

**TOWNSHIP COMMITTEE WORKSHOP MEETING – FEBRUARY 14, 2022 – 6:00 P.M.**

Mayor Williams calls the workshop meeting to order at 6:04 p.m. and asks the Clerk to call the roll:

Roll Call	Present/ Absent
Dr. Michael Brantley	<u>Absent</u>
Keith Cafferty	<u>Present</u>
Robert Lane, Jr.	<u>Present</u>
Tassie D. York	<u>Absent</u>
Nicholas Williams	<u>Present</u>

Also present: Gina M. LaPlaca, Business Administrator; Gene Anthony, Township Attorney; Gabriella Siboni, Municipal Clerk.

Mayor Williams announces 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 January 6, 2022, 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 is posted on the Township web site ([www.neptunetownship.org](http://www.neptunetownship.org)) and the meeting is being streamed live via townhallstreams.com.

**ITEMS FOR DISCUSSION IN OPEN SESSION**

1. **Ordinance No. 22-09** An Ordinance To Further Amend And Supplement The Land Development Ordinance Of The Township Of Neptune By Defining And Regulating Cannabis Class Uses
2. **Ordinance No. 22-10** An Ordinance To Further Amend And Supplement Chapter 4 Business And Licensing Regulations Of The Township Of Neptune By Defining And Regulating Cannabis Mercantile Registration
3. **Ordinance No. 22-11** An Ordinance To Further Amend And Supplement Article Vii Administrative Policies And Procedures Of The Township Of Neptune By Defining And Regulating Cannabis Taxation And Collection.

Mr. Lane did not have any questions and believed this was a good set up

Mr. Cafferty believes this is a great step for Neptune.

Mr. Williams stated the ordinance will be up for introduction at the regular portion of this meeting.

Res # 103 Authorize An Executive Session As Authorized By The Open Public Meetings Act.

Offered by: Cafferty Seconded by: Lane

Vote: Brantley Absent Cafferty Yes Lane Yes York Absent Williams Yes

**TOWNSHIP COMMITTEE MEETING – FEBRUARY 14, 2022 – 7:00 P.M.**

Mayor Williams calls the meeting to order at 7:05PM and asks the Clerk to call the roll:

Roll Call	Present/ Absent
Dr. Michael Brantley	<u>Absent</u>
Keith Cafferty	<u>Present</u>
Robert Lane, Jr.	<u>Present</u>
Tassie D. York	<u>Absent</u>
Nicholas Williams	<u>Present</u>

Also present: Gina M. LaPlaca, Business Administrator; Gene Anthony, Township Attorney; Gabriella Siboni, Municipal Clerk.

## Silent Prayer and Flag Salute

The Clerk states, "Fire exits are located in the rear of the room and to my right. In the event of a fire, you will be notified by fire alarm and/or public address system, then proceed to the nearest smoke-free exit."

Mayor Williams announces 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 January 6, 2022, 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, ordinances, and resolutions are posted on the Township web site ([www.neptunetownship.org](http://www.neptunetownship.org)) and the meeting is being streamed live via townhallstreams.com.

### **APPROVAL OF MINUTES**

Motion offered by Lane, seconded by Cafferty, to approve the minutes of meeting of January 24, 2022. All Present In Favor.

### **COMMENTS FROM THE DAIS**

Committeeman Lane stated that Charles Quiby was a founding member of the Fletcher Lake Commission. Mr. Quiby recently passed and will be greatly missed.

Committeeman Lane wanted to recognize new departments he is liaison for. Mr. Lane stated that he now represents OEM. OEM worked with all departments to respond to the emergency accordingly.

Mr. Lane also is the liaison to EMS. Mr. Rosen provides training for CPR and first aid in town. There are also resident programs for training as well.

Mr. Lane stated the senior center has cited the Neptune Senior was the first site to reopen in 2020 and the protocol used in Neptune has allowed for safety and continued service. The senior center is hosting a black history month event

COVID 19 clinic will be held at Senior Center at February 16 from 4-7 at the Senior Center. All Monmouth county residents are welcome.

Mr. Lane stated the applications for world changers are available.

Mr. Cafferty stated the first meeting of the green team occurred and they are currently working towards getting their Sustainable Jersey certification. Wesley Lake Commission is working on clean up dates and is hoping to work with World Changers on cleaning dates. Neptune will be the first to have a concrete pump track and will hopefully break ground in April. Mr. Cafferty stated that Neptune Day planning has begun and he is looking forward to a great event.

Mayor Williams stated there is a new business opening that the Committee was able to attend the ribbon opening. Mayor Williams stated it is a great opportunity when businesses open in Neptune. The Sea Crab right on Main street by Ocean Grove has opened. This will be great for the Township and offers a new service.

There are cannabis ordinance for introduction tonight under the leadership of Bernie Haney and George Waterman, many hours have been dedicated to effectuate these ordinances.

### **REPORT OF THE BUSINESS ADMINISTRATOR**

- **Library Automated Door Project:** This is still scheduled to be completed on February 16<sup>th</sup> and 17<sup>th</sup>, with construction to begin at 7:30AM each day. Although the library building will be closed to the public while work is completed, patrons may still utilize curbside service to pick up titles, copy documents, or fax materials. Reference help can be provided over the phone or through email. And of course, all of digital books, movies, music, and magazines are available 24 hours a day and 7 days a week with a library card number and PIN.
- **World Changers:** World Changers is coming back to Neptune for the 12<sup>th</sup> year to perform Paint and Rehab service projects. After seeing reduced numbers last year due to COVID, they now anticipate 160 student volunteers will participate this year, in addition to approximately 10 staff



Offered by: Cafferty Seconded by: Lane  
 Vote: Brantley Absent Cafferty Yes Lane Yes York Absent Williams Yes

**ORDINANCE NO. 22-06** An Ordinance To Amend Volume I, Chapter XIII Of The Code Of The Township Of Neptune By Amending Section 13-2, Entitled, "Removal Of Snow And Ice" To Amend Section 13-2.2 "Definition" And 13-2.3 "Reserve"

*Explanatory Statement: This ordinance amends Chapter 13 Section 2.2 to include the definition of sidewalk and reserve section Chapter 13 Section 2.3.*

Michael Badger  
129 Broadway  
Mr. Badger stated the definition as it is laid out, it seeks out to redefine sidewalk to include boardwalk. This creates a burden even the municipality cannot be met. This burden was not met in Asbury Park, Bradley Beach, Belmar, etc. Mr. Badger stated that it would be impractical to meet this burden in certain storm conditions. Mr. Badger stated the authority of the municipality is for sidewalks abutting public road. Mr. Badger stated this is up for interpretation. Mr. Badger requested that the Committee consider voting no on this ordinance. The association has considered closing the boardwalk during storms from public access.

Mr. Anthony stated that enforcement is a difficult action during snow emergencies, but that does not mean the consideration of the ordinance. Mr. Anthony stated the boardwalk does abut Ocean Ave. The boardwalk does create a pedestrian walkway that would need to be maintained.

Barbara Burns,  
4 Ocean Ave  
Jimmy,  
17 Ocean Pathway  
Ms. Burns stated that after the hurricane there was funding provided because the boardwalk was determined to be a public thoroughfare. Jimmy stated there is a sidewalk between the boardwalk and street. The pedestrian use of the boardwalk is simply pleasure thoroughfare. There are already available pedestrian walkway as the sidewalk. The boardwalk is made of a composite material that would be difficult to clear since it may deteriorate the boardwalk. Asked the Committee to not move this forward before additional research and information is gathered. That money was procured for the boardwalk. That was a strategy used in a snapshot of time to procure necessary funds.

Offered by: Cafferty Seconded by: Lane  
 Vote: Brantley Absent Cafferty Yes Lane Yes York Absent Williams Yes

**ORDINANCES FOR FIRST READING**

**Ordinance No. 22-07** Bond Ordinance Providing For The Neptune Boulevard Roadway Reconstruction Project, By And In The Township Of Neptune, In The County Of Monmouth, State Of New Jersey; Appropriating \$600,000 Therefor (Including \$448,600 NJDOT Transportation Trust Fund Grant) And Authorizing The Issuance Of \$151,400 Bonds Or Notes Of The Township To Finance Part Of The Cost Thereof

*Explanatory Statement: The bond ordinance provides for the financing of the Neptune Boulevard Roadway Reconstruction Project, which includes roadway reconstruction, drainage improvements, crosswalk improvements, curb replacements and other related improvements to Neptune Boulevard in the Township. Appropriation: \$600,000, Bonds/ Notes Authorized: \$151,400, Grant: \$448,600 NJDOT Transportation Trust Grant Fund, Section 20 Costs: \$90,000, Useful life: 15 years.*

Offered by: Cafferty Seconded by: Lane  
 Vote: Brantley Absent Cafferty Yes Lane Yes York Absent Williams Yes

**Ordinance No. 22-08** An Ordinance to amend Volume I, Chapter IV of the Code of the Township of Neptune by amending Section 17 "Taxicabs"

*Explanatory Statement: This ordinance amends the Taxicab portion of Business and licensing to reflect changes made to definitions in the ordinance, licensing authority changed to mercantile registration officer, fees associated with Taxicabs, application process and penalties.*

Offered by: Lane Seconded by: Cafferty

Vote: Brantley Absent Cafferty Yes Lane Yes York Absent Williams Yes

**Ordinance No. 22-09** An Ordinance To Further Amend And Supplement The Land Development Ordinance Of The Township Of Neptune By Defining And Regulating Cannabis Class Uses

*Explanatory Statement: This ordinance amends the Land Development Ordinance of the Township of Neptune and sets forth the requirements for Cannabis Class Uses in the Township.*

Offered by: Cafferty Seconded by: Lane  
Vote: Brantley Absent Cafferty Yes Lane Yes York Absent Williams Yes

**Ordinance No. 22-10** An Ordinance To Further Amend And Supplement Chapter 4 Business And Licensing Regulations Of The Township Of Neptune By Defining And Regulating Cannabis Mercantile Registration

*Explanatory Statement: This ordinance amends the Mercantile licensing of the Township of Neptune to include licenses for Cannabis Classes and sets forth the fees, amount of licenses, requirements and penalties.*

Offered by: Cafferty Seconded by: Lane  
Vote: Brantley Absent Cafferty Yes Lane Yes York Absent Williams Yes

**Ordinance No. 22-11** An Ordinance To Further Amend And Supplement Article Vii Administrative Policies And Procedures Of The Township Of Neptune By Defining And Regulating Cannabis Taxation And Collection.

*Explanatory Statement: This ordinance establishes the rate of tax to be imposed at a uniform rate not to exceed 2% of the receipt of sales from each sale by a cannabis cultivator; two percent (2%) of the receipts from each sale by a cannabis manufacturer; one (1%) of the receipts from each sale by a cannabis wholesaler; and two (2%) of the receipts from each sale by a cannabis retailer, which shall be in addition to any other tax or fee imposed pursuant to statute or local ordinance or resolution by any governmental entity upon the cannabis establishment. This ordinance also establishes the method of collection.*

Offered by: Cafferty Seconded by: Lane  
Vote: Brantley Absent Cafferty Yes Lane Yes York Absent Williams Yes

**Ordinance No. 22-12** An Ordinance To Amend Chapter VII Of The Code Of The Township Of Neptune By Amending Section 7.3, Entitled "Temporary Parking Prohibition For Snowplowing And Removal"

*Explanatory Statement: The purpose of this ordinance is to change the parking prohibition during a snow emergency on Broadway in Ocean Grove.*

Offered by: Lane Seconded by: Cafferty  
Vote: Brantley Absent Cafferty Yes Lane Yes York Absent Williams Yes

The Clerk announced that the Public Hearings on Ordinances will be held at the next Township Committee meeting on February 28, 2022.

Motion made by Committeeman Lane to move Resolution 22-127 up for consideration. Seconded by Committeeman Cafferty.

Dr. Brantley joined the meeting by phone at 7:39PM

**Res # 127** Authorizing Emergency Appropriations Contract For Services Pursuant To N.J.S.A. 40A:11-6 To Lucas Brothers Inc For Emergency Repair To Sanitary Sewer Line In An Amount Not To Exceed \$98,500.00

Offered by: Cafferty Seconded by: Lane  
Vote: Brantley Yes Cafferty Yes Lane Yes York Absent Williams Yes

Dr. Brantley left the meeting at 7:42PM

**CONSENT AGENDA**

- Res # 104** Approve The Transfer Of Taxi Medallion License No. 030
- Res # 105** Approve The Transfer Of Taxi Medallion License No. 032
- Res # 106** A Resolution Of The Township Committee Of The Township Of Neptune Registering Neptune Township Office Of Emergency Management As A Training Facility With The Division Of Fire Safety
- Res # 107** Resolution of the Township Committee of the Township of Neptune Authorizing Submission of Strategic plan for the Neptune Township Municipal Alliance for Fiscal Year 2023
- Res # 108** A Resolution Of The Township Committee Of The Township Of Neptune Providing Premium Pay For Essential Employees
- Res # 109** Resolution Of The Township Committee Of The Township Of Neptune Appointing A Qualified Purchasing Agent
- Res # 110** Resolution Authorizing The Township Of Neptune To Accept A Subgrant Award Of The Federal Fiscal Year 2021 Of Emergency Management Performance Grant And Emergency Management Agency Assistance
- Res # 111** Resolution Authorizing The Township Of Neptune To Accept A Subgrant Award Of The Federal Fiscal Year 2021 Of Hazardous Materials Emergency Preparedness Grant Program
- Res # 112** A Resolution Authorizing The Refund Of Taxes As A Result Of An Overpayment
- Res # 113** A Resolution To Adopt Procedures For Administration And Inspection Of Federal Aid Highway Projects
- Res # 114** A Resolution Of The Township Committee Of The Township Of Neptune Appointing Responsible Charge For Federal Transportation Grant Program
- Res # 115** Resolution Authorizing The Purchase Two Mts Power Load Stretchers, Floor Plates And Extended Warranties For Department Of Emergency Medical Services From Stryker Medical Under Savvik Buying Group Cooperative Contract #2019-05 In An Amount Not To Exceed \$111,000.00
- Res # 116** Resolution Authorizing The Purchase IP Video Upgrades For Police Department From Open Systems Integration Under New Jersey State Co-Op #65MCESCCPS, Contract # ESCNJ 19/20-38 For \$25,056.00
- Res # 117** Authorize Payment of Bills
- Res # 118** Resolution Of The Township Committee Of The Township Of Neptune Authorizing Shared Service Agreement With The City Of Asbury Park For Geese Management Of Wesley Lake
- Res # 119** Authorizing The Township Committee Of The Township Of Neptune To Execute Payment Certificate #2 And Final For \$23,813.77 (Representing An Increase Of \$258.93) With Precise Construction Inc. For Drainage Improvements On Cliffwood Dr. And Highland Ave. For A New Contract Total Of \$75,525.12
- Res # 120** Accept The Resignation Of George Breslin As An Emergency Medical Technician In The Emergency Medical Services
- Res # 121** Accept The Resignation Of Christopher Monahan As Police Officer In The Police Department
- Res # 122** A Resolution Of The Township Committee Of The Township Of Neptune Authorizing Certain Personnel Actions- Assignments Not Covered By Contract

**Res # 123** A Resolution Of The Township Committee Of The Township Of Neptune Authorizing Certain Personnel Actions- Tax Department

**CONSENT AGENDA**

Offered by: Cafferty Seconded by: Lane  
Vote: Brantley Absent Cafferty Yes Lane Yes York Absent Williams Yes

**SEPARATED RESOLUTIONS**

**Res # 124** A Resolution Of The Township Committee Of The Township Of Neptune Authorizing Certain Personnel Actions- Police Department

Offered by: Cafferty Seconded by: Lane  
Vote: Brantley Absent Cafferty Yes Lane Yes York Absent Williams Yes

**Res # 125** A Resolution Of The Township Committee Of The Township Of Neptune Authorizing Certain Personnel Actions- Department of Public Works

Offered by: Cafferty Seconded by: Lane  
Vote: Brantley Absent Cafferty Yes Lane Yes York Absent Williams Yes

**Res # 126** A Resolution Of The Township Committee Of The Township Of Neptune Authorizing Certain Personnel Actions- Emergency Medical Services

Offered by: Lane Seconded by: Cafferty  
Vote: Brantley Absent Cafferty Yes Lane Yes York Absent Williams Yes

**PRIVILEGE OF THE FLOOR/PUBLIC COMMENTS**

Members of the public may address any concern relating to the Township. The public will be permitted one visit to the microphone with a limit of five minutes.

Richard Williams,  
1 Abbott Ave.

Mr. Williams is representing Nancy Clark as she cannot submit comments through livestream. Mr. Williams stated on behalf of Nancy Clark that there is more of the snow ordinance on Broadway needs to be addressed. Mr. Cafferty stated the additional comments are under review.

Joyce Klein  
105 Mt. Hermon Way

Ms. Klein stated the ordinance is not clear and there was not clarity given from the police departments and attorneys who are unable to decipher the ordinance or memo. Ms. Klein stated some of the residents had left the town and were not given the information to move in advance of the storm. The signs and memo did not match the information and would ask for better education of the departments.

**ADJOURNMENT**

Offered by: Lane Seconded by: Cafferty

**Meeting adjourned at 7:47PM**

Respectfully Submitted,



Gabriella Siboni  
Township Clerk