

TOWNSHIP COMMITTEE MEETING – MAY 12, 2014

Mayor Brantley 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, Eric J. Houghtaling, Kevin B. McMillan and Mayor Michael Brantley. Absent: Mary Beth Jahn.

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

Mayor Brantley 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 2, 2014 and The Coaster on January 3, 2014, 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. Bishop stated that progress has been made in the concept of developing affordable housing on Division St. The NJDOT is will to grant a recreation easement on the portion of the property they own that borders Route 33. The Township owns all but two lots on Division Street which could yield as many as 16 cottage style homes. The NJDOT is willing to give the Township the two lots only if the project is declared an area in need of redevelopment. The Township would sell all of the lots to a developer to recoup all costs associated with the planning and redevelopment study. CME Associates has proposed performing the research to declare the area in need of redevelopment at a cost of \$5,000.00. When the time comes for the Township to select a Developer, Mr. Bishop recommended that a request for proposal be issued and firms such as Interfaith Neighbors, Habitat for Humanity and Cityworks could bid the project. The Committee indicated that CME Associates should proceed with the research.

Mr. McMillan asked if police officers will be trained on the use of Narcon which is injected to reverse the effects of a heroin overdose. Mr. Bascom stated that Neptune police officers are training now.

The Mayor asked that any comments on amendments to the personnel policy be submitted as soon as possible.

Mr. Houghtaling asked if state funding is available for the pending bond ordinance to purchase security cameras. Mr. Bascom stated no, but that this is joint effort with the County of Monmouth and City of Asbury Park. Mr. Bascom added that the Township is applying for a federal grant for personnel to cover the cost of overtime of existing police officers to identify gang members, provide additional street crime units, blitzing a particular area with police officers for short periods and tracking individuals recently released from prison.

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

Mr. Bishop offered the following resolution, moved and seconded by Mr. Houghtaling, 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 – Update on pending litigation  
Personnel – Vacancy on Board of Adjustment  
Real Estate negotiations – Blue/Green Acres acquisition  
Real Estate negotiations – Request for easement

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

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

Mr. Anthony reported that settlements have been reached in the rent control litigation and with Demaio in regards to work at the North Riverside Pumping Station. There will be a change order for final payment of \$15,000 rather than the \$34,000 being asked for by Demaio.

Reverend Joseph Calhoun was recommended for appointment to the Board of Adjustment.

Recommendations for hiring to fill several vacancies will be provided prior to the next meeting.

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

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

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 Brantley 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 2, 2014 and The Coaster on January 3, 2014, posting the notice on the Board in the Municipal Complex, and filing a copy of said notice with the Municipal Clerk. In addition, the meeting agenda, resolutions and ordinances are posted online at [www.neptunetownship.org](http://www.neptunetownship.org).

#### APPROVAL OF MINUTES

Mr. Bishop offered a motion, seconded by Mr. McMillan, to approve the minutes of the meeting held on April 14th. All were in favor.

#### REPORT OF THE CLERK

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

Senior Center monthly statistics for April.

A letter from Rosemary Gray thanking Lisa Gallup, Music Teacher at Gables Elementary School, and her students for performing a Spring Concert at the Senior Center.

Notification from the NJDOT that the Township has been awarded a \$250,000 Transportation Trust Fund grant for Improvements to Central Avenue.

#### COMMENTS FROM THE DAIS

Diana Harris, M.U.R.C. President, thanked everyone for attending Beautification Day in Midtown. She distributed a Pledge to each member of dais to keep the neighborhood clean. Each individual recited and signed the Pledge.

Mr. Houghtaling stated last week they had a safety luncheon for the Public Works Department for all that they've done. He attended the Mayor's Youth Pasta Dinner and everyone did a great job and it was well attended. He also went to the NJROTC ceremony and presented a scholarship. He attended the MURC Cleanup at Liberty Park. There were a lot of volunteers who worked on the

Community gardens. He thanked Pastor Brown for his help. He also attended the walk for Mary's Place and supported what they were doing. While in Ocean Grove he checked out the garage sales. He expressed his condolences to the family of Julie Schreck the former Mayor of Bradley Beach. She left behind her husband and a daughter.

Mr. Bishop stated he attended a meeting with thirteen of the residents from School House Square about concerns they were having. It was a very productive meeting. He thanked TRF and Shawn McKowski for being there and meeting individually with the residents. He went to the parade committee and had the opportunity to read the essays that were submitted and they were great. He also attended the Senior Center Volunteer luncheon which thanked over 140 seniors for helping and wanting to give back to their community. He went to a house dedication in Asbury Park with Interfaith Neighbors and New Jersey National Gas for two new homes they are building on Dewitt Avenue. He went to the induction of the new officers for the VFW 2639, attended the MURC clean up and commended Diana Harris and felt it was a great day. He went to the walk for Mary's Place and attended the Monmouth County Cotillion and Neptune pretty much did a sweep of the honors. Neptune took four of the top six titles. The Mayor's Youth Advisory Spaghetti Dinner was great. They raised over \$850.00. He thanked Roberta Grace who volunteered many hours, the same for the Senior Center Staff and Dan. He thanked Panera for donating the bread, Walmart for the dessert and Restaurant Depot. He appreciated everyone who came and his heart went out to Julie Schreck's family. He stated it was an honor to know and work with her.

Kevin McMillan sent his condolences to the family of Julie and stated whenever you saw Julie you saw her daughter Molly. He attended the Mid-Town beautification day and Diana had everyone did a wonderful job. The town rallied behind her and they had a beautiful event. He attended a labor brunch that honored Eric Houghtaling and the food was good. He also attended the financial literacy work shop at the High School and it was fantastic. He thanked Mike Bascom, Vito Gadaleta, Mr. Allen, Roberta Grace, Mr. Kalowski and MURC for their help. He thanked the town for rallying behind him. He also attended the Sexual Harassment and discrimination training that was held for the Township officials.

Dr. Michael Brantley thanked all the Committee members for attending the various events. He's attended all that he could. He sent condolences to Mrs. Schreck's family and the Balzarano family. He also attended the New Jersey Conference of Mayors and had the opportunity to network. He did a number of weddings. He attended the spaghetti dinner that was held by the Mayor's Youth Cabinet. He commended Randy for such a great event and stated the kids did a great job. He also attended the Healthcare Prospective luncheon sponsored by Meridian in Long Branch and the paddle board race that was held by the Asbury Park Chamber of Commerce, both were great events. He attended and participated in the Mid-Town Beautification Day and has been taking motrin since. He also gave an update on the Wesley Lake Project.

#### ADOPT 2014 TOWNSHIP OF NEPTUNE MUNICIPAL BUDGET – TABLED

Mr. Bishop offered a motion, seconded by Mr. Houghtaling, to table a resolution to "Adopt 2014 Township of Neptune Municipal Budget". All were in favor.

#### AUTHORIZE SETTLEMENT IN THE MATTER OF THIRD GARDEN PARK LIMITED PARTNERSHIP AND METPARK II, LLC v. TOWNSHIP OF NEPTUNE, SUPERIOR COURT OF NEW JERSEY, COUNTY OF MONMOUTH LAW DIVISION DOCKET NO. L-3730-13 - TABLED

Mr. Bishop offered a motion, seconded by Mr. McMillan, to table a resolution to "Authorize settlement in the matter of Third Garden Park Limited Partnership and Metpark II, LLC v. Township of Neptune, Superior Court of New Jersey, County of Monmouth Law Division Docket No. L-3730-13". All were in favor.

#### PUBLIC COMMENTS ON RESOLUTIONS

Ann Horan, 69 Clark Avenue, requested an explanation of Resolution #14-257. She asked who requested it and what role the law enforcement officer would play..

Mr. Bascom stated the Ocean Grove Camp Meeting requested the assignment of an additional special law enforcement officer for 8hrs per day during the summer season and they will reimburse the Township for the full cost.

Christina Shultz, 24 Oak Crest Drive commented on Resolution #14-271. She stated she was thrilled to see this resolution on the agenda because they've been requesting it for over a year to have improvements on Jumping Brook Road and they've gotten some response from both the former and current Mayor on temporary solutions. She stated she still would like something long

lasting. She thanked Sgt. Zarro for the great job he's done. She questioned the time frame it would take the engineer to complete the project.

Mr. Bascom stated as soon as the resolution was adopted they would authorize the engineer to begin the work and it could take anywhere from 60-120 days.

Dorothy Argyros commented on Resolution #14-268 and stated she was not in favor of surveillance of innocent people walking around innocently and she did not want them to spend her money on this. She urged the Committee to vote against this. She also commented on Resolution #14-263 and questioned whether the residents received notice of change orders.

Mr. Bascom stated the resolution was the notice.

Mr. Golub commented on Resolution #14-271 and questioned whether there would be any structural redesign.

Mr. Bascom stated it could.

Mr. Golub questioned whether the street would be widened because he was not in favor of it because he was concerned with traffic and environmental safety. He commended the Township for participating in town events.

Edwin Robinson referred to Resolution # 14-265 and questioned what would the money be spent on.

Mr. Bascom stated it would be a multi-phase approach to reduce gang activity. It would focus on marked patrol, street crime units. Neptune will be the lead in applying for the money and the county will be in charge of the funds. They will not be hiring new officers but there will be overtime. They feel that the overtime would be more effective than hiring new officers.

Diana Harris asked the Committee to vote in favor of Resolution #14-268 and stated it was not in violation of people doing the right thing. She also stated she was in support of Resolution #14-261 and requested the Committee's support of this work program for at risk youth.

Hank Coakley, Valley Road, questioned what was the lawsuit for that was mentioned in Resolution # 14-263.

Mr. Anthony stated they tried to cut it off at the path. The dispute was over what work was authorized and what should or should not be paid.

Mr. Coakley also questioned whether they had a better location other than 149 S. Riverside Drive as mentioned in Resolution #14-264.

Mr. Bascom confirmed that was the address of the marina.

Mr. Coakley then began to speak on gun control and his personal views regarding it.

Gail Oliver questioned whether the property mentioned in Resolution #14-266 vacant property because if so there was a foreclosure sign on it and it is an eyesore. She stated she would like to see it demolished and questioned the status of the property.

Mr. Bascom stated this means the taxes have be paid in full.

Mr. Bishop asked if Mr. Doolittle could be instructed to go out and take a look at the property.

Kathy Arlt stated there was a resolution with a number of liens on various properties. She questioned what were they for.

Mr. Cutrell listed the properties and the reason for the lien.

Kris Cottrell, Toomin Drive, commented on the signage on Jumping Brook Road. He stated there has been improvement but questioned whether the sidewalks could be placed on West Jumping Brook Road.

Mr. Bascom stated it's specifically mentioned in the proposal.

ORDINANCE NO. 14-18 - ADOPTED

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

ORDINANCE NO. 14-18

AN ORDINANCE TO AMEND VOLUME I, CHAPTER VII, SECTION 7-11 OF THE CODE OF THE TOWNSHIP OF NEPTUNE BY ESTABLISHING A STOP INTERSECTION AT PHOEBE DRIVE AND IRIS DRIVE

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

ORDINANCE NO. 14-19 - ADOPTED

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

ORDINANCE NO. 14-19

AN ORDINANCE TO ADD VOLUME I, CHAPTER II, SECTION 2-67 OF THE CODE OF THE TOWNSHIP OF NEPTUNE, ENTITLED "RESPONSIBLE CONTRACTOR REQUIREMENTS"

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

ORDINANCE NO. 14-20 - APPROVED

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

ORDINANCE NO. 14-20

BOND ORDINANCE PROVIDING FOR THE ACQUISITION AND INSTALLATION OF VARIOUS PUBLIC SAFETY TECHNOLOGY AND EQUIPMENT ITEMS, BY AND IN THE TOWNSHIP OF NEPTUNE, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY; APPROPRIATING \$400,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$380,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF

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

Mr. Cuttrell stated that the Public Hearing on Ordinance 14-20 will be held on Thursday, May 22, 2014.

AUTHORIZE AN AMENDMENT TO APPROVED 2014 MUNICIPAL BUDGET

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

WHEREAS, the local municipal budget for the year 2014 was approved on the 24th day of March, 2014; and,

WHEREAS, the public hearing on said budget has been held as advertised on April 28, 2014, and,

WHEREAS, it is desired to amend said approved as described below,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of

Neptune, of the County of Monmouth, that the following amendments to the approved budget of 2014 be made:

	From	To
<b>GENERAL REVENUES</b>		
3. Miscellaneous Revenues – Section D: Special Items of General Revenue Anticipated with Prior Written Consent of the Director of Local Government Services – Shared Service Agreements Offset With Appropriations:		
Fleet Maintenance – Allenhurst, Nept Fire, OG Fire, Neptune BOE	\$150,000.00	\$124,046.29
Liability, Workman’s Compensation, and Property Insurance – Neptune Fire, Ocean Grove Fire	\$175,000.00	\$173,343.00
Total Section D: Interlocal Municipal Service Agreements Offset with Appropriations	\$501,250.00	\$473,639.29
<b>SUMMARY OF REVENUES</b>		
3. Miscellaneous Revenues:		
Total Section D: Interlocal Municipal Service Agreements Offset with Appropriations	\$501,250.00	\$473,639.29
Total Miscellaneous Revenues	\$9,780,218.25	\$9,752,607.54
5. Subtotal General Revenues	13,660,715.06	13,633,104.35
6. Amount to be Raised by Taxes for Support Of Municipal Budget (a) Local Tax for Municipal Purposes Including Reserve for Uncollected Taxes	25,517,480.47	25,502,480.47
Total Amount to be Raised by Taxation for Support Of Municipal Budget	26,689,459.47	26,674,459.47
7. Total General Revenues	40,350,174.53	40,307,563.82
<b>8. GENERAL APPROPRIATIONS</b>		
(A) Operations- Excluded from “CAPS”		
Fleet Maintenance – Allenhurst, Nept Fire, OG Fire, Neptune BOE	\$150,000.00	\$124,046.29
Liability, Workman’s Compensation, and Property Insurance – Neptune Fire, Ocean Grove Fire	\$175,000.00	\$173,343.00
Public Safety Officer Program	\$ 65,000.00	\$ 50,000.00
Total Shared Service Agreements	\$913,250.00	\$870,639.29
Total Operations – Excluded from “CAPS”	\$2,670,866.04	\$2,628,255.33
Detail:		
Salaries & Wages	\$442,575.00	\$427,575.00
Other Expenses	\$2,228,291.04	\$2,200,680.00
(H-2) Total General Appropriations for Municipal Purposes Excluded from “CAPS”	\$7,461,747.53	\$7,419,136.82
(O) Total general Appropriations – Excluded From “CAPS”	\$7,461,747.53	\$7,419,136.82
(L) Subtotal General Appropriations	38,444,317.53	38,401,706.82

9. Total General Appropriations	40,350,174.53	40,307,563.82
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SUMMARY OF APPROPRIATIONS

(A) Operations – Excluded from “CAPS” Shared Service Agreements	913,250.00	870,639.29
Total Operations Excluded from “CAPS”	2,670,866.04	2,628,255.33
Total General Appropriations	40,350,174.53	40,307,563.82

BE IT FURTHER RESOLVED, that said budget amendment shall be published in The Coaster in the issue of May 15, 2014 and that notice is hereby given that a Public Hearing on this budget amendment will be held on Thursday, May 22, 2014 at 7:00 p.m. at the Neptune Municipal Complex, 25 Neptune Blvd, Neptune, NJ; and,

BE IT FURTHER RESOLVED, that two certified copies of this resolution be filed forthwith in the Office of the Director of Local Government Services for her certification of the local municipal budget so amended and that a copy be forwarded to the Chief Financial Officer and the Township Auditor.

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

Mr. Cuttrell stated the Public Hearing on the amendment will be held on May 22<sup>nd</sup> and the vote to adopt the Municipal Budget has been tabled until that date.

CONSENT AGENDA

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

AUTHORIZE ASSIGNMENT OF A SPECIAL LAW ENFORCEMENT OFFICER TO OCEAN GROVE CAMP MEETING ASSOCIATION PROPERTY

WHEREAS, the Ocean Grove Camp Meeting Association has requested the use of a Special Law Enforcement Officer for eight hours a day from May 15, 2014 to October 15, 2014 to patrol the boardwalk, beach, auditorium/tent colony and surrounding area presently owned by the Camp Meeting Association for the purpose of enforcing NJ state statutes and municipal ordinances; and,

WHEREAS, the Township has agreed to assign an officer for this purpose; and,

WHEREAS, the Ocean Grove Camp Meeting Association will reimburse the Township at a rate of \$20.00 per hour for this officer,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby authorizes the assignment of a Township of Neptune Special Law Enforcement Officer for eight hours a day from May 15, 2014 to October 15, 2014 at a rate of \$20.00 per hour (total cost of \$24,230) paid for by the Ocean Grove Camp Meeting Association for the purpose of patrolling Camp Meeting Association property to enforce applicable NJ state statutes and municipal ordinances; and,

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

AUTHORIZE THE CLOSING OF STREETS IN CONNECTION WITH THE OCEAN GROVE CHAMBER OF COMMERCE VINTAGE AUTO DISPLAYS

WHEREAS, the Ocean Grove Chamber of Commerce has scheduled two vintage auto displays for Saturday, May 17, 2014 and Saturday, September 20, 2014, on Main Avenue in Ocean Grove; and,

WHEREAS, it is necessary to designate temporary no parking and close two blocks of Main Avenue and two blocks of Pilgrim Pathway prior to and during the events; and,

WHEREAS, the Police Department has reviewed and approved these closures,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby designates temporary closure and posting of temporary no parking on Main Avenue between New York Avenue and Central Avenue and Pilgrim Pathway between Heck Avenue and Olin Street from 7:00 A.M. to 6:00 P.M. on Saturday, May 17, 2014 and Saturday, September 20, 2014; and,

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

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

WHEREAS, the Code Enforcement Supervisor 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 Code Enforcement Supervisor 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>
188/13	125 Anelve Avenue	\$ 690.00
180/3	412 Myrtle Avenue	780.00

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

AUTHORIZE EXECUTION OF A DEVELOPER'S/MAINTENANCE AGREEMENT WITH JERSEY SHORE UNIVERSITY MEDICAL CENTER FOR BLOCK 3000, LOT 8, 81 DAVIS AVENUE

WHEREAS, Jersey Shore University Medical Center applied for and was granted relief for the installation of one freestanding sign and four awnings with signage at the building entrances to 81 Davis Avenue before the Zoning Board of Adjustment; and,

WHEREAS, Jersey Shore University Medical Center has agreed to enter into a Developer's/Maintenance Agreement with the Township of Neptune to guarantee the faithful performance of the obligations and representations associated with the application before the Zoning Board of Adjustment; and,

WHEREAS, it is in the best interest of the citizens of the Township of Neptune to enter this Developer's/Maintenance Agreement with Jersey Shore University Medical Center to ensure the proper development of the aforesaid parcel and guaranteed maintenance of items and improvements made on said parcel,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the Mayor and Clerk are hereby authorized to execute the aforesaid Developer's/Maintenance Agreement with Jersey Shore University Medical Center for compliance with the Zoning Board of Adjustment's Resolution ZBA14/06 concerning Block 3000, Lot 8, 81 Davis Avenue, and representations upon submission and approval of all conditions arising from the aforesaid Resolution, and return the same to the Township Attorney for recording in the Clerk's office of Monmouth County; and,

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



AUTHORIZE SUBMISSION OF A PROPOSAL TO THE MONMOUTH COUNTY WORKFORCE INVESTMENT BOARD FOR FUNDING FOR THE “PROGRAMS SERVICING YOUTH” INITIATIVE

WHEREAS, the Township of Neptune, in partnership with the Midtown Urban Renaissance Corporation, desires to submit a proposal to the Monmouth County Workforce Investment Board for \$40,000 in funding for the Programs Servicing Youth initiative; and,

WHEREAS, Programs Servicing Youth is a 12 month employment and training program for ten (10) youths designed to improve the success rate for “out-of-school” youth with an emphasis on strong linkages between academic and occupational skills training, work readiness and/or preparation for post secondary educational or unsubsidized employment opportunities and will include a core programming activity while incorporating an intensive work readiness life skills component; and,

WHEREAS, there are no local matching funds required,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby authorizes the submission of a proposal, in partnership with the Midtown Urban Renaissance Corporation, to the Monmouth County Workforce Investment Board for \$40,000 in funding for the Programs Servicing Youth initiative as described herein; and,

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

AUTHORIZE FINAL CHANGE ORDER #4 TO IMPROVEMENTS ON THE NORTH RIVERSIDE DRIVE PUMP STATION, AND APPROVAL OF THE STIPULATION OF SETTLEMENT CONCERNING ALL CLAIMS WITH DEMAIO ELECTRICAL COMPANY, INC.

WHEREAS, the Township of Neptune awarded a contract to DeMaio Electrical Company, Inc., for electrical improvements to the North Riverside Drive Pump Station in the amount of \$495,000.00; and

WHEREAS, the Township Committee approved Change Order #1 by adoption of Resolution #13-309 which increased the contract amount by \$6,363.00; and,

WHEREAS, the Township Committee approved Change Order #2 by adoption of Resolution #13-451 which increased the contract amount by \$22,898.00; and,

WHEREAS, the Township Committee approved Change Order #3 by adoption of Resolution #13-474 which increased the contract amount by \$7,500.00; and,

WHEREAS, of the original contract in the amount of \$495,000.00, the contractor claimed additional costs and expenses in the amount of \$35,450.00, as well as disputed payment under Line Item entitled, “Carpentry;” and

WHEREAS, after negotiations with the contractor and his attorney, and the Neptune Township Engineer, Leanne Hoffmann and the on-site engineer for the Township, Roberts Engineering Group, LLC and the Township Attorney, Gene J. Anthony, Esq., it is recommended that all claims be settled by DeMaio Electrical Company, Inc., providing the Township with a \$1,000.00 credit to the Line Item entitled, “Carpentry” and that all other claims in the amount of \$35,450.00 be settled by way of Stipulation of Settlement and by a Change Order in the amount of \$15,000.00; and,

WHEREAS, funds for this purpose will be provided in the Special Emergency Appropriation – Sewer Utility and Ordinance No. 12-14, and the Chief Financial Officer has so certified in writing,

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Township Committee of the Township of Neptune that the governing body hereby authorizes the Mayor and Township Clerk to sign a Stipulation of Settlement and approval of Change Order #4 with regard to the North Riverside Drive Pump Station project that will allow the Township to receive a \$1,000.00 credit under “Carpentry” and allow payment to the contractor, DeMaio Electrical Company, Inc., in the amount of \$15,000.00 of the \$35,450.00 claim, and will release all parties of any other claims or responsibilities therein, resulting in a final contract amount of \$546,761.00; and,

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

Assistant C.F.O.

ACCEPT A GRANT FROM THE HAZARDOUS DISCHARGE SITE REMEDIATION FUND PUBLIC ENTITY PROGRAM THROUGH THE NEW JERSEY ECONOMIC DEVELOPMENT AUTHORITY AND THE DEPARTMENT OF ENVIRONMENTAL PROTECTION FOR SITE AND REMEDIAL INVESTIGATIONS AT 149 SOUTH RIVERSIDE DRIVE

WHEREAS, the Township of Neptune has applied for and has been awarded a grant in the amount of \$268,194.00 from the Hazardous Discharge Site Remediation Fund Municipal Grant Program through the Department of Environmental Protection and the New Jersey Economic Development Authority for Site Investigation and Remedial Investigation on the property located at 149 South Riverside Drive,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the above referenced grant is hereby accepted and the Mayor is hereby authorized to execute grant documents as an authorized representative thereunder, as the representative for the Township of Neptune; and,

BE IT FURTHER RESOLVED, that a certified copy of this Resolution be forwarded to the New Jersey Economic Development Authority, the Chief Financial Officer, Business Administrator and Administrative Assistant to the C.F.O.

AUTHORIZE SUBMISSION OF A GRANT APPLICATION TO THE UNITED STATES DEPARTMENT OF JUSTICE UNDER THE VIOLENT GANG AND GUN CRIME REDUCTION PROGRAM (PROJECT SAFE NEIGHBORHOODS)

WHEREAS, the United States Department of Justice, Bureau of Justice Assistance is accepting applications from municipal governments for Violent Gang and Gun Crime Program Grants (Project Safe Neighborhoods) to create safer neighborhoods through a sustained reduction in crime associated with gang and gun violence; and,

WHEREAS, the Township of Neptune desires to submit an application to obtain funding in the amount of \$500,000.00 to place street crime units from multiple jurisdictions in target areas and monitor improvements in the crime result as a result of this initiative; and,

WHEREAS, there are no local matching funds required,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune, County of Monmouth, State of New Jersey hereby authorizes the submission of a grant application to the United States Department of Justice, Bureau of Justice Assistance Violent Gang and Gun Crime Program in the amount of \$500,000.00 for the purpose as described herein; and,

BE IT FURTHER RESOLVED, that the Mayor, Clerk and Acting Director of Police are hereby authorized to execute the required grant application and to provide submittals and documentation as required by the United States Department of Justice; and,

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the Business Administrator, Deputy Chief of Police, Acting Police Director and Grant Coordinator.

AUTHORIZE THE ENDORSEMENT OF THE TAX SALE CERTIFICATE AFFECTING BLOCK 217, LOT 487 (1710 WEST LAKE AVENUE)

WHEREAS, all the taxes, costs and interest have been paid on the Tax Title Lien Certificate affecting the property listed below,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the Mayor and Clerk be and they are hereby authorized to endorse for cancellation the Tax Title Lien Certificate affecting Block 217, Lot 487 (1710 West Lake Avenue); and,

BE IT FURTHER RESOLVED, that a copy of this resolution and the endorsed Tax Sale Certificate be forwarded to the Tax Collector.

SUPPORT CLICK IT OR TICKET MOBILIZATION EFFORTS

WHEREAS, there were 545 motor vehicle fatalities in New Jersey in 2013; 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 19, 2014 until June 1, 2014 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 91% to 92%; 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 19, 2014 through June 1, 2014 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 THE SUBMISSION OF A 2014 EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE LOCAL PROGRAM GRANT APPLICATION

WHEREAS, the U.S. Department of Justice, Office of Justice Programs, Bureau of Justice Assistance has posted the availability of grant funds for the Edward Byrne Memorial Justice Assistance Local Grant Program FY 2014, which provides a no match funding source to local units of government for law enforcement and justice initiative purposes. The aggregate of the available funds for the eligible Monmouth County Communities is \$59,448.00 and Neptune Township along with Asbury Park and Long Branch are eligible to share in this funding; and,

WHEREAS, the Police Departments from each of the communities desires to apply for this program for the purpose of purchasing Communication Equipment, Information Technology, Surveillance and Security technology along with the eligible related training and supplies to advance the public safety and the efficiency of the Police Departments,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that, the Mayor or his designee, the Chief Financial Officer and the Deputy Chief of Police, be and are hereby authorized to submit a 2014 Edward Byrne Memorial Justice Assistance Local Assistance Grant Program application to participate in the sharing of the aggregate of the Monmouth County funding and the Deputy Chief Of Police be and is hereby authorized to enter into an agreement in the form of a Memorandum of Understanding with Monmouth County, Asbury Park and Long Branch to administer this grant; and,

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

APPROVE LIBERTY FIRE COMPANY TO SOLICIT DONATIONS ON A PUBLIC ROADWAY

WHEREAS, Ordinance No. 11-22 establishes procedures for qualified charitable organizations to solicit donations on public roadways; and,

WHEREAS, Liberty Fire Company has completed the required application and received approval from the NJDOT to solicit donations on a state highway; and,

WHEREAS, the Deputy Chief of Police has approved said request,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that Liberty Fire Company be and is hereby authorized to solicit donations at Highway 35 and West Bangs Avenue on the following dates and times:

May 23, May 24, May 31, June 21, July 5, August 9, August 30, August 31 and September 6 from 8:00 a.m. to 4:00 p.m.

July 4, August 8, August 29 from 4:00 p.m. to 8:00 p.m.

September 1 from 8:00 a.m. to 1:00 p.m.

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

APPROVE THE TRANSFER OF TAXI MEDALLION LICENSE NO. 042

WHEREAS, Will Williams is the owner of Neptune Township Taxi Medallion No. 042; and,

WHEREAS, he has notified the Taxi License Coordinator of the intent to sell and transfer ownership of said medallion to Ibrahem Abdo-Abdelwahed; and,

WHEREAS, the Taxi License Coordinator has certified that all requirements of transfer have been satisfied,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that approval is hereby granted for the transfer of Taxi Medallion License No. 042 to Ibrahem Abdo-Abdelwahed; and,

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Taxi License Coordinator and Municipal Clerk.

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

AUTHORIZE TOWNSHIP ENGINEERING CONSULTANT TO PREPARE A TRAFFIC CALMING AND SAFETY IMPROVEMENT PLAN FOR JUMPING BROOK ROAD

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

WHEREAS, the Township desires to engage the services of an Engineering Consultant from the Township's approved list of Consultants to prepare a Traffic Calming and Safety Improvement Plan for Jumping Brook Road between Route 33 and Route 66; and,

WHEREAS, Sam Schwartz Engineering has submitted a proposal to perform this work; and,

WHEREAS, the Township Engineer recommends that Sam Schwartz Engineering perform the work based on expertise in traffic calming and roadway designs; and,

WHEREAS, funds for this purpose will be provided in the 2014 municipal budget in the appropriation entitled Engineering O.E., 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 Sam Schwartz Engineering to perform the services as stated herein at an amount not to exceed \$20,000.00; and,

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

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

AUTHORIZE THE PAYMENT OF BILLS

Mr. Bishop offered the following resolution, moved and seconded by Mr. Houghtaling, 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	174,617.04
FEDERAL & STATE GRANT FUND	2,742.50

TRUST OTHER	129,067.59
GENERAL CAPITAL FUND	208,725.05
SEWER OPERATING FUND	7,547.06
MARINA OPERATING FUND	8,600.67
MARINA CAPITAL FUND	2,975.00
DOG TRUST	408.00
LIBRARY TRUST	782.56
BILL LIST TOTAL	\$535,465.47

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; Houghtaling, aye; McMillan, aye, except abstain on the check for his personal reimbursement for transportation; and Brantley, aye.

PRIVILEGE OF THE FLOOR/PUBLIC COMMENTS

Stuart Monk, 1515 10<sup>th</sup> Avenue stated he would like the traffic laws enforced on Route 33. He also requested liter cans be placed on the streets.

Barbara Petty, 348 Forest Drive, stated on May 23<sup>rd</sup> she visited the rabies clinic that was held at the Neptune Township Public Works Department. She stated she was minutes from being in line when her dog was attacked by a pit bull. Her roommate and someone else fought to separate them. Her roommate was bit and she was punched in the face by the owner of the dog. There was no police only a special officer for three city blocks of dogs. They need police presence and not just a special officer. She felt the Township was responsible for this.

Dr. Brantley stated a special officer was a police officer.

Ms. Petty stated he was not policing the entire area.

Albert Deale stated he read the Coaster newspaper regarding the promotion of two female officers. He questioned if the Township has done their part in promoting qualified individuals. He questioned how long would it take before a person of color would be promoted to Chief of Police or Deputy Chief.

Dr. Brantley stated three years ago he made comments regarding open fairness and transparency and they've made strides. He will continue to make sure things are fair.

Mr. Bishop stated he felt this Committee has worked hard to make sure people are seen for their value and what they do.

Linda Rice, 1304 9<sup>th</sup> Avenue, poised questions to Mr. Houghtaling and discussed her unhappiness as to how things played out with a man driving reckless in her neighborhood. She felt the police did nothing and Mr. Houghtaling did not come down to check things out. She felt someone should be held accountable.

Dr. Brantley stated the police followed protocol and no one was hurt. They did not jeopardize the lives of the residents.

Selma Bonelli-Hensen, Moss Place, addressed the Committee regarding cars being parked on lawns. She stated she came before the Committee a month ago to complain about the conditions and they still exist. She questioned whether her concerns were ever given to the Code Enforcement Department. She also discussed the traffic light on Asbury Avenue and the concerns she had regarding it.

Mr. Bishop stated her concerns were turned over to Code Enforcement. The homeowners must be given the opportunity to abate the problems and the Township can only assess fines.

Mr. Gadaleta stated our Zoning Officer followed up on it and issued a summons to the owners. Some problems were abated but there is a process that has to be followed.

Kennedy Buckley, 65 Broadway, stated the Town wide garage sale was a success. He questioned whether summons were issued for those that did not apply for a permit. He questioned whether any work was going into an ordinance for derelict homes

Mr. Anthony stated they were going over that matter with Mr. Doolittle and Mr. Gadaletta. They are currently looking at four ordinances.

Mr. Gadaleta stated Kathy Arlt provided him with the Bridgeton Ordinance.

Michael Fornino, 120 Fulham Place, stated he did not see anything regarding the completion of a project in Ordinance #-14-19 and some of the specifications are over the top. He felt this will drive small businesses out of business. He stated it's not fair and he doesn't like it.

Mr. Gadaleta stated it was in the bid specifications and this ordinance doesn't have anything to do with a project.

Jack Pensabene, 9<sup>th</sup> Avenue, stated she felt an apology was need from the people with MURC who told Linda Rice to go back to Matawan. He went on to state that on Mother's Day he was held hostage at his home dues to the reckless driver in his neighborhood. He stated the guy was not obeying the rules when he was driving reckless. Streets should have been closed off. He felt Mr. Houghtaling should have been there. A female Sergeant would not identify herself and another officer threaten to arrest him.

Dr. Brantley stated they guy was arrested and the police followed protocol. It was an inconvenience but it was for everyone's safety.

Dorothy Argyros stated some weeks ago there was an independent investigation of the police department. She requested a copy of the report. She also stated she had a copy of a letter from John Paff of the Libertarian Party regarding accusations of an illegal strip church and the police were exonerated during an investigation.

Jack Breden stated at the last meeting Mr. Bishop explained the planning process and he agreed with him. He further discussed the history regarding zoning rules.

Diana Harris questioned what did accreditation mean.

Mr. Bascom stated it would insure that policies, rules and regulations were followed by state standards. It also protects us against liability. He stated it was also for accountability.

Ms. Harris questioned whether sensitivity training was a part of it.

Mr. Bascom stated it was a part of program training.

Dr. Brantley stated this Committee decided to review both municipal and police to make sure everything was transparent and fair.

Ms. Harris stated every black person that stands up here does not represent MURC.

Frank Vitali discussed the settlement regarding rent control and questioned whether it could be placed on the web site.

Mr. Anthony stated they were still working on the stipulations of the settlement.

Mr. Vitali stated he was against rent control and expressed some things he felt were illegal.

Mr. Anthony stated there was only one lawsuit and it was brought by the mobile home park and it was for clarification. He also explained the rent control process.

Joan Venezia, 107 Mt. Hermon Way, stated at the last meeting she discussed certified local government by separating the ordinances pertaining to Ocean Grove and Neptune. She wondered where the Township was as far as separating them.

Mr. Gadaleta stated it's a pretty lengthy process to go through and it's not something that's going to happen in 60 to 90 days.

Mr. Bishop asked if Leanne Hoffman and Jen Beahm could meet to discuss this.

Ms. Venezia questioned demolition by neglect.

Mr. Anthony stated they do enforce what they have and they are planning to expand on it.

Ms. Venezia stated if you already have ordinances in place then you should enforce them.

Celestine Overby stated in her opinion the police were good and she has nothing negative to say about them.

Kathy Alt, 106 Abbott Avenue addressed the Committee to complain about the condition of the property located at 69 Webb Avenue. She discussed the ownership and code violations.

Mr. Anthony stated the banks take forever to foreclose on properties. He gave an update on the previous properties she previously complained about.

Heinz Weck stated there was a star in the police department. He commended them on doing a fine job.

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

Richard J. Cuttrel,  
Municipal Clerk