

TOWNSHIP COMMITTEE MEETING – OCTOBER 1, 2020

Mayor Lane called the virtual meeting to order at 6:00 p.m. and announced that video and audio access to the meeting is via townhallstreams.com/towns/neptune_nj.

The Mayor requested the Clerk to call the roll. The following members were present: Kevin B. McMillan, Carol Rizzo, and Mayor Robert Lane, Jr. Absent: Dr. Michael Brantley and Nicholas Williams

Also present at the dais were Richard J. Cuttrell, Municipal Clerk; Vito D. Gadaleta, Business Administrator; Gene Anthony, Township Attorney; and Eric M. Bernstein, Labor Attorney.

Mayor Lane announced that the notice requirements of R.S. 10:4-18 have been satisfied by the publication of the required advertisement in The Coaster and the Asbury Park Press on September 17, 2020, which included a notice of virtual meeting with web access instructions, posting the notice on the Board in the Municipal Complex, and filing a copy of said notice with the Municipal Clerk. In addition, the meeting agenda, resolutions and ordinances are posted online at www.neptunetownship.org.

The following items were discussed in open session:

Mr. Gadaleta stated that a notice was received from the Division of Local Government Services regarding guidance for conducting meetings during an emergency. The guidance states that if members of the governing body are meeting in-person, the meeting room must be open for members of the public to attend in person. If the number of people attending exceeds capacity of the room, with social distancing, another room with virtual access must be offered. The capacity of the meeting room for the public with social distancing is 19. The options are to meet at the Senior Center which has a greater capacity who do a remote access meeting like Zoom. The Mayor stated that he would prefer a live meeting. The Committee discussed different including both an in-person meeting with remote access. Mr. Gadaleta and Mr. Cuttrell stated that it would be difficult to do a simultaneous live and remote meeting. They will work with the IT Department to figure out the best option.

The Mayor stated that the Love Rises event will be held on October 2nd with various churches and the Police Department participating. The Mayor's Ball, scheduled for October 17th, has maxed out at 200 attendees. The event will be livestreamed for those who wish to join but cannot attend in person.

Mr. Gadaleta stated that emails were sent to the Committee with information on recommendations for hiring resolutions presented on this agenda. The Committee liaisons to the respective departments agreed to the recommendations.

AUTHORIZE AN EXECUTIVE SESSION AS AUTHORIZED BY THE OPEN PUBLIC MEETINGS ACT

Mr. McMillan offered the following resolution, moved and seconded by Ms. Rizzo, that it be adopted:

WHEREAS, Section 8 of the Open Public Meetings Act, Chapter 231, P.L. 1975, permits the exclusion of the public from a meeting in certain circumstances; and,

WHEREAS, this public body is of the opinion that such circumstances presently exist,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune, County of Monmouth, as follows:

1. The Public shall be excluded from discussion of and action upon the hereinafter specified subject matters.

2. The general nature of the subject matter to be discussed is as follows:

Litigation – Representation by Labor Attorney in on-going litigation matters.

3. It is anticipated at this time that the above stated subject matters will be made public when matters are resolved.

4. This Resolution shall take effect immediately.

The resolution was adopted on the following vote: McMillan, aye; Rizzo, aye; and Lane, aye.

The Committee entered executive session.

Mayor Lane called the regular meeting to order at 7:00 p.m. by announcing that this is a Virtual Meeting. Video and audio access to the meeting is via townhallstreams.com/towns/neptune_nj. Public comments will be taken via text to 908-415-3680.

The Mayor requested the Clerk to call the roll. The following members were present: Kevin B. McMillan, Carol Rizzo, and Mayor Robert Lane, Jr. Absent: Dr. Michael Brantley and Nicholas Williams.

Also present at the dais were Richard J. Cuttrell, Municipal Clerk; Vito D. Gadaleta, Business Administrator; Gene Anthony, Township Attorney; and Eric M. Bernstein, Labor Attorney.

The Mayor led a moment of Silent Prayer and the Flag Salute.

Mayor Lane announced that the notice requirements of R.S. 10:4-18 have been satisfied by the publication of the required advertisement in The Coaster and the Asbury Park Press on September 17, 2020 which included a notice of virtual meeting with web access instructions, posting the notice on the Board in the Municipal Complex, and filing a copy of said notice with the Municipal Clerk. In addition, the meeting agenda, resolutions and ordinances are posted online at www.neptunetownship.org.

APPROVAL OF MINUTES

Ms. Rizzo offered a motion, seconded by Mr. McMillan, to approve the minutes of the meeting held on September 14th, 2020. All were in favor.

PRESENTATION

Mr. Gadaleta presented a plaque to the Township Committee on behalf of FEMA in recognition of the Township's participation in the Community Rating System. The Township is now a Category 5 community which means residents receive a 25% reduction in flood insurance premiums which is a total savings of \$73,000 to Neptune residents.

COMMENTS FROM THE DAIS

Ms. Rizzo had no report.

Mr. McMillan offered his condolences to the family of Harry Smith. He attended the memorial service for Rev. Gil Caldwell. He asked everyone to vote in the upcoming election. Some people are putting out his election signs from the July Primary Election and asked voters to write-in his name for Township Committee. He did not start this effort, but he asked everyone to vote.

Mayor Lane presented a proclamation to the family of Harry Smith at his viewing. He also attended the service for Reverend Caldwell. He attended the POW/MIA service, the Pound the Pavement 5km virtual race, and a League of Women Voters event to show people how to fill out the ballot. There is an outdoor movie at the Little League fields this evening, a Love Rises event on October 3rd, and Hooked on Fishing event on October 17th at the Jumping Brook firehouse. The 27th annual Mayor's Ball is also on October 17th. All the tickets have been sold and it will be livestreamed. The Ball will benefit the Jersey Shore Dream Center.

PUBLIC COMMENTS ON RESOLUTIONS

Mayor Lane asked for public comments regarding resolutions on this agenda via text to 908-415-3680.

Nancy Clarke, Embury Avenue, asked for details on the resolution to authorize the Township Attorney to represent the Township and named employees in a Declaratory Judgment action. Mr. Anthony replied that the action is between the Township's insurance carrier and their underwriter to get the insurance fund to pay out on a case. This has nothing to do with the Township. There are employees named in the action because they were employees in the timeframe when the matter occurred. There are no damages against the Township.

ORDINANCE NO. 20-28 - ADOPTED

Ms. Rizzo offered the following ordinance, moved and seconded by Mr. McMillan, that it be adopted:

ORDINANCE NO. 20-28

AN ORDINANCE TO AMEND, REVISE, AND SUPPLEMENT
VOLUME I, CHAPTER II, SECTION 2-10 OF THE CODE OF THE
TOWNSHIP OF NEPTUNE ENTITLED "POLICE DEPARTMENT"

The Mayor requested comments on the above ordinance and they were as follows:

Nancy Clarke, Embury Avenue, stated that the language in Section 2-10.3b sounds like mission creep because the Police Committee is only an oversight body. The language on responsibilities is sloppy, but she asked the Committee to approve the ordinance. Mr. Bernstein stated that the language leaves the ultimate decisions to the governing body.

Ms. Clarke stated that the ordinance provides for an annual report from the Police Committee. She believes an annual report should be a minimum requirement and more reports should be provided as needed. Mr. Bernstein replied that language mirrors the current ordinance. The Police Committee can submit additional reports as they deem necessary. Ms. Rizzo suggested a quarterly report by the Police Committee. The Mayor stated that the Police Committee will share as much information as possible.

There being no further comments, he closed the public hearing.

The ordinance was adopted on the following vote: McMillan, aye; Rizzo, aye; and Lane, aye.

ORDINANCE NO. 20-29 - APPROVED

Ms. Rizzo offered the following ordinance, moved and seconded by Mr. McMillan, that it be approved:

ORDINANCE NO. 20-29

AN ORDINANCE TO AMEND VOLUME I, CHAPTER VII OF THE
CODE OF THE TOWNSHIP OF NEPTUNE BY ADDING A
RESIDENT ONLY HANDICAPPED PARKING ZONE ON BEACH
AVENUE AND RELOCATING AN EXISTING RESIDENT ONLY
HANDICAPPED PARKING ZONE ON BROADWAY

The ordinance was approved on the following vote: McMillan, aye; Rizzo, aye; and Lane, aye.

Mr. Cuttrell stated that the Public Hearing on Ordinance 20-29 will be held on Monday, October 26, 2020.

CONSENT AGENDA

Mr. McMillan offered the following resolutions of the Consent Agenda, moved and seconded by Ms. Rizzo, that they be adopted:

AUTHORIZE TOWNSHIP ENGINEERING CONSULTANT TO PREPARE A CONDITION
ASSESSMENT AND MAINTENANCE RECOMMENDATION FOR THE WESLEY LAKE
PEDESTRIAN BRIDGES

WHEREAS, the Township of Neptune, City of Asbury Park, and Wesley Commission desire to initiate a project to rehabilitate the two Wesley Lake pedestrian bridges; and,

WHEREAS, it is necessary for a Township Engineer Consultant to perform professional engineering services including a condition assessment and maintenance recommendation to determine necessary rehabilitation and repair needs on the two bridges; and,

WHEREAS, T&M Associations, an approved Township Engineering Consultant, has submitted a quote and has experience in this type of work; and,

WHEREAS, the cost of the engineering services will be shared jointly and equally by the Township of Neptune and the City of Asbury Park

WHEREAS, funds for this purpose will be provided in the 2020 municipal budget in the appropriation entitled Engineering O.E., and the Chief Financial Officer has so certified in writing,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby authorizes T&M Associates to perform engineering services in connection with the rehabilitation of the Wesley Lake pedestrian bridges, said proposal on file in the Office of the Municipal Clerk, at an amount not to exceed \$31,442.00, said amount to be shared equally by the Township of Neptune and the City of Asbury Park with each municipality contributing \$15,721.00; and,

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Chief Financial Officer, Assistant C.F.O., Township Engineer, and City of Asbury Park.

RELEASE SOIL STABILIZATION BOND POSTED BY GJA CONSTRUCTION INC. FOR 1705 CORLIES AVENUE

WHEREAS, on May 5, 2020, GJA Construction Inc. posted a Soil Stabilization Bond in the form of cash in the amount of \$1,020.00 guaranteeing site stabilization at 1705 Corlies Avenue; and,

WHEREAS, on September 17, 2020, the Township Engineer certified that the grass has grown and all site stabilization has been completed,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby authorizes the release of the Soil Stabilization Bond posted for 1705 Corlies Avenue as stated herein; and,

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Developer, Township Engineer, and Construction Official.

AUTHORIZE DONATION OF SURPLUS VEHICLE TO THE NEPTUNE TOWNSHIP HOUSING AUTHORITY

WHEREAS, the Township of Neptune is in possession a 2005 Ford utility truck that is no longer needed by the Township and is therefore surplus equipment; and,

WHEREAS, the Neptune Township Housing Authority, a governmental agency performing a governmental function in the Township of Neptune, is in need of said vehicle; and,

WHEREAS, the Township of Neptune desires to authorize the donation of the vehicle to the Neptune Township Housing Authority at no cost,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby authorizes the donation of the following surplus vehicle to the Neptune Township Housing Authority:

2005 Ford utility truck VIN# 1FDAF57P15ED06004

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Chief Financial Officer, Director of Public Works, Assistant C.F.O and NTHA.

AUTHORIZE THE CLOSING OF A PORTION OF MAIN AVENUE AND DESIGNATE TEMPORARY NO PARKING IN CONNECTION WITH THE OCEAN GROVE CHAMBER OF COMMERCE HOLIDAY FESTIVAL

WHEREAS, the Ocean Grove Chamber of Commerce has scheduled a Holiday Festival for Saturday, December 5, 2020 on Main Avenue in Ocean Grove; and,

WHEREAS, it is necessary to designate temporary no parking and close two blocks of Main Avenue prior to and during the event; and,

WHEREAS, the Police Department has reviewed and approved this closure,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby designates the temporary closure and posting of temporary no parking on Main Avenue between New York Avenue and Central Avenue from 8:00 A.M. to 4:00 P.M. on Saturday, December 5, 2020; and,

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the Chief of Police, Sgt. MacConchie, Director of Public Works, Ocean Grove Fire Inspector, and Ocean Grove Chamber of Commerce.

AUTHORIZE TOWNSHIP ATTORNEY TO REPRESENT ALL OF THE DEFENDANTS PRESENTLY EMPLOYED IN SOME CAPACITY WITH NEPTUNE TOWNSHIP IN A DECLARATORY JUDGMENT ACTION BROUGHT BY STATEWIDE INSURANCE FUND SEEKING A DETERMINATION OF INSURANCE RIGHTS FOR INSURANCE COVERAGE IN THE SAVAGE, GONZALEZ AND DAVIS ACTIONS

WHEREAS, Statewide Insurance Fund filed a Declaratory Judgment action in the Superior Court of New Jersey, Law Division, Monmouth County, seeking the Court to declare and adjudge that Statewide Insurance Fund's agreement for Worker's Compensation and Employer's Liability with Neptune Township does not provide coverage in the Christine Savage v. Township of Neptune case; Gonzalez v. Neptune Township case and Davis v. Neptune Township case and that Defendant, National Casualty Company, which provided defenses to the aforesaid complaints of Davis, Gonzalez and Savage is solely responsible for any coverage obligations; and

WHEREAS, the remaining Defendants, other than National Casualty Company, are merely named as Defendants in the Declaratory Judgment action because they were named as Defendants in the underlying actions, and therefore must be put on notice as Defendants based on this Declaratory Judgment action involving insurance coverage between two insurance companies; and

WHEREAS, the Township feels that all of the Defendants, who are presently employed by the Township, can be represented by the Township Attorney without conflict, addressing the Declaratory Judgment action, as well as to acknowledge service; although other Defendants other than National Casualty, who are no longer employed or on some sort of leave, may still be represented by the Township Attorney, but will have to be served separately to acknowledge service on their own; and

WHEREAS, this matter has been forwarded to the insurance carrier for their disposition as to coverage, however it is unlikely that a Declaratory Judgment action such as this would be covered by the insurance carrier; and

WHEREAS, funds for this purpose are available in the 2020 municipal budget in the appropriation entitled Legal Services, O.E. and the Chief Financial Officer has so certified in writing,

NOW, THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Neptune, County of Monmouth and State of New Jersey, that the governing body hereby authorizes the Township Attorney, Gene J. Anthony, Esq., with offices located at 48 South Street, Eatontown, New Jersey 07724, to represent the Township of Neptune, Neptune Township Police Department, and all other Defendants (absent National Casualty) willing to have such representation by the Township Attorney in the Superior Court of New Jersey, Law Division, Monmouth County Declaratory Judgment action under Docket No. MON-L-2757-20, and that the Township Attorney is hereby authorized to represent all such Defendants and Neptune Township in addressing said Declaratory Judgment action to the extent that the aforesaid Defendants need such representation, and acknowledge service for all Defendants presently employed by the Township, desirous of said acknowledgment of service; subject to the Township's insurance carrier's denial of coverage and representation.

BE IT FURTHER RESOLVED, that the Township Committee authorizes legal fees not to exceed Ten Thousand Dollars (\$10,000.00) without additional approval for the purposes of this litigation; and,

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the Township Attorney, Chief Financial Officer and Assistant C.F.O.

RECLASSIFY EMPLOYEE TO THE POSITION OF MIS MANAGER IN THE MANAGEMENT INFORMATION SYSTEMS DEPARTMENT

WHEREAS, on September 14, 2020, the Township Committee adopted Ordinance No, 20-27 which created the position of MIS Manager in the Management Information Systems Department; and,

WHEREAS, the position was duly posted and applicants have been interviewed; and,

WHEREAS, the MIS Director and Human Resources Director have made a recommendation to reclassify an existing MIS Specialist to said position; and,

WHEREAS, funds will be provided for in the 2020 Municipal Budget in the appropriation entitled Computerized Data Processing S&W, and the Chief Financial Officer has so certified in writing,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that Paul Giangolano be and is hereby reclassified to the position of MIS Manager in the Management Information Systems Department at an annual salary of \$60,000.00 effective October 2, 2020; and,

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the MIS Director, Chief Financial Officer, Assistant C.F.O., Human Resources Director, and AFSCME Local #1844.

AUTHORIZE THE PURCHASE OF LAW ENFORCEMENT FIREARMS EQUIPMENT AND SUPPLIES THROUGH THE STATE COOPERATIVE PURCHASING PROGRAM

WHEREAS, the Chief of Police has recommended the purchase of law enforcement firearms equipment and supplies through an authorized vendor under the State of New Jersey Cooperative Purchasing Program 1-NJCP; and,

WHEREAS, the purchase of goods and services by local contracting units is authorized by the Local Public Contracts Laws, N.J.S. 40A:11-12; and,

WHEREAS, Eagle Point Gun - TJ Morris & Son has been awarded New Jersey State Contract #17-FLEET-00721 for these items; and,

WHEREAS, the Chief Financial Officer recommends the utilization of this contract on the grounds that the price reflects a substantial savings; and,

WHEREAS, the cost of this equipment shall not exceed \$21,000.00; and,

WHEREAS, funds for this purpose are available in the 2020 municipal budget in the appropriation entitled Police O.E. and the Chief Financial Officer has so certified in writing,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby authorizes the purchase of law enforcement firearms equipment and supplies for the Police Department from Eagle Point Gun - TJ Morris & Son /New Jersey Cooperative Purchasing Program at an total amount not to exceed \$21,000.00; and,

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Chief of Police, Chief Financial Officer, Assistant C.F.O. and Auditor.

The resolutions of the Consent Agenda were adopted on the following vote: McMillan, aye; Rizzo, aye; and Lane, aye.

EXTEND OFFER OF EMPLOYMENT FOR THE POSITION OF RECORDS CLERK IN THE POLICE DEPARTMENT

Ms. Rizzo offered the following resolution, moved and seconded by Mr. McMillan, that it be adopted:

WHEREAS, due to the reclassification of Alison Walby, there is a vacancy in the position of Records Clerk in the Police Department; and,

WHEREAS, the position was duly posted and applicants have been interviewed; and,

WHEREAS, the Human Resources Director and Chief of Police have made their recommendation; and,

WHEREAS, funds will be provided in the 2020 municipal budget, in the appropriation entitled Police S&W, and the Chief Financial Officer has so certified in writing,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that an offer of employment be and is hereby extended to Suzanne Freda for the position of Records Clerk in the Police Department, on a probationary basis for a period of not less than 90 days and not exceeding one year, contingent upon favorable results of the required pre-employment testing, effective October 13, 2020, at an annual salary of \$27,300.00; and,

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Chief of Police, Chief Financial Officer, Assistant C.F.O., AFSCME Local #1844, and Human Resources Director.

The resolution was adopted on the following vote: McMillan, aye; Rizzo, aye; and Lane, aye.

EXTEND OFFERS OF EMPLOYMENT FOR THE POSITION OF DRIVER IN THE DEPARTMENT OF PUBLIC WORKS

Mr. McMillan offered the following resolution, moved and seconded by Ms. Rizzo, that it be adopted:

WHEREAS, there are vacancies in the position of Driver in the Public Works Department; and,

WHEREAS, the position was duly posted and applicants have been interviewed; and,

WHEREAS, the Human Resources Director and Public Works Director have made their recommendations; and,

WHEREAS, funds will be provided in the 2020 municipal budget, in the appropriation entitled Solid Waste S&W, and the Chief Financial Officer has so certified in writing,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that offers of employment be and are hereby extended to Jazzmar Clax for the position of Class A Driver in the Department of Public Works at an annual salary of \$32,200.00 and Jorge Segura-Villalta for the position of Class B Driver in the Department of Public Works at an annual salary of \$31,200.00 , on a probationary basis for a period of not less than 90 days and not exceeding one year, contingent upon favorable results of the required pre-employment testing, effective October 13, 2020; and,

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Public Works Director, Chief Financial Officer, Assistant C.F.O., AFSCME Local #2792, and Human Resources Director.

The resolution was adopted on the following vote: McMillan, aye; Rizzo, aye; and Lane, aye.

EXTEND OFFER OF EMPLOYMENT FOR THE POSITION OF MIS SPECIALIST IN THE MANAGEMENT INFORMATION SYSTEMS DEPARTMENT

Mr. McMillan offered the following resolution, moved and seconded by Ms. Rizzo, that it be adopted:

WHEREAS, due to the reclassification of Paul Giangolano, there is a vacancy in the position of MIS Specialist in the Management Information Systems Department; and,

WHEREAS, the position was duly posted and applicants have been interviewed; and,

WHEREAS, the Human Resources Director and MIS Director have made their recommendation; and,

WHEREAS, funds will be provided in the 2020 municipal budget, in the appropriation entitled Computerized Data Processing S&W, and the Chief Financial Officer has so certified in writing,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that an offer of employment be and is hereby extended to Matthew Gerrity for the position of MIS Specialist in the Management Information Systems Department, on a probationary basis for a period of not less than 90 days and not exceeding one year, contingent upon favorable results of the required pre-employment testing, effective October 13, 2020, at an annual salary of \$46,500.00; and,

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the MIS Director, Chief Financial Officer, Assistant C.F.O., AFSCME Local #1844, and Human Resources Director.

The resolution was adopted on the following vote: McMillan, aye; Rizzo, aye; and Lane, aye.

AUTHORIZE THE PAYMENT OF BILLS

Mr. McMillan offered the following resolution, moved and seconded by Ms. Rizzo, that it be adopted:

BE IT RESOLVED, by the Township Committee of the Township of Neptune that the following bills be paid if properly certified:

CURRENT FUND	3,121,460.10
GRANT FUND	63,228.94
TRUST FUND	5,436.91
GENERAL CAPITAL FUND	15,820.99
SEWER OPERATING FUND	55,668.66
MARINA OPERATING FUND	10,396.41
DOG TRUST	120.60
LIBRARY TRUST	1,061.66
 BILL LIST TOTAL	 \$3,273,194.27

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the Assistant C.F.O.

The resolution was adopted on the following vote: McMillan, aye; Rizzo, aye; and Lane, aye.

AUTHORIZE SUBMISSION OF A GRANT APPLICATION AND EXECUTION OF A GRANT CONTRACT WITH THE NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR THE IMPROVEMENTS TO A PORTION OF MYRTLE AVENUE PROJECT

Mr. McMillan offered the following resolution, moved and seconded by Ms. Rizzo, that it be adopted:

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune formally approves the grant application for the above stated project; and,

BE IT FURTHER RESOLVED, that the Mayor and Clerk are hereby authorized to submit an electronic grant application identified as MA-2021-Improvements to a Portion of Myrtle Avenue-00427 to the New Jersey Department of Transportation on behalf of the Township of Neptune; and,

BE IT FURTHER RESOLVED, that the Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of the Township of Neptune and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement; and,

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the Chief Financial Officer and Assistant C.F.O. and three certified copies to the Township Engineer.

The resolution was adopted on the following vote: McMillan, aye; Rizzo, aye; and Lane, aye.

ADOPT THE MONMOUTH COUNTY MULTI-JURISDICTIONAL HAZARD MITIGATION PLAN

Mr. McMillan offered the following resolution, moved and seconded by Ms. Rizzo, that it be adopted:

WHEREAS, the Township of Neptune, NJ, has experienced natural hazards that result in public safety hazards and damages to private and public property and;

WHEREAS, the hazard mitigation planning process set forth by the State of New Jersey and the Federal Emergency Management Agency offer the opportunity to consider natural hazards and risks, and to identify mitigation actions to reduce future risks and;

WHEREAS, the New Jersey Office of Emergency Management has provided federal mitigation funds to support development of an updated mitigation plan and;

WHEREAS, a Multi-Jurisdictional Hazard Mitigation Plan has been developed by the County Office of Emergency Management and Mitigation Planning Committee and;

WHEREAS, the Multi-Jurisdictional Hazard Mitigation Plan includes a prioritized list of mitigation actions including activities that, over time will help minimize and reduce safety threats and damage to private and public property and;

WHEREAS, the draft plan was provided to each participating jurisdiction through a website hosted by Michael Baker International, the contracted vendor assisting with the planning process. Links were links also posted on the Emergency Management and Division of Planning websites so as to introduce the planning concept and to solicit questions and comments and to present the Plan and request comments, as required by law and;

NOW, THEREFORE BE IT RESOLVED by the Township Committee of the Township of Neptune:

1. The Monmouth County Multi-Jurisdictional Hazard Mitigation Plan, as submitted on June 23, 2020 by the Monmouth County Office of Emergency Management to the New Jersey Office of Emergency Management and the Federal Emergency Management Agency and subsequently approved by both agencies on August 27, 2020, be and is hereby adopted as an official plan of the County of Monmouth; with the required yearly updates and minor revisions recommended by the Federal Emergency Management Agency and/or the New Jersey Office of Emergency Management may be incorporated without further action.
2. The Township of Neptune departments identified in the Plan are hereby directed to further pursue potential or suggested implementation of the recommended high priority activities that are assigned to their departments.
3. Any action proposed by the Plan shall be subject to and contingent upon budget approval, if required, which shall be at the discretion of the Township of Neptune and this resolution shall not be interpreted so an to mandate any such appropriation.
4. The Neptune Township Emergency Management Coordinator is designated to coordinate with other offices and shall periodically report on the activities, accomplishments, and progress, and shall prepare an annual progress report to be submitted to the New Jersey Office of Emergency Management. The status reports shall be submitted on a yearly basis by a predetermined date agree upon by all stakeholders.

BE IT FURTHER RESOLVED that the Township Clerk shall forward a certified true copy of this resolution to the Monmouth County Office of Emergency Management Coordinator, the Neptune Township Emergency Management Coordinator and the Neptune Township CRS Coordinator.

The resolution was adopted on the following vote: McMillan, aye; Rizzo, aye; and Lane, aye.

PRIVILEGE OF THE FLOOR/PUBLIC COMMENTS

The Mayor announced that public may address any concern relating to the Township by submitting questions via text to 908-415-3680.

Mr. Gadaleta thanked the Committee for adopting the County Hazardous Mitigation Plan which is a part of maintaining the Category 5 CRS rating. Neptune Township is the first municipality in Monmouth County to adopt the Plan.

Nancy Clarke, 47 Embury Avenue, stated that many feel uncomfortable to attend Township Committee meetings in person. She asked that a Zoom meeting be considered.

Mr. Gasiofano, 4 Spray Avenue, stated that he gave a copy of the ordinance prohibiting chain link fence to the Mayor. The chain link fence remains around the North End property. Mr. Gadaleta stated that the Mayor asked him to look into the matter. OGNED has continued to clean-up the site, but it is not 100% done. There is illegal dumping at the site. The Township cannot put public refuse containers on private property without permission; however, the Township just received permission from the property owner to place trash containers. He was advised that the fencing on the ground will be removed. OGNED is still in the process of receiving approval of their CAFRA application with NJDEP.

Joan Venezia, Mt. Hermon Way, stated that a violation was issued to OGNED by Code Enforcement on September 3rd. A large white trailer has appeared on the property and tall shrubs and grass remain. They are ignoring the violations. Mr. Anthony replied it is up to the Director of Code Enforcement to issue a summons. Ms. Venezia stated that the OGCMA is only repairing the boardwalk and railing next to 4 Boardwalk. She asked what is happening with the existing foundation. Mr. Gadaleta replied that it has not been declared to be dangerous and hazardous. He will follow up with the Director of Code Enforcement.

Mr. Gasiofano stated that no one is dumping at the North End and no cleanup has started.

Mr. McMillan stated that Mary Jane Dodd asked for a status on the Living Shoreline Project in Shark River Hills. Mr. Gadaleta replied the Township is expecting the permit on October 5th from NJDEP. The Township has the remainder of this year to construct it.

Mr. McMillan offered a motion, seconded by Ms. Rizzo, to adjourn. All were in favor.

Richard J. Cuttrel,
Municipal Clerk