

**TOWNSHIP OF COLTS NECK
COMMITTEE MEETING
JUNE 29, 2005
7:30 P.M. AT TOWN HALL**

The meeting of the Colts Neck Township Committee was called to order at 7:32 p.m. by Mayor Forester followed by a salute to the flag. The following statement was read by Township Clerk Bowden. "The notice of the requirements of the New Jersey Public Meetings Law has been satisfied by forwarding a "News Release" to the Asbury Park Press on December 17, 2004 stating that a meeting of the Colts Neck Township Committee would be held on June 29, 2005 at 7:30 p.m., Colts Neck Town Hall, 124 Cedar Drive, Colts Neck. The notice requirements have been posted on the Township Bulletin Board and a copy is on file in the office of the Township Clerk".

Roll call by Mr. Bowden indicated the following:

Present: Deputy Mayor Florek, Committeemembers Burry, Hennessy, Stuart, and Mayor Forester

Also Present: Robert Bowden; John O. Bennett, Esq.; Aime Sweeney and Beth Kara

Absent: None

1. **ANNOUNCEMENT:** Mayor Forester announced Aime Sweeny would be leaving the Township of Colts Neck for the position of Administrator and Clerk for the Borough of Interlaken. Ms. Sweeny began her employment eight years ago with the Township of Colts Neck in the Department of Public Works, where she worked for one year. She was then promoted to her current position, which she has held for the past seven years. The Township Committee presented Ms. Sweeny with gifts and well wishes for her continued success, noting she will be sorely missed by all.

Mayor Forester then announced the selection of Beth Kara as Ms. Sweeny's successor. Ms. Kara began her employment with the Township six months ago at the Department of Recreation and Parks. Mayor Forester spoke of Ms. Kara's academic credentials and experience and welcomed Ms. Kara to her new position.

2. **ANNOUNCEMENT:** Mayor Forester announced there will be one Township Committee Meeting during the month of July, which is scheduled for July 13, 2005, at 7:30 p.m. in the Courthouse. The Township Committee will meet once in August on the third Wednesday of the month on August 17, 2005 at 7:30 p.m. in Town Hall.
3. **APPROVAL OF MINUTES FOR MAY 25, 2005 AND JUNE 8, 2005:**

Mrs. Burry motioned to approve the minutes of May 25, 2005, seconded by Mr. Stuart and unanimously carried.

COLTS NECK TOWNSHIP COMMITTEE					
RECORD OF VOTE	MAYOR FORESTER	DEPUTY MAYOR FLOREK	BURRY	HENNESSY	STUART
<i>Motion To Approve</i>			X		
<i>Motion Seconded</i>					X
<i>Approve</i>	X	X	X	X	X
<i>Opposed</i>					
<i>Not Voting/Recuse</i>					
<i>Absent/Excused</i>					

Mrs. Burry motioned to approve the minutes of June 8, 2005, seconded by Mr. Hennessy and unanimously carried.

COLTS NECK TOWNSHIP COMMITTEE					
RECORD OF VOTE	MAYOR FORESTER	DEPUTY MAYOR FLOREK	BURRY	HENNESSY	STUART
<i>Motion To Approve</i>			X		
<i>Motion Seconded</i>				X	
<i>Approve</i>	X	X	X	X	X
<i>Opposed</i>					
<i>Not Voting/Recuse</i>					
<i>Absent/Excused</i>					

4. **ORDINANCE 2005-15:** BOND ORDINANCE PROVIDING FOR THE ACQUISITION OF BLOCK 9, LOT 7 (SMITH FARM) 12.3 ACRES AND APPROPRIATING \$2,325,000.00 THEREFOR AND AUTHORIZED THE ISSUANCE OF \$2,208,750 BONDS AND NOTES TO FINANCE A PORTION OF THE COSTS THEREOF, was read by Mayor Forester by title on second reading. Mayor Forester explained this Ordinance provides for the funding to acquire the Smith Farm. Mrs. Burry indicated this was a very visible property located at the northeast corner of Laird Road and Route 34. The Township will take full title to the land and can encumber the title to ensure it remains farm land. With no further comments, Mrs. Burry made a motion to approve this Ordinance, seconded by Mr. Florek and unanimously carried.

COLTS NECK TOWNSHIP COMMITTEE					
RECORD OF VOTE	MAYOR FORESTER	DEPUTY MAYOR FLOREK	BURRY	HENNESSY	STUART
<i>Motion To Approve</i>			X		
<i>Motion Seconded</i>		X			
<i>Approve</i>	X	X	X	X	X
<i>Opposed</i>					
<i>Not Voting/Recuse</i>					
<i>Absent/Excused</i>					

5. **ORDINANCE 2005-16:** AN ORDINANCE AUTHORIZING THE TOWNSHIP OF COLTS NECK TO ACQUIRE CERTAIN REAL PROPERTY KNOWN AS THE "SMITH PROPERTY", ALSO KNOWN AND DESIGNATED AS BLOCK 9, LOT 7 ON THE COLTS NECK TOWNSHIP TAX MAP was read by Mayor Forester by title on second reading. Mayor Forester explained this Ordinance authorizes the acquisition of the Smith Farm. Mrs. Burry raised a question with regard to the fourth WHEREAS paragraph, ". . . for open space and/or farmland purposes." Mr. Stuart commented. Mr. Bennett was asked for clarification and indicated the application for farmland preservation is being sent immediately, which makes the open space and/or farmland usages academic. With no further comments, Mrs. Burry made a motion to adopt this Ordinance, seconded by Mr. Stuart and unanimously carried.

COLTS NECK TOWNSHIP COMMITTEE					
RECORD OF VOTE	MAYOR FORESTER	DEPUTY MAYOR FLOREK	BURRY	HENNESSY	STUART
<i>Motion To Approve</i>			X		
<i>Motion Seconded</i>					X
<i>Approve</i>	X	X	X	X	X
<i>Opposed</i>					
<i>Not Voting/Recuse</i>					
<i>Absent/Excused</i>					

6. **ORDINANCE 2005-17:** AN ORDINANCE TO AMEND CHAPTER 98, ENTITLED “CONSTRUCTION CODES, UNIFORM”, OF THE TOWNSHIP CODE OF THE TOWNSHIP OF COLTS NECK was read by Mayor Forester by title on first reading. He then turned the floor over to Mr. Bowden. Mr. Bowden indicated that this ordinance was previously introduced but misfiled and not adopted at the last meeting. This ordinance makes minor changes to the construction office by having appeals from decisions made by the enforcing agency made to the Monmouth County Board of Appeals, Freehold, New Jersey. With no further comments, Deputy Mayor Florek made a motion to reintroduce this Ordinance, seconded by Mr. Hennessy and unanimously carried. Mayor Forester set the public hearing for July 13, 2005.

COLTS NECK TOWNSHIP COMMITTEE					
RECORD OF VOTE	MAYOR FORESTER	DEPUTY MAYOR FLOREK	BURRY	HENNESSY	STUART
<i>Motion To Approve</i>		X			
<i>Motion Seconded</i>				X	
<i>Approve</i>	X	X	X	X	X
<i>Opposed</i>					
<i>Not Voting/Recuse</i>					
<i>Absent/Excused</i>					

7. **RESOLUTION 2005-100:** AUTHORIZING RENEWAL OF 2005/2006 LIQUOR LICENSES. The licenses for the following vendor names covering the period July 1, 2005 through June 30, 2006 were read by Mayor Forester in full: Buy-Rite Liquors; A.M. Rose, Inc.; Huddy’s Inn; Green Meadows; Mary Ann’s Inn and Due Process Golf Association. The Colts Neck Inn is operating under a temporary license until their case is resolved. With no further comments, Mrs. Burry made a motion to approve this Resolution, seconded by Deputy Mayor Florek and unanimously carried.

COLTS NECK TOWNSHIP COMMITTEE					
RECORD OF VOTE	MAYOR FORESTER	DEPUTY MAYOR FLOREK	BURRY	HENNESSY	STUART
<i>Motion To Approve</i>			X		
<i>Motion Seconded</i>		X			
<i>Approve</i>	X	X	X	X	X
<i>Opposed</i>					
<i>Not Voting/Recuse</i>					
<i>Absent/Excused</i>					

8. **RESOLUTION 2005-101:** ACCEPTING AND AUTHORIZING RENEWAL OF THE DEDR CONTRACT BETWEEN THE TOWNSHIP OF COLTS NECK AND COUNTY OF MONMOUTH FOR ALCOHOLISM/DRUG ABUSE PREVENTION SERVICES (\$17,800.00) FOR THE YEAR 2006 was read by Mayor Forester in full. He then turned the floor over to Deputy Mayor Florek, who indicated that this grant from the County is approved every year. The provider does an excellent job in meeting the needs of the Colts Neck residents. A search to replace Linda Kudler, Chairperson, has been initiated by the Township. There being no further comments, Deputy Mayor Florek made a motion to approve this Resolution, seconded by Mr. Hennessy and unanimously carried.

COLTS NECK TOWNSHIP COMMITTEE					
RECORD OF VOTE	MAYOR FORESTER	DEPUTY MAYOR FLOREK	BURRY	HENNESSY	STUART
<i>Motion To Approve</i>		X			
<i>Motion Seconded</i>				X	
<i>Approve</i>	X	X	X	X	X
<i>Opposed</i>					
<i>Not Voting/Recuse</i>					
<i>Absent/Excused</i>					

9. **RESOLUTION 2005-102:** CONFIRMING AND CERTIFYING LENGTH OF SERVICE AWARD PROGRAM (LOSAP) CREDITS FOR 2004 FOR COLTS NECK FIRST AID SQUAD was read by Mayor Forester. Mayor Forester indicated the revised First Aid Point Report had not been received yet and tabled this issue for the next meeting (July 13, 2005).
10. **RESOLUTION 2005-103:** CONFIRMING AND CERTIFYING LENGTH OF SERVICE AWARD PROGRAM (LOSAP) CREDITS FOR 2004 FOR COLTS NECK FIRE COMPANY NO. 1 AND FIRE COMPANY NO. 2 was read by Mayor Forester in full. The points are essentially the same and are certified by the Fire Chief. They must be posted at Town Hall and the Fire Companies for 30 days. Mr. Stuart asked if the Town now receives points on a monthly basis, to which Mr. Bowden responded yes. The notice will be forwarded to the Fire Companies for posting. There being no further comments, Deputy Mayor Florek made a motion to approve this Resolution, seconded by Mr. Hennessy and unanimously carried.

COLTS NECK TOWNSHIP COMMITTEE					
RECORD OF VOTE	MAYOR FORESTER	DEPUTY MAYOR FLOREK	BURRY	HENNESSY	STUART
<i>Motion To Approve</i>		X			
<i>Motion Seconded</i>				X	
<i>Approve</i>	X	X	X	X	X
<i>Opposed</i>					
<i>Not Voting/Recuse</i>					
<i>Absent/Excused</i>					

11. **RESOLUTION 2005-104:** AUTHORIZING AWARD OF BID – 2005 LEAF VACUUM MACHINE was read by Mayor Forester in full, who then turned the floor over to Mr. Bowden. Mr. Bowden indicated there was \$27,000 included in the 2005 budget earmarked for this equipment. The request for bid proposal was advertised resulting in one bid received. The base bid was \$25,941.00 and with the optional Exhaust Air Scoop, the total acquisition cost is \$26,879.00. If funds are found by the end of the year, a second attachment may also be purchased. There being no further comments, Mr. Stuart made a motion to approve this Resolution, seconded by Mrs. Burry and unanimously carried.

COLTS NECK TOWNSHIP COMMITTEE					
RECORD OF VOTE	MAYOR FORESTER	DEPUTY MAYOR FLOREK	BURRY	HENNESSY	STUART
<i>Motion To Approve</i>					X
<i>Motion Seconded</i>			X		
<i>Approve</i>	X	X	X	X	X
<i>Opposed</i>					
<i>Not Voting/Recuse</i>					
<i>Absent/Excused</i>					

12. **MOTION TO ADOPT A CONSENT AGENDA** was read by Mayor Forester for the following Resolutions:

Resolution 2005-105: Authorizing Recreation Program Refunds

Resolution 2005-106: Authorizing Refund – Construction Department

Resolution 2005-107: Authorizing Chapter 159 Amendment to 2005 Budget - \$6,875.57 (DWI Enforcement Grant)

Resolution 2005-108: Establishing a Tax File Sharing Program with Data Trace Information Services

Resolution 2005-109: Authorizing Release of Special Performance Guarantee – Block 22, Lot 8 – Demolition (Mumford)

Resolution 2005-110: Authorizing Reduction of Performance Guarantee – P.B. Application No. 563A (Gallop Hills)

Resolution 2005-111: Authorizing Release of Inspection Escrow/Application Fees – P.B. Application No. 462C (Winding Brook Farm)

Resolution 2005-112: Approving Raffle Application No. 05-05, Ranney School – 50/50 Raffle

Resolution 2005-113: Approving Raffle Application No. 05-06, Ranney School – Live Auction

Resolution 2005-114: Approving Raffle Application No. 05-07, Ranney School – Door Prize Raffle

With no comments made, Mrs. Burry made a motion to approve all aforementioned consent Resolutions, seconded by Deputy Mayor Florek and unanimously carried.

COLTS NECK TOWNSHIP COMMITTEE					
RECORD OF VOTE	MAYOR FORESTER	DEPUTY MAYOR FLOREK	BURRY	HENNESSY	STUART
<i>Motion To Approve</i>			X		
<i>Motion Seconded</i>		X			
<i>Approve</i>	X	X	X	X	X
<i>Opposed</i>					
<i>Not Voting/Recuse</i>					
<i>Absent/Excused</i>					

13. **DISCUSSION:** AMENDMENTS TO ROUTE 34 ACCESS MANAGEMENT PLAN – COMMITTEEMAN JAMES STUART
- Mr. Stuart reported that on June 9, he and Mr. Anfuso met with the DOT. The NJDOT issues two types of access permits along State highways. One type is for driveways and the other is for roads. Colts Neck Business Park and Illmensee Family Square have filed for a common driveway permit to relocate Master Plan Road East approximately 90’ to the north along their common property line. The DOT indicated they cannot issue a driveway permit for this road. The DOT claims that flag lots are nonconforming lots and they cannot grant driveway access permits to nonconforming lots. Secondly, the requested driveway access permit involves more than one lot. The DOT stated they can only grant a driveway permit to one lot and the driveway cannot span over lot lines. Finally, the DOT noted the Highway Access Management Plan calls for this access point to be a road and not a driveway. Therefore, issuing a driveway permit would be inconsistent with the Highway Access Management Plan. The DOT has indicated they would only issue a road permit to this access point. It could be a private road owned by Colts Neck Business Park and Illmensee Family Square or a public road accepted by the Township. The other alternative is for the Township to accept the road or a portion of the road as a public street. The DOT has indicated that the Township does not have to accept the full street, but only a very small portion immediately adjacent to Route 34. The DOT suggested that the Township require the adjoining property owners to maintain this small stub through a maintenance agreement. Mrs. Burry asked if this action would be precedent setting impacting those already in the system. Mr. Stuart indicated if the Township took responsibility for the roadway now, it would affect property owners. Mr. Bennett indicated he was not sure if the Township should ever take responsibility for the stub road, but for now, the agreement should show that the current owners as well as future owners of the properties are to maintain the stub road. Mr. Bennett indicated that to proceed with the

Ordinance by the end of summer, the meets and bounds are needed. Mr. Stuart made a motion to go forward with the acquisition of the 75 foot stub road and proceed with the Ordinance, seconded by Deputy Mayor Florek and unanimously carried.

COLTS NECK TOWNSHIP COMMITTEE					
RECORD OF VOTE	MAYOR FORESTER	DEPUTY MAYOR FLOREK	BURRY	HENNESSY	STUART
<i>Motion To Approve</i>					X
<i>Motion Seconded</i>		X			
<i>Approve</i>	X	X	X	X	X
<i>Opposed</i>					
<i>Not Voting/Recuse</i>					
<i>Absent/Excused</i>					

14. **DISCUSSION:** BLOCK 7, LOTS 7.01 AND 7.11 (DESAYE) POND WITHIN CONSERVATION EASEMENT (MR. A.J. GARITO, P.E.)- Mr. Michael Desaye recently purchased this property and intends to construct a working thoroughbred farm. He is proposing to clean out an existing pond on the property that is located within an existing conservation easement. Mr. Desaye was advised by Mr. Garito that any construction activities in this easement will require Colts Neck Township governing body approval. Mr. Desaye understands all NJDEP regulations must be followed and any and all dredged materials are to be placed in uplands portions of the property. Mrs. Burry recused herself from this discussion. After Mr. Garito’s presentation, there being no further discussion, Mr. Hennessy made a motion to allow the project to go forward provided DEP permits are obtained, the spoils are tested and indemnify the Township, seconded by Deputy Mayor Florek, recused by Mrs. Burry, and approved by Mayor Forester and Mr. Stuart.

COLTS NECK TOWNSHIP COMMITTEE					
RECORD OF VOTE	MAYOR FORESTER	DEPUTY MAYOR FLOREK	BURRY	HENNESSY	STUART
<i>Motion To Approve</i>				X	
<i>Motion Seconded</i>		X			
<i>Approve</i>	X	X		X	X
<i>Opposed</i>					
<i>Not Voting/Recuse</i>			X		
<i>Absent/Excused</i>					

15. **DISCUSSION:** EASEMENT ADJUSTMENT – WESTERN DRIVE, BLOCK 10, LOT 9.06, (CLEMENTE PROPERTY) – MR. A.J. GARITO, P.E., AND MR. GEORGE FESSLER, SHADE TREE COMMISSION Mr. Fessler indicated the Shade Tree Commission has discussed the greenway and easement violations, which include the following issues: The house on this property burned down and the conservation easement line was drawn through the original swimming pool and the public record was never adjusted. The current homeowner has built a new cement wall 4-10 feet high with a wrought iron fence approximately 20 feet into the greenway. A new gazebo was placed within the conservation easement and then relocated within the property lines and 6 feet of the new driveway was placed on the greenway. The Shade Tree Commission’s suggested remedy would be to move the easement lines and re-size the lot lines where the Township would transfer 22.9 feet to the homeowner and the homeowner would transfer 23.24 feet to the Township. There is an approximate cost of \$30,000 that would be borne by the current homeowner. Mr. Hennessy asked if the driveway was a precedent setting situation. Deputy Mayor Florek indicated these situations are evaluated on a case-by-case basis. Mr. Bennett also stated this is a case-by-case basis and the remedy requested is a complete package, not individual items (the driveway). Mr. Hennessy said there were problems like this all over Town and the next person hearing of this situation may be inclined to do the same. Mr. Hennessy counted six encroachments, stated the very high

retaining wall may have been against code when it was built, and the home owner enhanced his property at the public's expense. Mr. Matthew Clemente, 9 Western Drive, then was permitted by Mayor Forester to address the Township Committee. Mr. Clemente stated that he purchased the property in 1995. The burned home had birds living in it and the original pool was supposed to have the easement lines corrected. The property slopes downward between the pool area and the reservoir, and the original retaining wall was built with railroad ties that had deteriorated and required replacement. The new retaining wall was built 10 feet into Township land, and there is approximately 30 feet between the swimming pool and the new retaining wall. Mr. Clemente has paid \$3,000 for a survey of his property and \$15,000 to replace the retaining wall. He had to install a fence around his pool. Mr. Stuart indicated he agreed to the compromise proposed by the Shade Tree Commission since the Township is gaining approximately the same amount of land it lost. Mr. Hennessy suggested having approximately 40 plantings placed between the retaining wall and the reservoir. Deputy Mayor Florek suggested the land swap extend one foot outside the wall thus requiring the property owner to maintain the wall; currently showing two feet beyond the wall. Mrs. Burry indicated at the time Mr. Clemente took possession of the property, the home was in poor shape. Mrs. Burry and Mr. Stuart agree with the Shade Tree Commission recommendations to remedy the situation. Mayor Forester agrees with the proper procedures being followed. Mr. Clemente is in agreement with the Shade Tree Commission recommendations. Committeeman Stuart made a motion to support the Shade Tree recommendations and Planning Board approval of sub-division, seconded by Committeewoman Burry, Committeeman Hennessy opposed, Mayor Forester, Deputy Mayor Florek, Committeeman Stuart and Committeewoman Burry approved.

COLTS NECK TOWNSHIP COMMITTEE					
RECORD OF VOTE	MAYOR FORESTER	DEPUTY MAYOR FLOREK	BURRY	HENNESSY	STUART
<i>Motion To Approve</i>					X
<i>Motion Seconded</i>			X		
<i>Approve</i>	X	X			X
<i>Opposed</i>				X	
<i>Not Voting/Recuse</i>					
<i>Absent/Excused</i>					

16. **DISCUSSION:** PROPOSED AMENDMENTS TO THE MONMOUTH COUNTY WATER QUALITY MANAGEMENT PLAN, TO ESTABLISH TWO TMDLs FOR FECAL COLIFORM FOR STREAM SEGMENTS IN MONMOUTH COUNTY The New Jersey Department of Environmental Protection is seeking public comment on a proposed amendment to the Monmouth County Water Quality Management Plan. The amendment will establish two total maximum daily loads (TMDLs) for fecal coliform impairment, one in the Hannabrand Brook in Wall Township near Spring Lake Heights and one in the Trout Brook in Colts Neck, both in Monmouth County, Watershed Management Area 12 in the Atlantic Coastal Region. Mr. Vincent Domidion indicated since the testing is planned within Colts Neck and the Township Committee concurs with the testing, the Township should acknowledge the proposed testing with a joint letter from Mayor Forester and the Mr. Domidion, Monmouth County Resources Association. All Township Committee in favor.

17. **ADMINISTRATIVE REPORT:** Mr. Bowden said he has no report this evening. The audit has been finalized and Mr. Antonides will be at the next meeting (July 13) to discuss the findings. The Township Committee must then sign an affidavit that they have been made aware of the findings. Also on the agenda for the next meeting will be an ordinance regarding the partial vacating of an easement of the Modarski property on Westgate Road previously agreed to by the Township Committee.

18. **MOTION TO APPROVE VOUCHERS** was made by Mrs. Burry to approve all vouchers totaling \$2,812,384.81, seconded by Mr. Stuart and unanimously carried.

COLTS NECK TOWNSHIP COMMITTEE					
RECORD OF VOTE	MAYOR FORESTER	DEPUTY MAYOR FLOREK	BURRY	HENNESSY	STUART
<i>Motion To Approve</i>			X		
<i>Motion Seconded</i>					X
<i>Approve</i>	X	X	X	X	X
<i>Opposed</i>					
<i>Not Voting/Recuse</i>					
<i>Absent/Excused</i>					

19. **TOWNSHIP COMMITTEE REPORTS:**

Mr. Stuart reported he has visited the new firing range. It is very short, approximately 25 yards, and the backstop is composed of earth berms. They are currently using non-lead based ammunition. Holmdel has shown an interest in having their cadets use the facilities.

Mrs. Burry reported the Architectural Review system is working. There were a number of requests to approve demolition permits and the design awards should be added to the agenda for September.

Mrs. Burry announced this year's historic house tour held on October 1 would be dedicated to the late Carol McCoy, who served as CFO, Tax Collector, Deputy Clerk and worked on the Historic Preservation Committee.

Mrs. Burry attended the fifth annual commencement ceremony for the 319 graduates of Colts Neck High School.

Mrs. Burry indicated a final decision on the BRAC with regard to the possible closing of Ft. Monmouth and Earle realignment will be made on September 8, and the President is expected to sign it on November 11.

Mrs. Burry indicated on June 30, at 11:00 a.m., the Township would be closing on the DeGroot property at Town Hall. Mrs. Burry and Mr. Stuart met with the Director of the State Agricultural Department in Trenton to relay the needs and desires relating to the Farmland Preservation Program within the Township. This was a very fruitful meeting and the Township engineers have started to survey the Cohen, Cooley and Medlin properties.

Mr. Florek reported that the Alliance for Alcohol Abuse also provides assistance with bullying, parent internet awareness, betterment of students, etc. Linda Kudler, will be leaving and the Township Committee will be presenting her with a commendation for her work within the Colts Neck Alliance.

Mr. Florek reported that the Sports Foundation has agreed to pay for a well at Laird Road Park for field irrigation, the cost of which is estimated at \$30,000. All Township Committee members agreed to allow this project to proceed.

Mr. Hennessy reported signs have been placed at Bucks Mill and Cedar Drive indicating permits are required for field use and some fields would be closed for resting.

Mr. Hennessy reported that a letter should be prepared for the Township Committee's approval of the pump planned for Laird Road by the Sports Foundation.

Mr. Hennessy reported plans had been finalized for the July 4 celebration at Bucks Mill. The Swing Band is scheduled to perform at 7:00 p.m. The Community Band is scheduled to perform at 8:00 p.m. and the fireworks are scheduled to begin at 9:00 p.m. Last year, Red Bank's fireworks lasted 24 minutes, Colts Neck's were 30 minutes.

Mayor Forester had nothing to report.

20. **COMMENTS FROM THE PUBLIC:**

Mr. Vince Dimidion, a resident, indicated his support of the acquisition of the Smith Farm.

Mr. Chris Lupia asked about dredging the Town Hall pond and Lake Meredith at Bucks Mill. Freeholder Stominsky of the County had been involved for years regarding the dredging, and it will be done eventually. Mr. Lupia indicated the two ponds are shot as you can readily see mud from the shoreline and mosquitoes are all over the pond. Mr. Hennessy asked Mr. Lupia to come to the Fishing Derby at Town Hall pond to see the variety of fish and sizes taken from the pond.

Mr. Chris Lupia also mentioned the new benches that have been placed around Town Hall and has asked for public trash cans to be added to the area.

Mr. Dimidion indicated the Executive Committee Area 12 Watershed did present the issue of paving of north half of Heyers Mill Road and they endorsed the project.

21. **RESOLUTION 2005-115:** EXECUTIVE SESSION was read by Mayor Forester. With no further comments, Mrs. Burry made a motion to adjourn and go into Executive Session at 9:40 p.m., seconded by Mr. Hennessy and unanimously carried.

COLTS NECK TOWNSHIP COMMITTEE					
RECORD OF VOTE	MAYOR FORESTER	DEPUTY MAYOR FLOREK	BURRY	HENNESSY	STUART
<i>Motion To Approve</i>			X		
<i>Motion Seconded</i>				X	
<i>Approve</i>	X	X	X	X	X
<i>Opposed</i>					
<i>Not Voting/Recuse</i>					
<i>Absent/Excused</i>					

Motion by Mr. Stuart, seconded by Mr. Hennessy and unanimously carried to reconvene in public session.

COLTS NECK TOWNSHIP COMMITTEE					
RECORD OF VOTE	MAYOR FORESTER	DEPUTY MAYOR FLOREK	BURRY	HENNESSY	STUART
<i>Motion To Approve</i>					X
<i>Motion Seconded</i>				X	
<i>Approve</i>	X	X	X	X	X
<i>Opposed</i>					
<i>Not Voting/Recuse</i>					
<i>Absent/Excused</i>					

The meeting reconvened at 10:30 p.m.

22. **RESOLUTION 1005-116:** RESOLUTION AUTHORIZING THE SUBMISSION OF AN AMENDED APPLICATION TO THE STATE AGRICULTURE DEVELOPMENT COMMITTEE IN CONNECTION

WITH THE SALE OF THE DEVELOPMENT RIGHTS TO BLOCK 34,
LOTS 15.01 AND 16.05 (BARCLAY PROPERTY).

Mrs. Burry made a motion to adopt this resolution to adopt this Resolution,
seconded by Mr. Stuart and unanimously carried.

COLTS NECK TOWNSHIP COMMITTEE					
RECORD OF VOTE	MAYOR FORESTER	DEPUTY MAYOR FLOREK	BURRY	HENNESSY	STUART
<i>Motion To Approve</i>			X		
<i>Motion Seconded</i>					X
<i>Approve</i>	X	X	X	X	X
<i>Opposed</i>					
<i>Not Voting/Recuse</i>					
<i>Absent/Excused</i>					

23. **ORDINANCE 2005-19:** AN ORDINANCE AUTHORIZING THE TOWNSHIP OF COLTS NECK TO CONVEY THE DEVELOPMENT EASEMENT ON CERTAIN REAL PROPERTY KNOWN AND DESIGNATED AS BLOCK 34, LOTS 15.01 AND 16.01 ON THE COLTS NECK TOWNSHIP TAX MAP TO THE STATE OF NEW JERSEY (BARCLAY; EASTMONT ORCHARDS)

Deputy Mayor. Florek made a motion to introduce on first reading Ordinance 2005-19, seconded by Mrs. Burry and unanimously carried. Mayor Forester set the public hearing for July 13, 2005.

COLTS NECK TOWNSHIP COMMITTEE					
RECORD OF VOTE	MAYOR FORESTER	DEPUTY MAYOR FLOREK	BURRY	HENNESSY	STUART
<i>Motion To Approve</i>		X			
<i>Motion Seconded</i>			X		
<i>Approve</i>	X	X	X	X	X
<i>Opposed</i>					
<i>Not Voting/Recuse</i>					
<i>Absent/Excused</i>					

Robert Bowden,
Township Administrator

RB/bk