

TOWNSHIP COMMITTEE MEETING – FEBRUARY 22, 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, Carol Rizzo, Nicholas Williams and Mayor Kevin B. McMillan. (Dr. Michael Brantley arrived during the workshop session)

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

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:

Bernard Haney, Assessor, was present to discuss the Assessment Demonstration Program (ADP). He stated that the Steering Committee met and advised that municipalities cannot opt out of the program. They will meet to reconsider in April. The opt out refers to not participating in the portion of the program that calls for 20% of the municipality to reassessed every year. Municipalities that have opted out have not completed their overall revaluation, so they really have not opted out of anything. He added that when the revaluation started, the Township was at 80% of value. The ratable base for 2016 is \$3.552 billion, or up 1.2% over 2015.

Dr. Brantley arrived

In 2015, there were 279 tax appeals to the County and 16 to state. All but one appeal has been settled. Of the 279 appeals, 23 were filed by the Township. For this years, 267 tax appeals have been filed, of which the Township has filed 127, mainly to adjust values based on inspections of homes that were not inspected prior. Inspections are on-going and the Township will have inspected the entire Township for the 2nd time in about 4 years.

Ms. Rizzo stated that banks loan to 80% of appraised value. Since, the Township assesses at 100% of value, we are creating a tax rate increase if the real estate market declines. She suggested that property be assessed at 80% of market value. Mr. Haney stated that the state always equalizes the rate to 100%, even if a municipality assessed at 80%.

Ms. Rizzo stated that the process is flawed and she is concerned that if a property owner files an appeal, there is no mechanism to know what knowledge the Appraiser used to determine the value. The information that was used to come up with the appraised value should be given to the property owner. She added that an appraiser has one has the right to enter a home, nor come up with a guess as the value if an inspection is not granted. Mr. Bishop stated that a mortgage is for 15 or 30 years so that is why an appraisal uses 80%. An assessment is for a one year rolling period.

Mr. Haney stated that comparables are provided to the property owner prior to a Tax Board hearing unless they did not allow the inspector inside their home. It that instance, there are no comparables to provide. He added that an elected governing body has no authority to direct the Assessor on how to do his job.

In response to a question as to how it is determined what 20% of the properties are inspected each year, Mr. Haney stated that they will be starting on the east side of the Township and heading west and residents will receive advanced notice.

Mr. Anthony stated that the Committee adopted a resolution in 2014 to establish Governing Body Sub-Committees. He provided a draft resolution that took the state statute and provided duties of the governing body. It is up to the Committee to assign members to the various department. The Committee indicated that have not yet decided on departmental assignments; therefore, they will be acting to table the resolution at the regular meeting.

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

Mr. Bishop offered the following resolution, moved and seconded by Mr. Williams, 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 – Hospital tax legislation/legality of taxing options

Personnel – Housing Authority appointment

Potential Litigation – Possible hearing on liquor license violations

Potential Litigation – Assignment of work to firms in engineering pool

Litigation – OPRA matter heard in February, 2015

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.

The Committee will consider resolutions to reappoint Housing Authority members whose terms are expiring on March 31st.

Mr. Anthony advised that letters have been sent to the firms in the Consulting Engineering pool regarding conflicts. Each firm will sign a letter confirming they have no existing private contracts in the Township. The Township Engineer will also indicate her reasons (experience, specific expertise, etc.) for selecting an engineer from the pool to perform work

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.

APPROVAL OF MINUTES

Mr. Bishop offered a motion, seconded by Dr. Brantley, to approve the minutes of the meeting held on February 8th. All were in favor, except Ms. Rizzo who was ineligible to vote.

COMMENTS FROM THE DAIS

Ms. Rizzo thanked everyone for the good wishes on her appointment as a member of the Committee. She stated that she has enjoyed working with everyone at the Township.

Mr. Williams, stated that he attended training for elected officials on February 13th with Dr. Brantley. He attended the Neptune High School Swim Team banquet on February 16th for which his son is a Team Captain. He saw Ms. Bernice King speak on February 18th and presented her with a proclamation along with the Mayor. Finally, he attended training on municipal budgets with Dr. Brantley on February 20th.

Mr. Bishop stated that the Veterans Memorial Park fund raiser was held on February 19th and it was a great event.

Dr. Brantley stated that he attended the Newly and Re-Elected officials seminar on February 13th and the budget seminar on February 20th, both with Mr. Williams. He attended a Wesley Lake Commission meeting and the Commission has set an aggressive agenda for getting things accomplished at the lake. He attended the Veterans Memorial Park fund raiser which was very enjoyable. He commented that the Township will be using the park more and it needs to be used more by all. Finally, he stated that the Committee held a budget workshop meeting earlier in the day.

Mayor McMillan stated that he participated on Senator Sweeney's Mayors Roundtable at Brookdale College where various municipal issues were discussed. He participated in a panel at Mt. Olivet SDA Church's Annual Black History Month celebration. He attended the Asbury Park Community Action Network's meeting where Asbury Park Councilwoman Yvonne Clayton gave a presentation on Asbury Park's redevelopment projects and an Expungement Services Session was scheduled for the public on February 27th. The Mayor also gave an update on Neptune affairs at the MURC meeting on February 17th and again at the Gables Residents' Association meeting. He attended the Veteran's Park fundraiser which was a great social event. The Mayor attended the renaming of the Asbury Park Middle School to the Martin Luther King Jr. Middle School and presented a proclamation to Dr. King's daughter, Bernice King, who was the keynote speaker that same evening at the Paramount Theatre.

INTRODUCTION OF POLICE OFFICER RECOMMENDED FOR PROMOTION

Police Chief Hunt and Mr. Bascom introduced Lt. Anthony Gualario and read his biographical information and accomplishments as a police officer in Neptune Township. They recommended him for promotion to the rank of Captain.

PUBLIC COMMENTS REGARDING RESOLUTION TO PROMOTE POLICE OFFICER

Dorothy Argyros, 2100 Rutherford Avenue, stated that in the future, police officers should carry their own liability insurance rather than the taxpayers being made to pay big lawsuit settlements. She congratulated Officer Gualario on this promotion.

PROMOTE POLICE OFFICER TO THE RANK OF CAPTAIN

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

WHEREAS, due the retirement of Captain Andrew Leather, the Business Administrator posted for a vacancy in the rank of Captain in the Police Department; and,

WHEREAS, the resumes that were submitted for the position were reviewed and interviews subsequently conducted by the Police Department Command Staff; and,

WHEREAS, the Chief of Police and Police Director have submitted a recommendation to promote a current Lieutenant to the rank of Captain in a process consistent with the Department's Standard Operating Procedure for promotions (Volume 2, Chapter 18), pursuant to Police Accreditation Standard 2.3.1; and,

WHEREAS, funds will be provided for the first three months of 2016 in the 2016 Temporary Budget and funds for the balance of 2016 will be provided in the Budget for the year 2016, when finally adopted, and the Chief Financial Officer has so certified in writing,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that Anthony Gualario be and is hereby promoted to the rank of Captain in the Police Department effective February 23, 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.

The resolution was adopted on the following vote: Bishop, aye, adding that he is very proud and that Officer Gualario is a great asset; Brantley, aye, stating that he has heard great things about Officer Gualario and he will represent Neptune well; Rizzo, aye, adding that Officer Gualario comes with high praise and she is looking forward to getting to know him; Williams, aye, adding that he has known Officer Gualario for many years; and McMillan, aye, adding that this promotion could not happen to a better person.

The Oath was administered by Mayor McMillan.

The Committee recessed for five minutes. Mr. Bishop offered a motion, seconded by Dr. Brantley, to return from recess. All were in favor.

PUBLIC COMMENTS ON RESOLUTIONS

Kathy Art, asked what about the Tourism Representatives. Mr. Bishop stated that they are housed in the Ocean Grove Chamber of Commerce office and answer phone calls and inquiries about the Township.

ORDINANCE NO. 16-05 - APPROVED

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

ORDINANCE NO. 16-05

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

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

ORDINANCE NO. 16-06 - APPROVED

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

ORDINANCE NO. 16-06

AN ORDINANCE TO AMEND ORDINANCE NO. 11-29 WHICH AUTHORIZED A LEASE AGREEMENT BETWEEN THE TOWNSHIP OF NEPTUNE AND THE FIRST PENTECOSTAL CHURCH AND MURC FOR THE USE OF A PORTION OF LIBERTY PARK AS A COMMUNITY GARDEN

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

ORDINANCE NO. 16-07 - APPROVED

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

ORDINANCE NO. 16-07

AN ORDINANCE TO AMEND VOLUME I, CHAPTER II, OF THE CODE OF THE TOWNSHIP OF NEPTUNE BY ADDING SECTION 2-17 TO CREATE THE DEPARTMENT OF EMERGENCY MEDICAL SERVICES

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

ORDINANCE NO. 16-08 - APPROVED

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

ORDINANCE NO. 16-08

BOND ORDINANCE PROVIDING FOR LOFFREDO FIELD IMPROVEMENTS, BY AND IN THE TOWNSHIP OF NEPTUNE, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY; APPROPRIATING \$600,000 THEREFOR (INCLUDING A \$250,000 MONMOUTH COUNTY OPEN SPACE GRANT) AND AUTHORIZING THE ISSUANCE OF \$332,500 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 15-05 through 15-08 will be held on Monday, March 14th.

AMEND RESOLUTION #16-42 APPOINTING GOVERNING BODY SUBCOMMITTEES – TABLED

Dr. Brantley offered a motion, seconded by Mr. Bishop, to table a resolution to “Amend Resolution #16-42 appointing Governing Body Subcommittees”. All were in favor.

CONSENT AGENDA

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

RELEASE ALL SURETY BONDS AND DEVELOPERS ESCROW FOR IMPROVEMENTS AT SUNILAND FURNITURE (HIGHWAY 35 AND GREENWOOD AVENUE)

WHEREAS, Abbas Osman Family Trust filed a maintenance bond written by Bond Safeguard Insurance Company in the amount of \$3,400.00, guaranteeing the maintenance of site improvements for two years at the project known as Suniland Furniture, located at State Highway 35 and Greenwood Avenue; and,

WHEREAS, the two year maintenance period has expired and the Township Engineer has conducted an inspection; and,

WHEREAS, on February 18, 2016, the Township Engineer certified that all bonded site work has been completed and said maintenance bond may be released,

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

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

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

ACCEPT THE RESIGNATION OF TRAVIS TUYTJENS AS A PART-TIME PUBLIC SAFETY OFFICER

WHEREAS, the Township Committee has received notification from Travis Tuytjens resigning as a part-time Public Safety Officer effective February 6, 2016,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the resignation of Travis Tuytjens as a part-time Public Safety Officer is hereby accepted effective February 6, 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 Emergency Medical Services

Manager.

EMPLOY SPECIAL LAW ENFORCEMENT OFFICERS IN THE POLICE DEPARTMENT ON A PART-TIME BASIS

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

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

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

WHEREAS, funds will be provided for the first three months of 2016 in the 2016 Temporary Budget and funds for the balance of 2016 will be provided in the Budget for the year 2016, when finally adopted, and the Chief Financial Officer has so certified in writing,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that Lorenzo Pettway be and is hereby employed as a part-time Special Law Enforcement Officer – Class I, and Daniel Davison be and is hereby employed as a part-time Special Law Enforcement Officer – Class II, effective February 29, 2016, and to perform such other duties as prescribed by the Chief of Police, contingent upon successful completion of a background investigation and medical evaluation, at an hourly rate as established by prior resolution of the Township Committee; 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.

AUTHORIZE THE CLOSING OF STREETS AND TEMPORARY NO PARKING IN CONNECTION WITH THE OCEAN GROVE CHAMBER OF COMMERCE ARTS & CRAFTS FESTIVALS

WHEREAS, the Ocean Grove Chamber of Commerce has scheduled a Spring Fling Arts & Crafts Festival on May 14, 2016 and a Fall Harvest Festival and Craft Show on October 8, 2016; and,

WHEREAS, it is necessary to close portions of Main Avenue and Pilgrim Pathway and designate no parking during the event; 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 temporary street closures and no parking on the following streets:

Saturday, May 14, 2016 & Saturday October 8, 2016 - 7:00 A.M. to 6:00 P.M.

1) Main Avenue from New York Avenue to Central Avenue

2) Pilgrim Pathway from Heck Avenue to Pitman Avenue

BE IT FURTHER RESOLVED, that the Department of Public Works shall provide barricades at the intersections of Main and New York; Main and Central and Pitman Avenue and Pilgrim Pathway; 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, Ocean Grove Fire Inspector, and Ocean Grove Chamber of Commerce.

AUTHORIZE THE CLOSING OF STREETS IN CONNECTION WITH THE OCEAN GROVE CHAMBER OF COMMERCE FLEA MARKETS

WHEREAS, the Ocean Grove Chamber of Commerce has scheduled two annual flea markets for Saturday, June 4, 2016 and Saturday, September 10, 2016, on Ocean Pathway in Ocean Grove; and,

WHEREAS, it is necessary to designate no parking areas and close certain streets prior to and during the events; and,

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

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby designates temporary no parking on the following streets:

- 1) Both sides of west bound and east bound Ocean Pathway from 9:00 P.M. on Friday, June 3, 2016 until 6:00 P.M. on Saturday, June 4, 2016 and from 9:00 P.M. on Friday, September 9, 2016 until 6:00 P.M. on Saturday, September 10, 2016.
- 2) Both sides of Beach Avenue between east bound and west bound Ocean Pathway from 9:00 P.M. on Friday, June 3, 2016 until 6:00 P.M. on Saturday, June 4, 2016 and from 9:00 P.M. on Friday, September 9, 2016 until 6:00 P.M. on Saturday, September 10, 2016.
- 3) Both sides of Central Avenue between McClintock Avenue and the west bound side of Ocean Pathway from 9:00 P.M. on Friday, June 3, 2016 until 6:00 P.M. on Saturday, June 4, 2016 and from 9:00 P.M. on Friday, September 9, 2016 until 6:00 P.M. on Saturday, September 10, 2016.
- 4) South bound side of Ocean Avenue between west bound Ocean Pathway and east bound Ocean Pathway from 9:00 P.M. on Friday, June 3, 2016 until 6:00 P.M. on Saturday, June 4, 2016 and from 9:00 P.M. on Friday, September 9, 2016 until 6:00 P.M. on Saturday, September 10, 2016.

BE IT FURTHER RESOLVED, that both sides of Ocean Pathway as stated in Section 1 and Beach Avenue as stated in Section 2 will also be closed to vehicular traffic from 5:00 A.M. to 6:00 P.M. on Saturday, June 4, 2016 and Saturday, September 10, 2016; 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, Ocean Grove Fire Official and Ocean Grove Chamber of Commerce.

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

WHEREAS, the Ocean Grove Chamber of Commerce has scheduled two vintage auto displays for Saturday, May 21, 2016 and Saturday, September 17, 2016, on Main Avenue in Ocean Grove; and,

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

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

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby designates temporary closure and posting of temporary no parking on Main Avenue between New York Avenue and Central Avenue and Pilgrim Pathway between Heck Avenue and Olin Street from 7:00 A.M. to 6:00 P.M. on Saturday, May 21, 2016 and Saturday, September 17, 2016; 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, Ocean Grove Fire Inspector, and Ocean Grove Chamber of Commerce.

EMPLOY PART-TIME TEMPORARY TOURISM REPRESENTATIVES FOR THE 2016 SUMMER SEASON

WHEREAS, there is a need to employ four part-time temporary Tourism Representatives to operate the Tourism Bureau for the 2016 Summer Season; and,

WHEREAS, the four representatives who worked in 2015 have expressed an interest in returning in this capacity; and,

WHEREAS, funds will be provided for the first three months of 2016 in the 2016 Temporary Budget and funds for the balance of 2016 will be provided in the Budget for the year 2016, when finally adopted, and the Chief Financial Officer has so certified in writing,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that Catherine Goslee, Carol Bernard, Danielle Daly and Jacqueline Lyon be and are hereby employed as part-time temporary Tourism Representatives in the Tourism Bureau not to exceed an

average of 25 hours per week per employee or an average of 40 hours per week in total staffing beginning April 18, 2016 and ending October 1, 2016, at an hourly salary as established by prior Resolution of the Township Committee; and,

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

AUTHORIZE TOWNSHIP ENGINEERING CONSULTANT TO PERFORM ENGINEERING SERVICES FOR GABLES SANITARY SEWER SYSTEM IMPROVEMENTS – PHASE IV

WHEREAS, the Township of Neptune desires to initiate Phase IV of Gables Sanitary Sewer System Improvements; and,

WHEREAS, it is necessary for a Township Engineer Consultant to perform professional engineering services including preparation of design, plans, specifications, permitting, and construction management in connection with this project; and,

WHEREAS, although PS&S is not in the 2016 engineering pool, PS&S provided these services for Phase III of said project and can revise the existing Phase III design, plans and specifications for Phase IV at a cost savings to the Township; and,

WHEREAS, PS&S has submitted a proposal for this work to the Township Engineer; and,

WHEREAS, funds for this purpose will be provided in Ordinance No. 15-36, 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 PS&S to perform the services as stated herein as Township Engineering Consultant at an amount not to exceed \$14,000.00 for design, specifications, permitting and bid services; and an amount not to exceed \$25,000.00 for construction management services; said proposal on file in the Office of the Municipal Clerk; 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.

AUTHORIZE THE PURCHASE OF AN ACCESS CONTROL SYSTEM THROUGH THE MIDDLESEX REGIONAL EDUCATION SERVICES COMMISSION PURCHASING PROGRAM

WHEREAS, the Township Committee wishes to authorize the purchase of an access control system for the Municipal Marina building utilizing pricing through the Middlesex Regional Education Services Commission 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 or state recognized cooperative agreement; and;

WHEREAS, the Middlesex Regional Education Services Commission Cooperative Purchasing Program is recognized purchasing cooperative and has awarded Contract No. 12/13-56 to Open Systems for this item; 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 the purchase of this equipment shall not exceed \$25,591.00; and,

WHEREAS, funds for this purpose are available from Ordinance No. 15-33 (\$10,191.00) and the 2016 Marina Utility budget when adopted (\$15,400.00) 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 an access control system for the Municipal Marina Building be and is hereby authorized through Open Systems, an approved vendor through the Middlesex Regional Education Services Commission Cooperative Purchasing Program – Contract No. 12/13-56, at an amount not to exceed \$25,591.00; and,

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

AMEND TEMPORARY BUDGET

WHEREAS, on January 1, 2016, the Township Committee adopted a Temporary Budget for the year 2016; and,

WHEREAS, there is a need to amend said Temporary Budget to add appropriations for Emergency Medical Services Salary & Wages and Other Expenses as well as Outside Appropriation – Snow Removal,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune, County of Monmouth, State of New Jersey, that the 2016 Temporary Budget, adopted January 1, 2016 be and is hereby amended to add the following appropriations

Emergency Medical Services S&W	\$ 20,000.00
Emergency Medical Services O.E.	\$ 20,000.00
Outside Appropriation – Snow Removal	\$120,000.00

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

AWARD FAÇADE IMPROVEMENT GRANT TO THE GRAND TAVERN, 1105 6TH AVENUE

WHEREAS, the Township Committee created a Façade Improvement Loan/Grant Program by adoption of Ordinance 00-3; and,

WHEREAS, on February 17, 2016, the Façade Review Committee approved an application filed by Foxybella, LLC d/b/a The Grand Tavern, 1105 6th Avenue, Neptune for a grant up to a maximum of \$5,000 of eligible costs; and,

WHEREAS, the Township Committee desires to authorize the award of said loan/grant as approved by the Façade Review Committee; and,

WHEREAS, funds will be provided from the U.D.A.G. Reciprocal Loan Account 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 up to \$5,000 in grant funding on eligible costs be and is hereby awarded under the Façade Improvement Loan/Grant Program for the business known as Foxybella, LLC d/b/a The Grand Tavern, 1105 6th Avenue, pursuant to the application approved by the Façade Review Committee on February 17, 2016; and,

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

The resolutions of the Consent Agenda were adopted on the following vote: Bishop, aye, except abstain on the resolutions involving the Ocean Grove Chamber of Commerce; Brantley, aye; Rizzo, aye; Williams, aye; and McMillan, aye.

AUTHORIZE THE PAYMENT OF BILLS

Mr. Bishop offered the following resolution, moved and seconded by Ms. Rizzo, 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	\$6,513,396.65
FEDERAL & STATE GRANT FUND	1,228.75
TRUST FUND	41,707.01

GENERAL CAPITAL FUND	2,935.00
SEWER OPERATING FUND	2,919.93
MARINA OPERATING FUND	174.79
MARINA CAPITAL FUND	12,903.75
DOG TRUST	118.20
UDAG TRUST	250.00
LIBRARY TRUST	1,628.54
BILL LIST TOTAL	\$6,577,262.62

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

Peter Wagar , 109 Seaview Court, thanked the Committee for the dredging near Shark River Island and for making that area look better. He stated what they were looking at were six photographs of the North Point of the Shark River Island. He explained what was in the pictures. He discussed the bulkhead that was once there but is no longer there. He stated there has been a lot of erosion due to the storms and high water. In the two years, he's been there he's noticed it erode further and further. He stated in addition to the dredging that's being done he would like for the Township to apply for this bulkhead permit so that the existing bulkhead could be fixed. He suggested the Township and homeowners share the cost of the permit fee which was \$9,000 to get this matter rectified.

Mr. Gadaleta stated they have been in communication with the President of his association and the management company. One of the things they are working on right now is trying to determine if in the best interest of Seaview Island and the Township is to look towards applying for a hazard mitigation grant through FEMA. Part of that is engineering has to be undertaken and there's that permitting process that he mentioned. In fact they have received a proposal from a third party consultant who was associated with Steven's Institute and right at this junction they are holding off on having a final discussion at the level of the governing body because there has been some changes in the membership. In his discussions with the Seaview Island Association was waiting until we had the full governing body in place to discuss this because it is a substantial cost and this discussion was that there was going to be a shared cost between the Township and the Association on this project. He received word back from the Association that there is an interest in that cost sharing and once they get down to a final number the Township would have to determine whether or not it is in the best interest. He stated there were other criteria's that must be considered.

Mr. Wagar thanked Sgt Michael Zarro for showing up to the meetings and the Police Department for their assistance when needed.

Kathy Arlt, Ocean Grove Homeowners Association, stated she hoped everyone saw the article that was in the newspaper about the vacant and abandoned properties. She stated she was pleased to read the comments from the Township. She stated Mrs. Argyros was quoted in the article as saying the houses do not sink to the level of disrepair overnight and questioned where Code Enforcement has been while these houses were deteriorating. She stated she attended many municipal court hearings for property maintenance violations against properties in Ocean Grove. She stated Code Enforcement could not repair properties and the Township should not be repairing properties. She stated when these cases go to Municipal Court Judge Wernik normally only assess minimal fines and sometimes suspends the fine entirely based on a theory that the owner will leave and repair the house and then not have to come back to court again. She stated sometimes it happens and sometimes it doesn't. She stated she wished the

vacant and abandoned property ordinance applied to the house near her home is covered with ivy and it's occupied. The owner has been too court and nothing can be done. She felt something should be done to make the owners do something. She's happy the Township feels that the ordinance is working.

Mr. Gadaleta stated if she wanted to see him after the meeting, he would be able to provide her with a response to the properties she expressed concern about at the last meeting.

Michael Golub, Cliffwood Drive, congratulated Captain Gualario on his appointment. He stated as President of the West Neptune Homeowner's Association on the corner of West Bangs Avenue and Route 33 someone dumped a pile of rocks on top of a tarp near the switch board and it looks terrible. He also stated that the design of Jumping Brook Road was really bad and was not functional. He stated he also went to the meeting of the Freeholders and presented remarks for the replacement of the bridge on School House Road. He discussed a piece of property behind Hamilton Commons. He stated it was continuously being scoured out with storm water that comes from as far away as the old AIG building. He stated now was the time to control the storm water. He also related an incident that took place as he was driving home one evening and stated there should be more lighting along the intersections on Route 33.

Kennedy Buckley, 65 Broadway, stated Captain Gualario was great and was sure that he deserved a promotion. He questioned if they knew how many summons were issued by Code Enforcement in 2016 for not shoveling sidewalks. He stated he knew there were zero summons issued and stated if they were not going to issue any summons they would not have any results. He went on to state that if they were not going to enforce the ordinance then they should not bother passing them. He urged them to give out tickets. He stated 80 Main was finally getting fixed.

Mr. Bishop questioned what solved the problem with 80 Main was that it was sold. He stated they could only do what they could that was within the confines of the law.

Mr. Anthony stated when you take them to court over and over it finally makes them get rid of it.

Dianna Harris requested an update of the envisioning session and questioned whether the letters went out.

Mr. Gadaleta stated the letters went out to nine potential development companies located here in New Jersey and one in New York. He advised them that the Township Committee was looking for a further visioning session sometime in April and he requested that they review the redevelopment plan and for them to get back to me with their thoughts and if they may have an interest with possibly being a redeveloper on any of the projects he submitted and to submit their thoughts to him.

Mr. Bishop requested that any information that is received also be forwarded to Mr. Anthony.

Stephanie Seyr stated you are going to be hiring a manager and questioned whether there were going to be any qualifications he will need.

Mr. Gadaleta stated they already have hired a manager, they went through a search, they had criteria established, they had representatives of the governing body involved in the process. They presented the candidate to the governing body and the individual was hired last month.

Ms. Seyr questioned whether they would be full time and paid like a regular employee with benefits.

Mr. Gadaleta stated yes and gave an overview of the EMS system.

Dorothy Argyros, 2100 Rutherford, stated while they were waiting for the Seidle lawsuit to come down they would be charged with the care and feeding of nine orphaned children. She stated they were still courting lawsuits. She stated Ordinance #14-36 was illegal because it violates the very State law that you have listed in there as the enabling legislation. She stated the enabling legislation was aimed at creditors, mostly banks that foreclose and drag out the foreclosure so they are not the listed owners and they do not have to maintain the property. She stated Heightstown created an ordinance that was in harmony of the law. She asked them to think of the taxpayers.

Jack Bredin stated on behalf of Heinz Weck, he felt Neptune had one of the best police departments in the State of New Jersey. He stated twenty years ago he had the opportunity to read FBI transcripts about private meetings with developers and back door deals. He urged the Mayor not to permit private meeting with developers. He also paraphrased what he felt took place regarding the site improvement application.

Kennedy Buckley stated with this second snow storm he heard snow was placed at the dump and questioned whether it was true.

Mr. Gadaleta stated he did not know for sure.

Mr. Coakley stated if it is true he didn't like it and suggested it should have been dumped into the Shark River.

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

Richard J. Cuttrell,
Municipal Clerk