

TOWNSHIP COMMITTEE MEETING – MARCH 25, 2013

Mayor Houghtaling called the meeting to order at 6:00 p.m. and requested the Clerk to call the roll. The following members were present: J. Randy Bishop, Dr. Michael Brantley, Mary Beth Jahn, Kevin B. McMillan and Mayor Eric J. Houghtaling. (Mary Beth Jahn left the meeting during the executive session)

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

Mayor Houghtaling announced that the notice requirements of R.S. 10:4-18 have been satisfied by the publication of the required advertisement in the Asbury Park Press on January 4, 2013 and The Coaster on January 3, 2013, posting the notice on the Board in the Municipal Complex, and filing a copy of said notice with the Municipal Clerk.

The following items were discussed in open session:

Pastor Loveland, Community Baptist Church and Steve Frencer, Shark River Hills Property Owners Association, were present to discuss a proposed Easter Sunrise Service at Riverside Park. Pastor Loveland encourages displaced residents to participate in the service which will be held at 6am on March 31st, followed by a pancake breakfast at the church on Lakewood Road. Mr. Frencer stated that the Association will be helping with the logistics such as chairs and amplification. The Committee agreed that this would be a nice event for the area impacted greatly by Hurricane Sandy.

Mr. Gadaleta stated that the municipal budget is on the agenda for introduction. The total appropriations are \$40,065,000 and Mr. Bascom will give an overview at the public hearing on April 22nd. The budget calls for a 2.9 cent increase in the tax rate. The Committee is being asked to introduce this evening at the request of the state and if the budget is not introduced, there will be no possibility of additional state aid. The budget appropriations are at or below 2012 levels. The budget contains the first 20% appropriation to pay the five year emergency appropriation due to Sandy. The budget is \$500,000 below the tax levy cap and is very lean. Mr. Gadaleta added that as a result of the state mandated caps, the surplus is diminishing. Ms. Jahn stated that the Township has paid its pension obligations in spite of the ability to defer. The Township has not deferred a payment in many years. Mr. Bishop asked if the Township is still doing what is needed to repair the infrastructure. Mr. Gadaleta responded yes and added that there is an introduction of a bond ordinance for a program and an amendment in the temporary budget to add emergency capital funds in the marina utility.

Mr. Anthony stated there are two ordinances on this meeting for introduction dealing with flood prevention and flood elevation. The zoning ordinance calls for new construction or existing homes that were damaged greater than 50% in the flood zone to elevate to the 500 year flood event elevation. The ordinance also addresses flood zones and elevation requirements in the historic district. The Floodplain Administrator makes the determination on key structures with an appeal to the Historic Preservation Commission if requested. If the building is not a key structure, it can be elevated. The ordinance includes full definitions and very limited information on architectural design for structures that are elevated, but the façade must be within 30 inches of the ground. Mr. Gadaleta stated that the new FEMA maps will be issued in July. Indications are that the new maps will not exceed the advisory base flood elevations, but may be lower. The language in the ordinance indicates that the elevation level will be the base flood elevation when it is issued in July. Mr. Bishop asked if attached garages will not be subject to the elevation requirements. Mr. Anthony stated that was correct.

Mr. Gadaleta stated that the recovery continues throughout the Township. A number of homes have already been elevated and one has been demolished. Four or five properties will be demolished and new elevated homes constructed. The demolition at the marina is complete and a bid will be awarded for marina dredging at an upcoming meeting. Two gazebos have been rebuilt and restoration continues along the Ocean Grove boardwalk. Mr. Gadaleta attended a meeting with the Mayor regarding dredging of the Shark River. The Township cannot submit for funding for dredging of the channels. An additional meeting is upcoming to discuss which agency will submit for FEMA assistance for dredging. The State is hopeful that the Army Corps will step in and perform the dredging. The Ocean Grove Camp Meeting Association appeal on their FEMA denial will be heard shortly. A beach replenishment project will begin in May in Manasquan and work northward to return the beaches to pre-Sandy levels. Mr. Bishop asked if the sand replenishment could be done to the levels established after the replenishment project in the 1990s. Mr. Gadaleta stated if funds are available, they could do more. Mr. Bishop asked if the state will pick up the 10% cost share if the Army Corps performs the dredging. Mr. Gadaleta stated that will hopefully occur.

Dr. Brantley thanked Mr. Gadaleta for all of this work in this area. Mr. Gadaleta concluded that there is an indication that the Department of Agriculture may provide funding for the de-silting of Wesley Lake.

Dr. Brantley stated that there are three photographs that recognize Township residents located in the basement. He stated that these pictures should be brought up and displayed in the rotunda or in the 2nd flood hallway outside of the meeting room. Mr. Gadaleta stated that he will address this issue.

The Mayor asked the Move & Improve group to address the Committee on an ordinance being introduced that would prohibit tobacco products in parks and playgrounds. Molly Berkowitz stated that the Move & Improve initiative supports healthier choices in Neptune and 86% of individuals are in support of banning tobacco in public parks. Cameron Jones stated that everyone deserves a smoke free environment and there are a lot of cigarette butts and litter in the parks. Another student stated that smoking can age the skin faster and smokers are three times more likely to drink alcohol and are more likely to use illegal drugs which can cause anxiety and early death. Tara Wilkens provided information on the negatives of secondhand smoke and Elsie Drew-Scott stated that smoking related illnesses are the leading preventable illnesses in the country. The students displayed signs that can be posted in the parks informing the public that the parks are tobacco free.

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

Mr. Bishop offered the following resolution, moved and seconded by Dr. Brantley, 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:

Personnel – Vacancies on Planning Board, Board of Adjustment, Library Board of Trustees, Housing Authority and Environmental/Shade Tree Commission

Potential Litigation – Request for appeal of duty wrecker denial

Personnel – Citizens Participation Group for CDBG

Potential Litigation – Background investigation for raffle/bingo applicants

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: Bishop, aye; Brantley, aye; Jahn, aye; McMillan, aye; and Houghtaling, aye.

The Committee entered executive session for discussion on closed session matters.

The Mayor recommended Clifford Johnson for appointment to the Board of Adjustment. Ms. Jahn recommended Tassie York for the vacant Planning Board position. The Mayor also recommended James Manning, Sr. for appointment to the Housing Authority.

Ms. Jahn left the meeting.

A hearing on a denial on application to be put on the Township Duty Wrecker List will be held on April 8th at 6:00 p.m.

The Committee discussed appointments to the CDBG Citizens Participation Group and took action by resolution during the regular business portion of the meeting.

Mr. Anthony discussed a verbal directive from the State Legalized Games of Chance Control Commission to require background checks for individuals from qualified organizations conducting raffle and bingos. Mr. Cuttrell stated that this directive was given by the Commission at a seminar attended by Monmouth County municipal clerks. He added that the Clerk must complete a Findings and Determinations form for each applicant and one of the certifications is that the applicant has never been convicted of a crime. Mr. Anthony stated there is no state regulation requiring this and advised to take an approach to wait and see what other municipalities address this issue.

The Committee returned to the Meeting Room for the regular portion of the meeting.

Mayor Houghtaling called the meeting to order and requested the Clerk to call the roll. The following members were present: J. Randy Bishop, Dr. Michael Brantley, Kevin B. McMillan, and Mayor Eric J. Houghtaling. Absent: Mary Beth Jahn

Also present at the dais were Richard J. Cuttrell, Municipal Clerk; Vito D. Gadaleta, Township Administrator; Michael J. Bascom, Chief Financial Officer; and Gene Anthony, Township Attorney.

After a moment of Silent Prayer and the Flag Salute, the Mayor asked the Clerk to indicate the fire exits.

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

Mayor Houghtaling announced that the notice requirements of R.S. 10:4-18 for an "Annual Notice" have been satisfied by the publication of the required advertisement in the Asbury Park Press on January 4, 2013 and The Coaster on January 3, 2013, 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

Mr. Bishop offered a motion, seconded by Mr. McMillan, to approve the minutes of the meeting held on February 25th. All were in favor.

REPORT OF THE CLERK

The Clerk stated that the following reports and communications are on file in his office:

Senior Center monthly statistics for February.

Monmouth County Board of Health February 19th meeting minutes.

A thank you note sent to Mayor Houghtaling from Barbara Grella, Librarian at Shark River Hills School, for the Mayor's participation in Dr. Seuss Day.

Notice of public hearings from JCP&L regarding proposed rate increases.

The following individuals and groups were recognized by Rosemary Gray for recent donations to the Senior Center: Sue Mead, Clifton Davis, Forever Young Group, Celeste & Frank DeCapua, Betty Wolny, Regina & Thomas Donohue, Doris Schwarz, Magnolia & Style Floyd, The Bridge Group, Carolyn Ayoub, Alice & Ralph Kremer, Russ Cleveland, Diane Olsen, Fern Piersall, Marilyn Shotwell, Beatrice O'Neill, Mary & Ronald Carr, Eleonore Merriman, Alice Fiorillo & Joan Marshall.

COMMENTS FROM THE DAIS

Randy Bishop stated he was sad at the loss of Joe Krimko because he always made them think and he served with the best interest of the people. He also stated he attended the St. Patrick's Day Luncheon at the Senior Center, the Ocean Grove Beautification Dinner, went to the Gables Association residents meeting, he met with the Joint Veterans Parade Committee, attended the Interfaith breakfast for the march for meals and he spoke with a senior citizen and they discussed what the program meant to her. He also attended the Green Grove PTA Arabian Night's Dinner this past Friday with Dan. He went on to state that they've been talking about getting World Renew to talk with the residents that have had damage to their homes due to Sandy and phone calls were

made. He stated some of the residents were still confused as to what to do and the Township was still trying to reach out to the residents throughout the Township. He wished everyone a happy Easter.

Kevin McMillan stated he also attended the services for Joe Krimko who was his former running mate. He stated Mr. Krimko had the courage to stand up for what he believed in and he did things his way. He stated he went to the West Neptune Homeowner's meeting and he had a chance to listen to the residents and he also attended the recreation meeting.

Dr. Michael Brantley also commented on the passing of Joe Krimko and gave an update on the Wesley Lake Commission and stated there would be an upcoming fundraisers for the lake.

Mayor Eric Houghtaling stated he attended the Ocean Grove beautification dinner which was nice. He stated their budget was all donations and they always do a beautiful job and the Township would continue to support their efforts. He stated he attended the Gables Association residents meeting which was in conjunction with MURC. He also attended the West Neptune's Homeowners meeting and the Board of Education residents were present and he really wanted to hear what they had to say because they were a very important part of the Township's budget process. He went on to state that he attended the Joint Veterans Parade Committee and they were getting ready for their Memorial Day Parade. He also stated that he attended a meeting in Tinton Falls with the Department of Transportation's Commissioner. They were only allowed to discuss one topic and he chose to discuss the Shark River Project with them and no one was able to give him any answers. Tommy Arnone was present and he was frustrated as well with the process. He went on to state that even though they were only allowed to discuss one topic he was able to squeeze in the widening of Route 66. He announced that they had the Easter Egg hunt and thanked Dawn Thompson and the volunteers who helped because the kids enjoyed themselves. He stated he also received an invitation to the High School to receive a \$1,000 check from Power To Learn, MSG & Optimum which was raised by the high school students for hurricane sandy relief fund. He also stated that he admired Joe Krimko because he always gave his opinion and he had a lot of knowledge and was a smart man who would be missed.

PUBLIC COMMENTS ON RESOLUTIONS

The Mayor requested public comments regarding resolutions presented on this agenda.

Dorothy Argyros, 2100 Rutherford Avenue, stated that she is interested in being appointed to the CDBG Citizens Participation Group and asked if the meeting would be advertised. Mr. Cuttrell stated yes. Ms. Argyros stated that there are many resolutions on the meeting concerning the marina and that the Committee is always spending money on the marina.

ORDINANCE NO. 13-05 - ADOPTED

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

ORDINANCE NO. 13-05

AN ORDINANCE AUTHORIZING THE TOWNSHIP OF NEPTUNE TO EXCEED THE 2% COLA RATE APPROPRIATION LIMITS AND ESTABLISH A CAP BANK FOR PURPOSES OF INTRODUCING THE 2013 MUNICIPAL BUDGET

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

Dorothy Argyros objected to the ordinance. She stated that there is a reason for a maximum spending level and the Township should abide by it.

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

The ordinance was adopted on the following vote: Bishop, aye; Brantley, aye; McMillan, aye; and Houghtaling, aye.

ORDINANCE NO. 13-06 - APPROVED

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

ORDINANCE NO. 13-06

AN ORDINANCE AMENDING VOLUME I, CHAPTER XXIII, SECTION 23-2 OF THE CODE OF THE TOWNSHIP OF NEPTUNE BY PROHIBITING THE USE OF TOBACCO PRODUCTS IN PUBLIC PARKS AND RECREATION AREAS AND UPDATING THE LIST OF DESIGNATED PARKS AND PLAYGROUNDS

The ordinance was approved on the following vote: Bishop, aye; Brantley, aye; McMillan, aye; and Houghtaling, aye.

ORDINANCE NO. 13-07 - APPROVED

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

ORDINANCE NO. 13-07

AN ORDINANCE AMENDING VOLUME I, CHAPTER XIII, SECTION 13-1 OF THE CODE OF THE TOWNSHIP OF NEPTUNE BY PROHIBITING THE EXCAVATION OF STREETS IN THE OCEAN GROVE HISTORIC DISTRICT BETWEEN MAY 1ST AND SEPTEMBER 15TH

The ordinance was approved on the following vote: Bishop, aye; Brantley, aye; McMillan, aye; and Houghtaling, aye.

ORDINANCE NO. 13-08 - APPROVED

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

ORDINANCE NO. 13-08

AN ORDINANCE TO AMEND VOLUME I, CHAPTER VII, SECTION 7-21 OF THE CODE OF THE TOWNSHIP OF NEPTUNE BY ADDING A HANDICAPPED PARKING ZONE ON EMBURY AVENUE

The ordinance was approved on the following vote: Bishop, aye; Brantley, aye; McMillan, aye; and Houghtaling, aye.

ORDINANCE NO. 13-09 - APPROVED

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

ORDINANCE NO. 13-09

AN ORDINANCE TO AMEND VOLUME I, CHAPTER VII, SECTION 7-7 OF THE CODE OF THE TOWNSHIP OF NEPTUNE BY ADDING A NO PARKING ZONE ON BOTH SIDES OF HECK AVENUE WITHIN 100 FEET OF THE CENTER OF THE INTERSECTION WITH ROUTE 35

The ordinance was approved on the following vote: Bishop, aye; Brantley, aye; McMillan, aye; and Houghtaling, aye.

ORDINANCE NO. 13-10 - APPROVED

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

ORDINANCE NO. 13-10

AN ORDINANCE VACATING DEDICATED BUT UNIMPROVED STREETS IN THE TOWNSHIP OF NEPTUNE KNOWN AS A PORTION OF PARK PLACE AND A PORTION OF SOUTH RIVERSIDE DRIVE

The ordinance was approved on the following vote: Bishop, aye; Brantley, aye; McMillan, aye; and Houghtaling, aye.

ORDINANCE NO. 13-11 - APPROVED

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

ORDINANCE NO. 13-11

AN ORDINANCE AMENDING LAND DEVELOPMENT ORDINANCE VOLUME II, SECTION 201 ENTITLED "DEFINITIONS" AND SECTION 419 ENTITLED "FLOOD HAZARD REGULATIONS"

The ordinance was approved on the following vote: Bishop, aye; Brantley, aye; McMillan, aye; and Houghtaling, aye.

ORDINANCE NO. 13-12 - APPROVED

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

ORDINANCE NO. 13-12

AN ORDINANCE TO AMEND VOLUME I, CHAPTER XIX OF THE GENERAL ORDINANCES OF THE TOWNSHIP OF NEPTUNE ENTITLED "FLOOD DAMAGE PREVENTION"

The ordinance was approved on the following vote: Bishop, aye; Brantley, aye; McMillan, aye; and Houghtaling, aye.

ORDINANCE NO. 13-13 - APPROVED

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

ORDINANCE NO. 13-13

BOND ORDINANCE PROVIDING FOR VARIOUS 2013 IMPROVEMENTS TO PARKS AND OTHER TOWNSHIP FACILITIES, INCLUDING IMPROVEMENTS TO JUMPING BROOK BALLFIELDS, BY AND IN THE TOWNSHIP OF NEPTUNE, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY; APPROPRIATING \$390,000 THEREFOR (INCLUDING A GRANT RECEIVED OR EXPECTED TO BE RECEIVED IN THE AMOUNT OF \$250,000) AND AUTHORIZING THE ISSUANCE OF \$133,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF

The ordinance was approved on the following vote: Bishop, aye; Brantley, aye; McMillan, aye; and Houghtaling, aye.

ORDINANCE NO. 13-14 - APPROVED

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

ORDINANCE NO. 13-14

BOND ORDINANCE PROVIDING FOR VARIOUS 2013 ROADWAY AND DRAINAGE IMPROVEMENTS, BY AND IN THE TOWNSHIP OF NEPTUNE, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY; APPROPRIATING \$1,500,000 THEREFOR (INCLUDING A

GRANT RECEIVED OR EXPECTED TO BE RECEIVED IN THE AMOUNT OF \$248,700) AND AUTHORIZING THE ISSUANCE OF \$1,188,735 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF

The ordinance was approved on the following vote: Bishop, aye; Brantley, aye; McMillan, aye; and Houghtaling, aye.

Mr. Cuttrell stated that the Public Hearings on Ordinances 13-06 through 13-14 will be held on Monday, April 8, 2013.

CONSENT AGENDA

Dr. Brantley offered the following resolutions of the Consent Agenda, moved and seconded by Mr. Bishop, that they be adopted:

AUTHORIZE THE EXECUTION OF A RELEASE OF PART OF MORTGAGED PROPERTY WITH TRF DP RIDGE AVENUE, LLC IN CONNECTION WITH THE SCHOOLHOUSE SQUARE PROJECT

WHEREAS, the Township of Neptune holds a mortgage dated April 8, 2009 in the amount of \$400,000 with TRF DP Ridge Avenue, LLC in connection with the Schoolhouse Square project; and,

WHEREAS, Block 197.05, Lot 7, with an address of 1513 Cherry Lane Avenue is included in the properties bound by said mortgage; and,

WHEREAS, said property is being sold as a housing unit and TRF DP Ridge Avenue, LLC is requesting that this property be released from the mortgage,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the Mayor and Clerk be and are hereby authorized to execute a Release of Part of Mortgaged Property to release Block 197.05, Lot 7, with an address of 1513 Cherry Lane, from the properties bound by the existing mortgage dated April 8, 2009 in the amount of \$400,000.00; and,

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the Chief Financial Officer and Business Administrator.

EMPLOY ON-CALL PART-TIME CUSTODIANS

WHEREAS, there is a need for on-call/part-time Custodians in the Building Maintenance Department; and,

WHEREAS, the positions were duly posted and applicants have been interviewed; and,

WHEREAS, the Public Works Director has made his recommendation; and,

WHEREAS, funds will be provided for the first three months of 2013 in the 2013 Temporary Budget and funds for the balance of 2013 will be provided in the Budget for the year 2013, when finally adopted, and the Chief Financial Officer has so certified in writing,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that Anthony Delloiacono, Gregory Gearo, Desmond Green, Constant Saraison, Barbara Howell and Velda Harris be and are hereby employed as on-call/part-time Custodians at an hourly rate of \$12.00, contingent upon favorable results of a background check and physical examination, effective April 1, 2013; and,

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

AUTHORIZE SUBMISSION OF TAX REIMBURSEMENT CERTIFICATE IN CONNECTION WITH THE RECYCLING TONNAGE GRANT

WHEREAS, the Recycling Enhancement Act, P.L. 207, chapter 311, has established a recycling fund from which tonnage grants may be made to municipalities in order to encourage local source separation and recycling programs; and,

WHEREAS, there is levied upon the owner or operator of every solid waste facility (with certain exceptions) a recycling tax of \$3.00 per ton on all solid waste accepted for disposal or transfer at the solid waste facility; and,

WHEREAS, whenever a municipality operates a municipal service system for solid waste collection, or provides for regular solid waste collection service under a contract awarded pursuant to the "Local Public Contracts Law", the amount of grant monies received by the municipality shall not be less than the annual amount of recycling tax paid by the municipality except that all grant moneys received by the municipality shall be expended only for its recycling program,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the Township of Neptune hereby certifies a submission of expenditure for taxes paid pursuant to P.L. 2009, chapter 311, in 2012 the amount of \$46,194.61. Documentation supporting this submission is available with the Chief Financial Officer at the Neptune Municipal Complex, 25 Neptune Blvd., Neptune, NJ and shall be maintained for no less than five years from this date.

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

EMPLOY PUBLIC SAFETY OFFICER ON A PART-TIME BASIS

WHEREAS, there is a need for an additional part-time hourly Public Safety Officer; and,

WHEREAS, applicants have been interviewed and the Chief of Police has made his recommendation; and,

WHEREAS, funds will be provided for the first three months of 2013 in the 2013 Temporary Budget and funds for the balance of 2013 will be provided in the Budget for the year 2013, when finally adopted, and the Chief Financial Officer has so certified in writing,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that Patricia DiLeo be and is hereby employed as a Public Safety Officer on a part-time basis, pending favorable results of the required physical, effective March 26, 2013, at an hourly rate of \$14.00 per hour; and,

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

ESTABLISH NO STOPPING OR STANDING ZONE AT THE INTERSECTION OF ROUTE 35 AND HECK AVENUE

WHEREAS, the New Jersey Department of Transportation (NJDOT) recently completed a traffic investigation at Route 35 and Heck Avenue in Neptune Township; and,

WHEREAS, the NJDOT investigation recommends the revision of the existing parking regulation on Route 35; and,

WHEREAS, in order to proceed with the design and to legally establish the no stopping and standing prohibition along the state highway, the NJDOT is required to promulgate a Traffic Regulation Order and the initial step in this process is to receive a certified resolution of support from the municipal governing body,

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

SECTION 1: No person shall Stop or Stand a vehicle on any day (including public holidays) on either side of Route 35, 380 feet North or South of the center of the intersection of Route 35 & Heck Avenue.

SECTION 2: The Township Engineer shall forward two certified copies of this executed Resolution to NJDOT for their action.

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the NJDOT as requested.

AUTHORIZE USE OF RIVERSIDE PARK BY COMMUNITY BAPTIST CHURCH FOR AN EASTER SUNRISE SERVICE

WHEREAS, Community Baptist Church and the Shark River Hills Property Owners Association have requested the use of Riverside Park on South Riverside Drive for an Easter Sunrise Service,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the use of Riverside Park by the Community Baptist Church and Shark River Hills Property Owners Association is hereby approved on March 31th between the hours of 5:30 a.m. and 8:00 a.m. for an Easter Sunday Sunrise Service; and,

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the Neptune Township Police Department.

REJECT ALL BIDS FOR A SIX CUBIC YARD DUMP TRUCK

WHEREAS, on February 14, 2013, the Purchasing Agent received bids for the award of a contract to supply a six cubic yard dump truck; and,

WHEREAS, said bids were reviewed by the Purchasing Agent and a Consultant from Commercial Vehicle, Inc. who have recommended that bids submitted by Hoover Truck Center and Mid-Atlantic Truck Centre be rejected due to non-responsiveness to the bid specifications and that the bid submitted by Gabrielli Kenworth be rejected as unresponsive; and,

WHEREAS, this results in a determination that no responsible bids were received,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that all bids received for the purchase of a six cubic yard dump truck be and are hereby rejected for the reasons as stated herein; and,

BE IT FURTHER RESOLVED, that the Purchasing Agent is authorized to re-advertise for the receipt of bids for this equipment; and,

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

AFFIRM DEFAULT OF DYKEMAN ASSOCIATES, INC., WITH REGARD TO FAIRWAYS AT HERITAGE ESTATES ROADWAY IMPROVEMENTS

WHEREAS, Dykeman Associates is the principal company developing the project known as Fairways at Heritage Estates; and

WHEREAS, while the project aforesaid is substantially completed, the principal contractor of the project refuses to complete roadway improvements necessary for the homeowners of the community, despite many demands by the engineer of the Township of Neptune; and

WHEREAS, as a result of these refusals and this default on the principal's obligations, the Township Attorney, Gene J. Anthony, Esq., sent out a Notice of Default and Demand to the bonding company holding the performance bond for the project, namely Travelers Indemnity Company, by letter of June 27, 2012, demanding that the bonding company act with regard to Bond No. 038-SB-B21842270 in taking action to complete the repairs and paving necessary to complete the roads in Fairways at Heritage Estates. A true copy of the aforesaid letter is attached hereto and made a part hereof as Exhibit A. The aforesaid letter was copied to the principal as well.

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 affirms the Notice of Default and Demand for Claim on the bonding company, namely Travelers Indemnity Co., in fulfilling the obligations of the principal, Dykeman Associates, Inc., of the project known as "The Fairways at Heritage Estates," by completing the repairing and paving of necessary roadways in Fairways at Heritage Estates; and,

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the Township Engineer and Township Attorney.

AUTHORIZE EMERGENCY TEMPORARY APPROPRIATION IN THE MARINA UTILITY

WHEREAS, on January 1, 2013, the Township Committee adopted a resolution to adopt a temporary budget for the Marina Utility for the first three months of the year; and,

WHEREAS, the adoption of the 2013 Municipal Budget has extended beyond the first quarter of the fiscal year and it is necessary to authorize an appropriation in the Marina Utility Capital Outlay line item until the final budget is adopted; and,

WHEREAS, in accordance with N.J.S.A. 40A:4-20, emergency temporary appropriations can be made for a period between the beginning of the budget year and the date of the adoption of the budget,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the following Emergency Temporary Appropriations be and are hereby adopted (2/3rds vote of the full membership required); and,

Marina Utility - Capital Outlay	\$500,000.00
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BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the Chief Financial Officer, Business Administrator, Assistant C.F.O. and two copies to the Division of Local Government Services.

ACCEPT THE RESIGNATION OF WILLIAM RESETAR AS A SPECIAL LAW ENFORCEMENT OFFICER

WHEREAS, the Township Committee has received a letter from William Resetar resigning as a Special Law Enforcement Officer – Class II in the Police Department effective April 1, 2013,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the resignation of William Resetar as a Special Law Enforcement Officer – Class II in the Police Department effective April 1, 2013; and,

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

The resolutions of the Consent Agenda were approved on the following vote: Bishop, aye; Brantley, aye; McMillan, aye, except abstain on the resolution regarding Heritage Estates roadway improvement; and Houghtaling, aye.

AUTHORIZE PURCHASE AND INSTALLATION OF FENCING AT OCEAN GROVE PLAYGROUND

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

WHEREAS, the Purchasing Agent solicited quotes for the purchase and installation of fencing at Ocean Grove playground; and,

WHEREAS, the cost of said item is less than the bid threshold but exceeds \$17,500.00 and therefore must be awarded by Resolution of the governing body; and,

WHEREAS, said quotes were reviewed by the Purchasing Agent who has recommended that the low quote be accepted in accordance with the Open Public Contracts Law; and,

WHEREAS, funds for this purpose will be provided in the Hurricane Sandy Emergency Appropriation and the Chief Financial Officer has so certified in writing,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the purchase and installation of fencing at the Ocean Grove Playground be and is hereby authorized through American Choice Railing and Fencing pursuant to their quote of \$22,585.00; and,

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the Business Administrator, Chief Financial Officer, Assistant C.F.O., Township Engineer, Recreation Director and Public Works Director.

The resolution was adopted on the following vote: Bishop, aye; Brantley, aye; McMillan, aye; and Houghtaling, aye.

AWARD BID FOR PEDESTALS, PANELS AND CABLE FOR THE MUNICIPAL MARINA

Mr. Bishop offered the following resolution, moved and seconded by Dr. Brantley, that it be adopted:

WHEREAS, on March 19, 2013, the Purchasing Agent received bids for the award of a contract to supply pedestals, panels and cable for the Municipal Marina; and,

WHEREAS, said bids were reviewed by the Purchasing Agent who has recommended that the bid be awarded to the lowest bid submitted by Cooper Electric Supply; and,

WHEREAS, said bids were advertised, received and awarded in a "fair and open" competitive bidding process in accordance with the Open Public Contracts Law; and,

WHEREAS, funds for this purpose will be provided in the Special Emergency Appropriation – Marina Utility and the Chief Financial Officer has so certified in writing,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that a contract be awarded to Cooper Electric Supply on their lowest responsible bid of \$71,225.00 to supply pedestals, panels and cable for the Municipal Marina; and,

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

The resolution was adopted on the following vote: Bishop, aye; Brantley, aye; McMillan, aye; and Houghtaling, aye.

AUTHORIZE SETTLEMENT AGREEMENT WITH TRAVELERS INDEMNITY CO., OVER DEFAULT AND DEMAND FOR REPAIRS AND PAVING OF ROADWAYS LOCATED AT FAIRWAYS AT HERITAGE ESTATES

Mr. Bishop offered the following resolution, moved and seconded by Dr. Brantley, that it be adopted:

WHEREAS, Neptune Township approved for development certain real estate owned by Dykeman Associates ("Developer"), namely a certain subdivision commonly referred to as "The Fairways at Heritage Estates; and,

WHEREAS, as a condition of subdivision approval, Neptune Township's Planning Board required that the Developer post performance guarantees for completion of the site improvements within the development; and,

WHEREAS, a performance bond was issued on behalf of the Developer, initially by Gulf Insurance Co., later Travelers Indemnity Co., as the successor in interest for Gulf Insurance Co., in the amount of Five Hundred and Forty-Nine Thousand, Three Hundred and Sixty-Three Dollars and Sixty Cents (\$549,363.60), under Bond No. 038-SB-B21842270; and,

WHEREAS, as a result of the Developer's failure to complete roadway improvements, a Notice of Default and Demand for performance was issued by the Township Attorney, Gene J. Anthony, Esq., by letter to Travelers Indemnity Co., on June 27, 2012, copying the Developer, Dykeman Associates, as being in default; and,

WHEREAS, on March 25, 2013 the Township Committee passed a Resolution affirming the aforesaid Default and Demand for Performance based on the Notice of Default letter of June 27, 2012, a true copy of which is attached hereto and made a part hereof as Exhibit A; and,

WHEREAS, Travelers Indemnity Co., has offered and proposed a Settlement Agreement whereby upon release of the cash bond to Travelers Indemnity Co., Travelers Indemnity Co. will pay for the cost of repair and improvements of all roadways in Heritage Estates upon execution of the Settlement Agreement and release, and approval by the Township Committee. A true copy of said Settlement Agreement is attached hereto and made a part hereof as Exhibit B,

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 Settlement Agreement between Travelers Indemnity Co. and Neptune Township with regard to the default of Dykeman Associates with regard to the subdivision commonly referred to as "The Fairways at Heritage Estates," a true copy of said Settlement Agreement is attached hereto as

Exhibit B; and,

BE IT FURTHER 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 execution of the aforesaid Settlement Agreement by the Mayor and Clerk of Neptune Township; and,

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the Township Engineer and Township Attorney.

The resolution was adopted on the following vote: Bishop, aye; Brantley, aye; McMillan, abstain; and Houghtaling, aye.

AWARD BID FOR IMPROVEMENTS TO SHARK RIVER MUNICIPAL MARINA

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

WHEREAS, on March 19, 2013, the Township's Engineering Consultant received bids for the award of a contract for Improvements to the Shark River Municipal Marina; and,

WHEREAS, said bids were reviewed by the Engineering Consultant who has recommended that the bid be awarded to the lowest bid submitted by KG Marine Contracting, Inc.; and,

WHEREAS, said bids were advertised, received and awarded in a "fair and open" competitive bidding process in accordance with the Open Public Contracts Law; and,

WHEREAS, funds for this purpose will be provided in the Special Emergency Appropriation – Marina Utility and the Chief Financial Officer has so certified in writing,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that a contract be awarded to KG Marine Contracting, Inc. on their lowest responsible bid of \$352,310.00 for Improvements to the Shark River Municipal Marina; and,

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

The resolution was adopted on the following vote: Bishop, aye; Brantley, aye; McMillan, aye; and Houghtaling, aye.

AWARD BID FOR ROADWAY IMPROVEMENTS TO BROADWAY

Mr. Bishop offered the following resolution, moved and seconded by Dr. Brantley, that it be adopted:

WHEREAS, on March 19, 2013, the Township's Engineering Consultant received bids for the award of a contract for Roadway Improvements to Broadway; and,

WHEREAS, said bids were reviewed by the Engineering Consultant who has recommended that the bid be awarded to the lowest bid submitted by Lucas Construction Group; and,

WHEREAS, said bids were advertised, received and awarded in a "fair and open" competitive bidding process in accordance with the Open Public Contracts Law; and,

WHEREAS, funds for this purpose will be provided in Ordinances No. 11-19, 11-25 and 08-50, and the Chief Financial Officer has so certified in writing,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that a contract be awarded to Lucas Construction Group on their lowest responsible bid of \$216,990.30 for Roadway Improvements to Broadway; and,

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

The resolution was adopted on the following vote: Bishop, aye; Brantley, aye; McMillan,

aye; and Houghtaling, aye.

AWARD BID FOR FIBERGLASS PILINGS FOR THE MUNICIPAL MARINA

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

WHEREAS, on March 8, 2013, the Township Engineer received bids for the award of a contract to furnish fiberglass pilings for the Municipal Marina; and,

WHEREAS, said bids were reviewed by the Township Engineer who has recommended that the bid be awarded to the lowest bid submitted by Harbor Technologies; and,

WHEREAS, said bids were advertised, received and awarded in a "fair and open" competitive bidding process in accordance with the Open Public Contracts Law; and,

WHEREAS, funds for this purpose will be provided in the Special Emergency Appropriation – Marina Utility and the Chief Financial Officer has so certified in writing,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that a contract be awarded to Harbor Technologies on their lowest responsible bid of \$60,152.00 to furnish fiberglass pilings for the Municipal Marina; and,

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

The resolution was adopted on the following vote: Bishop, aye; Brantley, aye; McMillan, aye; and Houghtaling, aye.

AWARD BID FOR NORTH RIVERSIDE DRIVE PUMP STATION IMPROVEMENTS

Mr. Bishop offered the following resolution, moved and seconded by Dr. Brantley, that it be adopted:

WHEREAS, on March 21, 2013, Roberts Engineering, Township Engineering Consultant, received bids for the award of a contract for North Riverside Drive Pump Station Improvements; and,

WHEREAS, said bids were reviewed by the Township Engineering Consultant who has recommended that the bid be awarded to the lowest bid submitted by DeMaio Electrical Co. Inc.; and,

WHEREAS, said bids were advertised, received and awarded in a "fair and open" competitive bidding process in accordance with the Open Public Contracts Law; and,

WHEREAS, funds for this purpose will be provided in the Special Emergency Appropriation – Sewer Utility and Ordinance Nos. 04-31, 05-25, 06-07, 08-51 and 12-14, and the Chief Financial Officer has so certified in writing,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that a contract be awarded to DeMaio Electrical Co. Inc. on their lowest responsible bid of \$495,000.00 for North Riverside Drive Pump Station Improvements; and,

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

The resolution was adopted on the following vote: Bishop, aye; Brantley, aye; McMillan, aye; and Houghtaling, aye.

APPOINT MEMBER TO THE BOARD OF ADJUSTMENT

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

WHEREAS, there is a vacancy in the position of Alternate #3 member to the Board of

Adjustment; and,

WHEREAS, the Committee desires to move the current Alternate #4 member into the Alternate #3 position and make a new appointment to the Alternate #4 position,

BE IT RESOLVED, by the Township Committee of the Township of Neptune that Dianna Harris, currently the Alternate #4 member to the Board of Adjustment, is hereby appointed to the vacant Alternate #3 position for an unexpired two-year term expiring December 31, 2014; and,

BE IT FURTHER RESOLVED that Clifford Johnson be and is hereby appointed as the Alternate #4 member of the Board of Adjustment for an unexpired two-year term expiring December 31, 2013; and,

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the Board of Adjustment Administrative Officer.

The resolution was adopted on the following vote: Bishop, aye; Brantley, aye; McMillan, aye; and Houghtaling, aye.

APPOINT MEMBER TO THE NEPTUNE TOWNSHIP HOUSING AUTHORITY

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

BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby appoints James W. Manning, Sr. to the Neptune Township Housing Authority for a five year term expiring March 31, 2018; and,

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the Neptune Township Housing Authority.

The resolution was adopted on the following vote: Bishop, aye, stating that he and Mr. Manning do not often agree, but he was the Governor's appointment to the Authority for many years and Mr. Manning does a lot to advance the cause of homeless veterans; Brantley, aye; McMillan, aye; and Houghtaling, aye.

APPOINT CITIZENS PARTICIPATION GROUP FOR THE FY2014 COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM

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

WHEREAS, the Township of Neptune desires to participate in the FY2014 Community Development Block Grant Program; and,

WHEREAS, the Township Committee must appoint a Citizens Participation Group to solicit ideas for and make recommendations on projects to be funded under the program,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that it hereby appoints the following individuals to the FY2014 Community Development Block Grant Program Citizens Participation Group:

Michael Bascom
Monique Burger
Dianna Harris

Leanne Hoffmann
Fred Porter
Jason Jones

Vito Gadaleta
Robert Lane

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Neptune Township Community Development Representative and Alternate Representative.

The resolution was adopted on the following vote: Bishop, aye; Brantley, aye; McMillan, aye; and Houghtaling, aye.

AUTHORIZE THE PAYMENT OF BILLS

Dr. Brantley offered the following resolution, moved and seconded by Mr. McMillan, 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	3,739,354.70
FEDERAL & STATE GRANT FUND	1,020.70
TRUST OTHER	22,768.91
GENERAL CAPITAL FUND	52,566.12
SEWER OPERATING FUND	999,418.34
SEWER CAPITAL FUND	79,851.60
MARINA OPERATING FUND	26,490.34
MARINA CAPITAL FUND	242.08
DOG TRUST	7,477.00
LIBRARY TRUST	1,191.46
 BILL LIST TOTAL	 \$4,930,381.25

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: Bishop, aye; Brantley, aye; McMillan, aye; and Houghtaling, aye.

INTRODUCE 2013 MUNICIPAL BUDGET

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

BE IT RESOLVED, that the following statements of revenues and appropriations shall constitute the Municipal Budget for the year 2013; and,

BE IT FURTHER RESOLVED, that said Budget be published in The Coaster in the issue of April 4, 2013,

General Appropriations

Appropriations within "CAPS"	30,384,540.00
Appropriations excluded from "CAPS"	6,781,213.68
Reserve for Uncollected Taxes	2,900,000.00
Total General Appropriations	40,065,753.68

General Revenues

Anticipated Revenues Other Than Current Property Tax	14,567,847.21
Local Tax for Municipal Purposes	24,298,856.47
Minimum Library Tax	1,199,050.00
Total General Revenues	40,065,753.68

Notice is hereby given that the Budget and Tax Resolution was approved by the Township Committee of the Township of Neptune, County of Monmouth, on March 25, 2013. A hearing on the Budget and Tax Resolution will be held at the Neptune Township Municipal Complex, Township Meeting Room, 2nd Floor, 25 Neptune Blvd., Neptune NJ on April 22, 2013 at 7:00 P.M. at which time and place objections to said Budget and Tax Resolution for the year 2013 may be presented

by taxpayers or other interested persons.

The resolution was adopted on the following vote: Bishop, aye; Brantley, aye; McMillan, aye; and Houghtaling, aye.

PRIVILEGE OF THE FLOOR/PUBLIC COMMENTS

Barbara Burns, 4 Ocean Avenue, thanked Mayor Houghtaling, Mr. Gadaleta and the professionals in the building department in resolving some of the Broadway drainage issues. She felt they were finally there.

Jack Breden 94 ½ Heck Avenue stated when the Camp Meeting Association originally developed the North End Redevelopment Complex there really was no zoning. The flagship building of the complex was one structure with three elements. Lake Avenue was a proposed street and the boardwalk was a public walkway. After the hotel was demolished the land became vacant except for the pavilion and the boardwalk most recently became damaged by super storm sandy. He stated the boardwalk could not be taken for public purpose when it was already being used for a clear public purpose the Ocean Grove Boardwalk. He stated the Committee's plan should go back to the drawing board and suggested the Attorney to the DEP would be helpful for this matter.

Ms. Argyros discussed the increasing cost of health care and shared a couple of articles she had. She also discussed the difference in the cost of medical procedures in the United States and in other countries. She felt the inflated cost in the United States was due to the salaries of CEO's and pharmaceutical companies. She stated the people were being royally screwed. She ended her comments by stating that she recently had blood work done and it cost her \$500.

Jim Terrell, 602 Bingham Street stated his heart went out to the Krimko Family and Joe Krimko would be missed by them all. He also stated that Ray Kazava passed away as well and he really made a contribution to the Neptune School System. He commended the Township Committee on their progressive approach to move Neptune forward. He thanked them for their comments in terms of relocating the black history month pictures from the basement to a more visible place here in the building. He suggested some of the pictures be placed in the rotunda and in the hallway outside of the committee room. He stated it's been ten years since the first picture was presented. He felt it would be a benefit to those who were presented the pictures such as his wife, himself, Gail Oliver and Ermon Jones.

Hank Coakley, Valley Road stated he felt that Ordinance #13-06 was a waste of time, money & effort on behalf of the police department or any place or legislative body to try and enforce that. He felt an official at the school should teach the kids how to feel strip a cigarette. He also felt they should get rid of the geese because he felt they were a health hazard and anyone who wanted to keep them was a hypocrite. He went on to state that he felt the geese were useless and their waste product was astronomical and a big problem.

Nita Herrell addressed the Committee and stated she was the community coordinator for the Lighthouse Church of Deliverance in Neptune and they are having their second annual community day on June 22 from noon – 5pm. She requested the use of the park on Ninth and Ridge Avenue and also the Liberty Park on Monroe Avenue. She stated it really was a success last year and would like to do it again by bridging out into the community.

Mayor Houghtaling stated he would see what he could do to make it happen.

Mr. Bishop questioned whether permits would have to be issued for the use of the parks

Mr. Gadaleta stated he spoke with Dawn Thompson the Recreation Director and she said they were working on their requests.

Jack Pensabene, 1306 9th Avenue, thanked Mr. Bishop for attending his mother in law's wake. He said it really meant a lot to his family. He went on to state that he agreed with Mr. Coakley as far as enforcement was concerned regarding Ordinance #13-06. He felt it was an over reach of government. He also stated that he noticed the Township was doing a lot of allocations as far as the budget was concerned.

Mr. Bishop stated it allowed them to manage the budget under the cap.

Mr. Pensabene also questioned who owned the field that was near Ninth and Memorial because it really looked back.

Mayor Houghtaling stated he did not know but assured him that he would look into it.

Mr. Pensabene stated he did not understand why the Township still had vacant boarded up homes in the town. He stated there was one on the corner of Ninth and Ridge with graffiti on it. He suggested the Township contact Asbury Park because at one time they were taking the homes from the owners, and recycling them so that people could live in them.

Dianna Harris, 17 Willow Dr. stated there was garbage in front of School House Square and it was unbelievable. She stated she would like for the Township to send someone out from Code Enforcement and start summonsing those that were in violation of the Township's codes.

Charles Leyton, Mt. Hermon Way. stated there were houses that were unattended and derelict in Ocean Grove and 80 Main Avenue was one of them. He stated he could not see where anything was being done to the property. He asked if there was any hope that something can be done about the deteriorating building.

Mr. Anthony stated the Township had a plea agreement with the contractor/owner of the property. The bottom line is that he had to go before the Planning Board and HPC for some approval for renovating the entire building so instead of just taking care of the property maintenance violations the Township concluded that if he renovated the entire building it would serve a better purpose and that was the reason he was given extended time. This has been dragged out because there was a question as to whether it should be demolished. Mr. Anthony assured him that he was on top of things.

Mr. Leyton questioned whether the owner was he in compliance at this moment.

Mr. Anthony stated he was still in the stage of getting his approvals and proceeding to get a contractor to actually do the work.

Mayor Houghtaling stated the Township had very limited resources in Neptune and this was not a cheap process to go through.

Mr. Bishop stated the Township does put in their budget appropriation for two home demolitions a year but the process is often lengthy.

Heinz Weck, Ocean Grove, questioned if Ms. Jahn was well. The Mayor stated she had to go home. Mr. Weck stated he's known Joe Krimko for over 35 years and he remembered when he was a policeman and when he created the Krimko Rule.

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

Richard J. Cuttrell,
Municipal Clerk

