

Manchester Township Council
Meeting Minutes
September 12, 2011

The meeting of the Manchester Township Council was called to order at 6:00 p.m. by Council President Craig Wallis. The following statement was read by the Deputy Municipal Clerk:

“Adequate notice of this meeting was provided in accordance with the Open Public Meetings Act, pursuant to P.L. 1975, Chapter 231. Said notice was advertised in the Asbury Park Press, Star Ledger and was posted in the lobby of the Municipal Building.”

This was followed by the salute to the flag and the following roll call:

The Clerk took the roll call:

Councilman Fred Trutkoff	-	present
Councilman Warren Reiter	-	present
Councilman Brendan Weiner	-	present
Councilman Kenneth Vanderziel	-	present
Councilman Craig Wallis	-	present

Also present were Elena Zsoldos, Business Administrator and Steven Secare, Township Attorney.

PROCLAMATIONS: The Deputy Clerk and the Township Attorney read proclamations for National Preparedness Month and the Tenth Anniversary of 9/11.

WORKSHOP:

- a. **A-3285 – Public Contract Bid Advertisements** – Mr. Vanderziel felt it destroyed the ability for bids to come in at a lower cost. Mr. Wallis opposes the bill. He felt that it stops the vendor from doing the investigation and pricing out what the job really costs. Mr. Reiter felt that we should have some input from the Purchasing Agent on this bill. Mr. Weiner felt that this would not give the tax payers the best price on a project. He also felt that it could cause litigation issues because change orders could go above and beyond the estimate. Mr. Wallis asked Ms. Zsoldos to get comments from the Purchasing Agent. This matter would be held until the comments were received.
- b. **S-2883 – Presidential Primary** – Mr. Weiner felt that it would be a cost savings all around. He was in support of the bill. Mr. Wallis said by moving it back to June, it would save money for taxpayers. Mr. Reiter and Mr. Trutkoff were in favor of supporting the bill. Council decided a resolution of support would be put on the next Council meeting.

APPROVAL OF MINUTES

The regular meeting minutes of August 8, 2011 were offered upon a motion by Mr. Trutkoff, seconded by Mr. Reiter and **approved** by the following roll call vote: Councilmen Trutkoff, Reiter, Vanderziel and Weiner; yea. Mr. Wallis; abstain.

The regular meeting minutes of August 22, 2011 were offered upon a motion by Mr. Weiner, seconded by Mr. Vanderziel and **approved** by the following roll call vote: Councilmen Trutkoff, Reiter, Weiner, Vanderziel and Wallis; yea.

SUBMISSION OF BILLS:

Resolution #11-261 - Authorizing payment of bills from the Current Fund in the amount of \$4,892,922.72 was offered by Mr. Reiter, seconded by Mr. Weiner and approved by the following roll call vote: Councilmen Trutkoff, Reiter, Weiner, Vanderziel and Wallis; yea. Mr. Weiner abstained on check #43494.

Resolution #11-262- Authorizing payment of bills from the Water and Sewer Fund in the amount of \$817,705.72 was offered by Mr. Trutkoff, seconded by Mr. Weiner and approved by the following roll call vote: Councilmen Trutkoff, Reiter, Weiner, Vanderziel and Wallis; yea.

Resolution #11-263– Authorizing payment of bills from the Water and Sewer West Fund in the amount of \$441,405.71 was offered by Mr. Trutkoff seconded by Mr. Vanderziel and approved by the following roll call vote: Councilmen Trutkoff, Reiter, Weiner, Vanderziel and Wallis; yea.

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ORDINANCES- First Reading and Introduction

#11-020 - AN ORDINANCE OF THE TOWNSHIP OF MANCHESTER, COUNTY OF OCEAN, STATE OF NEW JERSEY, ESTABLISHING A PROCEDURE FOR REMEDIATION OF PROPERTY AND ESTABLISHING A LIEN THEREON

The above ordinance was offered upon a motion by Mr. Trutkoff seconded by Mr. Vanderziel and **approved** by the following roll call vote: Councilmen Trutkoff, Reiter, Weiner, Vanderziel and Wallis; yea.

#11-021 - ORDINANCE OF THE TOWNSHIP OF MANCHESTER, COUNTY OF OCEAN, STATE OF NEW JERSEY, FOR STATE FISCAL YEAR 2012, TO EXCEED THE MUNICIPAL BUDGET COST OF LIVING ALLOWANCE AND TO ESTABLISH A CAP BANK PURSUANT TO N.J.S.A. 40A:4-45.14

The above ordinance was offered upon a motion by Mr. Vanderziel seconded by Mr. Weiner and **approved** by the following roll call vote: Councilmen Trutkoff, Reiter, Weiner, Vanderziel and Wallis; yea.

#11-022 AN ORDINANCE OF THE TOWNSHIP OF MANCHESTER, COUNTY OF OCEAN, STATE OF NEW JERSEY, VACATING ALL RIGHT, TITLE AND INTEREST OF AND TO A PORTION OF HARRISON AVENUE IN THE TOWNSHIP OF MANCHESTER, PURSUANT TO AND IN ACCORDANCE WITH N.J.S.A. 40:67-1 ET SEQ.

The above ordinance was offered upon a motion by Mr. Trutkoff seconded by Mr. Reiter and **approved** by the following roll call vote: Councilmen Trutkoff, Reiter, Weiner, Vanderziel and Wallis; yea.

RESOLUTIONS: CONSENT AGENDA

The items listed below are considered to be routine by the Township of Manchester and will be enacted by one motion. There will be no formal discussion of these items. If discussion is desired, this item will be removed from the Consent Agenda and will be considered separately.

#11-266 - RESOLUTION OF THE TOWNSHIP OF MANCHESTER, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING THE EXECUTION OF AN AGREEMENT BETWEEN THE TOWNSHIP OF MANCHESTER AND THE COUNSELING AND CRITICAL INCIDENT DEBRIEFING CENTER, LLC.

The above resolution was **removed** from the Consent Agenda upon a motion by Mr. Weiner, seconded by Mr. Reiter and the unanimous voice vote of Council.

The above resolution was offered upon a motion by Mr. Weiner, seconded by Mr. Vanderziel and **defeated** by the following roll call vote; Councilmen Trutkoff, Reiter, Weiner, Vanderziel and Wallis; no.

Mr. Wallis asked if any member of Council had any comments on any item on the consent agenda.

Seeing no comments from the Council, Mr. Wallis opened this portion of the meeting to the public.

Hank Glen – 29 Wycliffe Rd: Mr. Glen questioned the liquor license transfer. He wanted to know what the new plans were for the restaurant. Mr. Secare suggested that Tim Horn, Esquire of Villani & Decluca, attorneys for AMRS Liquor Holdings, LLC address the public. Mr. Horn advised that the premises will be completely renovated and opened as a sports bar. It will be at the same location as the old Center Ice. The business has been closed for a few years and if there are any zoning applications they will be made to the proper boards. Mr. Vanderziel asked if dancing will be an activity at the new sports bar. Mr. Callazzo, a member of AMRS Liquor Holdings, LLC advised that there is no plan for dancing at the location.

Resolutions #11-264, #11-265 and #11-267 through #11-270 were considered routine by the Manchester Township Council and were enacted by one motion offered by Mr. Trutkoff seconded by Mr. Vanderziel and adopted by the following roll call vote: Councilmen Trutkoff, Reiter, Weiner, Vanderziel and Wallis; yea

A. FINANCE

#11-264 - RESOLUTION OF THE TOWNSHIP OF MANCHESTER, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING THE TAX COLLECTOR TO CANCEL TAXES AS TO BLOCK 1.64, LOT 21 FOR A TOTALLY DISABLED VETERAN

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#11-265 - RESOLUTION OF THE TOWNSHIP OF MANCHESTER, COUNTY OF OCEAN, STATE OF NEW JERSEY AUTHORIZING THE REFUNDS REQUESTED BY THE TAX COLLECTOR

C. LICENSING

#11-267 - RESOLUTION OF THE TOWNSHIP OF MANCHESTER, COUNTY OF OCEAN, STATE OF NEW JERSEY, TRANSFERRING A CLASS C PLENARY RETAIL CONSUMPTION LICENSE FROM THE CENTER ICE SPORTS BAR AND GRILL, INC. TO AMRS LIQUOR HOLDINGS LLC REPORTS

D. BONDS\ESCROWS

#11-268 - RESOLUTION OF THE TOWNSHIP OF MANCHESTER, COUNTY OF OCEAN, STATE OF NEW JERSEY, ALLOWING THE EXPIRATION OF A MAINTENANCE BOND POSTED BY PUNTONIA ASSOCIATES FOR A PROJECT KNOWN AS BLOCK 97 LOT 9 67 LACEY RD.

#11-269 - RESOLUTION OF THE TOWNSHIP OF MANCHESTER, COUNTY OF OCEAN, STATE OF NEW JERSEY, RELEASING THE BALANCES IN THE ESCROW ACCOUNTS POSTED BY WRANGLEBROOK ASSOCIATES, LLC IN CONNECTION WITH A PROJECT KNOWN AS PRESBYTERIAN HOMES SITUATE ON LOT 14.01 OF BLOCK 82.09

E. PURCHASING

#11-270 - RESOLUTION OF THE TOWNSHIP OF MANCHESTER, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING THE DIVISION OF PURCHASING TO ADVERTISE FOR AND RECEIVE BIDS FOR THE PROVISION OF WATER & WASTEWATER TREATMENT CHEMICALS

REPORTS

Mr. Weiner: Mr. Weiner attended the last concert at Harry Wright Lake. He saw the Bronx Wanderers. The band consisted of a dad and his sons. He enjoyed it thoroughly. On September 10, 2011, he attended the police promotion ceremony. Two deserving officers were promoted from Sergeant to Lieutenant. Mr. Weiner wished Lt. Mallard and Lt. Dolan success in all of their future endeavors. He also attended the Eagle Scout Court of Honor where he presented a silver eagle coin to Vincent DiPaola.

Mr. Reiter: Mr. Reiter attended the Bronx Wanderers concert at Harry Wright Lake. Cassandra Colgate and staff were congratulated for a job well done. Mr. Reiter advised that he and Mr. Vanderziel replied to a letter from Governor Christie regarding property tax reassessments. Mr. Reiter read some of the letter to the public. The letter stated that municipalities are confronted with increasing delinquent and unpaid property tax collection, but also face a vast number of assessed valuation appeals fostered by a declining economy. Municipalities have to bear their own share along with those of the school district. Mr. Vanderziel and Mr. Reiter went on to write in the letter that it could lead to critical financial difficulties. They understood it did not have an effect on the taxpayers; however, it did place a terrible drain on municipality's ability to remain under the 2% tax levy cap. Mr. Reiter and Mr. Vanderziel suggested that school districts bear their fair share and not allow them to use the municipality as a safe haven. The letter is on the Township website for the residents to review. He urged the Governor to help the municipalities in getting some relief for tax appeals. Mr. Vanderziel didn't think it was fair for the municipalities to bear the burden.

Mr. Vanderziel: Mr. Vanderziel asked that the letter to the Governor be part of the record and placed on the Township website.

Mr. Trutkoff: Mr. Trutkoff and the Mayor attended the Senior Bocce tournament held at Renaissance. The Mayor threw out the first Bellini. The Mayor also presented two senior softball awards. One was to the Renaissance Rebels who are the Manchester Senior Softball Champions for the tenth consecutive year.

Mr. Wallis: Mr. Wallis said times are tough. The municipality has to assume the burden of the tax appeals. The Township has to make up that money. A better balance has to be found. Mr. Wallis congratulated Lt. Mallard and Lt. Dolan on their recent police promotions. They were well deserved.

Ms. Zsoldos: Ms. Zsoldos, along with the Mayor, attended a meeting at the Governor's mansion. The Governor's speech thrust upon the recent storm. He commended all government officials and first responders for their first rate handling of the storm. Ms. Zsoldos commended our local emergency responders. The Township had to evacuate some residents and training really paid off.

Mr. Secare: None

Ms. Pellicano: None

Ms. Lapp: None

PUBLIC COMMENT

Hank Glen – 29 Wycliffe Rd: Mr. Glen felt that the Township had to find a way to reevaluate properties ever year. Mr. Wallis said they are looking at a revaluation. This would bring everyone back in balance. There is going to be a cost associated with it. It should probably be done every five years. Mr. Glen felt that with technology it should be a lot easier to do the revaluation. Mr. Wallis said a lot of the homes are in foreclosure. It has to be done house by house. Mr. Secare said the condition of the home is considered very closely during a tax appeal hearing. Mr. Glen also commented on a bill being paid to United Water and asked if the Township was still connected to them. Ms. Zsoldos said the bill was for some of the projects that were in process before the takeover and any inventory that was purchased from United Water.

ADJOURNMENT

There being no further business at this time on motion by Mr. Weiner and seconded by Mr. Reiter and unanimous voice vote of Council, the meeting was hereby adjourned at 6:45 p.m.

Jodi Pellicano, RMC
Deputy Township Clerk

Craig Wallis
Council President

Date Approved