

TOWNSHIP COMMITTEE MEETING – JUNE 10, 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, Kevin B. McMillan and Mayor Eric J. Houghtaling. (Dr. Michael Brantley arrived during the open workshop session and Mary Beth Jahn arrived during the Executive Session)

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.

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 UCEDC Business Loan Program. Mr. Gadaleta stated that the Economic Development Corporation will be meeting to discuss this program. The program gets money to businesses that suffered physical or economic damage as a result of Hurricane Sandy. The application process is simple and awards are made quickly. Mr. Bishop added that businesses can apply for loss of revenue from 2013 versus 2012.

Mr. Bishop recommended waiver construction permit fees for World Changer projects. This has been done in prior years and is not a significant amount of money.

The Committee discussed the FEMA denial of the Ocean Grove Camp Meeting Association application for funding to repair the boardwalk and fishing pier. Mr. McMillan reiterated that the Township should do everything possible to assist. Mr. Bascom stated that the Township can also support them with other potential avenues of funding such as federal community development block grant funding.

Mr. Bascom stated that debris removal in the Shark River is underway. One obstacle is silt that contains sand but not in a high enough percentage to be placed in the ocean. The Township is still pursuing funding issues with FEMA with a few of the Township's projects, but many projects are moving through the process and both Engineering and Public Works are doing a great job. Mr. Gadaleta stated that a number of trees have been removed in Shark River Hills on Township property near Melrose, Valley and Highland. A reforestation/vegetative initiative will be in some of these areas where the removal of trees has created bog like conditions.

Dr. Brantley arrived.

Mr. Bishop stated that he would like a Hurricane Preparedness presentation for the various homeowners groups. Dr. Brantley asked about the status of the Wesley Lake wall funding and repair. Mr. Bascom stated that the funding ordinance is on the agenda for first reading and a more detailed cost estimate is now needed.

Mr. Anthony stated that he will be sending an opinion letter to the Committee regarding rent control.

Mr. Bishop asked for a status on Veterans Park. Mr. Gadaleta responded that the Township Engineer is working on demolition specifications for the rear part of the building. The property is being added to the list of Township properties for grass cutting and Public Works will be more attentive to the condition of the fence around the property.

Due to Neptune High School graduation ceremonies on June 24<sup>th</sup>, the Committee requested that the regular meeting scheduled for that evening be moved to June 20<sup>th</sup> starting at 4:30 p.m.

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

Mr. Bishop 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:

Contract negotiations – TNSA Treatment Plant Re-Rating

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.

Mr. Anthony reminded the Committee that they cannot discuss the Signature Place and Hovsons development projects on the west side of Jumping Brook Road. The Signature Place application was approved and the 45 day appeal period has past. The Hovsons project is pending before the Board of Adjustment.

Mr. Bascom stated that the former Jack's Rib & Ale property has been approved for demolition through FEMA due to flood damage. The Committee will need to decide whether to proceed with demolition. The Shark River Beach & Yacht Club is in the same situation as the Camp Meeting Association in regards to FEMA eligibility. They are going to dredge their marina with their own funds and the Township will accept the material at the closed landfill. The Committee indicated to proceed with the demolition of Jack's Rib & Ale.

Mr. Bascom stated that the Police Department is down three officers from the target number of 74, with possibly a fourth vacancy in the near future. A new Township job application for Police Officer has been prepared and is now complete. The Committee approved advertising for applications for police officer.

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).

#### REPORT OF THE CLERK

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

Senior Beacon for June and monthly Statistical Report for May.

A thank you letter from Barbara Gonos, Professor at Brookdale Community College, to Detective Gregory Washington for his guest lecture on community policing.

A letter from Assemblywoman Casagrande supporting the Township's resolution urging the NJDOT to widen Route 66

Rosemary Gray sent thank you letters to the following for providing programs or donations to Senior Center: Dr. Joel Ross, Daiana Rios, Dr. Ralph DelNegro, Ginny Gisoldi, Linda Hall and Karen Hunter.

### COMMENTS FROM THE DAIS

Randy Bishop expressed his condolences to the family of Lois Lawson. He stated she was a long time employee of the Township and earned her place in heaven because she had to work with Michael Bascom before she retired. He went on to state that she was also a member of the Neptune Housing Authority which he served on briefly with her. He stated she was an incredible person who represented the residents very well. He stated he would also remember her because her nick name for him was "her baby". He also expressed his condolences to the family of Frank Lautenberg's and stated he represented New Jersey well. He went on to state that the Memorial Day Parade was a great success and a lot of fun. He congratulated the Mayor on the Mayor's Ball and stated it was a tremendous success and he had a great time. He stated the recovery concert was phenomenal, there was great music and a great time was had by all. He commended the individuals who put it together. He stated the New Jersey Gay Parade held a great walk. He also met with World Changers and 628 young people are coming to 42 projects in Neptune Township and they will arrive on July 6 and will be with us for one week. He met with the Mayor's Youth Advisory Cabinet. He also requested volunteers to help get lunches to the workers. He also stated that he attended the retirement dinner for Chief Robert Adams. He commended him on the many years of service that he gave to the Township and for the work that he did for us. He congratulated Doc, Kevin, Eric, Alva Flores and Danielle Daly on their primary victories.

Mary Beth Jahn stated she also wanted to thank Doc, Kevin and Eric on their primary victories. She stated when Mr. Bishop brought up the Memorial Day it brought something to mind. She discussed a television show she watches that showed the horrors the veterans experience and it reminded her of why we celebrate this day.

Kevin McMillan expressed his condolences to Lois Lawson's family and stated she always had a smile on her face and was always happy. He stated every time he saw her she always had a lot of energy. He congratulated his counterparts on their primary victories. He congratulated the Mayor on a great Mayor's Ball. He stated it was the most money they've ever raised and he felt he did a fantastic job. He also congratulated Mr. Bishop on doing a great job as the Master of Ceremonies. He attended Bob Adam's retirement dinner and stated he did a great job as the Chief of Police. He attended the pride parade and felt it was interesting and had a great time.

Dr. Michael Brantley stated his wife attended the funeral for Ms. Lawson in his absence because they went to the same church and they were very good friends. He also expressed his condolences to the Lautenberg family as well. He stated he was in the Memorial Day Parade and it was hot but enjoyable and there was nothing but pride for them and his was grateful for the commitment they've made for this country. He stated he attended the pride parade which he's never attended before. And it was very interesting and enjoyable. He stated that Bob Adams dinner was great and thanked him for his years of service. He also announced that if anyone was willing to be a commissioner on the Wesley Lake to let him know because they are looking for a member. He stated the Mayor's Ball was great and he was proud of the job he has done and the reception was wonderful and he did a lot of work in raising the money.

Mayor Houghtaling stated he attended the ribbon cutting ceremony at the memorial park on South Riverside Drive the Friday before Memorial Day a student from Holy Innocents drew a picture of what her vision of what the park should look like. He stated they tried to stick with her vision and he asked her to come help cut the ribbon on that day. He reiterated that it was a wonderful day and a joyous occasion because a lot was accomplished at the park. He stated he attended the Ocean Grove Homeowners meeting and they had a presentation on derelict properties in Ocean Grove by Charles Layton. He urged Mr. Layton to keep up the good work. He stated he also attended the main Memorial Day Parade. He commended the Frederick Dempsey Post for a job well done. He also stated the Mayor's Ball was a success and it took a lot to get there but they did and they had almost 400 people. He stated in his mind he wanted to raise \$50,000. He thanked Beekman and Beekman for helping him get there. He stated the day after the ball the Township held the Recovery along the river concert which was great. There were close to 1500 people present and another \$50,000 was raised. He stated he also attended a lip sinc concert at Summerfield School, but prior to that a launch group took up a collection for all the teachers that were affected by Super Storm

Sandy. He stated he attended Chief Adams retirement party he had for years of service in the police department. He attended the tree planting in South Riverside Park also present were the Shade Tree Commission, boy scouts and girl scouts.

PUBLIC COMMENTS ON RESOLUTIONS

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

Ken Buckley, Broadway, stated that the Committee is considering a resolution to place a lien on a property. He asked why this type of lien is not being applied to the Parkview Inn. The building is crumbling and is another Sampler Inn in the making. He added that there are other properties that are also ignoring the Township's property maintenance codes. Mr. Anthony stated that he will respond during the Privilege of the Floor portion of the meeting.

ORDINANCE NO. 13-21 - ADOPTED

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

ORDINANCE NO. 13-21

AN ORDINANCE AMENDING ORDINANCE NO. 11-48 ENTITLED "AN ORDINANCE CREATING AND SETTING THE SALARY RANGE FOR NEW JOB TITLES AND AMENDING THE SALARY RANGES FOR ALL OTHER EXISTING JOB TITLES OF THE TOWNSHIP OF NEPTUNE AND REPEALING ALL PARTS OF PREVIOUS ORDINANCES INCONSISTENT HEREWITH" BY CREATING THE JOB TITLES OF DEPUTY TAX ASSESSOR, PART-TIME COURT SECURITY OFFICER, PART-TIME JAILER AND PART-TIME MUNICIPAL INTERN

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. 13-22 - ADOPTED

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

ORDINANCE NO. 13-22

AN ORDINANCE AUTHORIZING ACCEPTANCE OF DEED OF DEDICATION WITH REGARD TO BLOCK 10017, LOT 9.02 TO THE TOWNSHIP OF NEPTUNE

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. 13-23 - APPROVED

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

ORDINANCE NO. 13-23

BOND ORDINANCE PROVIDING FOR THE EMERGENCY WATERSHED PROTECTION MEASURES PROGRAM, INCLUDING WESLEY AND FLETCHER BASINS, BY AND IN THE TOWNSHIP OF NEPTUNE, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY; APPROPRIATING \$1,500,000 THEREFOR (INCLUDING A GRANT RECEIVED OR EXPECTED TO BE RECEIVED IN THE AMOUNT OF \$1,122,000) AND AUTHORIZING THE ISSUANCE OF

\$359,100 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE  
PART OF THE COST THEREOF

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

Mr. Cuttrell stated that the Public Hearing on Ordinance 13-23 will be held on Thursday, June 20, 2013 at 4:30 p.m.

CONSENT AGENDA

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

AUTHORIZE THE REFUND OF MUNICIPAL MARINA DOCKAGE AND STORAGE FEES

WHEREAS, several Municipal Marina clients have made payments for summer dockage or kayak storage at the Municipal Marina; and,

WHEREAS, these individuals have requested a refund either as a result of damage to their personal watercraft or the current unavailability of certain portions of the marina infrastructure as a result of Hurricane Sandy; and,

WHEREAS, the Harbor Master recommends a refund of the deposits for summer dockage fees and storage fees,

THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Neptune, that the Harbor Master be and hereby is authorized to cancel and refund the following fees in association with the Municipal Marina:

<u>NAME</u>	<u>TYPE OF FEE</u>	<u>AMOUNT</u>
Robert Arcoleo	2013 Summer Dockage	\$ 453.75
Peter Clarke	2013 Summer Dockage	\$ 553.00
Robert Forsyth	2013 Summer Dockage	\$ 553.00
Gale Wyzykowski	Kayak Storage	\$ 250.00

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

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 6, with an address of 1511 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 6, with an address of 1511 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.

PLACE LIEN ON VARIOUS PROPERTIES

WHEREAS, Ordinance #843 of the Township of Neptune states that where a violation or condition exists on any property in the Township of Neptune that is of such a nature as to constitute an immediate threat to life, health, safety and the well being of residents in this township unless abated without delay, the Director of Code Enforcement may abate the violation or condition immediately or order the owner, operator or occupant to correct the violation or condition within a three-day period; and

WHEREAS, the Director of Code Enforcement determined that the condition of the properties listed below constituted such a threat; and,

WHEREAS, the Director of Code Enforcement has notified the Township Committee of the Township of Neptune that the owners of said property have failed to correct the condition/violation as ordered; and

WHEREAS, the Director of Code Enforcement has had the condition corrected in accordance with Article IV, Section 6.2 (a) of Ordinance #843 at a total cost as indicated below,

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 properties; and,

<u>BLOCK/LOT</u>	<u>ADDRESS</u>	<u>AMOUNT</u>
434/38	4 Tremont Drive	\$2,200.00
319.02/6	103 Allenhurst Avenue	742.50
303.22/11	301 Deal Avenue	1,295.00

BE IT FURTHER RESOLVED, that a copy of this resolution along with the Code Enforcement Supervisor's report be forwarded to the Tax Collector.

ACCEPT DONATION OF A 1996 FORD AMBULANCE FROM THE NEPTUNE TOWNSHIP BOARD OF EDUCATION

WHEREAS, the Neptune Township Board of Education has declared that a 1996 Ford Ambulance is no longer needed by the School District and is therefore surplus equipment; and,

WHEREAS, the Emergency Management Coordinator has inspected said ambulance and found that it is in good condition and can be utilized by the Office of Emergency Management; and,

WHEREAS, the Neptune Township Board of Education has offered the ambulance to the Township of Neptune at no cost,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby accepts a donation of a 1996 Ford ambulance bearing vehicle identification number 1FDKE30FXTHB30949 from the Neptune Township Board of Education at no cost to the Township for use by the Neptune Township Office of Emergency Management; and,

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Emergency Management Coordinator, Business Administrator, Assistant C.F.O and Neptune Township Board of Education.

RELEASE ALL SURETY BONDS AND DEVELOPERS ESCROW FOR IMPROVEMENTS AT HOLIDAY INN EXPRESS (3310 ROUTE 66)

WHEREAS, Neptune Lodging Realty, LLC filed a cash maintenance guarantee in the amount of \$45,540.00, guaranteeing the maintenance of site improvements for two years at the project known as Holiday Inn Express, located on State Highway 66 (Block 10000, Lot 29); and,

WHEREAS, the two year maintenance period has expired and the Township Engineer has conducted an inspection; and,

WHEREAS, on May 24, 2013, the Township Engineer certified that all site work has been completed and said maintenance bond may be released,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby authorizes the release of the maintenance guarantee as stated herein; and,

BE IT FURTHER RESOLVED, that all remaining balances in the maintenance guarantee account and inspection escrow account be and are hereby authorized to be refunded; and,

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

EMPLOY TEMPORARY MUNICIPAL INTERNS

WHEREAS, the Township of Neptune has adopted Ordinance No. 13-21 which creates the position of Municipal Intern; and,

WHEREAS, the Business Administrator has recommended the employment of three interns to perform various administrative duties; 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 individuals be and are hereby employed as temporary Municipal Interns assigned to the municipal departments as indicated and to perform other duties as assigned by the Business Administrator effective immediately at an hourly wage of \$10.00; and,

Michael Schnurr - Administration  
Marc Freda - Assessing  
Kyle Bascom – Police/Public Safety

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

**RENEW LIQUOR LICENSE HELD BY KRENKEL-LIQUORS, INC. T/A KRENKEL LIQUORS**

BE IT RESOLVED, by the Township Committee of the Township of Neptune that the Plenary Distribution Consumption License known as 1334-44-009-005 be renewed to Krenkel-Liquors, Inc. t/a Krenkel Liquors, located at 700 Highway 35 for the 2013-2014 licensing year under the following conditions (continued from the prior licensing period):

1) There will be no ingress and egress for customers of the liquor store and the main food store within the building. The only ingress and egress of the liquor store will be from the outside of the building. Employees of Krenkel's may utilize a door, or common counter area only to be utilized by employees of Krenkel's, within the subject building for ingress and egress between the two businesses.

2) A surveillance camera will be installed on the outside of the building to monitor the package goods store. Alternatively, a camera installed on the inside of the store will suffice so long as it monitors the outside of the store.

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the Division of Alcoholic Beverage Control, Municipal Clerk and the License Holder.

**AUTHORIZE THE RENEWAL OF LIQUOR LICENSES FOR THE 2013-2014 LICENSING YEAR**

WHEREAS, the following liquor licensees have completed the renewal application and a New Jersey State Sales Tax Clearance Certificate has been received by the Clerk's Office,

BE IT RESOLVED, by the Township Committee of the Township of Neptune that the following Plenary Retail Consumption Licenses, Plenary Retail Distribution Licenses, and Club Licenses in the Township of Neptune be and are hereby renewed for the period July 1, 2013 to June 30, 2014:

**PLENARY RETAIL CONSUMPTION LICENSES**

<u>STATE NUMBER</u>	<u>NAME</u>	<u>ADDRESS</u>
1334-33-004-005	Ruby Tuesday, Inc. t/a Ruby Tuesday	3595 Highway #66, Neptune
1334-33-007-004	Garden Bar Liquors t/a Sprengel's Sports Bar	2447 Highway #33, Neptune
1334-33-010-007	Jumping Brook Spirits, Inc. t/a Jumping Brook Spirits	3701 Highway #33, Neptune
1334-33-011-003 Neptune	35 Brew Inc., t/a Headliner	1401 Highway #35,
1334-33-012-015	East Coast Eatery, LLC	3548 Route 66, Neptune

1334-32-014-011	Saker Shop-Rites, Inc, t/a ShopRite Liquors and Wines of Neptune	2200 Highway #66, Neptune
1334-33-018-013	Clones, LLC t/a "Clancy's"	25 South Main St., Neptune
1334-33-019-004	Neptune Liquors, LLC – Charles Stanziale, Liquidating Trustee	Inactive
1334-32-020-007 Neptune	Chen's Group Inc. t/a Sunsets	302 South Concourse,
1334-33-021-005	Ayles Corp., t/a "Shore Lanes"	701 Highway 35, Neptune
1334-33-023-009	Neptune Ale House, LLC t/a MJ's	3295 Highway 66, Neptune
1334-32-024-003	Sudsy Enterprises, Inc. t/a Sudsy Mug Saloon	1105 6 <sup>th</sup> Avenue, Neptune
1334-33-026-007	Matrix/Jumping Brook, LLC t/a Jumping Brook Golf & Country Club	210 Jumping Brook Rd, Neptune
1334-36-037-001 Neptune	MCRS Neptune Tenant, LLC t/a Residence Inn	230 Jumping Brook Rd,

PLENARY RETAIL DISTRIBUTION LICENSES

1334-44-001-004	Karan NJ Inc. t/a "Rick's Wines & Liquors Store"	2832 West Bangs Ave,
1334-44-006-005 Neptune	Jai Durga Ma, Inc. t/a Guy's Package Store	1417 Corlies Ave.,
1334-44-015-003 Neptune	Prit & Prisha, Inc. t/a Discount Liquor Warehouse	1611 Asbury Ave.,

CLUB LICENSES

1334-31-027-001 Neptune	Frederick Dempsey Post No. 266 American Legion	240 Drummond Ave,
1334-31-029-002 Neptune	SRBYC, Inc. t/a Shark River Beach & Yacht Club	South Riverside Dr.
1334-31-031-001 Neptune	O'Brien Major VFW Post 2639	1515 Corlies Ave.
1334-31-032-001	Neptune Township American Legion Post #346	21 Gully Road, Neptune
1334-31-035-001 Neptune	Lodge 128 BPOE of the USA, Inc.	3409 West Bangs Ave.,

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the Division of Alcoholic Beverage Control, and Municipal Clerk.

The resolutions of the Consent Agenda were approved on the following vote: Bishop, aye; Brantley, aye; Jahn, aye; McMillan, aye; and Houghtaling, aye.

AUTHORIZE THE PURCHASE OF POLICE SECURITY EQUIPMENT AND SERVICES UNDER THE NEW JERSEY STATE COOPERATIVE PURCHASING PROGRAM



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

WHEREAS, the Neptune Township Police Department wishes to purchase security equipment and services 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, ELSAG North America has been awarded New Jersey State Contract No. A81318 for this equipment and 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 the equipment and services shall not exceed \$46,925.00; and,

WHEREAS, funds for this purpose are available through an Urban Area Security Initiative Grant (\$27,000.00) and a FY11 Edward Byrne Justice Assistance Grant (\$19,925.00) 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 of police security equipment and services through the New Jersey Cooperative Purchasing Program for the Neptune Township Police Department be and is hereby authorized at an amount not to exceed \$46,925.00; and,

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Deputy Chief of Police, 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 CHANGE ORDER #1 IN CONNECTION WITH DREDGING OF THE SHARK RIVER MUNICIPAL MARINA

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

WHEREAS, a contract was awarded to D&J Mazza in the amount of \$405,000.00 in connection with dredging of the Shark River Municipal Marina; and,

WHEREAS, changes to the contract have been experienced as a result of the rental of a larger D6 bulldozer and excavator, with operators, to move and spread the dredged material as well as creating additional capacity at the former municipal landfill; and,

WHEREAS, this change has been approved by the Township Engineer; and,

WHEREAS, funds for this purpose are available in Ordinance No. 13-18 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 Mayor and Clerk be and are hereby authorized to execute Change Order #1 in the contract with D&J Mazza in connection with dredging of the Shark River Municipal Marina resulting in a net increase of \$50,025.00 (\$3,335.00 per day) revising the total contract amount to \$455,025.008; and,

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

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 Dr. Brantley, 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	859,019.92
FEDERAL & STATE GRANT FUND	248.00
TRUST OTHER	12,290.00
GENERAL CAPITAL FUND	180,351.67
SEWER OPERATING FUND	1,011,559.78
MARINA OPERATING FUND	297,224.60
MARINA CAPITAL FUND	300,820.80
LIBRARY TRUST	1,455.37
BILL LIST TOTAL	\$2,662,970.14

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.

#### PRIVILEGE OF THE FLOOR/PUBLIC COMMENTS

Kennedy Buckley, Broadway, questioned if Neptune could help and take over a marina theny why couldn't they help with the boardwalk. He questioned whether there was anything feasible that could be done with the flooding on Broadway. He also questioned whether the Committee saw any solution to the Parkview Inn rather than demolition. (Mr. Bishop left the room during the discussion of the Parkview Inn)

Mr. Anthony stated summarized the history of the Parkview inn and from his point of view whatever he does he's got to appeal to the bankruptcy court.

Mr. Buckley stated it was unacceptable to her that the Township's Code Department did not find anything worthwhile to go after.

Mr. Houghtaling stated they were trying the best that they could. He also informed him the reason the Township was fixing the marina and not the boardwalk was because the Township owns the marina and not the boardwalk. He went on to state that as far as the flooding on Broadway he could not give an answer to that right away.

Mr. Bishop returned.

Dorothy Argyros, 2100 Rutherford Avenue, stated it was Beirut in Neptune at the corner of Route 33/35 and it looked like a bombing raid has taken place there. She went on to state that it still looks the way in spite of the last time she was her at a meeting and presented the Committee with pictures. She stated she was not sure that the Committee was concerned with the health and welfare of the residents that live in that area.

Mayor Houghtaling stated some things have changed and there was now a fence there and it is considered a construction site.

Mrs. Argyros stated every once in awhile she will see one man and a yellow truck and there's a 16ft wide hole in the fence.

Mayor Houghtaling stated the Township has taken great measures to make sure the fence is closed.

Mrs. Argyros stated she wanted to point on the regulations and restrictions that apply at that place. She stated the neighborhood was called an environmental injustice neighborhood and it's lower income people who have been tortured with everything that has been thrown at them. She stated cancer had even turned up in that area because young boy got it. She also stated she could smell

gasoline in that area. She went on to list the restrictions she felt applied to that area. She stated it was a joke out there and that both she and her friends are out there every Saturday morning with signs because no one has done anything.

Mayor Houghtaling informed her that he would come out to see her on Saturday.

Charles Layton thanked the Mayor for his kind words earlier and went on to state that if the bankruptcy were to drag on for three years all of the legal excuses would sound lame to the people in Ocean Grove. He stated that place was falling apart and the residents in Ocean Grove were very serious about this and would like for the Township Committee to appeal to the bankruptcy person to come out and see the safety issues and then allow the Township to do something about it.

Mr. Anthony stated this was not a bankruptcy that requires a trustee. He talked to the attorney for the bankruptcy and he stated it was considered a relatively small bankruptcy so he does not think it would take three years to resolve this. In fact when he spoke to the attorney he stated he was looking for resolution within the next 90 days. He stated he was trying to set up a meeting with the attorney for the Parkview. The attorney wants to also meet with him and code enforcement to discuss remedial help to deal with the Parkview short of demolition and short of completing the bankruptcy. He was actually talking about the Parkview spending money to make things right to prevent fire or collapse while the bankruptcy process continued. He went on to state that hopefully the meeting would take place something this week and if it doesn't work out he would have to make applications before the bankruptcy court. He stated the Committee could not take action without approval of the court or else they would be in contempt of court. He assured him that he would take whatever legal action it would take to address immediate problems, while addressing the long term issues of the Parkview.

Mr. Layton stated if they could be done it would be appreciated. He also stated that he was told that the creditors had until September to file claims in court.

Mr. Anthony stated things should move along from there.

Mr. Layton asked that he keep them informed.

Charles DeMaria, 17 Tall Pines Drive, stated he was concerned with what was being build around the Villas because he felt there was a problem with traffic during peak hours. He stated the residents wanted safe, orderly, protective areas. He stated that he heard there were two more developments proposed for the area near his home. He asked the Committee to be considerate of the seniors, children and residents that lived in the Western part of Neptune.

Paul Steffen, Villas Homeowners Association President, stated the Villa's Association consisted of 160 families united in their efforts to live a good existence in Neptune Township. They are a community that exists because of the foresight and planning of the officials of Neptune. He felt they should work together so everything was harmonious. He stated his community had many professionals and they all plea for the enjoyment of everyone for safe streets. He felt the Township should address the traffic issue before it was too late.

Hank Coakley, Valley Road, thanked the Committee for their manpower presence at the concert on June 1<sup>st</sup>. He apologized to the Committee and Wayne Rode regarding an issue on Melrose Avenue. He stated he met Mr. Rode and the contractor did what he was suppose to do and since then extra work and man power was used. He also questioned why the ordinances were being heard on Thursday at 7pm.

Mayor Houghtaling stated he was disappointed that they had to move it but the high school graduation was on the same night as the originally scheduled meeting day and this was the only time that everyone could make it.

Mr. Coakley suggested they postpone the meeting.

Mr. Anthony stated they could not postpone the meeting because the bond ordinances had to be acted on.

Eric Tollefsen, 19 Broadway, spoke in reference to two storms within the last two days. He stated flooding was affecting their business and it was really stressful and it also looked like Fletcher Lake had crested and the storm drains looked overwhelmed. He questioned what could be done and asked whether the lake needed to be drained. He also stated that most drains were marked out with yellow lines but Beach Avenue wasn't.

Mr. Bishop stated they could check into it but the corners were normally marked off for emergency

visuals so they will know when to turn.

Jane Casale, 33 Broadway thanked Mayor Houghtaling for coming by on Saturday. She stated it broke her heart to see a friend outside trying to clear his drains due to the rain. She stated she would like the engineer to look at the problem because it was a nightmare.

Marilyn Laberty, 11 Broadway stated the most disturbing comments to her were that the flooding has always happened and to get over it. She went on to state that this has only been a problem since last June and the problem today was 100% based on drainage. She also discussed an incident that took place earlier today. She presented pictures to the Committee.

Gail Oliver, Neptune City, stated she noticed that the fence on the Old Dente Fence property on Route 35 and Bangs Avenue was down. She questioned whether or not something was going on because the grass was now cut when previously it wasn't.

Mr. Gadaleta stated he would take a look into it but was not aware of any projects going on.

Ms. Oliver stated the tree limbs on Route 33 heading west were growing and getting lower onto the traffic lanes near Rita's.

Mayor Houghtaling stated he would write a letter to the State.

Joe Wenning, 2 Tall Pines Drive, stated he noticed the Township Attorney had comments regarding construction near the Villas and he wanted to hear them.

Robert Herbert, 47 Tall Pines Drive, stated he was concerned the new proposal would have children going to school in Neptune. He was concerned with the congestion near his home and if the children would be bussed it would create a lot of problems and he was concerned with the children's safety.

Connie Holmes, Winding Ridge, questioned whether the Committee had any information on Rent Control.

Mayor Houghtaling stated at this point we are still looking into it and he had nothing official to report. He assured her that they were trying to work with them.

Mr. Anthony stated he had an opinion letter dictated but not yet typed regarding rent control.

Mr. Bishop requested Mr. Anthony contact Ms. Hoffmann and set up a meeting to see how it fits into our affordable housing plan.

Herb Herbst, 2 Heck Avenue, stated it has come to his attention that the Ocean Grove Post Office is making changes and he hoped that they were not going to close. He went on to state that the carriers will change their method of delivery. They will have to carry their mail and will no longer be able to use a cart. They will now drive a truck into Ocean Grove and go back and forth to the truck to get mail. He questioned where would they park and also whether there was improper management because they should not that five or six trucks are not needed in Ocean Grove.

Tassie York, 11th Avenue, congratulated Mr. McMillan, Dr. Brantley and Mr. Bishop on their victories. She stated seven years ago a young man was shot and killed and its memorialized every year. She stated the kids were not listening to curfew and more police presence was needed. She also stated that there was a drainage problem where she lives on 11<sup>th</sup> Avenue. It's horrific and she would like for them to look into it.

Ann Horan, 69 Clark Avenue, discussed the garbage clean up and streets in Ocean Grove. She stated the other day the driver was cleaning the middle of the street rather than the sides. She felt that signs were needed to say not to park on certain sides of the street when doing the cleaning otherwise it's a waste of time.

Mr. Anthony made a statement on the Committee's ability to comment on site plan applications.

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

Richard J. Cuttrell, RMC  
Municipal Clerk