

TOWNSHIP COMMITTEE MEETING – MAY 11, 2015

Acting Chairperson Bishop 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, and Eric J. Houghtaling. Absent: Mayor Mary Beth Jahn. (Kevin B. McMillan arrived at during the executive session portion of the workshop meeting.)

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.

Mr. Bishop 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:

Mr. Gadaleta provided the Committee with information on a proposed Employee Assistance Program. He stated that several different consulting firms were interviewed and this is an opportunity to provide services to employees, improve the workplace environment and improve productivity and attendance. Many corporations and larger municipalities have such a program. The cost of three sessions per year is about \$30 per year per employee for a total annual cost of about \$8,100. Mr. Bishop asked if this coordinates resources with insurance. Mr. Gadaleta responded yes. He added that the program is voluntary and believes it will improve many areas for employees and be a benefit for the Township. Mr. Houghtaling stated that his only concern is that the cost is a one year teaser price. Mr. Gadaleta will reach out for a multi-year contract and talk to other towns that have a Plan.

Mr. Gadaleta stated that he met with Leanne Hoffmann and Jen Beahm regarding recent COAH decisions. The Department of Community Affairs is not out of the COAH process and it is back in the lower courts. All towns must submit a declaratory action and appoint a COAH Master. The Township went from zero units to a requirement for 205 affordable housing units according to an estimate from the Builders Association and the Fair Housing Center. Mr. Gadaleta and Mr. Anthony will work on the issue in anticipation of the official number of units required. Mr. Anthony explained that the Master acts a Mediator between the Township and the court and is paid on an hourly basis.

Mr. Bishop stated that the Historic Preservation Commission has been working on revised guidelines for a while and suggests a deadline of the end of summer. The Committee asked Mr. Cuttrell to notify the HPC that the guidelines are requested to be submitted to the Township Committee for their review at their September 14<sup>th</sup> meeting.

Mr. Bishop asked if the Committee would consider a summit to discuss conduct at the recent Board of Education election. Mr. Anthony stated that the first amendment prohibits regulation of campaigns. This is a matter that the political parties and Party Chairpersons should address through discussion. The Township Committee has passed a Code of Conduct ordinance which gives enforcement of ethics law and violations to the State Ethics Board and campaign issues are under the jurisdiction of the State Elections Commission.

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

Mr. Houghtaling offered the following resolution, moved and seconded by Dr. Brantley, 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:

Potential Litigation – North End boardwalk bids  
Contract negotiations – West Lake Avenue Redevelopment  
Personnel – Part-time and temporary employees in the Municipal Court and Senior Center  
Contract negotiations – RFP for Broker/Consultant for Health Benefits

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; and Houghtaling, aye.

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

The Committee reviewed recommendations for part-time permanent Violations Clerk and temporary full-time Violations Clerk and took action by resolution at the regular business portion of the meeting.

The Committee will independently review the four responses received to a Request for Proposals for Broker/Consultant for Health Benefits and take action at the next regular meeting.

(Mr. McMillan arrived)

Mr. Bascom distributed a draft 2014 Police Department Annual Report and will make a presentation of the final draft at the June 8<sup>th</sup> meeting.

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

Deputy Mayor McMillan 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, and Kevin B. McMillan. Absent: Mayor Mary Beth Jahn.

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.

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"

Deputy Mayor McMillan 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 Dr. Brantley, to approve the minutes of the meetings held on April 13<sup>th</sup> and April 27<sup>th</sup>. All were in favor.

#### PRESENTATION

Joel Popkin, Executive Director of the Municipal Clerk's Association of New Jersey presented the Association's Member Spotlight Award to Mr. Cuttrell.

#### PROCLAMATION

The Mayor will proclaim the month of May as Older Americans Month in the Township of Neptune.

## REPORT OF THE CLERK

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

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

## COMMENTS FROM THE DAIS

Dr. Michael Brantley stated he went to the Community Advisory Meeting at Jersey Shore Medical Center early this afternoon. He stated Jersey Shore Medical Center has been listed as one of the best 100 companies to work for six years in a row and Fortunes best place to work in New Jersey for 11 years in a row and ranked No. 1 in the Fortunes top 10 for women. They've received a number of awards and we should be proud of what they've done for Neptune Township. He went on to state that it was not their place to get involved with any elections. He reflected on the school board of elections and read a quote from Joyce Myers regarding strife and conflict. He stated he did not agree with racism in any form and felt both sides should get together and talk.

Eric Houghtaling stated he attended the Shark River Hill's property owners meeting where the Township made a presentation as to what goes on in the Township. He thanked all the department heads that showed up. He attended both Brick Township and Red Bank's Mayor's Ball. He attended the Shark River Hills Recovery Along the River and the Cystic Fibrosis Walk in Bradley Beach. He supported Claire Freda's team. He stated being that he's on the Deal Lake Commission he attended the candidates forum in Ocean Township. It was sponsored by the Friends of Deal Lake Commission. He also participate in Mary's Place by the Sea Walk. He congratulated Mr. Cuttrel for being honored this evening.

Randy Bishop stated he attended the Shark River Hills Property Owners. He thanked all of the department heads who came out. He stated he was honored to be a part of the world premiere of a teen video that was done at Neptune High School. The video was on Teen Suicide. It helped professionals deal with recognizing symptoms and to lead the teens to talk to someone about it. He stated Kevin McMillan's son won the 2015 Monmouth County Cotillion. He reminded everyone that the Mayor's Youth Advisory Spaghetti Dinner would be held on Wednesday and dinners would be sold for \$10. The Memorial Day Parade will be held on May 25, 2015 at 10:30am from here and a smaller one in Shark River Hills at 9am. The Veterans Memorial ribbon cutting will be held on the 30<sup>th</sup> at 11am and at that time they will officially open the park. He also went by Mary's Place Walk and had over 1200 registrants and raised over \$150,000.

Kevin McMillan stated he was honored that his son won King at the Monmouth County Cotillion. He stated he attended the Friends in Need Children Center Annual Spring Fundraiser that was held at the Trump National Golf Club in Colts Neck. He attended the Soccer Association Games at Sunshine Village. He stated he did a couple of weddings and attended the Martin Luther King Presbyterian Church Barbeque. He stated as far as the Board of Education Election there was no room for racism in any forum. He stated he would like to see more of a conservative effort to just look at the issues and look at what we put on paper and influence them to take action on the issues and not personal attacks.

Dr. Brantley stated he also went to the Martin Luther King Barbeque.

## PUBLIC HEARING – AMENDMENT TO 2015 MUNICIPAL BUDGET APPROVED ON APRIL 27, 2015

The Deputy Mayor requested public comments regarding Resolution #15-184 which amended the 2015 Municipal Budget. There being no comments, he closed the public hearing

## ADOPT 2015 TOWNSHIP OF NEPTUNE MUNICIPAL BUDGET

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

BE IT RESOLVED, by the Township Committee of the Township of Neptune, County of Monmouth, that the budget hereinbefore set forth is hereby adopted and shall constitute an appropriation for the purposes stated of the sums therein set forth as appropriations, and authorization of the amount of \$26,738,163.06 for municipal purposes; and, \$1,156,269.00 for the minimum library levy:

General Revenues

Surplus Anticipated	2,400,000.00
Miscellaneous Revenues Anticipated	9,764,681.55
Receipts from Delinquent Taxes	1,138,315.35
Local Tax for Municipal Purposes	26,738,163.06
Local Tax for Minimum Library Levy	1,156,269.00
<b>Total Revenues</b>	<b>41,197,428.96</b>

General Appropriations

Within "CAPS"	
Operations including contingent	28,209,800.00
Deferred Charges and Statutory Expenditures	3,400,613.14
Excluded from "CAPS"	
Operations	2,821,538.82
Capital Improvements	100,000.00
Municipal Debt Service	3,778,663.00
Deferred Charges	816,814.00
Reserve for Uncollected Taxes	2,070,000.00
<b>Total General Appropriations</b>	<b>41,197,428.96</b>

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

EMPLOY PART-TIME CUSTODIAN AT THE SENIOR CENTER - TABLED

Dr. Brantley offered a motion, seconded by Mr. Bishop, to table a resolution to "Employ part-time Custodian at the Senior Center". All were in favor.

PUBLIC COMMENTS ON RESOLUTIONS

Dorothy Argyros, 2100 Rutherford Avenue, stated she was in favor of Resolution #15-210 and hoped it would include some kind of mitigation because when they started dredging they would disturb all the poison that exists in the dredge site and would cause a lot of trouble.

Michael Fornino, 120 Fulham Place questioned how Resolution #15-09 was funded.

Mr. Gadaleta stated this was a work enforcement investment board grant and they are working with MURC on this and it is funded entirely through that grant.

Mr. Fornino questioned who were the uniforms for as mentioned in Resolution #15-216.

Mr. Gadaleta stated they were for employees who wear uniforms but excluding Police.

Dianna Harris, MURC, explained in detail the WIB Grant. She stated this was the first year for that grant and It will be administered through the MURC office in cooperation with the Township. She stated it was for anyone between the ages of 16-21 years of age. This program will offer job readiness training. She hoped to reapply for it again in cooperation with the Township. She stated she had questions as far as Resolution #15-215. She stated the one mentioned in that resolution was for a three year grant but why MURC was not involved with it this year.

Mr. Gadaleta stated the application was submitted broadly this year to allow for the opportunity to provide participation by a number of different agencies.

Ms. Harris stated they've always been involved and would like more transparency so that MURC can file their own rather than wait until the last minute.

Hank Coakley, Valley Road, commented on Resolution #15-210 and stated he was glad that they will start the dredging. He thanked Mr. Bishop and Mr. Houghtaling for attending the Wounded Warriors Fundraiser and he hoped they represented the municipality and not themselves.

Mr. Houghtaling stated he spoke to one of the organizers to try and get them to come back in the fall where they could have a fundraiser between them and the Memorial Park.

ORDINANCE NO. 15-18 - ADOPTED

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

ORDINANCE NO. 15-18

AN ORDINANCE TO AMEND VOLUME I, CHAPTER VII OF THE CODE OF THE TOWNSHIP OF NEPTUNE BY CONVERTING EXISTING HANDICAPPED PARKING ZONES ON MCCLINTOCK STREET AND HECK AVENUE TO RESIDENT HANDICAPPED ON-STREET PARKING ZONES

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

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

ORDINANCE NO. 15-19 - ADOPTED

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

ORDINANCE NO. 15-19

AN ORDINANCE AMENDING VOLUME I, CHAPTER XII, OF THE CODE OF THE TOWNSHIP OF NEPTUNE BY AMENDING SECTION 12-5.11 ENTITLED, "ENFORCEMENT AGAINST CERTAIN LIENHOLDERS" AS PART OF THE ORDINANCE ENTITLED "VACANT AND ABANDONED PROPERTIES"

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

Dorothy Argyros, 2100 Rutherford Avenue, requested an explanation of this ordinance. She felt the fines were a bit harsh.

Mr. Anthony stated the state statute allows the creditor to provide information to the Clerk if there's a maintenance problem and the state statute establishes the fine.

Kathy Arlt, Abbott Avenue, questioned whether this applied to properties already on the vacant properties listed.

Mr. Bishop stated sure it does.

Ms. Arlt stated there was a provision in there that says 20% of the proceeds would go to the Code Dept. She asked if that was statutory and couldn't it be more.

Mr. Anthony stated it was right from the statute.

Michael D. Fornino questioned the depth of this amendment.

Mr. Anthony stated it applies to tax lien holders but it only applies when they take foreclosure action to take title.

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

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

ORDINANCE NO. 15-20 - APPROVED

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

ORDINANCE NO. 15-20

AN ORDINANCE TO AMEND VOLUME I, CHAPTER VII, SECTION 7-7.8 OF THE CODE OF THE TOWNSHIP OF NEPTUNE BY ADDING AND CLARIFYING PARKING PROHIBITIONS DURING CERTAIN HOURS ON OCEAN AVENUE AND PORTIONS OF MAIN AVENUE

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

ORDINANCE NO. 15-21 - APPROVED

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

ORDINANCE NO. 15-21

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 HECK AVENUE

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

Mr. Cuttrell stated that the Public Hearings on Ordinances 15-20 and 15-21 will be held on Thursday, May 21, 2015.

CONSENT AGENDA

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

DELEGATE AUTHORITY TO DETERMINE THE FORM AND OTHER DETAILS OF NOT TO EXCEED \$3,310,000 AGGREGATE PRINCIPAL AMOUNT OF GENERAL OBLIGATION REFUNDING BONDS, SERIES 2014 OF THE TOWNSHIP OF NEPTUNE, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY AND TO APPROVE A BOND PURCHASE AGREEMENT WHICH PROVIDES FOR THE SALE OF SUCH BONDS TO THE MONMOUTH COUNTY IMPROVEMENT AUTHORITY PURSUANT TO THE 2015 GOVERNMENTAL LOAN REFUNDING BOND PROGRAM

WHEREAS, pursuant to the Local Bond Law, N.J.S.A. 40A:2-1 *et seq.*, as amended and supplemented (the "Local Bond Law"), the Township of Neptune, in the County of Monmouth, State of New Jersey (the "Township"), had previously issued General Obligation Bonds, Series 2007, consisting of General Improvement Bonds, Marina Utility Bonds and Sewer Utility Bonds (collectively, the "2007 Bonds") to the Monmouth County Improvement Authority (the "MCIA") in connection with the MCIA's 2007 Pooled Governmental Loan Program, which 2007 Bonds were issued to (i) memorialize the Township's applicable loan through the 2007 MCIA Loan Program, and (ii) permanently finance the costs of various Township projects; and

WHEREAS, a \$2,941,000 principal amount of such 2007 Bonds (\$2,532,000 in General Improvement Bonds, \$200,000 in Marina Utility Bonds and \$209,000 in Sewer Utility Bonds) are currently outstanding and can be defeased or are subject to redemption prior to their stated maturities, as applicable (collectively, the "2007 Refunded Bonds"); and

WHEREAS, the MCIA and the Township have determined that refunding bonds can be issued to defease or refund, in whole or in part, such 2007 Refunded Bonds which, under current market conditions, can generate a debt service savings to the Township due to the low long-term interest rate environment; and

WHEREAS, the Township has determined that it is in the best interests of the Township to refund all of the Refunded Bonds; and

WHEREAS, the Township has determined to provide for the refunding of the Refunded Bonds through its issuance of General Obligation Refunding Bonds, consisting of General Improvement Refunding Bonds, Marina Utility Refunding Bonds and Sewer Utility Refunding Bonds, in the aggregate principal amount of not to exceed \$3,310,000 to the MCIA (the "Refunding"), as provided in the

refunding bond ordinance of the Township entitled, "REFUNDING BOND ORDINANCE AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$3,310,000 PRINCIPAL AMOUNT OF GENERAL OBLIGATION REFUNDING BONDS BY THE TOWNSHIP OF NEPTUNE, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY, TO THE MONMOUTH COUNTY IMPROVEMENT AUTHORITY (THE "MCIA") FOR THE PURPOSE OF REFUNDING CERTAIN BONDS HERETOFORE ISSUED BY THE TOWNSHIP TO THE MCIA", such refunding bond ordinance being finally adopted by the Township Committee on May 11, 2015 (the "Ordinance"); and

WHEREAS, to accomplish the Refunding, the MCIA requires the Township to authorize, execute, attest and deliver the Township's not to exceed \$3,310,000 General Obligation Refunding Bonds, Series 2015 (the "Bonds"), consisting of General Improvement Refunding Bonds, Marina Utility Refunding Bonds and Sewer Utility Refunding Bonds, in accordance with the provisions hereof and pursuant to the terms of the Local Bond Law, N.J.S.A. 40A:2-1 et seq. (the "Local Bond Law") and other applicable law; and

WHEREAS, such Bonds shall be comprised of three series, consisting of General Improvement Refunding Bonds, Marina Utility Refunding Bonds and Sewer Utility Refunding Bonds, and any portion of such Bonds attributable to the Township's Sewer Utility and Marina Utility, shall, in accordance with the Local Bond Law, be deductible from gross debt when such Sewer Utility and Marina Utility are each self-liquidating; and

WHEREAS, section 27(a)(2) and section 59 of the Local Bond Law allow for the sale of the Bonds to the MCIA without any public offering, all under the terms and conditions set forth herein and in a Bond Purchase Agreement by and between the Township and the MCIA and dated as of the date hereof.

NOW THEREFORE, BE IT RESOLVED BY A TWO-THIRDS VOTE OF THE FULL MEMBERSHIP OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF NEPTUNE, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY, as follows:

Section 1. The Township Committee hereby delegates to the Chief Financial Officer or Administrator of the Township, in accordance with the provisions of N.J.S.A. 40A:2-27(a)(2) and N.J.S.A. 40A:2-59, the power to sell and award the Township's not to exceed \$3,310,000 General Obligation Refunding Bonds, Series 2015, consisting of General Improvement Refunding Bonds, Marina Utility Refunding Bonds and Sewer Utility Refunding Bonds, (collectively, the "Bonds") to the MCIA in accordance with the provisions hereof and in accordance with the terms of a Bond Purchase Agreement by and between the Township and the MCIA (the "Bond Purchase Agreement"), the form of which Bond Purchase Agreement is attached hereto as Exhibit B and is hereby approved, along with such changes to any information set forth therein as Bond Counsel to the Township (as defined herein) shall advise. The Bonds have been referred to and described in the Ordinance finally adopted at a duly called and held meeting of the Township Committee and published as required by law. The Bonds are being issued for the purpose of (i) refunding the principal amount of the Refunded Bonds, including the payment of interest accrued thereon to the date fixed for redemption or prepayment, if applicable, and the redemption or prepayment price thereof, if applicable, and (ii) paying the costs of issuance relating to the Bonds, including printing, advertising, accounting, financial and legal services, rating agency fees, underwriter's discount, and MCIA costs of issuance, which may include any of the foregoing.

Section 2. The Chief Financial Officer of the Township (the "Chief Financial Officer") is hereby authorized and directed to determine, in accordance with the Local Bond Law and pursuant to the terms and conditions established by the MCIA and the terms and conditions hereof and set forth in the Bond Purchase Agreement, the following items with respect to the Bonds, except those terms and conditions which are set forth in the Bond Purchase Agreement:

- (a) The aggregate principal amount of the Bonds to be issued, provided that the total amount of Bonds, consisting of General Improvement Refunding Bonds, Marina Utility Refunding Bonds and Sewer Utility Refunding Bonds, issued shall not exceed the aggregate principal amount of \$3,310,000;
- (b) The name and designation of each series of the Bonds;
- (c) The maturity and principal installments of each series of the Bonds;
- (d) The date of each series of the Bonds;
- (e) The interest rates of each series of the Bonds;

- (f) The purchase price of each series of the Bonds;
- (g) The direction for the application and investment of the proceeds of each series of the Bonds, if applicable; and
- (h) The terms and conditions under which each series of the Bonds shall be subject to redemption prior to their stated maturities.

Section 3. Any determination made by the Chief Financial Officer pursuant to the terms hereof shall be conclusively evidenced by the execution and attestation of the Bonds by the parties authorized under Section 4(c) hereof.

Section 4. The Township Committee hereby determines that certain terms of the Bonds shall be as follows:

- (a) The Bonds of each series shall be issued in a single denomination and shall be numbered GIRB-1, SURB-1 and MURB-1, as applicable;
- (b) The Bonds of each series shall be issued in fully registered form and shall be payable to the registered owners thereof as to both principal and interest in lawful money of the United States of America; and
- (c) The Bonds of each series shall be executed by the manual or facsimile signatures of the Mayor of the Township (the "Mayor") and the Chief Financial Officer under official seal or facsimile thereof affixed, printed, engraved or reproduced thereon and attested by the manual signature of the Clerk of the Township (the "Township Clerk").

Section 5. The Bonds of each series shall be substantially in the form set forth in Exhibit A attached hereto with such additions, deletions and omissions as may be necessary for the Township to comply with the requirements of the MCIA's 2015 Governmental Loan Refunding Bond Program (the "Program"), upon the advice of Bond Counsel to the Township (as defined herein).

Section 6. The law firm of Wilentz, Goldman & Spitzer, P.A., Woodbridge, New Jersey, Bond Counsel to the Township ("Bond Counsel"), the Township Attorney and the Township Auditor are each hereby authorized and directed to perform all actions necessary to consummate the issuance of the Bonds and the Refunding for which the Bonds are issued, including but not limited to, drafting and arranging for the printing and execution of the Bonds and all applicable documentation necessary to memorialize and consummate the issuance of the Bonds and the undertaking of the Refunding, preparing all necessary financial information and conducting all necessary studies, searches and analysis in connection with the issuance of the Bonds and the undertaking of the Refunding. The Mayor, the Chief Financial Officer and the Township Clerk are each hereby authorized and directed to execute and deliver any certificates necessary or desirable in connection with the financial and other information.

Section 7. The Mayor, the Chief Financial Officer, the Township Clerk and any other Township representative, are each hereby authorized and directed to (i) execute any certificates or documents necessary or desirable in connection with the sale of the Bonds, including the Bond Purchase Agreement, or the undertaking of the Refunding and each is hereby further authorized and directed to deliver same to the MCIA upon delivery of the Bonds and the receipt of payment therefor or in accordance with the Program and (ii) perform such other actions as they deem necessary, desirable or convenient, in consultation with Bond Counsel to the Township, in relation to the execution and delivery thereof.

Section 8. Upon the adoption hereof, the Township Clerk shall forward certified copies of this resolution: (a) via facsimile or email, to (i) Marion Masnick of the MCIA at facsimile number 732-409-4821 and email at mmasnick@co.monmouth.nj.us, and (ii) Anthony J. Pannella, Esq., of Wilentz, Goldman & Spitzer, P.A., Woodbridge, New Jersey, Bond Counsel to the Township, at facsimile number 732-726-6528 and email at pannea@wilentz.com; and (b) via certified first class mail, to (i) Marion Masnick of the MCIA at The Monmouth County Improvement Authority, Hall of Records, Main Street, Freehold, New Jersey 07728, and (ii) Anthony J. Pannella, Esq., of Wilentz, Goldman & Spitzer, P.A., Woodbridge, New Jersey, Bond Counsel to the Township at 90 Woodbridge Center Drive, Woodbridge, New Jersey 07095.

Section 9. This resolution shall take effect immediately.

ADOPTED: May 11, 2015



Recorded Vote

AYE: Bishop, Brantley, Houghtaling, McMillan

NAY: None

ABSTAIN: None

ABSENT: Jahn

EXHIBIT A

UNITED STATES OF AMERICA  
TOWNSHIP OF NEPTUNE  
IN THE COUNTY OF MONMOUTH  
STATE OF NEW JERSEY

[GENERAL IMPROVEMENT/WATER UTILITY/MARINA UTILITY]  
REFUNDING BOND, SERIES 2015

NUMBER [GIRB/SURB/MURB]-1

DATE OF ORIGINAL ISSUE: June 18, 2015

REGISTERED OWNER: The Monmouth County Improvement Authority

PRINCIPAL SUM: \_\_\_\_\_ Dollars  
(\$\_\_\_\_\_)

THE TOWNSHIP OF NEPTUNE, IN THE COUNTY OF MONMOUTH, a body politic and corporate of the State of New Jersey (the "Township"), hereby acknowledges itself indebted and for value received promises to pay to the order of The Monmouth County Improvement Authority (the "Authority"), c/o \_\_\_\_\_ (the "Trustee"), Account Number \_\_\_\_\_, the Principal Sum specified above payable in the amounts and on the dates specified and set forth on Schedule A attached hereto and by this reference made a part hereof, and to pay interest on such sum from the Date of Original Issue of this Bond until payment in full at the interest rates per annum and in the amounts and dates specified and set forth on Schedule A attached hereto and by this reference made a part hereof. Interest is payable to the Authority at the corporate trust office of the Trustee on the \_\_\_\_\_ and \_\_\_\_\_ prior to each \_\_\_\_\_ and \_\_\_\_\_, commencing \_\_\_\_\_, 2015, in an amount equal to the interest accruing to each such \_\_\_\_\_ and \_\_\_\_\_. This Bond as to principal will be payable on the first day of the month immediately preceding the due date therefor at the corporate trust office of the Trustee. Upon the occurrence of an event of default by the Authority under the bond resolution adopted by the Authority on May 11, 2015 (as the same may be supplemented and amended, the "Resolution") which event of default is directly attributable to a default hereunder or to a default by the Township under its Bond Purchase Agreement with the Authority relating to the Authority's purchase of this Bond, or in the event of default in any payments of principal of or interest on this Bond, the Trustee may by notice to the Chief Financial Officer of the Township at Township Municipal Complex, 25 Neptune Boulevard, Neptune, New Jersey, accelerate the principal amount of this Bond all as provided in the Resolution. Amounts not paid when due hereunder shall bear interest at the Late Payment Rate (as defined herein) until paid. This Bond shall be prepayable as set forth in Section 1303 of the Resolution.

Both principal of and interest on this Bond are payable in lawful money of the United States of America and in immediately available funds.

As used herein, "Business Day" shall mean any day that is not a Saturday, a Sunday or a legal holiday in the State of New Jersey or the State of New York or a day on which the Trustee is legally authorized to close. "Late Payment Rate" shall mean a rate per annum equal to the lower of (i) three percent above the interest rate that JPMorgan Chase announces from time to time as its prime lending rate, such interest rate to change on the effective date of each announced change in such rate, and (ii) the maximum interest rate allowed by law.

This Bond is one of an authorized issue of bonds and is issued pursuant to the Local Bond Law, N.J.S.A. 40A:2-1 et seq., as amended and supplemented (the "Local Bond Law"), and is one of the General Obligation Refunding Bonds referred to in and issued pursuant to an ordinance duly adopted by the Township Committee on May 11, 2015, respectively, such ordinance duly approved and published as required by law, entitled, "REFUNDING BOND ORDINANCE AUTHORIZING THE ISSUANCE OF NOT TO EXCEED \$3,310,000 PRINCIPAL AMOUNT OF GENERAL OBLIGATION

REFUNDING BONDS BY THE TOWNSHIP OF NEPTUNE, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY, TO THE MONMOUTH COUNTY IMPROVEMENT AUTHORITY (THE "MCIA") FOR THE PURPOSE OF REFUNDING CERTAIN BONDS HERETOFORE ISSUED BY THE TOWNSHIP TO THE MCIA", and a resolution duly adopted by the Township Committee on May 11, 2015 entitled, "RESOLUTION DELEGATING AUTHORITY TO DETERMINE THE FORM AND OTHER DETAILS OF NOT TO EXCEED \$3,310,000 AGGREGATE PRINCIPAL AMOUNT OF GENERAL OBLIGATION REFUNDING BONDS, SERIES 2015 OF THE TOWNSHIP OF NEPTUNE, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY AND TO APPROVE A BOND PURCHASE AGREEMENT WHICH PROVIDES FOR THE SALE OF SUCH BONDS TO THE MONMOUTH COUNTY IMPROVEMENT AUTHORITY PURSUANT TO THE 2015 GOVERNMENTAL LOAN REFUNDING BOND PROGRAM".

The full faith and credit of the Township are hereby irrevocably pledged for the punctual payment of the principal of and the interest on, and all other amounts due under, this Bond according to its terms.

It is hereby certified and recited that all conditions, acts and things required by the Constitution or the statutes of the State of New Jersey to exist, to have happened or to have been performed precedent to or in the issuance of this Bond exist, have happened and have been performed and that this Bond, together with all other indebtedness of the Township, is within every debt and other limit prescribed by such Constitution or statutes.

The Township agrees to pay all costs and expenses, including legal fees, in connection with the administration and enforcement of this Bond.

IN WITNESS WHEREOF, the Township of Neptune, in the County of Monmouth, State of New Jersey has caused this Bond to be executed in its name by the manual or facsimile signatures of its Mayor and its Chief Financial Officer, its corporate seal to be hereunto imprinted or affixed, this Bond and the seal to be attested to by the manual signature of the its Clerk, and this Bond to be dated the Date of Original Issue as specified above.

TOWNSHIP OF NEPTUNE,  
IN THE COUNTY OF MONMOUTH,  
STATE OF NEW JERSEY

ATTEST:

(SEAL)

\_\_\_\_\_  
MARY BETH JAHN,  
Mayor

\_\_\_\_\_  
RICHARD J. CUTTRELL,  
Clerk

\_\_\_\_\_  
MICHAEL J. BASCOM,  
Chief Financial Officer

ASSIGNMENT

FOR VALUE RECEIVED \_\_\_\_\_ hereby sells, assigns and transfers unto \_\_\_\_\_ (Please Print or Type Name and Address of Assignee) the within Bond and irrevocably appoints \_\_\_\_\_ as Attorney to transfer this Bond on the registration books of the \_\_\_\_\_ with full power of substitution and revocation.

NOTICE  
The signature of this assignment must correspond with the name as it appears on the face of the within Bond in every particular.

Dated:

Signature of Guarantee:

\_\_\_\_\_

SCHEDULE A

TOWNSHIP OF NEPTUNE  
IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY

GENERAL IMPROVEMENT REFUNDING BOND, SERIES 2015

SEWER UTILITY REFUNDING BOND, SERIES 2015

MARINA UTILITY REFUNDING BOND, SERIES 2015

Schedule of Principal and Interest Payments

<u>Maturity Date</u>	<u>Principal Amount</u>	<u>Coupon</u>	<u>Interest</u>
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EXHIBIT B

BOND PURCHASE AGREEMENT

AUTHORIZE TEMPORARY CLOSING OF A PORTION OF WEST LAKE AVENUE IN CONNECTION WITH THE COMMUNITY PRIDE BLOCK PARTY

WHEREAS, the NAACP has scheduled its annual Community Pride Block Party for Midtown Commons Park on Saturday, August 15, 2015; and,

WHEREAS, it is necessary to temporarily close a portion of West Lake Avenue for the safety of the participants; and,

WHEREAS, the Police Department has reviewed and approved this closure,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby designates the temporary closure of West Lake Avenue between State Highway 35 and Drummond Avenue on August 15, 2015 from 10:00 A.M. to 3:00 P.M. for the Community Pride Block Party; and,

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

AUTHORIZE EARLY OPENING FOR THE HEADLINER NIGHTCLUB ON MAY 22, 2015

WHEREAS, the Headliner Nightclub has announced that it is hosting a live broadcast of the WFAN Boomer & Carton Morning Radio Program on Friday, May 22, 2015; and,

WHEREAS, the Program begins live coverage at 6:00 a.m. and the Headliner has requested special authorization to open and serve alcoholic beverages beginning at 5:45 a.m. on that day only; and,

WHEREAS, municipal ordinance establishes 7:00 a.m. as the opening time for consumption of alcoholic beverages on licensed premises; and,

WHEREAS, the Police Department has reviewed and approved this request to extend the opening time for the sale of alcoholic beverages from 7:00 a.m. to 5:45 a.m.

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby authorizes an extension to the operating hours of the Headliner Nightclub, 1401 Highway 35, to sell alcoholic beverages for on-premise consumption only beginning at 5:45 a.m. on Friday, May 22, 2015 (closing time remains 2:00 a.m.); and,

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the Chief of Police and Police Director.

AUTHORIZE THE EXECUTION OF AN AGREEMENT WITH INTERFAITH NEIGHBORS, INC. TO PROVIDE CONGREGATE MEALS AT THE NEPTUNE SENIOR CENTER

WHEREAS, Interfaith Neighbors, Inc., provides noon-time meal services to senior citizens at the Neptune Senior Center; and,

WHEREAS, Interfaith Neighbors, Inc., wishes to continue the engagement of services of Neptune Township and Neptune Township wishes to continue to provide services to Interfaith Neighbors and to the senior citizens who participate in this program at the Neptune Senior Center; and,

WHEREAS, Interfaith Neighbors, Inc. will provide payment to the Township of Neptune in the amount of \$1,859.00 per month for kitchen staff,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the Mayor and Clerk are hereby authorized to execute an agreement with Interfaith Services, Inc. to provide payment in the amount of \$1,859.00 per month to the Township of Neptune for noon-time meals to senior citizens at the Neptune Senior Center for the year 2015; and,

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Senior Center Director, Chief Financial Officer, Grant Coordinator, and Business Administrator.

AUTHORIZE TOWNSHIP ENGINEERING CONSULTANT TO PERFORM ENGINEERING SERVICES FOR CENTRAL AVENUE ROADWAY IMPROVEMENTS

WHEREAS, the Township of Neptune has received a Transportation Trust Fund grant for Central Avenue roadway improvements and desires to undertake said project; and,

WHEREAS, it is necessary for a Township Engineer Consultant from the approved list of 2015 Engineering Consultants to perform professional engineering services including preparation of design, plans, specifications, and construction administration in connection with this project; and,

WHEREAS, the Township Engineer solicited four proposals from the list of Engineering Consultants and recommends that the Township Committee award the work to WJH Engineering based on their lowest price quote for this work; and,

WHEREAS, funds for this purpose will be provided in Ordinance No. 15-06, and the Chief Financial Officer has so certified in writing,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby authorizes WJH Engineering to perform the services as stated herein for Central Avenue roadway improvements at an amount not to exceed \$61,050.00; and,

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Chief

Financial Officer, Assistant C.F.O., Township Engineer and the Business Administrator.

SUPPORT CLICK IT OR TICKET MOBILIZATION EFFORTS

WHEREAS, there were 556 motor vehicle fatalities in New Jersey in 2014; and,

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

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

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

WHEREAS, the State of New Jersey will participate in the nationwide *Click it or Ticket* safety belt mobilization from May 18, 2015 until May 31, 2015 in an effort to raise awareness and increase seat belt usage through a combination of education and enforcement; and,

WHEREAS, the Division of Highway Traffic Safety has set a goal of increasing the seat belt usage rate in the state from the current level of 88% to 90%; and,

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

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby declares its support for the Click It or Ticket seat belt mobilization both locally and nationally from May 18, 2015 through May 31, 2015 and pledges to increase awareness of the mobilization and the benefits of seat belt use; and,

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

TERMINATE EMPLOYEE

BE IT RESOLVED, by the Township Committee of the Township of Neptune that the employment of Elizabeth Connors, Customer Service Representative in the Code/Construction Department be and is hereby terminated not in good standing effective April 28, 2015; 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., Human Resources, and the Construction Official.

AUTHORIZE THE CANCELLATION OF SEWER RENT (47 RIDGE AVENUE)

WHEREAS, the Tax Collector has requested the cancellation of sewer rent to the property listed below,

THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Neptune, County of Monmouth, State of New Jersey, that the Tax Collector be and hereby is authorized to cancel Sewer Rent as stated herein; and,

BLOCK/LOT	ASSESSED TO	ADDRESS	YEAR	AMOUNT
198/6	Rufus C. Goodman	47 Ridge Ave	2015	460.00

**REASON:** Billed as a two family in error

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

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 four 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 reimbursable 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 the following individuals 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, maximum of 120 hours:

Rasheem Wise          Ty'Anna Jones          Anjalee Neal          Zachery Wilson

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.

AUTHORIZE SUBMISSION OF AN APPLICATION FOR A GRANT FROM THE NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION (NJDEP) HAZARDOUS DISCHARGE SITE REMEDIATION FUND FOR THE SHARK RIVER MUNICIPAL MARINA PROPERTY

WHEREAS, the Township of Neptune owns the property commonly known as "Shark River Municipal Marina" designated as Block 402, Lots 13 & 15-17; Block 471, Lots 24-31 & 33; Block 474, Lots 24-31; and Block 475, Lots 28-33 & 35; and,

WHEREAS, the facility is utilized for public recreation and future development is restricted via a conservation easement; and,

WHEREAS, the Township of Neptune, having previously authorized Dynamic Earth, LLC to conduct remedial activities at the Shark River Municipal Marina under the NJDEP Licensed Site Remediation Professional (LSRP) Program, including completion of a Preliminary Assessment, Site Investigation and Remedial Investigation under the NJDEP Program Interest #004138, now desires Dynamic Earth, LLC to conduct remedial actions to address soil and groundwater impacts identified during the site and remedial investigation; and,

WHEREAS, the NJDEP and New Jersey Economic Development Authority through the Hazardous Discharge Site Remediation Fund (HDSRF) has recreation and conservation grant funds available to municipalities for the purpose of funding 75% of the cost of remedial actions to address soil and groundwater impacts on properties,

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

1. Dynamic Earth, LLC is hereby authorized and directed to apply for HDSRF recreation and conservation grant funding in order to conduct remedial actions at the above described parcels.
2. The Municipal Clerk is authorized to execute any and all documents necessary in order to apply for said grant.
3. In the event that funding is approved pursuant to a 75% grant issued in favor of the Township of Neptune, Dynamic Earth, LLC shall be authorized and directed to implement remedial actions for the above described parcels in accordance with the contract to be approved by the Township of Neptune and the NJDEP. The Township of Neptune will provide funding for 25% of the aforementioned services.

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

PLACE LIEN ON VARIOUS PROPERTIES

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

immediately or order the owner, operator or occupant to correct the violation or condition within a three-day period; and

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

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

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

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the Tax Collector be and is hereby authorized to place the following costs as a lien against the following properties; and,

<u>BLOCK/LOT</u>	<u>ADDRESS</u>	<u>AMOUNT</u>
605/15	213 Myrtle Avenue	\$ 125.00
1614/11	902 Eton Way	474.00

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

ACCEPT A CORRECTIVE ACTION PLAN IN CONNECTION WITH THE 2014 AUDIT RECOMMENDATIONS

WHEREAS, the Township Committee previously accepted the 2014 Township of Neptune audit by resolution; and,

WHEREAS, the Chief Financial Officer has reviewed the comments and recommendations portion of said audit and submitted a Corrective Action Plan to the Township Committee,

THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Neptune that the Corrective Action Plan of the 2014 Township of Neptune Audit be and is hereby accepted and is authorized for submission to the Division of Local Government Services; and,

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Chief Financial Officer.

AUTHORIZE TOWNSHIP ENERGY PROJECTS ENGINEER TO COMPLETE PLANS AND BID DOCUMENTS AND PERFORM CONSTRUCTION ADMINISTRATION FOR THE REPLACEMENT OF BOILERS AT THE MUNICIPAL COMPLEX

WHEREAS, the Township of Neptune is undertaking a project to replace the boilers in the Municipal Complex to achieve energy and cost savings; and,

WHEREAS, on November 25, 2013, the Township Committee adopted Resolution #13-507 which authorized the Township's Energy Projects Engineer, CHA Consulting Inc., to prepare plans and specifications at a cost of \$51,915.00 in connection with this project; and,

WHEREAS, it is necessary to authorize additional funds to perform required asbestos inspection and identification services and prepare updates to the plans and bid documents to remediate same as well as to authorize construction administration costs for the project; and,

WHEREAS, funds for this purpose will be provided in Ordinance No. 13-39, and the Chief Financial Officer has so certified in writing,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby authorizes CHA Consulting, Inc. to perform additional inspection services and updates to the plans and bid documents at an additional cost not to exceed \$10,500.00; and,

BE IT FURTHER RESOLVED, that CHA Consulting, Inc. is further authorized to perform construction administration in connection with said project at an amount not to exceed \$26,750.00; and,

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Chief

Financial Officer, Assistant C.F.O., Township Engineer and the Business Administrator.

AMEND CASH MANAGEMENT PLAN

WHEREAS, on January 1, 2015, the Township Committee adopted Resolution #15-56 which adopted the Township Cash Management Plan for 2015; and,

WHEREAS, the Chief Financial Officer recommends an amendment to said Plan to add Two Rivers Community Bank as a depository and to designate then as the Township's primary bank,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby authorizes an amendment to the 2015 Cash Management Plan to add Two Rivers Community Bank as a depository and to designate Two Rivers Community Bank as the Township's primary bank effective June 1, 2015; and,

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

CONFIRM SUBMISSION OF A NJDOT URBAN GATEWAY ENHANCEMENT PROGRAM GRANT APPLICATION

WHEREAS, the Township of Neptune desires to submit an application to the New Jersey Department of Transportation for an Urban Gateway Enhancement Program grant; and,

WHEREAS, the purpose of the Township's grant application is to provide and fund an opportunity for youth employment through transportation related gateway enhancement projects; and,

WHEREAS, the employment would be in the form of a six-to-eight week program where up to eight at-risk youth would receive on-the-job training while working on transportation related community projects such as landscaping, litter abatement and beautification of the various gateways into the Township,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby confirms the submission of a application to the New Jersey Department of Transportation for a 2015 Urban Gateway Enhancement Program grant in the amount of \$32,000,00 for the purpose as described herein; and,

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

AUTHORIZE THE PURCHASE OF UNIFORMS AND UNIFORM SERVICES THROUGH THE NATIONAL JOINT POWERS ALLIANCE PURCHASING PROGRAM

WHEREAS, the Township Committee wishes to authorize the purchase of uniforms and uniform maintenance services utilizing pricing through the National Joint Powers Alliance Cooperative Purchasing Program; and,

WHEREAS, the purchase of goods and services by local contracting units is authorized by the Local Public Contracts Laws, N.J.S. 40A:11-12; and,

WHEREAS, the Township of Neptune, is authorized pursuant to N.J.S.A. 52:34-6.2(b)(3) to use procurement methods by entering into a nationally recognized cooperative agreement; and;

WHEREAS, the National Joint Powers Alliance has a nationally recognized cooperative agreement and has awarded Contract No. 012111-UFC to UniFirst Corporation for uniforms and uniform services; and,

WHEREAS, the Purchasing Agent and Chief Financial Officer recommends the utilization of this contract on the grounds that the price reflects a substantial savings; and,

WHEREAS, the amount of this uniform contract is \$5.76 per week for each Public Works employee; and,

WHEREAS, funds for this purpose are available in the 2015 municipal budget and the Chief Financial Officer has so certified in writing,



THEREFORE, BE IT RESOLVED, by the Township of Neptune Committee of the Township of Neptune that the purchase of uniforms and uniform maintenance services for the Public Works Department be and is hereby authorized through the National Joint Powers Alliance Purchasing Program at an amount not to exceed \$5.76 per week per employee in the Public Works Department; and,

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

AUTHORIZE THE PURCHASE OF HARDWARE COMPUTER EQUIPMENT AND MICROSOFT VOLUME LICENSING SOFTWARE THROUGH THE STATE COOPERATIVE PURCHASING PROGRAM

WHEREAS, the Neptune Township Management Information Systems Department wishes to purchase hardware computer equipment and Microsoft Volume Licensing Software for various Township departments through an authorized vendor under the State of New Jersey Cooperative Purchasing Program 1-NJCP; and,

WHEREAS, the purchase of goods and services by local contracting units is authorized by the Local Public Contracts Laws, N.J.S. 40A:11-12; and,

WHEREAS, Dell Marketing has been awarded New Jersey State Contract No. A70256 for hardware computer equipment and Contract No. A77003 for Microsoft Volume Licensing Software; and,

WHEREAS, the Chief Financial Officer recommends the utilization of this contract on the grounds that the price reflects a substantial savings; and,

WHEREAS, the cost of the hardware computer equipment shall not exceed \$110,941.15 and the cost of the Microsoft Volume Licensing Software shall not exceed \$25,630.50; and,

WHEREAS, funds for this purpose are available from Ordinance No. 13-31, Ordinance 12-15, and the 2015 municipal budget and the Chief Financial Officer has so certified in writing,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the purchase of hardware computer equipment and Microsoft Volume Licensing Software for various Township departments through the New Jersey Cooperative Purchasing Program be and is hereby authorized at an amount not to exceed \$110,941.15 for hardware computer equipment and \$25,630.50 for Microsoft Volume Licensing Software; and,

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

EMPLOY PART-TIME VIOLATIONS CLERK IN THE MUNICIPAL COURT

WHEREAS, there is a vacancy in the position of part-time Violations Clerk in the Municipal Court; and,

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

WHEREAS, the Municipal Court Administrator and Human Resources Specialist have made their recommendation; and,

WHEREAS, funds will be provided in the 2015 municipal budget in the appropriation entitled Municipal Court S&W 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 Deanna Owens be and is hereby employed as a permanent part-time Violations Clerk in the Municipal Court, not to exceed an average of 28 hours per week, 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 May 12, 2015, at a rate of \$12.00 per hour; and,

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

EMPLOY TEMPORARY VIOLATIONS CLERK IN THE MUNICIPAL COURT

WHEREAS, due to a leave of absence of a Violations Clerk in the Municipal Court, there is a need to employ a Violations Clerk on a temporary basis in the Municipal Court; and,

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

WHEREAS, the Municipal Court Administrator and Human Resources Specialist have made their recommendation; and,

WHEREAS, funds will be provided in the 2015 municipal budget in the appropriation entitled Municipal Court S&W 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 Erin Mascarelli be and is hereby employed as a temporary Violations Clerk in the Municipal Court for period of 90 days, pending favorable results of the required physical, effective May 12, 2015, at a rate of \$12.00 per hour; and,

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

The resolutions of the Consent Agenda were adopted on the following vote: Bishop, aye; Brantley, aye; Houghtaling, aye; and McMillan, aye, except abstain on the reimbursement check payable to himself.

AUTHORIZE THE PAYMENT OF BILLS

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

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

CURRENT FUND	\$308,793.93
FEDERAL & STATE GRANT FUND	31,674.25
TRUST OTHER	26,595.36
GENERAL CAPITAL FUND	7,316.50
SEWER OPERATING FUND	14,022.78
MARINA OPERATING FUND	569.80
MARINA CAPITAL FUND	6,792.50
DOG TRUST	7,477.00
LIBRARY TRUST	3,743.53
 BILL LIST TOTAL	 \$406,985.65

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; and McMillan, aye.

PRIVILEGE OF THE FLOOR/PUBLIC COMMENTS

Jim Granelli, Highland Avenue, stated he appreciated the comments of Dr. Brantley and Mr. McMillan. Mr. Granelli stated his wife spoke on real issues but the other side did not. He felt the Board of Education was nothing but hate. He stated his wife left her notes and someone copied

them and made copies and gave to the other board members. He felt there was a stain on Neptune and that there was no way he could bring ethics charges against Ms. York. He stated they would work to strengthen the ethics laws. He went on to state that there was retaliation against a Planning Board member who had the wrong campaign sign on his yard. The Committee did not reappoint him. He also stated there was retaliation against someone for their stance on the drying site by not reappointing that person, but nothing is being done about Ms. York's behavior. He stated he felt that whoever appointed Ms. York should be calling for her resignation. He suggested they have a beer summit similar to that of the President's. He stated he would go as far as he possibly could.

Dr. Brantley stated he was not at the Board of Education Meeting and did not follow the campaign that closely so he does not know who has and does not have dirt on their hands. He expressed a general concern.

Mr. McMillan stated when they go to the various forums they go as a member of the public and the Board of Education elections were non-partisan and they just listen. He stated he understood his facts and knew he was not racists but strategists. He suggested they look at issues and best practices and proper conduct and not personal attacks. He felt this should apply to both sides because this was not the place and they could not control what people say. He urged everyone to work for the betterment of the Town.

Michael Golub, 305 Cliffwood Drive, stated he appreciated Mr. McMillan and Dr. Brantley's Comments but was optimistic that people would meet with Mr. Granelli. He stated they did not need just cause to remove Ms. York from the Planning Board. He stated he understood emotions in political circles. He also stated that they almost insinuated that Monica Lodato was endorsed by the STEAM team because she was not a person of color. He stated Ms. Lodato was a more sensible person than the others that were running. He went on to state that they had the opportunity to nip this in the bud and have people accept others for who they are. He urged the Committee to think of the issue with Ms. York and talk with her and everyone should come together to resolve this issue.

Albert Neal, 1114 ½ Corlies Avenue, discussed the parking issues on Division Street and people parking on the grass. He asked if parking on the grass was allowed because people were being forced to walk in the street when going to WaWa or to the park.

Mr. Anthony informed him that parking on the grass was illegal.

Mr. Bishop stated the signs that were up were on State property and not Township property. He went on to state that they also had an ordinance that states that you cannot park on the grass and this is nothing new. He stated they were looking at making Division Street a one way.

Dr. Brantley asked if they could do temporary widening.

Mr. Gadaleta stated on the southern sides there utility signs and there was no room to widen because they still have issues they must address.

Dr. Brantley stated it should be widened as soon as possible.

Mr. Neal stated his concern was with safety.

Mr. Gadaleta stated they've had internal discussions and the first step is to change it into a one way street and still look into matters that Mr. Neal has brought up.

Jack Bredin, 94 ½ Heck Avenue, asked whether the Township had an official map because they are not required to have a Planning Board it is optional. If the Township does have a Planning Board, you are required to have a master plan, zoning ordinance, board of adjustment and an official map. He stated the tax map has been the same since 1953 and are supervised by the tax assessor. he new tax map is for tax purposes only and has removed the engineers responsibility. He questioned who ordered the new tax map to be done.

Mr. Anthony stated he did not know.

Dorothy Argyros, 2100 Rutherford Avenue, stated she has been having problems thinking about the dredging and fears what will be pulled out will be dangerous and unhealthy. She stated she felt that dredging was expensive and would take a long time. She stated she was also concerned with who was going to pay for this. She went on to state that she read on the internet that Virginia Beach had to pay a dredge tax. She felt the same would be done here and it would only benefit the yacht owners. She urged the Committee not to do it.

Mr. McMillan stated his godmother lives in Virginia Beach and she's never mentioned a dredging tax. He told her she had to be careful of what information she got off of the internet.

Mr. Bishop stated they could not impose a tax like that because it would be illegal.

Mrs. Argyros questioned who was going to pay for this.

Mr. Bascom stated FEMA and the D.O.T.

Mrs. Argyros stated she would like to see something in writing about this.

Mr. Bascom informed her that she could contact the D.O.T. and request the information.

Mr. Bishop stated that no matter what if there's contamination it cannot be destroyed in a normal manner. They must go back and do it in a different way.

Mrs. Argyros stated this would be horribly expensive and would like to see how much it would cost and whose going to pay for it.

Mr. Bascom reiterated that she would have to get that information from the D.O.T.

Michael Fornino, 120 Fulham Place, stated when he moved into the Gables his sewer bill was \$17 a year and when they put sewer in Shark River Hills his bill went to \$73.

Mr. Bishop stated that's not a tax but a utility.

Mr. Fornino stated there were two big properties in Neptune that could be utilized and that's the Coca Cola property and the InSCO property which is a division of Continental Insurance. He suggested the Township meet with realtors to market those properties because they were gems.

Mr. Gadaleta stated there was a contract purchaser for Coca Cola right now who has submitted a preliminary plan but there are some issues relative to conditions at the traffic circle that is holding up the potential development and the Economic Development Corp., the Township and State have been working to move it forward. There is also a contract purchaser for the rear building and they are moving forward to come before the board for a subdivision of that property. They are currently leasing space. He stated it is a large national corporation that is moving their corporate headquarters here. There are things happening with both sites.

Mr. Fornino discussed the race issues as far as the recent election. He felt everything was all about attitude and the invisible wall has to be torn down.

Laura Granelli, Highland Avenue, stated as far as the dredging there's no amount of money that could replace what she went through in 2013. She thanked Mr. Houghtaling and Mr. Bishop whole heartedly for what they've done. She stated as far as Jim was concerned, he's her husband and he's sticking up for her and she believes every word that he uttered. She stated she thought she could put this behind her until someone stole her folder with her notes. She stated she also received a mailer stating she was a member of the tea party. She stated it has been unbelievable that people have come to her about Asbury students coming to Neptune. It's a constant problem with Asbury students coming to Neptune and not pay there share. She stated she did not know what she did to be spoken about and to by Ms. York, a person she doesn't even know. She spoke about the times she ran for election and that she said she would tell people to vote 123.

Mr. Houghtaling stated campaign emotions run high and all of them have run elections. You put yourself out there and hope for the best. He stated he was a Neptune person and things are difficult. He wanted everyone to come together and time heals everything.

Mrs. Granelli stated she did not want this to happen again.

Mr. Houghtaling stated there were no guarantees.

Mrs. Granelli stated it was not fair to call people names.

Mr. Houghtaling stated he agreed but he wants this to come to a close.

Ken Buckley, Broadway stated he was still taken back by not having streets shoveled. He stated he had a problem with people who never shoveled because they are away from their homes.

Mr. McMillan stated they were taking everything into consideration and did what was best for the Town.

Mr. Houghtaling asked Mr. Buckley if he was thinking of the whole town or just Ocean Grove when referring to this ordinance.

Mr. Buckley stated he was thinking of everyone.

(Mr. Bishop left the meeting)

Gail Oliver, Neptune City, asked the Committee if they were allowing the Board of Education Dialogue because the Planning Board was under the Township.

Mr. McMillan stated it was freedom of speech and they can talk about any thing that's a part of the Township.

Ms. Oliver stated she was the moderator for the Board of Education forum and she never had incidents happen like that of the Board of Education. She controlled it as best as she could until Mr. Bishop called the Police. She stated she was willing to sit down and discuss things but not without Mr. Granelli getting counseling first. She stated the same things that are going on here at the meetings are also going on at the Board of Education. She suggested they use the legal system if something was dne wrong. She stated Mr. Granelli wasn't even present at the forum.

Dianna Harris, 17 Willow Drive, stated she got a letter from Mr. Granelli and had to read it ten or twelve times before getting the gist of it. She stated she took the letter as a threat. She felt the forum was held correctly and emotions started high and were brought to our meeting. She stated she had a right not to take sides. She also stated she was upset about how the grant was written to leave MURC out. She questioned who decided to leave MURC out.

Mr. Gadaletta stated the decision was discussed broad based.

Ms. Harris stated they could have been fair about it and called her instead of waiting until the last minute.

Mr. Anthony stated any Township Committee member could give an opinion on any subject anywhere in the world but to take action on a subject is much more restrictive for the Township Committee. The more appropriate place to discuss these items is where the elections took place. The Township has no jurisdiction over the elections. When it comes to positions that you do have some control over even there you have given up a lot of your jurisdiction because you passed an ordinance when you transferred jurisdiction to address ethical issues to the Local Finance Board. The Township's ability to get involved in any election is very limited. You cannot regulate campaigns in any way and proving slander is very difficult.

Kathy Arlt, Abbott Avenue stated at the next meeting she would like an update as to where they stand with enforcing the vacant property ordinance. She stated there should be signs on these vacant properties and the trash collectors and police could also assist in monitoring the vacant properties. She discussed CLG which was on the workshop meeting in terms of updating their guidelines. She stated she would be going to the HPC meeting tomorrow night and tell them you will be sending them a note to get this done. At the last HPC meeting they were talking about their guidelines and she asked them if preparing this might be easier if they were part of the CLG because they could get grants and consultants to help us make comments. She felt we have not made any progress. Her offer to help still stands in separating the ordinance. She also stated the idea of extending shoveling be extended and have Township employees drive around and monitor this and give out fines. She again asked for a vacant property registration ordinance.

Hank Coakley, Valley Road, commented on the comments of the Commissioner in Baltimore and the events that ware taking place in that state. He also stated it would cost a lot of money to do the dredging and so what. He felt it was economically sound.

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

Richard J. Cuttrell,  
Municipal Clerk

