

**TOWNSHIP OF COLTS NECK
TOWNSHIP COMMITTEE MEETING
MARCH 27 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, who requested Mr. Jeff Reisinger 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 March 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, Russell Macnow and J.P. Bartolomeo

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

Absent: None

- 1. APPROVAL OF MINUTES: MEETING OF MARCH 13, 2019.** Mayor Orgo called for comments and/or revisions. Hearing none, Mayor Orgo called for a motion. Mr. Macnow 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		X			
Viola		X			
Macnow	M	X			
Bartolomeo	S	X			
M - Moved S - Seconded X - indicates vote NV - Not Voting Ab - Absent					

- 2. RESOLUTION 2019-62: RESOLUTION CONFIRMING APPOINTMENT OF LORENZO FELIX TO THE RANK OF POLICE OFFICER, COLTS NECK POLICE DEPARTMENT** was read by title Mayor Orgo. Mayor Orgo welcomed all Officers this evening and introduced Chief Santucci, who provided Mr. Felix's background and his recommendation for this appointment. This resolution confirms the appointment of Mr. Felix effective March 28, 2019. 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					

OATH OF OFFICE: Mayor Orgo administered the Oath of Office to Mr. Lorenzo Felix while his mother held the bible, then pinned the badge as his family observed. Mr. Lorenzo received a standing ovation and photographs were taken.

3. **RESOLUTION 2019-63:** RESOLUTION CONFIRMING APPOINTMENT OF ALEXANDER DELUTIO TO THE RANK OF POLICE OFFICER, COLTS NECK POLICE DEPARTMENT was read by title by Mayor Orgo. Chief Santucci provided Mr. Delutio's background and his recommendation for this appointment. This resolution confirms the appointment of Mr. Delutio effective March 28, 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						

OATH OF OFFICE: Mayor Orgo administered the Oath of Office to Mr. Alexander Delutio while his mother held the bible, then pinned the badge as his family observed. Mr. Delutio received a standing ovation and photographs were taken.

4. **PROCLAMATIONS:**

- NATIONAL ALCOHOL AWARENESS MONTH, APRIL 2019 was read in full by Committeeman Bartolomeo on behalf of Mayor Orgo. This Proclamation highlights the significant facts related to underage alcohol usage and the relation to criminal assault, theft, fraud, vandalism and sex crime cases in the juvenile justice system. This Proclamation states it is imperative that we join with others in advancing efforts to strengthen the enforcement of underage drinking laws and build partnerships among local agencies, elected officials, law enforcement businesses, schools and communities to prevent underage drinking and alcoholism.
- **PROCLAMATION:** NATIONAL CHILD ABUSE PREVENTION AWARENESS MONTH WITHIN COLTS NECK TOWNSHIP, APRIL 2019 was read in full by Committeeman Bartolomeo on behalf of Mayor Orgo. This Proclamation supports all sectors of the community in promoting of public awareness and community involvement in strengthening families and preventing our children from being abused and neglected during the month of April

Committeeman Bartolomeo then presented both Proclamations to Ms. Anita Dedalis, who accepted on behalf of the Colts Neck Alliance for Drug and Alcohol Prevention.

5. **ORDINANCE 2019-7:** ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK was read by title at second reading by Mayor Orgo. Hearing no comments, Mayor Orgo called for a motion to open the public hearing. Mr. Macnow made a motion, seconded by Mr. Bartolomeo and unanimously carried by voice vote.

Mr. Alan Ryan, resident, questioned the purpose of this ordinance. Ms. Capristo advised this ordinance authorizes a one percent increase amounting to \$90,731.63 in the 2.5 percent budget CAP to be used in the interest of promoting the health, safety and welfare of Township citizens.

Hearing no further comments, Mayor Orgo called for a motion to close the public hearing. Mr. Bartolomeo made a motion, seconded by Mr. Rizzuto and

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

6. **RESOLUTION 2019-64:** RESOLUTION AUTHORIZING THE INTRODUCTION OF THE 2019 MUNICIPAL BUDGET was read by title by Mayor Orgo. Mayor Orgo advised the General Appropriations is \$12,861,548.52; Dedicated Open Space is \$365,340.00; for a total of \$12,496,208.52. Mayor Orgo advised his comments would follow and called for a motion. Mr. Macnow 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			X			
Viola			X			
Macnow	M		X			
Bartolomeo		S	X			
M - Moved S - Seconded X - indicates vote NV - Not Voting Ab - Absent						

7. **2019 MUNICIPAL BUDGET:** Mayor Orgo's comments are appended. Mr. Rizzuto congratulated the Business Administrator and CFO for keeping the tax rate at zero increase.

8. **RESOLUTION 2019-65:** RESOLUTION AUTHORIZING FORMAL TRANSFER OF FUNDS – 2018 BUDGET was read by title by Mayor Orgo. This resolution authorizes the transfer of the following to cover additional expenses within the CAP:

TRANSFERS TO(INSIDE "CAPS"):	
Employee Group Health	\$ 75,000.00
Recycling:	
Other Expenses	50,000.00
TOTAL TRANSFERS TO	<u>\$125,000.00</u>

TRANSFERS FROM(INSIDE THE "CAPS"):	
General Administration:	
Salaries and Wages	\$ 5,000.00
Tax Assessment Administration:	
Other Expenses	10,000.00
Police Department:	
Salaries and Wages	15,000.00
Streets and Road Maintenance:	
Salaries and Wages	10,000.00
Other Expenses	40,000.00
Recreation Services and Programs:	

Other Expenses	15,000.00
Buildings and Grounds:	
Other Expenses	10,000.00
Maintenance of Parks:	
Other Expenses	10,000.00
Street Lighting	10,000.00
TOTAL TRANSFERS FROM	<u>\$125,000.00</u>

Hearing no comments, Mayor Orgo called for a motion. Mr. Macnow made a motion, 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					

9. **RESOLUTION 2019-66:** RESOLUTION AUTHORIZING PAYMENT OF CLAIMS, CLAIMANT'S SIGNATURE FOR PAYMENT was read by title by Mayor Orgo. Ms. Capristo advised this resolution was requested by Mr. Antonides to update internal procedures for processing purchase orders. Hearing no comments, Mayor Orgo called for a motion. Mr. Macnow 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		X			
Viola		X			
Macnow	M	X			
Bartolomeo	S	X			
M - Moved S - Seconded X - indicates vote NV - Not Voting Ab - Absent					

10. **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 2019-67:** RESOLUTION AUTHORIZING THE RELEASE OF PERFORMANCE BOND AND ACCEPTANCE OF MAINTENANCE BOND, PLANNING BOARD APPLICATION NO. 680, BLOCK 46, LOT 1.52 (TRUMP NATIONAL GOLF CLUB)

***RESOLUTION 2019-68:** RESOLUTION CONFIRMING APPOINTMENT TO THE ARCHITECTURAL PRESERVATION COMMITTEE, CHRISTINE VISCI

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					

11. ADMINISTRATOR'S REPORT

Ms. Capristo advised Township Committee approval is requested to serve wine, beer and spirits at a private family reunion scheduled in the Bucks Mill Pavilion in August. The applicant will provide the Township with the required liability insurance. Township Committee unanimously approved by voice vote.

Ms. Capristo reported Clean Up Day is scheduled for May 11 at Mazza Recycling in Tinton Falls, and the newsletter will be arriving in mailboxes shortly. Ms. Capristo advised brush collection begins next week following the schedule available on the website, at DPW and at Town Hall. Ms. Capristo advised the 2019 Event Flyer has been mailed and is available at Recreation, Town Hall and on the website. Ms. Capristo advised road repaving will be starting in the Spring.

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

Animal Control	\$88.18
Capital Fund	\$4,115.00
Construction Trust	\$12,613.04
Current Fund	\$411,545.46
Escrow	\$2,394.00
Grant Fund	\$113.53
Trust Fund	<u>\$9,654.72</u>
TOTAL	<u>\$440,523.93</u>

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

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

13. TOWNSHIP COMMITTEE REPORTS:

Mr. Viola reported the Economic Development Committee is researching the Codes within the Business District.

Mr. Viola advised he attended the 55th Anniversary Luncheon of the Colts Neck Woman's Club, which highlighted the many accomplishments of this group within the community.

Mr. Viola reported the Wildlife Committee is planning a deer census in the Big Brook area and will be driving through that area for three nights in April. The Wildlife Committee is seeking time for a presentation on the May 8 Township Committee meeting agenda.

Mr. Viola advised he attended the CNBA Annual Luncheon, which was very well attended and commemorated resident Mario Geneve for his contribution to the business community.

Mr. Rizzuto reported the Architectural Review Committee reviewed two applications using the new streamlined forms, which resulted in reports being issued within one day.

Mr. Rizzuto advised the Friends of the Library book sale was the most successful to-date with sales of approximately \$2,800. The number of books in inventory was greatly reduced. Mr. Rizzuto congratulated the volunteers for making this event such a success.

Mr. Rizzuto noted the Library is participating in the "Food for Fines" program April 7-13. Late fines can be reduced by bringing food for distribution at Fulfill Monmouth and Ocean. Non-perishable food items are being collected at libraries through the month of April. A list of accepted food and program details are available at the Library or on the Monmouth County Library website.

Mr. Rizzuto reported the Historic Preservation Committee is working with Administrator Capristo regarding the storage shed, its cost, and where it should be placed.

Mr. Rizzuto noted he attended the CNBA luncheon and this year's attendance of 260 was the highest since inception.

Mr. Bartolomeo reported he was well represented by Mr. Viola at the recent Senior Citizen Club meeting.

Mr. Bartolomeo advised he attended the recent school board meeting as Township Committee Liaison. The local school board will be going forward with plans for a referendum and is seeking feedback from the community. Plans for an auditorium and some other items were removed from the plans. Mr. Bartolomeo noted the furnace is now 50 years old, and the air conditioning system creates a controlled environment for students with severe asthma. Mr. Bartolomeo advised these are 50 year old buildings, and urged anyone with questions to reach out to the school board for the answers.

Mr. Bartolomeo spoke of the many upcoming programs planned for 2019 that are included in the events flyer recently mailed, including baseball/softball opening day, the Easter egg hunt and the Farmhouse 5K, which is sponsored by private donations. Mr. Bartolomeo noted both the CNBA and the Sports Foundation are participating in the Memorial Day Parade.

Mr. Macnow reported COAH is still being worked on.

Mr. Macnow advised he accompanied Chief Santucci, Sgt. Mayer, and several residents on a recent tour of the Police Department and Courthouse buildings.

Mayor Orgo reported brush collection began in Zone 1 Monday. Next week leaves will be collected throughout the town, and both leaves and brush will be collected in Zone 2 next week; please don't mix the materials. Mayor Orgo noted the brush drop off at the DPW yard is working well.

Mayor Orgo advised signs would be going up soon noticing an overnight closing of Route 537 between Route 34 and Heyers Mill Road from 8 p.m. to 6 a.m. on April 11. An official notification will be placed on the Township's website. Mr. Orgo noted there will be shift in traffic lanes anticipated at the end of April.

14. 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. Bartolomeo and unanimously carried by voice vote.

Mr. Fulton Wilcox, resident, thanked Chief Santucci and Committeeman Macnow for the tour of the Police and Court buildings. Mr. Wilcox expressed his thoughts on the condition of the buildings and how he would remediate through re-routing the air system. Mr. Wilcox noted it would be a large cost to remediate or build, and the Township does not have money for either one. Mr. Wilcox commented on the large amount of water being pumped in the sump pumps and questioned if the site is unsuitable due to water. Mr. Wilcox thanked Chief Santucci and Mr. Macnow and noted he did not know how hard it has been to work in this building.

Ms. Elaine Mann, resident, commented thank you for the tour of the Police and Court buildings. Ms. Mann thought the water and mold was not as bad as the sewer gases. Mr. Macnow commented the designs are changing quickly, and when finalized, they will be presented to the public. Mr. Macnow commented the design professional is the best person to present the design and answer questions about the project.

Counsel Bennett Clark commented deliberative materials are not OPRable. Ms. Mann questioned a job posting on the website for seasonal help that was removed. Ms. Capristo advised that while the Township historically hired seasonal employees, due to the recent settlement between the Township and the CWA Local 1075, the Township decided to forego hiring any seasonal employees this year and withdrew the recent advertisement. Ms. Mann questioned why Mr. Macnow recuses himself from Sakoutis; he responded he represents Sakoutis.

Mr. Alan Ryan, resident, commented that was a great job on the 2019 budget having a \$0 tax increase. Mr. Ryan noted he went on the Police Courthouse buildings tour and did not know it was that bad. Mr. Ryan stated we have to bring the buildings up to Code and have to bite the bullet and do it. Mr. Ryan noted we have to trust the Township Committee for its due diligence; it is a lot of money, but it is important.

Mr. Jeff Reisinger, resident, commented he wanted a first-hand look at the Police and Courthouse buildings and went on the tour. Mr. Reisinger provided his professional background (owns 40 properties that have been demolished and rehabilitated). Mr. Reisinger disagrees with Mr. Wilcox's proposal to re-route the air system. Mr. Reisinger spoke of the issues he saw during the tour, noting the basement has structural issues, which include a significant bowing of the walls, efflorescence evidenced on the concrete block foundation 65-70" high denoting tremendous groundwater, and horizontal wall cracks between four and five feet long. In the attic Mr. Reisinger noted there was an attempt to straighten the structure with cables; however, the type of cable used is outdated and his thought was it was installed a very long time ago or installed by someone not adhering to Code. Mr. Reisinger commented the building was built on a swamp and a structural engineer should be sought if the building is being taken to a slab. Mr. Reisinger's opinion was the Police and Court buildings were not salvageable.

Mr. Tom Pacheco, resident, stated on March 13, 2019, the Township Committee passed Ordinance 2019-6, which accepted the donation of property adjacent to his property. Mr. Pacheco spoke of the history of the large parcel being subdivided and requiring a variance. Under current zoning, Mr. Pacheco noted this lot is not buildable, and he has no problem if it is left as open space. Counsel Bennett Clark commented the ordinance was passed but the Township Committee has no intention of doing anything with it. The title search and environmental review are being performed now. Counsel Bennett Clark noted it is fairly routine for a municipality to receive a donation of land that is not buildable with no restrictions on the deed.

Mr. David Mann, resident, commented building can't occur on Green Acres property, and with the exception of storm Irene, Town Hall never flooded. (Town Hall flooded when the sump pumps failed during Irene.)

Mr. Bartolomeo commented this Committee has expended hours and days each week on these types of projects, and the retiring of debt before incurring new debt was always of prime importance. Money has been set aside each year in preparation for this project.

Mr. Fulton Wilcox commented major projects should be reviewed by the stakeholders. Counsel Bennett Clark advised some of the information requested is deliberative and not releasable, and it would be misinformation, as things change.

Mr. Steve Dnistrian, resident, thanked the Township Committee for a very thorough process. Mr. Dnistrian stated you cannot skimp on roads, schools and public safety. The Police and Court building has multiple issues. Mr. Dnistrian thanked the Township Committee for the process and for their due diligence.

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. Rizzuto and unanimously carried by voice vote.

11. **MOTION TO ADJOURN:** Mayor Orgo called for a motion. Mr. Macnow 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	M		X			
Bartolomeo			X			

M - Moved S - Seconded X - indicates vote NV - Not Voting Ab - Absent

Meeting adjourned at 8:45 p.m.



Beth Kara, RMC/CMC
Municipal Clerk

Attachment