

**COLTS NECK TOWNSHIP
TOWNSHIP COMMITTEE REGULAR MEETING
MAY 29, 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 MAY 29, 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: MEETING OF APRIL 24, 2019

COMMENTS
MOTION TO APPROVE
ROLL CALL

2. MAYOR’S PROCLAMATION: COLTS NECK HIGH SCHOOL MOCK TRIAL TEAM

3. CLEAN COMMUNITIES POSTER CONTEST: FOURTH GRADE WINNERS

4. DISCUSSION: FOR POSSIBLE INTRODUCTION

ORDINANCE 2019- : AN ORDINANCE OF COLTS NECK TOWNSHIP IN THE COUNTY OF MONMOUTH AND THE STATE OF NEW JERSEY, AMENDING AND SUPPLEMENTING CHAPTER 164, PEACE AND GOOD ORDER, ARTICLE I, § 9, ENTITLED “LOITERING” OF THE CODE OF COLTS NECK

5. ORDINANCE 2019-9: CAPITAL ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS AND THE PURCHASE OF VARIOUS CAPITAL EQUIPMENT, AND APPROPRIATING \$445,100.00 THEREFOR, AUTHORIZED IN AND BY COLTS NECK TOWNSHIP, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY

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

6. ORDINANCE 2019-10: AN ORDINANCE AMENDING AND SUPPLEMENTING ORDINANCE 2018-8 (WHICH PROVIDED FOR VARIOUS 2018 GENERAL CAPITAL IMPROVEMENTS) HERETOFORE FINALLY ADOPTED BY THE TOWNSHIP COMMITTEE OF COLTS NECK TOWNSHIP, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY, ON MAY 9, 2018 TO AMEND THE DESCRIPTION, INCREASE THE APPROPRIATION BY \$440,000 (INCLUDING AN ADDITIONAL GRANT FROM THE NEW JERSEY DEPARTMENT OF TRANSPORTATION IN THE AMOUNT OF \$290,000) AND TO INCREASE THE AUTHORIZATION OF BONDS OR NOTES BY \$432,857

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

7. **ORDINANCE 2019-11:** AN ORDINANCE OF COLTS NECK TOWNSHIP IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY, AMENDING ORDINANCE 2019-8, AN ORDINANCE SETTING THE SALARY AND WAGE RANGES FOR TOWNSHIP EMPLOYEES

1ST READING BY TITLE
COMMENTS
MOTION TO APPROVE
ROLL CALL
SET PUBLIC HEARING JUNE 12, 2019

8. **ORDINANCE 2019-12:** AN ORDINANCE OF COLTS NECK TOWNSHIP IN THE COUNTY OF MONMOUTH AND THE STATE OF NEW JERSEY, AMENDING CHAPTER 168, PEDDLERS, CANVASSERS AND SOLICITORS OF THE CODE OF COLTS NECK TOWNSHIP

1ST READING BY TITLE
COMMENTS
MOTION TO APPROVE
ROLL CALL
SET PUBLIC HEARING JUNE 12, 2019

9. **RESOLUTION 2019-88:** RESOLUTION AUTHORIZING THE APPROVAL OF THE CHANGE OR PURPOSE OR USE OF 10,000 SQUARE FEET OF BUCKS MILL PARK, 125 BUCKS MILL ROAD, BLOCK 23, LOT 37

COMMENTS
MOTION TO APPROVE
ROLL CALL

10. **RESOLUTION 2019-89:** RESOLUTION AUTHORIZING APPROVAL OF AN APPLICATION FOR PARTICIPATION IN THE FEDERAL 1033 PROGRAM (SURPLUS FEDERAL PROPERTY)

COMMENTS
MOTION TO APPROVE
ROLL CALL

11. **MOTION TO ADOPT A 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 2019-90:** RESOLUTION WAIVING THE SECOND QUARTER PROPERTY TAXES FOR 321 LAKESIDE AVENUE IN COLTS NECK TOWNSHIP, BLOCK 58, LOT 15.01

***RESOLUTION 2019-91:** RESOLUTION AUTHORIZING THE PURCHASE OF SHARP COPIER PRINTER NETWORK SCANNERS

***RESOLUTION 2019-92:** RESOLUTION AUTHORIZING THE ACCEPTANCE OF SPECIAL PERFORMANCE GUARANTEE, STREET OPENING PERMIT, BLOCK 39.01, LOT 8, 104 GALLOPING HILL ROAD

***RESOLUTION 2019-93:** RESOLUTION AUTHORIZING THE RELEASE OF SPECIAL PERFORMANCE GUARANTEE, STREET OPENING PERMIT, BLOCK 41, LOT 4.05, 5 KATHLEEN DRIVE

***RESOLUTION 2019-94:** RESOLUTION AUTHORIZING THE RELEASE OF MAINTENANCE GUARANTEE, PLANNING BOARD APPLICATION NO. 700, BLOCK 39, LOT 6.01

***RESOLUTION 2019-95:** RESOLUTION ACCEPTING THE RESIGNATION OF TOWNSHIP EMPLOYEE, BETH KARA

***RESOLUTION 2019-96:** RESOLUTION CONFIRMING THE REAPPOINTMENT OF COLTS NECK TAX ASSESSOR, WILLIAM LAIRD

***RESOLUTION 2019-97:** RESOLUTION CONFIRMING THE APPOINTMENT TO THE HISTORICAL PRESERVATION COMMITTEE, CONNIE WILSON

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 2019-98: EXECUTIVE SESSION

COMMENTS
MOTION TO APPROVE
VOICE VOTE

***THE NEXT REGULAR TOWNSHIP COMMITTEE MEETING IS
WEDNESDAY, JUNE 12, 2019, 7:30 P.M.
TOWN HALL, 124 CEDAR DRIVE, COLTS NECK, NJ***

CAPITAL ORDINANCE NO. 2019-9

CAPITAL ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS AND THE PURCHASE OF VARIOUS CAPITAL EQUIPMENT, AND APPROPRIATING \$445,100.00 THEREFOR, AUTHORIZED IN AND BY COLTS NECK TOWNSHIP, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY

WHEREAS, the Township Committee of Colts Neck Township, in the County of Monmouth, New Jersey (the "Township") has determined to provide for various capital improvements and the purchase of various capital equipment; and

WHEREAS, the Township has available \$445,100.00 in the Township's Capital Improvement Fund.

NOW, THEREFORE, BE IT ORDAINED by the Township Committee of Colts Neck Township, in the County of Monmouth, State of New Jersey, as follows:

Section 1. The improvements described in Section 2 of this ordinance are hereby authorized as general capital improvements to be undertaken in and by Colts Neck Township, in the County of Monmouth, New Jersey (the "Township"). For the improvements or purposes described in Section 2, there is hereby appropriated \$445,100.00 from the Township's Capital Improvement Fund.

Section 2. The improvements hereby authorized to be undertaken consist of:

- \$12,500 for computer upgrades for all departments
- \$19,400 for upgrades to copiers for various departments
- \$50,000 for the Fire Department's future purchase of a pumper truck
- \$5,000 for Fire Department turn out gear
- \$27,600 for Fire Department SCBA packs
- \$20,000 for an additional license plate reader for the Police Department
- \$96,300 for Police Department Patrol vehicle replacements
- \$4,800 for Police Department vehicle up-fit lighting and equipment
- \$27,700 for replacement of Police Department Live Scan system
- \$20,000 for replacement of Police Department Alcotest system
- \$3,500 for Police Department portable pole mounted speed sign
- \$15,800 for replacement of Police Department vehicle computers
- \$12,500 for Police Department radios for new officers
- \$5,000 for a new hot water heater for First Aid building
- \$15,000 for a canopy and foundation to protect fuel pumps at the Department of Public Works
- \$100,000 for repairs to the Department of Public Works garage
- \$10,000 for the purchase of missing and damaged Township signs

together with all purposes necessary, incidental or appurtenant thereto, all as shown on and in accordance with contracts, plans, specifications or requisitions therefor on file with or through the Municipal Clerk, as finally approved by the Governing Body of the Township.

Section 3. The 2019 capital budget of the Township will conform to the provisions of this ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital program as approved by the Director of the Division of Local Government Services is on file with the Municipal Clerk and is available there for public inspection.

Section 4. An aggregate amount not exceeding \$22,255.00 for interest on said obligations, costs of issuing said obligations, engineering costs, legal fees and other items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included as part of the cost of said improvements and is included in the estimated cost indicated herein for said improvements.

Section 5. The Township Attorney and other Township officials and representatives are hereby authorized to do all things necessary to accomplish the purposes of the appropriation made herein.

Section 6. This ordinance shall take effect as provided by law.

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. 2019-9, introduced at a duly convened meeting of the Township Committee on May 8, 2019, and was adopted after public hearing at a duly convened meeting of the Township Committee on May 29, 2019.

Thomas Orgo, Mayor

Beth Kara, Municipal Clerk

RECORD OF VOTE												
Committeeman	First Reading					Second Reading						
	May 8, 2019					May 29, 2019						
	M	S	Yes	No	NV	Ab	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												

ORDINANCE 2019-10

ORDINANCE AMENDING AND SUPPLEMENTING ORDINANCE 2018-8 (WHICH PROVIDED FOR VARIOUS 2018 GENERAL CAPITAL IMPROVEMENTS) HERETOFORE FINALLY ADOPTED BY THE TOWNSHIP COMMITTEE OF COLTS NECK TOWNSHIP, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY, ON MAY 9, 2018 TO AMEND THE DESCRIPTION, INCREASE THE APPROPRIATION BY \$440,000 (INCLUDING AN ADDITIONAL GRANT FROM THE NEW JERSEY DEPARTMENT OF TRANSPORTATION IN THE AMOUNT OF \$290,000) AND TO INCREASE THE AUTHORIZATION OF BONDS OR NOTES BY \$432,857

BE IT ORDAINED AND ENACTED BY THE TOWNSHIP COMMITTEE OF COLTS NECK TOWNSHIP, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

SECTION 1. The bond ordinance of Colts Neck Township, in the County of Monmouth, State of New Jersey (the "Township"), heretofore finally adopted by the Township Committee thereof on May 9, 2018, numbered 2018-8 and entitled, "BOND ORDINANCE PROVIDING FOR VARIOUS 2018 GENERAL CAPITAL IMPROVEMENTS, BY AND IN COLTS NECK TOWNSHIP, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY; APPROPRIATING \$3,912,000 THEREFOR (INCLUDING A GRANT FROM THE NEW JERSEY DEPARTMENT OF TRANSPORTATION IN THE AMOUNT OF \$210,000) AND AUTHORIZING THE ISSUANCE OF \$3,752,379 BONDS OR NOTES TO FINANCE PART OF THE COST THEREOF" (the "Original Ordinance"), is hereby amended and supplemented as follows:

SECTION 2. Section 3 of the Original Ordinance is hereby amended to read as follows, "(a) The improvements hereby authorized and purposes for the financing of which said bonds or notes are to be issued, include, but are not limited to, as follows:

<u>Description</u>	<u>Appropriation</u>	<u>Authorization</u>	<u>Down Payment</u>	<u>Useful Life</u>
(i) Various Roadway And Intersection Improvements Throughout The Township In Accordance With A Hereby Amended List Of Roads On File In The Office Of The Township Clerk Including, But Not Limited To, As Applicable, Excavation, Milling, Paving, Reconstruction And Boxing Out And Resurfacing Or Full Depth Pavement Replacement, And Where Necessary, The Sealing Of Pavement Cracks, Installation Of Curbing And Driveway Aprons, Resetting Utility	\$2,390,000	\$2,290,000	\$100,000 (No Down Payment Associated With Project Funded By The 2019 Grant (As Defined Herein))	20 years

<u>Description</u>	<u>Appropriation</u>	<u>Authorization</u>	<u>Down Payment</u>	<u>Useful Life</u>
Castings, Drainage Improvements, Roadway Painting, Landscaping And Aesthetic Improvements;				
...				
(vi) Acquisition and the payment of a portion of the purchase price of real property, a lawful public purpose, such real property being designated as Block 41, Lot 3 on the Official Tax Map of the Township and commonly known as the DeAngelis Property (8 County Route 537) (the "Property"), And Also Including But Not Limited To, Any Improvements To Or On Such Property And Testing, Clean-up, Removal Or Disposal Associated Therewith.	\$150,000	\$142,857	\$7,143	40 years
Totals	<u>\$4,352,000</u>	<u>\$4,185,236</u>	<u>\$166,764</u>	

SECTION 3. For the improvements or purposes set forth in Section 3 of the Original Ordinance, as amended and supplemented hereby, there is hereby appropriated the additional sum of \$440,000, said sum being inclusive of \$7,143 as the amount of an additional down payment required by the Local Bond Law, N.J.S.A. 40A:2-1 et seq., as amended and supplemented (the "Local Bond Law"), now available therefore by virtue of provisions in a previously adopted budget or budgets of the Township for down payment or capital improvement purposes. The total appropriation of the Original Ordinance, as amended and supplemented hereby, is equal to \$4,352,000, including the aggregate sum of \$166,764 as the total down payment available therefor (the "Down Payment") and also including the following grants appropriated in the Original Ordinance, and as amended and supplemented hereby, \$210,000 as the amount of a grant expected to be received from the New Jersey Department of Transportation (the "2018 Grant") and \$290,000 as the amount of an additional grant expected to be received from the New Jersey Department of Transportation (the "2019 Grant" and together with the 2018 Grant, the "Grants").

SECTION 4. (a) In order to finance the cost of the improvements or purposes set forth in Section 3 of the Original Ordinance, as amended and supplemented hereby, not covered by the Down Payment, additional negotiable bonds or notes of the Township in the amount of \$432,857 are hereby authorized to be issued by the Township, such that the total authorization of negotiable bonds or notes to be issued by the Township for the improvements or purposes set forth in Section 3 of the Original Ordinance, as amended and supplemented hereby, is equal to \$4,185,236.

(b) The estimated maximum amount of bonds or notes to be issued for the improvements or purposes set forth in Section 3 the Original Ordinance, as amended and supplemented hereby, is equal to \$4,185,236.

(c) The estimated cost of the improvements or purposes set forth in Section 3 of the Original Ordinance, as amended and supplemented hereby, is equal to \$4,352,000, the excess amount thereof over the said estimated maximum amount of bonds or notes to be issued therefor is the Down Payment available therefor.

SECTION 5. The Capital Budget of the Township is hereby amended, as necessary, to conform with the provisions of this amendatory and supplemental bond ordinance and to the extent of any inconsistency herewith, a resolution in the form promulgated by the Local Finance Board showing full detail of the amended Capital Budget and Capital Program as approved by the Director of the Division of Local Government Services, New Jersey Department of Community Affairs (the "Director of the Division of Local Government Services"), will be on file in the office of the Clerk and will be available for public inspection.

SECTION 6. The Supplemental Debt Statement required by the Local Bond Law has been duly made and filed in the Office of the Clerk of the Township and a complete executed duplicate thereof has been filed in the Office of the Director of the Division of Local Government Services, and such statement shows that the gross debt of the Township as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided for in this amendatory and supplemental bond ordinance by \$432,857 and the said obligations authorized herein will be within all debt limitations prescribed by law.

SECTION 7. For the improvements or purposes set forth in the Original Ordinance, as amended and supplemented hereby, the additional sum of \$208,000 is hereby included for the items of expense listed in and permitted under N.J.S.A. 40A:2-20, making the total amount for such items of expense \$990,400, such total amount being included in the estimated cost indicated herein for the improvements or purposes set forth in the Original Ordinance, as amended and supplemented hereby.

SECTION 8. Section 7(b) of the Original Ordinance, as amended and supplemented hereby, is hereby amended to read as follows, "(b) The average period of

usefulness of said improvements or purposes within the limitations of said Local Bond Law, according to the reasonable life thereof computed from the date of the said bonds authorized by this bond ordinance, is 20.09 years.”.

SECTION 9. The full faith and credit of the Township are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by the Original Ordinance, as amended and supplemented hereby. The obligations shall be direct, unlimited obligations of the Township, and the Township shall be obligated to levy *ad valorem* taxes upon all the taxable property within the Township for the payment of the obligations and the interest thereon without limitation as to rate or amount.

SECTION 10. The Township hereby declares the intent of the Township to issue the bonds or bond anticipation notes in the amount authorized in Section 2 of the Original Ordinance, as amended and supplement hereby, and to use proceeds to pay or reimburse expenditures for the costs of the purposes described in Section 3 of the Original Ordinance, as amended and supplement hereby. This Section 10 is a declaration of intent within the meaning and for purposes of Treasury Regulations §1.150-2 or any successor provisions of federal income tax law.

SECTION 11. The Township Chief Financial Officer is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Township and to execute such disclosure document on behalf of the Township. The Township Chief Financial Officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Township pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the “Rule”) for the benefit of holders and beneficial owners of obligations of the Township and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Township fails to comply with its undertaking, the Township shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

SECTION 12. The Township covenants to maintain the exclusion from gross income under section 103(a) of the Code, of the interest on all bonds and notes issued under the Original Ordinance, as amended and supplemented hereby.

SECTION 13. Except as expressly amended and supplemented hereby, the Original Ordinance shall remain in full force and effect.

SECTION 14. This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption and approval by the Mayor, as provided by the Local Bond Law.

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. 2019-10, introduced at a duly convened meeting of the Township Committee on May 8, 2019, and was adopted after public hearing at a duly convened meeting of the Township Committee on May 29, 2019.

Thomas Orgo, Mayor

Beth Kara, Municipal Clerk

RECORD OF VOTE												
	First Reading					Second Reading						
	May 8, 2019					May 29, 2019						
Committeeman	M	S	Yes	No	NV	Ab	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			

ORDINANCE 2019-11

**AN ORDINANCE OF COLTS NECK TOWNSHIP IN THE
COUNTY OF MONMOUTH, STATE OF NEW JERSEY, AMENDING ORDINANCE 2019-8,
AN ORDINANCE SETTING THE SALARY AND WAGE RANGES
FOR TOWNSHIP EMPLOYEES**

BE IT ORDAINED by the Township Committee of Colts Neck Township, in the County of Monmouth, State of New Jersey that the purpose of this Ordinance is to set the salary and wage ranges paid within the Township as follows:

SECTION ONE: The salary to be paid to an employee encumbering the following position within Colts Neck Township, in the County of Monmouth, and the time for payment of same, is hereby fixed as follows:

Title	Minimum	Maximum
Technical Assistant to Construction Official Assistant	\$17/Hour	\$28/Hour

SECTION TWO: All ordinances or parts of ordinances in conflict with this ordinance or any part thereof are hereby repealed.

SECTION THREE: This ordinance shall take effect retroactively, as of May 1, 2019 after final passage and publication according to law.

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. 2019-11 was introduced at a duly convened meeting of the Township Committee on May 29, 2019, and will be considered for adoption after public hearing at a duly convened meeting of the Township Committee on June 12, 2019.

Thomas Orgo, Mayor

Beth Kara, Municipal Clerk

RECORD OF VOTE												
	First Reading						Second Reading					
	May 29, 2019						June 12, 2019					
	M	S	Yes	No	NV	Ab	M	S	Yes	No	NV	Ab
Committeeman												
Mayor Orgo												
Deputy Mayor Rizzuto												
Viola												
Macnow												
Bartolomeo												
M - Moved S - Seconded X - indicates vote NV - Not Voting Ab - Absent												

ORDINANCE NO. 2019-12

**AN ORDINANCE AMENDING CHAPTER 168,
PEDDLERS, CANVASSERS, AND SOLICITORS
OF THE CODE OF COLTS NECK TOWNSHIP**

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

SECTION I: That Chapter 168 Peddlers, Canvassers and Solicitors of the Code of Colts Neck Township is amended and supplemented as follows: (additions to text indicated by underline, subtractions to text indicated by ~~strikeout~~).

Chapter 168 Peddlers, Canvassers and Solicitors

§168-1. License required.

It shall be unlawful for any peddlers, canvassers or solicitors, as defined in §168-2 of this chapter, to engage in any such business in Colts Neck Township without having first obtained a license therefore in compliance with the provisions of this chapter.

§168-2. Definitions.

When used in this chapter, the following terms shall have the following meanings:

CANVASSER OR SOLICITOR

Shall include any person, whether a resident of Colts Neck Township or not, who goes from house to house, from place to place or from street to street, soliciting or taking or attempting to take orders for sale of services, goods, wares or merchandise, including magazines, books, periodicals, photographs or personal property of any nature whatsoever for future delivery or for service to be performed in the future, whether or not such individual has, carries or exposes for sale a sample of the subject of such order or whether or not he or she is collecting advance payments on such orders. Such definition shall include any person who for himself or for another person, firm or corporation, hires, leases, uses or occupies any building, motor vehicle, trailer, structure, tent, railroad box car, boat, hotel, inn or motel room, lodging house, apartment, shop or other place in Colts Neck Township for the primary purpose of exhibiting samples and taking orders for future delivery.

PEDDLER

Shall include any person, whether a resident of Colts Neck Township or not, who goes from house to house, from place to place or from street to street, conveying or transporting goods, wares or merchandise or offering or exposing the same for sale, or making sales and delivering articles to purchasers.

§168-3. Exempted sales.

The terms of this chapter shall not be held to include the acts of persons selling personal property at wholesale to dealers in such articles, persons under the age of 16 years, persons distributing circulars or any other matter not relating or pertaining to commercial activities. Nothing contained in this chapter shall be held to prohibit any sale required by statute or by order of any court.

§168-4. Application information; investigation fee.

- A. Applicants for a peddlers, canvassers and solicitors license under this chapter must file with the Township Municipal Clerk a ~~sworn~~ notarized application, in writing which shall give the following information:
- (1) The name and physical description of the applicant.
 - (2) The complete permanent home and local address of the applicant.
 - (3) A brief description of the nature of the business and the goods to be sold
 - (4) If employed, the name and address of the employer, together with credentials therefrom establishing the exact relationship.
 - (5) The length of time for which the right to do business is desired.
 - (6) The source of supply of the goods or property proposed to be sold or orders taken for the sale thereof, where such goods or products are located at the time said application is filed and the proposed method of delivery.
 - (7) ~~A recent~~ Two passport quality photographs of the applicant, which picture shall be approximately two inches by two inches, showing the head and shoulders of the applicant in a clear and distinguishing manner.
 - ~~(8) Appropriate evidence as to the good character and business responsibility of the applicant as will enable an investigator to properly evaluate such character and business responsibility.~~
 - (89) A statement as to whether or not the applicant has been convicted of any crime, misdemeanor or violation of any municipal ordinance, other than traffic violations, the nature of the offense and the punishment or penalty assessed therefor.
 - ~~(910)~~ The last municipalities, not to exceed three, where the applicant ~~carried on~~ conducted business immediately preceding the date of application, and the addresses from which such business was conducted in those municipalities.
- B. At the time of filing the application, a fee of \$100 shall be paid to the Township Municipal Clerk to cover the cost of investigation of the facts stated therein.

§ 168-5. Religious organization, etc., exempted; application; permit.

- A. Exemption; application. Any organization, society, association or ~~corporation~~ business entity desiring to solicit or have solicited in its name money, donations of money or property, or financial assistance of any kind or desiring to sell or distribute any item of literature or merchandise for which a fee is charged or solicited from persons other than members of such organization upon the streets, in office or business buildings, by house-to-house canvass or in public places for a charitable, religious, patriotic or philanthropic purpose shall be exempt from the provisions of §168-4, 168-6, 168-7 and 168-8E of this chapter.

§ 168-6. Investigation; issuance of license and badge.

- A. Upon receipt of each application, it shall be referred to the Colts Neck Township Police, Colts Neck Township, New Jersey, which shall conduct such investigation of the applicant's business and moral character as it deems necessary for the protection of the public good, and shall endorse the application in the manner prescribed in this section after it has been filed by the applicant with the Township Municipal Clerk.
- B. Issuance.
- (1) If, as a result of such investigation, the applicant's ~~character or business responsibility~~ background investigation is found to be satisfactory, said Colts Neck Township Police Chief shall endorse on such application such finding and return the said application to the Township Municipal Clerk who shall, upon payment of the license fees as herein provided, issue the license, and shall at the same time issue a badge setting forth the words "~~Licensed Solicitor~~" "Colts Neck Township SOLICITOR", the period for

which the license is issued and the number thereof in letters and figures easily discernable.

- (2) If as a result of such investigation, the applicant's character or business responsibility is found to be unsatisfactory, the Colts Neck Township Police, shall endorse on such application its finding, its reasons for the same and shall return the said application to the Township Municipal Clerk. The issuance of the license shall then be considered and determined by the Township Municipal Clerk in conjunction with the recommendation of the Chief of Police.
- (3) The SOLICITOR badge is the property of Colts Neck Township and shall be returned to the Municipal Clerk upon expiration of the permit or upon the request of the issuer.

C. Invitation or Barring of Solicitors

- (1) ~~It is hereby declared to be one of the policies of the Township of Colts Neck that the occupant or occupants of the residences or businesses in the Township shall have the right to make a determination of who shall or shall not be invited to their respective residence or business. If a determination has been made by an occupant of a residence or business that solicitors, peddlers and/or hawkers shall not be invited to their respective residence or business, notice of the determination by the occupant refusing to invite solicitors to any residence or business shall be given by notice posted on the premises, and/or by requesting to be maintained on the Township No Knock List in the following manner:~~
 - (a) ~~No Solicitors Invited. The sign shall be no larger than 1 foot by 1 foot and the letters shall be at least two inches in height and shall be displayed so that they can be clearly visible to any prospective solicitors, peddlers and/or hawkers. Signs which indicate "No Solicitors Invited" shall constitute sufficient notice to any solicitor of the determination by the occupant of the residence or business of the information contained thereon, and if the notice states "No Solicitors Invited," then the solicitor, hawker and/or peddler shall immediately and peacefully depart from the premises. Any solicitor, hawker and/or peddler who has gained entrance to any residence or business, whether invited or not, shall immediately and peacefully depart from the premises when requested to do so by the occupant.~~
- (2) ~~No Knock List. The Municipal Clerk shall maintain a list of names and addresses of residents and businesses who have determined that solicitors, peddlers and/or hawkers shall not be invited to their respective residences or businesses. Any resident or business shall be included on such list upon submission of a written request to the Town Clerk. The list, containing addresses only, shall be distributed to applicants seeking a license for the purposes mentioned herein. The licensee shall not solicit, peddle or hawk at any residence or business on the list. Any solicitor, peddler or hawker who goes upon any premises or rings a doorbell upon or near any door or creates any sound in any manner calculated to attract the attention of the occupant of such residence or business, when such residence or business is on the list provided, shall be considered to be engaging in uninvited soliciting, and shall be subject to the penalties set forth in §1-9 of this Code.~~

C. "No Knock" Registry.

- (1) The Municipal Clerk shall prepare a list of addresses of those premises where the owner and/or occupant has notified the Municipal Clerk that peddler, canvassers and solicitors and door-to-door sales enterprises are

not permitted on the premises (hereinafter referred to as the “No Knock” Registry). Notification shall be completion of a form available at the Municipal Clerk’s office during normal business hours. The list shall be updated as needed and a copy provided to the Chief of Police.

- (2) Any owner and/or occupant who has requested enlistment on the “No Knock” Registry pursuant to Subsection 1 herein shall be able to procure from the Municipal Clerk’s office a sticker for display at his/her/its premises indicating enlistment on the “No Knock” Registry. The first sticker shall be provided free of charge and may be picked up in person during regular business hours. If a replacement sticker is required, the individual may pick up a replacement at the Municipal Clerk’s office at no charge. A fee of \$1 must be paid to Colts Neck Township by any individual who desires to have the sticker mailed to him or her.
- (3) The Municipal Clerk shall distribute the current “No Knock” Registry to a licensee at the time of issuance of a peddler, canvasser, or solicitor license pursuant to the provisions of this chapter. The licensee shall not peddle, canvass, solicit or conduct door-to-door sales at any premises identified on the then current “No Knock” Registry.
- (4) Although the most current list of registrants on the “No Knock” Registry shall be provided by the Municipal Clerk, it is the responsibility of the peddler, canvasser or solicitor to have the most up-to-date list prior to performing their business.
- (5) Any peddler, canvasser or solicitor or owner or employee of a door-to-door sales enterprise who violates any provision of this section, if convicted, shall be:
 - i Subject to a maximum ordinance violation fine of \$1,250.0 for the first offense;
 - ii Subject to ninety (90) days in the county jail or in any place provided by the municipality for the detention of prisoners, for any term not exceeding 90 days for any offense thereafter; and
 - iii Subject to a permanent revocation of any license issued to the within chapter
- (6) Current “No Knock” Registrants are protected against the peddlers, canvassing or soliciting activities regulated by this article without having to register.

§ 168-7. License fees; veteran’s permit; interstate commerce; corporate employees.

- A. All licenses issued under this chapter shall run for consecutive days. Any individual or ~~corporation~~ business entity is required to have all employees intending to solicit, peddle or hawk obtain individual licenses. Every applicant for a license under this chapter shall pay \$5.00 a day.
- B. Any veteran who holds a special state license issued under the laws of the State of New Jersey shall be exempted from securing a license as provided herein, but shall be required to comply with §168-8, 168-9, 168-10, and 168-11 and 168-12 of this chapter and shall be required to procure from the Municipal Clerk a special veteran’s permit, which shall be issued by the ~~Township~~ Municipal Clerk upon proper identification.
- C. Any person engaged in interstate commerce shall be exempted from the payment of any application and license fees under this chapter; however, such persons shall be subject to all other provisions of this chapter and shall apply for and procure a special permit from the ~~Township~~ Municipal Clerk upon proper identification and proof.

§168-8. Rules and regulations.

Every person to whom a license is issued under the terms of this chapter shall be governed by the following rules and regulations:

- A. All circulars, samples or other matter shall be handed to an occupant of the property and not left on or about the same.
- B. No person subject to the provisions of this chapter shall canvass, solicit or distribute circulars or other matter or call from house to house on any day later than 9:00 p.m. prevailing time.
- C. No person subject to the terms of this chapter shall enter or attempt to enter the house of any resident of Colts Neck Township without an express invitation from the occupant of the house.
- D. No person subject to this chapter shall conduct himself in such manner as to become objectionable to or annoy an occupant of any house.
- E. At all times that a person is engaged in the business licensed under the provisions of this chapter, the badge as provided for in §168-6B shall be conspicuously worn on the front of the licensee's outer garment.
- F. Ice cream vendors may park in a valid on-street parking area or public property while engaging in sales but shall not park in a stationary location for longer than ten minutes while performing a sale.

§168-9. Shouting wares; using noise making devices.

No licensee, nor any person in his or her behalf, shall shout, cry out, blow a horn, ring a bell or use any sound-amplifying device upon any of the streets, alleys, parks or other public places of the township or upon private premises where sound of sufficient volume is emitted or produced therefrom to be capable of being plainly heard upon the streets, avenues, alleys, parks or other public places, for the purpose of attracting attention to any goods, wares or merchandise which such licensee proposes to sell.

§168-10. Interference with traffic.

No license shall have any exclusive right to any location in the public streets, nor shall any be permitted a stationary location thereon, nor shall any be permitted to operate in a congested area where such operation might impede or inconvenience the public use of such streets. For the purpose of this chapter, the judgment of a police officer, exercised in good faith, shall be deemed conclusive as to whether the area is congested and the public impeded or inconvenienced.

§168-11. Exhibiting license.

~~Licenses are required to exhibit their certificate of license at the request of any citizen or police officer.~~

Licenses are required to exhibit their Solicitor's License in plain sight at all times during the conduct of their authorized business within the Township.

168-12. Record of licenses and violations.

The Municipal Court Clerk shall report to the Township Municipal Clerk all convictions for violation of this chapter, and the Township Municipal Clerk shall maintain a record for each license issued and record the reports of violation therein.

§168-13. Revocation of license; hearing, notice.

- A. Licenses issued under the provisions of this chapter may be revoked by the

Township Committee of Colts Neck Township, after notice and hearing, for any of the following causes:

- (1) Fraud, misrepresentation or a material incorrect statement contained in the application for license.
- (2) Fraud, misrepresentation or a material incorrect statement made in the course of carrying on his or her business as solicitor, canvasser, or peddler.
- (3) Any violation of this chapter.
- (4) Conviction of any crime or misdemeanor.
- (5) Conducting the business of peddler, canvassers, or solicitors, as the case may be, in an unlawful manner or in such a manner as to constitute a breach of the peace or to constitute a menace to the health, safety or general welfare of the public.

- B. Notice of the hearing for revocation of a license shall be given by the ~~Township~~ Municipal Clerk, in writing, setting forth specifically the grounds of complaint and the time and place of hearing. Such notice shall be mailed, postage prepaid, to the licensee at his or her last known address at least five days prior to the date set for hearing or shall be delivered by a police officer in the same manner as a summons at least three days prior to the date set for hearing.

§168-14. Expiration of license.

All annual licenses issued under the provisions of this chapter shall expire at 12:00 midnight the 31st day of December in the year when issued. Other than annual licenses shall expire at 12:00 midnight on the date specified in the license.

§168-15. Violations and penalties.

A violation of any provision of this chapter shall be punishable as provided in §1-9 of this Code.

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

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

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

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

I, Beth Kara, Municipal Clerk, Colts Neck Township, County of Monmouth, New Jersey, hereby certify that annexed hereto is a true and complete copy of Ordinance No. 2019-12, introduced at a duly convened meeting of the Township Committee on the 29th day of May, 2019, and will be considered for adoption after

public hearing at a duly convened meeting of the Township Committee on the 12th day of June, 2019.

Thomas Orgo, Mayor

Beth Kara, Municipal Clerk

RECORD OF VOTE												
	First Reading					Second Reading						
	May 29, 2019					June 12, 2019						
	M	S	Yes	No	NV	Ab	M	S	Yes	No	NV	Ab
Committeeman												
Mayor Orgo												
Deputy Mayor Rizzuto												
Viola												
Macnow												
Bartolomeo												
M - Moved S - Seconded X - indicates vote NV - Not Voting Ab - Absent												

RESOLUTION 2019-88

**AUTHORIZING THE APPROVAL OF THE CHANGE OF PURPOSE
OR USE OF 10,000 SQUARE FEET OF BUCKS MILL PARK
125 BUCKS MILL ROAD
BLOCK 23, LOT 37**

WHEREAS, Colts Neck Township, in Monmouth County, is proposing to change the purpose or use of 10,000 square feet of Bucks Mill Park, Tax Map Block 23, Lot 34, commonly known as 125 Bucks Mill Road, from storage building to administration offices and active recreation space for the Recreation and Parks Department; and

WHEREAS, the change in use is for the adaptive re-use of the block storage building for administrative offices and recreational purposes. The proposed alteration includes a new lobby, two interior rest rooms, two exterior rest rooms and a large active recreation room. To replace the existing storage building, a new 5,000 square foot maintenance pole barn would be built; and

WHEREAS, pursuant to N.J.A.C. 7:36-25.6(a)1, "Public Hearing Notice" signage was placed at the proposed location on March 26, 2019, and in the April 3, 2019 edition of the News Transcript, a "Public Hearing Notice" was placed in the "Public Notices" section, and in the April 17, 2019 edition of the News Transcript, a quarter page advertisement was placed, all of which advised of a hearing to obtain public comment on this proposed change of purpose or use to be held at Colts Neck Town Hall, 124 Cedar Drive, Colts Neck, NJ 07722 on Wednesday, May 8, 2019 at 6:00 p.m., and which was held, as advertised; and

WHEREAS, the aforesaid notices advised written comments on the proposed change in purpose or use were to be directed to Kathleen Capristo at 124 Cedar Drive, Colts Neck, NJ 07722 or by e-mail and requested a copy of any comments submitted be sent to the New Jersey Department of Environmental Protection, Green Acres Program with the address provided; and

WHEREAS, the aforesaid notices advised written comments on this proposed change in purpose or use would be accepted during the public hearing or until May 22, 2019 and that on May 29, 2019, Colts Neck Township may take formal action to approve the proposed change in purpose or use; and

WHEREAS, all comments made during the public hearing and all written comments received during the comment period ended May 22, 2019 have been considered by the Colts Neck Township Governing Body.

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of Colts Neck Township hereby approves the proposed change in purpose or use as described herein.

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

1. NJDEP Green Acres Program;
2. Timothy Anfuso, P.P., Township Planner;
3. Thomas Hennessy, Recreation and Parks Director;
4. Louis Bader, Public Works Director; and
5. William Laird, Tax Assessor.

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 29th day of May 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 2019-89

**AUTHORIZING APPROVAL OF AN APPLICATION FOR
PARTICIPATION IN THE FEDERAL SURPLUS PROPERTY 1033 PROGRAM**

WHEREAS, State P.L. 2015, Chapter 23, codifies a program, known as the Federal Surplus Property 1033 Program, which allows for the transfer of surplus Federal property to local law enforcement agencies; and

WHEREAS, any and all surplus Federal property to be applied for under the Federal Surplus Property 1033 Program for use by the Colts Neck Township Police Department will be presented by the Colts Neck Chief of Police and/or the Colts Neck Office of Emergency Preparedness Coordinator to the Colts Neck Township Committee Police Liaison and to the Township Administrator for review and approval prior to making application under the Federal Surplus Property 1033 Program; and

WHEREAS, the Township's receipt of all surplus property under the Federal Surplus Property 1033 Program will be memorialized by resolution and adopted by a majority of the full membership of the Township Committee of Colts Neck Township; and

WHEREAS, State Law P.L. 2015, Chapter 23, requires any application for a local law enforcement agency to enroll in said program must be approved on an annual basis by resolution adopted by a majority of the full membership of the governing body of the local unit.

NOW, THEREFORE BE IT RESOLVED, by the Township Committee of Colts Neck Township that it hereby approves the submission of an application to enroll in the Surplus Property Federal 1033 Program, and further authorizes appropriate Township personnel to prepare and submit said application; and

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

1. Paul Santucci, Chief of Police;
2. Michael Burke, OEM Coordinator;
3. John Antonides, Chief Financial Officer; and
4. Meghan Ann Bennett, Esq., Township Counsel.

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 29th day of May 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 2019-90

**RESOLUTION WAIVING THE SECOND QUARTER PROPERTY
TAXES FOR 321 LAKESIDE AVENUE IN COLTS NECK TOWNSHIP,
BLOCK 58, LOT 15.01**

BE IT RESOLVED, that Janice Egeland is the current owner of that certain real property located at 321 Lakeside Avenue in Colts Neck Township, Block 58, Lot 15.01 on the official Tax Assessment Map for the Township (the "Property"); and

BE IT FURTHER RESOLVED, that on December 10, 2018, Ms. Egeland contacted the Township Committee with the intention to donate the Property to the Township; and

BE IT FURTHER RESOLVED, that on January 30, 2019, the Township Committee unanimously voted to accept the donated Property; and

BE IT FURTHER RESOLVED, that certain due diligence on the part of the Township, such as an environmental study of the Property and a complete title search, has delayed the transfer of the donated Property by three (3) months; and

BE IT FURTHER RESOLVED, that the environmental study and title search have cleared the donated Property for transfer, and a real estate closing will occur in short order; and

BE IT FURTHER RESOLVED, that but for the Township's due diligence with regard to the donated Property, the transfer would have occurred prior to the levying of second quarter property taxes against the Property; and

BE IT FURTHER RESOLVED, Ms. Egeland requested, and the Township Committee unanimously agreed, that the second quarter property taxes for the donated Property be waived.

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

1. William Laird, Tax Assessor
2. John Antonides, Tax Collector
3. Timothy Anfuso, Township Planner
4. Salvatore Alfieri, Esq., Attorney for Ms. Egeland
5. Meghan Ann Bennett, Esq., Township Attorney.

I, Beth Kara, do hereby certify the foregoing to be a true and accurate copy of a Resolution passed by the Township Committee of the Township of Colts Neck during a regular meeting held on the 29th day of May 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 2019-91

**AUTHORIZING PURCHASE OF
SHARP COPIER-PRINT-NETWORK SCANNERS**

MX-4071 \$5,103.00
MX-5071 \$5,643.00
MX-6071 \$8,464.00

SOURCEWELL CONTRACT #083116-SEC

BE IT RESOLVED by the Township Committee of Colts Neck Township that it hereby authorizes the purchase of three (3) **SHARP COPIER-PRINT-NETWORK SCANS**, as follows:

SOURCEWELL CONTRACT #: 083116-SEC

VENDOR: Shore Business Solutions
1720 Rt. 34
P.O. Box 2428
Farmingdale, NJ 07727

ITEM: **SHARP COPIER-PRINT-NETWORK SCAN**

<u>MODEL #</u>	<u>AMOUNT</u>
MX-4071	\$5,103.00
MX-5071	\$5,643.00
MX-6071	\$8,464.00

BE IT FURTHER RESOLVED AND CERTIFIED that funds for this purpose are provided through Capital Ordinance No. 2019-9; and

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to execute any documents in this regard; and

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

1. Vendor, Shore Business Solutions;
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 29th day of May 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 2019-92

**AUTHORIZING THE ACCEPTANCE OF SPECIAL PERFORMANCE
GUARANTEE, STREET OPENING PERMIT
BLOCK 39.01, LOT 8
104 GALLOPING HILL ROAD**

BE IT RESOLVED by the Township Committee of Colts Neck Township that pursuant to the recommendation of the Township Planner and Township Engineer, that it hereby authorizes the following for Block 39.01, Lot 8:

1. Acceptance of Cash Performance Guarantee in the amount of \$1,000.00

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

1. Applicant, Lubniewski;
2. Timothy Anfuso, Township Planner;
3. John Antonides, Chief Financial Officer; and
4. Glenn Gerken, Township Engineer.

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 29th day of May 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 2019-93

**AUTHORIZING THE RELEASE OF SPECIAL PERFORMANCE GUARANTEE
STREET OPENING PERMIT
BLOCK 41, LOT 4.05
5 KATHLEEN DRIVE**

BE IT RESOLVED by the Township Committee of Colts Neck Township that pursuant to the recommendation of the Township Planner and Township Engineer, that it hereby authorizes the following for Block 41, Lot 4.05:

1. Release of Cash Performance Guarantee in the amount of \$2,500.00

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

1. Applicant, Voerg;
2. Timothy Anfuso, Township Planner;
3. John Antonides, Chief Financial Officer; and
4. Glenn Gerken, Township Engineer.

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 29th day of May 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 2018-94

**AUTHORIZING ACCEPTANCE OF SPECIAL PERFORMANCE GUARANTEE
STREET OPENING PERMIT
BLOCK 41, LOT 4.05
(5 KATHLEEN DRIVE)**

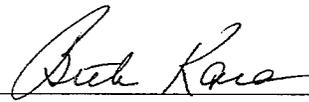
BE IT RESOLVED by the Township Committee of the Township of Colts Neck that pursuant to the recommendation of the Township Planner and Township Engineer, that it hereby accepts the following for Block 41, Lot 4.05:

1. Acceptance of Cash Performance Guarantee in the amount of \$2,500.00

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

1. Applicant, Voerg;
2. Timothy Anfuso, Township Planner;
3. John Antonides, Chief Financial Officer; and
4. Glenn Gerken, Township Engineer.

I, Beth Kara, do hereby certify the foregoing to be a true and accurate copy of a resolution passed by the Township Committee of the Township of Colts Neck during a regular meeting held on the 27th day of July 2018.



Beth Kara, Municipal Clerk

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

RESOLUTION 2019-94

**AUTHORIZING THE RELEASE OF MAINTENANCE GUARANTEE
PLANNING BOARD APPLICATION 700
BLOCK 39, LOT 6.01
G.S. REALTY, INC.**

BE IT RESOLVED by the Township Committee of Colts Neck Township that pursuant to the recommendation of the Township Planner and Township Engineer, that it hereby authorizes the following for Block 39, Lot 6.01:

1. Release of Irrevocable Standby Letter of Credit No. 192200 (maintenance guarantee), issued by Amboy Bank, 3590 Highway 9 South, Old Bridge, NJ 08857 in the amount of \$39,430.00

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

1. Applicant, G.S. Realty, Inc.;
2. Timothy Anfuso, Township Planner;
3. John Antonides, Chief Financial Officer; and
4. Glenn Gerken, Township Engineer.

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 29th day of May 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 2019-95

**ACCEPTING THE RESIGNATION OF
TOWNSHIP EMPLOYEE
BETH KARA**

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 Beth Kara, effective August 1, 2019.

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

1. Beth Kara; 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 29th day of May 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 2019-96

**CONFIRMING THE REAPPOINTMENT OF
COLTS NECK TAX ASSESSOR
WILLIAM LAIRD**

BE IT RESOLVED by the Township Committee of Colts Neck Township that it hereby confirms the reappointment of Mr. William Laird as the Colts Neck Tax Assessor, effective July 1, 2019; and

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

1. Mr. William Laird, CTA, Tax Assessor;
2. Mr. Matthew Clark, Monmouth County Tax Administrator; and
3. Mr. 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 29th day of May 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 2019-97

**CONFIRMING THE APPOINTMENT TO
THE HISTORICAL PRESERVATION COMMITTEE
CONNIE WILSON**

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:

Connie Wilson

Term Expiring December 31, 2020

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

1. Ms. Connie Wilson; 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 29th day of May 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 2019-98

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, property acquisition, personnel and contracts; and

NOW, THEREFORE, BE IT RESOLVED by the Colts Neck Township Committee that it go into an Executive Session to discuss litigation, property acquisition, personnel and contracts; 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 29th day of May 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						