

ACTION MAY BE TAKEN BY THE TOWNSHIP COMMITTEE

April 2, 2013

AGENDA

Regular Meeting of the Hazlet Township Committee held at 8:03 p.m.

Salute to the flag and moment of silent prayer called by Mayor.

Mayor's Statement – Open Public Meetings Act & Emergency Fire Exits.

In Compliance with the "Open Public Meetings Act" of the State of New Jersey, adequate notice of this meeting of the Township Committee was provided in the following manner:

- A. On March 20, 2013, advance written notice of this meeting was posted at:
1766 Union Avenue, Hazlet, New Jersey.

- B. On March 20, 2013, advance written notice of this meeting was forwarded to
the Independent and published in the Asbury Park Press on March 22, 2013.

- C. On March 20, 2013 copies of advance written notice of this meeting were
mailed to all persons who requested and paid for such notices on or before January
1, 2013.

FIRE EXITS are located in the directions I am indicating:

Farther down at the end of the room, through the doors and down the stairs, directly out the front door.

To my right is the door, make a right down the hallway which leads to the stairs and directly out the rear of the building.

If you are alerted for fire, please move in a calm and orderly manner to the nearest exit. Finally, let the record reflect that the minutes of this meeting will accurately reflect the topics addressed during this meeting but will not be a verbatim transcript of tonight's proceedings. Thank you. I direct the Municipal Clerk to enter into the minutes of this meeting these announcements.

<u>ROLL CALL</u>	<u>PRESENT</u>	<u>ABSENT</u>
Committeeman Aagre	<u> X </u>	<u> </u>
Committeewoman Ronchetti	<u> </u>	<u> X </u>
Committeeman Sachs	<u> X </u>	<u> </u>
Deputy Mayor DiNardo	<u> X </u>	<u> </u>
Mayor Belasco	<u> X </u>	<u> </u>

Approval of Minutes – Executive Session – January 14, 2013 and January 22, 2013.

Offered Committeeman Sachs

2nd Deputy Mayor DiNardo

Roll Call: Committeeman Aagre Abstain

Committeewoman Ronchetti Absent

Committeeman Sachs Yes

Deputy Mayor DiNardo Yes

Mayor Belasco Abstain

Recognizing Robert Cullen, Kevin Leonard and Stephen Schmidt their years of service and dedication to Hazlet Township.

Accepted by: Robert Cullen

Accepted by: Stephen Schmidt

Presentation of a Safety Award- Given by Marilyn Colas

Accepted by: Mayor Belasco

Ordinance Hearings:

1. ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A.40a:4-45.14) FOR THE 2013 CALENDAR YEAR

Introduced: March 19, 2013.

Published in The Asbury Park Press, issue of March 22, 2013. Proof on file.

Posted in Town Hall – March 20, 2013.

Hearing scheduled for April 2, 2013.

Hearing:

Bill Shewan- What does the \$234,927.80 represent and what does \$548,164.86 represent? One is the 3.5 above cap and the other one is also 3.5, what do they represent exactly?

Dennis Pino, Interim Administrator – I don't know specifically but we can get you the information tomorrow. I will speak to Tom.

Committeeman Aagre- It basically allows us to collect more money and bank it in case there is need for emergencies. We put it towards surplus so we can use it later on. If we don't put this in place we are limited to what you can save as a township. I believe every two years we can do this. Again, it allows us to bank over and above what we are allowed to.

Mr. Shewan- That is what I thought. It looks like it is coming from surplus from a previous year. So it is not increasing the budget.

Committeeman Aagre- No it is not increasing the budget we are introducing. If we don't do it we will have problems the budget next year. We would not be able to exceed anything over that 2% as far as the surplus or a savings.

Motion to close hearing:

Offered Deputy Mayor DiNardo

2nd Committeeman Sachs

Voice vote: Yes

Action of Committee: Adopt X

Offered Deputy Mayor DiNardo

2nd Committeeman Sachs

Roll Call: Committeeman Aagre Yes

Committeewoman Ronchetti Absent

Committeeman Sachs Yes

Deputy Mayor DiNardo Yes

Mayor Belasco Yes

2. AN ORDINANCE FIXING AND ESTABLISHING THE SCHEDULE OF SALARIES, SALARY RANGES, INCREMENTS, WAGES AND FEES FOR CERTAIN OFFICIALS AND EMPLOYEES OF HAZLET TOWNSHIP, COUNTY OF MONMOUTH, STATE OF NEW JERSEY

Introduced: March 19, 2013.

Published in The Asbury Park Press, issue of March 22, 2013. Proof on file.

Posted in Town Hall – March 20, 2013.

Hearing scheduled for April 2, 2013.

Hearing:

No one spoke at hearing.

Motion to close hearing:

Offered Committeeman Sachs

2nd Committeeman Aagre

Voice vote: Yes

Action of Committee: Adopt X

Offered Committeeman Sachs

2nd Committeeman Aagre

Roll Call: Committeeman Aagre Yes

Committeewoman Ronchetti Absent

Committeeman Sachs Yes

Deputy Mayor DiNardo Yes

Mayor Belasco Yes

Reports

Municipal Judge – February 2013 – Total fees collected - \$34,806.07.

Resolutions, Motions and Appointments:

Resolutions #104 through #109 are by Consent Agenda. All matters listed under Consent Agenda are considered to be routine by the Township Committee and will be enacted by one motion. There will be no separate discussions of these items. If discussion is desired by the Mayor or any member of the Township Committee, that item will be removed and will be considered separately. Advance copies of

each resolution have been given to each Committee Member. The original resolutions are with the Municipal Clerk for inspection as listed below.

104. Accepting the Hurricane Sandy Recognition Plaque from the Monmouth County Joint Insurance Fund.

105. Authorizing the Hazlet Township Recreation Commission to hold a fireworks display on July 3, 2013 with a rain date of July 6, 2013.

106. Amending Resolution #270 refund of the overpayment of taxes due to a tax court judgment.

107. Release of the Engineering fees for Forte Builders, for property at 4 Christopher Lane.

108. Refund of the overpayment of taxes made by Virgo Municipal Finance Fund, LP.

109. Release of various zoning board escrow fees.

Offered Committeeman Sachs

2nd Deputy Mayor DiNardo

Roll Call: Committeeman Aagre Yes

Committeewoman Ronchetti Absent

Committeeman Sachs Yes

Deputy Mayor DiNardo Yes

Mayor Belasco Yes

110. Authorizing the Tax Assessor to settle tax appeals that do not exceed \$10,000.00 per appeal.

Offered Committeeman Aagre

2nd Mayor Belasco

Roll Call: Committeeman Aagre Yes

Committeewoman Ronchetti Absent

Committeeman Sachs Yes

Deputy Mayor DiNardo Yes

Mayor Belasco Yes

111. Authorizing the Mayor to execute an access agreement for Block 93, Lot 11. (to allow the township on private property)

Offered Deputy Mayor DiNardo

2nd Committeeman Aagre

Roll Call: Committeeman Aagre Yes

Committeewoman Ronchetti Absent

Committeeman Sachs Yes

Deputy Mayor DiNardo Yes

Mayor Belasco Yes

112. Emergency Temporary Appropriations. (To increase temporary budget until final budget adopted)

Offered Committeeman Sachs

2nd Deputy Mayor DiNardo

Roll Call: Committeeman Aagre Yes Committeewoman Ronchetti Absent
Committeeman Sachs Yes Deputy Mayor DiNardo Yes
Mayor Belasco Yes

113. Appointment of Frank DiRoma as a permanent part time Building Inspector.
(previously a temporary employee)

Offered Committeeman Aagre 2nd Committeeman Sachs

Roll Call: Committeeman Aagre Yes Committeewoman Ronchetti Absent
Committeeman Sachs Yes Deputy Mayor DiNardo Yes
Mayor Belasco Yes

114. Appointment of Joseph Penevolpe as a permanent part time Plumbing Subcode Official.
(previously a temporary employee)

Offered Deputy Mayor DiNardo 2nd Committeeman Sachs

Roll Call: Committeeman Aagre Yes Committeewoman Ronchetti Absent
Committeeman Sachs Yes Deputy Mayor DiNardo Yes
Mayor Belasco Yes

115. Appointment of Steven Winters as a permanent part time Fire Subcode Official.
(previously a temporary employee)

Offered Committeeman Aagre 2nd Mayor Belasco

Roll Call: Committeeman Aagre Yes Committeewoman Ronchetti Absent
Committeeman Sachs Yes Deputy Mayor DiNardo Yes
Mayor Belasco Yes

Payment of Bills:

Advance bill lists having been supplied to each Committee Member.

Offered Committeeman Sachs 2nd Mayor Belasco

Roll Call: Committeeman Aagre Yes Committeewoman Ronchetti Absent
Committeeman Sachs Yes Deputy Mayor DiNardo Yes
Mayor Belasco Yes

Citizens Hearing:

David Van Leer – Last time I was here I mentioned cat lady and I used the word hate and that is not my feelings towards her I just dislike the whole situation. You have someone working for animal control now but the problems still persist. Now with the warmer weather and kids going outside is creating more of a nuisance. Hopefully with the help of the guy who is supposed to tame these animals maybe we can get this under control. You had said last time the sidewalks at my house may be coming out. Can you clarify that?

Committeeman Sachs- When his house was built they put a new sidewalk in front of it hoping the domino effect. It never happened because there is on other new construction over there.

Mr. Van Leer- You said they may be coming out and looking into a project in that area with the curbs. Do you have any more on that?

Committeeman Sachs- I cannot give you any more on that we have not been discussing any true capital improvements so far this year.

Mr. Van Leer- Lastly, the trash pickup is that something you can clarify a little bit more?

Deputy Mayor DiNardo- We are looking into it right now. It is something that I started in January. It would a pick up where the recycling and the garbage would go out to bid for one contractor and that company would do the entire town. This would stop the 5 or 6 companies coming through town. You might have 3 pickups in your town and it might be 4 days a week you have garbage trucks in your town and we would go back to every two weeks and all your recycling would go into one pail. They would separate it down at landfill. It would be one single stream. It would still be a one arm bandit. Our goal is to supply the pails so you get a better price.

Mayor Belasco- We are still in the planning stages.

David Kestner- I have a published notice from the Asbury Park Press. I was here last week where were you?

Committeeman Sachs- We were here.

Mayor Belasco- We had a workshop last week.

Mr. Kestner- You published that there would also be public meetings.

Attorney Cucchiaro- It was a public meeting.

Mr. Kestner- I was here last Tuesday at 7:55 PM and there was no one here and the lights were out.

Mayor Belasco- We were in the back room.

Attorney Cucchiaro- The meeting began at 7PM.

Mr. Kestner- Yes you published that there would be workshop but you also published there would be a public meeting here.

Attorney Cucchiaro- It is a public meeting and members of the public participated in it. We publish that we reserve the right to take official action.

Mr. Kestner- So on the fourth Tuesday of each month the public is welcome in that back room.

Attorney Cucchiaro- You are not only welcome but it is your statutory right.

Jim Brady- What is the difference between permanent part time and previously a temporary employee?

Committeeman Sachs- The Department of Personnel clarification.

Committeeman Aagre- You can only be temporary for a certain amount of time which they extended beyond that. Being permanent part time means no change in salary or hours.

Elizabeth Steiner- I happen to be a lucky resident to have a creek behind my yard. This is a good thing but also a bad thing. A number of years ago when my grandfather owned the home a development was put in on Daniel Drive and they put cement on the one side of the creek to block the erosion. However, that has now caused me to lose a great deal of property on my side of the creek. It also compromised my pool which I had to take down this previous summer. Is there anything on the township level we are able to do about this?

Attorney Cucchiaro- When you say you lost property what do you mean?

Ms. Steiner- My property line goes to the center of the creek. However, the center of the creek there is also a quite large hole in where my property wiggles in and comes back out. It is also starting to affect my neighbors also but I have suffered the largest deficit of property as to date.

Mayor Belasco- If I am not mistaken across the street from you there is a place that is collapsing too. I am not sure but I believe that there was insurance that was supposedly taken out because of that. I don't know about you but I know they did not have it. This is something I think we can check into.

Dennis Pino, Interim Administrator- Private property there is not much.

Ms. Steiner- Who is in charge of the maintenance of the creek, county, town or state?

Committeeman Sachs- Maintenance meaning what?

Ms. Steiner- I have Pathmark carts back there that I obviously did not put in there.

Committeeman Sachs- The town can go and take those things out but we are controlled by DEP on what we can and can't do. There are plenty of people on the Daniel Drive side that have lost a substantial amount of property also from the erosion.

Ms. Steiner- What we are really looking for is a retaining wall of some kind.

Committeeman Sachs- We are not allowed to do them that is by DEP only and to get them to allow you to do that.

Ms. Steiner- Essentially I can lose my entire back yard.

Committeeman Sachs- Unless we can get someone from DEP down here and let them look at that and see if they have a plan or if they allow you to do something to hold back your property. That is about as far as we can go when it comes to that. We cannot allow you to put a retaining wall in there or back fill. We can make the phone call out to our representative of DEP and have them come out and look at that and see what they will allow you to do to.

Mayor Belasco- Young lady I want to commend you. This is a serious issue and there is a substantial amount that you can lose and you came up here very pleasant and you did not attack. We will do what we can for you.

Motion to close hearing:

Offered Committeeman Sachs

2nd Mayor Belasco

Voice vote: Yes

Motion to adjourn:

Offered Committeeman Sachs

2nd Mayor Belasco

Voice vote: Yes

Time: 8:32 PM