

## TOWNSHIP COMMITTEE MEETING – MAY 13, 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. Mary Beth Jahn, Kevin B. McMillan and Mayor Eric J. Houghtaling. (Dr. Michael Brantley arrived during the executive 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:

Mr. Bascom stated that the Township continues to meet with FEMA on a continual basis and is working through the numerous project worksheets. Dredging is underway and the floating dock that was left partially stranded on land has been returned to the water. The Township is now dealing with issues with debris remaining on private property. Mr. Gadaleta stated that there are still trees down on municipal property. Becker Tree Service has been contacted and will provide a proposal to remove trees in several areas. An intern will be starting this week to review the information from World Renew. Robin Hood funds are still available through the Shark River Hills First Aid Squad and tickets are on sale for the River Concert on June 1<sup>st</sup>.

Mr. Bishop asked that Public Works be contacted to ensure that Route 33 is clean before the Memorial Day parade.

Mr. McMillan asked Mr. Gadaleta to look into an issue regarding emergency access to Rhodes Terrace.

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

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

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

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

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

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

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

Litigation – Parkview Inn

Real Estate negotiations – Township property adjacent to the Memorial Athletic Complex

Personnel – Police Department command structure

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; McMillan, aye; and Houghtaling, aye.

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

Bernard Haney, Tax Assessor; and Dawn Crozier, Assistant Tax Assessor, were both present to discuss a proposal from the Neptune Board of Education. The Board is asking the Township vacate the unimproved portion of Highland Avenue between Highway 33 and Sycamore

Avenue and convey Township owned property at Block 342, Lots 11 through 17. The property has a steep slope and some wetlands. The Committee indicated that the appropriate ordinances be drafted once a metes and bounds description has been obtained by the Board.

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

Prior to starting the regular meeting, the Mayor invited Steve Frencer, Shark River Hills Property Owners Association, to give a presentation. Mr. Frencer stated that residents have asked that Riverside Park be renamed Volunteer Park and two memorials within the park be dedicated to the volunteer efforts after Hurricane Sandy. Mr. Frencer provided a rendering done by a Neptune High School art student. The Mayor thanked Mr. Frencer for the presentation and the Committee indicated that they would discuss the matter.

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. 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](http://www.neptunetownship.org).

#### REPORT OF THE CLERK

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

Notice that the Township has received a \$580,000 Transportation Enhancement Program grant for a Pedestrian/Bicycle Lane in Shark River Hills.

Notice of public hearing on an amendment to the Land Development Ordinance of the Township of Wall.

Senior Beacon for May.

A thank you note from Sandra Fornino to Teresa Richard, Kitchen Manager. Thank you notes were also received by the Senior Center staff from Maggie Snyder and The Bridge Club.

Rosemary Gray sent letters of thanks to the following for recent donations to the Senior Center: The Shore Institute of the Contemporary Arts; O'Brien Major VFW Post #2639; Maggie Snyder; Cleo Vernon; Forever Young Group; Delores Church; Alice Fiorillo; Yuriko Anderson; Charles Nicosia; James Newman; Ed Wyzykowski; Shop-Rite; Dunkin Donuts; Wegmans; Pastry Chef of Tinton Falls; Catholic Men for Jesus Christ; Anne Alling; Rita Munn and Barbara Newman; Jerry Corvo; and Maria Pontes

#### COMMENTS FROM THE DAIS

Randy Bishop welcomed everyone to the pink Township Committee Meeting. He stated they were working with Meridian Health for breast cancer awareness and Dr. Brantley was the contact for the municipality outside of Ocean Grove and he was the contact person for inside of Ocean Grove. He stated the Township looked incredible. He thanked the Public Works Department for striping the streets. He stated he wasn't originally in support of it but it looks incredible. He thanked all the residents and businesses who participated and wanted everyone to know what this really meant to him because both he and Dan lost their mother to breast cancer. He went on to state that he met with the Winding Ridge Tenants Association and some members of Neptune Garden about certain issues and some of them will need to come before the Township Committee. Both he and the Attorney will need to talk about some things and the Township may have to become more involved.

He attended the grand opening of the current Trends salon down by the shark river along with the Mayor. He stated the Tourism Advisory Committee for Monmouth County called in. He stated he did not know what people thought because he has received calls from people stating they would come but they know we are devastated. He stated they were working on the word that they are fine. He attended the F.O.P. Fundraiser, the Monmouth County Cotillion, Martin Luther King's men's rib and chicken dinner and the food was great. He attended along with Kevin McMillan the senior mobility workshop and it was a real eye opening experience. He also extended his congratulations to former Mayor Jim Manning and Lori Davis on their marriage on May 3<sup>rd</sup>.

Kevin McMillan stated he attended the Meridian luncheon and the healthcare system is going through a transition with most hospitals buying up private practices. He stated he went to the trail clean up in the gables and a tree planning in Shark River Hills. He also went to the Spring Fling in Ocean Grove and today he went to the senior mobility workshop along with Randy Bishop and it was very interesting. He also went to a move and improve meeting and beginning Friday there will be a Farmer's Market from 4-7pm.

Dr. Michael Brantley stated he forced himself to come today because he's been under the weather. He stated he went to former Mayor Manning's wedding and congratulated him on his nuptials. He stated Mayor Manning wrote the vows and he gave him permission to use them as soon as he gets them copyrighted. He stated he went to the Spring Fling and it was enjoyable. He also went to a Meridian Health function and the featured speaker did a great job. He stated something had to be done about affordable healthcare. He stated it was very informative and enjoyable.

Mayor Eric Houghtaling stated he went to MURC's Empowerment meeting at Good Samaritan Church. He also went to the Shark River Hill's Homeowner's meeting and some things were resolved. He also went to the Ocean Grove Homeowner's meeting and listened to a presentation by Mike Balzarano regarding single streaming the garbage. He stated you can now put all of your recyclables into one bucket. At that meeting Kennedy Buckley gave a nice presentation regarding derelict homes in Ocean Grove and Charles Layton did a report on our municipal budget. He did a great job as well. He also spoke regarding issues in Ocean Grove and the Mayor's Ball which would be held on May 31<sup>st</sup>. He went to the Move & Improve Clean Up in Sunshine and attended a breakfast luncheon with Governor Chris Christie. Superintendent Mooij also attended and the Governor spoke at great length and the Township's questions pertained to the boardwalk in Ocean Grove and the dredging of Shark River. The Governor made a comment that he would have Commissioner Martin get in touch with the Township again so this Wednesday they will have a conference call with him. The Township is always going to press to get the river dredged. He stated he also attended the League of Urban Mayor's. It was a great meeting. He also attended the grand reopening of Trends and it was nice as well. He advised residents to drive down and take a look at what's going on down there. He attended the Monmouth County Cotillion and he had a great afternoon. He also stated that the Broadway Project started out as a drainage project and it had its problems but the project is now done and it looks great. They've done all that they could possibly do. He attended the Blog Finger Film Festival and the money will go to the Ocean Grove Camp Meeting Association for the boardwalk. He attended Mary's Place by the Sea Walkathon and he was on Team Trident. He also attended the Frederick Dempsey scholarship dinner.

#### PUBLIC HEARING – AMENDMENT TO APPROVED 2013 MUNICIPAL BUDGET

The Mayor opening the public hearing on an amendment to the approved 2013 municipal Budget.

Michael Fornino, 120 Fulham Place, stated that the Press reported that the budget is up 3.3% which is over the cap. Mr. Bascom stated that there is a 2% cap on increases to the tax levy, but there are some appropriations that are exempt from the cap. The municipal budget is almost \$1 million under the tax levy cap.

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

#### ADOPT 2013 TOWNSHIP OF NEPTUNE MUNICIPAL BUDGET

Mr. McMillan 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, County of Monmouth, that the budget hereinbefore set forth is hereby adopted and shall constitute an appropriation for the purposes stated of the sums therein set forth as appropriations, and authorization of the amount of \$24,304,352.47 for municipal purposes; and, \$1,199,050.00 for the minimum library levy:

General Revenues	
Surplus Anticipated	3,250,000.00
Miscellaneous Revenues Anticipated	10,324,864.13
Receipts from Delinquent Taxes	1,467,983.08
Local Tax for Municipal Purposes	24,304,352.47
Local Tax for Minimum Library Levy	1,199,050.00
Total Revenues	40,546,253.68
General Appropriations	
Within "CAPS"	
Operations including contingent	27,152,894.00
Deferred Charges and Statutory Expenditures	3,231,646.00
Excluded from "CAPS"	
Operations	2,700,775.18
Capital Improvements	100,000.00
Municipal Debt Service	3,260,438.50
Deferred Charges	1,200,500.00
Reserve for Uncollected Taxes	2,900,000.00
Total General Appropriations	40,546,253.68

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

#### PUBLIC HEARING ON RECOMMENDATION FOR COMMUNITY DEVELOPMENT BLOCK GRANT APPLICATION

The Mayor asked Leanne Hoffmann, Township Engineer, to present the recommendation of the Citizen Participation Group for a FY14 Community Development Block Grant Application.

Ms. Hoffmann stated that the Community Development Block Grant is a federally funded HUD grant. Ms. Hoffmann reviewed the types of eligible projects and stated that the maximum grant award will be approximately \$200,000. A Citizens Participation Group was appointed by the Township Committee. The Group met on April 29<sup>th</sup> and discussed the following projects:

1. Roadway and sidewalk improvements on Ridge Avenue near the Schoolhouse Square development.
2. Installation of lighting along West Lake Avenue.
3. Sidewalk and ADA improvements along Neptune Blvd. to connect residential neighborhoods with retail establishments and workplaces.

The Group voted to support the sidewalk and ADA improvements along Neptune Blvd. The project would consist of the installation of 1400 linear feet of sidewalk on the north side of the street and 2000 linear feet on the south side along with handicapped ramps. The project should be within the \$200,000 range and the application is due to the County by July 12<sup>th</sup>.

Mr. McMillan stated that these improvements are much needed. He reminded Ms. Hoffmann that handicapped ramps must now be six feet wide. Mr. Bishop stated that this area of Neptune Blvd. was just identified by the NJDOT as a key area that is in need of pedestrian enhancements. Dr. Brantley stated that he always sees pedestrians in this area, so this is a great idea.

The Mayor requested public comments regarding the recommendation from the Citizen Participation Group for submission of a project for CDBG funding to install sidewalks and ADA improvements along Neptune Blvd.

Michael Fornino, 120 Fulham Place, stated that Neptune Blvd. runs north/south, so how can sidewalks be installed on the north and south sides? Ms. Hoffmann responded that Neptune Blvd. curves and runs east/west after the West Bangs Avenue intersection. This is the section that the sidewalks will be installed.

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

#### AUTHORIZE THE SUBMISSION OF A PROJECT TO THE COUNTY OF MONMOUTH FOR

## FUNDING UNDER THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM

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

WHEREAS, the Township seeks to receive funding for an infrastructure project through the Community Development Block Grant Program; and,

WHEREAS, the Community Development Citizen Participation Group conducted a meeting on April 29, 2013 and made recommendations to the Township Committee; and,

WHEREAS, the Township has fulfilled the notice requirements of the required meetings; and,

WHEREAS, the Township Committee has conducted the required public hearing,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby authorizes submission of the project entitled "Neptune Boulevard Pedestrian Improvements" for funding under the FY2014 Community Development Block Grant Program; and,

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the Community Development Representative, Business Administrator and Director of Engineering & Planning.

The resolution was adopted on the following vote: Bishop, aye; Brantley, aye, adding that he agrees with this project, but also recognizes that other areas in the Township also need this type of improvement; Jahn, aye; McMillan, aye; and Houghtaling, aye.

## PUBLIC COMMENTS ON RESOLUTIONS

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

Michael Fornino, 120 Fulham Place, asked about the resolution authorizing hazardous material training. He stated that the Township does not accept hazardous materials. Mr. Bascom responded that this is training to respond to hazardous materials spills and exposure, not disposal. Mr. Fornino asked what is a license plate reader? Mr. Bascom stated this is a homeland security grant that will provide license plate readers for two patrol cars and one at a fixed location. Mr. Fornino asked what surplus item is being donated to the Housing Authority? Mr. Cuttrell stated a 1989 Ford truck.

## ORDINANCE NO. 13-16 - ADOPTED

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

### ORDINANCE NO. 13-16

AN ORDINANCE TO AMEND VOLUME I, CHAPTER XVIII OF THE CODE OF THE TOWNSHIP OF NEPTUNE KNOWN AS "HARBOR UTILITY, SECTIONS 18-2.2 AND 18-2.13" BY ESTABLISHING PROCEDURES FOR ABANDONED OR DISABLED VESSELS

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.

## ORDINANCE NO. 13-17 - ADOPTED

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

### ORDINANCE NO. 13-17

AN ORDINANCE AMENDING LAND DEVELOPMENT ORDINANCE VOLUME II, SECTION 411 ENTITLED

"SUPPLEMENTARY ZONING REGULATIONS FOR RESIDENTIAL ZONES", SECTION 802A ENTITLED "DEVELOPMENT APPLICATION COMPLETENESS CHECKLIST" AND SECTION 802B ENTITLED "COMPLETENESS CHECKLIST FOR USE VARIANCE AND BULK VARIANCE REQUEST"

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.

ORDINANCE NO. 13-18 - ADOPTED

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

ORDINANCE NO. 13-18

BOND ORDINANCE PROVIDING FOR VARIOUS MARINA UTILITY IMPROVEMENTS, BY THE MARINA UTILITY OF THE TOWNSHIP OF NEPTUNE, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY; APPROPRIATING \$1,500,000 THEREFOR (INCLUDING A GREEN ACRES GRANT IN THE AMOUNT OF \$600,000) AND AUTHORIZING THE ISSUANCE OF \$900,000 BONDS OR NOTES OF THE MARINA UTILITY OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF

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.

ORDINANCE NO. 13-19 - APPROVED

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

ORDINANCE NO. 13-19

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 MCCLINTOCK STREET

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

ORDINANCE NO. 13-20 - APPROVED

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

ORDINANCE NO. 13-20

AN ORDINANCE AUTHORIZING A DEED OF DEDICATION AND PERPETUAL STORM DAMAGE REDUCTION EASEMENT AND AGREEMENT WITH THE OCEAN GROVE CAMP MEETING ASSOCIATION

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

Mr. Cuttrell stated that the Public Hearings on Ordinances 13-19 and 13-20 will be held on Thursday, May 23, 2013.

CONSENT AGENDA

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

AWARD CONTRACTS FOR SENIOR CENTER ACTIVITY INSTRUCTORS

WHEREAS, the Township of Neptune desires to award contracts through the fair and open bidding process pursuant to the provisions of N.J.S.A. 19:44A-1, et seq. for various Senior Center activity instructors; and,

WHEREAS, the Purchasing Agent accepted Requests for Proposals for said positions on April 18, 2013 and recommends that contracts be awarded from the proposals received; and,

WHEREAS, funds will be provided in the 2013 municipal budget in the appropriation entitled Senior Center O.E., known as Account No. \_\_\_\_\_, and the Chief Financial Officer has so certified in writing,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby authorizes the execution of contracts with the following vendors to provide activity instruction at the Senior Center for a two year period at an hourly rate of \$60.00:

<u>VENDOR</u>	<u>ACTIVITY</u>
Daniel Piencikak	T'ai Chi Chih, Choral
Maria McKeon	Yoga
Mary Carol Thornley	Yoga, Zumba, Exercise

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

ACCEPT THE RESIGNATION OF DEBORAH CARBONE AS A KITCHEN AIDE AT THE SENIOR CENTER

WHEREAS, the Township Committee has received a letter from Deborah Carbone resigning as a Kitchen Aide at the Senior Center effective May 3, 2013,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the resignation of Deborah Carbone as a Kitchen Aide at the Senior Center is hereby accepted effective May 3, 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 Senior Center Director.

AUTHORIZE EMERGENCY CONTRACT FOR PUMP RENTAL FOR NORTH RIVERSIDE SANITARY SEWER PUMPING STATION

WHEREAS, the Township of Neptune, along with many other communities along the New Jersey coast, experienced a storm of unprecedeted fury when Hurricane Sandy struck New Jersey on October 29, 2012; and,

WHEREAS, the Township of Neptune entered into an emergency contract with Pumping Services, Inc. for the rental of a pump for the North Riverside Drive sanitary sewer pumping station at \$3,000.00 per month; and,

WHEREAS, the Township Committee declares that this emergency contract was necessary to protect life and property and to ensure the health and safety of our residents due to the extraordinary amount of damage; and,

WHEREAS, the pump continues to be rented and the total amount appropriated for this purpose will be less than the bid threshold but will likely exceed \$17,500.00 and therefore must be awarded by Resolution of the governing body; and,

WHEREAS, funds for this purpose are available from a Special Emergency Appropriation – Sewer Utility adopted by the Township Committee 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 an emergency contract with Pumping Services, Inc. for a pump rental for the North Riverside Drive sanitary sewer pumping station at \$3,000.00 per month, total not to exceed

\$25,000.00; and,

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

**AUTHORIZE WAIVER OF ROAD OPENING APPLICATION FEES FOR THE DEMOLITION OF HOMES AS A RESULT OF HURRICANE DAMAGE**

WHEREAS, as a result of severe damage caused by Hurricane Sandy, multiple homes in the Township will be demolished; and,

WHEREAS, certain utility companies have announced that they are waiving the service disconnection fees in these instances; and,

WHEREAS, in an effort to provide financial relief to our property owners who are faced with the demolition of their property, the Township desires to waive the Road Opening Application Fee; and,

WHEREAS, this fee waiver does not preclude the requirement of the filing of a road opening application by the applicable utility provider(s),

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the Township Road Opening Application Fee is hereby waived for road openings to disconnect utility service to properties being demolished as a result of hurricane damage; and,

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

**CONFIRM SUBMISSION OF AN APPLICATION TO THE MARINE TRADES ASSOCIATION OF NEW JERSEY FOR A RELIEF AND RECOVERY GRANT**

WHEREAS, the Township Engineer has submitted an application to the Marine Trades Association of New Jersey for a Relief and Recovery Grant; and,

WHEREAS, the application requests \$2,000 in grant funding for the purchase of seven to ten safety ladders that will assist boaters on to floating docks that are in the process of being installed at the Shark River Municipal Marina; and,

WHEREAS, the grant application was submitted prior to the April 26, 2013 deadline and the Township Committee wishes to confirm its approval and support of the grant application

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby confirms and supports the submission of a Marine Trades Association of New Jersey Relief and Recovery Grant Application for funding to purchase safety ladders at the Shark River Municipal Marina; and,

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Chief Financial Officer, Business Administrator, Community Programs Coordinator, Grant Coordinator and Harbor Master.

**AUTHORIZE HAZARDOUS MATERIAL TRAINING**

WHEREAS, the Purchasing Agent requested and received proposals from qualified vendors to provide hazardous material training for Township emergency responders; 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 proposals 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 2013 Municipal Budget through a HMEP Training 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 HazMatIQ by Federal Resources be and is hereby authorized to provide four hazardous material training sessions at \$5,950.00 per session (total of \$23,800.00) to Township emergency

responders; 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., and O.E.M. Coordinator.

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 8, with an address of 1515 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 8, with an address of 1515 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.

ACCEPT PERFORMANCE GUARANTEE FILED BY 66 NEPTUNE REALTY, LLC FOR SITE IMPROVEMENTS AT BRICKHOUSE TAP & TAVERN (BLOCK 1508, LOT 1)

WHEREAS, 66 Neptune Realty, LLC has filed performance bond FP0018879, written by First Indemnity of America Insurance Company in the amount of \$831,492.00, guaranteeing site improvements at the proposed Brickhouse Tap & Tavern on Route 66 (Block 1508, Lot 1); and,

WHEREAS, the Township Attorney has reviewed and approved said bond; and,

WHEREAS, the required 10% cash surety and inspection fee escrow have been posted; and,

WHEREAS, the acceptance of this Performance Guarantee does not authorize the issuance of any licenses or permits by the Construction Department but serves as certification to the Planning Board/Board of Adjustment that compliance with the Land Development Ordinance of the Township of Neptune has been met;

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

1. The Performance Guarantee as stated above be and is hereby accepted.
2. The Mayor and Clerk be and are hereby authorized to execute a Developer's Agreement for the above referenced project.
3. A copy of this resolution shall be forwarded to the Township Engineer, Planning Board, Construction Department, Director of Engineering and Planning, Chief Financial Officer and the Developer.

AUTHORIZE THE REFUND OF A DEPOSIT FOR A TRANSIENT BOAT SLIP AT THE MUNICIPAL MARINA

WHEREAS, Jay Bergstein has made a deposit in the amount of \$400.00 for a transient boat slip at the Municipal Marina; and,

WHEREAS, Mr. Bergstein has been able to secure a seasonal slip at his home marina and has requested a refund of his deposit; and,

WHEREAS, given the uncertainty of dockage availability caused by Hurricane Sandy at marinas along the New Jersey shore, the Harbor Master recommends a refund of the deposit for a transient slip rental,

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 transient boat slip deposit in the amount of \$400.00 as stated herein; and,

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

## EMPLOY TEMPORARY SEASONAL PERSONNEL FOR THE NEPTUNE SUMMER RECREATION PROGRAM

WHEREAS, the Township of Neptune Recreation Department will be sponsoring a Summer Recreation Program from June 27<sup>th</sup> through August 12<sup>th</sup>; and,

WHEREAS, applications were received and the following qualified applicants have been recommended for hire by the Recreation Director; and,

WHEREAS, funds will be provided in the 2013 Municipal Budget in the appropriation entitled \_\_\_\_\_, known as Account No. \_\_\_\_\_, 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 following persons be and are hereby employed in the Neptune Summer Recreation Program for the number of hours and days as specified herein, with the understanding that staffing levels will be based on final enrollment and this resolution does not guarantee either employment or number of hours; and,

<u>Camp Director</u>	\$15.00/hour	3.5 hours/day 32 days
Rodney Taylor		
<u>Asst Camp Director/Nurse</u>	\$12.00/hour	3.5 hours/day 30 days
Cathy Long		
<u>Bus Drivers</u>	\$12.00/hour	3.5 hours/day 30 days
Janiesue Masco	Betty Andrews (sub)	
<u>Role Models</u>	\$10.50/hour	3.5 hours/day 30 days
Barbara Carter	Taylor Dow	Andrew Wildeman
Casey Trochanowski	Reid Cashour	Teesha Robinson
Michael Oglesby		
<u>Substitute Role Models</u>	\$10.50/hour	3.5 hours/day 30 days
Kayla Davis	Adam Oppegaard	Jai-leen James
Woody Deroses	Jordan Dow	

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

**EMPLOY TEMPORARY SEASONAL PERSONNEL FOR THE MUNICIPAL ALLIANCE SUMMER PROGRAM**

WHEREAS, the Municipal Alliance Against Alcoholism and Drug Abuse will be sponsoring a Summer Program; and,

WHEREAS, applications were received and the following qualified applicants were recommended for hire by the Alliance Coordinator; and,

WHEREAS, funds will be provided in the 2013 Municipal Budget in the appropriation entitled \_\_\_\_\_, known as Account No. \_\_\_\_\_, 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 following persons be employed in the Municipal Alliance Summer Program from June 27<sup>th</sup> to July 29<sup>th</sup> for the number of hours as specified herein,

<u>Coordinator</u>	<u>\$15.00/hour</u>	<u>67 hours</u>
Tom Sheilds		
<u>Bus Driver</u>	<u>\$14.00/hour</u>	<u>59 hours</u>
Brian Hunter		
<u>Substitute Bus Drivers</u>	<u>\$14.00/hour</u>	<u>59 hours</u>
Janiesue Masco	Betty Andrews	
<u>Role Models</u>	<u>\$14.00/hour</u>	<u>59 hours</u>
Taylor Dow Barbara Carter	Rodney Taylor Reid Cashour	Michael Oglesby
<u>Substitute Role Models</u>	<u>\$14.00/hour</u>	<u>2.5 hours/day</u>
Jai-leen James Cathy Long Andrew Wildeman	Kayla Davis Adam Oppegaard Teesha Robinson	Casey Trochanowski Jordan Dow Woody Deroses

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

AUTHORIZE EXECUTION OF A GRANT AGREEMENT WITH THE COUNTY OF MONMOUTH FOR PARTIAL REIMBURSEMENT TO THE TOWNSHIP FOR THE PURCHASE OF AN AUTOMATED LICENSE PLATE READER SYSTEM

WHEREAS, the Monmouth County Sheriff's Office, Office of Emergency Management is designated by the Monmouth County Board of Chosen Freeholders as the Administrative Agency responsible for the implementation and management of grants awarded by the United States Department of Homeland Security and the New Jersey Office of Homeland Security and Preparedness (NJOHSP); and,

WHEREAS, the NJOHSP has designated Jersey Shore University Medical Center in the Township of Neptune as a Critical Infrastructure Site; and,

WHEREAS, the 2010 Homeland Security Grant Program, through the NJOHSP, has approved grant funding to assist certain County municipalities, including the Township of Neptune, which have designated Critical Infrastructure Sites, with the purchase and installation of an Automated License Plate Reader System to enhance security; and,

WHEREAS, the grant will reimburse the Township up to \$13,333.70 to offset the purchase of an Automated License Plate Reader System; and,

WHEREAS, the NJOHSP requires the execution of a Grant Agreement to permit the payment of up to \$13,333.70 from the County to the Township for this purpose,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the Mayor and Clerk are hereby authorized to execute a Grant Agreement with the County of Monmouth for funding up to \$13,333.70 towards the purchase of a ELSAG MPH 900 Two Camera Automated License Plate Reader System to enhance security in and around the Township's Critical Infrastructure Site; and,

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

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,

BLOCK	LOT	ASSESSED TO	ADDRESS	YEAR	AMOUNT
72	1075	KOWALSKI	82 ABBOTT AVE	2010	151.22
72	1075	KOWALSKI	82 ABBOTT AVE	2011	1,843.90
193	212	FURMAN	410 ½ FISHER AVE	2013	421.64

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

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 that the Tax Collector be and hereby is authorized to cancel Sewer Rent as stated herein; and,

BLOCK/LOT	ASSESSED TO	ADDRESS	YEAR	AMOUNT
475/19.01	Charles J. Martino & Carol Mainieri	104 Beverly Way	2013	220.00

**REASON:** Building demolished

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BLOCK/LOT	ASSESSED TO	ADDRESS	YEAR	AMOUNT
1002/1	Archan, Inc.	2000 Highway 66	2013	3,844.75

**REASON:** Car wash on recycling system billed incorrectly

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BLOCK/LOT	ASSESSED TO	ADDRESS	YEAR	AMOUNT
189/19	Haitian Church of God of Prophecy	1414 Monroe Ave.	2013	440.00

**REASON:** Lot combined to make new Lot 17.01

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

AUTHORIZE EXECUTION OF AN AGREEMENT TO ACCEPT A NJDOT URBAN GATEWAY ENHANCEMENT PROGRAM GRANT

WHEREAS, the Township of Neptune applied for a New Jersey Department of Transportation (NJDOT) Urban Gateway Enhancement Program grant in the amount of \$32,000 to provide and fund an opportunity for youth employment through transportation related gateway enhancement projects; and,

WHEREAS, the employment will be in the form of a six-to-eight week program where youth would receive on-the-job training while working on transportation related community projects such as landscaping, litter abatement and installation of signage; and,

WHEREAS, the NJDOT has notified the Township that its application has been approved for full funding,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby authorizes the execution of a Grant Agreement with the New Jersey Department of Transportation for an Urban Gateway Enhancement Program grant in the amount of \$32,000,00 for the purpose as described herein; and,

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

**SUPPORT CLICK IT OR TICKET MOBILIZATION EFFORTS**

WHEREAS, there were 591 motor vehicle fatalities in New Jersey in 2012; and,

WHEREAS, a large percentage of the motor vehicle occupants killed in traffic crashes were not wearing a seat belt; and,

WHEREAS, use of a seat belt remains the most effective way to avoid death or serious injury in a motor vehicle crash; and,

WHEREAS, the National Highway Safety Administration estimates that 135,000 lives were saved by safety belt usage nationally between 1975 and 2000; and,

WHEREAS, the State of New Jersey will participate in the nationwide *Click it or Ticket* safety belt mobilization from May 20, 2013 until June 3, 2013 in an effort to raise awareness and increase seat belt usage through a combination of education and enforcement; and,

WHEREAS, the Division of Highway Traffic Safety has set a goal of increasing the seat belt usage rate in the state from the current level of 88.29% to 90%; and,

WHEREAS, a further increase in seat belt usage in New Jersey will save lives on our roadways,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby declares its support for the Click It or Ticket seat belt mobilization both locally and nationally from May 20, 2013 through June 3, 2013 and pledges to increase awareness of the mobilization and the benefits of seat belt use; and,

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

**AUTHORIZE THIRD MODIFICATION OF MORTGAGE AND MORTGAGE NOTE BETWEEN TRF DP RIDGE AVENUE, LLC AND THE TOWNSHIP OF NEPTUNE**

WHEREAS, the Township of Neptune is the owner and holder of a certain Promissory Note totaling \$400,000.00 secured by a certain Mortgage for such sum made by TRF DP Ridge Avenue, LLC to the Township dated February 19, 2009 and recorded April 8, 2009 in Mortgage Book 8766, Page 4660 on the real estate described in said Mortgage; and,

WHEREAS, said Note and Mortgage requires principal payment in the amount of \$14,285.71 to the Township of Neptune upon closing of the sale of each of the final twenty-eight (28) residential units of the fifty-eight (58) unit project as that term is defined in a certain Redevelopment Agreement as amended and dated as of February 11, 2008 between the Township and TRF DP Ridge Avenue, LLC; and,

WHEREAS, in December, 2011, TRF DP Ridge Avenue, LLC requested as a result of the down housing market to amend the aforesaid Promissory Note and Mortgage to allow each purchaser of housing units to assume \$20,000.00 as the total debt to the Township reducing TRF DP Ridge Avenue, LLC's obligation by \$714.29 for each unit applicable to the sale of units only between January 1, 2012 and June 30, 2012 in order to encourage the sale of such units; and,

WHEREAS, the Township Committee adopted Resolution #12-65 on January 9, 2012 which authorized execution and adoption of an amended Note and Mortgage Note to allow for this program between January 1, 2012 and June 30, 2012; and,

WHEREAS, the Township Committee adopted Resolution #12-274 on July 9, 2012 which authorized execution and adoption of a second amended Note and Mortgage Note to allow for this program between July 1, 2012 and December 31, 2012; and,

WHEREAS, the Township desires to extend this program through December 31, 2013,

NOW THEREFORE BE IT RESOLVED, that the Mayor and Township Committee of the Township of Neptune hereby authorizes the execution and adoption of a third amended Note and Mortgage Note from the original Note and Mortgage Note of February 9, 2009 so as to allow between January 1, 2013 and December 31, 2013 only that new purchasers of units in the Ridge Avenue Redevelopment Area also known as Schoolhouse Square provide the Township with a Secondary Mortgage of \$20,000.00 as part of the total debt due and owing from TRF DP Ridge Avenue, LLC to Neptune Township under the \$400,000.00 Note and Mortgage of February 9, 2009

reducing TRF DP Ridge Avenue, LLC's obligation to the Township by \$714.29 for each unit; and,

BE IT FURTHER RESOLVED that the Township Committee hereby authorizes the Mayor and Clerk to execute the amended Modified Mortgage and Mortgage Note prepared by TRF DP Ridge Avenue, LLC and reviewed by the Township Attorney; and,

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

**APPOINT ENERGY PROJECTS ENGINEER**

WHEREAS, the Township of Neptune desires to appoint an Energy Projects Engineer for the potential of multiple energy efficiency projects on and in municipal facilities and to implement recommendations from the Township's Clean Energy Audit through the fair and open bidding process pursuant to the provisions of N.J.S.A. 19:44A-1, et seq.; and,

WHEREAS, the Township accepted Requests for Proposals for said position on May 9, 2013 and desires to make an appointment from the proposals received; and,

WHEREAS, funds will be provided in the 2013 municipal budget in the appropriation entitled \_\_\_\_\_, known as Account No. \_\_\_\_\_ and the Chief Financial Officer has so certified in writing,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby authorizes the execution of a contract to engage the services of CHA Consulting, Inc. to serve as Energy Projects Engineer at the terms as indicated in said contract on file in the Office of the Municipal Clerk; and,

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

**AUTHORIZE DONATION OF SURPLUS EQUIPMENT TO THE NEPTUNE TOWNSHIP HOUSING AUTHORITY**

WHEREAS, the Director of Public Works has recommended that a 1989 Ford F-450 truck be designated as surplus equipment and no longer needed for public use; and,

WHEREAS, the Township has determined that the vehicle has nominal value; and,

WHEREAS, the Neptune Township Housing Authority has indicated their interest in acquiring said vehicle,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby declares a 1989 Ford F-450 truck, VIN #2FDLF47M6KCB36197, as surplus equipment and no longer needed for public use; and,

BE IT FURTHER RESOLVED, that the Township Committee authorizes the disposition of said truck to the Neptune Township Housing Authority at no charge; and,

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

The resolutions of the Consent Agenda were approved on the following vote: Bishop, aye, with regrets as to the resignation of Deborah Carbone; Brantley, aye, except abstain on the resolution to employ staff for the Municipal Alliance Summer Program; Jahn, aye; McMillan, aye; and Houghtaling, aye.

**URGE THE WIDENING OF ROUTE 66 BETWEEN WAYSIDE ROAD AND WEST OF JUMPING BROOK ROAD**

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

WHEREAS, the Township Committee of the Township of Neptune has gone on record multiple times over the last decade urging the New Jersey Department of Transportation (NJDOT) to widen Route 66 between Wayside Road and its western terminus just to the west of the Garden State Parkway; and,

WHEREAS, due to the high amount of commercial development over the past decade, current traffic volumes on Route 66 have soared resulting in long lines of vehicles at the traffic lights located at the intersections with Green Grove Road and Jumping Brook Road; and,

WHEREAS, the NJDOT already possesses the necessary right-of-way required for widening and a widening project would require little, if any, right-of-way acquisition; and,

WHEREAS, Route 66 also serves as a major east to west hurricane evacuation route for the Township of Neptune, City of Asbury Park and other southern Monmouth County coastal communities; and,

WHEREAS, with the likelihood of additional development along the Route 66 corridor in the Township of Neptune, the need to widen Route 66 has reached a new level of urgency; and,

WHEREAS, the North Jersey Transportation Planning Authority has included the widening of Route 66 as a pending project; however, funding has not been officially allocated,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune, with the safety of its residents at the forefront, hereby urges the New Jersey Department of Transportation and the North Jersey Transportation Planning Authority to immediately prioritize and provide necessary funding to widen Route 66 to four lanes between Wayside Road and just west of Jumping Brook Road; and,

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the 11<sup>th</sup> District Legislative Delegation, Business Administrator and Economic Development Coordinator.

The resolution was adopted on the following vote: Bishop, aye, adding that this is our annual plea; Brantley, aye, adding that he hopes he is still around to see this happen; Jahn, aye, adding that this has to done for more development to occur; McMillan, aye; and Houghtaling, aye, adding that at a recent meeting, he spoke to the NJDOT about this and the County Engineer also was there and spoke in favor of the project.

AUTHORIZE CONTINUED SERVICES OF THE MUNICIPAL PLANNER JENNIFER C. BEAHM OF CME ASSOCIATES AND PAYMENT OF FEES FOR UPDATING SPENDING PLAN, REVIEW OF COUNCIL ON AFFORDABLE HOUSING STATEMENT OF THE MUNICIPAL AFFORDABLE HOUSING TRUST FUND CURRENT BALANCE AND APPROVAL OF THE MUNICIPAL AFFORDABLE HOUSING TRUST FUND SPENDING PLAN WITH CERTIFICATION AND PRODUCTION OF DOCUMENTS CONCERNING COMMITTED FUNDS

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

WHEREAS, the Township Committee adopted a resolution on August 27, 2012 appointing municipal employee, Monique Burger, to effectuate implementation of the Township's Rehabilitation and Affordable Housing Assistance Programs; and

WHEREAS, on August 7, 2012, the Township thought there was a need to use the Municipal Planner to participate in the review, update and approval of the Municipal Affordable Housing Trust Fund Spending Plan previously adopted by the Township for purposes of the Department of Community Affairs required certification as to committed funds, thereby allowing the municipality to retain all of its funds, rather than to release said funds to the State of New Jersey, and therefore then municipal employee, Monique Burger, the Neptune Township Community Programs Coordinator, performed the necessary review and preparation of a certification of Neptune Township Rehabilitation and Affordable Housing Assistance Program Administration, which allowed for the municipality to retain all of its funds; and

WHEREAS, by letter to the Mayor of the Township of Neptune, dated May 1, 2013 from the State of New Jersey Council on Affordable Housing (COAH), it was claimed that the Municipality had failed to spend or commit to spend development fees of monies in its Affordable Housing Trust Fund within four years of the date of collection, and therefore, it was the responsibility of the Township to recertify should the Township feel that any balances provided by the letter of May 1, 2013 as unspent or uncommitted fees were inaccurate or incorrect,

WHEREAS, funds for this purpose are available in the 2013 municipal budget in the appropriation entitled \_\_\_\_\_, known as Account No. \_\_\_\_\_ and the Chief Financial Officer has so certified in writing,

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Neptune, Monmouth County, New Jersey, that the governing body hereby authorizes the present Municipal Planner, Jennifer C. Beahm, of CME Associates, to update the Township's Affordable Housing Trust Fund Spending Plan, at an amount not to exceed \$2,500.00, so that it may be submitted along with documentation and a certification to COAH to demonstrate that all funds from the Municipal Housing Trust Fund Spending Plan have been spent or committed within four years of the date of collection, and therefore the Township should retain all such funds for committed projects; 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 Jennifer Beahm.

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

The Mayor announces the following appointments to the Environmental/Shade Tree Commission:

Shane Toohey as the Alternate #2 member for an unexpired two year term.

**CONFIRM MAYOR'S APPOINTMENT TO THE ENVIRONMENTAL/SHADE TREE COMMISSION**

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

BE IT RESOLVED, that the Township Committee confirms the Mayor's appointment of Shane Toohey as the Alternate #2 member of the Environmental/Shade Tree Commission 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 Secretary to the Environmental/Shade Tree Commission.

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

**AUTHORIZE THE PAYMENT OF BILLS**

Mr. Bishop offered the following resolution, moved and seconded by Ms. Jahn, 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	781,093.02
FEDERAL & STATE GRANT FUND	7,088.32
TRUST OTHER	36,960.14
GENERAL CAPITAL FUND	415,494.81
SEWER OPERATING FUND	8,536.99
SEWER CAPITAL FUND	69,718.53
MARINA OPERATING FUND	174,566.41
MARINA CAPITAL FUND	450.00
DOG TRUST	7,523.80
LIBRARY TRUST	7,031.75
BILL LIST TOTAL	\$1,508,463.77

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.

**AUTHORIZE DEED OF DEDICATION AND PERPETUAL STORM DAMAGE REDUCTION EASEMENT AND AGREEMENT WITH THE OCEAN GROVE CAMP MEETING ASSOCIATION**

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

WHEREAS, Ocean Grove Camp Meeting Association, Neptune Township and the citizens of Neptune Township have available the opportunity to participate with the United States Army Corps of Engineers in a program to construct a storm beach replenishment project as adopted by the State of New Jersey; and

WHEREAS, in order to participate in the beach replenishment project, which has the purpose of replenishing and protecting the beaches of Neptune Township located at Ocean Grove from erosion and degradation, the Ocean Grove Camp Meeting Association must dedicate to the Township of Neptune and the State of New Jersey a Deed of Dedication and Perpetual Storm Damage Reduction Easement to property identified more fully in the aforesaid deed, true copy of which is attached hereto and made a part hereof as Exhibit "A," and in order to effectuate the Deed of Dedication, Neptune Township and the Ocean Grove Camp Meeting Association must enter into an agreement separate from the deed to address certain issues such as maintenance of the beaches, as set forth more fully in the proposed agreement attached hereto and made a part hereof as Exhibit "B".

WHEREAS, this Resolution shall provide for authorization pending adoption of an Ordinance authorizing the Deed of Dedication and Perpetual Storm Damage Reduction Easement and Agreement with the Ocean Grove Camp Meeting Association.

NOW THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Neptune, County of Monmouth, State of New Jersey, that pursuant to State Statute allowing municipalities to accept, seek and provide property for public use, the Township hereby authorizes, accepts and approves from the Ocean Grove Camp Meeting Association a Deed of Dedication and Perpetual Storm Damage Reduction Easement, which will allow Neptune Township and Ocean Grove to participate and receive the benefit of a storm damage reduction project undertaken by the United States Army Corps of Engineers and/or the State of New Jersey with regards to the beaches, as set forth more fully in Exhibit "A," but including also, the beaches of Neptune Township and in particular Ocean Grove; and,

BE IT FURTHER RESOLVED, the Mayor and Township Committee of the Township of Neptune, County of Monmouth and State of New Jersey, further authorizes entering into an Agreement between the Ocean Grove Camp Meeting Association and Neptune Township, a true copy of which is attached hereto as Exhibit "B" to address issues arising from the Deed of Dedication of Perpetual Storm Damage Reduction Easement, including but not limited to the issues of maintenance, and upon adoption of this Resolution authorizes the Mayor and Clerk to execute the aforesaid Agreements on behalf of Neptune Township; and,

BE IT FURTHER RESOLVED, that this Resolution provides for authorization pending adoption of the Ordinance Authorizing the Deed of Dedication and Perpetual Storm Damage Reduction and Easement Agreement with the Ocean Grove Camp Meeting Association.

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**

Ann Horan, 69 Clark Avenue, stated that there is a concern with the new Wednesday recycling pick-up day in Ocean Grove. Weekend residents/guests will leave recycling out from the weekend on Sunday night and it will sit for two days at the curb. Also, there is a concern about the idea of a recycling center near the Pennsylvania Avenue Pumping Station creating odors in the area. Mr. Gadaleta stated that he will speak to Wayne Rode, Director of Public Works regarding these issues.

Constance Holmes, Winding Ridge resident, stated that Winding Ridge residents received an increase in rent from \$1,300 to \$1,800 and the complex will be converting to market rate in 2015. Rents at Neptune Gardens are also going up, but the landlord has now agreed to a lower increase.

She stated that rent control is needed in Neptune Township. Mr. Bishop asked Mr. Anthony to make sure that the correct procedure was followed in converting affordable rate housing to market rate housing.

Ken Buckley, 65 Broadway, asked if the Township was pleased with the performance of the completed drainage system on Broadway. The Mayor stated that it seems to be functioning well. Mr. Buckley stated that the water drained quickly after the recent heavy rain.

Mr. Fornino stated that he is still gathering information and cost for the installation of speed tables for the Gables section of the Township.

Ms. Horan stated that the water company recently upgraded water lines in Ocean Grove. She asked if they will pave the streets that they disturbed. Mr. Gadaleta stated yes, they are required to pave the streets in accordance with our ordinance.

Laura Granelli, Highland Avenue, suggested that when the Township meets with the NJDEP on the river dredging that the petition with hundreds of signature also be presented to them.

Heinz Weck, Ocean Grove, stated that the Township did a great job on the Broadway drainage project.

Dorothy Argyros, 2100 Rutherford, stated that rents are being increased in Winding Ridge and something needs to be done. People are being driven out of their homes as a result of greed.

Catherine Rosco, Jaeger Avenue, asked when the Welsh Farms property will be completed and when the structure will be demolished. The Mayor stated that improvements will be starting soon and that the back portion of the main structure will be demolished.

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

Richard J. Cuttrell,  
Municipal Clerk