

**COLTS NECK TOWNSHIP
TOWNSHIP COMMITTEE REGULAR MEETING
FEBRUARY 13, 2019, 7:30 P.M.
MOVED TO COURTHOUSE**

The meeting of the Colts Neck Township Committee was called to order at 7:30 p.m. by Mayor Orgo followed by the Salute to the Flag. The following statement was read by Deputy Municipal Clerk, Ms. Capristo: "The notice requirements of the New Jersey Public Meetings Law have been satisfied by noticing the News Transcript on December 13, 2018 stating that a regular meeting of the Colts Neck Township Committee would be held on February 13, 2019 at 7:30 p.m. Town Hall. The notice and change of venue notice were posted on the Township website, and a copy is on file in the office of the Township Clerk."

Roll call by Ms. Capristo indicated the following:

Present: Mayor Thomas Orgo, Deputy Mayor Frank Rizzuto; Committeemen Michael Viola and Russell Macnow

Also Present: Township Administrator/Deputy Municipal Clerk Kathleen Capristo and Township Counsel Meghan Bennett Clark, Esq.

Absent: Committeeman J.P. Bartolomeo and Beth Kara Municipal Clerk

1. APPROVAL OF MINUTES:

MEETINGS OF JANUARY 30, 2019. Mayor Orgo called for comments and/or revisions. Committee Viola called for a correction in connection with the Township Committee Reports stating that it was Committee Rizzuto who gave a report on the Friends of the Library and not himself. Hearing no other comments, Mayor Orgo called for a motion. Mr. Macnow made a motion to approve, seconded by Mr. Rizzuto and unanimously carried.

RECORD OF VOTE					
Committeeman	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					

- 2. RESOLUTION 2019-42:** RESOLUTION CONFIRMING THE PROMOTION AND APPOINTMENT OF OFFICER THOMAS WARD TO THE RANK OF SERGEANT, COLTS NECK POLICE DEPARTMENT was read by title by Mayor Orgo. Chief Santucci spoke of Officer Ward's education, training and experience highlighting his accomplishments in the department. He specifically spoke of his contributions as the department's back-up evidence officer as well as his assistance to the detective bureau. The Chief also noted that Officer Ward held the position of Union Secretary and is currently the Union's Vice President. The Chief acknowledged Officer Ward's wife and daughter and thanked the Governing Body for their on-going support. Mayor Orgo called for a motion. Mr. Macnow made a motion to approve, seconded by Mr. Rizzuto and unanimously carried.

RECORD OF VOTE					
Committeeman	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					

OATH OF OFFICE: THOMAS WARD, SERGEANT. The Oath of Office was administered by Mayor Orgo to Sergeant Thomas Ward. Mrs. Ward then pinned the badge. Sergeant Ward received a standing ovation, a round of applause and photographs were taken.

3. **DISCUSSION:** Mayor Orgo presented the following for discussion:

- **DRAFT ORDINANCE – LANDSCAPER REGISTRATION.** Mayor Orgo stated that the proposed ordinance would create an opportunity for residents to deliver brush to the public work’s yard during specified times in addition to their regular collection schedule. Should residents hire a landscaper to collect and deliver the brush, the landscaper would need to register with the Township and receive a sticker to allow them entry to the yard. Committeeman Macnow added that this will give residents more flexibility particularly those who may clean up their property at times that are not coincidental with the Township’s scheduled brush collection. Committee Viola voiced his support stating that it’s a good idea. Hearing no objections. **ORDINANCE 2019-4:** AN ORDINANCE OF COLTS NECK TOWNSHIP IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY, AMENDING AND SUPPLEMENTING CHAPTER 173 OF THE TOWNSHIP CODE ENTITLED “PROPERTY MAINTENANCE” was read by title by Mayor Orgo. Mr. Viola made a motion to approve, seconded by Mr. Rizzuto and unanimously carried. Mayor Orgo set the public hearing for February 27, 2019.

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

4. **ORDINANCE 2019-1:** ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 102, ARTICLE IX, SUBSECTION 102-92 ENTITLED, “FARM STANDS, TEMPORARY SEASONAL” was read by title by Mayor Orgo. The Mayor stated that the ordinance allows for qualifying farm stands to become year-round stands and also details the size and scope of the farm stands. Mr. Macnow made a motion to approve, seconded by Mr. Rizzuto and unanimously carried. Mayor Orgo set the public hearing for March 13, 2019.

RECORD OF VOTE					
Committeeman	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					

5. **ORDINANCE 2019-2:** ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 2 OF THE CODE OF COLTS NECK TOWNSHIP, “ARCHITECTURAL REVIEW COMMITTEE” was read by title by Mayor Orgo. Mr. Macnow made a motion to approve, seconded by Mr. Viola and unanimously carried. Mayor Orgo set the public hearing for February 27, 2019.

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

6. **ORDINANCE 2019-3:** ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 38 OF THE TOWNSHIP CODE ENTITLED, "LOCAL EMERGENCY PLANNING COMMITTEE" was read by title by Mayor Orgo. Mr. Macnow stated that this ordinance adds additional deputies to the Township's Local Emergency Planning Committee. Mr. Macnow made a motion to approve, seconded by Mr. Viola and unanimously carried. Mayor Orgo set the public hearing for February 27, 2019.

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

7. **RESOLUTION 2019-43:** RESOLUTION APPROVING AND AUTHORIZING THE EXECUTION OF A COLLECTIVE BARGAINING AGREEMENT BETWEEN TEAMSTERS LOCAL 11, INTERNATIONAL BROTHERHOOD OF TEAMSTERS AND COLTS NECK TOWNSHIP, COLTS NECK, NEW JERSEY (JANUARY 1, 2018 – DECEMBER 31, 2020) was read by title by Mayor Orgo. Administrator Capristo stated that this was the collective bargaining agreement that was recently negotiated between the Township and the Teamsters. Mr. Rizzuto made a motion to approve, seconded by Mr. Macnow and unanimously carried.

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

8. **RESOLUTION 2019-44:** RESOLUTION OF COLTS NECK TOWNSHIP TO AUTHORIZE THE RIGHT OF ENTRY AGREEMENT FOR THE PROPERTY KNOWN AS BLOCK 38, LOT 15 was read by title by Mayor Orgo. Township Attorney Bennett-Clark stated that the resolution was in connection with the property being donated to the Township noting that before the Township accepts said donation it is at her advice that a Phase I environmental study be done. In order to do the study, a right of entry agreement is needed. Mr. Macnow made a motion to approve, seconded by Mr. Rizzuto and unanimously carried.

RECORD OF VOTE					
Committeeman	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					

9. **RESOLUTION 2019-45:** RESOLUTION AUTHORIZING FIREWORKS DISPLAY ON JULY 3, 2019, BUCKS MILL PARK was read by title by Mayor Orgo. Mr. Macnow made a motion to approve, seconded by Mr. Viola and unanimously carried.

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

10. **ADMINISTRATOR'S REPORT**

Ms. Capristo reported that there were no issues or concerns reported in connection with yesterday's winter weather event and according to Police, there were no weather-related motor vehicle accidents.

11. **MOTION TO APPROVE VOUCHERS:** Mr. Viola stated that he reviewed the vouchers and recommends approval of the following:

Animal Control	\$485.77
Capital Fund	\$25,998.32
COAH	\$15.50
Construction Trust	\$17,319.00
Current Fund	\$5,277,224.71
Grant Fund	\$106.48
Trust Fund	\$5,831.93
TOTAL	<u>\$5,326,981.71</u>

Mr. Viola made a motion to approve, seconded by Mr. Macnow and unanimously carried with the following abstentions:

- Mr. Rizzuto * Fire Department Expenditures
- Mr. Macnow *Sakoutis Brothers Disposal, Inc.

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

12. **TOWNSHIP COMMITTEE REPORTS**

Mr. Rizzuto reported that he met with the Chief of Police in connection with the transition and is confident that all is moving in a positive direction. Mr. Rizzuto further reported that he participated in a New Building Committee meeting to discuss the project and the development of the final plans. He reports that a presentation to the public will be made soon. Also, Mr. Rizzuto reported that he met with The Grande Association Board and stated that the board is running very smoothly. Regarding Planning Board, they met last evening, reported Mr. Rizzuto, and discussed the farm stand ordinance that was introduced tonight. The Board was also given a general tutorial which was quite informative.

Mr. Viola reported that he had the honor of attending a farewell ceremony at the Prudential Center in Newark to recognize 900 soldiers being deployed, including Army Staff Sergeant Juan Cano, a Colts Neck resident. Mr. Viola reported the Shade Tree and Environmental Commissions met last week and reviewed two (2) applications, Huddy's and the carwash. The weekly Sunday's with the Committeemen start time moved to 8:45 am here at the Town Hall walking trail in order to accommodate those who prefer a later start. Mr. Viola further reported that the CNBA held their general membership meeting this morning. Sheriff Shawn Golden was the guest speaker and provided an informative presentation on the services offered by the Monmouth County Sheriff's Office. Mr. Viola advised the CNBA's Annual Luncheon at Trump National is scheduled for March 26, 2019 and suggested those interested in attending should purchase their tickets soon as they usually sell out quickly.

Mr. Macnow gave a brief update on affordable housing stating that there was a court appearance scheduled yesterday that was canceled and rescheduled in a few weeks; in the meantime, a potential resolution is being discussed that may happen in advance of that court appearance. Depending on how things go, stated Mr. Macnow, a public meeting to inform residents of the status will likely take place in the near future. Mr. Macnow also reported that he and Township resident Alison Denoia met recently to discuss the possibility of a Colts Neck Remembrance Day to honor the memory of Colts Neck residents who have passed away. We hope to have something put together by spring of 2019, stated Mr. Macnow.

Mayor Orgo reported that the Farmland Preservation Committee meeting was cancelled and therefore he had no report. The Mayor further noted that he too attended the CNBA meeting and heard Sheriff Golden's remarks.

13. COMMENTS FROM THE PUBLIC

Hearing no further comments, Mayor Orgo called for a motion to open the meeting to public comments. Mr. Macnow made a motion, seconded by Mr. Macnow and unanimously carried by voice vote.

Mr. Fulton Wilcox, resident, Clover Hill Road, voiced concern about the demise of the Public Works Department and the demise of the police/court. Committee Macnow reminded Mr. Fulton and the public that they will experience no change and that public works services will remain the same. Mr. Wilcox responded stating that he was not worried about the delivery of services but was concerned that the public did not have advanced information about the Governing Body's plans. Mr. Macnow reminded Mr. Wilcox that personnel matters are confidential. Township Attorney Bennett-Clark voiced confirmation that personnel matters are a topic for discussion in a Governing Body's Executive Session. Ms. Bennett-Clark confirmed that the matter was discussed in Executive Session and at the close of that discussion the Governing Body returned from Executive Session, as promised after approximately 45 minutes, to the public portion of the meeting and passed a resolution in connection with the personnel matter.

Mr. Jack Zumba, resident, Woodhollow Road, stated that he respectfully disagreed with Mr. Wilcox stating that in his opinion the Governing Body executed their managerial right to make the decision in the manner that they made it. Mr. Zumba, however, opined that the Governing Body should be detailing to the public and the press their plans for providing services. Ms. Bennett-Clark reminded Mr. Zumba that the Shared Services Agreements, and the details of those agreements, were all entered into in the public at a Governing Body meeting.

Ms. Elaine Mann, resident, Rt. 34, voiced concern about DPW purchases and omission of cost details in the shared services agreements

Mr. Chuck Camarata, resident, asked what the Township's plans were for 2019 road repairs. Mayor Orgo responded stating that they are still evaluating the condition of the roads and will wait until the end of winter to fully assess which roads are in the greatest need of repair. Mr. Camarata also asked when the Budget Workshop was being held. Mayor Orgo responded noting it is scheduled for Saturday, February 23, 2019 at 8:30 am.

Mr. Fulton Wilcox, resident, Clover Hill Road, asked if the Township still had plans to tear down the police building and courthouse. Mr. Macnow responded that the building needs to be torn down and that the design professionals have advised that the buildings are not salvageable. Mr. Macnow offered to tour any member of the public who is interested so that they can see first-hand the condition that the building is in.

Mr. Zumba, resident, Woodhollow Road, asked for clarification of the Teamsters contract and what group this represented. Administrator Capristo responded noting that the contract was between the Township and the white-collar unit, which is a group of clerical staff members.

Mr. Glen Dalakian, resident, Maplecrest Lane, expressed his thanks to the Governing Body for their support over the last year in recognizing and supporting the local business community through their attendance at ribbon cuttings and various events.

Hearing no further comments, Mayor Orgo called for a motion to close the meeting to public comments. Mr. Macnow made a motion, seconded by Mr. Viola and unanimously carried by voice vote.

14. RESOLUTION 2019-46: EXECUTIVE SESSION Mayor Orgo called for a motion. Mr. Macnow made a motion to approve, seconded by Mr. Rizzuto and unanimously carried by voice vote.

RECORD OF VOTE					
Committeeman	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					

Motion by Mr. Rizzuto, seconded by Mr. Viola and unanimously carried to adjourn Closed Session and reconvene in public session at 8:37 p.m.

Motion by Mr. Macnow, seconded by Mr. Rizzuto and unanimously carried to adjourn meeting.

Meeting adjourned at 8:37 p.m.



Kathleen Capristo
Township Administrator/Deputy Municipal Clerk