

November 3, 2010

AGENDA

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, Engineer – Matt Shafai, Administrator – Phil Del Turco 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 10-198 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/Dorfman.

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
- Items falling under the Attorney/Client Privilege
- Contracts
- Land Acquisition

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 7:05p.m

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

Time Out 8:16pm.

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MAYOR GRBELJA CALLS THE REGULAR MEETING TO ORDER AT 8:21 P.M. FOLLOWED BY A FLAG SALUTE AND A MOMENT OF SILENCE.

PRESENTATION:

Larry Zaayenga – Solid Waste Coordinator for Monmouth County – Collection Point

Larry Zaayenga, the solid waste coordinator for the Monmouth County Planning Board, explained how the county-managed drop-off site would work. He said the New Jersey Electronics Waste Management Act goes into effect on New Year's Day and bans the disposal of computers, TVs and related electronics in the trash. Public or private haulers will also be prohibited from picking up such items.

Zaayenga said the county established an electronic waste recycling center in Tinton Falls several years ago. Several municipalities, including Long Branch, Hazlet and Freehold Township, have already partnered with the county for electronics collection.

The county wants to expand its existing electronic recycling network with an additional 15 to 20 sites, he said. According to Zaayenga, the goal is to have sufficient municipal or county-managed drop-off sites throughout the county so no resident or business has to travel more than a few miles to recycle electronic items.

The requirements for a municipal drop-off site include monitored access to a fenced-in area where employees could ensure the proper disposal of electronics into a specific container. Sites also need sufficient room for trucks to pick up and drop off the 20 to 40 cubic-yard containers. In addition, sites need regular drop-off hours, designated personnel to contact vendors to pick up full containers, and municipal willingness to accept material from other communities. Zaayenga said that Roosevelt and Allentown would not have electronic dropoff sites.

The township's Department of Public Works yard is currently open for recycling drop-off on weekends from 8 a.m. to 1 p.m. Zaayenga said the township could establish a 60-day trial period once it creates the electronic drop-off site, with a 60- to 90-day terminator clause in a five-year contract.

When asked about the costs to the town, Zaayenga replied that the town would not have to supply additional employees but would need current employees to keep an eye on the site. No scavenging would be permitted at the site, he said. Containers must have a door that can be locked when no one is present, and must be covered so the material doesn't get wet, he said. All vendors need a standard \$1 million liability insurance policy, he said. All paperwork goes to the county, and the county gives a receipt to the municipality, which could be included in the annual New Jersey Department of Environmental Protection (DEP) tonnage report for a rebate grant, he said.

C/Masci states the electronic waste drop-off site sounds like a great idea, but he wants to make sure the township would not be exposed to any liability or lawsuits. He expressed

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concern about possible quantities of lead, cadmium and polychlorinated biphenyls (PCBs) in the discarded material. The town would also have to implement methods of ensuring that personal information contained on hard drives or similar storage devices is secure from access to the general public and untrained persons or employees.

Zaayenga said that universal waste-handling contractors would specify what type of materials could be placed in the containers. He said he would get the DEP to assure that the township is not considered a universal waste handler before becoming a county collection point.

C/Dorfman said that the township does not want any costs or liability, but would like to provide this service as a convenience to the community.

C/Masci states that the DEP has proposed many new rules and regulations in its draft management plan for electronic waste.

ORDINANCE 10-27

SECOND READING AN ORDINANCE AMENDING CHAPTER III (POLICE REGULATIONS), SECTION 3-3 (PARKS) OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF MILLSTONE, COUNTY OF MONMOUTH AND STATE OF NEW JERSEY.

EXPLANATORY STATEMENT: This Ordinance amendment hereby provides the prohibited uses of parks and other public property owned by the Township of Millstone.

Affidavit of publication presented.

Mayor Grbelja opens the public hearing at 8:56 p.m.

No Public Comment.

Mayor Grbelja closes the public hearing at 8:56 p.m.

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

Committee Discussion: None

VOTE:

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

NAYS: None

ABSTAIN: None

ABSENT: None

ORDINANCE 10-28

FIRST READING ORDINANCE AUTHORIZING THE PURCHASE OF REAL ESTATE KNOWN AS 57.01, LOT 22 IN THE TOWNSHIP OF MILLSTONE.

EXPLANATORY STATEMENT: This Ordinance authorizes the acquisition of Block 57.01, Lot 22 in the Township of Millstone.

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

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Moved C/Kinsey, Second C/Kuczinski.

Committee Discussion: M/Grbelja states that this purchase of the Dikert property will help met our COAH obligation.

VOTE:

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

NAYS: None

ABSTAIN: None

ABSENT: None

Second reading and Public Hearing to be held on December 1, 2010 at 8:00 p.m. at the Millstone Township Meeting Room, 215 Millstone Road, Perrineville, New Jersey.

ORDINANCE 10-29

FIRST READING AN ORDINANCE AMENDING CHAPTER 39, SALARIES OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF MILLSTONE BY FIXING SALARIES OF THE TOWNSHIP OFFICIALS AND EMPLOEES IN THE TOWNSHIP OF MILLSTONE, COUNTY OF MONMOUTH, STATE OF NEW JERSEY.

EXPLANATORY STATEMENT: This Ordinance fixes salaries for Township Officials and Employees for 2010.

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

Moved C/Kinsey, Second C/Dorfman.

Committee Discussion: C/Kinsey states that the ordinance is just administrative in nature.

VOTE:

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

NAYS: None

ABSTAIN: None

ABSENT: None

Second reading and Public Hearing to be held on December 1, 2010 at 8:00 p.m. at the Millstone Township Meeting Room, 215 Millstone Road, Perrineville, New Jersey

ORDINANCE 10-30

FIRST READING AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER XXXV "LAND USE AND DEVELOPMENT REGULATIONS" OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF MILLSTONE COUNTY OF MONMOUTH, STATE OF NEW JERSEY BY ADDING NEW SUBSECTION 16-7, "PRIVATE STORM DRAIN INLET RETROFITTING" AND 16-8 "REFUSE CONTAINERS/DUMPSTERS"

EXPLANATORY STATEMENT: This Ordinance sets forth prohibited actions relating to stormwater management. Specifically, the ordinance requires all outdoor dumpsters and other refuse containers to be covered, prohibits the spilling and discharge of liquids,

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semi-liquids or solids from the containers and requires retrofitting of existing private storm drain inlets to prevent the discharge of solids and floatables to the Municipal Separate Storm Sewer System.

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

Moved C/Kuczinski, Second C/Masci.

Committee Discussion: None

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 December 15, 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.

- 10-199** Payment of vouchers.
- 10-200** Resolution of the Mayor and Township Committee of the Township of Millstone determining to permit the issuance of one new Plenary Retail Consumption License pursuant to the Public Bid Option within the Township of Millstone.
- 10-201** Resolution declaring Default of Orleans Homebuilders, Inc., Subdivision No. P03-17-P
- 10-202** Resolution to transfer funds on current year appropriations #1.

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

Committee Discussion: C/Kinsey states that resolution 10-200 is for the sale of a liquor license.

VOTE:

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

NAYS: None

ABSTAIN: None

ABSENT: None

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Motion to waive COAH fee for Habitat for Humanity House on Monmouth Road, Moved C/Dorfman, Second C/Masci

VOTE:

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

NAYS: None

ABSTAIN: None

ABSENT: None

TOWNSHIP COMMITTEE MINUTES:

1. Regular Session and Executive Session September 15, 2010
2. Regular Session and Executive Session October 6, 2010
3. Regular Session and Executive Session October 20, 2010

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

Committee Discussion: None

VOTE:

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

NAYS: None

ABSTAIN: None

ABSENT: None

PRIVILEGE OF THE FLOOR:

Mayor Grbelja opens the meeting to the public at 9:04 p.m.

No public Comment.

Mayor Grbelja closes the meeting to the public at 9:04 p.m.

M/Grbelja states the Girl Scouts did a tree planting today at the Municipal Building. It was nicely done. Irv Siet was the go between for the tree planting with the Girl Scouts and did a great job.

C/Masci states that there will be an open house at the little church on Stagecoach Road from 6:30pm-8:30pm November 12, 2010. Thanks to Cornerstone Music for allowing its students to participate.

APPLICATION FOR COMMERCIAL SOLICITATION PERMIT:

On the October 20, 2010 we carried the commercial solicitation permit for New Jersey Salt – Glen Marrone requesting to put door hangers once a month on resident's doors.

Motion to approve with copy of do not solicit list, Moved C/Kuczinski, Second M/Grbelja. ©

Motion to adjourn, Moved C/Dorfman, Second C/Masci. ©

Time Out 9:10 p.m.

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Tapes of the meeting are available in the Municipal Clerks Office.

November 3, 2010 minutes approved at a Township Committee meeting held on December 15, 2010.

Maria Dellasala, RMC
Township of Millstone