

July 7, 2015

AGENDA

Regular Meeting of the Hazlet Township Committee held at 8:01 p.m.

Salute to the flag and moment of silent prayer called by the 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 5, 2015, advance written notice of this meeting was posted at:
1766 Union Avenue, Hazlet, New Jersey.
- (B) On January 5, 2015, advance written notice of this meeting was forwarded to the Independent and published in the Asbury Park Press on January 7, 2015.
- (C) On January 5, 2015, 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, 2015.

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 DiNardo	<u> X </u>	<u> </u>
Committeewoman Kiley	<u> </u>	<u> X </u>
Committeewoman Ronchetti	<u> X </u>	<u> </u>
Deputy Mayor Aagre	<u> X </u>	<u> </u>
Mayor Sachs	<u> X </u>	<u> </u>

Approval of Minutes – Workshop Meetings – June 16, 2015 and June 23, 2015.
Regular Meeting – June 16, 2015.

Offered Committeewoman Ronchetti 2nd Committeeman DiNardo

Roll Call: Committeeman DiNardo Yes Committeewoman Kiley Absent
Committeewoman Ronchetti Yes Deputy Mayor Aagre Yes
(abstain 6/16/15)
Mayor Sachs Yes

Approval of Executive Session Minutes – June 16, 2015 and June 23, 2015.

Offered Committeewoman Ronchetti 2nd Committeeman DiNardo

Roll Call: Committeeman DiNardo Yes Committeewoman Kiley Absent
Committeewoman Ronchetti Yes Deputy Mayor Aagre Yes
(abstain 6/16/15)
Mayor Sachs Yes

Ordinance Hearings:

1. AN ORDINANCE AMENDING AND SUPPLEMENTING CERTAIN SECTIONS OF CHAPTER 181 TITLED “DEVELOPMENT REVIEW ORDINANCE” OF THE TOWNSHIP CODE TO AMEND CERTAIN STANDARDS

Introduced: June 16, 2015.
Published in The Asbury Park Press, issue of June 19, 2015. Proof on file.
Posted in Town Hall – June 17, 2015.
Hearing to be held July 7, 2015.

Hearing:

Bill Shewan- I read the ordinance and I have gone over it and its quite a few pages and I will repeat at this point what I had said previously just as a comment. I do find this extensive and very professional the way it is written. I assume everyone on the Committee has read it in detail and I would ask first, I see for example some of the fees are \$10,000.00, \$7,500.00 and of course I am quoting some of the higher fees not the lower ones. Is this user friendly to business and is it user friendly to the citizens of Hazlet? I did not compare this with the current rates, does it represent an increase in rates or a decrease in rates?

Mayor Sachs- I don't believe it was an increase in rates I believe it was a lot of verbiage change throughout the ordinance.

Deputy Mayor Aagre- It is really just in reference to PDF files in lieu of 20 copies you are doing six hard copies and pdf files. The rates for the administrative fees the one for

appeals for the government body has been deleted anything else is basically remaining the same as it was.

Mr. Shewan- You would say it is user friendly?

Deputy Mayor Aagre- It has been in existence for a couple of years now yes.

Motion to close hearing:

Offered Committeeman DiNardo 2nd Mayor Sachs

Voice vote: Yes

Action of Committee: Adopt X

Offered Committeeman DiNardo 2nd Mayor Sachs

Roll Call: Committeeman DiNardo Yes Committeewoman Kiley Absent

Committeewoman Ronchetti Yes Deputy Mayor Aagre Yes

Mayor Sachs Yes

2. BOND ORDINANCE AMENDING AND SUPPLEMENTING BOND ORDINANCE NUMBER 1540-14 (WHICH PROVIDES FOR ACQUISITION OF NEW INFORMATION TECHNOLOGY EQUIPMENT AND A NEW AUTOMOTIVE VEHICLE, INCLUDING ORIGINAL APPARATUS AND EQUIPMENT) HERETOFORE FINALLY ADOPTED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF HAZLET, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY, ON MAY 20, 2014, TO AMEND THE DESCRIPTION AND REAPPROPRIATE MONIES SET FORTH THEREIN

Introduced: June 16, 2015.

Published in The Asbury Park Press, issue of June 19, 2015. Proof on file.

Posted in Town Hall – June 17, 2015.

Hearing to be held July 7, 2015.

Hearing:

No one spoke at hearing.

Motion to close hearing:

Offered Committeeman DiNardo 2nd Committeewoman Ronchetti

Voice vote: Yes

Action of Committee: Adopt X

Offered Committeeman DiNardo

2nd Committeewoman Ronchetti

Roll Call: Committeeman DiNardo Yes

Committeewoman Kiley Absent

Committeewoman Ronchetti Yes

Deputy Mayor Aagre Yes

Mayor Sachs Yes

Reports:

MUNICIPAL COURT – May 2015 – Total fees collected - \$22,275.32.

DEPARTMENT OF PUBLIC WORKS – May 2015 – Received and read.

POLICE DEPARTMENT – May 2015 – Total Calls Handled – 2,566.

CONSTRUCTION OFFICIAL – May 2015 – Total fees collected - \$19,455.00.

TAX COLLECTOR – April and May 2015 – Received and read.

S-1 - Mayors Appointment – Steve Sanfilippo for a five year term on the Recreation Advisory Council.

Resolutions, Motions and Appointments:

Resolutions #164 through #175 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.

164. Refund of swim team fees to Brendan Hayes.

165. Refund of swim club fees to Lillian Drive PTO.

166. Refund of swim club fees to Erin Almeida.

167. Refund of escrow fees for American Cellular Network, LLC, d/b/a/ Cingular Wireless, Block 120, Lots 64 and 64.01.

168. Authorizing the Township to assess a Municipal Lien on various properties – property maintenance.

169. Renewal of the 2015-2016 Liquor Licenses in the Township of Hazlet.

170. Renewal of an inactive ABC Plenary Retail Consumption License – MCES LLC (formerly Lone Star).

179. Authorizing CME to perform Engineering Services and Environmental Services for Natco Lake Trail Design and NJDEP Land Use Permitting.

Offered Deputy Mayor Aagre

2nd Committeeman DiNardo

Roll Call: Committeeman DiNardo Yes

Committeewoman Kiley Absent

Committeewoman Ronchetti Yes

Deputy Mayor Aagre Yes

Mayor Sachs Yes

180. Appointment of Ken Lind as a Provisional Sewer Repairer Supervisor in the Department of Public Works.

Offered Committeeman DiNardo

2nd Deputy Mayor Aagre

Roll Call: Committeeman DiNardo Yes

Committeewoman Kiley Absent

Committeewoman Ronchetti Yes

Deputy Mayor Aagre Yes

Mayor Sachs Yes

181. Authorizing Ed Huber to work no more than 28 hours per week.

Offered Committeeman DiNardo

2nd Committeewoman Ronchetti

Roll Call: Committeeman DiNardo Yes

Committeewoman Kiley Absent

Committeewoman Ronchetti Yes

Deputy Mayor Aagre Yes

Mayor Sachs Yes

182. 2015 Swim Club Salaries.

Offered Deputy Mayor Aagre

2nd Mayor Sachs

Roll Call: Committeeman DiNardo Yes

Committeewoman Kiley Absent

Committeewoman Ronchetti Yes

Deputy Mayor Aagre Yes

Mayor Sachs Yes

183. Appointment of Alex DelBuono as a temporary, part time seasonal employee in the Department of Public Works.

Offered Committeeman DiNardo

2nd Deputy Mayor Aagre

Roll Call: Committeeman DiNardo Yes

Committeewoman Kiley Absent

Committeewoman Ronchetti Yes Deputy Mayor Aagre Yes

Mayor Sachs Yes

184. Appointment of Jason Emmino as a temporary, part time, seasonal employee in the Department of Public Works.

Offered Committeeman DiNardo 2nd Deputy Mayor Aagre

Roll Call: Committeeman DiNardo Yes Committeewoman Kiley Absent

Committeewoman Ronchetti Yes Deputy Mayor Aagre Yes

Mayor Sachs Yes

185. Authorizing the Tax Collector and Chief Financial Officer to complete an application to participate in the electronic tax sale program.

Offered Committeewoman Ronchetti 2nd Mayor Sachs

Roll Call: Committeeman DiNardo Yes Committeewoman Kiley Absent

Committeewoman Ronchetti Yes Deputy Mayor Aagre Yes

Mayor Sachs Yes

186. Appointment of Matthew Zank as a temporary, part time, seasonal employee in the Department of Public Works.

Offered Committeeman DiNardo 2nd Deputy Mayor Aagre

Roll Call: Committeeman DiNardo Yes Committeewoman Kiley Absent

Committeewoman Ronchetti Yes Deputy Mayor Aagre Yes

Mayor Sachs Yes

187. Authorizing the township bid threshold to be increased to \$40,000.00.

Offered Deputy Mayor Aagre 2nd Committeeman DiNardo

Roll Call: Committeeman DiNardo Yes Committeewoman Kiley Absent

Committeewoman Ronchetti Yes Deputy Mayor Aagre Yes

Mayor Sachs Yes

188. Reduction in salary for Thomas O’Hara, CFO as part-time tax collector from \$25,000.00 to \$17,500.00 to provide for a temporary part time Tax Collector assistant, Ashlesha Deshpande, at an annual salary of \$7,500.00, effective July 1, 2015.

Offered Mayor Sachs

2nd Deputy Mayor Aagre

Roll Call: Committeeman DiNardo Yes

Committeewoman Kiley Absent

Committeewoman Ronchetti Yes

Deputy Mayor Aagre Yes

Mayor Sachs Yes

189. Appointment of Joseph Malley as a temporary, part time seasonal employee in the Department of Public Works.

Offered Committeeman DiNardo

2nd Committeewoman Ronchetti

Roll Call: Committeeman DiNardo Yes

Committeewoman Kiley Absent

Committeewoman Ronchetti Yes

Deputy Mayor Aagre Yes

Mayor Sachs Yes

190. Appointment of Shevaun Keegan as a temporary, part time Courier in the Department of Administration.

Offered Committeeman DiNardo

2nd Deputy Mayor Aagre

Roll Call: Committeeman DiNardo Yes

Committeewoman Kiley Absent

Committeewoman Ronchetti Yes

Deputy Mayor Aagre Yes

Mayor Sachs Yes

Payment of Bills:

Advance bill lists have been supplied to each Committee Member.

Offered Committeewoman Ronchetti

2nd Mayor Sachs

Roll Call: Committeeman DiNardo Yes

Committeewoman Kiley Absent

Committeewoman Ronchetti Yes

Deputy Mayor Aagre Yes

Mayor Sachs Yes

Citizens Hearing:

Charles Hoffman- Mr. Pino thank you for accepting my emails. You had four temporary employee appointments in the public works department. What is their mission?

Mayor Sachs- There mission is to pick up the slack because we have vacation time and wherever they are needed they go.

Mr. Hoffman- Are they considered full time, do they get benefits?

Administrator Pino- No they are seasonal, temporary employment.

Mr. Hoffman- Do they qualify for unemployment by any chance?

Administrator Pino- No.

Bill Shewan- I mentioned this to Scott and maybe you have gone over it but with reference to the Environmental Services by CME and NATCO and the resolution that was passed I am looking at the June 11, 2015 letter from CME and I believe there is a misstatement in this with regard to the trails. The way this is written and the way I would take it is that there is a concession that the trails are 10-15 feet wide and they are acceptable at that width which is against regulations with the exception of the trail going into the high school where the sewer line is. The other two would be an exception to what is stated here. It does state that the trails for the most part are delineated with gravel with approximately 10-15 feet wide and clear width. The existing trails are easy and accessible. They talk about easy accessible existing trails. They have been cleaned up pretty well by the previous administration however, under the remediation process there was supposed to be tree plantings along there so on and so forth. It indicates that the existing trails are easy accessible but poorly marked throughout the park and also several existing trails have large trees. It goes on to site the previous project for \$335,000.00. It had been re-written where the trails were to be even narrower than the original 10 foot and 15 foot. I believe the reference that they have here should be corrected. What is listed on the second page having to do with the scope of the work which has not been delineated fully, I understand they are going to send in a plan is fine with regard to all the items they are going to do in the park. I do want to make sure that in no shape or form do we have any understanding that the trails are to be 10, 8 or 15 foot wide.

Deputy Mayor Aagre- I did talk to you last night about this and you showed me the June 11 CME letter?

Mr. Shewan- Right.

Deputy Mayor Aagre- The front end of that letter was basically the old scope and the second page is the new scope. If you want I have a copy from the Monmouth County Park System basically reiterating the revised portion and nowhere does it talk about 10-15 foot trails. It talks about \$158,000.00 in lieu of the \$353,000.00 and it says reduce the grant award of \$79,000.00. If you want a copy you can certainly have that. I did clarify that.

Mr. Shewan- I will take a copy of that. We are fully aware that there won't 10-15 foot trails.

Committeeman DiNardo- We still have to go finish up Natco they still have some more cleaning and restoration.

Mr. Shewan – This has to do with an OPRA request I made concerning the Economic Development minutes and I was forwarded a letter from Attorney Gorman. There are no minutes from the Economic Development meeting it is not a public body under N.J.S.A. 10:4-8a, it is an informal group of township representatives, residents and business community leaders. It is not subject to the Open Public Meetings Act, minutes are not required and there are no documents to produce in response to Mr. Shewan's request. I accepted and passed on a letter which you may have seen. I would assume that this Committee reports back to the township?

Administrator Pino- They will it is just being reestablished in a sense so there is really no true mission statement or guidelines yet of what we are going to do in any which way or form. The idea is for them to look at all the situations that exist on the commercial aspect of real estate businesses so on and so forth and report back to the township.

Mr. Shewan- Purpose of the Committee I agree with 100% for improvement on the main fellow fares so on with business or housing. The reason I am bringing this up for another purpose and I would like clarification on from Mr. Gorman this has to do with my recent request with Cliff having to do with forming a committee that would be an informal committee. I asked for an informal way to study it and Committeewoman Ronchetti said you are just researching is you all you are saying so there is nothing wrong with that. Attorney Gorman said yes there is you are going to have an informal process for people to advise the committee as to what you are going to do. The informal process is outside the Open Public Meetings Act, outside the Public Records Act and outside the Government and outside the ethics laws. These people come tell you what they came up with and you are now talking about Open Public Government and putting it in a private committee and you cannot do that. What is the difference between that request and the committee we just formed?

Attorney Gorman- Primarily there is a statute that says how you change the government or how you go about considering change in the government and there is a clear statutory provision. In terms of economic development on the highway there is no statute that says you must do it this way you can do it any which way you want. The difference is that there is a statutory procedure that has to be followed.

Mr. Shewan- I understand that.

Attorney Gorman- You asked me for my answer.

Mr. Shewan- We had discussed that previously with regard to the statute on how you go about it. What we were talking about is a study group which is exactly what this is and the study group doesn't necessarily come up with the program on how you are going to do it and they just make recommendations to the committee. Where is the difference between that and the new economic committee? I see no difference personally as a lay person. I am not an attorney but I don't see the difference here at all. I understand the statute if we were to move forward formally but we asked for an informal committee so where one works I don't understand where the other doesn't.

Attorney Gorman – I will repeat what I said before and that is there is a statutory process already in place that says here is how you go about considering a change in government. There is mandatory process, mandatory involvement in the public there is notices, referendum, there is this and that. There is no process for sitting down with a group of concerned business people in

town how to revitalize Route 35 or 36. There is more flexibility on how a township goes about considering some economic development in its town.

Mr. Shewan- I had outlined at the second meeting that we did a presentation that there was a informal way of doing it and it is accepted under the law and I cited that law.

Attorney Gorman- Say you.

Mr. Shewan- Says the law not me.

Attorney Gorman- What you said and you did not provide it to me.

Mr. Shewan- Why should I?

Attorney Gorman-O.K.

Mr. Shewan- You are the attorney. I feel you have misstated intentionally and that what is good for one committee is good for another. I cited the law and I look at it as your job to follow up on it not me to do your job.

Megan Croken- Miellevielle Mobile Park- We got a petition together to try and clean up the park. I tried to sell my trailer which I own but I rent the property from Mr. Conti, this rent includes maintenance and upkeep of the property. The property as you know had not been kept up so I could not sell. This happened twice through a period of about 5 years. My health started declining and we were not getting the snow removed or lawn mowed and I had to do that with herniated disc in my back and arthritis and fibromyalgia and I tried to reach out to Mr. Conti to let him know I was trying to pay him and needed paperwork and got the Mayors help and got the paperwork. The letter was for disability that I was trying to get for four years and fell behind on my rent. Prior to that I paid my rent. Because I could not reach Mr. Conti I got denied state help. A group of us tried to get the park cleaned up so we could sell our trailers we had no idea that the park was as bad as it was until we took pictures. I tried to fight this but had no help. Sharon Keegan had told 3 of the tenants that the township gave the tenants violations so some of the tenants thought I was one that was the reason why the township gave them violations so the tenants got mad at me. I have been evicted I finally received my disability and the next day I was evicted. Is Mr. Conti trying to sell that property and what would be the reasoning for him not calling us back and doing the work? What we can gather is that if the town is allowing him not to do this stuff and not giving him any kind of retribution or punishment for not doing what he was supposed to do. We pay \$700.00 in rent for that and the township decided to not force him to do it. Since his license was taken away what does his license do for him much less when it is taken away he can still do business?

Administrator Pino- No license was pulled there is another park owner who was behind in their license fees for 3 years and they were issued summonses and they have a court date in August. He has a license now. All parks have a license to operate we can't just say you have to stop operating everyone has to leave the park tomorrow and you have to pay your fees.

Ms. Croken- I am very upset that the township allowed this to happen to not just me there are many tenants who threw their keys and said the heck with it.

Charles Hoffman- Committeeman DiNardo a couple of months ago when I raised the issue about the Stone Road stub you said it was going to be rebuilt. They come they patch it and the next time I go over there is another big chunk missing somewhere else. With oil prices dropping you might be able to squeeze a couple of more miles out of your road budget. How is the joint effort on car (indiscernible) going?

Mayor Sachs- We have not heard anything back from Keyport. They asked if we were interested we said yes and they said they would proceed with their engineering. We will keep you informed.

Maureen Miller- I wanted to tell you how great the fireworks were fantastic. Everyone involved did a terrific job. We do have a big clock on the wall and it is not working.

Mayor Sachs- We will send the maintenance men over to check it out.

Maureen Miller- I believe they tried to fix it. I did hear a good way to fix it from a previous manager and if anyone is interested in finding out how without a big investment we can try I would really like to tell you. When you are in the pool you want to know what time it is.

Motion to close hearing:

Offered Committeewoman Ronchetti 2nd Mayor Sachs

Voice Vote: Yes

Motion to adjourn:

Offered Committeewoman Ronchetti 2nd Mayor Sachs

Voice Vote: Yes

Time: 8:37 PM

