

January 20, 2010

**TOWNSHIP OF MILLSTONE**

**JANUARY 20, 2010**

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

**ROLL CALL:** Mayor Nancy Grbelja – present, Committeeman Dorfman – present, Committeeman Kinsey – present, Committeeman Kuczinski – arrived at 7:12pm, Committeeman Masci – present. Also in attendance – Attorney – Duane Davision, Engineer – Matt Shafai, Municipal Clerk – Maria Dellasala and Department of Public Works Superintendent – Ken Gann.

**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 16, 2009.**

**RESOLUTION 10-43 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:

- Land Acquisition
- Negotiations

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/Dorfman, C/Kinsey, C/Masci, M/Grbelja  
NAYS: None  
ABSTAIN: None  
ABSENT: C/Kuczinski arrived at 7:12pm

Executive session began 7:12p.m

Motion to adjourn Executive Session Moved C/Kinsey, Seconded C/Dorfman. ©

Time Out 8:31pm.

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**MAYOR GRBELJA CALLS THE REGULAR MEETING TO ORDER AT 8:32 P.M. FOLLOWED BY A FLAG SALUTE AND A MOMENT OF SILENCE.**

**DEFAULT HEARING: NJY Builders, Inc.**

Attorney Duane Davison submits the following exhibit listing, T-1 Recorded Developer's Agreement, T-2 Performance Bond, T-3 Letter from Township Engineer to Township Committee recommending default hearing, T-4 Letter dated December 7, 2009 from Township Attorney to Developer and Bonding Company advising of default hearing. T-5 Corrective letter from Township Attorney to Developer and Bond Company advising of default hearing, T-6 Original green return receipt cards and unclaimed letter.

There is no one in attendance from either NJY Builders, Inc. or from First Indemnity of American Insurance Company. In attendance is Mrs. And her attorney, Ms. house is currently under construction in the 2 lot sub-division.

**APPOINTMENT:** *MAYOR'S APPOINTMENTS TO THE MILLSTONE TOWNSHIP ENVIRONMENTAL COMMISSION*

Mayor Grbelja appoints the following person to serve as Chairperson to the Millstone Township Environmental Commission.

**BE IT FURTHER RESOLVED** that Mayor Grbelja hereby appoints Eric Davis as Chairperson to the Millstone Township Environmental Commission, term expiring December 31, 2010.

**BE IT FURTHER RESOLVED** that a copy of these appointments be forwarded to the Millstone Township Environmental Commission and to the appointee.

**I HEREBY CERTIFY** the foregoing to be a true copy of the appointments made by the Mayor of the Township of Millstone at its meeting of January 20, 2010.

**ENGINEER'S REPORT:**

- 1. Baird Road Improvements (Phase 2) from Stillhouse Road to Woodville Road (TTF FY 2009).**
  - a. This project was approved for a \$190,000 grant from NJDOT.
  - b. A contract in the amount of \$195,177.26 was awarded to Meco, Inc. on September 16, 2009 and the original work was completed in 2009.
  - c. Additional drainage work was added to this project which will be completed in the Spring of 2010.
- 2. Conover Road Improvements (Phase I) from Baird Road to David Court (TTF FY 2010)**
  - a. This project was approved for a \$140,000 grant from NJDOT.
  - b. The construction will be planned for Summer of 2010 or the Township could secure a grant for the next phase of this project and combine both projects for the 2011 project.
- 3. Truck Washing Facility at the Public Works Yard**
  - a. Municipal truck washing is mandated by NJDEP pursuant to the new stormwater management pollution control.

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- b. We are proposing a 40'x105' pole barn which will house the truck washing unit that recycles 100% of the water.
- c. Plans and specifications are being prepared.

**CORRESPONDENCE:**

- 1. Letter received from State of New Jersey, DEP, Division of Parks & Forestry informing Millstone that we have been awarded a 2009 Business Stimulus Fund Grant in the amount of \$7,000.00.

**PUBLIC HEARING – GYPSY MOTH**

Affidavit of publication presented.

Mayor Grbelja opens the public hearing at 9:01p.m.  
No Public Comment  
Mayor Grbelja closes the public hearing at 9:01p.m.

**ORDINANCES**

**ORDINANCE #10-01**

**FIRST READING** ORDINANCE AMENDING CHAPTER XIX, (SOLID WASTE MANAGEMENT), SECTION 19-1 (MANDATORY RECYCLING) OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF MILLSTONE, COUNTY OF MONMOUTH, STATE OF NEW JERSEY.

EXPLANATORY STATEMENT: The Ordinance hereby replaces the existing Mandatory Recycling Ordinance to bring it into compliance with the New Jersey Mandatory Source Separation and Recycling Act and the 2009 Update to the Monmouth County Solid Waste Management Plan for the separation, storage, collection and recovery of designated recyclable materials.

Motion to adopt on first reading and authorize publication of same,

Moved C/Kuczinski, Second C/Masci.

Committee Discussion:

VOTE:

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

NAYS: None

ABSTAINED: None

ABSENT: None

Second reading and Public Hearing to be held on February 17, 2009 at 8:00 p.m. at the Millstone Township Meeting Room, 215 Millstone Road, Perrineville, New Jersey.

**ORDINANCE #10-02**

**FIRST READING** AN ORDINANCE AMENDING CHAPTER XXXV (LAND USE AND DEVELOPMENT REGULATIONS), ARTICLE 3

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(ADMINISTRATION AND PROCEDURES), SECTION 3-3.9 (PAYMENT OF TAXES) OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF MILLSTONE, COUNTY OF MONMOUTH AND STATE OF NEW JERSEY.

EXPLANATORY STATEMENT: The purpose of this Ordinance is to strengthen the Ordinance provisions making clear that applications, in order to be deemed “complete”, must be accompanied by proof that all real estate taxes and assessments have been paid.

Motion to adopt on first reading and authorize publication of same,

Moved C/Kinsey, Second C/Dorfman.

Committee Discussion:

VOTE:

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

NAYS: None

ABSTAINED: None

ABSENT: None

Second reading and Public Hearing to be held on February 17, 2009 at 8:00 p.m. at the Millstone Township Meeting Room, 215 Millstone Road, Perrineville, New Jersey.

**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.**

10-44 Payment of vouchers.

10-45 Resolution authorizing purchase of gasoline and diesel fuel from Monmouth County Cooperative pricing system.

10-46 Resolution to transfer funds on appropriations reserves #1.

10-47 Resolution declaring Gypsy Moth a public nuisance.

10-48 Resolution supporting the application of the Monmouth Housing Alliance D/B/A Affordable Housing Alliance, Inc. for the County Home Funds to develop affordable units in Millstone Township.

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

Committee Discussion: None

VOTE:

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

NAYS: None

ABSTAINED: None

ABSENT: None

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**REPORTS FROM VARIOUS DEPARTMENTS FOR DECEMBER 2009:**

Tax Collector	\$ 474,216.04
Clerks report	\$ 806.00
Dog License	\$ 34.60
Recreation	\$ 9,605.00
Building Department	\$ 24,789.00
COAH	\$ 0.00
Municipal Court	\$ 21,213.00
2009 Interest Revenue	
Code Enforcement and Zoning	

Motion to file, Moved C/Masci, Second C/Kuczinski. ©

**TOWNSHIP COMMITTEE MINUTES:**

1. December 16, 2009 Regular Session and Executive Session

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

Committee Discussion: None

VOTE:

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

NAYS: None

ABSTAIN: C/Dorfman

ABSENT: None

**APPLICATION FOR RAFFLE LICENSE:**

St. Joseph Church of Perrineville – 50/50 Raffle, Drawing Date June 13, 2010 at 12:30pm in the Parish Hall.

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

**PRIVILEGE OF THE FLOOR:**

Mayor Grbelja opens the meeting to the public at 9:06p.m.

No Public Comment

Mayor Grbelja closes the meeting to the public at 9:06p.m.

Motion to adjourn, Moved C/Kinsey, Second C/Masci. © Time Out 9:07p.m.

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