

**November 17, 2014**

**AGENDA**

**Regular Meeting** of the Hazlet Township Committee held at 8:00 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 January 6, 2014, advance written notice of this meeting was posted at:  
1766 Union Avenue, Hazlet, New Jersey
- (B) On January 6, 2014, advance written notice of this meeting was forwarded to the Independent and published in the Asbury Park Press on January 8, 2014.
- (C) On January 6, 2014, 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, 2014.

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>
Committeewoman Ronchetti	_____	<u>  X  </u>
Committeeman Sachs	<u>  X  </u>	_____
Deputy Mayor Belasco	<u>  X  </u>	_____
Mayor DiNardo	<u>  X  </u>	_____

Approval of Minutes – Regular Meeting – October 21, 2014 and October 28, 2014  
Workshop Meeting – October 21, 2014 and October 28, 2014

Offered Committeeman Sachs 2<sup>nd</sup> Deputy Mayor Belasco  
Roll Call: Committeeman Aagre Absent Committeewoman Ronchetti Absent  
Committeeman Sachs Yes Deputy Mayor Belasco Yes  
Mayor DiNardo Yes

Approval of Executive Session Minutes – October 21, 2014 and October 28, 2014

Offered Committeeman Sachs 2<sup>nd</sup> Deputy Mayor Belasco  
Roll Call: Committeeman Aagre Absent Committeewoman Ronchetti Absent  
Committeeman Sachs Yes Deputy Mayor Belasco Yes  
Mayor DiNardo Yes

Ordinance Hearings:

1. AMENDING AND SUPPLEMENTING CHAPTER 181-408.07 OF THE TOWNSHIP CODE OF THE TOWNSHIP OF HAZLET, ENTITLED “FENCES AND WALLS”

Introduced: October 7, 2014.

Published in The Asbury Park Press, issue of October 11, 2014. Proof on file.

Posted in Town Hall – October 8, 2014.

Hearing was deferred to November 17, 2014.

**Defer hearing to December 2, 2014.**

**Action of Committee: Defer until December 2, 2014**

Offered Deputy Mayor Belasco 2<sup>nd</sup> Committeeman Sachs  
Roll Call: Committeeman Aagre Absent Committeewoman Ronchetti Absent  
Committeeman Sachs Yes Deputy Mayor Belasco Yes  
Mayor DiNardo Yes

2. AN ORDINANCE AMENDING POLICE DEPARTMENT SECTION 90, CHAPTER 22 (CANCELLATION) OF THE TOWNSHIP OF HAZLET, COUNTY OF MONMOUTH AND STATE OF NEW JERSEY

Introduced: October 28, 2014.

Published in The Asbury Park Press, issue of October 31, 2014. Proof on file.

Posted in Town Hall – October 29, 2014.

Hearing to be held November 17, 2014.

**Hearing:**

**No one spoke at hearing.**

**Motion to close hearing:**

Offered Deputy Mayor Belasco

2<sup>nd</sup> Committeeman Sachs

Voice vote: Yes

**Action of Committee:** Adopt X

Offered Deputy Mayor Belasco

2<sup>nd</sup> Committeeman Sachs

Roll Call: Committeeman Aagre Absent

Committeewoman Ronchetti Absent

Committeeman Sachs Yes

Deputy Mayor Belasco Yes

Mayor DiNardo Yes

**Resolutions, Motions and Appointments:**

Resolutions #324 through #331 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.

- 324. Authorizing the Township to assess a Municipal Lien on various properties – property maintenance.
- 325. Authorizing the Mayor and Clerk to execute the 2015 Special Citizens Area Transportation System (SCAT).
- 326. Issuance of Raffle License RL-4028 to the Holmdel Football Association, Inc.
- 327. Refund of construction permit fees made by the Mark Group.
- 328. Refund of construction permit fees made by Frank Brock.
- 329. Refund of business license fee for Community Tax Service.
- 330. Refund of the overpayment of taxes made by US Bank.

331. Refund of a Temporary Food Handlers License fee to Hair Dynamics.

Offered Deputy Mayor Belasco

2<sup>nd</sup> Committeeman Sachs

Roll Call: Committeeman Aagre Absent

Committeewoman Ronchetti Absent

Committeeman Sachs Yes

Deputy Mayor Belasco Yes

Mayor DiNardo Yes

332. Extension of a medical leave of absence for Ed Zimmerman.

Offered Committeeman Sachs

2<sup>nd</sup> Deputy Mayor Belasco

Roll Call: Committeeman Aagre Absent

Committeewoman Ronchetti Absent

Committeeman Sachs Yes

Deputy Mayor Belasco Yes

Mayor DiNardo Yes

333. Authorizing the Mayor and Clerk to submit an electronic grant application to the New Jersey Department of Transportation.

Offered Mayor DiNardo

2<sup>nd</sup> Deputy Mayor Belasco

Roll Call: Committeeman Aagre Absent

Committeewoman Ronchetti Absent

Committeeman Sachs Yes

Deputy Mayor Belasco Yes

Mayor DiNardo Yes

334. Authorizing the Engineer to execute Progress Payment Estimate No. 2 for Jads Construction for the 2014 Road Improvement Program.

Offered Mayor DiNardo

2<sup>nd</sup> Committeeman Sachs

Roll Call: Committeeman Aagre Absent

Committeewoman Ronchetti Absent

Committeeman Sachs Yes

Deputy Mayor Belasco Yes

Mayor DiNardo Yes

335. Compensation for obtaining a sewer collection license.

**Pulled**

336. Appropriation transfers.

**Pulled**

337. Insertion of an item of revenue for Body Armor Replacement fund in the 2014 budget.

Offered Committeeman Sachs

2<sup>nd</sup> Deputy Mayor Belasco

Roll Call: Committeeman Aagre Absent

Committeewoman Ronchetti Absent

Committeeman Sachs Yes

Deputy Mayor Belasco Yes

Mayor DiNardo Yes

338. Insertion of an item of revenue for Bayshore DWI Saturation Patrol Program in the 2014 budget.

Offered Mayor DiNardo

2<sup>nd</sup> Deputy Mayor Belasco

Roll Call: Committeeman Aagre Absent

Committeewoman Ronchetti Absent

Committeeman Sachs Yes

Deputy Mayor Belasco Yes

Mayor DiNardo Yes

339. Approving the 2013 certification list for LOSAP.

Offered Deputy Mayor Belasco

2<sup>nd</sup> Committeeman Sachs

Roll Call: Committeeman Aagre Absent

Committeewoman Ronchetti Absent

Committeeman Sachs Yes

Deputy Mayor Belasco Yes

Mayor DiNardo Yes

340. Settlement Agreement with Edward and Lourdes McNamee.

Offered Mayor DiNardo

2<sup>nd</sup> Committeeman Sachs

Roll Call: Committeeman Aagre Absent

Committeewoman Ronchetti Absent

Committeeman Sachs Yes

Deputy Mayor Belasco Yes

Mayor DiNardo Yes

341. Rescinding the contract with the Borough of Helmetta for Animal Control Services.

Offered Mayor DiNardo

2<sup>nd</sup> Deputy Mayor Belasco

Roll Call: Committeeman Aagre Absent

Committeewoman Ronchetti Absent

Committeeman Sachs Yes

Deputy Mayor Belasco Yes

Mayor DiNardo Yes

342. Authorizing CME to continue remediation on the Pflieger property.

Offered Deputy Mayor Belasco

2<sup>nd</sup> Committeeman Sachs

Roll Call: Committeeman Aagre Absent

Committeewoman Ronchetti Absent

Committeeman Sachs Yes

Deputy Mayor Belasco Yes

Mayor DiNardo Yes

#### **Payment of Bills:**

Advance bill lists having been supplied to each Committee Member.

Offered Committeeman Sachs

2<sup>nd</sup> Deputy Mayor Belasco

Roll Call: Committeeman Aagre Absent

Committeewoman Ronchetti Absent

Committeeman Sachs Yes

Deputy Mayor Belasco Yes

Mayor DiNardo Yes

#### **Citizens Hearing:**

Donna Benoit- Just following up on the signs for Concorde, Revere Place and Bunker Hill that was passed at the September 1, 2014 meeting. Just want to know the status?

Mayor DiNardo- They have been doing a lot of work on signage throughout the town but I will bring back to Dave Rooke and get the signs up.

Ms. Benoit- I know it is approved it is just a matter of time before it goes up?

Mayor DiNardo- Yes.

John Cornione –9 Cedar Place - On Helmetta thank you for canceling it I was very concerned about it. Is that immediate cancellation?

Attorney Cucchiaro- The contract provides a 60 day notice of cancellation however they have been shut down they are completely breached they have no ability to even perform so we immediately terminated the contract. The committee also voted tonight to authorize an emergency agreement with probably a joining municipality to handle those services until we more formally enter into an agreement with somebody.

Debra Muller- I have been speaking with the Mayor about taking care of the animals if any dogs get picked up. My rescue is willing to foster them until we can find owners instead of sending them to a shelter situation where something that happened with Helmetta could happen again. I have no problem doing that and if they are not reclaimed my rescue will take them in and we will rehome them.

Mayor DiNardo- We look forward to working with you.

Bill Shewan- It is very unusual that you see the township filing a litigation against someone in the town so I am referring to the township against Edward McNamee. Now that is a matter of court record what was that about?

Attorney Cucchiaro- The township had entered into a contract of sale with the McNamee property and the township was going to purchase property from the McNamee's using money that was grant money essentially from the Port Authority. It was a combination of developing the property, as well as, environmental sensitive property and the McNamee's were going to be permitted to retain a certain amount of the property in order to have a sub-division and essentially after the contract was signed the McNamee's didn't move forward in a way that the township thought was consistent with the contract. After a prolonged period of trying to work it out amicably the township filed an action to enforce the contract of sale. We filed "Time of the Essence" showed with check in hand and waited approximately 2 hours on the day that we told them we would close on the property and they did not show up. We tried a number of ways to work it out and it did not work out.

Mr. Shewan- So we won't be getting that property then?

Attorney Cucchiaro-No this is the settlement which gets us all that property.

Mr. Shewan- So the settlement is for the property?

Committeeman Sachs- Yes.

Deputy Mayor Belasco- Bill you have a lot of work to do in recreation what we discussed went through tonight so you guys can go ahead and do what you have to do.

Mr. Shewan-Thank you.

**Motion to close hearing:**

Offered Committeeman Sachs

2<sup>nd</sup> Deputy Mayor Belasco

Voice Vote: Yes

**Motion to adjourn:**

Offered Committeeman Sachs

2<sup>nd</sup> Deputy Mayor Belasco

Voice Vote: Yes

Time: 8:15 PM