

**TOWNSHIP OF COLTS NECK
TOWNSHIP COMMITTEE MEETING
AUGUST 16, 2006
7:30 P.M. AT TOWN HALL**

The meeting of the Colts Neck Township Committee was called to order at 7:30 p.m. by Mayor Florek followed by a salute to the flag. The following statement was read by Township Administrator/Clerk, Robert 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 22, 2005 stating that the meeting of the Colts Neck Township Committee would be held on August 16, 2006 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: Mayor Florek, Deputy Mayor Stuart, Committeemembers Hennessy, Burry and Forester

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

Absent: None

1. **ANNOUNCEMENT:** Mayor Florek announced that the Township Committee Meeting of September 13th is rescheduled for September 6th at Town Hall.
2. **PUBLIC RECOGNITION:** Mayor Florek publicly recognized Andrew Freddo, a Colts Neck resident, highlighting his academic achievements. Andrew brought the silver medal he won as a member of the U.S. Chemistry Team at the 2006 International Chemistry Olympiad in South Korea. Mayor Florek spoke of Andrew's future educational plans and presented him with a Certificate of Recognition. Everyone applauded and photographs were taken.
3. **MAYOR'S APPOINTMENT:** Mayor Florek announced his appointment of Stephen Marx as a member of the Shade Tree Commission with a term expiring December 31, 2008. Mayor Florek remarked he was impressed with Mr. Marx's intelligent enthusiasm for the position and indicated Stephen's thinking is consistent with the direction taken by the Shade Tree Commission. Mr. Marx was sworn in by Mr. Bowden. Everyone applauded and photographs were taken.
4. **PRESENTATION:** 2006 ARCHITECTURAL EXCELLENCE AWARDS. Mrs. Burry spoke of the reactivation of the Architectural Review Committee and introduced the Committee members in attendance. Mrs. Burry then presented the 2006 Architectural Excellence Awards recognizing the following: the Maris home on Bucklin Road; Illmensee Family Square on Route 34; the "Honey Shop" on Route 537 and the Township municipal building on Cedar Drive. Mrs. Burry provided detailed insights about each building and all awardees received a plaque of recognition. Everyone applauded and photographs were taken.
5. **APPROVAL OF MINUTES OF JULY 12, 2006:** Mrs. Burry made a motion to approve, as amended, seconded by Mr. Stuart and unanimously carried.

COLTS NECK TOWNSHIP COMMITTEE					
RECORD OF VOTE	MAYOR FLOREK	DEPUTY MAYOR STUART	HENNESSY	BURRY	FORESTER
<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 2006-13:** AN ORDINANCE OF THE TOWNSHIP OF COLTS NECK IN THE COUNTY OF MONMOUTH AND THE STATE OF NEW JERSEY AMENDING AND SUPPLEMENTING CHAPTER 102, ARTICLE VII, SECTION 61 OF THE CODE OF THE TOWNSHIP OF COLTS NECK ENTITLED “HEIGHT LIMITS” was read by title on second reading by Mayor Florek. This ordinance would allow roof structures (skylights, spires, cupolas and chimneys) to exceed the 35 foot height requirement as long as the size of the structure does not exceed a maximum of 15 percent of the width of the building. Hearing no comments from the Township Committee, Mayor Florek opened the meeting to public comment. Mr. Vince Domidion, a resident, stated this resolution sets reasonable standards for architectural features or roof structures to exceed the height limitation regulations. Hearing no further comments, Mayor Florek closed the meeting to public comment. Mr. Bowden noted the Planning Board reviewed this ordinance and found it consistent with the Master Plan. Mr. Forester made a motion to approve, seconded by Mrs. Burry and unanimously carried.

COLTS NECK TOWNSHIP COMMITTEE					
RECORD OF VOTE	MAYOR FLOREK	DEPUTY MAYOR STUART	HENNESSY	BURRY	FORESTER
<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. **ORDINANCE 2006-14:** ORDINANCE OF THE TOWNSHIP OF COLTS NECK IN THE COUNTY OF MONMOUTH AND THE STATE OF NEW JERSEY AMENDING AND SUPPLEMENTING CHAPTER 102 OF THE CODE OF THE TOWNSHIP OF COLTS NECK ENTITLED “DEVELOPMENT REGULATIONS” was read by title at second reading by Mayor Florek. This ordinance pertains to the location and height limit of antennae towers. Discussion ensued regarding the exclusion of barns, silos and spires. Mayor Florek stated the character of this town is unique should be preserved. Mayor Florek opened the meeting to public comment. Mr. Vince Domidion, a resident, stated many towns are struggling with these issues, and he thinks this ordinance adequately addresses them. Ms. Irene Lynch, a resident, asked about recent activity on the tower on Crine Road. Mayor Florek advised the tower in question is maintained by the electric company, and activity at the tower was maintenance related. With no further comments, Mayor Florek closed the meeting to public comment. Mr. Bowden noted the Planning Board reviewed this ordinance and found it consistent with the master plan. Mrs. Burry made a motion to approve, seconded by Mr. Forester, approved by Mr. Stuart with reservations on silos, and unanimously carried.

COLTS NECK TOWNSHIP COMMITTEE					
RECORD OF VOTE	MAYOR FLOREK	DEPUTY MAYOR STUART	HENNESSY	BURRY	FORESTER
<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. **ORDINANCE 2006-15:** CAPITAL ORDINANCE PROVIDING FOR THE PURCHASE OF A DUMP TRUCK AND THE REPLACEMENT OF THE SEPTIC SYSTEM FOR THE PUBLIC WORKS DEPARTMENT, AND APPROPRIATING \$30,000 THEREFOR, AUTHORIZED IN AND BY THE TOWNSHIP OF COLTS NECK AND THE COUNTY OF MONMOUTH, NEW JERSEY was read by title on first reading by Mayor Florek. Mr. Forester reported the current septic system at the Department of Public Works (DPW) requires replacement. In addition, the dump truck earmarked for purchase is the smaller of the two dump trucks requested by DPW. Mr. Forester made a motion to approve, seconded by Mrs. Burry and unanimously carried. Mayor Florek set the public hearing for September 6, 2006.

COLTS NECK TOWNSHIP COMMITTEE					
RECORD OF VOTE	MAYOR FLOREK	DEPUTY MAYOR STUART	HENNESSY	BURRY	FORESTER
<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. **ORDINANCE 2006-16:** BOND ORDINANCE AMENDING IN PART BOND ORDINANCE NO. 2003-3, ADOPTED ON MARCH 26, 2003, PROVIDING FOR THE CONSTRUCTION OF FIVE POINT PARK, IN ORDER TO EXPAND THE SCOPE OF IMPROVEMENTS TO INCLUDE THE PURCHASE OF A DUMP TRUCK, PLOW AND SPREADER, AUTHORIZED IN AND BY THE TOWNSHIP OF COLTS NECK, IN THE COUNTY OF MONMOUTH, NEW JERSEY was read by title on first reading by Mayor Florek. Mayor Florek stated \$85,000 was appropriated in the 2006 budget for this purpose and the passage of this ordinance would provide additional funds for this purchase without financing. Mrs. Burry made a motion to approve, seconded by Mr. Forester and unanimously carried. Mayor Florek set the public hearing for September 6, 2006.

COLTS NECK TOWNSHIP COMMITTEE					
RECORD OF VOTE	MAYOR FLOREK	DEPUTY MAYOR STUART	HENNESSY	BURRY	FORESTER
<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>					

10. **ORDINANCE 2006-17:** AN ORDINANCE AUTHORIZING THE TOWNSHIP OF COLTS NECK TO CONVEY AN EASEMENT FOR NATURAL GAS UTILITY PURPOSES UPON, UNDER AND THROUGH A PORTION OF BLOCK 7.26, LOT 4 (CONOVER ROAD) ON THE COLTS NECK TOWNSHIP TAX MAP was read by title on first reading by Mayor Florek. Mayor Florek stated the applicant (Fewer) requested an easement for natural gas installation to his property on Conover Road. The Shade Tree Committee reviewed the proposed plan, and it met with their approval. Mr. Stuart made a motion to approve, seconded by Mr. Hennessy and unanimously carried. Mayor Florek set the public hearing for September 6, 2006.

COLTS NECK TOWNSHIP COMMITTEE					
RECORD OF VOTE	MAYOR FLOREK	DEPUTY MAYOR STUART	HENNESSY	BURRY	FORESTER
<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 2006-111: RESOLUTION SUPPORTING THE CLEAN OCEAN ZONE** was read by title by Mayor Florek. Mayor Florek read the major portions of the resolution, to use federal and state regulatory and legislative opportunities to designate the NY/NJ Bight as the “Clean Ocean Zone”, to reduce pollution, protect marine ecosystems and support marine resources. Mayor Florek stated Colts Neck has a strong history of supporting environmental issues. Mr. Hennessy stated this resolution was brought forward from the Environmental Commission. Mr. Stuart stated Howell and other inland communities have supported this initiative and recommends Colts Neck add its support. Mr. Hennessy made a motion to approve, seconded by Mr. Stuart and unanimously carried.

COLTS NECK TOWNSHIP COMMITTEE					
RECORD OF VOTE	MAYOR FLOREK	DEPUTY MAYOR STUART	HENNESSY	BURRY	FORESTER
<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. **RESOLUTION 2006-112: RESOLUTION AUTHORIZING THE PROFESSIONAL APPRAISAL SERVICES OF BLOCK 17, LOTS 19 AND 20 (HAMMOND)** was read by title Mayor Florek. Mrs. Burry stated this property is 21.29 acres with a 1.5 acre exception. This desirable property is A-1 zoned and could accommodate 9 buildable lots contiguous to the golf course. This resolution authorizes the services of Johnson Realty Services, Sea Girt, to provide appraisal services for the bid amount of \$2,450.00. Mrs. Burry made a motion to approve, seconded by Mr. Stuart and unanimously carried.

COLTS NECK TOWNSHIP COMMITTEE					
RECORD OF VOTE	MAYOR FLOREK	DEPUTY MAYOR STUART	HENNESSY	BURRY	FORESTER
<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. **RESOLUTION 2006-113: RESOLUTION AUTHORIZING THE PROFESSIONAL APPRAISAL SERVICES OF BLOCK 17, LOTS 19 AND 20 (HAMMOND)** was read by title Mayor Florek. Two appraisals are required for the Hammond property, as described in No. 12 above. This resolution authorizes the services of Curini Appraisal Company, Sea Girt, to provide appraisal services for the bid amount of \$2,750.00. Mrs. Burry made a motion to approve, seconded by Mr. Stuart and unanimously carried.

COLTS NECK TOWNSHIP COMMITTEE					
RECORD OF VOTE	MAYOR FLOREK	DEPUTY MAYOR STUART	HENNESSY	BURRY	FORESTER
<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. **RESOLUTION 2006-114:** APPROVING CHANGE ORDER NO. 2 – 2005 CAPITAL IMPROVEMENTS (FINAL CHANGE ORDER MINUS \$41,154.55) was read by title by Mayor Florek. The \$41,154.22 resulted from coming in under budget for the Prothero Road, Revolutionary Road, Woods End project. The funds can be used for other capital improvements. Mrs. Burry made a motion to approve, seconded by Mr. Stuart and unanimously carried.

COLTS NECK TOWNSHIP COMMITTEE					
RECORD OF VOTE	MAYOR FLOREK	DEPUTY MAYOR STUART	HENNESSY	BURRY	FORESTER
<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>					

15. **RESOLUTION 2006-114A:** NOT OBJECTING TO EXTENSION OF AD-INTERIM LIQUOR LICENSE GABGEO, INC., D/B/A/ COLTS NECK INN STEAK AND CHOP HOUSE, LICENSE NO. 1309-33-004-002 was read by title by Mayor Florek. Mr. Bennett advised this request came through the Administrative Office. Mr. Bowden stated if this resolution is not approved, the business could close. Mr. Bowden stated it is anticipated this issue will be resolved by September. Mr. Bennett stated the license holder has complied with all Colts Neck’s requirements and the dispute is now with the State’s Division of Alcoholic Beverage Control and Tax Office. Mr. Stuart made a motion to approve, seconded by Mr. Hennessy and unanimously carried.

COLTS NECK TOWNSHIP COMMITTEE					
RECORD OF VOTE	MAYOR FLOREK	DEPUTY MAYOR STUART	HENNESSY	BURRY	FORESTER
<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>					

16. **RESOLUTION 2006-114B:** ESTABLISHING POLICY REGARDING ORGANIZED POLITICAL ACTIVITY AT THE COLTS NECK FAIR was read by title by Mayor Florek. Discussion ensued on the long-standing policy prohibiting political parties and candidates from distributing promotional materials and campaigning at this community event. An excerpt from the by-laws of the Colts Neck Fair Committee was read stating “the Colts Neck Country Fair shall be a non-political, non-profit corporation organized under the laws of the state of New Jersey, and its purposes shall be charitable in nature.” Mr. Hennessy reminded the purpose of the Fair is to raise money for the Township volunteer organizations. He also stated the Fair Committee is comprised of volunteers and the application received from the Democratic Party was processed in error. Discussion ensued regarding the need for this resolution given the wording of the by-laws. Consensus

was reached that a policy statement would be prepared and the resolution set aside. If further action is needed, the Township Committee would revisit this issue.

17. **MOTION TO ADOPT A CONSENT AGENDA:** Mayor Florek read the following consent agenda resolutions, by title:

***RESOLUTION 2006-115:** AUTHORIZING REFUND – TREE MEMORIAL FUND.

***RESOLUTION 2006-116:** AUTHORIZING REFUND – CONSTRUCTION TRUST ACCOUNT.

***RESOLUTION 2006-117:** AUTHORIZING RECREATION PROGRAM REFUNDS.

***RESOLUTION 2006-117A:** APPROVING RAFFLE APPLICATION NO. RA-06-29, OFF-PREMISE RAFFLE, BIG BROTHERS AND BIG SISTERS OF MONMOUTH COUNTY.

***RESOLUTION 2006-118:** AUTHORIZING RELEASE OF PERFORMANCE GUARANTEES AND ACCEPTANCE OF MAINTENANCE GUARANTEE – PB493 (ZITO OFFICE BUILDING).

***RESOLUTION 2006-119:** AUTHORIZING RELEASE AND RETURN OF SPECIAL STREET OPENING PERFORMANCE GUARANTEE FOR BLOCK 6, LOT 9.17 (WEXLER).

***RESOLUTION 2006-120:** AUTHORIZING RELEASE AND RETURN OF ESCROW INSPECTION FEES – PB579 (SORSBY).

***RESOLUTION 2006-121:** AUTHORIZING RELEASE OF PERFORMANCE GUARANTEE – BLOCK 45, LOT 1.01 – 20 MINE BROOK ROAD (STREET OPENING PERMIT).

Mrs. Burry made a motion to approve, seconded by Mr. Stuart and unanimously carried.

COLTS NECK TOWNSHIP COMMITTEE					
RECORD OF VOTE	MAYOR FLOREK	DEPUTY MAYOR STUART	HENNESSY	BURRY	FORESTER
<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>					

18. **ADMINISTRATIVE REPORT:** Mr. Bowden had no additional comments to his report, and discussed the following:

Mr. Bowden reported there was a request for a small block party to be held in September. Chief Sauter reviewed and approved the request with the stipulation that emergency vehicles have access during the event. Mrs. Burry made a motion to approve, seconded by Mr. Hennessy and unanimously carried.

COLTS NECK TOWNSHIP COMMITTEE					
RECORD OF VOTE	MAYOR FLOREK	DEPUTY MAYOR STUART	HENNESSY	BURRY	FORESTER
<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>					

Mr. Bowden reported the application deadline for grant monies through which the core site fitness trail was partially funded last year is September 20, 2006. The initial thinking for this year's application was to seek \$250,000 for the six-acre parcel near Five Point Park. Since the Township is not in contract and the County wants the contract executed within one year, Mr. Bowden suggested deferring that request. Mr. Bowden suggested applying for monies to construct two additional tennis courts at Cedar Drive for tournament-type play. By voice vote, all Township Committee members concurred. Mr. Bowden will prepare a resolution for the meeting of September 6, 2006.

19. **MOTION TO APPROVE VOUCHERS.** Mr. Forester reviewed and signed the vouchers and commented all were in order. Mr. Forester made a motion to approve all vouchers totaling \$10,998,778.56, seconded by Mrs. Burry and unanimously carried.

COLTS NECK TOWNSHIP COMMITTEE					
RECORD OF VOTE	MAYOR FLOREK	DEPUTY MAYOR STUART	HENNESSY	BURRY	FORESTER
<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>					

20. **TOWNSHIP COMMITTEE REPORTS:**

Mr. Hennessy reported Mayor Florek attended the ribbon cutting ceremony for the Garden for the Blind, which is located behind the Library. Mr. Jon-Edward Lelesi designed the garden as his Eagle Scout Project. The garden is the second of its kind in New Jersey and the first on municipal property. It blends structure, texture and scent, while the wind chimes denote location. Many donations of time and materials made this garden possible.

Mr. Hennessy reported the First Aid Squad responded to 57 calls this month. The First Aid Squad has approved the upgrading of their alarm system to an integrated fire and burglar alarm system.

Mr. Hennessy reported the Environmental Commission is hoping to enhance the core site arboretum with birdhouses for purple martins.

Mr. Hennessy reported the Colts Neck Fair begins tomorrow night and runs through Sunday night. He invited all to attend.

Mr. Hennessy reported plans are underway for the Crafts Fair at Bucks Mill Park. He stated there were no traffic problems in its last year of operation. To ensure the smooth flow of traffic this year, professional parking attendants will be on-site, the entire park area will be one-way in during the first hours of operation, and there will be adequate signage posted within Town.

Mr. Stuart reported the New Jersey Tree Federation and the New Jersey Tree Foundation has a bill in the State legislature to license tree experts. Municipalities are being asked to pass a resolution in support of this legislation, which establishes educational and insurance requirements.

Mr. Stuart noted that Colts Neck was approved for a \$300,000 Green Acres Grant for the enhancement of Five Point Park. The grant monies can be held for several years and could be used for acquiring the six-acre parcel adjacent to Five Point Park. It is a matching grant, and the County may participate.

Mr. Stuart and Mr. Forester held a public hearing at Town Hall for all persons living within 500 feet of the proposed municipal complex cell tower. They waited one hour for participants, but no one showed up. Mr. O'Scanlon recommends the tree tower, which is identical to the tower located on Sycamore Avenue in Shrewsbury.

Mr. Forester had no comments this evening.

Mrs. Burry reported the Historical Preservation house tour would be held on October 7, 2006. Five homes are planned for this year's self-directed tour. All proceeds are used to help fund the Historical Preservation Committee's projects.

Mrs. Burry reported they would be applying to the County for a grant for the Montrose Road school house. Mrs. Burry will speak with Mr. Bowden regarding fence door repairs for this building.

Mrs. Burry reported the September 11th Committee was planning the memorial ceremony at the Remembrance Garden on September 6th, at 7:00 p.m., prior to the next Township Committee Meeting.

Mrs. Burry reported the next COAH meeting is scheduled August 31st.

Mayor Florek reported one conforming bid was received for the Brush Truck, which is \$5,000-\$6,000 under budget.

Mayor Florek reported the Colts Neck Sports Foundation donated \$17,000 to improve the Conover Road and Cedar Drive ball fields.

Mayor Florek commented on a recent article in The Star Ledger regarding tax trauma. Colts Neck came in 6th, and suffered the least trauma in Monmouth County. Mayor Florek did mention that the 2007 projected pension costs would rise from \$135,000 to \$390,000.

21. **COMMENTS FROM THE PUBLIC:**

Mayor Florek opened the meeting to public comment.

Mr. John Stoltz, a resident, stated that in 2005 he was told he couldn't walk through the Colts Neck Fair distributing political materials. His organization needed a booth. This year they applied for and were approved for a booth; however, that decision was overturned and now they have no booth. Mayor Florek re-stated the policy of the Township Committee, based on the by-laws of the Fair Committee. The Fair is a community event, not a political event.

Mr. Rick Ambrosia, a resident, asked what is the issue of duplication? He wants a booth to distribute voter registration materials. Mayor Florek responded that these are public lands and this is a community event, not a political event.

Mr. John White, requested the reading of the pertinent section of the by-laws of the Fair Committee. Mr. Hennessy read Article 2 of the Fair by-laws. Mr. Hennessy stated in the past 16 years in which he was involved, there has been equal treatment of Democrats, Republicans and Independent candidates. Mr.

Hennessey stated the granting of a booth to the Democrats for this year's fair was an honest mistake made by a volunteer group that expends a tremendous amount of effort to ensure the success of the annual Fair. There was a cursory acceptance of the application; however, there was no final acceptance of the application as the check was never cashed by the Fair Committee.

Ms. Kathy Gizzo, a resident, stated the by-laws were written to delineate how the Fair Committee was organized, not how it would be run. Mr. Hennessey responded that the Fair Committee has operated on tradition and the by-laws never needed to be interpreted—it was understood the Fair was a non-political event. Mr. Hennessey stated the Township Committee has the authority to veto any use of public land.

Ms. Elaine Mann, a resident, stated several years ago Christie Whitman attended the Fair as part of a fund raiser for a local boy with cancer. The Bon Jovi group also appeared on a Fire truck as part of the fund raiser. There was no political speech made by Ms. Whitman during this appearance.

Ms. Elaine Mann then stated 16 years ago, the Fair Committee was given seed money by the Township. She asked if the Fair Committee was ever asked to return the money. She also asked why a general accounting of Fair monies was not disclosed. Ms. Mann was advised the last monies given to the Fair Committee was in 1996. The monies given to the Fair Committee was not repaid to the Township; however, each year the Fair Committee shares the proceeds of the Fair with many organizations within the Township.

Mr. David Maris, a resident, applauds the Committee for focusing on the community elements of the Fair that bring forth many pleasant memories. He stated the Fair is not a political event.

Ms. Kerry O'Brien, a resident, stated she has a long personal history of the Fair. She understands the meaning of community, and wants everyone accepted. She was advised by a Fair Committee member that the by-laws are going to be re-written because of this incident.

Ms. Charlotte Sterner, a resident, stated this is not a fight for the Township Committee. She suggests picking your fights.

Mr. Amod Choudhary, a resident, stated the volunteers of the Fair Committee do a great job. He is disappointed in the ad hoc decision after the fact. He then asked what Jim Schatzle and Ben Forester will be permitted to do at the Fair. Mayor Florek stated the decision was made a long time ago and the policy was always in place. A candidate can walk around, wear campaign buttons, and shake hands, but the distribution of literature and gifts is prohibited within the Fair.

Mr. Karcher, a resident, stated he was on the Fair Committee for a number of years and it has always been in the by-laws of the Fair Committee and the policy of the Fair Committee that political handouts and campaigning is prohibited. Although the application was initially approved, when it was brought in front of the entire Fair Committee, the mistake was readily apparent and the application approval was rescinded.

Ms. Anita Dedalis, a resident, stated she is a Democrat and didn't want the Democrats in a booth at the Fair. She stated politics and religion have no place at the Fair. She also stated each year new people volunteer for the Fair Committee, and with inexperience, comes mistakes.

Mr. John Stoltz reported on the dollar amount of funds received from the Township in the Fair's early years.

Mr. Vince Domidion, a resident, asked if anyone noticed the article in the Freehold Reporter where Manalapan received \$24,000 to plant trees and \$3,000 for forester.

Mr. Domidion then commented that originally the Fair operated out of the municipal budget. When it became successful and received unanticipated revenue, it was moved out of the municipal budget.

Ms. Elaine Mann then commented on the Asbury Park Press article pertaining to conflict of interest and asked Mrs. Burry if she planned to resign her office. Mrs. Burry responded this is not the venue for that topic.

Ms. Virginia Amend, a resident and publisher of the Colts Neck Calendar, reflected on a fishing expedition where it was mentioned there is an over expenditure of line items. She then asked if the Township was over spending line items? Mr. Bowden responded the Township is operating within its approved budget. There are no budget over expenditures.

With no further comments, Mayor Florek closed the public portion of the meeting.

16. **RESOLUTION 2006-22:** EXECUTIVE SESSION was read by title by Mayor Florek. Mr. Forester made a motion to approve, seconded by Mr. Hennessy and unanimously carried by voice vote by all at 9:40 p.m.

COLTS NECK TOWNSHIP COMMITTEE					
RECORD OF VOTE	MAYOR FLOREK	DEPUTY MAYOR STUART	HENNESSY	BURRY	FORESTER
<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 to adjourn Closed Session and reconvene in public session was made by Mr. Stuart, seconded by Mr. Forester and unanimously carried by voice vote.

COLTS NECK TOWNSHIP COMMITTEE					
RECORD OF VOTE	MAYOR FLOREK	DEPUTY MAYOR STUART	HENNESSY	BURRY	FORESTER
<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 adjourn public meeting at 10:45 p.m.

COLTS NECK TOWNSHIP COMMITTEE					
RECORD OF VOTE	MAYOR FLOREK	DEPUTY MAYOR STUART	HENNESSY	BURRY	FORESTER
<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