COLTS NECK TOWNSHIP
TOWNSHIP COMMITTEE REGULAR MEETING MINUTES
FEBRUARY 14, 2024, 7:00 P.M.
TOWN HALL

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1. Mayor Rizzuto called the meeting to order at 7:00 p.m.

2. Mayor Rizzuto asked everyone to join him in the salute to the flag.

3. Municipal Clerk, Trina Lindsey read the following Sunshine Statement: "The notice requirements of the New Jersey Public Meetings Law have been satisfied by noticing the Asbury Park Press and the Two River Times on January 8, 2024, stating that a regular meeting of the Township Committee would be held on February 14, 2024, at 7:00 p.m., 1 Veterans Way, Colts Neck, NJ 07722, Town Hall. A copy is on file in the office of the Township Clerk."

4. Roll call by Municipal Clerk Lindsey indicated the following:

Present:	Mayor Frank Rizzuto, Deputy Mayor Tara Torchia Buss, Committeeman Michael Viola, Committeeman J.P. Bartolomeo, and Committeewoman Sue Fitzpatrick
Also Present:	Trina Lindsey, Municipal Clerk and Meghan Bennett, Township Counsel
Absent:	Kathleen Capristo, Township Administrator

5. **Approval of minutes:**

   a. January 31, 2024 – Regular meeting

Mayor Rizzuto called for a motion to approve. On a motion by Committeeman Bartolomeo, seconded by Committeewoman Fitzpatrick and a unanimous roll call vote, the minutes were approved as presented.

RECORD OF VOTE					
	M S	Yes	No	NV	Ab
Mayor Rizzuto		X			
Deputy Mayor Buss		X			
Viola		X			
Bartolomeo	M	X			
Fitzpatrick	S	X			
M - Moved S - Seconded X - indicates vote NV - Not Voting Ab - Absent					

6. **Old business:**

Mayor Rizzuto stated that Ordinances 2024-5, 2024-8, 2024-9 and 2024-10 on the agenda will be tabled until the March 13, 2024, Township Committee meeting. Mayor Rizzuto stated that these items are being tabled due to the inclement weather yesterday which resulted in the Planning Board cancelling their meeting. Mayor Rizzuto explained that these ordinances require Planning Board review for consistency with the master plan.

7. **New business:**

   a. Resolution 2024-49: Adoption of 2024 temporary capital budget

Mayor Rizzuto called for comments. Committeeman Viola stated that the adoption of the capital budget as well as the introduction of the capital ordinance on tonight's agenda are for three projects that are underway. Committeeman Viola stated that those projects are the cupola replacement at Town Hall Annex, the HVAC system at Town

Hall Annex and the block building at Bucks Mill Park. Committeeman Viola stated that the Township has saved approximately $280,000 for these projects and have determined that an additional $220,000 will be needed for these projects, therefore the adoption of the temporary budget and the capital ordinance will allow for the reappropriation of funds for these projects. Committeeman Viola stated that the township has been planning for these projects and has saved the money needed to complete the projects. Hearing no further comments, Mayor Rizzuto called for a motion to approve. On a motion by Committeeman Viola, seconded by Committeewoman Fitzpatrick and a unanimous roll call vote, the resolution was adopted.

RECORD OF VOTE					
	M S	Yes	No	NV	Ab
Mayor Rizzuto		X			
Deputy Mayor Buss		X			
Viola	M	X			
Bartolomeo		X			
Fitzpatrick	S	X			
M - Moved S - Seconded X - indicates vote NV - Not Voting Ab - Absent					

b. Ordinance 2024-11: Capital ordinance providing for various general capital improvements by and in Colts Neck Township, in the County of Monmouth, State of New Jersey; appropriating $220,000 therefor from the capital improvement fund to pay for the cost thereof

Mayor Rizzuto read the ordinance by title for first reading/introduction. Mayor Rizzuto called for comments. Hearing none, Mayor Rizzuto called for a motion to approve. On a motion by Committeeman Viola, seconded by Deputy Mayor Buss and a unanimous roll call vote, the ordinance was approved for introduction. Mayor Rizzuto announced that the public hearing is scheduled for February 28, 2024.

RECORD OF VOTE					
	M S	Yes	No	NV	Ab
Mayor Rizzuto		X			
Deputy Mayor Buss	S	X			
Viola	M	X			
Bartolomeo		X			
Fitzpatrick		X			
M - Moved S - Seconded X - indicates vote NV - Not Voting Ab - Absent					

c. Resolution 2024-50: Governing Body certification of compliance with the United States Equal Opportunity Commission's "Enforcement Guidance on the Consideration of Arrest and Conviction Records in Employment Decisions Under Title VII of the Civil Rights Act of 1964"

Mayor Rizzuto called for comments. Mayor Rizzuto stated that this is an annual resolution that is required by the state to be adopted every year. Hearing no further comments, Mayor Rizzuto called for a motion to approve. On a motion by Deputy Mayor Buss, seconded by Committeewoman Fitzpatrick and a unanimous roll call vote, the resolution was adopted.

RECORD OF VOTE					
	M S	Yes	No	NV	Ab
Mayor Rizzuto		X			
Deputy Mayor Buss	M	X			
Viola		X			
Bartolomeo		X			
Fitzpatrick	S	X			

M - Moved S - Seconded X - indicates vote NV - Not Voting Ab - Absent

d. Resolution 2024-51: Resolution authorizing the Mayor to sign the deed of temporary grading easement – Five Points Park – Block 41, Lot 31

Mayor Rizzuto called for comments. Hearing none, Mayor Rizzuto called for a motion to approve. On a motion by Committeeman Bartolomeo, seconded by Committeewoman Fitzpatrick and a unanimous roll call vote, the resolution was adopted.

RECORD OF VOTE					
	M S	Yes	No	NV	Ab
Mayor Rizzuto		X			
Deputy Mayor Buss		X			
Viola		X			
Bartolomeo	M	X			
Fitzpatrick	S	X			
M - Moved S - Seconded X - indicates vote NV - Not Voting Ab - Absent					

e. Resolution 2024-52: Authorizing award of bid lawn and field maintenance services

Mayor Rizzuto called for comments. Committeeman Viola stated that this will be a two-year contract with an option for a third year and is the current company that we are working with. Committeeman Bartolomeo stated that the town has been very happy with this provider and the town looks the best it ever has. Hearing no further comments, Mayor Rizzuto called for a motion to approve. On a motion by Committeeman Bartolomeo, seconded by Committeeman Viola and a unanimous roll call vote, the resolution was adopted.

RECORD OF VOTE					
	M S	Yes	No	NV	Ab
Mayor Rizzuto		X			
Deputy Mayor Buss		X			
Viola	S	X			
Bartolomeo	M	X			
Fitzpatrick		X			
M - Moved S - Seconded X - indicates vote NV - Not Voting Ab - Absent					

f. Administrator's Report:

Committeeman Viola stated that the Colts Neck Lion's Club has requested the approval of the Governing Body to have alcohol at Bucks Mill Park for their annual Kentucky Derby which is scheduled to be held on May 4, 2024.

The Governing Body unanimously approved the request contingent upon all appropriate approvals and permits from the Recreation Department.

g. Approval of Vouchers:

Committeeman Viola stated that he reviewed all of the vouchers and found all to be in order. Committeeman Viola pointed out that 77% of the bill list is divided between county taxes and school taxes. Committeeman Viola made a motion to approve the bill list.

Mayor Rizzuto called for a second to Committeeman Viola's motion, seconded by Deputy Mayor Buss and a unanimous roll call vote, the bills list was approved.

Mayor Rizzuto recuses from any bills/vouchers in connection with the Colts Neck Fire Department.

Deputy Mayor Buss recuses from any bills/vouchers in connection with the shared municipal court with Holmdel Township.

Committeeman Viola recuses from any bills/vouchers in connection with Best Horticultural and Joleen Landscaping.

RECORD OF VOTE					
	M S	Yes	No	NV	Ab
Mayor Rizzuto		X			
Deputy Mayor Buss	S	X			
Viola	M	X			
Bartolomeo		X			
Fitzpatrick		X			
M - Moved S - Seconded X - indicates vote NV - Not Voting Ab - Absent					

8. Township Committee reports:

Committeeman Bartolomeo

- Committeeman Bartolomeo stated that the Sports Foundation met and are preparing to secure a date for the opening day of baseball. Committeeman Bartolomeo stated that they are also preparing for the upcoming father/daughter dance. Committeeman Bartolomeo stated that the Sports Foundation is possibly looking to put together an ad hoc committee to plan for allocating funds to the town, school, etc.
- Committeeman Bartolomeo stated that he will not be in attendance for the budget workshop however he will be briefed prior to the meeting and after the meeting.
- Committeeman Bartolomeo reported that the Shade Tree Commission had a robust meeting. Committeeman Bartolomeo asked if the Governing Body had any opposition to removing the tree city signage to the entrances of the municipal complex.
- Committeeman Bartolomeo stated that the Shade Tree Commission is looking into hiring an arborist to provide an overview of the town and take inventory on dead trees, etc.
- Committeeman Bartolomeo spoke about the $6,000 budget to previously treat the ash borer trees that align Heritage Lane. Committeeman Bartolomeo stated that it is a two-year process and stated that a discussion will take place during the budget workshop to determine if the township is willing to do treatment for two more years.
- Committeeman Bartolomeo stated that during the Shade Tree Commission meeting Melinda Martin, a resident, gave a presentation in regard to a group of scientists that have discovered a parasitic wasp from China that attacks the bug that is killing the ash borer trees. Committeeman Bartolomeo stated that Ms. Martin will be gathering more information over the next few weeks.

Committeewoman Fitzpatrick

- Committeewoman Fitzpatrick reported that the Long-Range Planning Committee cancelled their meeting last night because of the inclement weather.
- Committeewoman Fitzpatrick thanked all of the first responders for their diligent and tireless efforts battling weather conditions while working around the clock to keep our community safe.
- Committeewoman Fitzpatrick stated that last week she and Committeeman Viola attended the Monmouth County Sheriff Department's launch of the county run emergency services operation called MedStar which will assist the local emergency service agencies. Committeewoman Fitzpatrick stated that

MedStar is looking for EMT professionals to join their team. Committeewoman Fitzpatrick stated that the Sheriff's office also plans to create a training center for people interested in becoming an EMT.

- Committeewoman Fitzpatrick stated that the Colts Neck Business Association has their monthly meeting at Huddy's Inn next Wednesday, February 21, 2024, at 5:30pm.
- Committeewoman Fitzpatrick stated that she attended the Senior Citizen's Club meeting/luncheon last Wednesday at the Colts Neck Inn.
- Committeewoman Fitzpatrick stated that the Colts Neck Women's Club had their monthly meeting at the library on February 8, 2024. Committeewoman Fitzpatrick stated that prior to the meeting she participated in the cookie swap, stating that members bring four dozen cookies to fill containers to bring to 180 Turning Lives Around women's shelter. Committeewoman Fitzpatrick stated that this donation brings joy to these women whose lives are torn apart stating that because, unlike Christmas, on Valentine's Day, they are forgotten, and this is especially uplifting to them to know that someone is thinking of them.

Committeeman Viola:

- Committeeman Viola stated that it was interesting and exciting to attend the Sheriff Department's function to introduce MedStar.
- Committeeman Viola stated that there still has been no decision received from the court in regard to the township's application for Round 3 obligation for affordable housing. Committeeman Viola stated that Round 3 ends on June 30, 2025, and on July 1, 2025, Round 4 begins. Committeeman Viola spoke about legislative bill A4 which if adopted will abolish the Council of Affordable Housing. Committeeman Viola stated that he fully expects this legislation to be adopted by the end of this quarter and explained that the adoption of this bill will accelerate everything. Committeeman Viola explained that the Department of Community Affairs will be the body that will decide the number for each region in terms of obligation of housing. Committeeman Viola stated that once this bill is adopted the Township Committee will plan a public meeting and have the affordable housing professionals explain the bill and what this means. Committeeman Viola urged the public to look up and educate themselves on bill A4 and S50 and to contact the legislators. Committeeman Viola stated that the legislators are the ones writing these bills. Committeeman Viola stated that towns and counties do not have legislative power regarding statutes.
- Committeeman Viola stated that the Recreation Committee meets next week and is planning activities and functions for the spring and fall.
- Committeeman Viola stated that the budget workshop will be held on February 24, 2024, at 8:30am and urged the public to attend.

Deputy Mayor Buss:

- Deputy Mayor Buss stated that the Friends of the Library is planning for the upcoming book sale and is currently accepting donations of books in good condition. Deputy Mayor Buss stated that the book sale is scheduled for Saturday, April 27, 2024, and Sunday, April 28, 2024. Deputy Mayor Buss stated that notice of the upcoming book sale will be posted on the township's website.

Mayor Rizzuto:

- Mayor Rizzuto reported that the Office of Emergency Management (OEM) is still working on the emergency action plan.
- Mayor Rizzuto stated that he is working with the Police Department on their 2024 budget.
- Mayor Rizzuto stated that the Sheriff's office has started a supplemental ambulance service and explained that it has become very challenging for the volunteer departments to recruit volunteers to respond to emergency calls. Mayor Rizzuto stated that Colts Neck plans to enter into an agreement with the Sheriff's office for MedStar and thanked the Sheriff's office for providing this service.

e. **Public Comment:**

Mayor Rizzuto called for a motion to open public comment. On a motion by Deputy Mayor Buss, seconded by Committeeman Viola and a unanimous voice vote, public comment was opened.

Michele Battista, resident, spoke about the governing body members mentioning how taxes in Colts Neck were flat and stated that her tax assessment went up and her taxes were raised. Ms. Battista stated that she appealed the tax assessor's assessment and lost the appeal. Ms. Battista stated that the Historic Preservation Committee is preparing to have the third-grade classes visit the Montrose School. Ms. Battista stated that the Historic Preservation Committee will not participate in a weekend in Old Monmouth this year. Ms. Battista spoke about the Historic Preservation Committee trying to establish a magazine. Ms. Battista also stated that the Historic Preservation Committee will have County Christmas at the Montrose School on December 8, 2024.

Kevin O'Brien, resident, commented about 42 The Enclosure and the proposed retaining wall asking why the township's engineer is not ensuring that the retaining wall will not leak. Mr. O'Brien spoke about his concern being the effluent from the septic system discharging where the homeowner's children will play and spoke about the homeowner eliminating the pool from his plans and putting the septic system elsewhere.

Fulton Wilcox, resident, commented that with the upcoming budget season approaching one item he is concerned about is how well the township can support the need to hire emergency responders versus having an all-volunteer department. Mr. Wilcox spoke about the township providing financial incentives to have volunteers enroll in the emergency departments. Mr. Wilcox commented that the cupola has been removed from the old Town Hall building and the building has never looked better. Mr. Wilcox stated that the township has already committed to a $60,000 project for the new cupola.

Melinda Martin, resident, stated that the US Department of Agriculture is in charge of monitoring the import of foreign species. Ms. Martin spoke about the parasitic wasp and stated that there could possibly be in the future trials that are coming to New Jersey. Ms. Martin stated that she is in communication with the scientist from Rutgers who spoke about this topic and will report more information back to the Governing Body as it becomes available to her.

Tom Orgo, resident, commented about the parasitic wasp stating that not enough research has been done to determine the potential damage the wasp could bring. Mr. Orgo commented that it is a waste of money for the township to continue spending money on the ash borer trees on Heritage Lane.

As there were no further comments and/or questions from the public, Mayor Rizzuto called for a motion to close public comment. On a motion by Committeeman Viola, seconded by Committeewoman Fitzpatrick and a unanimous voice vote, public comment was closed.

f. **Discussion of Public Comment:**

Mayor Rizzuto responded to Ms. Battista stating that property values going up are not something that can be controlled through municipal taxation. Mayor Rizzuto explained that keeping the town's taxes flat means the municipal taxes that they can control which are a result of smart planning, smart borrowing, etc. Mayor Rizzuto explained that the state requires a physical appraisal of 20% of the town every five years.

Mayor Rizzuto responded to Mr. Wilcox explaining the incentive program for emergency responders. Mayor Rizzuto explained the LOSAP (Length of Service Award Program) as well as the financial relief emergency responders receive for things such as recreational programs, building permits, etc.

Committeeman Viola responded to Mr. Wilcox stating that the steel for the new cupola is already fabricated. Committeeman Viola offered to share pictures with Mr. Wilcox that he took once the old cupola was removed. Committeeman Viola also responded to

Mr. Wilcox stating that the township is limited by statute on the incentives that can be provided to emergency responders stating that the township provides all that it is able to statutorily.

Committeeman Viola responded to Ms. Battista stating that a few years ago the township was chastised for home values not going up and now is also being chastised for increased taxes due to increased property values. Committeeman Viola congratulated Ms. Battista on the value of her home being raised.

g. **Adjournment:**

As there was no further business, Mayor Rizzuto called for a motion to adjourn. On a motion by Committeeman Viola, seconded by Committeewoman Fitzpatrick and a unanimous voice vote, the meeting adjourned at 7:41 p.m.

Trina Lindsey, RMC
Municipal Clerk

APPROVED: 02/28/24

RESOLUTION 2024-49

ADOPTION OF 2024 TEMPORARY CAPITAL BUDGET

WHEREAS, the 2024 Capital Budget of Colts Neck Township has not been adopted as of February 14, 2024, and

WHEREAS, it is desired to adopt said 2024 Temporary Capital Budget relative to the Township Building Improvements.

NOW THEREFORE, be it resolved by the Township Committee of Colts Neck Township of the County of Monmouth, that the following adoption of the 2024 Capital Budget be made:

TEMPORARY CAPITAL BUDGET OF THE TOWNSHIP OF COLTS NECK
(CURRENT YEAR ACTION)
2024

PROJECT TITLE	ESTIMATED TOTAL COST	CIF	DEBT AUTHORIZED
Township Building Impvts.	$ 220,000.00	$ 220,000.00	$ 0.00
Totals -All Projects	$ 220,000.00	$ 220,000.00	$ 0.00

The Township Clerk is hereby authorized and directed to file a certified copy of this resolution with the Division of Local Government Services, Department of Community Affairs, State of New Jersey.

I, Trina Lindsey, do hereby certify the foregoing to be a true and accurate copy of a Resolution passed by the Township Committee of Colts Neck Township during the meeting held on the 14th day of February 2024.

_____
Trina Lindsey, Municipal Clerk

RECORD OF VOTE					
	M S	Yes	No	NV	Ab
Mayor Rizzuto		X			
Deputy Mayor Torchia Buss		X			
Viola	M	X			
Bartolomeo		X			
Fitzpatrick	S	X			
M - Moved S - Seconded X - indicates vote NV - Not Voting Ab - Absent					

ORDINANCE NUMBER 2024-11

CAPITAL ORDINANCE PROVIDING FOR VARIOUS GENERAL CAPITAL IMPROVEMENTS, BY AND IN COLTS NECK TOWNSHIP, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY; APPROPRIATING $220,000 THEREFOR FROM THE CAPITAL IMPROVEMENT FUND TO PAY FOR THE COST THEREOF

WHEREAS, Colts Neck Township, in the County of Monmouth, State of New Jersey (the "Township"), wishes to undertake various general capital improvements in and throughout the Township including, but not limited to, cupola improvements and HVAC/Boiler improvements at the Town Hall Annex and various improvements to the Bucks Mill Community Center building; and

WHEREAS, the cost of said improvements or purposes is estimated to be $220,000; and

WHEREAS, the Township desires to authorize the appropriation and expenditure of $220,000 from the Capital Improvement Fund to undertake various general capital improvements in and throughout the Township including, but not limited to, cupola improvements and HVAC/Boiler improvements at the Town Hall Annex and various improvements to the Bucks Mill Community Center building.

BE IT ORDAINED AND ENACTED BY THE TOWNSHIP COMMITTEE OF COLTS NECK TOWNSHIP, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY (a majority of the full membership thereof affirmatively concurring), **AS FOLLOWS**:

SECTION 1. The capital improvements or purposes described below are hereby authorized as general capital improvements to be undertaken by the Township. For said improvements or purposes, there is hereby appropriated the amount of $220,000 from the Capital Improvement Fund to undertake various general capital improvements in and throughout the Township including, but not limited to, cupola improvements and HVAC/Boiler improvements at the Town Hall Annex and various improvements to the Bucks Mill Community Center building.

SECTION 2. The expenditure of the $220,000 consisting of an appropriation of $220,000 from the Capital Improvement Fund for the improvements or purposes set forth in Section 1 hereof is hereby authorized and approved. The Mayor, the Clerk, the Chief Financial Officer and any other official/officer of the Township are each hereby authorized and directed to execute, deliver and perform any agreement to undertake the improvement or purpose set forth herein and to effectuate the transaction contemplated hereby.

SECTION 3. The capital budget of the Township is hereby amended to conform with the provisions of this capital ordinance to the extent of any inconsistency herewith and a resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital programs as approved by the Director of the Division of Local Government Services, New Jersey Department of Community Affairs is on file in the Office of the Clerk and is available for public inspection.

SECTION 4. This ordinance shall take effect immediately after final adoption as described in N.J.S.A. 40:49-2.

ADOPTED ON FIRST READING
DATED: February 14, 2024

_____
TRINA LINDSEY,
Clerk of COLTS NECK TOWNSHIP

ADOPTED ON SECOND READING
DATED: February 28, 2024

_____
TRINA LINDSEY,
Clerk of COLTS NECK TOWNSHIP

I hereby certify the Ordinance foregoing to be a true copy of an Ordinance introduced by the Township Committee of Colts Neck Township on the 14th day of February 2024. A public hearing will be held on February 28, 2024, 7:00 p.m. Town Hall, 1 Veterans Way.

_____
Frank Rizzuto, Mayor

_____
Trina Lindsey, Municipal Clerk

RECORD OF VOTE										
	First Reading					Second Reading				
	February 14, 2024					February 28, 2024				
	M	S	Yes	No	NV	Ab	M	S	Yes	No	NV	Ab
Mayor Rizzuto			X						X			
Deputy Mayor Buss		S	X						X			
Viola	M		X					S	X			
Bartolomeo			X					M	X			
Fitzpatrick			X						X			
M - Moved S - Seconded X - indicates vote NV - Not Voting Ab - Absent												

GOVERNING BODY CERTIFICATION PURSUANT TO P.L. 2017, C.183 OF COMPLIANCE WITH THE UNITED STATES EQUAL EMPLOYMENT OPPORTUNITY COMMISSION'S

"Enforcement Guidance on the Consideration of Arrest and Conviction Records in Employment Decisions Under Title VII of the Civil Rights Act of 1964"

GROUP AFFIDAVIT FORM FOR MUNICIPALITIES AND COUNTIES

NO PHOTO COPIES OF SIGNATURES

STATE OF NEW JERSEY
COUNTY OF MONMOUTH

We, members of the governing body of *Colts Neck Township* being duly sworn according to law, upon our oath depose and say:

1. We are duly elected members of the *Township Committee* of *Colts Neck Township* in the county of *Monmouth;*
2. Pursuant to P.L. 2017, c.183, we have familiarized ourselves with the contents of the United States Equal Employment Opportunity Commission's "Enforcement Guidance on the Consideration of Arrest and Conviction Records in Employment Decisions Under Title VII of the Civil Rights Act of 1964," *as amended*, 42 U.S.C. § 2000e *et seq*., (April 25, 2012);
3. We are familiar with the local unit's hiring practices as they pertain to the consideration of an individual's criminal history;
4. We certify that the local unit's hiring practices comply with the above-referenced enforcement guidance.

(L.S.) Frank Rizzuto, Mayor	(L.S.)
(L.S.) Tara Torchia Buss, Deputy Mayor	(L.S.)
(L.S.) Michael Viola, Committeeman	(L.S.)
(L.S.) J.P. Bartolomeo, Committeeman	(L.S.)
(L.S.) Sue Fitzpatrick, Committeewoman	(L.S.)

Sworn to and subscribed before me this
_____day of _____
Notary Public of New Jersey

_____
Trina Lindsey, Municipal Clerk

The Municipal Clerk (or Clerk of the Board of Chosen Freeholders as the case may be) shall set forth the reason for the absence of signature of any members of the governing body.

IMPORTANT: This certificate must be executed before a municipality or county can submit its approved budget to the Division of Local Government Services. The executed certificate and the adopted resolution must be kept on file and available for inspection.

RESOLUTION 2024-50

GOVERNING BODY CERTIFICATION OF COMPLIANCE WITH THE UNITED STATES EQUAL EMPLOYMENT OPPORTUNITY COMMISSION'S "Enforcement Guidance on the Consideration of Arrest and Conviction Records in Employment Decisions Under Title VII of the Civil Rights Act of 1964"

FORM OF RESOLUTION

WHEREAS, N.J.S.A. 40A:4-5 as amended by P.L. 2017, c.183 requires the governing body of each municipality and county to certify that their local unit's hiring practices comply with the United States Equal Employment Opportunity Commission's "Enforcement Guidance on the Consideration of Arrest and Conviction Records in Employment Decisions Under Title VII of the Civil Rights Act of 1964," *as amended*, 42 U.S.C. § 2000e *et seq.*, (April 25, 2012) before submitting its approved annual budget to the Division of Local Government Services in the New Jersey Department of Community Affairs; and

WHEREAS, the members of the governing body have familiarized themselves with the contents of the above-referenced enforcement guidance and with their local unit's hiring practices as they pertain to the consideration of an individual's criminal history, as evidenced by the group affidavit form of the governing body attached hereto.

NOW, THEREFORE BE IT RESOLVED, That the *Township Committee* of *Colts Neck Township*, hereby states that it has complied with N.J.S.A. 40A:4-5, as amended by P.L. 2017, c.183, by certifying that the local unit's hiring practices comply with the above-referenced enforcement guidance and hereby directs the Clerk to cause to be maintained and available for inspection a certified copy of this resolution and the required affidavit to show evidence of said compliance.

I, Trina Lindsey, do hereby certify the foregoing to be a true and accurate copy of a resolution passed by the Township Committee of Colts Neck Township during a regular meeting held on the 14th day of February 2024

_____
Trina Lindsey, Municipal Clerk

RECORD OF VOTE					
	M S	Yes	No	NV	Ab
Mayor Rizzuto		X			
Deputy Mayor Torchia Buss	M	X			
Viola		X			
Bartolomeo		X			
Fitzpatrick	S	X			
M - Moved S - Seconded X - indicates vote NV - Not Voting Ab - Absent					

RESOLUTION 2024-51

A RESOLUTION AUTHORIZING THE MAYOR TO SIGN THE DEED OF TEMPORARY GRADING EASEMENT – FIVE POINTS PARK – BLOCK 41, LOT 31

WHEREAS, the Colts Neck Township ("Township") Planning Board ("Planning Board") granted Preliminary and Final Major Site Plan Approval to Colts Neck Building Associates, LLC ("CNBA") by adoption of a resolution on November 9, 2004, permitting construction of residential townhomes (the "Prior Approval") at property identified as Block 22, Lot 18 (f/k/a Lots 11, 12, 13, 14) on the Township Tax Map ("Property"); and

WHEREAS, the Planning Board subsequently granted CNBA Preliminary and Final Major Site Plan Approval With Variances and Design Standard Waivers by adoption of a resolution dated December 14, 2021 permitting construction of an inclusionary residential development at the Property, and by resolution dated December 12, 2023 ("Current Approval"), which supersedes the Prior Approval; and

WHEREAS, the Project is the subject of a Monmouth County Preliminary and Final Major Site Plan application as a result of the County's jurisdiction over County Route 537, designated as Monmouth County Planning Board File Number CNSP10160, which received Conditional Approval by the Monmouth County Planning Development Review Committee on June 12, 2023 ("County Site Plan Approval"); and

WHEREAS, the Developer agrees to comply with the terms of County Site Plan Conditional Approval, which includes certain road improvements as depicted on the roadway improvement plans prepared by Developer's civil engineer, Langan Engineering, including the construction of a new traffic signal at the intersection of County Route 537 and Five Points Road (the "Intersection") and the reconfiguration and relocation of the eastern access driveway to the Project ("Eastern Driveway") to connect to the Intersection, as depicted on "Roadway Improvements to Colts Neck Road (C.R. 537), Colts Neck Township Monmouth County, New Jersey, August 2023, prepared by Christian M. Roche, P.E., of Langan Engineering and Environmental Services Inc., dated February 17, 2023 and last revised through August 25, 2023 and consisting of sheets 1 through 60 (the "Developer's Improvements"); and

WHEREAS, said Route 537 road improvements require a 15-foot temporary grading easement on Block 41, Lot 31, commonly known as a portion of Five Points Park; and

WHEREAS, the regrading will lower the existing grade by 3 to 4 feet, remove no existing vegetation, and all disturbance to the grass area along the Route 537 shoulder will be restored to equivalent or better than existing conditions; and

WHEREAS, Five Points Park (Block 41, Lot 31) is listed on the New Jersey Green Acres Recreation Open Space Inventory (ROSI) and was purchased with Green Acres funding; and

WHEREAS, Ms. Jessica Patterson, Office of Transaction and Public Land Administration of the NJDEP has reviewed and approved the Temporary Grading Easement as to form and content involving Green Acres ROSI lands;

NOW, THEREFORE, BE IT RESOLVED by the Colts Neck Township Committee, in the County of Monmouth, and the State of New Jersey that it hereby approves and authorizes the mayor to sign the Deed of Temporary Grading Easement for Block 41, Lot 31.

I, Trina Lindsey, do hereby certify the foregoing to be a true and accurate copy of a Resolution passed by the Township Committee of Colts Neck Township during the Reorganization meeting held on the 14th day of February 2024

_____
Trina Lindsey, Municipal Clerk

RECORD OF VOTE					
	M S	Yes	No	NV	Ab
Mayor Rizzuto		X			
Deputy Mayor Torchia Buss		X			
Viola		X			
Bartolomeo	M	X			
Fitzpatrick	S	X			
M - Moved S - Seconded X - indicates vote NV - Not Voting Ab - Absent					

RESOLUTION 2024-52

AUTHORIZING AWARD OF BID
LAWN AND FIELD MAINTENANCE SERVICES

WHEREAS, bids were solicited for Lawn and Field Maintenance services and have been duly advertised and publicly read pursuant to law on February 6, 2024; and

WHEREAS, the Qualified Purchasing Agent received three (3) bids, and has made a recommendation to award the following contract; and

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of Colts Neck Township that it hereby awards a bid in this regard as follows:

Vendor: On-Site Landscape Management, Inc.
P.O. Box 294
Millstone, NJ 08535

Amount:$93,986.88

Term: Two Years – 2024 and 2025 with the option of a third year 2026

Budget Account: 4-01—027-299

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to execute all documents in this regard; and

BE IT FURTHER RESOLVED, John Antonides, Chief Financial Officer has hereby certified that funds are available under the account listed.

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to the following:

1. On-Site Landscape Management, Inc., Vendor;
2. John Antonides, Chief Financial Officer; and
3. Meghan Bennett Clark, Esq., Township Attorney

I, Trina Lindsey, do hereby certify the foregoing to be a true and accurate copy of a Resolution passed by the Township Committee of Colts Neck Township during a regular meeting held on the 14th day of February

_____
Trina Lindsey, Municipal Clerk

RECORD OF VOTE					
	M S	Yes	No	NV	Ab
Mayor Rizzuto		X			
Deputy Mayor Buss		X			
Viola	S	X			
Bartolomeo	M	X			
Fitzpatrick		X			
M - Moved S - Seconded X - Indicates vote		NV - Not Voting		Ab - Absent	