

**MANCHESTER TOWNSHIP  
MEETING MINUTES  
November 28, 2016**

The meeting of the Manchester Township Council was called to order at 6:00 p.m. by Council President James Vaccaro. The following statement was read by the 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.”

**FLAG SALUTE**

This was followed by following roll call:

**ROLL CALL**

The following roll call was taken by the Municipal Clerk:

Councilman Charles Frattini	- present
Councilman Brendan Weiner	- present
Councilman Sam Fusaro	- present
Councilman Craig Wallis	- present
Councilman James Vaccaro	- present

The Municipal Clerk noted for the record that also present were Township Attorney Angela Koutsouris and Mayor Ken Palmer.

**PROCLAMATIONS**

The Clerk read a proclamation into the record proclaiming November 2016 as National American Indian Heritage Month. Mayor Palmer and Council President James Vaccaro presented the proclamation to Kathy Walsh of the Captain Joshua Huddy Chapter of the Daughters of the American Revolution.

**LAND SALE**

Ms. Koutsouris said the Township will be offering Block 1.227 Lot 30 for sale to the highest bidder. Ms. Koutsouris said all adjacent owners were sent notice of the sale according to law and the sale was advertised. Marianne Tupper came forward and bid the minimum bid of \$10,000.00. Ms. Koutsouris closed the sale as Ms. Tupper was the sole bidder. Ms. Tupper paid the Municipal Clerk the deposit of \$1,000.00.

**SUBMISSION OF BILLS**

**#16-403** - Authorizing payment of bills from the Current Fund in the amount of \$756,828.16 was offered by Mr. Fusaro, seconded by Mr. Wallis and approved by the following roll call vote; Councilmen: Frattini, Weiner, Fusaro, Wallis and Vaccaro; yea. Mr. Weiner abstained on check number 55109 due to a perception of conflict.

**#16-404** - Authorizing payment of bills from the Eastern Service Area in the amount of \$183,359.04 was offered by Mr. Wallis, seconded by Mr. Weiner and approved by the following roll call vote; Councilmen: Frattini, Weiner, Fusaro, Wallis and Vaccaro; yea.

**#16-405** - Authorizing payment of bills from the Western Service Area in the amount of \$65,905.25 was offered by Mr. Wallis, seconded by Mr. Fusaro and approved by the following roll call vote; Councilmen: Frattini, Weiner, Fusaro, Wallis and Vaccaro; yea.

**ORDINANCES – Second Reading, Public Hearing and Final Action**

**#16-037 - AN ORDINANCE OF THE TOWNSHIP OF MANCHESTER, COUNTY OF OCEAN, STATE OF NEW JERSEY, AMENDING CHAPTER 2, CHAPTER 430 AND REPEALING ARTICLE XIV CHAPTER 2 OF TOWNSHIP CODE TO RE-ESTABLISH TENURE TO DIRECTOR OF PUBLIC WORKS AND ELIMINATE THE DEPARTMENT OF UTILITIES AND RE-ESTABLISH AS THE DIVISION OF UTILITIES**

Mr. Vaccaro asked if any Council members had comments on this ordinance. Seeing no comments from Council, Mr. Vaccaro opened this portion of the meeting to the public.

Seeing no comments from the public, Mr. Vaccaro closed this portion of the meeting.

The above ordinance was offered upon a motion by Mr. Wallis seconded by Mr. Frattini and **adopted** by the following roll call vote; Councilmen: Frattini, Weiner, Fusaro, Wallis and Vaccaro; yea.

**#16-038 – AN ORDINANCE OF THE TOWNSHIP OF MANCHESTER, COUNTY OF OCEAN, STATE OF NEW JERSEY, VACATING ALL OF THE TOWNSHIP’S RIGHT, TITLE AND INTEREST IN A PORTION OF BURNSIDE STREET**

Mr. Vaccaro asked if any Council members had comments on this ordinance. Seeing no comments from Council, Mr. Vaccaro opened this portion of the meeting to the public.

Seeing no comments from the public, Mr. Vaccaro closed this portion of the meeting.

The above ordinance was offered upon a motion by Mr. Fusaro seconded by Mr. Frattini and **adopted** by the following roll call vote; Councilmen: Frattini, Weiner, Fusaro, Wallis and Vaccaro; yea.

**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.**

Mr. Vaccaro asked if any member of Council had any comments on any item on the consent agenda. Seeing no comments from Council, Mr. Vaccaro opened this portion of the meeting to the public.

**Hank Glen – 29 Wycliffe Rd.:** Mr. Glen asked how a foreclosure certificate works. Ms. Koutsouris advised that these were not sold in the tax sale and the Township becomes the holder of the lien. Mayor Palmer offered that the Township lien cannot be reduced. Whoever buys the liens, must repay the Township. The Township will hold the lien until the money can be recouped. Mr. Glen also inquired about the Wilbur Avenue project. He saw that there was a change order on the agenda with a savings of \$65,000.00 from the original estimate of the project. Mr. Glen asked if that money could be used to have Earle Asphalt pave the intersection of Renaissance Blvd. Mr. Wallis stated that the Engineer gives a rough estimate. The money saved on the project cannot be used for another project.

**Robert Cherry** – Mr. Cherry asked why the Township Council is rejecting his request for a street vacation. Ms. Koutsouris explained that it was not a simple thing to do and there was a great deal of legality involved.

Seeing no further comments from the public, Mr. Vaccaro closed this portion of the meeting.

**#16-414 - RESOLUTION OF THE TOWNSHIP OF MANCHESTER, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING REFUND OF A STREET VACATION FEE**

The above resolution was removed from the Consent Agenda upon a motion by Mr. Weiner, seconded by Mr. Wallis and approved by the following roll call vote; Councilmen: Frattini, Weiner, Fusaro and Vaccaro; yea.

**Resolutions #16-406 through #16-416 minus #16-414 were considered routine by the Manchester Township Council and were enacted by one motion offered by Mr. Weiner, seconded by Mr. Wallis and adopted by the following roll call vote; Councilmen: Frattini, Weiner, Fusaro, Wallis and Vaccaro; yea.**

**A. FINANCE**

**#16-406 - RESOLUTION OF THE TOWNSHIP OF MANCHESTER, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING THE TAX COLLECTOR TO CANCEL TAXES AS TO BLOCK 71.06, LOT 13 FOR A TOTALLY DISABLED VETERAN**

**#16-407 RESOLUTION OF THE TOWNSHIP OF MANCHESTER, COUNTY OF OCEAN, STATE OF NEW JERSEY AUTHORIZING TO FORECLOSE ON CERTIFICATES HELD BY MANCHESTER TOWNSHIP**

**#16-408 - RESOLUTION OF THE TOWNSHIP OF MANCHESTER, COUNTY OF OCEAN, STATE OF NEW JERSEY AUTHORIZING THE REFUNDS REQUESTED BY THE TAX COLLECTOR (Overpayment)**

**B. CONTRACTS/AGREEMENTS**

**#16-409 - 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 87<sup>th</sup> SECURITY FORCES SQUADRON OF JOINT BASE MCGUIRE DIX LAKEHURST**

**#16-410 - RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF MANCHESTER, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING SETTLEMENT OF PENDING LITIGATION INITIATED BY PTL. RYAN SAUL**

**C. RECREATION**

**#16-411 - RESOLUTION OF THE TOWNSHIP OF MANCHESTER, COUNTY OF OCEAN, STATE OF NEW JERSEY, ESTABLISHING CERTAIN FEES FOR RECREATION THEATER TRIPS**

**D. PURCHASING**

**#16-412 - RESOLUTION OF THE TOWNSHIP OF MANCHESTER, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING THE EXECUTION OF CHANGE ORDER #1 AND FINAL FOR EARLE ASPHALT COMPANY FOR THE WILBUR AVENUE IMPROVEMENT PROJECT**

**E. BONDS/ESCROWS**

**#16-413 - RESOLUTION OF THE TOWNSHIP OF MANCHESTER, COUNTY OF OCEAN, STATE OF NEW JERSEY, RELEASING PLANNING BOARD AND ZONING BOARD ESCROWS POSTED BY ERIC LARSON\LARSON ELECTRICAL CONTRACTING, INC. FOR A PROJECT KNOWN AS BLOCK 70 LOT 7.04 (2947 HWY 547)**

**F. MISCELLANEOUS**

**#16-415 - RESOLUTION OF THE TOWNSHIP OF MANCHESTER, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING REFUNDS OF CERTAIN PERMIT FEES TO NANCY GILK**

**#16-416 - RESOLUTION OF THE TOWNSHIP OF MANCHESTER, COUNTY OF OCEAN, STATE OF NEW JERSEY, AUTHORIZING A STATE CONTRACT PURCHASE FOR TWO FORD F-250 PICK-UP TRUCKS**

**REPORTS**

**Mr. Frattini:** None

**Mr. Weiner:** Mr. Weiner gave an update from a recent meeting of the Ocean County Mosquito Control Commission.

**Mr. Wallis:** None

**Mr. Fusaro:** The Council gets reports on the budget during the course of the year. He was happy to report that the Township is keeping within budget. He said the Township should have surplus at the end of the year.

**Mr. Vaccaro:** Mr. Vaccaro attended the bi-weekly meeting in preparation for tonight's meeting and also attended the Manchester Coordinating Council meeting at Village 5. It was informative, well attended and important issues were discussed.

**Ms. Skibo:** Ms. Skibo congratulated Angela on her recent nuptials.

**Mayor Palmer:** Mayor Palmer stated that the Township is ready in case there is a lot of snow this year.

**PUBLIC:**

**Ed Lynch 5 Bridle Way:** Country Walk is looking to have gas installed in their community. Mr. Lynch asked Council how the homeowner's association would ask the Township to consider waiving permit fees. Mr. Vaccaro suggested sending a letter in writing to the Business Administrator.

**Joan Stavalo 12 Charles Ave.:** Mrs. Stavalo was concerned with the amount of foreclosed homes in Summit Park. Some are boarded up but people still get into them. Ms. Koutsouris said an ordinance was passed concerning the registration of foreclosed properties. Ms. Stavalo was asked to compile a list of all foreclosed homes in Summit Park and give them to the Business Administrator for review.

**Hank Glen – 29 Wycliffe:** Mr. Glen asked the specifics about the litigation agreement that was on tonight's agenda. Ms. Koutsouris explained that the case was appealed and went to the New Jersey Supreme Court. A cost benefit analysis was done and it made more sense to settle the case than to keep it in litigation.

**#16-417 - RESOLUTION OF THE TOWNSHIP OF MANCHESTER, COUNTY OF OCEAN, STATE OF NEW JERSEY, IN ACCORDANCE WITH SECTION 2 OF THE OPEN PUBLIC MEETINGS ACT, CHAPTER 231, PUBLIC LAWS OF 1975**

A motion for Executive Session was offered upon a motion by Mr. Wallis, seconded by Mr. Fusaro and approved by the following roll call vote; Councilmen: Frattini, Weiner, Fusaro, Wallis and Vaccaro; yea.

A motion to reconvene into open session was offered upon a motion by Mr. Fusaro, seconded by Mr. Weiner and approved by the following roll call vote; Councilmen: Frattini, Weiner, Fusaro, Wallis and Vaccaro; yea.

**ADJOURNMENT**

There being no further comments or business to come before Council at this time, the meeting was adjourned at 8:00 p.m. on a motion by Mr. Fusaro, seconded by Mr. Wallis and approved by the following roll call vote; Councilmen: Frattini, Weiner, Fusaro, Wallis and Vaccaro; yea.

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James A. Vaccaro, Sr.  
Council President

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Sabina T. Skibo, RMC  
Township Clerk

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Date Approved