

TOWNSHIP COMMITTEE MEETING – JUNE 22, 2015

Deputy Mayor McMjllan called the meeting to order at 6:00 p.m. and requested the Clerk to call the roll. The following members were present: J. Randy Bishop, Dr. Michael Brantley, Eric J. Houghtaling, and Kevin B. McMillan. (Mayor Mary Beth Jahn arrived at the start of the executive session)

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

Deputy Mayor McMillan 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 and The Coaster on January 8, 2015, 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:

Dr. Brantley stated discussion on proposed changes to the Wesley Lake Agreement of Charter should be postponed until the City of Asbury Park has a chance to review.

Mr. Houghtaling stated that the Broadway lighting project is progressing and asked if the all lights will be replaced. Mr. Gadaleta stated that the new lights are progressing eastward. A new light will be installed at each location where a light currently exists. There will also be a new light installed on the boardwalk side of Broadway and Ocean Avenue.

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:  
  
Personnel – Sgt. Philip Seidle  
Potential Litigation – Maintenance of private roadways  
Personnel – Township Committee member appointment to Community Action Agency  
Potential Litigation – Engineering files from Partners Engineering  
Personnel – Vacancy on OGSA
3. It is anticipated at this time that the above stated subject matters will be made public when matters are resolved.
4. This Resolution shall take effect immediately.

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

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

Edward Wzykowski was recommended for a vacancy on the Ocean Grove Sewerage Authority.

The Committee asked that a bond ordinance for roof repairs to the Municipal Building and Senior Center be placed on the July 13<sup>th</sup> meeting for introduction.

The Committee asked for further explanation regarding the proposed salary ordinance on the

meeting agenda for introduction. The Emergency Medical Services Manager is a new position and the Public Safety Officer positions are being added to allow for full time hirings. The Human Resources Director title was discussed at the end of 2014.

The Committee requested that the Township Planner and Zoning Officer be present at the next regular meeting for additional explanation of the Land Use Ordinance amendments being introduced this evening.

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

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

Also present at the dais were Richard J. Cuttrel, Municipal Clerk; Vito D. Gadaleta, Business 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 Jahn 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 and The Coaster on January 8, 2015, 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 June 8th. All were in favor except Mayor Jahn who abstained due to her absence at that meeting.

#### COMMENTS FROM THE DAIS

Dr. Michael Brantley stated he was deeply saddened with the incident that happened with our Police Officer. He felt it was a very tragic situation and he was upset and his heart went out to the family. Both he and his wife have prayed for them often. He attended the Wesley Lake meeting and on June 16 they treated the lake for more pond weed and it's working good and they want to meet an reevaluate it even though the chemical is approved by the DEP to see if there are other ways to ratify that problem or live with it. The lake was lowered a couple of days ago for the weekend and it looked like the pond weed was heavy but really the chemical made it sink to the bottom and when the water was lowered you could see it. It wasn't that it was over growing it was dying. They closed the valves and the water will rise back and it will continue to die.

Eric Houghtaling stated he attended a Deal Lake meeting and they had applied for a DOT grant to dredge the Deal Lake and it was denied because they want flood mitigation before they will dredge. They are going to try different measures to dredge that river as well. He expressed his sympathies to the Seidle family and stated we as a community are deeply saddened in terms of this event. He stated this has put the town in the lime light which is not where we want to be under these kind of circumstances but this community will all get through it. He stated another loss to our Township was Dave Mooij and it is hard to look around and see what he's done for this town, the children of this town and the lives he's affected. He went on to state that he was a tremendous asset would be truly missed.

Randy Bishop expressed his sorrow for the Seidle Family and our Neptune Family, stated his heart goes out to the children. He went on to state that Judge Lawson's mom passed away and she was truly another kind. He expressed his sorrow on the passing of Davie Mooij who was such a great leader. He stated so many things have happened in our town that he was a part of and his thoughts and prayers went out to his family. He stated he enjoyed the Special Olympic Torch Run and there was a lot of pride on the faces of the participants who faced challenges.

Kevin McMillan expressed his condolences to both the Mooij and Seidle family and to the families of the victims of the South Carolina church shootings. He stated he attended events at the Neptune

soccer field. He stated he had a chance to see the players play. He felt the game was very competitive and he had a great time. He also conducted several wedding ceremonies.

Mary Beth Jahn echoed everyone's comments on the loss of Mrs. Lawson, Dave Mooij and Mrs. Seidle. She also stated that Senator Keans mom passed away as well. She stated it really has been a rough couple of weeks in Neptune and felt that everyone should pull together.

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

The Mayor introduced Leanne Hoffmann, Township Engineer to present the findings of the Citizens Participation Group.

Ms. Hoffmann stated that the Citizens Participation Group met and discussed several possible projects. The overwhelming choice is ADA Improvements on 10<sup>th</sup> Avenue between Route 35 and Memorial Drive. This section contains many areas of cracked sidewalks, cracked curbs and poor road surface conditions. The Township previously did similar improvements on 7<sup>th</sup> and 8<sup>th</sup> Avenues. The maximum Community Development Block Grant amount is \$200,000 which would be utilized to improve sidewalks and curbs and install handicapped ramps. The Township will add funds from the Road Program to make improvements on the road surface. Dr. Brantley asked for the monetary impact on the Township's Road Program. Ms. Hoffmann stated about \$275,000 of the \$1 million approved for the Road Program. Mr. Bishop asked if this project was the overwhelming choice of the Citizens Participation Group. Ms. Hoffmann responded yes. In response to a question from Mr. McMillan, Ms. Hoffmann stated that the residents in this area have not yet been notified of the project.

The Mayor opened the public hearing on the Township's Community Development Block Grant application.

Dorothy Argyros, 2100 Rutherford Avenue, stated that Exxon had a spill at the intersection of 10<sup>th</sup> Avenue and Route 33. She stated there is still contamination and she asked if this will clean it up. Ms. Hoffmann responded that is not a part of this project.

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

#### AUTHORIZE THE SUBMISSION OF A PROJECT TO THE COUNTY OF MONMOUTH FOR FUNDING UNDER THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM

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

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

WHEREAS, the Community Development Citizen Participation Group conducted a meeting on June 15, 2015 and made recommendations to the Township Committee; and,

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

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

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby authorizes submission of the project entitled "ADA and Accessibility Improvements on 10<sup>th</sup> Avenue" for funding under the FY2016 Community Development Block Grant Program; and,

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

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

#### PUBLIC COMMENTS ON RESOLUTIONS

Kathy Arlt, 106 Abbott Avenue, questioned what were the liens for 57 Embury Avenue for

and the bigger lien that was for \$1,000.

Mr. Cuttrell stated it was for vegetation and the other one was for bulky waste.

Dorothy Argyros, 2100 Rutherford Avenue, commented on Resolution #15-276 and questioned why the Township was transferring two vehicles to Neptune City for free. She questioned how much were they worth, how old were they, what would replace them and why the Township no longer needed them.

Mr. Gadaleta stated the Ford ambulance was originally in the possession of the school district for their in house medical and EMT program. It's over twenty years old and was given to the Township by the school district when they no longer needed it and it was not in condition where it could go back into service as an ambulance so there was a request from Neptune City to have it as an adjunct vehicle for their Office of Emergency Management. He stated the Crown Victoria Sedan was a very old former police vehicle that was in a state of disrepair and currently not road worthy but it has been requested for their First Aide Squad use. It will need extensive repair and they will be done by the borough of Neptune City. He went on to state that these vehicles would have gone out to auction at some point as surplus vehicles.

Mrs. Argyros stated in the future she would like to see a little more generosity to the taxpayers rather than their colleagues in another town and everyone else that they charge them money for.

ORDINANCE NO. 15-24 - ADOPTED

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

ORDINANCE NO. 15-24

AN ORDINANCE TO AMEND VOLUME I, CHAPTER VII OF THE CODE OF THE TOWNSHIP OF NEPTUNE BY ADDING A RESIDENT HANDICAPPED ON-STREET PARKING ZONE ON SEAVIEW AVENUE AND REMOVING HANDICAPPED PARKING ZONES ON MILTON AVENUE AND CLARK AVENUE

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

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

ORDINANCE NO. 15-25 - ADOPTED

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

ORDINANCE NO. 15-25

AN ORDINANCE PROVIDING FOR THE SALE OF PROPERTY, KNOWN AS BLOCK 503, LOT 7, WITH AN ADDRESS OF 1308 HECK AVENUE, OWNED BY THE TOWNSHIP OF NEPTUNE, NO LONGER NEEDED FOR THE PUBLIC USE, BEING LESS THAN THE MINIMUM SIZE REQUIRED FOR DEVELOPMENT UNDER THE MUNICIPAL ZONING ORDINANCE TO OWNERS OF CONTIGUOUS LAND

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

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

ORDINANCE NO. 15-26 - ADOPTED

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

ORDINANCE NO. 15-26

AN ORDINANCE TO AMEND VOLUME I, CHAPTER XII, OF THE CODE OF THE TOWNSHIP OF NEPTUNE BY ADDING TO SECTION 12-5.2, ENTITLED, "DEFINITIONS RELATIVE TO ABANDONED PROPERTY, ACTIONS CONCERNING REPAIR, CLOSING OR DEMOLITION, AND RELATING TO THIS ORDINANCE"

The Mayor requested comments on the above ordinance, and they were as follows:

Mr. Anthony stated we passed an ordinance a while ago on the abandoned properties and it was brought to his attention by Bill Doolittle whose the Construction Code Official. He was concerned about the enforcement of the ordinance without a definition of vacant properties. He explained the process of knowing when it's vacant. He felt Mr. Doolittle was correct and we needed a definition of what's vacant. The other concern in the ordinance was section 12-5.8 requirements of owners and in some cases lien holders of vacant properties. We established certain conditions and standards for individuals who have vacant properties before they get to the abandonment stage and there's a whole list of things that they have to do including maintaining insurance, allowing for inspection of property and posting signs. If you don't have a definition of vacant you can't make anyone comply and that's why this is being adjusted.

Kathy Arlt, 106 Abbott Avenue stated she disagreed with Mr. Anthony and the only reason there was a need to define vacant was because he took the definition portion of the statute without using of the remedies presented in the statute. She stated he grafted on the requirements in the vacant properties ordinances. She gave her version of a better property ordinance.

Mr. Anthony stated the problem with her version was that it refers to the statute and the statute doesn't have a definition of vacant. He stated he took different parts of the statute because the Committee did not want to use the entire statute. They didn't want to demolish buildings nor did they want to take over them and sale them but they did want to require lien holders to be responsible for the property and they had to establish vacancy before they got to abandonment.

Mr. Anthony and Ms. Arlt went back and forth and both disagreed with one another.

Kennedy Buckley, Broadway, questioned whether this ordinance would apply to 80 Main because he didn't see signs posted.

Mr. Bishop questioned what did this have to do with defining vacant.

Mr. Buckley stated he just wanted to know when these things would take place.

Mayor Jahn requested Mr. Gadaleta follow up with Mr. Doolittle.

Mr. Gadaleta stated the issue about signs has been designed and printed by an outside printer as soon as they receive them they will be provided to the property owners on the abandoned property list and they will be posted.

Mr. Buckley questioned whether they will fill in the information.

Mr. Bishop stated if they do not feel in the information they are in violation.

Mr. Gadaleta stated that was correct and it will be enforced.

Richard Inkeles, 111 Hawthorne Street, questioned how a property could be considered abandoned when a property owner still paid taxes on the property.

Mr. Anthony stated there were certain criteria's to reach abandonment such as non payment of taxes is one and creating a nuisance. Once you have the vacancy you go to the next section and if any one of these items exist at the discretion of the Code & Construction Official then abandonment has taken place. He could be paying his taxes but not maintaining the property.

Mr. Inkeles questioned who puts the property on the list and where was their clarification.

Mr. Anthony stated the Construction Code Official based on the ordinance is responsible for enforcing the ordinance.

Mr. Bishop questioned what did this have to do with the vacant definition because they were talking about the application of the ordinance and not about the definition which is what we are suppose to be doing on the public hearing session.

Mr. Inkeles stated he was trying to understand this ordinance and he felt that it needed further work.

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

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

ORDINANCE NO. 15-27 - APPROVED

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

ORDINANCE NO. 15-27

AN ORDINANCE TO AMEND VOLUME I, CHAPTER XIII OF THE CODE OF THE TOWNSHIP OF NEPTUNE BY AMENDING SECTION 13-2, ENTITLED, "REMOVAL OF SNOW AND ICE

The ordinance was approved on the following vote: Bishop, no; Brantley, aye; Houghtaling, aye; McMillan, aye; and Jahn, aye.

ORDINANCE NO. 15-28 - APPROVED

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

ORDINANCE NO. 15-28

AN ORDINANCE TO FURTHER AMEND AND SUPPLEMENT THE LAND DEVELOPMENT ORDINANCE OF THE TOWNSHIP OF NEPTUNE BY AMENDING AND ADDING VARIOUS DEFINITIONS IN SECTION 201 AND ADDING AND AMENDING SECTION 411.14 – DORMERS; SECTION 412.07 - FENCES AND WALLS; SECTION 415.06A - BILLBOARDS – SECTION 415.06B, ELECTRONIC BILLBOARDS; AND SECTION 416 - SIGNS

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

ORDINANCE NO. 15-29 - APPROVED

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

ORDINANCE NO. 15-29

AN ORDINANCE TO AMEND SALARY RANGE ORDINANCE NO. 13-45 BY CREATING THE JOB TITLES OF EMERGENCY MEDICAL SERVICES MANAGER, PUBLIC SAFETY OFFICER SUPERVISOR, PUBLIC SAFETY OFFICER AND HUMAN RESOURCES DIRECTOR

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

Mr. Cuttrell stated that the Public Hearings on Ordinances 15-27, 15-28 and 15-29 will be held on Monday, July 13, 2015.

CONSENT AGENDA

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

RELEASE ALL SURETY BONDS AND DEVELOPERS ESCROW FOR IMPROVEMENTS AT THE FORMER SUNOCO STATION ON ROUTE 33

WHEREAS, Sunoco, Inc. filed a performance guarantee written by Liberty Mutual Insurance Company in the amount of \$38,880.00, guaranteeing site improvements at the Sunoco Gas Station, located on State Highway 33 (Block 3301, Lot 6); and,

WHEREAS, the site plan improvements were completed and the station has since ceased operation and remains closed; and,

WHEREAS, the Township Engineer has recommended the release of the performance bond for this non-operating facility,

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

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

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

AUTHORIZE TEMPORARY PART-TIME EMPLOYMENT THROUGH THE "COUNT ME IN" JOB READINESS PROGRAM

WHEREAS, the Township of Neptune received a reimbursement grant through the County of Monmouth Workforce Investment Board "Count Me In" Job Readiness Program; and,

WHEREAS, the Program reimburses the Township for the cost of employing high school age students on a temporary basis to provide job readiness skills and opportunities; and,

WHEREAS, various community partners have recommended high school aged students to partake in this opportunity; and,

WHEREAS, funds will be provided in the 2015 municipal budget, through a reimbursement from the County of Monmouth Workforce Investment Program, and the Chief Financial Officer has so certified in writing,

THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Neptune that Joseph Kimondo (effective April 28, 2015) and Ricky McElroy (effective June 1, 2015) be and are hereby employed on a temporary part-time basis through the County of Monmouth Workforce Investment Board "Count Me In" Job Readiness Program at an hourly rate of \$8.50, for a maximum of 120 hours; and,

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

EXTEND UNPAID LEAVE OF ABSENCE GRANTED TO DIANA PAJAK UNDER THE FAMILY MEDICAL LEAVE ACT

WHEREAS, on March 30, 2015, the Township Committee adopted Resolution #15-140 which granted an unpaid leave of absence to Diana Pajak, Technical Assistant to the Construction Official, under the provisions of the Family Medical Leave Act, from April 3, 2015 through June 15, 2015; and,

WHEREAS, Diana Pajak has requested an extension of her unpaid leave of absence through July 1, 2015 and the Human Resources Specialist has approved the request,

THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Neptune that Diana Pajak, Technical Assistant to the Construction Official, is hereby granted an extension of a leave of absence under the provisions of the Family Medical Leave Act from June 16, 2015

through July 1, 2015; and,

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

GRANT SOCIAL AFFAIR PERMITS TO ASBURY PARK/WALL ELKS LODGE #128

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 applications of Asbury Park/Wall Elks Lodge #128 social affair permits at the Asbury Park/Wall Elks Lodge #128, 3409 West Bangs Avenue, on July 3, 2015 from 4:00 P.M. to 10:00 P.M. and on August 8, 2015 from 12:00 P.M. to 9:00 P.M.

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> |
|------------------|-----------------------------|---------------|
| 2805/9           | 406 Green Grove Road        | 1,074.00      |
| 3301/12          | 3454 West Bangs Avenue      | 405.00        |
| 4804/7           | 108 Ivins Road              | 540.00        |
| 4814/12          | 115 Lakewood Road           | 270.00        |
| 503/21           | 21 Atkins Avenue            | 540.00        |
| 605/15           | 213 Myrtle Avenue           | 920.00        |
| 417/24           | 1413 6 <sup>th</sup> Avenue | 920.00        |
| 713/18           | 503 Fisher Avenue           | 460.00        |
| 503/26           | 1223 Embury Avenue          | 460.00        |
| 503/22           | 1205 Embury Avenue          | 690.00        |
| 503/24           | 1209 Embury Avenue          | 460.00        |
| 511/10           | 12 Pharo Street             | 460.00        |
| 214/17           | 57 Embury Avenue            | 270.00        |

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 TEMPORARY STREET CLOSING IN CONNECTION WITH SHARK RIVER BEACH & YACHT CLUB FUN RUN

WHEREAS, the Shark River Beach & Yacht Club is holding a Fun Run for children on a portion of South Riverside Drive on Friday, July 10, 2015; and,

WHEREAS, the Police Department has recommended that a portion of South Riverside Drive be temporarily closed for the safety of the participants; and,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that South Riverside Drive between The Plaza and Sylvan Drive shall be closed to vehicular traffic on Friday, July 10, 2015 between the hours of 5:30 PM to 7:00 PM; and,



BE IT FURTHER RESOLVED, that the Department of Public Works is hereby requested to supply the necessary barricades to close this portion of the street and all appropriate cross streets; and,

BE IT FURTHER RESOLVED, that a certified copy of this resolution shall be forwarded to the Chief of Police, Sgt. Michael Zarro, Director of Public Works and Business Administrator.

AUTHORIZE TEMPORARY NO PARKING IN CONNECTION WITH THE HISTORICAL SOCIETY OF OCEAN GROVE POSTCARD AND ANTIQUE SHOW

WHEREAS, the Historical Society of Ocean Grove has scheduled their annual Post Card, Antique and Collectables Show on Saturday, August 22, 2015, in the Auditorium-Pavilion area in Ocean Grove; and,

WHEREAS, it is necessary to designate a no parking zone on a small portion of Central Avenue to allow dealers to unload materials; and,

WHEREAS, the Police Department has reviewed and approved this no parking zone,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby designates temporary no parking on the following streets from 9:00 P.M. on Friday, August 21, 2015 until 5:00 P.M. on Saturday, August 22, 2015:

1) West side of Central Avenue between Bethany Block and the eastbound side of Ocean Pathway

2) East side of Central Avenue between the eastbound side of Ocean Pathway and the westbound side of Ocean Pathway; and,

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

AUTHORIZE AN AMENDMENT TO THE 2015 MUNICIPAL BUDGET TO REALIZE MONIES FROM THE MUNICIPAL COURT ALCOHOL EDUCATION, REHABILITATION AND ENFORCEMENT PROGRAM

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

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

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget for the year 2015 in the sum of \$6,836.25 which is now available from the Municipal Court Alcohol Education, Rehabilitation and Enforcement Fund in the amount of \$6,836.25; and,

BE IT FURTHER RESOLVED that the like sum of \$6,836.25 is hereby appropriated under the caption of Alcohol Education, Rehabilitation and Enforcement Fund; and,

BE IT FURTHER RESOLVED, that the above is the result of funds from the New Jersey Courts Municipal Court Alcohol Education, Rehabilitation and Enforcement Fund in the amount of \$6,836.25; and,

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

CONFIRM EMPLOYMENT OF TEMPORARY MUNICIPAL INTERNS

WHEREAS, the Township of Neptune desires to confirm the employment of two municipal interns, in addition to those approved on May 21, 2015, for temporary employment during the summer months; and,

WHEREAS, the availability of paid intern positions for students enrolled in college was posted and advertised on the Township web site; and,

WHEREAS, the Human Resources Department has interviewed applications and recommends the employment of two additional individuals to serve as interns in various administrative functions; and,

WHEREAS, funds will be provided in the 2015 Municipal Budget in various salary and wage appropriation line items and the Chief Financial Officer has so certified in writing,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the employment of Travis Schembri – Engineering, and Donald Allen, Jr. – Office of Emergency Management as temporary Municipal Interns be and is hereby confirmed from June 8, 2015 to August 14, 2015 at an hourly wage of \$10.00; and,

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

ACCEPT THE RESIGNATION OF EDWARD GREEN AS A MEMBER OF THE HOUSING AUTHORITY

WHEREAS, the Township Committee has received a letter from Edward Green resigning as a member of the Housing Authority effective May 4, 2015,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the resignation of Edward Green as a member of the Housing Authority is hereby accepted effective May 4, 2015; and,

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

CANCEL CHECKS OUTSTANDING FOR OVER NINETY DAYS

WHEREAS, the Finance Department has advised that there are a number of outstanding checks that are over ninety (90) days old; and,

WHEREAS, the cancellation of said checks must be approved by resolution of the Township Committee,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the following checks outstanding for greater than ninety (90) days be and are hereby approved for cancellation:

|                        |                        |               |
|------------------------|------------------------|---------------|
| Trust Account          |                        |               |
| <b>CHECK NO.</b>       | <b>PAYABLE TO</b>      | <b>AMOUNT</b> |
| 10424                  | Jim Donnelly           | \$ 150.00     |
| Marina Capital Account |                        |               |
| <b>CHECK NO.</b>       | <b>PAYABLE TO</b>      | <b>AMOUNT</b> |
| 10118                  | Treasurer, State of NJ | \$ 150.00     |

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

AUTHORIZE THE ENDORSEMENT OF THE TAX SALE CERTIFICATES

WHEREAS, all the taxes, costs and interest have been paid on the Tax Title Lien Certificates affecting the properties 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 the following properties:

| <b>BLOCK</b> | <b>LOT</b> | <b>ADDRESS</b> |
|--------------|------------|----------------|
| 7018         | 9.16       | 1 Marianne Way |
| 7018.01      | 9.17       | 2 Marianne Way |
| 7018.01      | 9.20       | 3 Marianne Way |

|      |      |                  |
|------|------|------------------|
| 7018 | 9.21 | 4 Marianne Way   |
| 7018 | 9.14 | 16 Victoria Lane |
| 7018 | 9.11 | 21 Victoria Lane |
| 7018 | 9.12 | 23 Victoria Lane |

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

GRANT UNPAID LEAVE OF ABSENCE TO SUZANNE MORALES UNDER THE FAMILY MEDICAL LEAVE ACT

WHEREAS, Suzanne Morales, Violations Clerk in the Municipal Court, has requested an unpaid leave of absence under the provisions of the Family Medical Leave Act from June 3, 2015 through July 13, 2015; and,

WHEREAS, the Human Resources Specialist and Business Administrator have approved the request,

THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Neptune that Suzanne Morales, Violations Clerk in the Municipal Court, is hereby granted an unpaid leave of absence under the provisions of the Family Medical Leave Act from June 3, 2015 through July 13, 2015; and,

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

EMPLOY PUBLIC SAFETY OFFICERS ON A PART-TIME BASIS

WHEREAS, there is a need for additional Public Safety Officers in the Police Department on a part-time hourly basis; and,

WHEREAS, the positions were duly posted and applicants have been interviewed; and,

WHEREAS, the Police Director and Business Administrator have made their recommendations; and,

WHEREAS, funds will be provided in the 2015 municipal budget in the appropriation entitled Police 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 the following individuals be and are hereby employed as part-time Public Safety Officers, effective June 23, 2015, contingent upon successful completion of a background investigation and medical evaluation, at an hourly rate as established by prior Resolution of the Township Committee:

|               |               |
|---------------|---------------|
| Dave Resnick  | Karr Mullen   |
| Joseph Milano | Brian Downing |

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

AUTHORIZE TRANSFER OF TWO SURPLUS VEHICLES TO THE BOROUGH OF NEPTUNE CITY

WHEREAS, the Business Administrator has recommended that a Ford Crown Victoria Sedan and a Ford PL Ambulance be designated as surplus equipment and no longer needed for public use; and,

WHEREAS, the Borough of Neptune City has expressed a desire to acquire said vehicles from the Township; and,

WHEREAS, the Business Administrator recommends the transfer to these surplus vehicles to the Borough at no cost,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby declares a Ford Crown Victoria Sedan, VIN #2FAFP71W01X11, and a Ford PL Ambulance, VIN #1FDKE30XTHB30949, as surplus equipment and no longer needed for public use; and,

BE IT FURTHER RESOLVED, that the Township Committee authorizes the transfer of said vehicles to the Borough of Neptune City at no cost; and,

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

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

The Mayor announced the following appointment to the Environmental/Shade Tree Commission:

William Heyniger as the Alternate #1 member for an unexpired two year term.

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

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

WHEREAS, due the resignation of Shane Toohey, there is a vacancy in the Alternate #1 position on the Environmental/Shade Tree Commission,

THEREFORE, BE IT RESOLVED, that the Township Committee confirms the Mayor's appointment of William Heyniger as the Alternate #1 member to the Environmental/Shade Tree Commission for an unexpired two year term expiring December 31, 2016; and,

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the Secretary to the Environmental/Shade Tree Commission.

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

#### AWARD BID FOR NEPTUNE BOULEVARD SIDEWALK IMPROVEMENTS

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

WHEREAS, on June 17, 2015, the Township Engineering Consultant received bids for the award of a contract for Neptune Boulevard Sidewalk Improvements; and,

WHEREAS, said bids were reviewed by the Township Engineer and Consulting Engineer who have recommended that the bid be awarded to the lowest bid submitted by Precise Construction, Inc.; and,

WHEREAS, said bids were advertised, received and awarded in a "fair and open" competitive bidding process in accordance with the Open Public Contracts Law; and,

WHEREAS, funds for this purpose will be provided in Ordinance No. 14-12, which includes funding in the amount of \$142,000 from a Community Development Block Grant, and the Chief Financial Officer has so certified in writing,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that a contract be awarded to Precise Construction, Inc. on their lowest responsible Base bid, Alternate #1 bid and Alternate #2 bid of \$195,770.00 for Neptune Boulevard Sidewalk Improvements; and,

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

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

#### AUTHORIZE THE PAYMENT OF BILLS

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

be adopted:

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

|                            |                |
|----------------------------|----------------|
| CURRENT FUND               | \$3,926,677.20 |
| FEDERAL & STATE GRANT FUND | 6,671.84       |
| TRUST OTHER                | 98,838.72      |
| GENERAL CAPITAL FUND       | 11,470.21      |
| SEWER OPERATING FUND       | 16,301.49      |
| MARINA OPERATING FUND      | 2,616.18       |
| MARINA CAPITAL FUND        | 6,610.24       |
| DOG TRUST                  | 14,954.00      |
| LIBRARY TRUST              | 928.93         |
| <br>                       |                |
| BILL LIST TOTAL            | \$4,085,068.81 |

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

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

AUTHORIZE CHANGE ORDER #1 IN CONNECTION WITH THE SHARK RIVER MUNICIPAL MARINA BUILDING

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

WHEREAS, a contract was awarded to Santorini Construction in the amount of \$2,622,001.00 in connection with the Shark River Municipal Marina Building; and,

WHEREAS, changes to the contract have been experienced as a result of the need to excavate two to three feet of soil across the site in order to locate unforeseen pre-existing piles; and,

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

WHEREAS, funds for this purpose are available in Ordinance No. 15-04 and the Chief Financial Officer has so certified in writing,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the Mayor and Clerk be and are hereby authorized to execute Change Order #1 in the contract with Santorini Construction in connection with the Shark River Municipal Marina Building resulting in a net increase of \$36,800.00 revising the total contract amount to \$2,658,801.00; and,

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

The resolution was adopted on the following vote: Bishop, aye; Brantley, aye; Houghtaling, aye; McMillan, aye, except abstain on the check payable to Bidy Basketball; and Jahn, aye.

PRIVILEGE OF THE FLOOR/PUBLIC COMMENTS

(Mr. McMillan left the meeting)

Joan Venezia, 107 Mt. Hermon Way, stated she put in a complaint regarding the lighting in firemen's park and Public Works was on it the next day and fixed it within two days. She also stated

that Broadway lighting was moving along. She went on to state that as far as the North End the response to the OPRA Request refers to Plan C and she was unable to find Plan C on it and questioned whether it was given to them.

Mr. Anthony stated everything that was sent to her was everything they had on the WAVE negotiation.

Ms. Venezia stated on page 3 they refer to WAVE shall develop the subject property in accordance with its Plan C and it is attached.

Mr. Anthony stated Plan C was obviously going to be the Redeveloper's Agreement which is not done yet. He stated if she did not have it then it meant that he did not have it as well.

Ms. Venezia also questioned whether the Township received anything subsequent to this because in the emails it said it would give the percentages of ownership of the four entities. She also stated that it asked them to delineate what the financials were.

Mr. Anthony stated they asked him what did he mean by financials and he told them verbally.

Ms. Venezia went back and forth with questions to Mr. Anthony regarding conversion.

Peter Babakian, 143 Spinnaker Way, stated he recently became aware of a NJDOT project to dredge the Shark River Channels. He stated he supported the dredging and river wide dredging and he hopes this board will assist those that are coming together with other municipalities to have the entire river dredged. He also stated he saw in a local newspaper that a previous resolution was passed by this board stating to the NJDOT that two lots located at Seaview Circle North and South right off of Route 35 South would be allowed to be used for the de-watering process. He understood from conversations with the DOT and the DEP this morning that there should have been public notification and it might have been done by newspaper but no one in their entire community knew anything about the fact that you were voting on a resolution to allow these lots to be used in the de-watering process. He stated their community heard about this through the newspapers, after the resolution was passed and the permit application was made on May 26<sup>th</sup> to the NJDEP. They only discovered this by having conversations with the NJDOT & NJDEP and site engineers who willingly told him the process in the last few days. The NJDOT & NJDEP have indicated to him by phone that a mechanical de-watering process would be used by which water will be squeezed out and the soil would be deposited in a pile until the dump truck comes. He stated it was also his understanding that Neptune Township has examined de-watered sites in the past that could be used but this board chose this site. He stated obviously there is a reason for this but this is the only way into their community right past Seaview Circle North between Shark River Yacht Club and the entrance on the streets. He stated he knew that the Township did their own dredging at the marina about 16,000 cubic yards and there are other sites as he stated. He stated he also heard that there was communication with a board member about the fact that the de-watering process has not been decided and there might be a 100 foot high pile of sludge just going there rather than the mechanical which was explained to him by the DEP. He stated he objections to this site and stated his reasons. He stated they've lowered their tax base by 20%.

Yolanda Latzman, 303 Sea Spray Lane, stated her concerns and stated this was not wasteland and they've already increased their property taxes. She felt this should not be in a residential area and questioned what would they do as far as the traffic.

Selma Bonelli Hensen, Moss Place, stated her next door neighbor at 217 Moss is refusing to cut her lawn. An employee in Code stated he was keeping his eye on that property as well as the one on 13 Ash Drive which is a foreclosure property. She stated she called the realtor about the condition of the property to see if they had a management property to keep the property maintained but they do not have one. She also stated that half of 28 Ash Drive had high grass as well. She asked if someone could get into touch with Code about it rather than him just keeping an eye on it.

Mr. Gadaleta stated he would follow up tomorrow with Code.

Brian McTigue, 310 Sea Spray Lane, questioned given the proximity to their property what would be done to keep the soil within the confines of that field and not coming onto the residents properties.

Mr. Bishop stated in terms of the traveling of the dirt that's actually why there has to be a site. It has to be contained, the streets have to be cleaned each night and there are things that will be done to make sure that doesn't happen. He also stated this site has been under consideration for ten years. He stated they should have reached out and told them but they received notice on a

Thursday and they had to act on a Monday so they did not reach out to them. They did it in the same way they would any other ordinance or resolution and that is by publishing. Both he and Mr. Houghtaling will be attending the Seaview Homeowners Meeting. He apologized and stated he understood their concerns and stated this was a temporary site and the cycle is not twelve months. He also understood they were upset and the concerns regarding their property value. He assured them that they would not endanger or trap their residents and everyone needed to have faith.

Freeholder Tom Arnone stated he understood the concerns of the residents and stated he has been a part of this process for 17 years. For clarification purposes he stated he understood their concerns regarding contaminated materials. To the County two of the biggest obstacles of this project were the drying site and where they were going to permanently house the materials. For years they did not have a site that they could store it. Through his fight the County finally decided that they could possibly house 120,000 cubic yards and it is still difficult for them to do that but they are going to try and chip in and be a partner to the State and of course the municipalities and with that being said if the material is contaminated it will be tested and the DEP will not let them take it. He stated he was confident that it will come back clean. He explained a dredging project that took place in Spring Lake. He went on to state that comments made by the gentleman earlier was alarming for him to hear that he called the DOT and the DEP and it is something he would address tomorrow because he sat with them as well as some elected officials and they were given strict rules because they could taint and RFP. He stated they were supposed to adhere to the same rules they give. He reiterated that if it's contaminated the County would not take it.

Dianna Harris, Willow Drive, discussed two vacant properties on West Lake Avenue and stated someone has gone and taken down the steps and it is now a hazard. She believed the address was 1714 or 1716 West Lake Avenue. She questioned whether there was any way to work with Public Works to get it cleaned up.

Mr. Gadaleta stated he believed the second property was 1943 and they were working on both of these properties today and the 1943 parcel was purchased and code has been in contact with the owners.

Mr. Bishop stated they would allow others speak about Seaview Island.

Bill Montenero, 323 Sea Spray Lane questioned when this process would start.

Mr. Bascom stated it could start as early as September 2015 and the total time period they will be using the property is 240 working days between September 7, 2015 and December 31, 2016 and that is the maximum number of days. He also explained the process as it was explained to him.

Mr. Montenero also questioned what time of the year could they file for a tax appeal.

Mr. Anthony stated it had to be based on October 1<sup>st</sup>, sometime after that.

Annette Burkstein, 353 Sea Spray Court, President of the Board on Seaview Island, stated the meeting they were having tomorrow night was a meeting with the Board and two Committee members so that they could get a little bit more information and not be in an environment where everyone is really upset because people are upset. She stated they have been blindsided by the Township and they were very upset and she thought she had a better relationship with all of them. She stated both she and Mr. Gadaleta sat with Senator Beck.

Mr. Gadaleta stated he did not know at that time when they had the meeting.

Ms. Burkstein stated for the sake of the residents they had a meeting with Senator Beck because their island is seeking and they are losing land on the north side of the island and they've asked the DEP to come look at it and the army corp. of engineers. They've asked for the dredging material that they are talking about to be brought back on their island because what's in the river belongs to them. She stated she sent a letter to Freeholder Arnone and Senator Beck about a year ago and she asked them to please consider that route of bulk heading their property and dropping the dredging material into the bulkhead. She stated it was a great way to get rid of the dredging material.

Mr. Gadaleta stated they did discuss that and that was one of the suggestions to the DOT and DEP and since this is a State project they denied it and said it would not be considered by the DOT or the DEP.

Mr. Burkstein stated this could have been handled very differently. They could have had a meeting with the Board of Seaview Island and the Committee members. They could have talked

about what it meant to the community and the board could have presented what was going to happen in a reasonable fashion instead of scaring everyone half to death. She stated if things went the way the DEP explained it might not be so bad. She felt all of this could have been eliminated if they had a meeting prior to this. She wanted to know how they could make it least invasive as possible for them.

Mr. Bishop stated they were told under no circumstance could they say anything because it would be endangering the contract process.

Mr. Gadaleta stated he would reach out to the DEP/DOT to see if their representative could be available at tomorrow's meeting as well.

Mary Carr, 237 Schooner Circle, stated her concerns were about the health. She did not want to find out that there was contamination and find out a month later it was a health issue. She questioned what were they doing as a board to protect them.

Mr. Houghtaling stated we've dredged our marina and there was no problem. He assured her that the material would be clean or it will stay in the river.

Mr. Bascom stated for the preliminary testing the DEP testing came back to residential standards, that it was clean for residential standards and the County Health Department was going to review the more extensive testing.

Tom Polk, 210 Schooner Circle, agreed that he felt that they were blindsided but he stated he knew Mr. Bishop and he knew him to be a very fair individual and he's always working for them. He attended the Freeholders meeting and he walked away a little concerned because of a comment that was made by the Mayor of Wall Township. He questioned what were they going to do for them he suggested they sell the vacant property to them at a nominal fee.

Mr. Bishop stated in the number of years they have worked they have sat down with various administrations to try and figure out what they could do to utilize the Wall site but there has just been a reluctance often times on the part of the sitting governing body. He stated he was a little taken back from George's comment as well and he felt it was disingenuous on his part.

Joanna DePalma, 204 Schooner Circle, stated if Wall Township could say no then why couldn't Neptune.

Mr. Houghtaling then asked how would the river ever get dredged.

Mr. Bishop stated Belmar said yes, Neptune City said yes. We gave them potential sites, they asked us for open land that was municipally owned and at least a certain side. The reason the two sites were chosen was because they were the only permit able sites. If we keep saying nope not mine nothing will ever happen. We could say no but it is not the right thing to do.

Ms. DePalma stated there's got to be somewhere else you can put this.

Mr. Bishop stated if there was some place they would have done it 15 years ago.

Sharon Babb, 407 Seaview Circle stated they needed definites about the process.

Mr. Bishop explained the process again.

Trudy Tartis, 417 Seaview Circle, she's seen the change in the river. She stated it bothered her that they said they would dredge the channels but not the rest of the river but the rest of the river is filling in. Her thoughts were that Wall did not want anything to do with the dredging but all the way in the back of the river is where Wall is and they very rarely have water. She suggested putting the dredge back there since they do not want it on their land.

Mr. Houghtaling stated you just could not do that.

Mr. Bishop stated someone suggested building another island and the answer they got back was that they cannot displace water in the river.

Julie Coveny, 203 Sea Spray Lane, questioned what's in it for Neptune Township, and are you getting any money.

Mr. Houghtaling stated they were not getting any money.



Ms. Coveny told the Mayor that she did not seem interested tonight and wondered what her commentary was.

Mayor Jahn stated her commentary was that this is where the DOT and DEP decided to put it and it's unfortunate that it's on Seaview and she did not think any of them wanted it on Seaview because she didn't but we have to make it work and have these channels cleared out.

Walter Kazmarek, 131 Broadway, stated for three years a company called Envirotech from Jackson have been making application for a permit for a State mandated soil remediation for a leaky oil tank on his property. He stated for three years it has been getting turned down and each department in the Township seems to operate as an independent. He questioned why the company was not told three years what they needed all at once. He went on to state that right now he has to go before the HPC and the HPC should not be able to override other entities. This has gone back to square one over and over again. He also stated he was scolded by Mr. Doolittle publicly and he did not appreciate it and it was disgusting.

Mr. Houghtaling asked if Mr. Gadaleta if Mr. Kazmarek could come in and talk to someone.

Mr. Gadaleta stated he believed Mr. Kazmarek was saying that it's sitting with the HPC and is waiting for final approval. He stated he would meet with Dawn Crozier tomorrow to see the status.

Mr. Bishop stated he wanted to see all correspondence that has been sent to him. He stated he should never have been back here so many times.

Robert Clays, 101 Seaview Court, stated he lives at the end closest to the Headliner and he's had to call the police almost every weekend regarding the noise and his kids cannot sleep at night. The owner has told him to call him when it gets too loud, which he does. He appealed to the Committee to see what could be done.

Mr. Bascom stated he did go by this weekend because it was really loud but it was Sunset's this particular time. They had a loud band. He stated he arrived three minutes to 11pm and they shut it down at 11pm. He stated he would turn this over to Captain Fisher and the Quality of Life Group and go and meet with both owners.

Kathy Arlt, 106 Abbott Avenue, stated she looked up the lis pendens that were filed at the County. She stated it was her understanding from reading the ordinance that these lis pendens are filed against the registered owners of the property and lien holders. She stated a notice went to Charles Jackson several times and he's dead and he died in 2007. She gave the Committee his obituary and stated the Township has been informed in 2012 by Charles Layton that Mr. Jackson was dead. She stated there was a mortgage on the house and no notice was filed for the bank or any lienholder. She stated the bank might comply with the ordinance but they have not been notified. She stated it was not just Charles Jackson but also mentioned 155 Fisher Avenue and Joe Krimko's house, both homes have foreclosure action against them. She stated their biggest problem was that they were not doing the basics to enforce this ordinance and there was no excuse not to follow your own ordinance and she wanted a report on this at the next meeting because the proper people are not being notified.

Mr. Anthony stated he does not send out the notice but he would talk to Mr. Doolittle about it.

Mr. Bishop asked Mr. Gadaleta if he could instruct the intern to look into this.

Hank Coakley, Valley Road, stated it was enlightening to hear about this dredging. He mentioned other instances where dredging has taken place. He applauded the Committee on this because he was concerned with the health problem if it was not done.

Doug White, 301 Sea Spray Lane, stated selection of the site is just one piece of it and they need to be aware that they are going to be installing an industrial process in a residential area. It will introduce noise, traffic, hours of operation and avoiding drainage. He asked the Committee to please consider the input of the homeowners.

Jack Bredin, 94 ½ Heck Avenue, questioned whether the Committee had the opportunity to find out who the principles of WAVE were.

Mr. Anthony stated that he received this information and it is obtainable through an OPRA Request.

Mr. Bredin then asked if the Township had an official map of Neptune Township that shows the width of streets.

Mr. Gadaleta stated if you are looking for a street map of the Township we do have that but not a map with every property surveyed.

Mr. Bredin stated if a property is sub-divided it has to be put on the tax map but it says it is for assessment purposes only and the other one is not. It is done by the engineer.

Mayor Jahn questioned what would be the difference in use.

Mr. Bredin stated it was a development regulation according to State law.

Mr. Gadaleta stated it is for Tax Assessment purposes because it is not a true surveyed map.

Mr. Bredin stated they could ask the attorney to look into it.

Mr. Anthony stated every Town has an official map.

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

Richard J. Cuttrel,  
Municipal Clerk