

February 15, 2012

**TOWNSHIP OF MILLSTONE, MONMOUTH COUNTY  
TOWNSHIP COMMITTEE**

**FEBRUARY 15, 2012**

**AGENDA**

**ROLL CALL:** Mayor Nancy Grbelja – present, Committeeman Dorfman – present, Committeeman Kinsey – present, Committeeman Kuczinski – present, Committeeman Masci – present. Also in attendance – Attorney – Duane Davison (arrived at 8:00pm), Township Administrator – Thomas E. Antus and Municipal Clerk – Maria Dellasala.

**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 21, 2011.**

**RESOLUTION 12-61 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/Kuczinski.

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

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/Kuczinski, C/Masci, M/Grbelja

NAYS: None

ABSTAIN: None

ABSENT: None

Executive session began 7:09p.m

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

February 15, 2012

Time Out 8:00pm.

**MAYOR GRBELJA CALLS THE REGULAR MEETING TO ORDER AT 8:05 P.M. FOLLOWED BY A FLAG SALUTE AND A MOMENT OF SILENCE.**

**PROCLAMATIONS:**      *Read Across America – NJ*  
*Designating March 2, 2012, in the Township of Millstone, as*  
*Read Across America-NJ Day*

*WHEREAS, the citizens of the Township of Millstone stand firmly committed to promoting reading as the catalyst for our students' future academic success, their preparation for America's jobs of the future, and their ability to compete in a global economy; and*

*WHEREAS, the Township of Millstone has provided significant leadership in the area of community involvement in the education of our youth, grounded in the principle that educational investment is key to the community's well-being and long-term quality of life; and*

*WHEREAS, NEA's Read Across America, a national celebration of reading will be conducted on March 2, 2012, which would have been the 108<sup>th</sup>. Birthday of Theodore Seuss Geisel, better known as Dr. Seuss; and*

*WHEREAS, Read Across America-NJ is being conducted statewide by the New Jersey Education Association, in partnership with the New Jersey State League of Municipalities, the New Jersey Library Association, Saturn-UAW, and their local affiliates across the state to promote reading and adult involvement in the education of our community's students;*

***NOW, THEREFORE, BE IT RESOLVED** that I Nancy Grbelja, Mayor of the Township of Millstone call on the citizens of the Township of Millstone to assure that every child is in a safe place reading together with a caring adult on March 2, 2012;*

***AND BE IT FURTHER RESOLVED** that this body enthusiastically endorses NEA's Read Across America and Read Across America-NJ, and recommits our community to engage in programs and activities to make America's children the best readers in the world.*

***PROCLAIMED** this, the 15th. Day of February, 2012.*

*Nancy A. Grbelja, Mayor*

**RESOLUTION:**

12-62 Resolution acknowledging receipt and review of Planning Board report

Motion to adopt, Moved C/Kuczinski, Second C/Masci. Committee Discussion: Attorney Duane Davison explains why it is now necessary to pass this Resolution; acknowledging receipt and review of Planning Board report prior to the adoption of the Ordinance

VOTE:

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

NAYS:                    None

ABSTAIN:                None

ABSENT:                 None

February 15, 2012

**ORDINANCES**

**ORDINANCE 12-02**

**SECOND READING** AN ORDINANCE AMENDING CHAPTER II (ADMINISTRATION), BY ADDING A NEW ARTICLE VIII, SECTION 2-70 (FAITHFUL ADHERENCE TO OATH OF OFFICE), CHAPTER XXXV (LAND USE AND DEVELOPMENT REGULATIONS), SECTION 3-1 (PLANNING BOARD), SECTION 3-2 (ZONING BOARD OF ADJUSTMENT), SECTION 3-6 (ZONING OFFICER) AND 9-2 (DEVELOPMENT APPLICATION REQUIREMENTS) OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF MILLSTONE, COUNTY OF MONMOUTH, STATE OF NEW JERSEY.

**EXPLANATORY STATEMENT:** This Ordinance codifies the principle of faithful adherence to the Oath of Office and amends the Township's Land Use and Development Regulations accordingly.

Affidavit of publication presented.

Mayor Grbelja opens the public hearing at 8:10 p.m.

No Public Comment

Mayor Grbelja closes the public hearing at 8:10 p.m.

Motion to adopt on second reading, Moved C/Kinsey, Second C/Dorfman.

Committee Discussion: None

VOTE:

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

NAYS: None

ABSTAIN: None

ABSENT: None

**ORDINANCE 12-03**

**SECOND READING** ORDINANCE VACATING A PORTION OF ANDERSON COURT, TOWNSHIP OF MILLSTONE, MONMOUTH COUNTY, NEW JERSEY.

**EXPLANATORY STATEMENT:** This Ordinance Vacates a portion of Anderson Court which is no longer needed for public purposes.

Affidavit of publication presented.

Mayor Grbelja opens the public hearing at 8:12 p.m.

1. Angela Sancilardi, Anderson Court – has concerns on the condition of the property, people drove across the grass and left divots, can the township fix and can the JCP&L pole be relocated? Tom Antus will speak directly with Ms. Sancilardi.

Mayor Grbelja closes the public hearing at 8:17 p.m.

Motion to adopt on second reading, Moved C/Kinsey, Second C/Kuczinski.

February 15, 2012

Committee Discussion: None

VOTE:

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

NAYS: None

ABSTAIN: None

ABSENT: None

**ORDINANCE 12-05**

**FIRST READING** REFUNDING BOND ORDINANCE PROVIDING FOR THE REFUNDING OF CERTAIN GENERAL OBLIGATION BONDS OF THE TOWNSHIP OF MILLSTONE, NEW JERSEY, APPROPRIATING \$7,652,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$7,652,000 BONDS OR NOTES OF THE TOWNSHIP FOR FINANCING THE COST THEREOF.

**EXPLANATORY STATEMENT:** This refunding bond ordinance provides an appropriation of \$7,652,000 for the redemption, including redemption premium, of \$6,443,000 principal amount of the Township's General Obligation Bonds issued in the original aggregate principal amount of \$10,670,000, dated December 29, 2005, which bonds are subject to redemption (on or after December 1, 2015) prior to their stated dates of maturity and authorizing the issuance of \$7,652,000 Bonds or Notes of the Township for financing the cost thereof.

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

Moved C/Kinsey, Second C/Kuczinski. Committee Discussion: C/Kinsey lets everyone know we are refinancing our 205 Bond Ordinance, we are currently paying a high interest rate, we have been contacted by the County the interest rate has dropped and we will be having a savings of \$296,000 over the life of the bond. It makes sense, there is no new debt; this is no different than refinancing our homes.

VOTE:

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

NAYS: None

ABSTAIN: None

ABSENT: None

Second reading and Public Hearing to be held on March 21, 2012 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.**

February 15, 2012

- 12-63 Payment of vouchers
- 12-64 Resolution requesting permission for the dedication by Rider for a Snow Removal Reserve Trust Fund required by NJSA 40A:4-62, P.L. 2001, c. 138
- 12-65 Resolution authorizing the Township of Millstone's participation in the Bond Financing Program of the Monmouth County Improvement Authority and authorizing application to Local Finance Board for its consent to issue refinancing bonds.
- 12-66 Resolution denying request for release of performance guarantees for Hunters Glen, Subdivision No. PMSF01-09A (Block 6, Lots 5 and 5.05).

Motion to adopt, Moved C/Kinsey, Second C/Dorfman. Committee Discussion: None  
VOTE:

AYES: C/Masci, C/Dorfman, C/Kinsey, C/Kuczinski, M/Grbelja  
NAYS: None  
ABSTAIN: None  
ABSENT: None

**REPORTS FROM VARIOUS DEPARTMENTS FOR JANUARY 2012:**

Tax Collector	\$3,481,226.16
Clerks report	\$ 1,028.38
Dog License	\$ 3,000.80
Recreation	\$ 10,847.00
Building Department	\$ 20,569.00
COAH	\$ 2,644.00
Code Enforcement	
BOA 2011 Annual Report	
2012 Interest Revenue	

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

**TOWNSHIP COMMITTEE MINUTES:**

1. Regular Session and Executive Session February 1, 2012.

Motion to adopt, Moved C/Dorfman, Second C/Kuczinski. Committee Discussion: None  
VOTE:

AYES: C/Dorfman, C/Kuczinski, C/Masci, C/Masci, M/Grbelja  
NAYS: None  
ABSTAIN: C/Kinsey  
ABSENT: None

**ADDITIONAL COMMENTS:** None

February 15, 2012

**PRIVILEGE OF THE FLOOR:**

Mayor Grbelja opens the meeting to the public at 8:25 p.m.

1. Marco Mineo – Olde Noah Hunt Road – Asks the committee if they are aware the Municipal Court Judge sentenced him to 40 days in jail and a \$7,000 fine for tilling his property. Attorney Duane Davison explains that the Judge has sole discretion on all Municipal Court proceedings. The Township Committee has no control.

Mayor Grbelja closes the meeting to the public at 8:27 p.m.

**Limited to ½ Hour**

Motion to adjourn, Moved C/Dorfman, Second C/Masci. © Time Out 8:28 p.m.

Tapes of the meeting are available in the Municipal Clerks Office.

February 15, 2012 minutes approved at a Township Committee meeting held on March 7, 2012.

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Maria Dellasala, RMC  
Township of Millstone.