

April 7, 2010

TOWNSHIP OF MILLSTONE

APRIL 7, 2010

Mayor Grbelja calls the meeting to order at 7:10P.M.

ROLL CALL: Mayor Nancy Grbelja – present, Committeeman Dorfman – present, Committeeman Kinsey – present, Committeeman Kuczinski – present, Committeeman Masci – present. Also in attendance – Attorney – Duane Davison, Administrator - James Pickering and Municipal Clerk – Maria Dellasala.

STATEMENT OF NOTICE AS REQUIRED BY P.L. 1975, C231 IS READ.

I HEREBY ANNOUNCE THAT PURSUANT TO THE OPEN PUBLIC MEETING ACT, ADEQUATE NOTICE OF THIS MEETING HAS BEEN PROVIDED IN THE ANNUAL NOTICE OF MEETINGS WHICH WAS MAILED TO THE ASBURY PARK PRESS AND THE MESSENGER PRESS, POSTED ON THE PUBLIC ANNOUNCEMENTS BULLETIN BOARD IN TOWN HALL AND FILED IN THE OFFICE OF THE TOWNSHIP CLERK ON DECEMBER 16, 2009.

RESOLUTION 10-77 AUTHORIZING THE HOLDING OF AN EXECUTIVE SESSION AT, WHICH THE PUBLIC SHALL BE EXCLUDED.

C/Kinsey offered the following resolution and moved its adoption, which was second by C/Masci.

WHEREAS, N.J.S.A. 10:4-13 of the Open Public Meetings Act permits the exclusion of the public from meetings of public bodies in certain circumstances which are set forth in N.J.S.A. 10:4-12 (b); and

WHEREAS, the Township Committee of the Township of Millstone is of the opinion that such circumstances presently exist.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Millstone as follows:

The public shall be excluded for the discussion of any action upon the here in after specified matter.

The general nature of the subject matter to be discussed is as follows:

- Personnel
- Land Acquisition
- Items falling under Attorney/Client Privilege

It is anticipated at this time that the above stated subject matter will be made public in approximately six months or when any litigation discussed is resolved.

This resolution will take effect immediately.

VOTE:

AYES: C/Dorfman, C/Kinsey, C/Kuczinski, C/Masci, M/Grbelja

NAYS: None

ABSTAIN: None

ABSENT: None

Executive session began 7:12p.m

Motion to adjourn Executive Session Moved C/Kuczinski, Seconded C/Masci. ©

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Time Out 8:04pm.

MAYOR GRBELJA CALLS THE REGULAR MEETING TO ORDER AT 8:10 P.M. FOLLOWED BY A FLAG SALUTE AND A MOMENT OF SILENCE.

BOARD OF EDUCATION – Tom Foley, President of the Millstone Township Board of Education gives a presentation of the 2010-2011 School Budget. Copy attached to end of minutes.

CORRESPONDENCE:

1. Retirement letter received from Allan Boyce, DPW effective May 1, 2010.
2. Retirement letter received from Marianne Heyesey, Environmental Commission Secretary, effective July 1, 2010.

M/Grbelja states that Allan Boyce has been involved with the township in many capacities for the past 25 years; he has been a former Mayor and also has worked for the past few years in the Department of Public Works. Good Luck to Allan.

M/Grbelja states that Marianne Heyesey has served as the Environmental Commission Secretary since November 1976. M/Grbelja worked with Marianne when the Mayor was the Chairperson and Marianne will be a great loss to the Commission. Good Luck to Marianne on her retirement.

ORDINANCE'S

ORDINANCE 10-04

SECOND READING AN ORDINANCE AMENDING CHAPTER III (POLICE REGULATIONS) BY REVISING AND SUPPLEMENTING SECTION 3-8 (DRUG FREE SCHOOL ZONES) OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF MILLSTONE, COUNTY OF MONMOUTH AND STATE OF NEW JERSEY.

EXPLANATORY STATEMENT: This Ordinance updates the Drug Free School Zone Map information and further adds a section regarding compliance with New Jersey Statute 2C:35-7 concerning the preparation, approval and adoption of the Map. Affidavit of publication presented.

Mayor Grbelja opens the public hearing at 9:19 p.m.

No Public Comment.

Mayor Grbelja closes the public hearing at 9:19 p.m.

Motion to adopt on second reading, Moved C/Kinsey, Second C/Kuczinski.

Committee Discussion: None

VOTE:

AYES: C/Dorfman, C/Kinsey, C/Kuczinski, C/Masci, M/Grbelja

NAYS: None

ABSTAIN: None

ABSENT: None

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ORDINANCE 10-05

SECOND READING AN ORDINANCE AMENDING CHAPTER III (POLICE REGULATIONS), BY CREATING SECTION 3-25 (DRUG FREE PUBLIC PROPERTY ZONES) OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF MILLSTONE, COUNTY OF MONMOUTH, STATE OF NEW JERSEY.

EXPLANATORY STATEMENT: This Ordinance creates Drug-Free Public Property Zones within the Township in accordance with N.J.S.A. 2C:35-7.1, which provides for the prosecution of persons using drugs within 500 feet of public property, to include public parks and public buildings, as depicted on a map dated March 1, 2010 prepared by the Township Engineer's Office.

Affidavit of publication presented.

Mayor Grbelja opens the public hearing at 9:20 p.m.

No Public Comment.

Mayor Grbelja closes the public hearing at 9:20 p.m.

Motion to adopt on second reading, Moved C/Masci, Second C/Dorfman.

Committee Discussion: None

VOTE:

AYES: C/Kinsey, C/Kuczinski, C/Masci, C/Dorfman, M/Grbelja

NAYS: None

ABSTAIN: None

ABSENT: None

ORDINANCE 10-10

FIRST READING ORDINANCE AMENDING CHAPTER XIV, (BUILDING AND HOUSING), SECTION 14-7,(CONTINUED CERTIFICATE OF OCCUPANCY - COMMERCIAL BUILDINGS), S SUBSECTION 14-7.2 (DEFINITION) AND SUBSECTION 14-7.4 (COMPLIANCE WITH MILLSTONE PROPERTY MAINTENANCE CODE; FEES) OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF MILLSTONE, COUNTY OF MONMOUTH, STATE OF NEW JERSEY.

EXPLANATORY STATEMENT: This Ordinance amends Section 14-7, Continued Certificate of Occupancy - Commercial Buildings, Subsections 14-7.2, Definitions, and 14-7.4, Compliance with Millstone Property Maintenance Code; Fees. to require a continued certificate of occupancy for all buildings located within the Township. It further provides for the definition of "Building".

Motion to adopt on first reading and authorize publication of same,

Moved C/Kuczinski, Second C/Dorfman.

Committee Discussion: None

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VOTE:

AYES: C/Kuczinski, C/Masci, C/Dorfman, C/Kinsey, M/Grbelja

NAYS: None

ABSTAIN: None

ABSENT: None

Second reading and Public Hearing to be held on May 19, 2010 at 8:00 p.m. at the Millstone Township Meeting Room, 215 Millstone Road, Perrineville, New Jersey.

ORDINANCE 10-11

FIRST READING ORDINANCE AUTHORIZING PURCHASE OF OPEN SPACE BLOCK 52, LOT 2 AND 2QFARM.

EXPLANATORY STATEMENT: This Ordinance provides for the purchase by the Township of Millstone of property known as Block 52, Lot 2 and 2Q from The Estate of Mary K. Boris with the possible financial assistance of the State of New Jersey, Department of Environmental Protection, Green Acres Program and/or the County of Monmouth.

Motion to adopt on first reading and authorize publication of same,

Moved C/Kuczinski, Second C/Masci.

Committee Discussion: m/Grbelja states that this property is adjacent to the Lee property, which will serve as central location for our recreation program. This property will give us some additional land.

VOTE:

AYES: C/Masci, C/Dorfman, C/Kinsey, C/Kuczinski, M/Grbelja

NAYS: None

ABSTAIN: None

ABSENT: None

Second reading and Public Hearing to be held on May 19, 2010 at 8:00 p.m. at the Millstone Township Meeting Room, 215 Millstone Road, Perrineville, New Jersey.

RESOLUTIONS: CONSENT RESOLUTION POSTED ON BULLETIN BOARD.
ALL MATTERS LISTED UNDER ITEM "CONSENT AGENDA" ARE CONSIDERED ROUTINE BY THE TOWNSHIP COMMITTEE AND WILL BE ENACTED BY ONE (1) MOTION IN THE FORM LISTED BELOW. THERE WILL BE NO SEPARATE DISCUSSION ON THESE ITEMS, IF DISCUSSION IS DESIRED OF ANY ITEM, THAT ITEM WILL BE CONSIDERED SEPARATELY.

10-78 Payment of vouchers.

10-79 Resolution authorizing final change order no. 2 Re: Phase II Improvements to Baird Road from Stillhouse Road to Woodville Road.

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10-80 Resolution awarding a contract for the 2010 Wagner Farm park Maintenance Schedule.

10-81 Resolution awarding a contract for the 2010 Fertilization and Chemical Program Schedule for Wagner Farm Park, Rocky Brook Park, Abate park, 5 Acre Millstone Park at Lee Farm and Brandywine Park, Veterans Memorial, Municipal Building, Municipal Court House, Community Center & First Methodist Church.

10-82 Resolution awarding contract for 2010 Curbside Spring Clean-Up.

10-83 Resolution to adopt temporary appropriations #4.

10-84 Resolution urging New Jersey Legislature and State Officials to restore, in full, all energy tax receipt funding.

10-85 Resolution authorizing the execution of a Developer's Agreement for J.M. Poole, LLC, Block 16, Lot 9.08, Site Plan No. PB06-09.

10-86 Resolution authorizing the release of performance guarantees conditioned upon posting and acceptance of replacement guarantees for Block 42, Lots 2.01 through 2.09.

Motion to adopt, Moved C/Kinsey, Second C/Kuczinski.

Committee Discussion:

VOTE:

AYES: C/Dorfman, C/Kinsey, C/Kuczinski, C/Masci, M/Grbelja

NAYS: None

ABSTAIN: None

ABSENT: None

TOWNSHIP COMMITTEE MINUTES:

1. Regular Session March 3, 2010
2. Regular Session March 17, 2010

Motion to adopt, Moved C/Kinsey, Second C/Dorfman.

Committee Discussion:

VOTE:

AYES: C/Kinsey, C/Kuczinski, C/Masci (3/3/10), C/Dorfman,

NAYS: None

ABSTAIN: M/Grbelja, C/Masci (3/17/10)

ABSENT: None

APPLICATION FOR RAFFLE LICENSE:

1. Millstone Eagles Football & Cheer Booster Club – May 15, 2010, 9:00am-10:00am, Raffle at Wagner Farm Park.

Motion to approve: C/Masci, Second C/Kinsey. ©

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NEW BUSINESS:

T & E Ordinance's – At the next meeting, April 21, 2010 we will have a first reading on the T & E Ordinances, (THREATENED AND ENDANGERED SPECIES). The Environmental Commission has been working on putting these ordinances for the past few years there will also be additional ordinances to help supplement easements and Code Enforcement. The Committee has been forwarded copies; if anyone has any questions please let me know.

PRIVILEGE OF THE FLOOR:

Mayor Grbelja opens the meeting to the public at 9:31 p.m.

1. Jim Healy – Chamberlin Court – Would like to know if the recreation program will adjust its fees for every hour they use the gyms at the Millstone schools. His program has over 135 kids and they have had to pay for every hour that they use the gyms.

Mayor Grbelja closes the meeting to the public at 9:41 p.m.

Motion to adjourn, Moved C/Kinsey, Second C/Dorfman. © Time Out 9:42 p.m.

Tapes of the meeting are available in the Municipal Clerk's Office.

April 7, 2010 minutes approved at a Township Committee meeting held on _____, 2010.

Maria Dellasala, RMC
Township of Millstone