

## TOWNSHIP COMMITTEE MEETING – AUGUST 8, 2016

Mayor McMillan 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, Carol Rizzo, and Mayor Kevin B. McMillan. (Nicholas Williams arrived during 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.

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 7, 2016, 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:

Leanne Hoffmann, Township Engineer reviewed potential projects for the Monmouth County Open Space Grant Program. She reviewed past projects that were successful in receiving funding. The focus of the program is acquisition; however, the Committee does not have many options with a maximum funding amount of \$250,000. The second priority is new or expanded recreational opportunities. There are two possibilities, 1) Improvements to Liberty Park on Monroe Avenue including a new basketball court, improved lighting and security; and 2) Improvements to Division Street Park. Ms. Hoffmann stated that new equipment has already been purchased and the Township could consolidate the playground equipment and make half of the park either a half basketball court or spray park. The Recreation Department suggests a dog park, which would not be a priority; or a skate park, which is difficult to find a location. Mr. Bishop stated that Liberty Park has the community garden so improving that would be a benefit and further expand the interest that the garden has generated. Mr. Bascom stated that the Liberty Park improvements would score higher. The Committee directed Ms. Hoffmann to prepare a grant application for Improvements to Liberty Park. A public hearing on the application will be held at the August 22<sup>nd</sup> meeting.

The Committee discussed appointment of a Traffic Engineer to examine parking in Ocean Grove. Ms. Rizzo stated that it is important to make sure anything that Township does to address parking does not cause unintended consequences. Dr. Brantley wants an independent evaluation of the parking situation submitted to the Township Committee.

Mr. Anthony stated that the Committee must consider an amendment to the Township ordinance regulating registry and operator logs in hotels. Currently, our ordinance permits the Police Department or designated official to view logs; however, the U.S. Supreme Court has ruled that the log can be viewed either by subpoena or informed consent of the owner. This decision also has implications with the Township's precious metals ordinance.

Mr. Gadaleta stated that the West Lake Avenue streetscape bids are being prepared to go out for the third time. Ms. Rizzo requested that the street lights match the lights on the Asbury Park side. Ms. Hoffmann stated that this would put the bid off by a couple weeks and it is possible that the light is no longer made; however, a very similar light can be found. The Committee asked that the streetlights be matched as close as possible to those in Asbury Park.

Mr. Bishop asked Mr. Anthony if he has received any correspondence from the Ocean Grove Camp Meeting Association (CMA) regarding the ground rent issue. The CMA was going to advise the Township as to how they planned to proceed before moving forward. Mr. Anthony stated that he had not received any information and that CMA is negotiating grounds rents for the North End so they continue to negotiate even though they indicated they would advise the Township before proceeding.

The Mayor asked Mr. Gadaleta to direct Public Works to sweep the street in the area of 215 Moss Place. Also, the resident at 1510 Embury Avenue is requesting additional lighting and a speed hump.

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

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

WHEREAS, Section 8 of the Open Public Meetings Act, Chapter 231, P.L. 1975, permits the exclusion of the public from a meeting in certain circumstances; and,

WHEREAS, this public body is of the opinion that such circumstances presently exist,

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

1. The Public shall be excluded from discussion of and action upon the hereinafter specified subject matters.

2. The general nature of the subject matter to be discussed is as follows:

Contract negotiations – AFSCME Local 1844  
Potential Litigation – OGCMA ground rent  
Personnel – Municipal Court matters  
Contract negotiations – EMS Billing Services  
Litigation – Property maintenance issue at 232 Schock Avenue

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; Rizzo, aye; Williams, aye; and McMillan, aye.

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

Mr. Bascom advised the Committee that an agreement has been reached with AFSCME Local #1844 through December 31, 2020. He reviewed changes to the contract including a step scale and freezing of the employee health benefit contribution at 2017 levels.

Mr. Anthony will send a letter to the Ocean Grove Camp Meeting Association expressing concern that negotiations and increases in ground rents continue. The Association had advised that they would communicate with the Township before further negotiations and increases took place.

The Committee reviewed the contract for EMS billing services. Ms. Rizzo asked that at least \$3 million in insurance, including an errors and omissions policy, be provided. She also asked for language that the contractor cannot change sub-contractors without providing the Township with notice. Mr. Anthony stated that the insurance issues were both addressed and he will add the sub-contractor language to the contract.

Mr. Bishop informed the Committee that action to appoint him to a job at the County of Monmouth will likely occur on August 11<sup>th</sup>. This would necessitate his resignation from the Township Committee.

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

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, Carol Rizzo, Nicholas Williams and Mayor Kevin B. McMillan.

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"

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 7, 2016, 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).

#### RECOGNITION OF RETIRING TOWNSHIP EMPLOYEE

The Mayor and Committee recognized Sgt. Michael Allen who recently retired from the Police Department after 22 years of service to the Township of Neptune.

## PROCLAMATION – NEPTUNE JUNIOR LEAGUE BASEBALL ALL-STARS

The Mayor and Committee recognized members and coaches of the Neptune Junior League Baseball All-Stars. The team won the District 11 championship and was runner-up in the New Jersey Section III tournament.

## REPORT OF THE CLERK

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

Notice from the NJDOT that survey and engineering work for the Route 66 widening project began on August 3th.

Senior Beacon for August.

Notice of public hearing on the Monmouth County Master Plan.

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

## COMMENTS FROM THE DAIS

Ms. Rizzo stated that National Night Out was a great success. She thanked Walmart for their donation of bicycles. The 2015 Municipal Audit was reviewed and the Township received a good report. She participated in a review and site visit of the contractor for billing for EMS services. She commended all of the Neptune Junior Baseball All-Stars. Ms. Rizzo stated how proud she is of Ajee Wilson who is participating in the Olympics. It is amazing how much work it takes just to get there.

Mr. Williams stated that National Night out was attended by about 1,000 people. It was a great night, 20 bicycles were given away and the Police Department did a great job. He extended his congratulations to the Neptune Little League team and mentioned that he has been working on the new field at the baseball complex.

Mr. Bishop stated that National Night Out was a great evening. He expressed thanks to the Police Department and particularly Lt. Michael Zarro. He stood in for the Mayor at an event marking the 140<sup>th</sup> anniversary of Day's ice cream. He extended condolences to the family of Jim Williams and congratulations to the Little League team and Sgt. Michael Allen. He stated that Affordable Housing Alliance will be purchasing the Winding Ridge condos and will keep the complex affordable so that 99 families will be able to stay in their homes. He thanked Home Depot for the donation of vegetable seeds for the community garden at Liberty Park. Finally, he stated that his appointment to a position with the County of Monmouth is clearing the last hurdle later this week; therefore, he will be leaving the Township Committee.

Dr. Brantley stated that he is very happy about Winding Ridge and the ability of the residents to stay there. He congratulated Ajee Wilson and Sgt. Michael Allen. He was unable to make National Night Out but it was a great event and the Police Department deserves thanks. He attended the funeral for Jim Williams and added that he was a great person. He noted progress on the Route 66 widening project. Finally, he recently toured the Township's redevelopment zones with a potential redeveloper.

Mayor McMillan stated National Night Out was a great time. He attended a health fair at Mt. Olivet Church and the Midtown Jazz Festival at Midtown park. He thanked Gail Oliver and Diana Harris. He extended condolences to the family of Jim Williams and mentioned that Mr. Williams was the person who encouraged him to get involved in politics when he first moved to Neptune. Finally, he extended congratulation to Ajee Wilson for making the US Olympic Team.

## PUBLIC COMMENTS ON RESOLUTIONS

Dorothy Argyros, 2100 Rutherford Avenue, stated that she is interested in the hospital and their tax exemption. They are for profit and do not act like a non-profit. She asked what the tax effect is on her due to their tax exemption. She asked what the status is on the case. Mr. Anthony stated that the case is still pending and there are 30 other similar cases throughout the state. He added that the resolution on the agenda is a developer's agreement for the on-going hospital project and does not address the tax exemption. However, the agreement does address the COAH fee.

Kathy Arlt, Abbott Avenue, asked for details on the large lien being placed on the property on Route 66. Mr. Gadaleta stated that the property is the old Continental Insurance building which required a lot of work to secure the building. Mr. Cuttrell provided Ms. Arlt with a copy of the lien

detail sheet for further information.

Michael Fornino, 120 Fulham Place, stated that he disagrees with Ms. Argyros on her position with the hospital. He asked for details on the purchase of steel mounts. Mr. Bascom stated that they are for the camera and plate readers to be installed in midtown. Mr. Fornino asked why the transfer of property at Schoolhouse Square was being rejected. Mr. Gadaleta stated that the Committee and administration reviewed the financials and history of the proposed Developer and it was determined that there is question whether they can successfully complete the project.

Gail Oliver, Neptune City, asked why a Supervising Special Law Enforcement Officer is necessary. Mr. Bascom stated that this is a part-time school resource officer. She asked if the position was posted. Mr. Bascom replied that the position of SLEO is posted, and applications are accepted, throughout the year.

Michael Golub, Cliffwood Drive, asked if the SLEO position being filled this evening was posted. Mr. Bascom responded yes, on the township web site. Mr. Golub stated that the hospital spends a lot of money providing free health care and asked Mr. Anthony if a company can be profitable in some aspects of its operation and still be consider non-profit. Mr. Anthony responded yes. Mr. Golub asked if he can request the financial records submitted by the company that the Committee rejected as the new redeveloper of Schoolhouse Square. Mr. Anthony responded yes via an OPRA request. In reference to the Traffic Engineer, Mr. Golub stated that he spent 10 months at the Regional Operations Center after Hurricane Sandy and lot of data was produced about traffic and parking. You cannot make land that doesn't exist. He asked if this Engineer will look at the data that was created as a result of Sandy. Mr. Gadaleta responded yes and the Township has received a lot of Sandy mitigation and planning funds.

Julie Hekker, Ocean Pathway, asked if the information produced by the Traffic Engineer will be shared with the Task Force. Ms. Rizzo stated that the information would be shared along with the parking information that was already prepared as part of the RSIS application.

Jack Bredin, 94 ½ Heck Avenue, stated that the contract with the Traffic Engineer should require a determination on how many parking spots are needed if off-street parking was required and how many on-street parking spots does Ocean Grove currently have. He added that there should not be any further approvals of anything except single family homes in Ocean Grove.

Joyce Klein, Mt. Hermon Way, stated that the RSIS application indicates the number of on-street parking spots so what will the Engineer be asked to study. Ms. Rizzo stated that he will look at unintended consequences of certain things like parking meters. As recommendations come forth, the Engineer will work to examine the effects if the recommendations were to be implemented. Ms. Klein asked if the Engineer will be assigned tasks by the Task Force. Mr. Anthony stated that the Task Force can ask questions of the Engineer. Dr. Brantley stated that the Engineer should not be influenced by the Task Force.

Sandra Solle, Farmingdale, asked how much is being paid to the Traffic Engineer. The Mayor responded \$5,000. She stated that a parking garage is needed. She can't park near her house and people who go to the beach are parking all over Ocean Grove.

#### ORDINANCE NO. 16-25 - ADOPTED

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

#### ORDINANCE NO. 16-25

AN ORDINANCE TO AMEND VOLUME I, CHAPTER VII OF THE CODE OF THE TOWNSHIP OF NEPTUNE BY ADDING HANDICAPPED PARKING ZONES ON BROADWAY, HECK AVENUE AND WEBB AVENUE

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

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

#### ORDINANCE NO. 16-26 - APPROVED

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

ORDINANCE NO. 16-26

AN ORDINANCE TO AMEND VOLUME I, CHAPTER IV, SECTION 4-23.3, OF THE CODE OF THE TOWNSHIP OF NEPTUNE ENTITLED "REGISTER AND SIGNATURE LOGS TO BE MAINTAINED; REGULATIONS"

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

ORDINANCE NO. 16-27 - APPROVED

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

ORDINANCE NO. 16-27

BOND ORDINANCE PROVIDING FOR VARIOUS 2016 CAPITAL IMPROVEMENTS, BY THE TOWNSHIP OF NEPTUNE, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY; APPROPRIATING \$4,930,000 THEREFOR (INCLUDING GRANTS IN THE AMOUNT OF \$588,512) AND AUTHORIZING THE ISSUANCE OF \$4,124,413 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF

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

ORDINANCE NO. 16-28 - APPROVED

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

ORDINANCE NO. 16-28

BOND ORDINANCE PROVIDING FOR VARIOUS SEWER UTILITY IMPROVEMENTS AND THE ACQUISITION OF A SEWER UTILITY VEHICLE, BY THE SEWER UTILITY OF THE TOWNSHIP OF NEPTUNE, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY; APPROPRIATING \$600,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$570,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF

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

ORDINANCE NO. 16-29 - APPROVED

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

ORDINANCE NO. 16-29

BOND ORDINANCE PROVIDING FOR THE PLANNING FOR THE SHARK RIVER MUNICIPAL MARINA SITE REMEDIATION PROJECT, BY THE MARINA UTILITY OF THE TOWNSHIP OF NEPTUNE, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY; APPROPRIATING \$240,000 THEREFOR (INCLUDING A GRANT IN THE AMOUNT OF \$169,000) AND AUTHORIZING THE ISSUANCE OF \$67,450 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF

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

Mr. Cuttrell stated that the public hearings on Ordinances 16-25 through 16-29 will be held on Monday, August 22nd.

## CONSENT AGENDA

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

### RELEASE MAINTENANCE GUARANTEE AND REMAINING ESCROW FUNDS FILED BY NATIONAL REALTY & DEVELOPMENT CORP FOR SITE IMPROVEMENTS AT RUBY TUESDAY'S AND ARBY'S ON ROUTE 66

WHEREAS, on September 25, 2006, National Realty New Development posted a two year cash maintenance guarantee in the amount of \$47,886.63 guaranteeing site improvements at Ruby Tuesday's and Arby's on Route 66; and,

WHEREAS, the two year maintenance period has expired and the improvements have been maintained in a satisfactory manner,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the Maintenance Guarantee as stated above be and is hereby authorized to be released; and,

BE IT FURTHER RESOLVED, that any remaining inspection fee escrow on deposit with the Township be and is hereby authorized to be refunded; and,

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

### ACCEPT THE RESIGNATION OF DANIEL DAVISON AS A SPECIAL LAW ENFORCEMENT OFFICER

WHEREAS, the Township Committee has received a letter from Daniel Davison resigning as a Special Law Enforcement Officer effective July 31, 2016,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the resignation of Daniel Davison as a Special Law Enforcement Officer – Class II is hereby accepted effective July 31, 2016; and,

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

### EMPLOY SUPERVISING SPECIAL LAW ENFORCEMENT OFFICER IN THE POLICE DEPARTMENT ON A PART-TIME BASIS

WHEREAS, there is a need for a Supervising Special Law Enforcement Officer – Class II in the Police Department on a part-time hourly basis; and,

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

WHEREAS, the Chief of Police and Police Director have made their recommendations; and,

WHEREAS, funds will be provided in the 2016 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 Michael White be and is hereby employed as a part-time Supervising Special Law Enforcement Officer – Class II to perform such other duties as prescribed by the Chief of Police, contingent upon successful completion of a background investigation and medical evaluation, effective immediately, at an hourly rate of \$22.44; and,

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

### RECLASSIFY EMPLOYEE TO THE POSITION OF VIOLATIONS CLERK IN THE MUNICIPAL COURT

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

WHEREAS, the position was duly posted; and,

WHEREAS, the Court Administrator and the Human Resources Director have made a recommendation to reclassify an existing Customer Service Representative in the

Code/Construction Department to said position; and,

WHEREAS, funds will be provided in the 2016 Municipal Budget in the appropriation entitled Municipal Court 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 Natasha Johnson be and is hereby reclassified to the position of Violations Clerk in the Municipal Court, at no change in salary, effective August 3, 2016; and,

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

#### AUTHORIZE THE FILING OF A RECYCLING TONNAGE GRANT APPLICATION

WHEREAS, the Mandatory Source Separation and Recycling Act, P.L. 1987, c.102, has established a recycling fund from which tonnage grants may be made to municipalities in order to encourage local source separation and recycling programs; and,

WHEREAS, it is the intent and spirit of the Mandatory Source Separation and Recycling Act to use the tonnage grants to develop new municipal recycling programs and to continue and expand existing programs; and,

WHEREAS, the New Jersey Department of Environmental Protection has promulgated recycling regulations to implement the Mandatory Source Separation and Recycling Act; and,

WHEREAS, the recycling regulations impose on municipalities certain requirements as a condition for applying for tonnage grants, including, but not limited to, making and keeping accurate, verifiable records of materials collected and claimed by the municipality; and,

WHEREAS, a resolution authorizing this municipality to apply for the 2015 Recycling Tonnage Grant will memorialize the commitment of this municipality to recycling and indicate the assent of the Township Committee to the efforts undertaken by the municipality and the requirements contained in the Recycling Act and recycling regulations; and,

WHEREAS, such a resolution should designate the individual authorized to ensure that the application is properly completed and timely filed,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby endorses the submission of a recycling tonnage grant application to the New Jersey Department of Environmental Protection and designates Mark Balzarano, Recycling Coordinator, to ensure that the said Application is properly filed; and,

BE IT FURTHER RESOLVED, that the monies received from the recycling tonnage grant be deposited in a dedicated recycling trust fund to be used solely for the purposes of recycling; and,

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

#### 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> |
|------------------|---------------------|---------------|
| 5109/3           | 526 Glenmere Avenue | 265.60        |
| 3903/12          | 3501 Route 66       | 15,098.00     |
| 503/36           | 1327 Embury Avenue  | 375.00        |
| 504/16           | 45 Ridge Avenue     | 500.00        |
| 4005/1           | 22 Oakcrest Drive   | 206.00        |
| 713/17           | 505 Fisher Avenue   | 833.00        |

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

#### EMPLOY PART-TIME BUS DRIVER AT THE SENIOR CENTER

WHEREAS, there is a need for a part-time Bus Driver at the Senior Center; and,

WHEREAS, the position was duly posted and advertised and the Human Resources Director has made her recommendation; and,

WHEREAS, funds will be provided in the 2016 municipal budget in the appropriation entitled Senior Citizens Programs 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 Fred Kern be and is hereby employed as a part-time Bus Driver at the Senior Center, pending favorable results of the required physical, effective immediately, at an hourly salary of \$15.89; and,

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

#### APPOINT SCHOOL CROSSING GUARDS FOR THE 2016-2017 SCHOOL YEAR

WHEREAS, there is a need for School Crossing Guards for the 2016-2017 school year; and,

WHEREAS, the Chief of Police and Human Resources Director have made their recommendation to rehire certain crossing guards that served during the 2015-2016 school year as well as hire new crossing guards who submitted an application and were interviewed; and,

WHEREAS, funds are available for this purpose are available in the 2016 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 Jeffrey Brennan, Ronald Coleman, Nancy Cole, Philip DeStaven, Carmelo Gonzalez, Alfred Holmes, Josephine Hughes, Juanita Jones, Ki Nam Kang, Kathryn Kelly, Rosalee Lane, Rita Lee, Virginia Majewski, Samuel Mallory, Carol McDonald, Everett Mitchell, Loren Moses, Amelia Okpanachi, Robert Perkins, Roseann Rode, Caroline Vandervort, Avis Williams and Alfreda Wright be and they are hereby reappointed as Crossing Guards for the 2016-2017 school year and to perform such other duties as prescribed by the Chief of Police, at an hourly rate of \$14.33; and,

BE IT FURTHER RESOLVED, that the Township is hereby extending a conditional offer of employment to Thomas Blewitt, Sr.; Pam Moreski; Diamond Wilson; and Sandra Hanley to serve as School Crossing Guards for the 2016-2017 school year contingent upon favorable results of required pre-employment screening and background check; and,

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.

#### EXTEND TEMPORARY EMPLOYMENT OF MUNICIPAL INTERNS

WHEREAS, on May 23, 2016, the Township Committee adopted Resolution #16-244 which employed municipal interns for temporary employment from June 6, 2016 through August 12, 2016; and,

WHEREAS, the Human Resources Director recommends that the temporary employment be extended through August 26, 2016 for several of the interns; and,

WHEREAS, funds will be provided in the 2016 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 Andres Osorio-Sanders, Rebecca Mattia, and Shaquille Haskins as temporary Municipal Interns be and is hereby extended through August 26, 2016; and,

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

DESIGNATE 2017 FLOATING HOLIDAY

WHEREAS, Article XII, Section J, of the current contract between AFSCME Local #1844 and the Township provides for a floating holiday that is set upon mutual agreement of AFSCME and the Township Administrator by July 1<sup>st</sup> of the previous year; and,

WHEREAS, the Township Administrator and AFSCME Local #1844 have requested that the 2017 floating holiday benefit be used on Monday, July 3, 2017,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the 2017 floating holiday benefit will be utilized by Township employees on Monday, July 3, 2017, all employees will be off-duty for that day, with the exception of Police Officers, Communications Operators, custodial staff and library staff; and,

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to all employees.

ACCEPT A MAINTENANCE GUARANTEE AND RELEASE A PERFORMANCE BOND FILED BY MERIDIAN HEALTH REALTY CORP FOR SITE IMPROVEMENTS IN CONNECTION WITH THE SENIOR HOUSING AT TAYLOR AND WELLS AVENUES

WHEREAS, on October 8, 2013, Meridian Health Realty Corp filed performance bond 105867385, written by Travelers Casualty and Surety Company of America in the amount of \$1,371,600.0, guaranteeing site improvements at the Meridian Health Senior Housing complex at Taylor and Wells Avenues (Blocks 267.02 and 266); and,

WHEREAS, the Township Engineer has certified that all site improvements have been completed in a satisfactory manner as of May 20, 2016 and said performance bond can be released contingent upon posting a two year maintenance bond in the amount of \$190,500.00; and,

WHEREAS, Meridian Health Realty Corporation has filed Maintenance Bond #106514482 in the amount of \$190,500.00 written by Travelers Casualty and Surety Company of America guaranteeing said site improvements for a period of two years,

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

BE IT FURTHER RESOLVED, that the cash portion of the performance guarantee in the amount of \$151,413.64 and inspection fee escrow in the amount of \$23,683.35 deposited with the Township be and is hereby authorized to be refunded (\$1,000.00 being retained for final inspection at the end of the maintenance period); and,

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

SUPPORT THE "DRIVE SOBER OR GET PULLED OVER 2016 STATEWIDE CRACKDOWN"

WHEREAS, approximately one-third of all fatal traffic crashes in the United States involve drunk drivers; and,

WHEREAS, impaired driving crashes cost the United States almost \$50 billion a year; and,

WHEREAS, 27% of motor vehicle fatalities in New Jersey in 2013 (the last year for which complete data is available) were alcohol related; and,

WHEREAS, an enforcement crackdown is planned to combat impaired driving; and,

WHEREAS, the summer season and the Labor Day holiday in particular are traditionally times of social gatherings which include alcohol; and,

WHEREAS, the State of New Jersey, Division of Highway Traffic Safety, has asked law enforcement agencies throughout the state to participate in the *Drive Sober or Get Pulled Over 2016 Statewide Crackdown*; and,

WHEREAS, the project will involve increased impaired driving enforcement from August 19 through September 5, 2016; and,

WHEREAS, an increase in impaired driving enforcement and a reduction in impaired driving 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 *Drive Sober or Get Pulled Over 2016 Statewide Crackdown* from August 19 through September 5, 2016 and pledges to increase awareness of the dangers of drinking and driving; and,

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to Capt. Michael McGhee and Lt. Michael Zarro.

AUTHORIZE THE CANCELLATION OF MORTGAGES IN CONNECTION WITH FAÇADE IMPROVEMENT PROGRAM LOANS ISSUED TO CAPTAIN BILL'S BAIT & TACKLE AND WATERFRONT SUNSETS, LLC (302 SOUTH CONCOURSE)

WHEREAS, the Township of Neptune holds two mortgages dated May 23, 2003 in connection with two Façade Improvement Program Loans issued to Captain Bill's Bait & Tackle and Waterfront Sunsets, both located at 302 South Concourse; and,

WHEREAS, the loans has been paid in full and the façades has been maintained for the required five year period; and;

WHEREAS, the Township desires to cancel said mortgages in accordance with the terms of the mortgage note,

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 execute cancellation of mortgages in connection with the Façade Improvement Program Loans issued to Captain Bill's Bait & Tackle and Waterfront Sunsets both located at 302 South Concourse; and,

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Secretary to the Economic Development Corporation.

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:

| Payroll Account |             |            |
|-----------------|-------------|------------|
| CHECK NO.       | PAYABLE TO: | AMOUNT     |
| 4520            | FOP         | \$1,020.00 |
| 4627            | PBA         | 3,680.00   |

| General Account |                    |           |
|-----------------|--------------------|-----------|
| CHECK NO.       | PAYABLE TO:        | AMOUNT    |
| 30210           | Jersey Shore Track | \$ 900.00 |
| 30866           | NJ Natural Gas     | 50.00     |
| 31376           | NJ Bounce          | 645.00    |

| Dare Account |             |        |
|--------------|-------------|--------|
| CHECK NO.    | PAYABLE TO: | AMOUNT |
| 30025        | NJAW        | 50.00  |
| 30030        | NJNG        | 500.00 |

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

Financial Officer, Assistant C.F.O and Auditor.

AUTHORIZE ENGINEERING SERVICES AND THE ACQUISITION OF STREET POLE MOUNTS IN CONNECTION WITH THE WIRELESS WAN INFRASTRUCTURE THROUGH THE STATE COOPERATIVE PURCHASING PROGRAM

WHEREAS, the Township of Neptune wishes to authorize engineering services and the acquisition of custom street pole mounts, in connection with the wireless WAN infrastructure, 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, New Jersey Business Systems, Inc. has been awarded New Jersey State Contract No. A83899 for this item; 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 acquisition and installation of this item shall not exceed \$34,707.00; and,

WHEREAS, funds for this purpose are available from Ordinance No. 15-33 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 engineering services and the acquisition of custom street pole mounts, in connection with the wireless WAN infrastructure, through New Jersey Cooperative Purchasing Program Contract No. A83899 at an amount not to exceed \$34,707.00; and,

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

RECLASSIFY EMPLOYEE TO THE POSITION OF ACCOUNTANT IN THE FINANCE DEPARTMENT

WHEREAS, there is a vacancy in the position of Accountant in the Finance Department; and,

WHEREAS, the position was duly posted; and,

WHEREAS, the Chief Financial Officer and Human Resources Director have made a recommendation to reclassify an existing employee to said position; and,

WHEREAS, funds will be provided in the 2016 Municipal Budget in the appropriation entitled Financial Administration 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 Michael Schnurr be and is hereby reclassified to the position of Accountant in the Finance Department at an annual salary of \$35,000.00 effective August 24, 2016; and,

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

AUTHORIZE DEVELOPER'S AGREEMENT WITH JERSEY SHORE UNIVERSITY MEDICAL CENTER (HOPE TOWER BUILDING PROJECT) DAVIS AVENUE (BLOCK 1201, LOTS 4 & 5)

WHEREAS, Jersey Shore University Medical Center, applied for and was granted Preliminary and Major Final Site Plan Approval for expansion of its facilities and associated variances, subject to certain conditions, variances and waivers and Off Site Contribution Agreement with Neptune Township associated therewith before the Planning Board of the Township of Neptune; and

WHEREAS, Jersey Shore University Medical Center (Hope Tower Building Project) has agreed to enter into a Developer's Agreement with the Township of Neptune to guarantee the faithful performance of the obligations and representations associated with the application before the Planning Board of Neptune Township; and

WHEREAS, it is in the best interest of the citizens of the Township of Neptune to enter this Developer's Agreement with Jersey Shore University Medical Center (Hope Tower Building Project) to ensure the proper compliance and guaranteed performance of items and improvements made on said parcel,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune, County of Monmouth and State of New Jersey, that the Mayor and Clerk are hereby authorized to execute the aforesaid Developer's Agreement with Jersey Shore University Medical Center (Hope Tower Building Project), a true copy of which is on file in the Office of the Municipal Clerk, for compliance with the Planning Board of Neptune Township's Resolution No. 15-13, and representations upon submission and approval of all conditions arising from the aforesaid Resolution, and return the same to the Township Attorney for recording in the Clerk's office of Monmouth County; and,

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

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

#### AWARD BID FOR EMERGENCY MEDICAL BILLING SERVICES PROVIDED BY THE TOWNSHIP'S PAID EMS PROVIDERS

Ms. Rizzo offered the following resolution, subject to the condition of sub-contractors being approved by the Township Committee, moved and seconded by Mr. Bishop, that it be adopted:

WHEREAS, on June 23, 2016, the Business Administrator received bids for the award of a contract for Emergency Medical Billing Services in connection with EMS services provided by the Township's paid EMS providers; and,

WHEREAS, said bids were reviewed by the Business Administrator and EMS Manager who have recommended that the bid be awarded to the lowest bid submitted by DM Medical Billings; 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 as a percentage of revenues collected through EMS billing in accordance with Ordinance No. 16-07 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 DM Medical Billings for Emergency Medical Billing Services provided by the Township's paid EMS providers on their lowest responsible bid of a percentage of revenue as follows:

- 5.95% from the first \$100,000 of annual revenue
- 6.25% from \$100,001 to \$200,000 of annual revenue
- 7.00% from \$200,001 and up of annual revenue

BE IT FURTHER RESOLVED, that this bid award is contingent upon execution of a contract detailing the services to be provided and protections from potential HIPAA liability claims; 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., and EMS Manager.

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

#### AUTHORIZE EMERGENCY MEDICAL BILLING SERVICES CONTRACT

Ms. Rizzo offered the following resolution, subject to the condition of sub-contractors being approved by the Township Committee, moved and seconded by Mr. Bishop, that it be adopted:

WHEREAS, the intent and purpose of the attached contract is for quality Emergency Medical Billing Services, and is desired to be furnished to meet the needs and demands of Neptune Township to the extent that such billing services are necessary for paid EMS Services within Neptune Township for individuals in need that are not exempt from such paid services or do not receive voluntary services,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune, County of Monmouth and State of New Jersey, that the governing body hereby authorizes a contract for Emergency Medical Billing Services to and with DM Medical Billings of Gibbsboro, New Jersey, a true copy of which is attached hereto and made a part hereof as Exhibit "A."; and,

BE IT FURTHER RESOLVED, that the governing body hereby authorizes execution of the aforesaid Agreement by the Mayor and Clerk of the Township, forwarding a copy to DM Medical Billings, who is being awarded this contract.

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

REJECT TRANSFER OF SCHOOLHOUSE SQUARE FROM TRF DP RIDGE AVENUE, LLC TO KMJ ENTERPRISES, LLC

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

WHEREAS, TRD DP Ridge Avenue, LLC (hereinafter referred to as "TRF") with offices presently located at 1700 Market Street, Philadelphia, PA 19103, is the present redeveloper of a development known as Schoolhouse Square (hereinafter referred to as "the Project"), located at Block 197, Lot 1, Block 198, Lots 10, 11 and 13 and portion of Lot 767 on the Tax Map of the Township of Neptune as of 2008, and entered into a Redeveloper's Agreement through prior Redeveloper, Cityworks Ridge Avenue, LLC, with offices located at 718 Arch Street, Philadelphia, PA in 2008; and

WHEREAS, the Project was originally owned by Neptune Township, and under the Redeveloper's Agreement, agreed to convey to the Redeveloper the Project, and all land within the Project, subject to certain conditions; and

WHEREAS, under the Redeveloper's Agreement, Article 8, the Redeveloper may not transfer the whole or any part of its interest in the Project or the Project improvements without the consent of the Township; and

WHEREAS, TRF has requested authorization to transfer the remaining Project that is undeveloped, or only partially developed to KMJ Enterprises, LLC; a construction company in existence for, according to KMJ, 8 years, and KMJ Enterprises, LLC provided the Township with its corporate resume and prior tax returns as a basis of a request from the Township for financial documents; and

WHEREAS, the Township Committee has reviewed all documents supplied by KMJ Enterprises, LLC, and by TRF concerning the proposed new Redeveloper.

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune, County of Monmouth and State of New Jersey, that the governing body hereby rejects and shall not consent to the transfer of property from TRF to KMJ Enterprises, LLC based on the following:

After review of all financial and background information and interviews with principals of KMJ Enterprises, LLC, the Township Committee has concluded that KMJ Enterprises, LLC lacks the background experience and expertise to be able to carry on the Project pursuant to the Redevelopment Plan and prior Redeveloper's Agreement.

BE IT FURTHER RESOLVED, that a copy of this Resolution shall be submitted to TRF with the request that should TRF find a new Redeveloper, it can submit a new request for a transfer, along with a resume and appropriate financial information concerning the new proposed Redeveloper, if any.

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

AUTHORIZE THE TOWNSHIP ENGINEERING CONSULTANT TO PROVIDE TRAFFIC ENGINEERING SERVICES IN REGARDS TO PARKING IN OCEAN GROVE

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

WHEREAS, the Township Committee desires to gather information and analysis on traffic and on-street parking in the Ocean Grove Historic District; and,

WHEREAS, this information and analysis will be provided to the recently appointed Ocean Grove Parking Task Force; and,

WHEREAS, it is necessary to authorize a Township Engineer Consultant, with a specialty in traffic engineering, from the approved list of 2016 Engineering Consultants to perform these services at the discretion of the Township Committee; and,

WHEREAS, funds for this purpose will be provided in the 2016 municipal budget in the appropriations entitled Engineering O.E. and the Chief Financial Officer has so certified in writing,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby authorizes CME Associates (Traffic Department) to perform the services as stated herein as Township Engineering Consultant, at the direction of the Township Committee, at an amount not to exceed \$5,000.00; and,

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

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

#### AUTHORIZE THE PAYMENT OF BILLS

Mr. Bishop offered the following resolution, moved and seconded by Mr. Williams, 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               | \$801,350.43   |
| FEDERAL & STATE GRANT FUND | 14,486.97      |
| TRUST FUND                 | 46,590.85      |
| GENERAL CAPITAL FUND       | 12,376.29      |
| SEWER OPERATING FUND       | 159,320.29     |
| MARINA OPERATING FUND      | 4,406.91       |
| DOG TRUST                  | 7,477.00       |
| UDAG TRUST                 | 15,700.41      |
| LIBRARY TRUST              | 2,392.84       |
| <br>                       |                |
| BILL LIST TOTAL            | \$1,064,101.99 |

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; Rizzo, aye; Williams, aye; and McMillan, aye.

#### PRIVILEGE OF THE FLOOR/PUBLIC COMMENTS

Elena Gonzalez, 20 Cedar Terrace, stated that she also is a Sergeant in the Neptune Police Department. She received a memo from Jonathan Cohen, Township Labor Attorney, dated August 4, 2016 regarding Davis vs. Township of Neptune. Ms. Gonzalez read the memo which stated that she, as well as other named officers, is not allowed to contact Attorney Donald Burke in regards to the Davis case and they may be subject to subpoena to testify in the matter. Ms. Gonzalez stated that Mr. Cohen does not represent her and has not represented her in the past. She also has retained Mr. Burke as her personal attorney.

Byram Wilson, stated that Ajee Wilson is a big story for Neptune and we all should get

behind her in support. The Committee agreed. Mr. Gadaleta stated that the web site and sign in front of the Municipal Complex both mention Ajee and wish her luck. Dr. Brantley will reach out to Mr. Wilson when Ajee returns from the Olympics to schedule an event to honor her.

Michael Fornino, 120 Fulham Place, stated that at the last meeting he said police cars could go 130 mph. However, he didn't know that the Township has six pursuit cars which can go that fast. He asked the Committee to draft a letter demanding that pensions stop for convicted felons.

Angela Lewis, 18 Manor Drive, stated that the school bus stops at Hill Drive and Manor Drive. People speed on Manor Drive and speed bumps are needed. Her house was assessed twice in the last four years which she finds unusual and for the taxes that she pays, someone needs to do something about people parking abandoned cars on their lawns.

Michael Golub, Cliffwood Drive, stated he was going to make a comment regarding the current state of affairs in regards to the Police Department. He stated he was disturbed with Mr. Bishop's comments in the paper with him saying that we should let it go through the courts. He stated the reason why it got to the court system was because we have people employed that are not getting relief or when they do complain the bolts get tighten down even tighter. There was no give and take so they decided to take those matters with private representation and filed complaints. If it had been done respectfully and responsibly on a local level they would not have the argument to say let it go through the court system. He stated this was their cross hair and personal interrogatory on the line. He stated there was enough interest from the State Federal and Regional lawmakers that something smell rotten in Denmark right here in Neptune and particularly with the Police Director who have had people in his life stand up and vouch for him an discuss his integrity and he has fallen short as the Police Director of this Township. He stated there was open acts of discrimination and bias and bigotry against people in this town, He stated they should be proud of the assemblage of people sitting on the dais because they represent everyone.

Sandra Sollee, Farmingdale, asked if the Jersey Shore Performing Arts Center needs a permit to have a dinner theater. Mr. Gadaleta stated that they have a theater in the building. Mr. Cuttrell stated that they have a full commercial kitchen.

Laura Massaro, 6 Ocean Avenue, stated her committee was formed when one of their Inns sat on two lots learned the day before his closing that his ground rent would be raised form \$1050 to \$2500 per lot and the new owners were shocked they had to concede \$45,000 just to move out of town and go to Florida. Her Committee started to do fact finding regarding ground leasing. Members have requested clarity from the Camp Meeting and none of them have heard back. They were told that all leases were being reviewed. Urged Neptune Township to act on behalf of them.

Mr. Anthony stated Carol Rizzo, Randy Bishop and he had a meeting with the Camp Meeting Association over this issue and they discussed with their counsel and several of their trustees some of the concerns they have and at the time they were going to put a six month stay and give some consideration back to us within two weeks as to what direction they were going to go in. They have not done so, so the Township Committee has requested that he reach out to their attorney again. If no one is responsive then at the next Township meeting we will bring whatever action we can as a municipality against a private entity.

Paul O'Neill stated the food trucks are taking up a lot of parking space and they should move a certain amount of times when they have no customers. There is one particular truck that does not move at all and the police said they are too busy to deal with this. He felt the laws should be revisited and he did not understand the laws.

Pamela Kellett, 311 Cliffwood Drive, and an employee for the Neptune Township school system. She stated she was here more as a parent and taxpayer. She went on to report that they had over 200 active members that live within Neptune Township that does not count our retirees. The Neptune Township School Employees have not received a raise in pay since April 2013. With that we have contributed more to our health insurance. Some as much as \$6,000 a year. We are in a situation where I have a child going to college myself personally. We are staunchly the middle class. We make up a large portion of Neptune residents. We interact with Neptune children, we know most of the families and it's becoming increasingly difficult for the members of the Neptune Township School District to continue to work here to live here and to pay taxes here. We had a Board meeting where seven more people just last month retired or resigned from the district. We had on that document over 21 people to be hired and there were abstentions, there were negative votes during a public session and it's very concerning to me that there is not continuity and that school is starting is September. This is going to have a very grave impact. We are losing a lot of very good Educators and I am frankly very concerned that we have enough Educators to fill these spots by the start of school. We are not one of the

higher paid districts. We are in Tier IV of Chapter 78 and what that means is we contribute the highest amount that was required by law and because we do not have a contract which is not what I'm here to discuss but because we are out of contract the Tier IV folds. So our health insurance is going up considerably. It went up 25% in one year, so that right there is another \$6,000 out of our member's pockets and we have people that are employed full-time by the school district and are living with food stamps and to me that is a travesty and it is something that this Township cannot afford. We need good people, we need continuity and our children need that more than anything.

Hank Coakley, Valley Road, asked why people that are found guilty of crimes do not get sentenced until months later. Mr. Anthony responded that attorneys can file information regarding mitigating circumstances. Mr. Coakley asked for a dredging update. Mr. Bascom stated that they are removing the dredge material that was removed last year and will then start up again in the near future. Mr. Coakley asked if the Township can get rid of the non-migratory geese. Mr. Gadaleta stated that we had the geese patrol in the past but that tends to just move the problem to another location. Mr. Coakley stated that it is unacceptable that the regular meeting started 30 minutes late.

Linda Bauer, 143 Broadway, stated that she has been researching leases on Ocean Grove properties. New assignments of lease do not reflect the amount of the annual ground rent. Mr. Anthony stated that when you buy property in Ocean Grove, you get an assignment of lease. The rent is in the original lease and the original lease reflects the ability to raise the rent; however, the one original lease that he saw seems to reflect a limit to the rent increase.

Mary Ellen Tollefsen, 19 Broadway Ocean Grove, stated she was an Inn owner and it was for sale. She stated she was personally impacted by what is going on with the leasing. She questioned who did the zoning for Ocean Grove.

Mr. Bishop stated it was the Township of Neptune.

Ms. Tollefsen stated she was told by the Camp Meeting that she was being rezoned as a commercial property.

Mr. Anthony stated the Camp Meeting did not Zone but the Township did.

Ms. Tollefsen stated but they are using that to change her lease.

Mr. Anthony stated that was not zoning and zoning could only be done by the municipality.

Ms. Tollefsen stated they were being discriminated against and they need the Township's help.

Bill Pfizer, 1908 Washington Avenue, stated that he wants something done about pay to play in the democratic party. Mr. Bishop referred him to a meeting of the Democratic Organization.

Kathy Arlt, Abbott Avenue, stated she looked forward to the briefing on the four buildings.

Mr. Gadaleta stated she would have a briefing offline on all four.

Ms. Arlt discussed the CLG and stated she received an email from Mr. Haney. She also gave him a tape and was told that he would not listen to it.

Jack Bredin, 94 ½ Heck Avenue, stated that the parking problem in Ocean Grove has been created by the Township Committee by their approval of multiple-family dwellings and condominiums.

Mary Clarke, 47 Clark Avenue, read a letter that was submitted to the State to clarify questions about the Certified Local Government (CLG) Program. The questions involve clarification on the benefits of CLG to municipalities including both grants and non-grant benefits. She hopes that the responses received will help the Committee recognize the benefits of applying to the CLG Program.

Joyce Klein, Mt. Hermon Way, stated she had a friend that was trying to take out a home equity loan and the problem as far as the home leases extends further than the Inns. She also discussed the Resolution creating the Parking Task Force and the Task Force not meeting as of yet.

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

Richard J. Cuttrell,  
Municipal Clerk