

TOWNSHIP COMMITTEE MEETING – NOVEMBER 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: Mary Beth Jahn, Kevin B. McMillan and Mayor Eric J. Houghtaling. (J. Randy Bishop and Dr. Michael Brantley arrived at the end of the open workshop session)

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.

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:

The Committee discussed the purchase and placement of electronic sign boards to advertise recreation events. Mr. Gadaleta stated that there are funds in the Recreation Trust Fund that would be used for this purpose and the Recreation Director has received bids from three companies. Dawn Thompson, Recreation Director, was present and stated that the signs would also be useful during emergencies. She recommended six locations throughout the Township: Municipal Building, Gables Park, Jumping Brook Ballfields, Shark River Hills Firehouse, Main Avenue entrance to Ocean Grove and Midtown Commons Park. The signs can be programmed remotely and cost \$19,000 for a single sided sign and \$30,000 for both sides. The Trust Fund balance is close to \$200,000.00 and funds should be expended at the end of each year. Mr. Bascom stated that money that comes into the Trust Fund in one year should be spent in the same year, but a large balance has accumulated in the fund. The fund is utilized for various recreation related items throughout the year. Ms. Jahn questioned how the signs would hold up. Ms. Thompson stated that the signs were made of a heavy gage aluminum and durable plastic.

Mr. Gadaleta stated that the Army Corps has awarded a bid for the sand replenishment project from Avon to Asbury Park. The DEP will conduct a meeting on December 5<sup>th</sup> at the Municipal Building for all agencies involved. The project will start in December.

Ms. Jahn stated her concern that there are no state regulations as to who is authorized to perform home elevations in the flood zone. Two homes have been dropped and destroyed in other towns. Mr. Anthony stated that the State should be involved in this with certifications and regulations. The issue is beyond the scope of a municipality. Mr. Gadaleta stated that there are regulations and credentials required to obtain a construction permit. The Mayor asked if insurance is required. Mr. Gadaleta stated that the property owner needs to verify that insurance is in place. Mr. Anthony stated that this is the same as any other contractor in that the homeowner needs to ask for proof of insurance. Mr. Bascom stated that he has a list of Frequently Asked Questions regarding home elevations that can be put on the Township web site.

The Mayor stated that he has noticed a lot of homes with blue tarps on the roof both since and before Sandy hit. He would like to look into doing something to compel the homeowner to make the necessary repairs so that the tarp can be removed. Mr. Bascom stated that Bill Doolittle has sent some notices to the offending property owners and is making progress on addressing this issue.

Mr. Gadaleta stated that the Township Engineer is finalizing specifications and electric connections for the Broadway lighting project. It is estimated that it will take 8 to 12 weeks for the light fixtures to arrive. Mr. Gadaleta added that the use of LED lighting is being reviewed which would be more durable.

Mr. Bishop and Dr. Brantley arrived.

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

Ms. Jahn offered the following resolution, moved and seconded by Mr. McMillan, 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 – Recommendation for Customer Service Representative in Public Works Department  
Real Estate negotiations – Blue Acres acquisitions.

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.

Mr. Gadaleta reported that a meeting was held with the State and a list of properties provided for possible Blue Acres acquisition. All of the properties submitted are on the waterfront and make sense for acquisition. The Township will be notified in the Spring if the State will be acquiring.

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, Mary Beth Jahn, Kevin B. McMillan, and Mayor Eric J. Houghtaling.

Also present at the dais were Richard J. Cuttrel, 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](http://www.neptunetownship.org).

#### APPROVAL OF MINUTES

Mr. Bishop offered a motion, seconded by Mr. McMillan, to approve the minutes of the meetings held on October 10<sup>th</sup>, October 28<sup>th</sup> and November 6<sup>th</sup>. All were in favor.

#### PROCLAMATION

The Mayor proclaimed the month of December as Drunk and Drugged Driving Prevention Month in the Township of Neptune.

#### REPORT OF THE CLERK

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

William Doolittle has been designation as a Certified Floodplain Manager by the Association of State

Floodplain Managers.

Senior Center monthly statistics for October and Senior Beacon for December

The Senior Center staff received thank you letters from Dr. & Mrs. Richard DePalma, Linda Hall and Betty Wolny.

### COMMENTS FROM THE DAIS

Randy Bishop stated he attended the Gables Homeowners Association with the Mayor and as always speed and recklessness was the topic of conversation. He also attended the Jersey Shore University Medical Center and Housing Authority ground breaking for the new housing that will replace the John Knox homes across the street. He stated it was great to be there in a sense that they first started on this project when he was a commissioner on the Housing Authority. He also stated that he went to the League of Municipalities and attended some very interesting classes. He focused on Land Use/Land Development and assessing. He also stated that he represented the Mayor this evening at the High School for a vigil for awareness and prevention on Drunk Driving. He stated there was a good message. He stated he attended the ground breaking on Veterans Day for Memorial Park as well.

Mary Beth Jahn stated she attended the Ocean Grove United Harvest Brunch at the Starving Artist in Ocean Grove. She states she's been focused on getting her mom moved up here from Philadelphia and they hoped to donate some rooms of furniture to some Sandy victims. She also reported that she was now working a second shift.

Kevin McMillan stated he also attended the ground breaking for the Housing Authority and Meridian. He attended the Memorial Park ground breaking and this Saturday he attended the funeral of Morris Biel and employee in the Public Work's Department. He worked for the Township for 25 years. He also stated he attended MURC's meeting and commended Dianna Harris on how great it was and thanked Mr. Ermon Jones for hosting it. He attended the League of Municipalities and went to classes on sustainability and recreation.

Dr. Michael Brantley stated he's missed a number of events due to personal issues and now that they were resolved hopefully he would not miss any more events.

Mayor Eric Houghtaling stated he attended the ground breaking for the Memorial Park. He stated it was nice to have all the veteran's groups present and a lot of people from the community were also present. He stated he would be happy when they could get started with the demolition of the farm house. He also stated he attended the ground breaking for the new senior housing and there will be 50 new units. By doing this it would allow the hospital to grow and it is a good fit for everyone involved. He went on to state that he taught a third grade class at Shark River Hills School and he learned a lot. He felt it was a great experience so he invited them to attend the next Township Meeting to lead the pledge of allegiance. He also stated he had a Governors mobile unit here to help regarding Sandy. He stated they were still trying to do all that they could to help everyone. He stated he spent the evening with Herb Herbst at the Jersey Shore Performing Arts Center and he's done a lot with restoring that building. The township gave him a proclamation for all that he's done. He stated he also went to the League of Municipalities and anything you could think of they had. He stated he wished the Township had the money for it all.

Mr. McMillan stated he also taught a class at the Middle School as well and they had a poster contest.

### PUBLIC COMMENTS ON RESOLUTIONS

The Mayor requested public comments regarding resolutions presented on this agenda and they were as follows:

Tassie York, 11<sup>th</sup> Avenue, congratulated the Mayor and Mr. Bishop on their election victory and commended Dr. Brantley and Mr. McMillan on their campaign for state legislature.

Michael D. Fornino, 120 Fulham Place, asked if any member of the Township Committee was part of the negotiating team in regards to the resolutions approving employee contracts. The Mayor stated that no members were part of the negotiating team. Mr. Bascom stated that no one member is on the team but all members are advised of progress. Mr. Gadaleta stated that the entire Committee sets the parameters of negotiations and all participate in final discussions. The Mayor stated that the Committee has professionals who do a good job negotiating contracts.

Joan Venezia, 107 Mt. Hermon Way, in reference to a lien being placed on property, asked if World Changer participants pay for supplies. The Mayor stated that it depends on the need of the homeowner and this was a special circumstance. Mr. Bishop stated that the Township pays for supplies through an old grant and World Changers supplies the labor.

Hank Coakley, Valley Road, asked which employees are confidential. Mr. Cuttrell stated certain secretaries, administrative assistants and statutory employees.

Tassie York asked for further explanation on the resolution to approve employee agreements. Mr. Gadaleta stated they are employment agreements with the Township's Department Heads and confidential employees.

Annette Ross, stated that she is available to do whatever she can to help with Wesley Lake.

#### ORDINANCE NO. 13-42 - ADOPTED

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

#### ORDINANCE NO. 13-42

#### AN ORDINANCE TO AMEND VOLUME I, CHAPTER XVI OF THE CODE OF THE TOWNSHIP OF NEPTUNE BY AMENDING THE SCHEDULE OF SEWER RENTAL RATES

The Mayor requested public comments on the above ordinance. There being no comments, he closed the public hearing.

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

#### CONSENT AGENDA

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

#### AUTHORIZE EXTENSION OF GOVERNOR'S COUNCIL ON ALCOHOLISM AND DRUG ABUSE FISCAL GRANT FROM JANUARY 1, 2014 TO JUNE 30, 2014

WHEREAS, the Governor's Council on Alcoholism and Drug Abuse established the Municipal Alliances for the Prevention of Alcoholism and Drug Abuse in 1989 to educate and engage residents, local government and law enforcement officials, schools, nonprofit organizations, the faith community, parents, youth and other allies in efforts to prevent alcoholism and drug abuse in communities throughout New Jersey; and,

WHEREAS, the Township Committee of the Township of Neptune, County of Monmouth, State of New Jersey recognizes that the abuse of alcohol and drugs is a serious problem in our society amongst persons of all ages; and therefore has an established Municipal Alliance Committee; and,

WHEREAS, Township was approved for a Municipal Alliance grant for the January 1, 2013 through December 31, 2013 grant term; and,

WHEREAS, the Governor's Council on Alcoholism and Drug Abuse has extended the 2013 grant term until June 30, 2014, in order to transition the grant to a fiscal year rather than calendar year cycle; and,

WHEREAS, funding has been made available to the Neptune Township Municipal Alliance in the amount of 50% of its approved 2013 grant total for the six-month extension period of January 1, 2014 to June 30, 2014, contingent upon meeting the 25% Cash Match and 75% In-Kind Match grant requirement for the extension funding; and,

WHEREAS, on October 28, 2013, the Township Committee adopted Resolution #13-462 which authorized the submission of the grant extension but the amount of the grant was expressed in the resolution as the full prior year amount plus the six month extension amount; and,

WHEREAS, the Township Committee desires to adopt this subsequent resolution to authorize the submission of the grant extension with the amount of the grant expressed as the

amount of the six month extension period only,

THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Neptune hereby authorizes the submission of the grant extension for the Neptune Township Municipal Alliance grant in the amount of:

DEDR	\$ 26,709.50
Cash Match	\$ 6,677.50
In-Kind	\$ 20,032.00

BE IT FURTHER RESOLVED, that this Resolution shall supersede Resolution #13-462 and Resolution #13-462 is hereby repealed in its entirety.

AUTHORIZE THE EXECUTION OF A SUCCESSOR COLLECTIVE BARGAINING AGREEMENT WITH P.B.A. LOCAL #74

WHEREAS, the Collective Bargaining Agreement between the Township of Neptune and P.B.A. Local #74 will expire on December 31, 2013; and,

WHEREAS, representatives from P.B.A. Local #74 and the Township of Neptune engaged in negotiations to develop a Successor Collective Bargaining Agreement; and,

WHEREAS, a Settlement has been reached between the two parties and a Successor Collective Bargaining Agreement has been prepared and endorsed by P.B.A. Local #74,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby authorizes the execution of a Successor Collective Bargaining Agreement, a copy of which is on file with the Municipal Clerk, with P.B.A. Local #74 which details the terms and conditions of employment with said Local for the term of January 1, 2014 to December 31, 2016; and,

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Business Administrator, Chief Financial Officer, and P.B.A. Local #74.

AUTHORIZE THE EXECUTION OF AGREEMENTS BETWEEN THE TOWNSHIP OF NEPTUNE AND EMPLOYEES NOT REPRESENTED BY A TOWNSHIP BARGAINING UNIT

WHEREAS, there are currently twelve (12) employees of the Township of Neptune who are classified as confidential employees and are not represented by any Township bargaining unit; and,

WHEREAS, the following job titles are not covered by a bargaining unit: Business Administrator; Tax Collector/Chief Financial Officer; Tax Assessor; Municipal Clerk; Deputy Tax Collector; Deputy Municipal Clerk; Deputy Tax Assessor; Administrative Assistant to the Business Administrator; Departmental Secretary – Police Department; Departmental Secretary – Tax Collector/Finance Office; Administrative Assistant to the Public Works Director; and Administrative Assistant to the Chief Financial Officer.

WHEREAS, the Township has prepared individual agreements for employees holding each of said job titles,

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 agreements between the Township of Neptune, County of Monmouth and the employees holding the job titles listed herein defining wages, benefits and other personnel matters for the period beginning January 1, 2013 and ending December 31, 2016; and,

BE IT FURTHER RESOLVED, that a copy of said agreement is available for public inspection in the office of the Municipal Clerk; and,

BE IT FURTHER RESOLVED, that a copy of this resolution along with an executed copy of the appropriate agreement be forwarded to each non-bargaining unit employee, Chief Financial Officer, Business Administrator and Assistant C.F.O.

AUTHORIZE THE EXECUTION OF AN AGREEMENT BETWEEN THE TOWNSHIP OF NEPTUNE AND THE NEPTUNE TOWNSHIP DEPARTMENT/DIVISION HEAD ASSOCIATION

WHEREAS, the Township has negotiated the terms of a contract with the Neptune Township Department/Division Head Association for the period January 1, 2013 through December 31, 2016; and,

WHEREAS, an agreement has been reached with said Association,

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 an agreement between the Township of Neptune, County of Monmouth and the Neptune Township Department/Division Head Association defining wages, benefits and other personnel matters for the period beginning January 1, 2013 and ending December 31, 2016; and,

BE IT FURTHER RESOLVED, that a copy of said agreement is available for public inspection in the office of the Municipal Clerk; and,

BE IT FURTHER RESOLVED, that a copy of this resolution along with an executed copy of said agreement be forwarded to the Association, Chief Financial Officer, Business Administrator and Assistant C.F.O.

AUTHORIZE THE REFUND OF A KAYAK STORAGE FEE AT THE MUNICIPAL MARINA

WHEREAS, Jennifer White has made a payment in the amount of \$150.00 for 2013 kayak storage at the Municipal Marina; and,

WHEREAS, Ms. White did not receive a kayak storage slot at the Marina and the Harbor Master recommends a refund of the payment,

THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Neptune, that the Harbor Master be and hereby is authorized to refund the 2013 kayak storage payment in the amount of \$150.00 as stated herein; and,

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Harbor Master, Assistant Tax Collector, Assistant Purchasing Agent and Auditor.

PLACE LIEN FOR COSTS ASSOCIATED WITH SUPPLIES FOR WORLD CHANGERS PROJECT AT 2308 WEST BANGS AVENUE

WHEREAS, the World Changers volunteers completed a project to install siding at 2308 West Bangs Avenue; and

WHEREAS, it has been determined that the homeowner is responsible for the cost of said materials because the homeowner does not occupy the dwelling; and,

WHEREAS, the Business Administrator has notified the homeowner of the cost and requested reimbursement; and,

WHEREAS, the homeowner has failed to make payment to the Township,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the Tax Collector be and is hereby authorized to place the following costs as a lien against the following property; and,

<u>BLOCK/LOT</u>	<u>ADDRESS</u>	<u>AMOUNT</u>
2001/12	2308 West Bangs Avenue	\$3,013.68

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Construction Official and Tax Collector.

AUTHORIZE UPGRADE OF POLICE DEPARTMENT SECURITY MANAGEMENT VIDEO CAMERA SYSTEM

WHEREAS, the Police Department solicited quotes for the purchase of and installation of upgrades and an expansion of the Department's internal security management system; 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 Police Department and the Purchasing Agent

who have 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 a FY2012 Urban Areas Security Initiative (UASI) grant 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 upgrades and an expansion of the Lenel OnGuard Security Management System in the Police Department be and is hereby authorized through Open Systems Integrators, Inc. pursuant to their quote of \$27,510.00; 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., Deputy Chief of Police and Lt. Anthony Gualario.

#### ADOPT 2013 TAX FORECLOSURE LIST

WHEREAS, N.J.S.A. 54:5-104.35 permits a municipality to foreclose any of the tax sale certificates held by it, by resolution setting for a list to be known as the "2013 Tax Foreclosure List"; and,

WHEREAS, said list has been prepared and certified by the Tax Collector,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the attached list shall constitute the Township of Neptune 2013 Tax Foreclosure List; and,

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

#### EMPLOY PART-TIME ON-CALL BUILDING INSPECTOR

WHEREAS, due to vacations and/or workload there is a need in the Construction Department for an on-call part-time Building Inspector to work as needed; and,

WHEREAS, the Construction Official has made a recommendation to employ a certified inspector who has previously worked in the Department in a part-time temporary capacity; and,

WHEREAS, funds for this purpose will be provided in the appropriation entitled Construction S&W, known as Account \_\_\_\_\_, 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 employment of Stephen LoSacco be and is hereby confirmed as a part-time per diem Building Inspector in the Construction Department, not to exceed twenty (20) hours per week, with no health benefits, effective November 15, 2013, at an hourly salary of \$26.78; and,

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Construction Official, Chief Financial Officer, Assistant C.F.O., Business Administrator, and Sandra Petersen.

#### AUTHORIZE EXECUTION OF A SIGN LOCATION LEASE WITH CBS OUTDOOR FOR BILLBOARD AT HIGHWAY 33 AND FAIRVIEW AVENUE

WHEREAS, the Township is desirous to enter into a continuing Sign Location Lease Agreement with CBS Outdoor for the use of Township owned property located at Route 33 and Fairfield Avenue; and,

WHEREAS, CBS Outdoor will continue to maintain the existing advertising sign on said property; and,

WHEREAS, in consideration of a ten year lease, the Township of Neptune will receive \$1,700.00 annually from 2013 through 2015, \$2,400.00 annually from 2016 through 2018, and \$3,200.00 annually thereafter,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the Mayor and Clerk are hereby authorized to execute a lease agreement with CBS Outdoor for the lease of property in the manner as described herein; and,

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

Collector.

AUTHORIZE TOWNSHIP ENERGY PROJECTS ENGINEER TO PREPARE PLANS AND SPECIFICATIONS FOR THE REPLACEMENT OF BOILERS AT THE MUNICIPAL COMPLEX

WHEREAS, the Township of Neptune is undertaking a project to replace the boilers in the Municipal Complex to achieve energy and cost savings; and,

WHEREAS, it is necessary for the Township's Energy Projects Engineer to prepare plans and specifications in connection with this project; and,

WHEREAS, the Township Engineer recommends that the appointed Energy Projects Engineer, CHA Consulting, Inc., perform said work; and,

WHEREAS, funds for this purpose will be provided in Ordinance No. 13-39, 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 CHA Consulting, Inc. to perform the services as stated herein at an amount not to exceed \$51,915.00; 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 the Business Administrator.

AUTHORIZE A REDUCTION IN THE PERFORMANCE GUARANTEE FILED BY EPWORTH VILLAGE, LLC FOR SITE IMPROVEMENTS AT EPWORTH VILLAGE (COOKMAN AND CLARK AVENUES)

WHEREAS, on December 21, 2005, the Township Committee adopted a resolution which accepted performance bond S20145 in the amount of \$165,483.00 filed by Epworth Village, LLC written by First Indemnity of America Insurance Company guaranteeing site improvements at Epworth Village on Cookman and Clark Avenues (Block 49); and,

WHEREAS, at the request of the Developer, the Township Engineer has inspected the site improvements and has recommended a 70% reduction in the performance guarantees which is the maximum amount of reduction permitted under the Municipal Land Use Law; and,

WHEREAS, the Developer will be instructed to post a Change Rider reducing the amount of the performance bond from \$165,483.00 to \$49,645.00; and,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that a reduction in the Performance Guarantee for Epworth Village (Block 49) be and is hereby approved to the amount of \$49,645.00 and the Municipal Clerk is authorized to accept a Change Rider submitted by the Developer to affect said reduction; and,

BE IT FURTHER RESOLVED, that the proportionate 70% amount of cash portion of the performance guarantee in the amount of \$12,871.00 shall be refunded to the Developer; and,

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

AUTHORIZE THE TEMPORARY CLOSING OF A PORTION OF WEST LAKE AVENUE IN CONNECTION WITH THE MURC CHRISTMAS TREE LIGHTING

WHEREAS, MURC has scheduled a Christmas Tree Lighting Ceremony in Midtown Commons Park on December 5, 2013; and,

WHEREAS, it is necessary to temporarily close West Lake Avenue between Highway 35 and Drummond Avenue 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 and authorizes a temporary street closure as follows:

Thursday, December 5, 2013 - 5:00 P.M. to 8:00 P.M.

West Lake Avenue between Highway 35 and Drummond Avenue (Entrance to M&E Motors

on West Lake Avenue to remain accessible)

BE IT FURTHER RESOLVED, that the Department of Public Works shall provide barricades at the intersections of Highway 35 and West Lake Avenue and Drummond Avenue and West Lake Avenue; and,

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the Deputy Chief of Police, Director of Public Works, Fire Inspector and Business Administrator.

APPOINT MEMBER TO THE NEPTUNE TOWNSHIP HOUSING AUTHORITY

BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby appoints Beverly Holland to the Neptune Township Housing Authority for an unexpired five year term expiring March 31, 2017; and,

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

AUTHORIZE AN AMENDMENT TO THE 2013 MUNICIPAL BUDGET TO REALIZE MONIES FROM THE NEW JERSEY DEPARTMENT OF LAW & PUBLIC SAFETY

WHEREAS, N.J.S. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and,

WHEREAS, said Director may also approve the insertion of an item of appropriation for an equal amount; and,

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget for the year 2013 in the sum of \$2,000.00 which is now available from the New Jersey Department of Law & Public Safety in the amount of \$2,000.00; and,

BE IT FURTHER RESOLVED that the like sum of \$2,000.00 is hereby appropriated under the caption of 2013 Cops in Shops; and,

BE IT FURTHER RESOLVED, that the above is the result of funds from the New Jersey Department of Law & Public Safety – 2013 Cops in Shops Grant in the amount of \$2,000.00; and,

BE IT FURTHER RESOLVED, that the Clerk forward three certified copies of this resolution to the Chief Financial Officer and one copy to the Assistant C.F.O., and Auditor.

AUTHORIZE AN AMENDMENT TO THE 2013 MUNICIPAL BUDGET TO REALIZE MONIES FROM THE NEW JERSEY GOVERNOR'S COUNCIL ON ALCOHOLISM AND DRUG ABUSE

WHEREAS, N.J.S. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and,

WHEREAS, said Director may also approve the insertion of an item of appropriation for an equal amount; and,

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget for the year 2013 in the sum of \$12,000.00 which is now available from the New Jersey Governor's Council on Alcoholism and Drug Abuse in the amount of \$12,000.00; and,

BE IT FURTHER RESOLVED that the like sum of \$12,000.00 is hereby appropriated under the caption of 2013 Supplemental Municipal Alliance Grant; and,

BE IT FURTHER RESOLVED, that the above is the result of funds from a New Jersey Governor's Council on Alcoholism & Drug Abuse – 2013 Supplemental Municipal Alliance Grant in the amount of \$12,000.00; and,

BE IT FURTHER RESOLVED, that the Clerk forward three certified copies of this resolution

to the Chief Financial Officer and one copy to the Assistant C.F.O., and Auditor.

AUTHORIZE AN AMENDMENT TO THE 2013 MUNICIPAL BUDGET TO REALIZE MONIES FROM THE NEW JERSEY DIVISION OF HIGHWAY TRAFFIC SAFETY

WHEREAS, N.J.S. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and,

WHEREAS, said Director may also approve the insertion of an item of appropriation for an equal amount; and,

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget for the year 2013 in the sum of \$4,400.00 which is now available from the New Jersey Division of Highway Traffic Safety in the amount of \$4,400.00; and,

BE IT FURTHER RESOLVED that the like sum of \$4,400.00 is hereby appropriated under the caption of 2013 Drive Sober or Get Pulled Over Year End Crackdown; and,

BE IT FURTHER RESOLVED, that the above is the result of funds from a New Jersey Division of Highway Traffic Safety – 2013 Drive Sober or Get Pulled Over Year End Crackdown in the amount of \$4,400.00; and,

BE IT FURTHER RESOLVED, that the Clerk forward three certified copies of this resolution to the Chief Financial Officer and one copy to the Assistant C.F.O., and Auditor.

AUTHORIZE THE REFUND OF TAXES AS A RESULT OF AN OVERPAYMENT

WHEREAS, the properties listed below reflect overpayments; and,

WHEREAS, they have furnished the necessary documentation and have requested a refund; and,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune, County of Monmouth, State of New Jersey, that the Tax Collector be and is hereby authorized to refund the taxes as stated herein; and,

<b>BLOCK</b>	<b>LOT</b>	<b>ASSESSED TO</b>	<b>ADDRESS</b>	<b>YEAR</b>	<b>AMOUNT</b>
10016.02	5	PINHO	8 TALL PINES	2013	250.00
35	1558C01	HAAS	57 MAIN AVE # 1	2013	645.09
35	1558C03	SPELLMAN	57 MAIN AVE # 3	2013	450.53
451	12	VYZAS	104 N RIVERSID DR	2013	812.72
54	900C103	HENDRON	61 PILGRIM PW	2013	250.00
6000	20	LACKNER	100 W DIANE DR	2013	1,808.89

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

AUTHORIZE THE CANCELLATION OF SEWER RENT (1322 10TH AVENUE)

WHEREAS, the Tax Collector has requested the cancellation of sewer rent to the property listed below,

THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Neptune, County of Monmouth, State of New Jersey, that the Tax Collector be and hereby is authorized to cancel Sewer Rent as stated herein; and,

<b>BLOCK/LOT</b>	<b>ASSESSED TO</b>	<b>ADDRESS</b>	<b>YEAR</b>	<b>AMOUNT</b>
202/12	Kevin Price	1322 10th Ave	2013	440.00

**REASON:** Billed for six units, should be five

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

The resolutions of the Consent Agenda were approved on the following vote: Bishop, aye;

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

EMPLOY CUSTOMER SERVICE REPRESENTATIVE IN THE PUBLIC WORKS DEPARTMENT ON A PROBATIONARY BASIS

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

WHEREAS, there is a vacancy in the position of Customer Service Representative in the Public Works Department; and,

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

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

WHEREAS, funds will be provided in the appropriation entitled \_\_\_\_\_, known as Account No. \_\_\_\_\_, and the Chief Financial Officer has so certified in writing; and,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that Linda O'Brien be and is hereby employed as a Customer Service Representative in the Public Works Department, on a probationary basis for a period of not less than 90 days and not exceeding one year, pending favorable results of the required physical, effective December 2, 2013, at an annual salary of \$28,000.00; and,

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Business Administrator, Public Works Director, Chief Financial Officer, Assistant C.F.O., AFSCME Local #1844, and Sandra Petersen.

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

AUTHORIZE TAX MAPPING SUPPORT AND REVALUATION CERTIFICATION AND SUPPORT UNDER THE NEW JERSEY STATE COOPERATIVE PURCHASING PROGRAM

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

WHEREAS, the Tax Assessing Department is preparing for an upcoming revaluation of Township properties and desires to authorize tax mapping support and revaluation certification support 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, Civil Solutions has been awarded New Jersey State Contract No. A83668 for these services; 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 amount of these services shall not exceed \$51,350.00; and,

WHEREAS, funds for this purpose are available from Ordinance No. 13-38 and the Chief Financial Officer has so certified in writing,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that tax mapping support and revaluation certification and support services be and is hereby authorized through the New Jersey Cooperative Purchasing Program at an amount not to exceed \$51,350.00; and,

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

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

AUTHORIZE THE PAYMENT OF BILLS

Ms. Jahn offered the following resolution, moved and seconded by Mr. Bishop, 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	8,105,744.19
FEDERAL & STATE GRANT FUND	429.95
TRUST OTHER	6,472.49
GENERAL CAPITAL FUND	4,570,535.65
SEWER OPERATING FUND	319,920.61
SEWER CAPITAL FUND	33,333.03
MARINA OPERATING FUND	460,528.13
DOG TRUST	7,477.00
LIBRARY TRUST	914.06
 BILL LIST TOTAL	 \$13,505,355.11

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; Jahn, aye; McMillan, aye; and Houghtaling, aye.

APPOINT MEMBER TO THE NEPTUNE TOWNSHIP HOUSING AUTHORITY

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

BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby appoints Deputy Chief James Hunt to the Neptune Township Housing Authority for an unexpired five year term expiring March 31, 2016; 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; Brantley, aye; Jahn, aye; McMillan, aye; and Houghtaling, aye.

PRIVILEGE OF THE FLOOR/PUBLIC COMMENTS

Dianna Harris, Willow Drive, questioned whether there was any word on the skateboard.

The Committee stated there was no word as of yet.

Ms. Harris also questioned whether there was an update regarding the signs for Mid-Town Commons Park.

Mr. Gadaleta stated they were still in the process of coming up with a design and they will come up with a collective decision.

Ms. Harris stated traffic on West Lake Avenue around 4pm is backed up past Drummond Avenue. She asked if they could get a traffic study for a left hand turn signal.

Mayor Houghtaling stated they could ask the State.

Bill Scorbin, 504 Wakefield Road discussed speeding in the Gables and asked for more police presence in the area. He also stated he never noticed anything about Neptune in the Police Blotter in the Asbury Park Press because when someone hit his car it was never mentioned.

Mr. Bishop asked Officer Adams if he could talk to the Deputy Chief about that.

Mayor Houghtaling stated they would be shooting radar more and more and enforcement is what they want to do and hopefully it will go town wide.

Celeste Overby, 608 Bingham Street discussed speeding on Neptune Blvd near the Post Office. It bothers her because the kids really do not look for cars.

Kennedy Buckley, 65 Broadway, stated there was speeding on practically every corner in Ocean Grove. He also discussed the Recreation Department purchasing sign boards. He stated he was not against it, it was just that he felt that because the money was there did not mean they had to spend it all. He felt it would set a bad tone for the other departments.

Mayor Houghtaling stated it was money that has been ear marked for the Recreation Department.

Mr. Bishop stated he felt the sign boards were another way to get information out because it also allows them to communicate with a wider variety of people in town.

Michael Fornino, 120 Fulham Place questioned whether anyone has spoken to George Jackson the former Police Chief and current Business Administrator of Eatontown regarding the speed tables.

Mayor Houghtaling stated he had lunch with the current Mayor and discussed it.

Mr. Fornino asked whether Mr. Gadaleta could come up with a three year plan indicating the cost of purchasing speed tables verses the use of police officers and their equipment. He felt the Township was not affectively using their money. He also stated that if he was on the Committee he would want to be on the negotiation team. He stated he would want to represent the people and it offended him that no one from the Committee was on the negotiation team.

Hank Coakley, Valley Road, thanked everyone who helped him during sandy. He also discussed the dredging of the river and his tax assessment.

Jack Breden, reviewed the history of the North End property and the building known as 4 Boardwalk. He reiterated his belief that the property was improperly designated as a Redevelopment Zone and that 4 Boardwalk was improperly subdivided as a separate lot from the beach.

Jonathan Mateus, 10 Frederick Lane, extended congratulations to the Mayor and Mr. Bishop. He asked the Committee to consider back-up power for the recreation signs in the event of a power outage.

Joan Venezia, 107 Mt. Hermon Way, asked for an update on the Broadway lighting project. Mr. Gadaleta stated that the bid will go out in December and the installation will take place in the Spring. Ms. Venezia stated that some street signs on the Broadway medians need to be relocated because they are behind the light poles making it impossible to read them. She stated that there have been reports of work occurring at 4 Boardwalk without permits and she knows that one person took photographs. Mr. Gadaleta stated that violations were issued by the Construction Department and they continue to visit the site. He asked Ms. Venezia if she could provide the photographs to which she responded yes. Mr. Gadaleta will further investigate with Mr. Doolittle.

Heinz Weck, Ocean Grove, stated that he has expressed the need for a new stop sign at the corner of Main and Central Avenues. On the way to the meeting tonight he noticed a new stop sign at the intersection. He thanked the Committee for the new sign

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

Richard J. Cuttrell,  
Municipal Clerk