

MILLSTONE TOWNSHIP COMMITTEE MEETING MINUTES FOR NOVEMBER 2, 2022

Mayor Ferro calls the meeting to order 7:04 p.m.

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 Meeting Notice which was mailed to the Asbury Park Press and the Trenton Times, posted on the public announcements bulletin board in Town Hall and filed in the Office of the Township Clerk on December 20, 2021.

ROLL CALL: Committeeman Eric Davis – absent, Deputy Mayor Chris Morris – present, Committeeman Michael McLaughlin – present, Committeeman Tara Zabrosky – present and Mayor Al Ferro - present. Also, in attendance: Brian Chabarek, Esq. - Township Attorney, Kevin Abernethy – Township Administrator and Kathleen Hart - Municipal Clerk, Matt Shafai, Township Engineer.

Motion to adopt Resolution 22-203 was moved by C/McLaughlin; second by C/Zabrosky.

Municipal Clerk read Resolution 22-203 Authorizing the Holding of an Executive Session, at Which the Public Shall be Excluded

ROLL CALL VOTE:

AYES: C/McLaughlin, DM/Morris, C/Zabrosky, M/Ferro
NAYS: None ABSTAIN: None ABSENT: C/Davis

Motion to adjourn Executive Session was moved by C/McLaughlin; second by DM/Morris. All in Favor.

Time In: 7:04 p.m.; Time Out: 7:55 p.m.

Mayor Ferro calls the regular meeting to order at 8:00 p.m. followed by a flag salute and a moment of silence.

All attendees and participants agree to conduct themselves in a manner appropriate for public gathering. Individual speakers should be advised that no right of privacy protects a person’s public comments made in a public forum. Accordingly, all participants bear responsibility for their own statements and commentary.

PRESENTATION:

Campo Mine – Presentation outlining progress and plans for restoration of the Mining Pit: Lorali Totten, P.E., P.P. from Crest Engineering Associates and Lucy Campo updates the Township Committee. Lorali Totten stated that she spoke to Paul Califano from the Freehold Soil Conservation District and he advised that no work is to be done at the site until the billing issue is resolved. She also spoke to John Showler from the NJ Department of Agriculture and he said that they can meet to begin finalizing the plans so they can be certified by SADC by February 1, 2023.

Lucy Campo stated that they have worked with Freehold Soil for many years. They have requested a breakdown of the charges from Freehold Soil and are awaiting a reply. As soon as this is settled, then the restoration can move forward. Hopefully, this will be settled within the next month.

Pat Butch, 40 Prodelin Way: Asked questions with regard to whether the plan presented is still compatible with the end use of the land or if the end use changes to the restoration plan will still be appropriate; has concerns about the drainage between Campo and Buck mines and the pond; the glauconite soil and the geology on this unique site would be good for teaching how land has changed over time. Lorali Totten stated that the plan that was presented to the Township Committee two weeks ago is the same plan that was submitted back in 2021. They are moving forward and fine tuning the details by trying to naturalize the site, make it safe and perhaps keep some of the historic value on some of the deeper slopes. Some of the permitted uses are single family homes or a park. If someone other than Monmouth County purchases the property they would need to perform additional restoration and would need to be in compliance with the Township’s ordinances. There will need to be some coordination between the two mines with regard to the drainage if Monmouth County Parks doesn’t purchase both of the mines. The existing pond currently has wetlands around it and they want this to be a safe

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area by changing the pond to be more in the middle which would be useful, and allow for more variation in the slope and control the water. The glauconite soil is going to be used to fill in the pond and strengthen the wall that is protecting that area from the overflow of the pond. The remainder will be covered by topsoil and not removed from site.

Lorali Totten will send monthly updates to the Township Engineer, Matt Shafai. Lucy Campo will update the Township Committee with regard to Freehold Soil within the next three weeks.

CORRESPONDENCE:

- 1. Resignation received from Renee Peerboom, Environmental Commission Regular Member and Shade Tree Chairperson, effective immediately.

RESOLUTION:

22-204 Resolution to Transfer Funds on Current Year Appropriations #1

Motion to adopt Resolution 22-204 was moved by DM/Morris; second by C/McLaughlin.

ROLL CALL VOTE:

AYES: C/McLaughlin, DM/Morris, C/Zabrosky, M/Ferro
NAYS: None ABSTAIN: None ABSENT: C/Davis

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.

- 22-205 Resolution Increasing Contract Amount for Special Environmental Counsel
- 22-206 Resolution Appointing Department of Public Works Operator (ii)
- 22-207 Payment of Vouchers – November 2, 2022
- 22-208 Resolution to Enter Agreement with Monmouth County Board of County Commissioners to Provide Special Citizen Area Transportation Service
- 22-209 A Resolution of the Township of Millstone Authorizing the Sale of Surplus Personal Property No Longer Needed for Public Use on an Online Auction Website

Motion to adopt Consent Agenda Resolutions 22-205 through 22-209 was moved by C/McLaughlin; second by DM/Morris.

ROLL CALL VOTE:

AYES: DM/Morris, C/Zabrosky, C/McLaughlin, M/Ferro
NAYS: None ABSTAIN: None ABSENT: C/Davis

TOWNSHIP COMMITTEE MINUTES:

- 1. Executive Meeting Minutes – October 19, 2022

Motion to adopt executive meeting minutes of October 19, 2022 was moved by C/Zabrosky; second by C/McLaughlin.

ROLL CALL VOTE:

AYES: C/Zabrosky, C/McLaughlin, DM/Morris, M/Ferro
NAYS: None ABSTAIN: None ABSENT: C/Davis

- 2. Regular Meeting Minutes – October 19, 2022

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Motion to adopt regular meeting minutes of October 19, 2022 was moved by C/McLaughlin; second by M/Ferro.

ROLL CALL VOTE:

AYES: C/McLaughlin, DM/Morris, C/Zabrosky, M/Ferro
NAYS: None ABSTAIN: None ABSENT: C/Davis

LIAISON REPORTS:

M/Ferro states that the Fire/EMS responded to 130 calls for the month of October which included 85 medical calls, 27 motor vehicle accidents, 18 fire calls and 83 transports to various hospitals. The day shift had 78 calls and the night shift had 52 calls.

NEW BUSINESS: NONE

OLD BUSINESS:

1. M/Ferro said that the General Election is on November 8, 2022. Please come out and vote. There are three ways to vote. Vote by Mail; Early Voting through November 6th, from 6:00 a.m. – 8:00 p.m. The two locations that are closest to Millstone Township are Manalapan Township at the Monmouth County Library located at 125 Symmes Dr, Manalapan and Upper Freehold located at Hope Fire Company, 82 Route 526 Allentown; and in person on November 8, 2022.
2. M/Ferro states that the Veterans Day Ceremony is on November 11, 2022 at the Veterans Memorial at 11:00am. The ceremony will also be lived stream via Boxcast.
3. Township Administrator states that the Challenger Playground is being installed at Millstone Park and repairs to the basketball courts are almost complete.

PRIVILEGE OF THE FLOOR: (Limited to ½ Hour)

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

Peter Laszlo, 14 Saddlebrook Road: Is concerned with the decision from the Planning Board which denied Hexa Builders and that a builder’s remedy lawsuit will be brought against the town. From what he understands, with a builder’s remedy lawsuit, the planning and zoning boards lose control over the zoning of the property and a special master is assigned. The Town would need to pay for all of the fees of the special master and attorney fees for the builder. Will also be going to the Planning Board to discuss.

The Township Attorney states that the Planning Board is a quasi-judicial, autonomous agency and that the Township Committee does not make the decision, it is the Planning Board. The Township does have Special Counsel handling the Affordable Housing Plan, who is aware of the issues and will address them in order to protect the Township.

Mayor Ferro closes the meeting to the public at 8:30 p.m.

ADJOURNMENT:

Motion to adjourn was moved by C/McLaughlin; second by C/Zabrosky. All in Favor.

Time Out 8:30 p.m.

Audio of the meeting is available in the Municipal Clerks Office.

November 2, 2022 Township Committee Regular Meeting Minutes approved at a Township Committee meeting held on December 7, 2022.

Kathleen Hart, RMC
Municipal Clerk