

**ABERDEEN TOWNSHIP COUNCIL REGULAR MEETING
TUESDAY, FEBRUARY 16, 2016**

A Regular Meeting of the Township Council of the Township of Aberdeen in the County of Monmouth and State of New Jersey was held on Tuesday, February 16, 2016 at 7:35 p.m. in the Municipal Building at One Aberdeen Square and was called to order by Deputy Mayor Margaret Montone, who presided at the meeting.

Deputy Mayor Margaret Montone said that this meeting is being held in compliance with the Open Public Meetings Act, and that notice of same has been posted on the bulletin board in the Municipal Building and was published in the appropriate newspapers.

ROLL CALL

Present: Arthur Hirsch
Concetta Kelley
Joseph Martucci
Robert Swindle
Margaret Montone

Absent: Gregory Cannon
Fred Tagliarini

Also Present: Holly Reycraft, Township Manager
Lee Cohen, Township Attorney

A Moment of Silence was offered by Deputy Mayor Montone, followed by the Pledge of Allegiance.

REPORTS

Holly Reycraft stated we are still looking for pit bull puppies that were in contact with a rabid dog. Associated Humane has five dogs in quarantine that were in the same residences as the rabid dog.

There were no further reports.

HEARING OF THE CITIZENS - Agenda Items only

Deputy Mayor Montone asked anyone wishing to be heard on agenda items to come forward and state their name and address. There being no one wishing to be heard Deputy Mayor Montone declared the Hearing of the Citizens closed.

MINUTES

Councilman Swindle made a motion to adopt the Reorganization and Executive Meeting Minutes of January 3, 2016. Seconded by Councilwoman Kelley.

ROLL CALL VOTE:

Ayes: Councilmember Hirsch, Kelley, Martucci, Swindle and Deputy Mayor Montone

Nays: None

Abstain: None

CONTINUED BUSINESS

ORDINANCE NO. 2-2016 – PUBLIC HEARING

Deputy Mayor Montone stated Ordinance No. 2-2016 introduced and passed on first reading by title on February 2, 2016 and published according to law, is now being taken up for further consideration and public hearing. Affidavit of Publication of this ordinance in the Asbury Park Press of February 5, 2016 will be submitted and it is noted that a copy of the ordinance has been posted on the bulletin board in the municipal building and that copies were available to the general public upon request.

The Clerk read Ordinance No. 2-2016 by title, “AN ORDINANCE OF THE TOWNSHIP OF ABERDEEN REPEALING AND AMENDING THE CODE CHAPTER XII ENTITLED “BUILDINGS, CONSTRUCTION AND HOUSING” SECTION 2.5 ENTITLED “LICENSING”

Deputy Mayor Montone opened the meeting to the public for remarks or comments for or against the final adoption of this ordinance. There being no one present wishing to be heard, Deputy Mayor Montone closed the public hearing on Ordinance No. 2-2016.

Councilman Martucci made a motion that Ordinance No. 2-2016 be finally passed and adopted that that notice of its passage and adoption be published by title in the February 19, 2016 issue of the Asbury Park Press.

Seconded by Councilwoman Kelley

ROLL CALL VOTE:

Ayes: Councilmember Hirsch, Kelley, Martucci, Swindle and Deputy Mayor Montone

Nays: None

Abstain: None

NEW BUSINESS

ORDINANCE NO. 3-2016 – INTRODUCTION

Councilwoman Kelley made a motion to introduce Ordinance No. 3-2016 on first reading by title and to order the same to be published by summary in the February 19, 2016 issue of the Asbury Park Press, together with notice of its introduction and passage on first reading by title, and that it will be further considered for final passage after a public hearing at a meeting of the Township Council to be held on March 1, 2016 at 7:30 p.m. in the Municipal Building of the Township of Aberdeen at One Aberdeen Square.

Seconded by Councilman Martucci

The Clerk read Ordinance No. 3-2016 – “ AN ORDINANCE OF THE TOWNSHIP OF

ABERDEEN, COUNTY OF MONMOUTH AND STATE OF NEW JERSEY
AMENDING CHAPTER 12 OF THE CODE OF THE TOWNSHIP OF ABERDEEN
ENTITLED "BUILDINGS, CONSTRUCTION AND HOUSING" SECTION 12-2.4
ENTITLED "CERTIFICATE OF OCCUPANCY"

ROLL CALL VOTE:

Ayes: Councilmember Hirsch, Kelley, Martucci, Swindle and, Deputy Mayor Montone

Nays: None

Abstain: None

CONSENT AGENDA

Councilman Hirsch made a motion to add Resolution No. 2016-51, Engineering Services for Project Design of Veteran's Memorial Park Improvements. Seconded by Councilwoman Kelley.

ROLL CALL VOTE:

Ayes: Councilmember Hirsch, Kelley, Martucci, Swindle and, Deputy Mayor Montone

Nays: None

Abstain: None

Councilman Hirsch made a motion to approve the Consent Agenda; all items listed under 8B. Seconded by Councilwoman Kelley.

ROLL CALL VOTE:

Ayes: Councilmember Hirsch, Kelley, Martucci, Swindle and Deputy Mayor Montone

Nays: None

Abstain: None

1. RESOLUTION NO. 2016-42 – BE IT RESOLVED by the Township Council that it hereby commits to redevelopment at Block 39, Lot 1.03 for the purpose of passive recreation.
2. RESOLUTION NO. 2016-43 – BE IT RESOLVED by the Township Council that it hereby commits to redevelopment at Block 39, Lots 1.01 and 1.02 for the purpose of constructing age-restricted affordable housing and a municipal senior center.
3. RESOLUTION NO. 2016-44 – BE IT RESOLVED by the Township Council that it hereby authorizes agreement with CME Associates for Remedial Action – Residential Lots at South River Metal Site for a cost not to exceed \$645,304.00.
4. RESOLUTION NO. 2016-45 – BE IT RESOLVED by the Township Council that it hereby authorizes agreement with CME Associates for Remedial Action – Conservation Lots at South River Metal Site for a cost not to exceed \$309,011.00.

5. RESOLUTION NO. 2016-46 – BE IT RESOLVED by the Township Council that it Holly Reycraft, Township Manager is authorized representative to represent the Township of Aberdeen in all matters relating to Woodfield Area Water System Rehabilitation Project.
6. RESOLUTION NO. 2016-47 – BE IT RESOLVED by the Township Council that it hereby grants permission to Verizon Wireless to jointly use poles erected in public right-of-way.
7. RESOLUTION NO. 2016-48 – BE IT RESOLVED by the Township Council that it hereby endorses acquisition of Stone Road Meadows by County of Monmouth or County Park System for open space or developed for recreational purposes.
8. RESOLUTION NO. 2016-49 – BE IT RESOLVED by the Township Council that it hereby awards Grass Cutting & Lawn Maintenance contract to Custom Care Services, Wall, NJ with a contract amount of \$36,500.00.
9. RESOLUTION NO. 2016-50 – BE IT RESOLVED by the Township Council that it hereby authorizes County of Monmouth Mosquito Control Division to apply pesticides in certain areas of the municipality.
10. RESOLUTION NO. 2016-51 – BE IT RESOLVED by the Township Council that it hereby authorizes an agreement with T&M Associates for the Project Design of Veteran’s Memorial Park Improvements.

HEARING OF THE CITIZENS/CORRESPONDENCE AND PETITIONS

Deputy Mayor Montone asked any member of the public wishing to be heard to come forward and to state their name and address. There being no one wishing to be heard Deputy Mayor Montone declared the Hearing of the Citizens closed.

Mr. Cohen, Township Attorney read the following:

RESOLUTION AUTHORIZING TOWNSHIP COUNCIL TO ENTER INTO EXECUTIVE SESSION

WHEREAS, the Township Council are mindful of the right of the public to attend and witness meetings of Governmental Bodies at which public business is discussed, and to be involved in all phases of governmental action; and

WHEREAS, the Open Public Meetings Act nonetheless recognizes the authority of a public body to exclude the public from meetings in certain enumerated instances in which disclosure of matters discussed could endanger public safety, property or other public interest, or invade individual privacy; and

WHEREAS, as authorized by the Open Public Meetings Act, N.J.S.A 10:4-12(b), the Township Council have a need to meet in private session to discuss:

- _____ (1) Matters expressly rendered confidential by law;
- _____ (2) Matters, the disclosure of which would jeopardize the receipt of federal funds;
- _____ (3) Matters threatening unwarranted invasion of individual privacy;
- _____ (4) Matters affecting collective bargaining of public employees
- _____ (5) Matters involving acquisition of real property with public funds, or investment of public funds, where disclosures would jeopardize such acquisition or investments;
- _____ (6) Tactics and techniques utilizing in protection of public safety or property; matters concerning investigations of violations or possible violations of the law;
- _____ (7) Matters affecting pending or anticipated litigation to which the public body may be party; matters within the attorney-client privilege;
- _____ (8) Personnel matters concerning the employment, appointment evaluation, promotion or termination of a public officer or employee;
- _____ (9) Deliberations which may result in the imposition of civil penalty or the Suspension or loss of license or permit.

BE IT RESOLVED that the Township Council will meet in private session at 7:45 P.M. on February 16, 2016, to discuss the following specific items:

REDEVELOPMENT – TRAIN STATION, SRM, ANCHOR GLASS;
POTENTIAL LITIGATION – C&M COUNTY ROAD, RABIES, UNSAFE
STRUCTURES

BE IT FURTHER RESOLVED that the matters so discussed will be disclosed to the public when the need for confidentiality no longer exists.

Councilman Martucci made a motion, seconded by Councilwoman Kelley

ROLL CALL VOTE:

Ayes: Councilmember Hirsch, Kelley, Martucci, Swindle and Deputy Mayor Montone

Nays: None

Abstain: None

ADJOURNMENT

Councilman Martucci made a motion to adjourn, seconded by Councilwoman Kelley and unanimously concurred by Council.

Margaret Montone, Deputy Mayor

Karen Ventura, Municipal Clerk