

TOWNSHIP COMMITTEE MEETING – FEBRUARY 27, 2017

Mayor Brantley called the meeting to order at 6:00 p.m. and requested the Clerk to call the roll. The following members were present: Robert Lane, Jr., Nicholas Williams and Mayor Michael Brantley. Absent: Carol Rizzo. (Kevin B. McMillan arrived during the executive session)

Also present at the dais were Richard J. Cuttrel, Municipal Clerk; Vito D. Gadaleta, Business Administrator; and Gene Anthony, Township Attorney.

Mayor Brantley 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 on January 5, 2017 and The Coaster on January 12, 2017, 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:

Discussion on the Fletcher Lake Commission was held until the next meeting.

Mr. Anthony stated that the personnel hearing scheduled for executive session has been postponed; therefore, that item is removed from the execution session resolution.

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

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

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

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

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

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

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

Personnel – Appointment to Housing Authority

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: Lane, aye; Williams, aye; and Brantley, aye.

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

The Committee discussed an appointment to the Housing Authority and asked that the appropriate resolution be placed on the next regular meeting to reappoint Beverly Holland.

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

Mayor Brantley called the meeting to order and requested the Clerk to call the roll. The following members were present: Robert Lane, Jr., Kevin B. McMillan, Nicholas Williams and Mayor Michael Brantley. Absent: Carol Rizzo.

Also present at the dais were Richard J. Cuttrel, Municipal Clerk; Vito D. Gadaleta, Business Administrator; 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 Brantley 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 on January 5, 2017 and The Coaster on January 12, 2017, posting the notice on the Board in the Municipal Complex, and filing a copy of said notice with the Municipal Clerk. In addition, the meeting agenda, resolutions and ordinances are posted online at [www.neptunetownship.org](http://www.neptunetownship.org).

#### APPROVAL OF MINUTES

Mr. McMillan offered a motion, seconded by Mr. Lane, to approve the minutes of the meeting held on February 13th. All were in favor.

#### REPORT OF THE CLERK

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

Monique Burger, Community Programs Coordinator, has received the Affordable Housing Professional Certification through Rutgers University

#### COMMENTS FROM THE DAIS

Mr. McMillan thanked everyone, on behalf of this family, for the words of support on the passing of his Father.

Mr. Williams stated that he spoke at a MURC meeting regarding West Lake Avenue redevelopment.

Mayor Brantley stated that he attended several Black History Month events.

#### APPOINT MEMBERS TO THE FLETCHER LAKE COMMISSION – TABLED

Mr. Williams offered a motion, seconded by Mr. McMillan, to table a resolution to "Appoint members to the Fletcher Lake Commission". All were in favor.

#### PROPOSED DISCIPLINE OF POLICE OFFICER KYHEEM DAVIS – TABLED

Mr. McMillan offered a motion, seconded by Mr. Lane, to table a resolution regarding "Proposed discipline of Police Officer Kyheem Davis". All were in favor

#### PUBLIC COMMENTS ON RESOLUTIONS

Dorothy Argyros, 2100 Rutherford Avenue, asked if insurance was required to be carried by each individual in regards to the Shared Service Agreement for School Resource Officers. Mr. Anthony stated that insurance is required by the Township and the Board of Education, not the individual officers. She asked if the recycling grant resolution was mandatory. Mr. Gadaleta stated that recycling of material is mandatory, but this resolution references the Township's application for the annual recycling tonnage grant. Ms. Argyros asked what the contribution is from the Board of Education for the School Resource Officer, where are these officers located and what do they do. Mr. Gadaleta stated that the Board of Education contributes \$25,000 per year, there is an officer assigned to the Middle School and an officer assigned to the High School, and they provide security at the schools. Ms. Argyros asked what technology equipment was being purchased for the Police Department. Mr. Gadaleta stated computer systems.

Joyce Klein, 105 Mt. Hermon Way, thanked the Committee for considering a resolution to accept the recommendations of the Ocean Grove Parking Task Force. She asked when the ordinance will be considered to create angled parking on Main and Central Avenues. Mr. Gadaleta stated that Engineering has already started the process of taking measures and determining how many spots can be added. Ms. Klein asked what the Committee will be doing to further the discussions on time limit parking on Main Avenue and adding parking on the Camp Meeting Association lot on Inskip Avenue. Mr. Williams stated that Ms. Rizzo will stay on top of those discussions and that she is meeting regularly with the Camp Meeting Association.

Michael Fornino, 120 Fulham Place, stated that he presented a parking plan for Ocean Grove that will create many more spaces that was recommended by the Task Force. He stated that the recommendations do not address the parking problem. When asked where he presented the parking plan, Mr. Fornino stated that he presented the plan at the Camp Meeting Association and members of the Township Committee were present. Mr. Williams asked Mr. Fornino to submit his plan to Mr. Gadaleta.

ORDINANCE NO. 17-07 - ADOPTED

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

ORDINANCE NO. 17-07

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 INSKIP AVENUE AND BROADWAY AND REMOVING HANDICAPPED PARKING ZONES ON ABBOTT 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: Lane, aye; McMillan, aye; Williams, aye; and Brantley, aye.

ORDINANCE NO. 17-08 - ADOPTED

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

ORDINANCE NO. 17-08

AN ORDINANCE AUTHORIZING THE CONTINUATION OF A LEASE AGREEMENT BETWEEN THE COUNTY OF MONMOUTH AND THE MONMOUTH COUNTY SHERIFF'S OFFICE AND THE TOWNSHIP OF NEPTUNE FOR PROPERTY LOCATED AT 1825 CORLIES 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: Lane, aye; McMillan, aye; Williams, aye; and Brantley, aye.

ORDINANCE NO. 17-09 - APPROVED

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

ORDINANCE NO. 17-09

AN ORDINANCE AUTHORIZING ACCEPTANCE OF DEED OF DEDICATION WITH REGARD TO BLOCK 417, LOT 16 (FORMERLY BLOCK 208, LOT 30) 100 HIGHWAY 35, NEPTUNE TOWNSHIP, NEW JERSEY TO THE TOWNSHIP OF NEPTUNE

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

Mr. Cuttrell stated that the public hearing on Ordinance 17-09 will be held on Monday, March 13th.

CONSENT AGENDA

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

DESIGNATE THE TOWNSHIP OF NEPTUNE AS "PINKTUNE" FOR THE MONTH OF MAY AND PARTICIPATE IN THE ANNUAL PAINT THE TOWN PINK INITIATIVE

WHEREAS, Paint the Town Pink, entering into its 11th year, is an annual event that raises awareness of the importance of annual mammography and the importance of early detection; and,

WHEREAS, the event is organized annually by Meridian Health and is supported by community groups, caring individuals and many municipal governments in Monmouth and Ocean Counties; and,

WHEREAS, the Township of Neptune participated for the first time in 2013 and desires to continue as a "Paint the Town Pink" community,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby designates the Township of Neptune as "Pinktune" for the month of May, 2017 and authorizes full participation in the Paint the Town Pink initiative; and,

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to Meridian Health as well as any and all organizations or citizens interested in participating in the Paint the Town Pink program

AUTHORIZE STAND-BY DUTY PAYMENT TO OFFICE OF EMERGENCY MANAGEMENT PERSONNEL

WHEREAS, volunteer personnel in the Office of Emergency Management were placed on stand-by duty as a result of the snow emergency declared on February 9th; and,

WHEREAS, overtime payment at the rate of \$14.00 per hour is authorized by resolution of the Township Committee to be paid to said personnel in the event of a long duration situation such as storm or disaster which requires readiness and staffing; and,

WHEREAS, funds will be provided for the first three months of 2017 in the 2017 Temporary Budget and funds for the balance of 2017 will be provided in the Budget for the year 2017, 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 stand-by duty payment at the rate of \$14.00 per hour be and is hereby authorized to the following Office of Emergency Management staff for the hours indicated as a result of the snow emergency on February 9, 2017:

Jeffrey Devlin – 12 hours  
William Van Meter – 12 hours  
Jose Perez – 12 hours  
Kevin Singaglia – 12 hours

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

RECLASSIFY SPECIAL LAW ENFORCEMENT OFFICER FROM CLASS II TO CLASS I STATUS

WHEREAS, Brad Dougherty is a certified Special Law Enforcement Officer – Class I and was employed in this position in the Police Department; and,

WHEREAS, on December 22, 2016, the Township Committee adopted a resolution to appoint Brad Dougherty as a Special Law Enforcement Officer – Class II; and

WHEREAS, Brad Dougherty is unable to complete the requirements of Class II training at this time and the Chief of Police has recommended that he be returned to the position of Special Law Enforcement Officer – Class I; and,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune

that Brad Dougherty be and is hereby appointed as a Special Law Enforcement Officer – Class – I effective February 10, 2017; 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.

ACCEPT THE RESIGNATION OF MINDI ARCOLEO AS A MEMBER OF THE ENVIRONMENTAL/ SHADE TREE COMMISSION

WHEREAS, the Township Committee has received a letter from Mindi Arcoleo resigning as a member of the Environmental/Shade Tree Commission effective March 8, 2017,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the resignation of Mindi Arcoleo as a member of the Environmental/Shade Tree Commission is hereby accepted effective March 8, 2017; and,

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

ACCEPT THE RESIGNATION OF SAMUEL MALLORY AS A SCHOOL CROSSING GUARD

WHEREAS, the Human Resources Director has received a letter from Samuel Mallory resigning as a School Crossing Guard effective February 15, 2017,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the resignation of Samuel Mallory as a School Crossing Guard is hereby accepted effective February 15, 2017; 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.

AUTHORIZE THE EXECUTION OF A SHARED SERVICE AGREEMENT WITH THE NEPTUNE TOWNSHIP BOARD OF EDUCATION FOR SCHOOL RESOURCE OFFICERS

WHEREAS, the Township of Neptune and the Neptune Township Board of Education are mindful of their duties and responsibilities to protect and maintain the public health, safety and welfare of its inhabitants find it necessary to arrange for the placement and reimbursement of two School Resource Officers at Neptune Township Public Schools; and,

WHEREAS, the Township and Board have determined that their best interests would be served by enjoying the benefits and sharing the costs of two sworn police officers contributing to the daily activities of students; and,

WHEREAS, the Township of Neptune and the Neptune Township Board of Education desire to enter into an Shared Service agreement pursuant to N.J.S.A. 40A:65-1 et seq. for the Township and Board to cooperatively participate in this project; and,

WHEREAS, the Township will be responsible for assigning two police officers as School Resource Officers and the Board will pay the Township the sum of \$25,000.00 annually to partially defray the salary, benefits and insurance of said officers,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby authorizes the execution of a Shared Service Agreement with the Neptune Township Board of Education, a copy of which is on file in the Office of the Municipal Clerk, providing for the assignment of two School Resource Officers and a contribution by the Board to the Township in the amount of \$25,000.00 annually for the 2017-2018 and 2018-2019 school years; and,

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

RELEASE ALL SURETY BONDS AND DEVELOPERS ESCROW FOR IMPROVEMENTS AT 40 OCEAN PATHWAY

WHEREAS, on August 11, 2008, 40 Ocean Pathway, LLC, posted cash in the amount of \$1,800.00 to guarantee the maintenance of site improvements for two years at the approved site

plan located at 40 Ocean Pathway (former Block 24, Lot 477); and,

WHEREAS, the Developer also posted a cash road opening bond in the amount of \$4,000.00 for the same project; and,

WHEREAS, the maintenance guarantee and road opening guarantee periods have expired and the Township Engineer has recommended release of all escrow balances; and,

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

BE IT FURTHER RESOLVED, that any remaining balances in cash guarantee and inspection fee escrow accounts be and are hereby authorized to be refunded; and,

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

#### 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 2016 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.

#### SUPPORT ESTABLISHMENT OF MAYOR'S ROUNDTABLE

WHEREAS, Mayor Michael Brantley has expressed his interest in forming a Mayor's Roundtable with representatives of various political subdivisions and municipal authorities for the purpose of discussing pertinent issues and collaborating on goals and objectives; and,

WHEREAS, the group will use their collective knowledge in specific areas of governance to more efficiently deliver and target services for the benefit of Township residents; and,

WHEREAS, participating organizations in the Mayor's Roundtable will be determined by the

Mayor and may include the Board of Education, Housing Authority, Fire Districts, Sewer Authority, and other community stakeholders,

WHEREAS, such collaborative efforts by municipal governments has been identified as a Municipal Government Best Practice by the New Jersey Department of Community Affairs,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby supports Mayor Michael Brantley in the establishment of the Mayor's Roundtable for the purposes as stated herein.

#### ACCEPT RECOMMENDATIONS OF OCEAN GROVE PARKING TASK FORCE

WHEREAS, the Township Committee appointed the Ocean Grove Parking Task Force consisting of various stakeholders in the Ocean Grove community to discuss, review and present proposals and/or recommendations to the Township Committee for consideration to address parking in the Ocean Grove Historic District; and,

WHEREAS, the Task Force submitted recommendations which were reviewed by a Traffic Engineer; and,

WHEREAS, the Township Committee desires to accept said recommendations by resolution; and,

WHEREAS, it is noted that any and all designation of angled parking and/or time restricted parking on any street, avenue or road pursuant to these recommendations requires adoption of the appropriate ordinance by the Township Committee,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby accepts the following recommendations submitted by the Ocean Grove Parking Task Force:

1. Establish angled parking on the north side of Main Avenue between New Jersey and Lawrence Avenues
2. Establish angled parking on the west side of Central Avenue between Webb and Main Avenues
3. Further discussion on the establishment of time restricted parking in the Main Avenue Business District
4. Further discussion with the Ocean Grove Camp Meeting Association on the use of the vacant lot at Inskip and Pennsylvania Avenues for parking
5. Continue vigorous enforcement of current commercial vehicle ordinance and current parking ordinances

#### AUTHORIZE THE EXECUTION OF AN INTERLOCAL SERVICE AGREEMENT WITH THE BOROUGH OF AVON-BY-THE-SEA TO PROVIDE A TELEPHONIC COMMUNITY NOTIFICATION SYSTEM

WHEREAS, the Township of Neptune possesses a Telephonic Community Notification System ("System") to alert its residents in the event of anticipated or on-going emergency within the Township of Neptune; and,

WHEREAS, the Township of Neptune and the Borough of Avon-By-The-Sea desire to enter into an Interlocal Service Agreement pursuant to N.J.S.A. 40:8A-1 et seq. to allow the Borough to utilize the System to provide emergency information to its residents; and,

WHEREAS, the Borough will agree to pay the Township an annual fee of \$5,600.00 plus billings by the community notification system vendor for any mass calls; and,

WHEREAS, this Interlocal Service Agreement shall be automatically renewed on an annual basis on the anniversary date of the signing of said Agreement for a term of three (3) years effective January 1, 2016,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune

hereby authorizes the execution of an Interlocal Services Agreement with the Borough of Avon-By-The-Sea, a copy of which is on file in the Office of the Municipal Clerk, which authorizes the Borough to utilize the Township's Telephonic Community Notification System to provide emergency notifications to Borough residents; and,

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

GRANT LEAVE OF ABSENCE TO PAMELA VALENTINE UNDER THE FAMILY MEDICAL LEAVE ACT

WHEREAS, Pamela Valentine, Customer Service Representative in the Code/Construction Department, has requested an unpaid leave of absence under the provisions of the Family Medical Leave Act; and,

WHEREAS, the Human Resources Director has approved the request,

THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Neptune that Pamela Valentine, Customer Service Representative in the Code/Construction Department, is hereby granted an unpaid leave of absence under the provisions of the Family Medical Leave Act from February 28, 2017 through March 13, 2017; and,

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

AUTHORIZE THE PURCHASE OF TECHNOLOGY EQUIPMENT THROUGH THE NATIONAL JOINT POWERS ALLIANCE PURCHASING PROGRAM

WHEREAS, the Municipal Information Systems Department wishes to authorize the purchase of technology equipment, including a cradlepoint router, license subscription, and antenna, for the Police Department utilizing pricing through the National Joint Powers Alliance Cooperative Purchasing Program; and,

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

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

WHEREAS, the National Joint Powers Alliance has a nationally recognized cooperative agreement and has awarded Contract No. 100614-CDW to CDW-G for technology equipment including a cradlepoint router, license subscription, and antenna; and,

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

WHEREAS, the cost of this equipment shall not exceed \$29,000.00; and,

WHEREAS, funds for this purpose are available in Ordinance 16-27 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 technology equipment, including a cradlepoint router, license subscription, and antenna for the Police Department be and is hereby authorized through National Joint Powers Alliance Purchasing Program Contract No. 100614-CDW at an amount not to exceed \$29,000.00; and,

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

AUTHORIZE THE PURCHASE OF RADIO COMMUNICATIONS EQUIPMENT THROUGH THE STATE COOPERATIVE PURCHASING PROGRAM

WHEREAS, the Police Department has recommended the purchase of radio communications equipment 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, Motorola Solutions c/o Allcomm Technologies has been awarded New Jersey State Contract No. 83909 for this equipment; 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 equipment shall not exceed \$18,319.20; 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, by the Township Committee of the Township of Neptune that the purchase of radio communications equipment through New Jersey Cooperative Purchasing Program Contract No. 83909 be and is hereby authorized at an amount not to exceed \$18,319.20; and,

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

AUTHORIZE THE EXECUTION OF AN INTERLOCAL SERVICE AGREEMENT WITH BOROUGH OF BRADLEY BEACH FOR VEHICLE MAINTENANCE AND REPAIRS

WHEREAS, the Township of Neptune has a contract with a Fleet Management Company to provide vehicle maintenance to Township vehicles; and,

WHEREAS, the Township of Neptune and the Borough of Bradley Beach desire to enter into an interlocal service agreement pursuant to N.J.S.A. 40:8A-1 et seq. to allow the Borough to receive vehicle maintenance and repair services through the Township's Fleet Management Company at the Township's Public Works Yard; and,

WHEREAS, the Borough will agree to pay the Township at the contracted hourly rate plus \$10.00 per hour for administrative costs. Costs for parts and materials will be billed at the rate paid by the Fleet Management Company plus 10%,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby authorizes the execution of an Interlocal Services Agreement with the Borough of Bradley Beach for a period of five years commencing March 1, 2017, a copy of which is on file in the Office of the Municipal Clerk, which provides that the Borough will receive vehicle maintenance and repairs services through the Township's Fleet Management Company; and,

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

AUTHORIZE SUBMISSION OF A GRANT APPLICATION TO THE FIREHOUSE SUBS PUBLIC SAFETY FOUNDATION FOR EDUCATION AND TRAINING EQUIPMENT

WHEREAS, the Firehouse Subs Public Safety Foundation provides funding to impact the life-saving capabilities and the lives of local first responders and their communities; and,

WHEREAS, Neptune Township Emergency Medical Services desires to submit a grant application to the Firehouse Subs Public Safety Foundation for education and training equipment to improve EMS life-saving capabilities as well as expand benefits to other agencies and departments; and,

WHEREAS, the grant application requests funding in the amount of \$14,848.00 for the HazSim Pro Training System to provide realistic training to the Township's EMS Team, Hazmat Team, Confined Space Rescue Team and USAR Search and Rescue Team for incidents where portable detection equipment is utilized,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune

hereby authorizes the submission of a grant application to the Firehouse Subs Public Safety Foundation for funding to acquire the HazSim Pro Training System as described herein; and,

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

ACCEPT HAZARDOUS MATERIALS EMERGENCY PREPAREDNESS AWARD THROUGH THE NEW JERSEY DEPARTMENT OF LAW & PUBLIC SAFETY

WHEREAS, the New Jersey Department of Law & Public Safety offers sub grants via the Hazardous Materials Emergency Preparedness (HMEP) federal grant program to municipalities for HMEP training and drills; and,

WHEREAS, the Township submitted a funding application for a four day hazardous materials refresher training program; and,

WHEREAS, the Township has received notification from the New Jersey Department of Law & Public Safety of a HMEP Sub-award (No. 2016-01) for the period from 9/30/2016 to 9/30/2017 in the amount of \$27,500.00 with no local match required,

THEREFORE, BE IT FURTHER RESOLVED, that the Township Committee of the Township of Neptune does hereby accept HMEP Sub-award No, 2016-01 through the New Jersey Department of Law & Public Safety in the amount of \$27,500.00 for the period from 9/30/2016 to 9/30/2017 for the purpose of a four day HazMat refresher training program for Township first responders, and,

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the O.E.M. Coordinator and Grant Coordinator.

ACCEPT THE RESIGNATION OF MADELINE KING AS A MEMBER OF THE LIBRARY BOARD OF TRUSTEES

WHEREAS, the Township Committee has received a letter from Madeline King resigning as the Mayor's appointee to the Library Board of Trustees effective February 22, 2017,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the resignation of Madeline King as the Mayor's representative to the Library Board of Trustees is hereby accepted effective February 22, 2017; and,

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Secretary to the Library Board of Trustees.

AUTHORIZING DEVELOPER'S AGREEMENT WITH JM HERITAGE LLC (FORMERLY VB HERITAGE ESTATES, LLC) BLOCK 2506, LOT 18 TO BECOME UPON SUBDIVISION BLOCK 2506, LOTS 18.01 – 18.04 (FORMERLY BLOCK 9002, LOT 9)

WHEREAS, JM HERITGAGE, LLC purchased property subject to Final Major Subdivision Plan Approval by the Neptune Township Planning Board by the original applicant, VB HERITAGE ESTATES, LLC; creating four conforming lots, with single family residential lots, along with landscaping, drainage and related improvements, and also along with variances and waivers associated therewith before the Planning Board of the Township of Neptune; and

WHEREAS, JM HERITAGE, LLC, 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 JM HERITAGE, LLC, 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' Agreement with JM HERITAGE, LLC, a true copy of which is attached hereto as Exhibit "A" for compliance with the Planning Board of Neptune Township's Resolutions #15-05, 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 Engineer, Township Attorney and Planning Board Administrative Officer.

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

#### AWARD BID FOR SUNSHINE VILLAGE PARK TRACK IMPROVEMENTS

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

WHEREAS, on February 23, 2017, the Township Engineering Consultant received bids for the award of a contract for Sunshine Village Park Track Improvements; and,

WHEREAS, said bids were reviewed by the Township Engineer and Consulting Engineer who have recommended that the bid be awarded to the lowest bid submitted by Down to Earth Landscaping; and,

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

WHEREAS, funds for this purpose will be provided in Ordinance No. 15-40 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 Down to Earth Landscaping on their lowest responsible base bid of \$376,645.00 for Sunshine Village Park Track Improvements; and,

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

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

The Mayor announced the following appointment to the Board of Library Trustees:

Fred Mayo as the Mayor's representative for a term concurrent with the Mayor.

#### CONFIRM MAYOR'S APPOINTMENT TO THE BOARD OF LIBRARY TRUSTEES

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

WHEREAS, Madeline King has resigned as the Mayor's representative to the Board of Library Trustees,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby confirms the Mayor's appointment of Fred Mayo as the Mayor's representative to the Board of Library Trustees for a term concurrent with that of the Mayor; and,

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the Secretary of the Board of Library Trustees.

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

#### AUTHORIZE THE PAYMENT OF BILLS

Mr. Williams offered the following resolution, moved and seconded by Mr. McMillan, 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	\$6,492,796.53
GRANT FUND	20,067.37
TRUST FUND	24,690.92
GENERAL CAPITAL FUND	10,639.50
SEWER OPERATING FUND	20,073.99
SEWER CAPITAL FUND	48,401.39
MARINA OPERATING FUND	3,890.00
BILL LIST TOTAL	\$6,620,559.70

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: Lane, aye; McMillan, aye; Williams, aye; and Brantley, aye.

PRIVILEGE OF THE FLOOR/PUBLIC COMMENTS

Dorothy Argyros, 2100 Rutherford Avenue, read a letter to the Committee which she felt certain cases have gone nationwide. She discussed the Seidle case and stated there will be a lawsuit. She went on to state that two women police officers were harassed by male officers. That case was settled for \$660,000 and a promotion and then there's Katie Lee Thomas who died while in custody and a lawsuit is on the way. She stated all three cases will have lawsuits. She stated the elected representatives and their appointees just cannot seem to keep them out of court.

Kennedy Buckley, 65 Broadway, reiterated his call for parking meters on the east side of Ocean Avenue. He stated most other shore towns have meters and the Committee is missing out on significant revenue.

Panthea Herb, 448 Lexington Avenue, asked what was the difference between a SLEO Class I and Class II.

Mr. McMillan stated to his understanding Class II officers were able to carry guns.

Ms. Herb questioned whether the Class II officers were going into the school systems.

Mr. Gadaleta stated the school resource officers were retired police officers and classified as SLEO II's.

Ms. Herb again questioned whether they were going into the school system with fire arm.

Mr. Gadaleta stated the two schools that the officers will be in will be the high school and middle school.

Ms. Herb questioned why they were going in the schools armed with guns. She suggested they go in with mace or a taser because the way things are in the world when it comes to her culture it's shoot first, talk later. She did not feel nothing justified an armed officer going into the schools but offered alternatives.

Mayor Brantley stated they could have the discussion here but it has to be made at the school as well.

Mr. McMillan stated we use to have DARE Officers in the schools and they had guns. He also stated if there was an active shooter in school they could meet them with force.

Michael Golub, 305 Cliffwood Drive, stated one of the shootings that has taken place was two fourteen year old boys fighting over a girl. If it had happened in the school he agreed that there should be a stand down of violence and did not want an officer to be left there standing with a taser or mace. He also commented on Resolution 17-131. He stated this resolution sounds like you're trying to line up your ducks so that you can force an agenda. He also stated they would never solve the parking problem in Ocean Grove and gave his reasons why.

Dianna Harris, MURC, asked the Committee to re-evaluate the criteria when reviewing the financials of companies who are interested in doing redevelopment on West Lake Avenue in order to bring more interest to the project. She stated that in regards to the gun issue, more participation is needed from the community along with better community policing and more marked patrol cars. She added that foot patrols would be great. She was glad to see the article on the arrest of five individuals. She encouraged the Township to continue to put that information out so the community knows that people with guns are being taken off the street. She added that MURC is sponsoring a clean-up at the community garden at Liberty Park on April 6<sup>th</sup>. She asked if the Clean Communities Program still provided \$500 grants for clean-up projects. Mr. Gadaleta advised Ms. Harris to contact Tracey James, Clean Communities Coordinator. Ms. Harris added that there's an event to raise funds for the community garden on March 18<sup>th</sup> at the American Legion.

Nancy Clarke, 47 Embury Avenue, asked for a status on the Certified Local Government application. The Mayor stated that he will have an answer at the next meeting. Ms. Clarke stated that due to recent actions by the federal government, many immigrants are fearful. She asked the Committee to look at ways to convey that all people are welcome in Neptune.

Sandra Sollee, Birdsall Road, Farmingdale, questioned the purpose of the ad in Saturday's newspaper regarding abandoned properties in Neptune.

Mr. Gadaleta stated if our Code Enforcement did an advertisement it could be because the list changed.

Ms. Sollee questioned whether a procedure would be followed by Code Enforcement.

Mr. Anthony stated the ordinance established the procedures.

Ms. Sollee questioned whether a study was submitted to explain the procedures that would be used to implement this ordinance.

Mr. Anthony stated the ordinance has already been implemented and advertised and sets forth the procedures.

Ms. Sollee stated there were names on the list that previously was not and questioned whether they received a certified letter.

Mr. Anthony stated they absolutely did.

Ms. Sollee stated she felt Mr. Doolittle was judge jury and executioner. She questioned whether it was double jeopardy if a person has been charged and the charges were overturned and they were charged again.

Mr. Anthony informed Ms. Sollee that she would have to consult with her attorney on that.

Ms. Sollee stated she did not have an attorney.

Gail Oliver, Neptune City, stated MURC had a meeting ago and he was not present.

Mayor Brantley stated he informed Ms. Harris that he would be working.

Ms. Oliver questioned whether he could have moved his appointments and made an exception and attended their meeting.

Mayor Brantley stated he had a job and he was at work and the Deputy Mayor attended in his place.

Ms. Oliver stated she was very disappointed that he did not attend because the Mayor of

Asbury Park was in attendance. She stated she thought this meeting would be a priority to him.

Mayor Brantley stated it was a priority and the Deputy Mayor knows what's going on.

Ms. Oliver stated the Deputy Mayor is new.

Mayor Brantley stated Mr. Gadaleta also attended and he is not new.

Ms. Oliver stated Mr. Gadaleta was not the Mayor and she expected him to do his duties.

Mayor Brantley stated he was doing his duties.

Ms. Oliver requested more information about the Mayor's roundtable.

Mayor Brantley stated it was good practice according to the State and he tried to do this a couple of years ago. He stated he wanted all stakeholders to work together.

Ms. Oliver stated in July of last year Randy Bishop said the Committee would look at complaints lodged against Alpha Liquors.

Mr. Gadaleta stated he did not have that information on hand but he could get it.

Ms. Oliver went on to express her concerns along West Lake Avenue.

Michael Fornino, 120 Fulham Place, commended Detective Mike McGhee and the entire Police Department. He also stated he supported Senator Beck and wanted the Committee to do so as well because he felt that convicted politicians should not receive a pension. He also questioned how many members of the Ocean Grove Homeowners Association was part of the parking task force.

Mr. Williams explained what transpired as far as the task force and the number of Ocean Grove residents that were involved.

Mr. Fornino also stated there were no speed bumps on Neptune Boulevard despite there being speed limits. He also questioned who the new Director of Public Works was because every time he calls the department the answering machine says Wayne Rode. He also stated he felt that the Township should change the fire code regarding firewalls. He discussed people coming into the country illegally and stated the President was right in getting rid of the known criminals.

Mr. Williams stated that Mike McGhee was not a Detective but a Captain.

Mayor Brantley & Mr. Williams informed Mr. Fornino that the new Director was Mark Balzarano.

Celestine Overby, Bingham Street, stated that people are making illegal right turns on red from Neptune Blvd. to West Bangs Avenue. Also, people are not obeying the speed limit on Bingham Street as well as other roads in that area.

Hank Coakley, Valley Road, stated that the Committee should support state legislation that states anyone with a state pension would lose that pension if convicted of a crime. He also stated that police officers assigned to the schools should carry their weapon.

Helen McCahill, 76 Whitefield Avenue, commended the Committee on a matter that was of concern to her and that was housing for everyone. She left an issue of NJ Spot Light with the Committee

Mr. McMillan offered a motion, seconded by Mr. Lane to adjourn. All were in favor.

Richard J. Cuttrell,  
Municipal Clerk