

**TOWNSHIP OF COLTS NECK
TOWNSHIP COMMITTEE MEETING
FEBRUARY 27, 2019, 7:30 P.M.
TOWN HALL**

The meeting of the Colts Neck Township Committee was called to order at 7:30 p.m. by Mayor Orgo, who requested Mr. Beninato lead the Salute to the Flag. The following statement was read by Municipal Clerk, Ms. Kara: "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 27, 2019 at 7:30 p.m. Town Hall. The notice was posted on the Township website, and a copy is on file in the office of the Township Clerk."

Roll call by Ms. Kara indicated the following:

Present: Mayor Thomas Orgo, Deputy Mayor Frank Rizzuto; Committeemen Michael Viola and J.P. Bartolomeo

Also Present: Township Administrator Kathleen Capristo; Municipal Clerk Beth Kara; and Township Counsel Meghan Bennett Clark, Esq. (arriving later)

Absent: Committeeman Russell Macnow

Mayor Orgo introduced Mr. Paul Murphy, who is being appointed this evening as the Township's Code Enforcement Officer, effective March 11, 2019.

1. **MAYOR'S PROCLAMATION:** IN HONOR OF COLTS NECK WOMAN'S CLUB 55TH ANNIVERSARY. At Mayor Orgo's request, Mr. Viola read the Proclamation in full and presented it to Mrs. Meredith Geneve who received it on behalf of the Woman's Club. This Proclamation includes the many contributions this dedicated group has made to the community and surrounding organizations, and proclaims March 20, 2019 as Colts Neck Woman's Club Recognition Day within Colts Neck Township. Mrs. Geneve received a round of applause.

2. **MAYOR'S PROCLAMATION:** PROCLAIMING MARCH 1, 2019 AS READ ACROSS AMERICA DAY WITHIN COLTS NECK TOWNSHIP. At Mayor Orgo's request, Mr. Bartolomeo read the Proclamation in full. This Proclamation recognizes the national celebration of reading to be held March 1, 2019 in recognition of Dr. Seuss's birthday and the NEA Read Across America and Read Across America-NJ initiatives, and recommits the community to engage in programs and activities to make America's children the best readers in the world.

Counsel Bennett Clark arrived at 7:35 p.m.

3. **MAYOR'S PROCLAMATION:** PROCLAIMING MARCH 2019 AS COLORECTAL CANCER AWARENESS MONTH WITHIN COLTS NECK TOWNSHIP was read in full by Mr. Bartolomeo. This Proclamation emphasizes the importance of early detection and screening, noting it is the second-leading cause of cancer deaths in the United States affecting men and women equally and for which there is no cure.

4. **ORDINANCE 2019-5:** ORDINANCE ENTITLED THE 2019 SALARY ORDINANCE FOR COLTS NECK TOWNSHIP (COLLECTIVE BARGAINING UNIT CONTRACTS) was read by title at first reading by Mayor Orgo. Ms. Capristo advised this ordinance includes the salaries negotiated by collective bargaining agreements between the Township and the Police and White Collar unions. Hearing no comments, Mayor Orgo called for a motion. Mr. Viola made a motion to approve, seconded by Mr. Bartolomeo and unanimously carried. Mayor Orgo set the public hearing March 13, 2019.

RECORD OF VOTE					
Committeeman	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					

5. **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. was read by title at first reading by Mayor Orgo. The donation of this property was discussed during a previous Township Committee meeting. Counsel Bennett Clark advised the ordinance authorizes the acceptance of this donation, pending acceptable environmental test results. Hearing no comments, Mayor Orgo called for a motion. Mr. Bartolomeo 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					X
Bartolomeo	M	X			
M - Moved S - Seconded X - indicates vote NV - Not Voting Ab - Absent					

6. **ORDINANCE 2019-2:** ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 2 OF THE CODE OF COLTS NECK TOWNSHIP, "ARCHITECTURAL REVIEW COMMITTEE" was read by title at second reading by Mayor Orgo. This amendment revises § 2-2, Applicability of regulations; as well as § 2-4, Scope of review. Hearing no comments, Mayor Orgo called for a motion to open the public hearing. Mr. Bartolomeo made a motion, seconded by Mr. Rizzuto and unanimously carried by voice vote.

Ms. Elaine Mann, resident, stated she thinks the Committee should be abolished.

Hearing no further comments, Mayor Orgo called for a motion to close the public hearing. Mr. Bartolomeo made a motion to close, seconded by Mr. Rizzuto and unanimously carried by voice vote. Mayor Orgo called for a motion. Mr. Bartolomeo 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					X
Bartolomeo	M	X			
M - Moved S - Seconded X - indicates vote NV - Not Voting Ab - Absent					

7. **ORDINANCE 2019-3:** ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 38 OF THE TOWNSHIP CODE ENTITLED, "LOCAL EMERGENCY PLANNING COMMITTEE" was read by title at second reading by Mayor Orgo. This ordinance amends the Code to include two additional Deputy OEM Coordinator positions to ensure coverage during emergencies. Hearing no comments, Mayor Orgo called for a

motion to open the public hearing. Mr. Bartolomeo made a motion, seconded by Mr. Rizzuto and unanimously carried by voice vote. Hearing no comments, Mayor Orgo called for a motion to close the public hearing. Mr. Rizzuto made a motion, seconded by Mr. Bartolomeo and unanimously carried. Mayor Orgo called for a motion. Mr. Bartolomeo 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					X
Bartolomeo	M	X			
M - Moved S - Seconded X - indicates vote NV - Not Voting Ab - Absent					

8. **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 at second reading by Mayor Orgo. This ordinance supplements § 173-5 to expand definitions to include "For hire", "Landscape" or "Landscape Activity" and "Person". In addition, § 173-15 includes persons hired, and § 173-19 includes the requirement for persons hired for landscaping activity to be registered with the Township and includes application, annual registration and fees information. Mayor Orgo advised starting March 11, 2019, registered landscapers may bring brush obtained from Township locations to the DPW recycling yard during designated days and hours. Residents providing identification may bring their brush to the DPW recycling yard during designated days and hours at no cost to the resident. Hearing no further comments, Mayor Orgo called for a motion to open the public hearing. Mr. Bartolomeo made a motion, seconded by Mr. Viola and unanimously carried by voice vote.

Mr. David Mann, resident, commented this is a good idea.

Hearing no further comments, Mayor Orgo called for a motion to close the public hearing. Mr. Rizzuto made a motion, seconded by Mr. Bartolomeo and unanimously carried. Mayor Orgo called for a motion. Mr. Bartolomeo 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					X
Bartolomeo	M	X			
M - Moved S - Seconded X - indicates vote NV - Not Voting Ab - Absent					

9. **RESOLUTION 2019-48:** RESOLUTION CONFIRMING APPOINTMENT OF TOWNSHIP PROFESSIONAL PURSUANT TO N.J.S.A. 40A:11-5 AND AUTHORIZING AWARD OF CONTRACT FOR PROFESSIONAL SERVICES PURSUANT TO N.J.S.A. 19:44a-20.5 WITH AN ESTIMATED VALUE LESS THAN \$17,500 was read by title by Mayor Orgo. This resolution confirms the appointment and authorizes the contract award for Mario J. Delano, Esq., Campbell, Foley, Delano & Adams, LLC; as Conflict/Alternate Prosecutor. Hearing no comments, Mayor Orgo called for a motion. Mr. Bartolomeo 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					X
Bartolomeo	M	X			
M - Moved S - Seconded X - indicates vote NV - Not Voting Ab - Absent					

10. **RESOLUTION 2019-49:** RESOLUTION AUTHORIZING SETTLEMENT OF PET LICENSE OPRA LAWSUIT AND ATTORNEY FEE APPLICATION IN BOZZI V. COLTS NECK TOWNSHIP, DOCKET NO. MON-L-140-19 IN THE AMOUNT OF \$2,800 was read by title by Mayor Orgo. Counsel Bennett Clark advised this suit was filed in Superior Court to Show Cause, and Counsel Bennett Clark urged a settlement. Mayor Orgo called for a motion. Mr. Rizzuto made a motion to approve, seconded by Mr. Bartolomeo and unanimously carried.

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

11. **RESOLUTION 2019-49A:** RESOLUTION AUTHORIZING AND APPROVING EXECUTION OF SEPARATION AND RELEASE AGREEMENT was read by title by Mayor Orgo. This resolution authorizes the Mayor, Administrator, Clerk and Township Attorney to take all necessary actions to effectuate and fulfill the intention of this resolution, which Frank Leccese executed on February 27, 2019. Mr. Bartolomeo 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					X
Bartolomeo	M	X			
M - Moved S - Seconded X - indicates vote NV - Not Voting Ab - Absent					

12. **MOTION TO ADOPT A CONSENT AGENDA:**

Mayor Orgo read the following:

"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 2019-50:** RESOLUTION AUTHORIZING THE RELEASE OF PERFORMANCE GUARANTEES AND THE ACCEPTANCE OF MAINTENANCE GUARANTEE, TRUMP NATIONAL GOLF CLUB, PLANNING BOARD APPLICATION 532B, BLOCK 46, LOT 1.52

***RESOLUTION 2019-51:** RESOLUTION AUTHORIZING THE ACCEPTANCE OF PERFORMANCE GUARANTEES, REVOLUTIONARY ROAD SUBDIVISION, PLANNING BOARD APPLICATION 730, BLOCK 17, LOT 2

***RESOLUTION 2019-52:** RESOLUTION CONFIRMING APPOINTMENT OF CODE ENFORCEMENT OFFICER, PART-TIME

***RESOLUTION 2019-53:** RESOLUTION AUTHORIZING RECREATION PROGRAM REFUND (\$120.00)

Mayor Orgo called for a motion. Mr. Viola 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	M		X			
Macnow						X
Bartolomeo			X			
M - Moved S - Seconded X - indicates vote NV - Not Voting Ab - Absent						

13. ADMINISTRATOR'S REPORT

Ms. Capristo thanked OEM Coordinator Michael Burke, the Police, Fire Police, First Aid, DPW Director Lou Bader, and all who checked on Township residents affected by this latest power outage until power was restored.

Ms. Capristo reported the 2019 Budget Workshop meeting was completed in one day Saturday, February 23, 2019. Ms. Capristo thanked the Department Heads, Committee and Commission Chairs, and Mr. Antonides, CFO, for their timely preparations. Ms. Capristo advised the 2019 budget introduction is scheduled for the March 27, 2019 Township Committee meeting, and the budget adoption is scheduled for the April 24, 2019 Township Committee meeting.

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

Animal Control	\$83.17
Capital Fund	\$34,915.79
COAH	\$3,877.49
Construction Trust	\$12,652.75
Current Fund	\$274,729.83
Escrow	\$6,954.67
Grant Fund	\$4,750.63
Trust Fund	\$7,263.59

TOTAL \$345,227.92

Mr. Viola made a motion to approve, seconded by Mr. Rizzuto and unanimously carried with the following abstentions for approving bills from:

- Mr. Bartolomeo *Adams Buchan and Paolo; and
- Mr. Rizzuto *Fire Department Expenditures.
-

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

15. TOWNSHIP COMMITTEE REPORTS:

Mr. Bartolomeo reported the Recreation Committee is moving ahead with mid- and long-range plans being developed. The Recreation Committee is starting to look at what is needed to meet the recreational needs of today's residents. The annual recreation schedule is being finalized and will be mailed to residents and posted on the website shortly. In addition, more groups within the community will be participating in the Township's annual Memorial Day Parade.

Mr. Bartolomeo advised the land use Planning and Zoning Boards, are participating in educational sessions given by Board Attorney Steib on the function of each Board and the conducting of meetings in accordance with Roberts Rules of Order.

Mr. Bartolomeo noted the 8:45 a.m. start time for "Sundays with the Committeemen" may change once Daylight Savings Time begins and urged all to watch social media and the website for the change.

Mr. Viola advised he attended a Colts Neck Woman's Club luncheon, and noted this is a group that does great things.

Mr. Viola reported with the support of Chief Santucci, Sgt. Caswell is working with the Alliance to participate in the National Night Out. Mr. Viola expressed his thanks to the Police Department and the Alliance.

Mr. Rizzuto advised he attended the land use training session, which was very informative and should aid members when processing applications before the Boards.

Mr. Rizzuto noted Chief Santucci and the Building Committee have been meeting and the plans are expected to be shared soon.

Mr. Rizzuto commented on the one-day Budget Workshop Meeting, noting it was a full eight hours and was done very well. He congratulated Ms. Capristo and all who participated in making it a successful workshop.

Mr. Rizzuto reported the Architectural Review Committee met and is only reviewing applications that require variances. Mr. Rizzuto expressed his disagreement with prior comments about this Committee, noting it has great value and provides a value-added service to those new to town, and recommendations can either be taken or not.

Mr. Rizzuto reported the Friends of the Library are planning the gardens at the Library, are having monthly small book sales for the general public, and still have commemorative pavers available for sale.

Mayor Orgo reported he met with the Executive Fire Council to discuss their budget and upcoming plans.

16. COMMENTS FROM THE PUBLIC

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

Mrs. Meredith Geneve, resident, advised the Friends of the Library are holding their annual book sale March 14-16, 2019 at the Colts Neck Library.

Ms. Elaine Mann, resident, commented she attended the 2019 Budget Workshop Meeting and questioned the maintenance of the Police building. Ms. Mann advised Mr. David Mann took photos of the building. Ms. Mann is seeking to schedule the tour of the Police building.

Mr. David Mann, resident, commented about missing gutters on the Police building and spoke of his conversation with Ed Thompson, former DPW Director about the building construction.

Mr. Fulton Wilcox, resident, spoke of the Architect bill and asked if the project was closer to being finalized. Mayor Orgo advised yes, the plans are being finalized for the Bucks

Mill Park building that is being renovated and repurposed and will be shared once final plans are received.

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

11. **RESOLUTION 2019-54:** EXECUTIVE SESSION. Mayor Orgo called for a motion. Mr. Bartolomeo made a motion, 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					X
Bartolomeo	M	X			
M - Moved S - Seconded X - indicates vote NV - Not Voting Ab - Absent					

Counsel Bennett Bennett Clark advised no action will be taken by the Township Committee this evening.

Meeting adjourned at 8:07 p.m.

Motion by Mr. Viola, seconded by Mr. Rizzuto and unanimously carried by voice vote to adjourn Closed Session and reconvene in public session at 8:19 p.m.

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

Meeting adjourned 8:20 p.m.


Beth Kara, RMC/CMC
Municipal Clerk

