

TOWNSHIP COMMITTEE WORKSHOP MEETING – AUGUST 25, 2014 – 6:00 P.M.

Mayor Brantley calls the workshop meeting to order at 6:00 p.m. and asks the Clerk to call the roll:

<u>ROLL CALL</u>	<u>PRESENT/ABSENT</u>
J. Randy Bishop	_____
Eric J. Houghtaling	_____
Mary Beth Jahn	_____
Kevin B. McMillan	_____
Dr. Michael Brantley	_____

Also present: Vito D. Gadaleta, Business Administrator; Michael J. Bascom, Chief Financial Officer; Gene Anthony, Township Attorney; and Richard J. Cuttrel, Municipal Clerk.

Mayor Brantley announces that the notice requirements of R.S. 10:4-18 have been satisfied by the publication of the required advertisement in The Coaster on January 3, 2014 and the Asbury Park Press on January 2, 2014, posting the notice on the Board in the Municipal Complex, and filing a copy of said notice with the Municipal Clerk.

ITEMS FOR DISCUSSION IN OPEN SESSION

1. Leanne Hoffmann - Shark River Hills Drive Bicycle Path.
2. Leanne Hoffmann - Monmouth County Open Space application.
3. Discussion – Vacant/abandoned property ordinance (on regular agenda for introduction)
4. Discussion – Municipal Building boiler project.
5. Review Committee calendars/update on outstanding issues and capital items.
- Various on-going capital improvement projects.

Res. # 14-412 – Authorize an Executive Session as authorized by the Open Public Meetings Act.

Offered by: _____ Seconded by: _____
Vote: Bishop, _____; Houghtaling, _____; Jahn, _____; McMillan, _____; Brantley, _____.

TOWNSHIP COMMITTEE MEETING – AUGUST 25, 2014 – 7:00 P.M.

Mayor Brantley calls the meeting to order and asks the Clerk to call the roll:

<u>ROLL CALL</u>	<u>PRESENT/ABSENT</u>	<u>PRESS REPRESENTATIVES</u>
J. Randy Bishop	_____	Don Stine The Coaster
Eric J. Houghtaling	_____	Anthony Panissidi Asbury Park Press
Mary Beth Jahn	_____	
Kevin B. McMillan	_____	
Dr. Michael Brantley	_____	

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

Silent Prayer and Flag Salute

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

Mayor Brantley announces that the notice requirements of R.S. 10:4-18 have been satisfied by the publication of the required advertisement in The Coaster on January 3, 2014 and the Asbury Park Press on January 2, 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.

APPROVAL OF MINUTES

Motion offered by _____, seconded by _____, to approve the minutes of the meeting held on August 11th.

COMMENTS FROM THE DAIS

The Mayor will now request comments from the Dais regarding business on this agenda or any reports on recent events in their respective departments.

PUBLIC COMMENTS ON RESOLUTIONS

Public comments regarding resolutions presented on this agenda only. The public will be permitted one visit to the microphone with a limit of five minutes.

ORDINANCES

For each ordinance with a public hearing, the public will be permitted one visit to the microphone with a limit of five minutes.

ORDINANCE NO. 14-33 - An ordinance to amend Volume I, Chapter XXI, Section 21-3 and Chapter XII, Section 12-2 of the Code of the Township of Neptune by adding automated recycling containers to the regulations for automated trash containers – Final Reading

Explanatory statement: This ordinance applies the requirement that automated recycling containers remain with the address for which it was issued.

Public Hearing:

Offered by: _____ Seconded by: _____
Vote: Bishop, _____; Houghtaling, _____; Jahn, _____; McMillan, _____; Brantley, _____.

ORDINANCE NO. 14-34 - An ordinance to amend Volume I, Chapter VII of the Code of the Township of Neptune by adding Section 7-7.15 entitled “Parking In Front of Mailboxes” – Final Reading

Explanatory statement: This ordinance prohibits parking on a public street within ten feet of a mailbox.

Public Hearing:

Offered by: _____ Seconded by: _____
Vote: Bishop, _____; Houghtaling, _____; Jahn, _____; McMillan, _____; Brantley, _____.

ORDINANCE NO. 14-35 - An ordinance to amend Volume I, Chapter VII of the Code of the Township of Neptune by converting an existing handicapped parking zone on Atlantic Avenue to a Resident Handicapped On-Street Parking Zone and deleting a handicapped parking zone on Mt. Carmel Way – First Reading

Explanatory statement: This ordinance converts the existing handicapped parking stall in front of 28 Atlantic Avenue into a Neptune Township resident only handicapped parking stall and deletes a handicapped parking stall in front of 94 Mt. Carmel Way.

Offered by: _____ Seconded by: _____
Vote: Bishop, _____; Houghtaling, _____; Jahn, _____; McMillan, _____; Brantley, _____.

ORDINANCE NO. 14-36 - An ordinance amend Volume I, Chapter XII of the Code of the Township of Neptune by adding Section 12-5 entitled “Vacant and Abandoned Properties” – First Reading

Explanatory statement: This ordinance establishes comprehensive definitions, rules and regulations regarding vacant and abandoned properties including action concerning repair, closing or demolition, identification of abandoned property and establishment of a list of abandoned properties.

Offered by: _____ Seconded by: _____
Vote: Bishop, _____; Houghtaling, _____; Jahn, _____; McMillan, _____; Brantley, _____.

The Public Hearings on Ordinances 14-35 and 14-36 will be held on Monday, September 8, 2014.

CONSENT AGENDA

Res. # 14-413 – Employ Tourism Representative for the remainder of the 2014 summer season.

Res. # 14-414 – Acknowledge the retirement of James Brown from the Department of Public Works.

Res. # 14-415 – Grant Social Affair Permit to BPOE #128 Asbury Park/Wall Lodge.

Res. # 14-416 – Authorize submission of a Lowes Community Partners Grant Application for Sunshine Village Fields drainage and safety improvements.

Res. # 14-417 – Release all surety bonds and developers escrow for site improvements at Epworth Village (Cookman and Clark Avenues).

Res. # 14-418 – Place lien on 12 Kenneth Terrace.

Res. # 14-419 – Appoint Assistant Zoning Officer.

Res. # 14-420 – Authorize a Community Day of Action in connection with FEMA’s Prepare-a-Thon Program.

Res. # 14-421 – Accept a maintenance guarantee and release a performance bond filed by GS Realty for site improvements in connection with the Medical Office Building at 3405 Route 33.

Res. # 14-422 – Authorize Special Meeting on Thursday, September 4, 2014.

Res. # 14-423 – Support the use of a “No Passing Zone” on Route 35 in the vicinity of Heck Avenue and West Lake Avenue as recommended by the New Jersey Department of Transportation.

Res. # 14-424 – Rescind appointment of Albert Weedon as a School Crossing Guard.

Res. # 14-425 – Release all surety bonds and developers escrow for site improvements at 601 Highway 35.

Res. # 14-426 – Authorize a reduction in the performance guarantee filed by Edmar Developers, LLC for site improvements at 3442 West Bangs Avenue.

Res. # 14-427 – Support the use of a “No Passing Zone” on Route 66 in the vicinity of Green Grove Road as recommended by the New Jersey Department of Transportation.

Res. # 14-428 – Authorize execution of an agreement with the County of Monmouth and Midtown Urban Renaissance Corporation in connection with the Programs Servicing Youth initiative.

CONSENT AGENDA Offered by: _____ Seconded by: _____
Vote: Bishop, _____; Houghtaling, _____; Jahn, _____; McMillan, _____; Brantley, _____.

Res. # 14-429 – Employ Driver in the Department of Public Works on a probationary basis.

Offered by: _____ Seconded by: _____
Vote: Bishop, _____; Houghtaling, _____; Jahn, _____; McMillan, _____; Brantley, _____.

Res. # 14-430 – Employ temporary part-time Marina Attendant.

Offered by: _____ Seconded by: _____
Vote: Bishop, _____; Houghtaling, _____; Jahn, _____; McMillan, _____; Brantley, _____.

Res. # 14-431 – Authorize the payment of bills.

Offered by: _____ Seconded by: _____
Vote: Bishop, _____; Houghtaling, _____; Jahn, _____; McMillan, _____; Brantley, _____.

PRIVILEGE OF THE FLOOR/PUBLIC COMMENTS

Members of the public may address any concern relating to the Township. The public will be permitted one visit to the microphone with a limit of five minutes.

ADJOURNMENT

ORDINANCE NO. 14-35

AN ORDINANCE TO AMEND VOLUME I, CHAPTER VII OF THE CODE OF THE TOWNSHIP OF NEPTUNE BY CONVERTING AN EXISTING HANDICAPPED PARKING ZONE ON ATLANTIC AVENUE TO A RESIDENT HANDICAPPED ON-STREET PARKING ZONE AND DELETING A HANDICAPPED PARKING ZONE ON MT. CARMEL WAY

BE IT ORDAINED, by the Township Committee of the Township of Neptune that the Code of the Township of Neptune is hereby amended as follows:

SECTION 1

Volume I, Chapter VII, Section 7-21.7 – Resident Handicapped On-Street Parking, is hereby amended by adding the following:

<u>Name of Street</u>	<u>No. of Spaces</u>	<u>Location</u>
Atlantic Avenue	1	South side of Atlantic Avenue beginning 168 feet east of the southeast intersection of Atlantic Avenue and Central Avenue

SECTION 2

Volume I, Chapter VII, Section 7.21.1 – Handicapped Parking on Street, is hereby amended by deleting the following two locations:

1. The Location as described in Section 1.

<u>Name of Street</u>	<u>No. of Spaces</u>	<u>Location</u>
Mt. Carmel Way	1	South side of Mt. Carmel Way beginning 65 feet west of the southwest intersection of Mt. Carmel Way and Pennsylvania Avenue

SECTION 3

This ordinance shall take effect upon publication in accordance with law.

APPROVED ON FIRST READING:

APPROVED, PASSED, AND ADOPTED:

Richard J. Cuttrell,

Dr. Michael Brantley,

Municipal Clerk

Mayor

ORDINANCE NO. 14-36

AN ORDINANCE AMEND VOLUME I, CHAPTER XII OF THE CODE OF THE TOWNSHIP OF NEPTUNE BY ADDING SECTION 12-5 ENTITLED "VACANT AND ABANDONED PROPERTIES"

BE IT ORDAINED by the Township Committee of the Township of Neptune that Volume I, Chapter XII of Code of the Township of Neptune be and is hereby amended to add Section 12-5 entitled "VACANT AND ABANDONED PROPERTIES" as follows:

12-5 – VACANT AND ABANDONED PROPERTIES

12-5.1 – Findings, declaration relative to abandoned properties.

- A) The Township Committee finds and declares that:
- 1) Abandoned properties, particularly those located within urban areas or in close proximity to occupied residences and businesses, create a wide range of problems for the communities in which they are located, fostering criminal activity, creating public health problems and otherwise diminishing the quality of life for residents and business operators in those areas.
 - 2) Abandoned properties diminish the property values of neighboring properties and have a negative effect on the quality of life of adjacent property owners, increasing the risk of property damage through arson and vandalism and discouraging neighborhood stability and revitalization.
 - 3) For these reasons, abandoned properties are presumptively considered to be nuisances, in view of their negative effects on nearby properties and the residents or users of those properties.
 - 4) The continued presence of abandoned properties in New Jersey's communities acts as a significant barrier to urban revitalization and to the regeneration of the State's urban centers.
 - 5) Abandonment is a local problem that must be addressed locally and the most important role of State government is to provide local governments, local community organizations, citizens, and residents with the tools to address the problem.
 - 6) The responsibility of a property owner and in some cases the lienholder to maintain a property in sound condition and prevent it from becoming a nuisance to others extends to properties which are not in use and 'demolition by neglect', leading to the deterioration and loss of the property, or failure by an owner and in some cases the lienholder to comply with legitimate orders to demolish, stabilize or otherwise repair his or her or its property creates a presumption that the owner and in some cases the lienholder has abandoned the property.

- 7) Many abandoned buildings still have potential value for residential and other uses and such buildings should be preserved rather than demolished wherever feasible, particularly buildings that have historic or architectural value, or contribute to maintaining the character of neighborhoods or streetscapes, or both, as the case may be.

12-5.2 – Definitions relative to abandoned property, actions concerning repair, closing or demolition, and relating to this ordinance.

A) As used herein;

- 1) “Abandoned property” means any property that is determined to be abandoned pursuant to this Ordinance;
- 2) “Building” shall mean any building, or structure, or part thereof, whether used for human habitation or otherwise, and includes any outhouses, and appurtenances belonging thereto or usually enjoyed therewith.
- 3) “Department” means the New Jersey Department of Community Affairs.
- 4) “Lienholder” or “mortgage holder” means any person or entity holding a note, mortgage or other interest secured by the building or any part thereof.
- 5) “Municipality” means the Township of Neptune.
- 6) “Owner” means the holder or holders of title to an abandoned property.
- 7) “Parties in interest” shall mean all individuals, associations and corporations who have interests of record in building and any who are in actual possession thereof.
- 8) “Property” means any building or structure and the land appurtenant thereto.
- 9) “Public Authority” shall mean any housing authority or any officer who is in charge of any department or branch of the government of the municipality relating to health, fire, building regulations, or to other activities concerning buildings in the municipality.
- 10) “Public Officer” shall mean the officer, officers, board or body who is or are authorized by Ordinances adopted hereunder to exercise the powers prescribe by such Ordinances and by this Ordinance. In this case, the person so designated by Neptune Township pursuant to this Ordinance shall be the Director of Code and Construction. Notwithstanding any other provision of law to the contrary, nothing shall prevent the municipality from designating more than one Public Officer for different purposes as provided by law.
- 11) “The Township Committee of Neptune Township” shall mean the committee, or other legislative body, charged with governing a municipality.

12-5.3 – Determination that property is abandoned.

- A) Except as otherwise provided in this Ordinance, any property that has not been legally occupied for a period of 10 months or more and which meets any one of the following additional criteria may be deemed to be abandoned property upon a determination by the Public Officer that:
 - 1) The property is in need of rehabilitation in the reasonable judgment of the Public Officer, and no rehabilitation has taken place during that 10-month period;
 - 2) Construction was initiated on the property and was discontinued prior to completion, leaving the building unsuitable for occupancy, and no construction has taken place for at least 10 months as of the date of a determination by the Public Officer pursuant to this section;
 - 3) At least one installment of property tax remains unpaid and delinquent on that property in accordance with chapter 4 of Title 54 of the Revised Statutes as of the date of determination by the Public Officer pursuant to this section; or
 - 4) The property has been determined to be a nuisance by the Public Officer in accordance with local Ordinances and State Statute.

12-5.4 – Determination of property as a nuisance.

- A) A property may be determined to be a nuisance if;
 - 1) The property has been found to be unfit for human habitation, occupancy or use pursuant to State Statute and/or local Ordinance;
 - 2) The condition and vacancy of the property materially increases the risk of fire to the property and adjacent properties;
 - 3) The property is subject to unauthorized entry leading to potential health and safety hazards; the owner and in some cases the lienholder has failed to take reasonable and necessary measures to secure the property; or the municipality has secured the property in order to prevent such hazards after the owner and in some cases the lienholder has failed to so do;
 - 4) The presence of vermin or the accumulation of debris, uncut vegetation or physical deterioration of the structure or grounds have created potential health and safety hazards and the owner has failed to take reasonable and necessary measures to remove the hazards; or;
 - 5) The dilapidated appearance or other condition of the property materially affects the welfare, including the economic welfare, of the residents of the area in close proximity to the property, and the owner has failed to take reasonable and necessary measures to remedy the conditions.

- 6) A Public Officer who determines a property to be nuisance pursuant to Subsections 2 through 5 of this section shall follow the notification procedures set forth in P.L. 1942, c.112 (C.40:48-2-3 et seq.).

12-5.5 – Property not deemed abandoned, conditions.

- A) If an entity other than the municipality has purchased or taken assignment from the municipality of a tax sale certificate on an unoccupied property, that property shall not be deemed to be abandoned if (1) the owner of the certificate has continued to pay all municipal taxes and liens on the property in the tax year when due; (2) the owner of the certificate takes action to initiate foreclosure proceedings within 10 months after the property is eligible for foreclosure and (3) the Public Officer has determined that the property is not a nuisance pursuant to Ordinance or that in the discretion of the Public Officer, the owner of the certificate has acted in good faith to repair and/or rehabilitate the property by its actions and through applications where necessary before this Historic Preservation Commission, Planning Board and/or Zoning Board of Adjustment and/or Zoning Department.
 - 1) A property which is used on a seasonal basis shall be deemed to be abandoned only if the property meets any two of the additional criteria set forth in this Ordinance. (Section 12-5.3(A)1-4).
 - 2) A determination that a property is abandoned property under the provisions of this Ordinance shall not constitute a finding that the use of the property has been abandoned for purposes of municipal zoning or land use regulation.

12-5.6 – Action concerning repair, closing or demolition - Identification of abandoned property, listing.

- A) This Ordinance hereby appoints the Director of Code and Construction as the Public Officer and directs the Public Officer to identify abandoned property for the purpose of establishing an abandoned property list throughout the municipality, or within those parts of the municipality as the governing body may designate by resolution. Each item of abandoned property so identified shall include the tax block and lot number, the name of the owner of record, if known, and the street address of the lot.
- B) The Public Officer shall establish and maintain a list of abandoned property, to be known as the “abandoned property list.” The municipality may add properties to the abandoned property list at any time, and may delete properties at any time when the Public Officer finds that the property no longer meets the definition of an abandoned property. An interested party may request that a property be included on the abandoned property list following that procedure set forth by this Ordinance and/or Statute N.J.S.A. 55:19-105. An abandoned property shall not be included on the abandoned property list if rehabilitation is being performed in a timely manner, as evidenced by building permits issued and diligent pursuit of rehabilitation work authorized by those permits. A property on which an entity other than the municipality has purchased or taken assignment from the municipality of a tax sale certificate which has been placed on the abandoned

property list may be removed in accordance with the provisions of this Ordinance or N.J.S.A. 55:19-103.

- C) The Public Officer, within 10 days of the establishment of the abandoned property list, or any additions thereto, shall send a notice, by certified mail, return receipt requested, and by regular mail, to the owner of records and all lienholders of every property included on the list shall cause the list to be published in the official newspaper of the municipality, which publication shall constitute public notice. The published and mailed notices shall identify property determined to be abandoned setting forth the owner of record, if known, the tax lot and block number and street address. The Public Officer, in consultation with the tax collector, shall also send out a notice by regular mail to any mortgagee, servicing organization or property tax processing organization that received a duplicate copy of the tax bill pursuant to subsection d. of R.S. 54:4-64. When the owner of record and/or lienholder is not known for a particular property and cannot be ascertained by the exercise of reasonable diligence by the tax collector, notice shall not be mailed but instead shall be posted on the property in the manner as provided in Section 5 of P.L.1942, c.112 (C.40:48-2-7). The mailed notice shall indicate the factual basis for the Public Officer's finding that the property is abandoned property as that term is defined in Section 35 of P.L.1996, c.62 (C.55:19-54) and the rules and regulations promulgated thereunder, specifying the information relied upon in making such finding. In all cases a copy of the mailed or opposed notice shall also be filed by the Public Officer in the office of the county clerk or register of deeds and mortgages, as the case may be, of the county wherein the property is situate. This filing shall have the same force and effect as a Notice of Lis Pendens under N.J.S.A. 2A:15-6. The notice shall be indexed by the name of the property owner and lienholders as defendants and the name of the municipality as plaintiff, as though an action had been commenced by the municipality against the owner and/or lienholder.
- D) An owner or lienholder may challenge the inclusion of his property on the abandoned property list determined pursuant of subsection B of this section by appealing that determination to the Public Officer within 30 days of the owner's receipt of the certified notice or 40 days from the date upon which the notice was sent. An owner whose identity was not know to the Public Officer shall have 40 days from the date upon which notice was published or posted, whichever is later, to challenge the inclusion of a property on the abandoned property list. For good cause shown, the Public Officer shall accept a late filing of an appeal. Within 30 days of receipt of a request for an appeal of the findings contained in the notice pursuant to Subsection C of this section, the Public Officer shall schedule a hearing for redetermination of the matter. Any property included on the list shall be presumed to be abandoned property unless the owner and/or lienholder, through the submission of an affidavit or certification by the property owner and/or lienholder averring that the property is not abandoned and stating the reasons for such averment, can demonstrate that the property was erroneously included on the list. The affidavit or certification shall be accompanied by supporting documentation, such as but not limited to photographs, repair invoices, bills and construction contracts. The sole ground for appeal shall be the property in question is not abandoned property as that term is defined by this Ordinance and/or State Statute. The Public Officer shall decide any timely filed appeal within 10 days of the hearing on the appeal and

shall promptly, by certified mail, return receipt requested, and by regular mail, notify the property owner of the decision and the reasons therefore.

- E) The property owner and in some cases the lienholder may challenge an adverse determination of an appeal with the Public Officer pursuant to subsection D of this section, by instituting, in accordance with the New Jersey Court Rules, a summary proceeding in the Superior Court, Law Division, sitting in the county in which the property is located, which action shall be tried de novo. Such action shall be instituted within 20 days of the date of the notice of decision mailed by the Public Officer pursuant to Subsection D of this section. The sole ground for appeal shall be that the property in question is not abandoned property as that term is defined by this Ordinance and/or State Statute. The failure to institute an action of appeal on a timely basis shall constitute a jurisdictional bar to challenging the adverse determination, except that, for good cause shown, the court may extend the deadline for instituting the action.
- F) The Public Officer shall promptly remove any property from the abandoned property list that has been determined not to be abandoned on appeal.
- G) The abandoned property list shall become effective, and the municipality shall have the right to pursue any legal remedy with respect to properties on the abandoned property list at such time as any one property has been placed on the list in accordance with the provisions of this section, upon the expiration of the period for appeal with respect to that property or upon the denial of an appeal brought by the property owner.

12-5.7 – Removal from abandoned property list; conditions.

- A) If a property, which an entity other than the municipality has purchased or taken assignment from the municipality of a taxes sale certificate, is placed on the abandoned property list, the property shall be removed from the list if the owner of the certificate pays all municipal taxes and liens due on the property within 30 days after the property is placed on the list; provided, however, that if the owner of the certificate fails to initiate foreclosure proceedings within 10 months after the property was first placed on the list, the property shall be restored to the abandoned property list.

12-5.8 – Requirements of owners and in some cases lienholders of vacant property.

- A) The owner and in some cases the lienholder of any building that has become vacant property, and any person maintaining, operating or collecting rent for any such building that has become vacant, shall, within 30 days:
 - 1) Enclose and secure the building against unauthorized entry as provided in the applicable provisions of the municipal code and per the direction of the Director of Code and Construction of the municipality.
 - 2) Post a sign affixed to the building indicating the name, address and telephone number of the owner, the owner's authorized agent for the purpose of service of process and the person responsible for day-to-day supervision and management of the building, if such person is different

from the owner holding title or the authorized agent. The sign shall be of a size and placed in such a location so as to be legible from the nearest public street or sidewalk, whichever is nearer, but shall be no smaller than 18 inches by 24 inches.

- 3) Secure the building from unauthorized entry and maintain the sign until the building is again legally occupied or demolished or until repair or rehabilitation of the building is complete.
- 4) Ensure that the vacant property is inspected on a monthly basis by the owners authorized and prepare inspection reports, which shall be forwarded to the Director of Code and Construction not later than the end of each month.
- 5) Ensure that the property is maintained in accordance with the property maintenance regulations of the Township, including but not limited to that of the interior and exterior of all structures, including yards, fences, sidewalks, walkways, right-of-way, alleys, retaining walls, swimming pools, attached or unattached accessory structures and driveways are well maintained and free from trash, debris, loose litter, grass and weed overgrowth.
- 6) The owner or agent or in some cases the lienholder of any vacant property shall acquire and otherwise maintain liability insurance, in an amount of not less than \$300,000.00 for the buildings, designed primarily for residential use, and not less than \$1,000,000.00 for any other building, including but not limited to buildings designed for manufacturing, industrial, storage or commercial uses, covering any damage to any person or any property caused by any physical condition of or in the building or property subject to the provisions of this article. Such insurance shall provide a rider for payment of all demolition costs should the vacant building become abandoned and require the Township of Neptune to demolish the building. Any insurance policy acquired or renewed after the building has become vacant shall provide for a written notice to the Township of Neptune's Director of Code and Construction within 30 days of any lapse, cancellation or change in coverage. The owner, or in some cases the lienholder, shall attach evidence of the insurance to the owner's registration statement. Any registration statement submitted that does not include such evidence shall be deemed to be an invalid registration. The insurance must name the Township of Neptune as a party or payee for demolition costs, should the Township deem demolition as required.

12-5.9 – Administration.

The Director of Code and Construction may issue rules and regulations for the administration of the provisions of this article.

12-5.10 – Action that may be taken by the municipality.

- A) In the event that the owner or in some cases the lienholder fails to meet the requirements of maintaining a vacant property pursuant to Section 10, then the Public Officer in his/her sole discretion may issue a Notice of Violation against the property owner or in some cases the lienholder requiring compliance within thirty days of the Notice of Violation, said Notice shall be issued to the appropriate parties as set forth above; and upon non-compliance with the Notice of Violation, the Public Officer may in his/her sole discretion issue a Summons concerning the violation of this Ordinance to be heard in the Municipal Court of Neptune Township, or secure the subject structure itself, or by agreement with a third party to restore the subject building to a non-nuisance level. The costs incurred by the municipality in so proceeding, including reasonable administrative charges, shall be assessed against and be a lien upon the subject property.

- B) The Public Officer in his/her sole discretion may postpone any such action aforesaid if he/she believes that the property owner and in some cases the lienholder is acting in good faith to repair and/or rehabilitate the subject property through his, her or its actions, including but not limited to applications made where necessary to the Historic Preservation Commission, Planning Board and/or Zoning Board of Adjustment and/or Zoning Department.

12-5.11 - Enforcement against certain lienholders.

- A) Pursuant to N.J.S.A. 46:10B-51, all creditors or lienholders to property subject to this Ordinance have 10 days from the date that a foreclosure action is filed to serve the foreclosure Summons and Complaint as notification only upon the Municipal Clerk when a foreclosure action has been instituted. This Notice must contain all information set forth in the aforesaid State Statute.

- B) All creditors who have filed foreclosure proceedings pursuant to the aforesaid State Statute and prior to transfer of said title at Sheriff's Sale, shall be equally responsible for maintaining the subject property in compliance with this Ordinance, and shall receive the same notices concerning violation of this Ordinance and be subject to the same conditions and penalties.

12-5.12 – Effect on Uniform Construction Code.

- A) No provision hereof shall be construed as restricting or otherwise abrogating the enforcement and other powers of the Township's Director of Code and Construction under the New Jersey Uniform Construction Code, including, without limitation, N.J.S.A. 52:27D-123 et seq. and N.J.A.C. 5:23-1.1 et seq. (collectively, the Code). The provision herein shall be construed as consistent with the enforcement and other powers of the Township's Director of Code and Construction under the Code.

12-5.13 – Violation and penalties.

- A) Any owner or applicable lienholder who is not in compliance with this Ordinance or who otherwise violates any provision of this Ordinance or the rules and regulations issued hereunder, shall be subject to a fine not exceeding \$2,000.00

(Two Thousand Dollars) or a period of community service not exceeding 90 days or imprisonment of a term not exceeding 90 days, or any combination of the aforesaid penalties for each offense. Every day that a violation continues shall constitute a separate and distinct offense. Fines assessed under this section shall be recoverable from the owner and in some cases the lienholder and shall be a lien on the subject property.

- B) Any Court verdict or Plea Agreement which requires compliance with this Ordinance shall limit compliance to no more than 30 (Thirty) days from the date of the verdict or agreement with enhanced penalties in the discretion of the Court for non-compliance.

BE IT FURTHER ORDAINED that this Ordinance shall take effect upon final adoption of publication of notice of adopted is required by law; and,

BE IT FURTHER ORDAINED, that all Ordinances or parts of Ordinances that are inconsistent herewith are repealed, but only to the extent of such inconsistency.

APPROVED ON FIRST READING:

APPROVED, PASSED, AND ADOPTED:

Richard J. Cuttrell,
Municipal Clerk

Dr. Michael Brantley,
Mayor

RESOLUTION #14-412 – 8/25/14

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

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

Legal Opinion – Bicycle storage/abandonment

Personnel – Recommendations for part-time Marina Attendant and Driver

Personnel – Attendance of citizen board members

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.

RESOLUTION #14-413 - 8/25/14

EMPLOY TOURISM REPRESENTATIVE FOR THE REMAINDER
OF THE 2014 SUMMER SEASON

WHEREAS, there is a vacancy in the position of the part-time Tourism Representative for the remainder of the 2014 Summer Season; and,

WHEREAS, the position was posted and advertised and applicants interviewed; and,

WHEREAS, the Human Resources Specialist has made her recommendation; and,

WHEREAS, funds will be provided in the 2014 Municipal Budget in the appropriation entitled Tourism S&W and the Chief Financial Officer has so certified in writing,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that Danielle Daly be and is hereby employed as a Tourism Representative in the Tourism Bureau not to exceed an average of 25 hours per week, effective immediately, through October 1, 2014, at an hourly salary as established by Resolution #14-55; and,

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

CERTIFICATION

I HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE TOWNSHIP
OF NEPTUNE ON 08/25/14



RICHARD J. CUTTRELL, MUNICIPAL CLERK

RESOLUTION #14-414 - 8/25/14

ACKNOWLEDGE THE RETIREMENT OF JAMES BROWN
FROM THE DEPARTMENT OF PUBLIC WORKS

WHEREAS, the Township Committee has received notification that James Brown will be retiring as a Supervisor in the Public Works Department effective September 1, 2014,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the retirement of James Brown as a Supervisor in the Public Works Department be and is hereby acknowledged effective September 1, 2014; and,

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

CERTIFICATION

I HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE TOWNSHIP
OF NEPTUNE ON 08/25/14



RICHARD J. CUTTRELL, MUNICIPAL CLERK

RESOLUTION #14-415 - 8/25/14

GRANT SOCIAL AFFAIR PERMIT TO BPOE #128 ASBURY PARK/WALL LODGE

BE IT RESOLVED, by the Township Committee of the Township of Neptune that the Municipal Clerk and Chief of Police be and are hereby authorized to approve the application of BPOE #128 Asbury Park/Wall Lodge for a social affair permit at the Elks Lodge, 3409 West Bangs Avenue, on September 20, 2014 from 1:00 P.M. to 5:00 P.M.

CERTIFICATION

I HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE TOWNSHIP
OF NEPTUNE ON 08/25/14

A handwritten signature in black ink, appearing to read "Richard J. Cuttrell".

RICHARD J. CUTTRELL, MUNICIPAL CLERK

RESOLUTION #14-416 - 8/25/14

AUTHORIZE SUBMISSION OF A LOWES COMMUNITY PARTNERS GRANT APPLICATION
FOR SUNSHINE VILLAGE FIELDS DRAINAGE AND SAFETY IMPROVEMENTS

WHEREAS, Lowes is accepting Community Partners grant applications for community improvements; and,

WHEREAS, the Township of Neptune desires to submit an application to obtain funding in the amount of \$34,061.50 to install proper drainage at Sunshine Village fields to eliminate concentrated storm water flows across and along the existing stone track therefore alleviating washout of the track, uneven surfaces and ponding of water; and,

WHEREAS, there are no local matching funds required; however, the Township is committing \$5,000.00 toward the project if the grant application is successful,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby authorizes the submission of a Lowes Community Partners Grant application in the amount of \$34,061.50 for Sunshine Village Fields Drainage and Safety Improvements; and,

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

CERTIFICATION

I HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE TOWNSHIP
OF NEPTUNE ON 08/25/14



RICHARD J. CUTTRELL, MUNICIPAL CLERK

RESOLUTION #14-417 - 8/25/14

RELEASE ALL SURETY BONDS AND DEVELOPERS ESCROW FOR
SITE IMPROVEMENTS AT EPWORTH VILLAGE (COOKMAN AND CLARK AVENUE)

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

WHEREAS, the Township Committee adopted Resolution #13-508 on November 25, 2013 which reduced the performance guarantee to the amount of \$49,645.00; and,

WHEREAS, on August 8, 2014, the Township Engineer certified that all site work has been completed and said performance bond may be released; and,

WHEREAS, the Township Engineer has recommended the waiver of the two year maintenance bond requirement due to the length of time that has passed since the project's completion,

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

BE IT FURTHER RESOLVED, that any remaining balance in the inspection escrow account be and is hereby authorized to be refunded; and,

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

CERTIFICATION

I HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE TOWNSHIP
OF NEPTUNE ON 08/25/14



RICHARD J. CUTTRELL, MUNICIPAL CLERK

RESOLUTION #14-418 - 8/25/14

PLACE LIEN ON 12 KENNETH TERRACE

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>
9005/16	12 Kenneth Terrace	\$ 375.00

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

CERTIFICATION

I HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE TOWNSHIP
OF NEPTUNE ON 08/25/14



RICHARD J. CUTTRELL, MUNICIPAL CLERK

RESOLUTION #14-419 - 8/25/14

APPOINT ASSISTANT ZONING OFFICER

WHEREAS, there is a vacancy in the position of Assistant Zoning Officer; and,

WHEREAS, the Land Use Administrator and Business Administrator have made their recommendation to appoint the Assistant Township Engineer to the position,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that Sean Areia be and is hereby appointed to the position of Assistant Zoning Officer at an annual salary of \$3,060.00 effective August 12, 2014; and,

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

CERTIFICATION

I HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE TOWNSHIP
OF NEPTUNE ON 08/25/14



RICHARD J. CUTTRELL, MUNICIPAL CLERK

RESOLUTION #14-420 - 8/25/14

AUTHORIZE A COMMUNITY DAY OF ACTION IN CONNECTION
WITH FEMA'S PREPARE-A-THON PROGRAM

WHEREAS, the Federal Emergency Management Agency is sponsoring a nationwide Prepare-A-Thon event on September 30, 2014; and,

WHEREAS, Prepare-A-Thon is a community based campaign for action to increase local preparedness and resilience for disasters; and,

WHEREAS, the Office of Emergency Management is coordinating the event for Neptune Township with the participation of various emergency service organizations and community groups; and,

WHEREAS, it is necessary to close South Concourse between Riley Road and Highway 35 in association with the event,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that Community Day of Action in connection with FEMA's Prepare-A-Thon Program be and is hereby authorized on Tuesday, September 30, 2014 from 5:00 p.m. to 8:00 p.m. on South Concourse; and,

BE IT FURTHER RESOLVED, that the temporary closing and designation of no parking on South Concourse be and is hereby authorized on Tuesday, September 30, 2014 from 4:00 p.m. to 9:00 p.m.; and,

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

CERTIFICATION

I HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE TOWNSHIP
OF NEPTUNE ON 08/25/14



RICHARD J. CUTTRELL, MUNICIPAL CLERK

RESOLUTION #14-421 - 8/25/14

ACCEPT A MAINTENANCE GUARANTEE AND RELEASE A PERFORMANCE BOND FILED BY
GS REALTY FOR SITE IMPROVEMENTS IN CONNECTION WITH THE MEDICAL OFFICE
BUILDING AT 3405 ROUTE 33

WHEREAS, on April 5, 2011, GS Realty filed Irrevocable Letter of Credit #1776, written by Amboy Bank in the amount of \$178,200.00, guaranteeing site improvements at the medical office building hospital located at 3405 Route 33 (Blocks 7019, Lot 7); and,

WHEREAS, the Township Engineering Consultant has certified that all site improvements have been completed in a satisfactory manner as of April 29, 2014 and said performance bond can be released; and,

WHEREAS, GS Realty has filed Irrevocable Letter of Credit #1849 written by Amboy Bank in the amount of \$44,788.67 guaranteeing said site improvements for a period of two years,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the Maintenance Guarantee as stated above be and is hereby accepted and the performance guarantee in the form of a Letter of Credit bond is authorized to be released; and,

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

CERTIFICATION

I HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE TOWNSHIP
OF NEPTUNE ON 08/25/14



RICHARD J. CUTTRELL, MUNICIPAL CLERK

RESOLUTION #14-422 - 8/25/14

AUTHORIZE SPECIAL MEETING ON THURSDAY, SEPTEMBER 4, 2014

BE IT RESOLVED, by the Township Committee of the Township of Neptune that a Special Meeting of the Township Committee is hereby authorized for Thursday, September 4, 2014 at 6:00 p.m. in the Township Meeting Room, Neptune Municipal Complex, 25 Neptune Blvd., Neptune, NJ; and,

BE IT FURTHER RESOLVED, that the purpose of said Special Meeting is to consider a resolution to appoint a Chief of Police and a resolution to appoint a Police Director; and,

BE IT FURTHER RESOLVED, that the Municipal Clerk is hereby instructed to issue the appropriate Notice to the Official Newspapers compliance with the Open Public Meetings Act.

CERTIFICATION

I HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE TOWNSHIP
OF NEPTUNE ON 08/25/14

A handwritten signature in black ink, appearing to read "Richard J. Cuttrell".

RICHARD J. CUTTRELL, MUNICIPAL CLERK

RESOLUTION #14-423 - 8/25/14

SUPPORT THE USE OF A "NO PASSING ZONE" ON ROUTE 35 IN THE VICINITY OF HECK AVENUE AND WEST LAKE AVENUE AS RECOMMENDED BY THE NEW JERSEY DEPARTMENT OF TRANSPORTATION

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

WHEREAS, NJDOT recommends a revision to the centerline pavement markings on Route 35 to create a "No Passing Zone" in the vicinity of M.P. 23.70 (Heck Avenue) and M.P. 23.93 (West Lake Avenue) for safety reasons; and,

WHEREAS, this project will create safer driving conditions in this area of Route 35,

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune, County of Monmouth, State of New Jersey, that it supports the use of a "No Passing Zone" on Route 35 in Neptune Township as recommended by NJDOT; and,

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

Dr. Michael Brantley, Mayor

Richard J. Cuttrell, Municipal Clerk

I, Richard J. Cuttrell, do hereby certify that the foregoing is a true copy of a resolution adopted by the Township Committee of the Township of Neptune at a meeting held on the 25th of August, 2014.

Richard J. Cuttrell, RMC
Municipal Clerk

(SEAL)

RESOLUTION #14-424 - 8/25/14

RESCIND APPOINTMENT OF ALBERT WEEDON AS A SCHOOL CROSSING GUARD

WHEREAS, on August 11, 2014, the Township Committee adopted a resolution appointing School Crossing Guards for the 2014-2015 school year; and,

WHEREAS, Albert Weedon was included in the list of individuals appointed; and,

WHEREAS, Mr. Weedon is no longer able to accept this appointment,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the appointment of Albert Weedon as a School Crossing Guard for the 2014-2015 school year be and is hereby rescinded; and,

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

CERTIFICATION

I HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE TOWNSHIP
OF NEPTUNE ON 08/25/14



RICHARD J. CUTTRELL, MUNICIPAL CLERK

RESOLUTION #14-425 - 8/25/14

RELEASE ALL SURETY BONDS AND DEVELOPERS ESCROW FOR
SITE IMPROVEMENTS AT 601 HIGHWAY 35

WHEREAS, on March 4, 2011, Poppy Do, LLC filed a cash performance guarantee in the amount of \$1,800.00 guaranteeing site improvements at 601 Highway 35 (Block 247, Lot 1); and,

WHEREAS, on August 18, 2014, the Township Engineer certified that all site work has been completed and said performance bond may be released; and,

WHEREAS, the Township Engineer has recommended the waiver of the two year maintenance bond requirement due to minor nature of the improvements and the length of time that the improvements have been complete,

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

BE IT FURTHER RESOLVED, that any remaining balance in the inspection escrow account be and is hereby authorized to be refunded; and,

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

CERTIFICATION

I HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE TOWNSHIP
OF NEPTUNE ON 08/25/14



RICHARD J. CUTTRELL, MUNICIPAL CLERK

RESOLUTION #14-426 - 8/25/14

AUTHORIZE A REDUCTION IN THE PERFORMANCE GUARANTEE FILED BY
EDMAR DEVELOPERS, LLC FOR SITE IMPROVEMENTS AT
3442 WEST BANGS AVENUE

WHEREAS, on February 10, 2014, the Township Committee adopted a resolution which accepted a cash performance guarantee in the amount of \$21,144.00 submitted by Edmar Developers, LLC guaranteeing site improvements at 3442 West Bangs Avenue (Block 7018, Lot 6.01); and,

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

WHEREAS, the cash performance guarantee in escrow may be reduced by 70%,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that a reduction in the Performance Guarantee for Edmar Developers, LLC, 3442 West Bangs Avenue (Block 7018, Lot 6.01) be and is hereby approved to the amount of \$6,312.00; and,

BE IT FURTHER RESOLVED, that 70% of the cash performance guarantee in the amount of \$14,832.00 shall be refunded to the Developer; and,

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

CERTIFICATION

I HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE TOWNSHIP
OF NEPTUNE ON 08/25/14



RICHARD J. CUTTRELL, MUNICIPAL CLERK

RESOLUTION #14-427 - 8/25/14

SUPPORT THE USE OF A "NO PASSING ZONE" ON ROUTE 66 IN THE
VICINITY OF GREEN GROVE ROAD AS RECOMMENDED
BY THE NEW JERSEY DEPARTMENT OF TRANSPORTATION

WHEREAS, the New Jersey Department of Transportation (NJDOT) recently completed a traffic investigation on Route 66 in Neptune Township; and,

WHEREAS, NJDOT recommends a revision to the centerline pavement markings on Route 66 to create a "No Passing Zone" in the vicinity of M.P. 1.73 (Green Grove Road for safety reasons; and,

WHEREAS, this project will create safer driving conditions in this area of Route 66,

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune, County of Monmouth, State of New Jersey, that it supports the use of a "No Passing Zone" on Route 66 in Neptune Township as recommended by NJDOT; and,

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

Dr. Michael Brantley, Mayor

Richard J. Cuttrell, Municipal Clerk

I, Richard J. Cuttrell, do hereby certify that the foregoing is a true copy of a resolution adopted by the Township Committee of the Township of Neptune at a meeting held on the 25th of August, 2014.

Richard J. Cuttrell, RMC
Municipal Clerk

(SEAL)

RESOLUTION #14-428 - 8/25/14

AUTHORIZE EXECUTION OF AN AGREEMENT WITH THE COUNTY OF MONMOUTH
AND MIDTOWN URBAN RENAISSANCE CORPORATION IN CONNECTION
WITH THE PROGRAMS SERVICING YOUTH INITIATIVE

WHEREAS, the Monmouth County Board of Chosen Freeholders has been designated as a Workforce Area pursuant to the Workforce Investment Act; and,

WHEREAS, the County has been selected as the Grant Recipient and Administrative Entity pursuant to agreement with the Monmouth County Workforce Investment Board (WIB); and,

WHEREAS, proposals for subcontracting Youth Employment and Training activities were sought from organizations throughout Monmouth County and reviewed by the Monmouth County Youth Council and the WIB and recommendations were forwarded to the Board of Chosen Freeholders of the County of Monmouth; and,

WHEREAS, the County is desirous of purchasing from the Township of Neptune and Midtown Urban Renaissance Corporation (MURC) certain services more specifically delineated in the Agreement, for the purpose of benefiting its citizens and improving the quality of life; and,

WHEREAS, as authorized by Resolution #14261, the Township of Neptune, in partnership with MURC, submitted 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, the Township has received notification that the proposal has been funded in the amount of \$55,245.00 with no local matching funds required,

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune, County of Monmouth, hereby authorizes the execution of an Agreement with the County of Monmouth and MURC in connection with Programs Servicing Youth/Youth Employment and Training Program; and,

BE IT FURTHER RESOLVED, that a certified copy of this Resolution shall be forwarded to the County of Monmouth, Community Programs Coordinator, Grants Coordinator, Business Administrator, and Chief Financial Officer.

CERTIFICATION
I HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE TOWNSHIP
OF NEPTUNE ON 08/25/14



RICHARD J. CUTTRELL, MUNICIPAL CLERK

RESOLUTION #14-429 - 8/25/14

EMPLOY DRIVER IN THE DEPARTMENT OF
PUBLIC WORKS ON A PROBATIONARY BASIS

WHEREAS, due to a retirement, there is a vacancy in the position of Driver in the Public Works Department; and,

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

WHEREAS, the Human Resources Specialist and Public Works Director have made their recommendation; and,

WHEREAS, funds will be provided in the 2014 Municipal Budget in the appropriation entitled 290-010, and the Chief Financial Officer has so certified in writing; and,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that Daniel Thelisha be and is hereby employed as a Driver in the Department of Public Works, on a probationary basis for a period of not less than 90 days and not exceeding one year, pending favorable results of the required physical, effective September 2, 2014, at an annual salary of \$28,000.00; and,

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

RESOLUTION #14-430 - 8/25/14

EMPLOY TEMPORARY PART-TIME MARINA ATTENDANT

WHEREAS, there is a need for a part-time Marina Attendant at the Municipal Marina for the balance of the 2014 season; and,

WHEREAS, the Business Administrator has made his recommendation; and,

WHEREAS, funds will be provided in the 2014 Municipal Budget in the Marina Utility in the appropriation entitled Marina S&W and the Chief Financial Officer has so certified in writing,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that Mark Maxwell be and is hereby employed as a temporary part-time Marina Attendant for the balance of the 2014 season effective immediately at an hourly wage of \$11.14; and,

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

RESOLUTION #14-431 – 8/25/14

AUTHORIZE THE PAYMENT OF BILLS

BE IT RESOLVED, by the Township Committee of the Township of Neptune that the following bills be paid if properly certified:

CURRENT FUND	12,629,841.58
FEDERAL & STATE GRANT FUND	1,721.30
TRUST OTHER	7,070.25
GENERAL CAPITAL FUND	112,448.50
SEWER OPERATING FUND	2,740.00
MARINA OPERATING FUND	229.60
MARINA CAPITAL FUND	150.00
DOG TRUST	7,477.00
UDAG RECIPROCAL TRUST	5.85
LIBRARY TRUST	277.08
BILL LIST TOTAL	\$12,761,961.16

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

CERTIFICATION
I HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE TOWNSHIP
OF NEPTUNE ON 08/25/14



RICHARD J. CUTTRELL, MUNICIPAL CLERK