

March 4, 2009

**TOWNSHIP OF MILLSTONE**

**MARCH 4, 2009**

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

**ROLL CALL:** Mayor Nancy Grbelja – present, Committeeman Abilheira – absent, Committeeman Kinsey – present, Committeeman Kuczinski – present, Committeeman Masci – present. Also in attendance – Attorney – Duane Davison, Engineer – Matt Shafai, 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 17, 2008.**

**RESOLUTION 09-62 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:

1. Contracts
2. Land Acquisition
3. Items falling under the 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/Kinsey, C/Kuczinski, C/Masci, M/Grbelja

NAYS: None

ABSTAINED: None

ABSENT: C/Abilheira

Executive session began 7:15p.m

Motion to adjourn Executive Session moved C/Kinsey, Seconded C/Kuczinski. ©

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Time Out 7:55pm.

**MAYOR GRBELJA CALLS THE REGULAR MEETING TO ORDER AT 8:00 P.M. FOLLOWED BY A FLAG SALUTE AND A MOMENT OF SILENCE.**

**PROCLAMATIONS:** Mayor Grbelja reads the following proclamations:

**Designating March 3, 2009, in the Township of Millstone, as  
Read Across America-NJ Day**

**WHEREAS**, the citizens of the Township of Millstone stand firmly committed to promoting reading as the catalyst for our students' future academic success, their preparation for America's jobs of the future, and their ability to compete in a global economy; and

**WHEREAS**, the Township of Millstone has provided significant leadership in the area of community involvement in the education of our youth, grounded in the principle that educational investment is key to the community's well-being and long-term quality of life; and

**WHEREAS**, NEA's Read Across America, a national celebration of reading will be conducted on March 2, 2009, which would have been the 105<sup>th</sup>. birthday of Theodore Seuss Geisel, better known as Dr. Seuss; and

**WHEREAS**, Read Across America-NJ is being conducted statewide by the New Jersey Education Association, in partnership with the New Jersey State League of Municipalities, the New Jersey Library Association, Saturn-UAW, and their local affiliates across the state to promote reading and adult involvement in the education of our community's students;

**NOW, THEREFORE, BE IT RESOLVED** that I Nancy Grbelja, Mayor of the Township of Millstone call on the citizens of the Township of Millstone to assure that every child is in a safe place reading together with a caring adult on March 3, 2009;

**AND BE IT FURTHER RESOLVED** that this body enthusiastically endorses NEA's Read Across America and Read Across America-NJ, and recommits our community to engage in programs and activities to make America's children the best readers in the world.

**PROCLAIMED** this, the 4<sup>th</sup>. day of March, 2009.

**ARC Awareness Month**

**WHEREAS**, intellectual and developmental disabilities are conditions which affect more than 7 million Americans and their families; and

**WHEREAS**, public awareness and education enhance a community's understanding of the issues affecting people with intellectual and developmental disabilities; and

**WHEREAS**, people with intellectual and developmental disabilities can be vital and vibrant members of our communities, improving the quality of life for all of us; and

**WHEREAS**, the month of March has been designated Arc Awareness Month by the state of New Jersey with 20 chapters of The Arc undertaking public awareness, educational and fundraising initiatives;

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**WHEREAS**, The Arc of Monmouth serves over 1400 individuals with cognitive disabilities throughout Monmouth County and advocates for and with people with intellectual and developmental disabilities and their families; and

**WHEREAS**, The Arc of Monmouth is celebrating 59 years of service to families and individuals throughout Monmouth County;

**ARC AWARENESS MONTH**

In the Township of Millstone, New Jersey and urge that the citizens of the Township of Millstone, New Jersey to give full support of efforts towards enabling people with intellectual and developmental disabilities to live full and productive lives of inclusion in our communities.

Proclaimed this the 4<sup>th</sup> day of March 2009

**CORRESPONDENCE:**

1. Letter received from Millstone Trailblazers requesting to use Wagner Farm Park on September 27, 2009 to celebrate the grand opening of the trails connecting Wagner Farm Park and Charleston Springs Golf Course.

**ORDINANCE'S**

**ORDINANCE 09-03**

**SECOND READING** AN ORDINANCE AMENDING CHAPTER II (ADMINISTRATION), SECTION 2-38 (WATERSHED MANAGEMENT AND PRESERVATION COUNCIL) OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF MILLSTONE, COUNTY OF MONMOUTH, STATE OF NEW JERSEY.

**EXPLANATORY STATEMENT:** This Ordinance amendment reduces the number of members of the Watershed Management and Preservation Council from nine (9) members to five (5) members and further adds two (2) alternate members to the Council.

Affidavit of publication presented.

Mayor Grbelja opens the public hearing at 8:02 p.m.

No Public Comment.

Mayor Grbelja closes the public hearing at 8:02 p.m.

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

Committee Discussion:

VOTE:

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

NAYS: None

ABSTAINED: None

ABSENT: C/Abilheira

**ORDINANCE 09-04**

**SECOND READING** AN ORDINANCE AMENDING CHAPTER III (POLICE REGULATIONS) BY CREATING SECTION 3-24 (REGULATION OF MOTOR VEHICLES ON TOWNSHIP OWNED PROPERTY) OF THE REVISED GENERAL

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ORDINANCES OF THE TOWNSHIP OF MILLSTONE, COUNTY OF MONMOUTH AND STATE OF NEW JERSEY.

**EXPLANATORY STATEMENT:** This Ordinance hereby controls the use of motor vehicles on Township owned property or property in which the Township has an interest.

Affidavit of publication presented.

Mayor Grbelja opens the public hearing at 8:07 p.m.

No Public Comment.

Mayor Grbelja closes the public hearing at 8:07 p.m.

Motion to adopt on second reading as amended (adding –Agricultural vehicles, while being used for Agricultural purposes crossing Township Owned Property from one immediately adjacent farm field to another immediately adjacent farm field).

Moved C/Kuczinski, Second C/Kinsey.

Committee Discussion: None

VOTE:

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

NAYS: None

ABSTAINED: None

ABSENT: C/Abilheira

**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.**

09-63 Payment of vouchers.

09-64 Resolution designating the Month as “Women’s History Month”.

09-65 Resolution authorizing cancellation of balance previously approved from a prior year Capital Bond Ordinance.

09-66 Resolution to adopt temporary emergency appropriations #3.

09-67 Resolution accepting award of \$18,900 to undertake a Feasibility Study to determine the potential to Share Municipal Court Services.

09-68 Resolution authorizing the execution of a Developer’s Agreement for Benton Fibre Drum Co., Inc. Block 16 Lot 9.12, Site Plan No. PB 08-05.

09-69 Resolution denying request for release of performance guarantees for KFC, Site plan No. P98-12 (Block 56, Lot 11.01).

09-70 Resolution endorsing the submission of the Recycling Tonnage Grant Application for the calendar year 2008 to the New Jersey Department of Environmental Protection.

09-71 Resolution awarding contract for 2009 Turf Fertilization and Chemical Program.

09-72 Resolution awarding contract for 2009 Wagner Farm Park Maintenance Schedule.

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

Committee Discussion:

VOTE:

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

NAYS: None

ABSTAINED: None

ABSENT: C/Abilheira

**TOWNSHIP COMMITTEE MINUTES:**

1. Regular Session of January 21, 2009.
2. Regular Session of February 4, 2009

Motion to adopt, Moved C/Kuczinski, Second M/Grbelja.

Committee Discussion:

VOTE:

AYES: C/Kinsey (1/21/09), C/Kuczinski, C/Masci, M/Grbelja

NAYS: None

ABSTAINED: C/Kinsey (2/4/09)

ABSENT: C/Abilheira

**APPLICATION FOR RAFFLE LICENSE:**

1. Women's Organization – On premise raffle April 5, 2009 at the Millstone Township Middle School, from 10am-1pm.

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

**NEW BUSINESS:**

1. Building Department Fee Ordinance – First Reading 3/18/09.
2. Farm Market Fee Ordinance – First Reading 3/18/09.

**PRIVILEGE OF THE FLOOR:**

Mayor Grbelja opens the meeting to the public at 8:13 p.m.

1. Ed Reed – Stagecoach Road – Reads the following statement:

I am here to address the committee as a tax payer and firefighter. I know that the committee is meeting with the BFC to review the budget to be acted on at the March 18<sup>th</sup> meeting, but I feel I would be remiss if I didn't speak up now before any final decisions are made.

I have been a volunteer for over 30 years and I have watched the fire co grow and evolve in to a group of dedicated well trained professionals (Both paid and volunteer). Our firefighters work full time jobs (some more than one) then come home only to run back out to attend training classes at the fire house or at the various fire academies for 3-4 hours more at night, in addition to responding to calls for

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help at all hours of the night or day.

Last year our firefighters logged close to 3000 hours responding to 446 incidents and over 1200 hours training in addition to fire prevention and community activities.

I've heard the various committees praise the members of our emergency services for the job we do, but I find it embarrassing that we have to come here to beg and plead for the funds to do our job safely and efficiently.

Our members put their lives on the line in addition to spending all the hours training and all we ask for is the funding to do our job. We understand that times are tough right now, we also pay the same taxes that support our operations, but I don't think 36 votes is a mandate to reduce a budget that affects the safety of 12000 + residents.

In reviewing my 2008 tax bill we spent 8.3 cents on open space taxes and 8.6 cents on fire protection, I think we need to be as supportive with our life safety as we are with open space. The township committee has a responsibility to see all sides of the issues and sometimes look beyond emotions to make the tough decisions needed to protect the lives and property of the residents of Millstone Township. The 2009 budget already has reduced line items for the previous year's cuts that even without any additional cuts we are behind the eight ball. During Sunday night's storm the volunteers left their families and spent the night sleeping in sleeping bags at the firehouse in case there was a call for help and then got up and went to work the next morning, because there was no money for overtime. As a tax payer and fire chief I promise I will continue to be as prudent as possible with the limited tax dollars available. We are doing all we can, now it's time for you to do your part and please fund our budget.

2. Anthony Tetto – Bergen Mills Road – Asks how the COAH sub-committee meeting went.
3. Tom Breslin – Arrowhead Way – Asks if anyone knows why there was a traffic counter on Bergen Mills Road.

Mayor Grbelja closes the meeting to the public at 8:27 p.m.

Motion to adjourn, Moved C/Kinsey, Second C/Masci. © Time Out 8:28 p.m.

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