\$53,013.00
5 th	\$57,533.00
6 th	\$64,516.00
7 th	\$69,401.00
8 th	\$74,165.00
9 th	\$79,240.00
10 th	\$85,330.00
11 th	\$91,870.00
12 th	\$97,960.00
13 th	\$104,050.00
14 th	\$111,495.91
Corporal	\$115,945.02
Sergeant	\$122,907.64

SECTION THREE: Eligible Police Officers shall receive a yearly education incentive, as follows:

DEGREE	AMOUNT
Associate's	\$ 700.00
Bachelor's	\$1,500.00
Master's	\$2,400.00

SECTION FOUR: All Ordinances, or parts of Ordinances, in conflict with this Ordinance, or any part thereof, are hereby repealed. All salaries contained herein are effective as of January 1, 2019 unless otherwise noted.

SECTION NINE: The Township retains the right to pay yearly salaries and wages at amounts less than those listed herein.

I, Beth Kara, Municipal Clerk in Colts Neck Township, in the County of Monmouth, New Jersey, hereby certify that annexed hereto is a true and complete copy of Ordinance No. 2019-5, introduced at a duly convened meeting of the Township Committee on the 27th day of February, 2019, and was adopted after public hearing at a duly convened meeting of the Township Committee on the 13th day of March 2019.

Thomas Orgo, Mayor

Beth Kara, Municipal Clerk

RECORD OF VOTE												
	First Reading					Second Reading						
	February 27, 2019					March 13, 2019						
Committeeman	M	S	Yes	No	NV	Ab	M	S	Yes	No	NV	Ab
Mayor Orgo			X									
Deputy Mayor Rizzuto			X									
Viola	M		X									
Macnow						X						
Bartolomeo		S	X									
M - Moved S - Seconded X - indicates vote NV - Not Voting Ab - Absent												

ORDINANCE 2019-6

AN ORDINANCE OF COLTS NECK TOWNSHIP AUTHORIZING THE ACCEPTANCE BY THE TOWNSHIP OF A DONATION OF CERTAIN REAL PROPERTY DESIGNATED AS TAX BLOCK 38, LOT 15.01, PURSUANT TO AND IN ACCORDANCE WITH N.J.S.A. 40A:12-1, ET.SEQ.

WHEREAS, the Township Committee has received an offer from Janice A. Egeland, owner of certain real property located in the Township and designated on the Tax Map of Colts Neck Township as Block 38, Lot 15.01 offering to donate the subject property to the Township; and

WHEREAS, the Mayor and Township Committee have considered such offer and concluded that the acceptance of the donation of real property aforesaid is in the public interest and is authorized by N.J.S.A. 40A:12-5 to acquire any real property by gift; and

WHEREAS, such offer has been made without conditions or restrictions and once the Township obtains title, it is free to do whatever it chooses to do with the land; and

WHEREAS, the Mayor and the Township Committee find that the acceptance of the aforesaid gift is authorized by law and desires to acknowledge the Township's acquisition of the property;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of Colts Neck Township that the Township hereby acknowledges the donation of real property of Block 38 in Lot 15.01, pursuant to N.J.S.A. 40A:12-1, et. seq.

BE IT FURTHER RESOLVED that the appropriate Township officials and or agents are hereby authorized to execute all necessary documents to effectuate the aforesaid donation of real property.

BE IT FURTHER RESOLVED that there are no outstanding liens or taxes owed on the aforesaid lot.

BE IT FURTHER RESOLVED that this Ordinance shall become effective upon final adoption, publication and otherwise in accordance with N.J.S.A. 40:69A-181.

I, Beth Kara, Municipal Clerk in Colts Neck Township, in the County of Monmouth, New Jersey, hereby certify that annexed hereto is a true and complete copy of Ordinance No. 2019-6, introduced at a duly convened meeting of the Township Committee on the 27th day of February, 2019, and will be considered for adoption after public hearing at a duly convened meeting of the Township Committee on the 13th day of March 2019.

Thomas Orgo, Mayor

Beth Kara, Municipal Clerk

RECORD OF VOTE												
	First Reading					Second Reading						
	February 27, 2019					March 13, 2019						
Committeeman	M	S	Yes	No	NV	Ab	M	S	Yes	No	NV	Ab
Mayor Orgo			X									
Deputy Mayor Rizzuto		S	X									
Viola			X									
Macnow						X						
Bartolomeo	M		X									
M - Moved S - Seconded X - indicates vote NV - Not Voting Ab - Absent												

RESOLUTION 2019-56

SELF EXAMINATION OF 2019 MUNICIPAL BUDGET

WHEREAS, N.J.S.A. 40A-78b has authorized the Local Finance Board to adopt rules that permits municipalities in sound fiscal condition to assume the responsibility normally granted to the Director of the Division of Local Government Services of conducting the annual budget examination; and

WHEREAS, N.J.A.C. 5:30-7 was adopted by the Local Finance Board on February 11, 1997; and

WHEREAS, pursuant to N.J.A.C. 5:30-7.2 thru 7.5 Colts Neck Township has been declared eligible to participate in the program by the Division of Local Government Services, and the Chief Financial Officer has determined that Colts Neck Township meets the necessary conditions to participate in the program for the 2019 budget year.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of Colts Neck Township, that in accordance with N.J.A.C. 5:30-7.6a and b and based upon the Chief Financial Officer's certification, the Governing Body has found the budget has met the following requirements:

1. That with reference to the following items, the amounts have been calculated pursuant to law and appropriated as such in the budget:
 - a. Payment of interest and debt redemption charges;
 - b. Deferred charges and statutory expenditures;
 - c. Cash deficit of preceding year;
 - d. Reserve for uncollected taxes;
 - e. Other reserves and non-disbursement items; and
 - f. Any inclusions of amounts required for school purposes.
2. That the provisions relating to limitation on increases of appropriations pursuant to N.J.S.A. 40A:4-45.2 and appropriations for exceptions to limits on appropriations found at 40A:4-45.3 et seq. are fully met (complies with the CAP Law.)
3. That the budget is in such form, arrangement, and content as required by Local Budget Law and N.J.A.C. 5:30-4 and 5:30-5.
4. That pursuant to the Local Budget Law:
 - a. All estimated of revenue are reasonable, accurate, and correctly stated.
 - b. Items of appropriation are properly set forth.
 - c. In itemization, form, arrangement, and content the budget will permit the exercise of the comptroller function within the municipality.
5. The budget and associated amendments have been introduced and publicly advertised in accordance with the relevant provisions of the Local Budget Law, except that failure to meet the deadlines of N.J.S.A 40A:4-5 shall not prevent such certification.
6. That all other applicable statutory requirements have been fulfilled.

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Director of the Division of Local Government Services.

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 13th day of March 2019.

Beth Kara, Municipal Clerk

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

RESOLUTION 2019-57

**Authorizing Formal Transfer of Funds -
2018 Budget**

WHEREAS, N.J.S.A. 40A:4-58 states : "Should it become necessary, during the first 3 months of the fiscal year, to expend for any of the purposes specified in the budget an amount in excess of the respective sums appropriated therefor and there shall be an excess in any appropriations over and above the amount deemed to be necessary to fulfill the purpose of such appropriation, the Governing Body may, by resolution setting forth the facts, adopted by not less than 2/3 vote of the full membership thereof, transfer the amount of such excess to those appropriations deemed to be insufficient"; and,

WHEREAS, the Chief Financial Officer has recommended that the following transfers, being in compliance with N.J.S.A. 40A:4-58, be made:

2018 BUDGET TRANSFERS

TRANSFERS TO(INSIDE "CAPS"):

Accumulated Sick and Vacation	\$ 70,000.00	To cover additional expenses
TOTAL TRANSFERS TO	<u><u>\$ 70,000.00</u></u>	

TRANSFERS FROM(INSIDE "CAPS"):

Legal Services(Legal Department):	
Other Expenses	\$ 30,000.00
Police Department:	
Salaries and Wages	40,000.00
TOTAL TRANSFERS FROM	<u><u>\$ 70,000.00</u></u>

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Colts Neck, County of Monmouth, (not less than 2/3 of the full membership concurring affirmatively) that the 2018 budget transfers be made a permanent part of this resolution, are hereby made and approved.

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 the meeting held on the 13th day of March 2019.

Beth Kara, Municipal Clerk

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

RESOLUTION 2019-58

**AUTHORIZING EXTENSION OF SERVICES ADDENDUM TO
CONTRACT FOR PROFESSIONAL SERVICES BETWEEN
COLTS NECK TOWNSHIP AND S.O.M.E. ARCHITECTS, P.C.**

WHEREAS, Colts Neck Township entered into a contract for professional services with S.O.M.E. Architects, P.C. on January 9, 2019, pursuant to N.J.S.A. 40A:11-5 and N.J.S.A. 19:44A-20.5, and as authorized by Resolution 2019-26A; and

WHEREAS, the contract for said services excluded the preparation of specifications for mechanical, plumbing and electrical systems, but included that S.O.M.E. Architects P.C. would solicit bids for said services; and

WHEREAS, S.O.M.E. Architects P.C. has obtained three bids from qualified professionals for the preparation of specifications for mechanical, plumbing and electrical systems, including the lowest bid of approximately \$7,000; and

WHEREAS, the Township desires S.O.M.E. Architects P.C. to directly retain the services of the lowest bidding professional as described heretofore; and

WHEREAS, the Township and S.O.M.E. Architects P.C. mutually desire and agree to execute an Extension of Services Addendum to their contract permitting S.O.M.E. Architects P.C. to retain the above services, and for the Township to reimburse S.O.M.E. Architects P.C. the cost of same up to \$7,000; and

WHEREAS, funds for the additional items included in the Extension of Services Addendum are provided in the 2019 Municipal Budget.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of Colts Neck Township that the Mayor and Clerk are hereby authorized to execute the Extension of Services Addendum to the contract with S.O.M.E. Architects, P.C.

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

1. Edward W. O'Neill, Jr., S.O.M.E. Architects, P.C.; and
2. 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 13th day of March 2019.

Beth Kara, Municipal Clerk

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

RESOLUTION 2019-59

**ACCEPTING THE RESIGNATION OF
TOWNSHIP EMPLOYEE
PATRICIA FAMULARO**

BE IT RESOLVED by the Township Committee of the Township of Colts Neck that it hereby acknowledges the receipt of and accepts the resignation of Patricia Famularo, effective May 1, 2019.

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

1. Patricia Famularo;
2. Paul Vitale, Construction Official; 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 13th day of March 2019.

Beth Kara, Municipal Clerk

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

RESOLUTION 2019-60

**CONFIRMING APPOINTMENT
TO
THE HISTORICAL PRESERVATION COMMITTEE
TARA BUSS**

BE IT RESOLVED by the Township Committee of Colts Neck Township that pursuant to Chapter 32 of the Code of Colts Neck Township that the following appointment be and is confirmed to the Historical Preservation Committee:

Tara Buss

Term Expiring December 31, 2021

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

1. Tara Buss; and
2. Historical Preservation Committee.

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 13th day of March 2019.

Beth Kara, Municipal Clerk

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

RESOLUTION 2019-61

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 matters in private about litigation and personnel; and

NOW, THEREFORE, BE IT RESOLVED by the Colts Neck Township Committee that it go into an Executive Session to discuss litigation and personnel; 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 Colts Neck Township during a regular meeting held on the 13th day of March 2019.

Beth Kara, Municipal Clerk

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