

**TOWNSHIP COMMITTEE WORKSHOP MEETING – MAY 8, 2017 – 6:00 P.M.**

Mayor Brantley calls the workshop meeting to order at 6:00 p.m. and asks the Clerk to call the roll:

<u>ROLL CALL</u>	<u>PRESENT/ABSENT</u>
Robert Lane, Jr.	_____
Kevin B. McMillan	_____
Carol Rizzo	_____
Nicholas Williams	_____
Dr. Michael Brantley	_____

Also present: Vito D. Gadaleta, Business Administrator; Michael J. Bascom, Chief Financial Officer; Gene Anthony, Township Attorney; and Pamela D. Howard, Deputy Municipal Clerk.

Mayor Brantley announces that the notice requirements of R.S. 10:4-18 have been satisfied by the publication of the required advertisement in The Coaster on January 12, 2017, and the Asbury Park Press on January 5, 2017, posting the notice on the Board in the Municipal Complex, and filing a copy of said notice with the Municipal Clerk.

**ITEMS FOR DISCUSSION IN OPEN SESSION**

1. Discussion – JSUMC project/sanitary sewer improvements.
  
2. Review Committee calendars/update on outstanding issues and capital items.  
- Various on-going capital improvement projects.

Res. # 17-221 – Authorize an Executive Session as authorized by the Open Public Meetings Act.

Offered by: \_\_\_\_\_ Seconded by: \_\_\_\_\_

Vote: Lane, \_\_\_\_\_; McMillan, \_\_\_\_\_; Rizzo, \_\_\_\_\_; Williams, \_\_\_\_\_; Brantley, \_\_\_\_\_.

**TOWNSHIP COMMITTEE MEETING – MAY 8, 2017 – 7:00 P.M.**

Mayor Brantley calls the meeting to order and asks the Clerk to call the roll:

<u>ROLL CALL</u>	<u>PRESENT/ABSENT</u>
Robert Lane, Jr.	_____
Kevin B. McMillan	_____
Carol Rizzo	_____
Nicholas Williams	_____
Dr. Michael Brantley	_____

Also present at the dais: Vito D. Gadaleta, Business Administrator; Michael J. Bascom, Chief Financial Officer; Gene Anthony, Township Attorney; and Pamela D. Howard, Deputy Municipal Clerk.

Silent Prayer and Flag Salute

The Deputy Clerk states, "Fire exits are located in the rear of the room and to my right. In the event of a fire, you will be notified by fire alarm and/or public address system, then proceed to the nearest smoke-free exit."

Mayor Brantley announces 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 in 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).

**COMMENTS FROM THE DAIS**

Comments from the Dais regarding business on this agenda or any reports on recent events in their respective departments.

**PUBLIC COMMENTS ON RESOLUTIONS**

Public comments regarding resolutions presented on this agenda only. The public will be permitted one visit to the microphone with a limit of five minutes.

**ORDINANCES**

For each ordinance with a public hearing, the public is permitted one visit to the microphone with a limit of five minutes.

**ORDINANCE NO. 17-12** – An ordinance to amend Volume I, Chapter VII of the Code of the Township of Neptune by adding a resident handicapped on-street parking zone on Ocean Avenue and removing a handicapped parking zone on Surf Avenue - Final Reading

*Explanatory Statement: This ordinance authorizes a resident handicapped on-street parking zone in front of 1 Ocean Avenue and the removal of an existing handicapped parking zone in front of 1 Surf Avenue.*

Public Hearing:

Offered by: \_\_\_\_\_ Seconded by: \_\_\_\_\_

Vote: Lane, \_\_\_\_\_; McMillan, \_\_\_\_\_; Rizzo, \_\_\_\_\_; Williams, \_\_\_\_\_; Brantley, \_\_\_\_\_.

**ORDINANCE NO. 17-13** – An ordinance authorizing Deed of Easement and Right-of-Way Agreement for sewer line purposes with New York Concourse, LLC and Brew 35, Inc. Lots 2-14, Block 5605 on the tax map of the Township of Neptune - First Reading

*Explanatory Statement: This ordinance authorizes the Township to accept an easement and right-of-way for the purpose of a sanitary sewer line in connection with the major site plan approval granted to the Headliner nightclub.*

Offered by: \_\_\_\_\_ Seconded by: \_\_\_\_\_

Vote: Lane, \_\_\_\_\_; McMillan, \_\_\_\_\_; Rizzo, \_\_\_\_\_; Williams, \_\_\_\_\_; Brantley, \_\_\_\_\_.

**ORDINANCE NO. 17-14** – A bond ordinance providing for Shark River Bulkhead Improvements, by and in the Township of Neptune, in the County of Monmouth, State of New Jersey; appropriating \$1,200,000,000 therefor (inclusive of a \$835,529.25 FEMA grant) and authorizing the issuance of \$346,245.75 bonds or notes of the Township to finance part of the cost thereof - First Reading

*Explanatory Statement: This ordinance authorizes an appropriation of \$1,200,000 for the Shark River bulkhead construction and related improvements. The appropriation includes a FEMA Pre-Disaster Mitigation Grant in the amount of \$835,529.25.*

Offered by: \_\_\_\_\_ Seconded by: \_\_\_\_\_

Vote: Lane, \_\_\_\_\_; McMillan, \_\_\_\_\_; Rizzo, \_\_\_\_\_; Williams, \_\_\_\_\_; Brantley, \_\_\_\_\_.

**ORDINANCE NO. 17-15** – An ordinance to amend Volume I, Chapter XII, of the Code of the Township of Neptune by adding Section 12-6 entitled “Invasive Plants” - First Reading

*Explanatory Statement: This ordinance requires the control of the spread of invasive plants beyond the boundaries of a resident’s property and prohibits the in-ground plantings on new invasive plants. Examples of invasive plants include but are not limited to bamboo, ragweed, multi flora rose, kudzu-vine and poison ivy or oak.*

Offered by: \_\_\_\_\_ Seconded by: \_\_\_\_\_

Vote: Lane, \_\_\_\_\_; McMillan, \_\_\_\_\_; Rizzo, \_\_\_\_\_; Williams, \_\_\_\_\_; Brantley, \_\_\_\_\_.

The Public Hearings on Ordinances 17-13, 17-14 and 17-15 will be held on Monday, May 22nd.

**CONSENT AGENDA**

Res. # 17-222 – Authorize the release of escrow funds in connection with an Escrow Agreement between the Township of Neptune and Neptune Estates, LLC

Res. # 17-223 – Place lien on 21 Atkins Avenue.

Res. # 17-224 – Authorize an amendment to the 2017 municipal budget to realize monies from the Department of Law & Public Safety Division of Highway Traffic Safety.

Res. # 17-225 – Appoint Financial Advisor.

Res. # 17-226 – Authorize Tax Appeal Counterclaim against Meridian Health Realty Corporation’s exemption.

Res. # 17-227 – Authorize Revocable License Agreement with No Surrender, LLC, Block 5608, Lot 19 (formerly Block 558, Lot 16.13), 16 South Concourse.

Res. # 17-228 – Authorize additional appropriation for engineering services in connection with Lake Alberta basin drainage project.

Res. # 17-229 – Authorize additional appropriation for engineering services in connection with the South Concourse and Shark River Island Flood Mitigation project.

Res. # 17-230 – Correct salary of Foreman in the Building Maintenance Department as stated in Resolution #17-210.

Res. # 17-231 – Authorize Change Order #2 (final) in connection with Gables Sanitary Sewer Replacement Project – Phase IV.

Res. # 17-232 – Authorize purchase and installation of odor control system at the Pennsylvania Avenue Pumping Station.

Res. # 17-233 – Authorize the purchase of extrication equipment through the Houston-Galveston Area Council Purchasing Program.

Res. # 17-234 – Authorize the purchase of litter containers through the National Joint Powers Alliance Purchasing Program.

Res. # 17-235 – Authorize hazardous materials training.

**CONSENT AGENDA** Offered by: \_\_\_\_\_ Seconded by: \_\_\_\_\_  
Vote: Lane, \_\_\_\_\_; McMillan, \_\_\_\_\_; Rizzo, \_\_\_\_\_; Williams, \_\_\_\_\_; Brantley, \_\_\_\_\_.

Res. # 17-236 – Extend offer of employment for the position of Driver in the Department of Public Works.

Offered by: \_\_\_\_\_ Seconded by: \_\_\_\_\_  
Vote: Lane, \_\_\_\_\_; McMillan, \_\_\_\_\_; Rizzo, \_\_\_\_\_; Williams, \_\_\_\_\_; Brantley, \_\_\_\_\_.

Res. # 17-237 – Authorize payment of bills.

Offered by: \_\_\_\_\_ Seconded by: \_\_\_\_\_  
Vote: Lane, \_\_\_\_\_; McMillan, \_\_\_\_\_; Rizzo, \_\_\_\_\_; Williams, \_\_\_\_\_; Brantley, \_\_\_\_\_.

Res. # 17-238 – Employ Special Law Enforcement Officer – Class II in the Police Department on a part-time basis.

Offered by: \_\_\_\_\_ Seconded by: \_\_\_\_\_

Vote: Lane, \_\_\_\_\_; McMillan, \_\_\_\_\_; Rizzo, \_\_\_\_\_; Williams, \_\_\_\_\_; Brantley, \_\_\_\_\_.

**PRIVILEGE OF THE FLOOR/PUBLIC COMMENTS**

Members of the public may address any concern relating to the Township. The public will be permitted one visit to the microphone with a limit of five minutes.

**ADJOURNMENT**

ORDINANCE NO. 17-13

AN ORDINANCE AUTHORIZING DEED OF EASEMENT AND  
RIGHT-OF-WAY AGREEMENT FOR SEWER LINE PURPOSES  
WITH NEW YORK CONCOURSE, LLC AND BREW 35, INC.,  
LOTS 2-14, BLOCK 5605 ON THE TAX MAP OF THE  
TOWNSHIP OF NEPTUNE

WHEREAS, New York Concourse, LLC and Brew 35, Inc., made an application to the Planning Board of the Township of Neptune for an amended Major Site Plan Approval related to the reconstruction of a bar/nightclub, and as a result, needed to provide Neptune Township with a Deed of Easement and Right-of-Way Agreement for sewer line purposes; and

WHEREAS, the Township Attorney of the Township of Neptune prepared the Deed of Easement and Right-of-Way Agreement aforesaid, a true copy of which is attached hereto and made a part hereof as Exhibit "A".

NOW, THEREFORE BE IT ORDAINED AND ENACTED by the Township Committee of the Township of Neptune, County of Monmouth and State of New Jersey, that pursuant to State Statute allowing municipalities to accept, seek and provide property for public use, the Township hereby authorizes and accepts and approves the Deed of Easement and Right-of-Way Agreement between New York Concourse, LLC and Brew 35, Inc., (Grantors) and the Township of Neptune (Grantees) for sewer line purposes, and with all the rights and obligations set forth more fully in the Deed of Easement and Right-of-Way Agreement attached hereto as Exhibit A, running across, under and over a portion of the property situated on Lots 2-14, Block 5605 in the Township of Neptune per the attached Deed of Easement and Right-of-Way Agreement as Exhibit A, which the Township Committee approves and accepts; and,

BE IT FURTHER ORDAINED, that all ordinances or parts of Ordinances which are inconsistent herewith are repealed, but only to the extent of such inconsistency; and,

BE IT FURTHER ORDAINED, that this ordinance shall take effect immediately upon final passage and publication as provided by law.

APPROVED ON FIRST READING:

APPROVED, PASSED, AND ADOPTED:

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Richard J. Cuttrell,  
Municipal Clerk

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Dr. Michael Brantley,  
Mayor



and for doing anything necessary, useful and convenient for the enjoyment of the easement herein granted.

To have and to hold the above granted Easement and Right-of-Way unto the said Grantee, its successors and assigns forever.

The Grantee agrees by the acceptance of this Deed of Easement and Right-of-Way that upon any opening made by the Grantee in connection with any of the purposes of this Easement and Right-of-Way, said opening shall be backfilled and resurfaced and all improvements restored to as nearly as possible the same condition as existed when said opening was made, all such work to be done at the expense of the Grantee. Grantee shall further exercise necessary care to protect all existing underground utilities serving the Grantors' premises. Grantee agrees to perform all work in an expeditious manner.

The Grantee agrees that it will give ten days written notice to Grantors, except in the case of emergency, before it makes any opening in the easement area.

And the said Grantors do covenant with the said Grantee as follows:

1. That the said Grantors are seized of the real property subjected to said easement and right-of-way and has good title to convey the same.
2. That the said Grantee shall have the exclusive right to enjoy the said easement and right-of-way without disturbances and interference.
3. Grantors shall at all times have the right to use the easement for any lawful purpose, provided, however, that the said use shall not interfere in any way with any of the purposes of this Easement and Right-of-Way.



IN WITNESS WHEREOF, the Grantors have set their hands the day and year first

written above.

**NEW YORK CONCOURSE, LLC**

BY: Thomas Sucta  
Print name: Thomas Sucta, Managing Member  
Print title:

WITNESS:

[Signature]  
Print name:

**35 BREW, INC.**

BY: Thomas Sucta  
Print name: Thomas Sucta, President  
Print title:

WITNESS:

[Signature]  
Print name:  
Print title:

STATE OF NEW JERSEY:

SS:

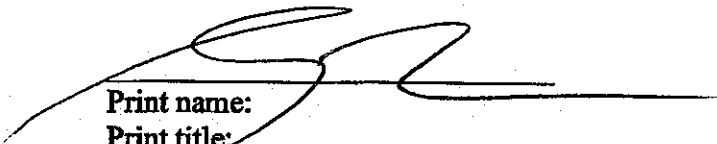
COUNTY OF MONMOUTH:

I CERTIFY that on April 20, 2017,

Thomas Sucta  
Print name personally came before me and this person acknowledged under oath, to my satisfaction, that:

- (a) this person is named in and personally signed the attached document; and
- (b) this person acknowledges that he/she is the Managing Member  
Print title of the New York Concourse, LLC;
- (c) this person signed, sealed and delivered this document as his or her act and deed duly authorized by a proper resolution of New York Concourse, LLC.
- (d) this person knows the proper seal of New York Concourse, LLC, which was affixed to this document.

Signed and sworn to before me  
on April 20, 2017

  
Print name:  
Print title:

GREGORY W. VELLA, ESQUIRE  
ATTORNEY AT LAW  
STATE OF NEW JERSEY

**STATE OF NEW JERSEY:**  
**SS:**  
**COUNTY OF MONMOUTH:**

I CERTIFY that on April 20, 2017,

Thomas Suetra personally came before me and this  
Print name

person acknowledged under oath, to my satisfaction, that:

- (a) this person is named in and personally signed the attached document; and
- (b) this person acknowledges that he/she is the President of  
Print title  
Brew 35, Inc.;
- (c) this person signed, sealed and delivered this document as his or her act and deed duly authorized by a proper resolution of Brew 35, Inc.
- (e) this person knows the proper seal of Brew 35, Inc., which was affixed to this document.

Signed and sworn to before me  
on April 20, 2017



Print name:

Print title:

GREGORY W. VELLA, ESQUIRE  
ATTORNEY AT LAW  
STATE OF NEW JERSEY

**RECORD AND RETURN TO:**  
**Law Offices of Gene J. Anthony, Esq.**  
**48 South Street**  
**Eatontown, NJ 07724**



ORDINANCE NO. 17-14

BOND ORDINANCE PROVIDING FOR SHARK RIVER BULKHEAD IMPROVEMENTS, BY AND IN THE TOWNSHIP OF NEPTUNE, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY; APPROPRIATING \$1,200,000 THEREFOR (INCLUSIVE OF A \$835,529.25 FEMA GRANT) AND AUTHORIZING THE ISSUANCE OF \$346,245.75 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF

BE IT ORDAINED AND ENACTED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF NEPTUNE, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

SECTION 1. The improvements or purposes described in Section 3 of this bond ordinance are hereby authorized as general improvements or purposes to be undertaken by the Township of Neptune, in the County of Monmouth, State of New Jersey (the "Township"). For the said improvements or purposes stated in Section 3 hereof, there is hereby appropriated the sum of \$1,200,000, said sum being inclusive of a \$835,529.25 FEMA Pre-Disaster Mitigation Grant (the "FEMA Grant") and a \$18,255 cash down payment for said improvements required by the Local Bond Law, N.J.S.A. 40A:2-1 et seq. (the "Local Bond Law"). Such cash down payment in the amount of \$18,225, shall consist of an appropriation of \$18,225 in cash currently on deposit in, and available therefor from, the general capital improvement fund by virtue of a provision or provisions in a previously adopted budget or budgets of the Township for down payment or for capital improvement purposes.

SECTION 2. For the financing of said improvements or purposes described in Section 3 hereof and to meet the part of said \$1,200,000 appropriation not provided for by application hereunder of the cash down payment, negotiable bonds of the Township are hereby authorized to be issued in the principal amount of \$346,245.75 pursuant to the Local Bond Law. In anticipation of the issuance of said bonds and to temporarily finance said improvements or purposes, negotiable notes of the Township in a principal amount not exceeding \$346,245.75 are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

SECTION 3. (a) The improvements hereby authorized and purposes for the financing of which said bonds or notes are to be issued are the construction of bulkhead around the Shark River and pedestrian access ways over the bulkhead, including, but not be limited to, all other related improvements, design work, preparation of plans and specifications, permits, bid documents, contract administration, work, materials, equipment, labor and appurtenances as necessary therefor or incidental thereto, all as set forth in the project documents on file in the Office of the Township Clerk.

(b) The estimated maximum amount of bonds or notes to be issued for said improvements or purposes is \$346,245.75.

(c) The estimated cost of said improvements or purposes is \$1,200,000, the excess thereof over the said estimated maximum amount of bonds or notes to be issued therefor is the cash down payment in the amount of \$18,225 available for such improvements or purposes.

SECTION 4. In the event the United States of America, the State of New Jersey, and/or the County of Monmouth make a contribution or grant in aid to the Township, other than the FEMA Grant, for the improvement and purpose authorized hereby and the same shall be received by the Township prior to the issuance of the bonds or notes authorized in Section 2 hereof, then the amount of such bonds or notes to be issued shall be reduced by the amount so received from the United States of America, the State of New Jersey and/or the County of Monmouth. In the event, however, that any amount so contributed or granted by the United States of America, the State of New Jersey and/or the County of Monmouth, other than the FEMA Grant, shall be received by the Township after the issuance of the bonds or notes authorized in Section 2 hereof, then such funds shall be applied to the payment of the bonds or notes so issued and shall be used for no other purpose. This Section 4 shall not apply, however, with respect to any contribution or grant in aid received by the Township as a result of using funds from this bond ordinance as "matching local funds" to receive such contribution or grant in aid.

SECTION 5. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the Chief Financial Officer of the Township, provided that no note shall mature later than one (1) year from its date or otherwise authorized by the Local Bond Law. The notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer shall determine all matters in connection with the notes issued pursuant to this bond ordinance, and the signature of the Chief Financial Officer upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time in accordance with the provisions of the Local Bond Law. The Chief Financial Officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchaser thereof upon receipt of payment of the purchase price and accrued interest thereon from their dates to the date of delivery thereof. The Chief Financial Officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the principal amount, the description, the interest rate, and the maturity schedule of the notes so sold, the price obtained and the name of the purchaser.

SECTION 6. The Capital Budget of the Township is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. In the event of any such inconsistency, a resolution in the form promulgated by the Local Finance Board showing full detail of the amended Capital Budget and capital programs as approved by the Director of the Division of Local Government Services, New Jersey Department of Community Affairs will be on file in the office of the Clerk and will be available for public inspection.

SECTION 7. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvements or purposes described in Section 3 of this bond ordinance are not current expenses and are improvements or purposes which the Township may lawfully undertake as general improvements or purposes, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The average period of usefulness of said improvements or purposes within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the said bonds authorized by this bond ordinance, is fifteen (15) years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly made and filed in the Office of the Clerk of the Township and a complete executed duplicate thereof has been filed in the Office of the Director of the Division of Local Government Services, New Jersey Department of Community Affairs, and such statement shows that the gross debt of the Township as defined in the Local Bond Law is increased by the authorization of the bonds or notes provided for in this bond ordinance by \$346,245.75 and the said bonds or notes authorized by this bond ordinance will be within all debt limitations prescribed by said Local Bond Law.

(d) An aggregate amount not exceeding \$200,000 for items of expense listed in and permitted under section 20 of the Local Bond Law is included in the estimated cost indicated herein for the purpose or improvement hereinbefore described.

SECTION 8. The full faith and credit of the Township are hereby pledged to the punctual payment of the principal of and the interest on the bonds or notes authorized by this bond ordinance. The bonds or notes shall be direct, unlimited obligations of the Township, and the Township shall be obligated to levy *ad valorem* taxes upon all the taxable real property within the Township for the payment of the bonds or notes and the interest thereon without limitation as to rate or amount.

SECTION 9. The Township reasonably expects to reimburse any expenditures toward the costs of the improvements or purposes described in Section 3 hereof and paid prior to the issuance of any bonds or notes authorized by this bond ordinance with the proceeds of such bonds or notes. This Section 9 is intended to be and hereby is a declaration of the Township's official intent to reimburse any expenditures toward the costs of the improvements or purposes described in Section 3 hereof to be incurred and paid prior to the issuance of bonds or notes authorized herein in accordance with Treasury Regulations §1.150-2. No reimbursement allocation will employ an "abusive arbitrage device" under Treasury Regulations §1.148-10 to avoid the arbitrage restrictions or to avoid the restrictions under Sections 142 through 147, inclusive, of the Internal Revenue Code of 1986, as amended (the "Code"). The proceeds of any bonds or notes authorized herein used to reimburse the Township for costs of the improvements or purposes described in Section 3 hereof, or funds corresponding to such amounts, will not be used in a manner that results in the creation of "replacement proceeds", including "sinking funds", "pledged funds" or funds subject to a "negative pledge" (as such terms are defined in Treasury Regulations §1.148-1), of any bonds or notes authorized herein or another issue of debt obligations of the Township other than amounts deposited into a "bona fide debt service fund" (as defined in Treasury Regulations §1.148-1). The bonds or notes authorized herein to reimburse the Township for any expenditures toward the costs of the improvements or purposes described in Section 3 hereof will be issued in an amount not to exceed \$346,245.75. The costs to be reimbursed with the proceeds of the bonds or notes authorized herein will be "capital expenditures" in accordance with the meaning of section 150 of the Code. All reimbursement allocations will occur not later than eighteen (18) months after the later of (i) the date the expenditure from a source other than any bonds or notes authorized herein is paid, or (ii) the date the improvements or purposes described in Section 3 hereof is "placed in service" (within the meaning of Treasury Regulations §1.150-2) or abandoned, but in no event more than three (3) years after the expenditure is paid.

SECTION 10. The Township covenants to maintain the exclusion from gross income under section 103(a) of the Code of the interest on all bonds and notes issued under this bond ordinance.

SECTION 11. This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption and approval by the Mayor, as provided by the Local Bond Law.

APPROVED ON FIRST READING:

APPROVED, PASSED, AND ADOPTED:

\_\_\_\_\_  
Richard J. Cuttrell,  
Municipal Clerk

\_\_\_\_\_  
Dr. Michael Brantley,  
Mayor



ORDINANCE NO. 17-15

AN ORDINANCE TO AMEND VOLUME I, CHAPTER XII, OF THE  
CODE OF THE TOWNSHIP OF NEPTUNE BY ADDING  
SECTION 12-6 ENTITLED "INVASIVE PLANTS"

BE IT ORDAINED by the Township Committee of the Township of Neptune of the County of Monmouth of the State of New Jersey that Neptune Township's Code of Ordinances, Chapter XII shall be amended as follows:

SECTION 1. Chapter XII, Section 12-6, "Invasive Plants" shall be added as follows:

**12-6 Invasive Plants**

**12-6.1 Purpose.**

The purpose of this chapter is to protect and promote the public health through the control of the growth of invasive plant species.

**12-6.2 Definitions.**

As used in this chapter, the term "Invasive Plants" shall be defined as follows:

All native and non-native vines and vegetation that grow out of place and are competitive, persistent, and pernicious. These plants may damage trees, vegetation, or structures. Examples include but are not limited to bamboo (spreading or running type), ragweed, multi flora rose, kudzu-vine and poison ivy or oak.

**12-6.3 Control of Growth.**

All persons must control the growth of invasive plants. Failure to control the spread of such vegetation beyond the boundaries of a resident's property is a violation of this chapter.

**12-6.4 Inspections.**

All places and premises in the Township of Neptune shall be subject to inspection by the enforcing officer. Such inspections shall be performed by such person, persons, or agency duly authorized and appointed by the Township of Neptune. Such inspection shall be made if that official has reason to believe that any section of this chapter is being violated.

**12-6.5 Removal or Abatement.**

- A. Whenever an invasive plant, as defined by this chapter, is found on any plot of land, lot or any other premises or place, and is found to lack appropriate physical barriers to prevent the spread or growth of the species, or is found to have spread beyond the boundaries of a property, a violation notice shall be given to the owner, in writing to remove or abate the same within such time as shall be specified in such notice. If the property owner fails to abate the violation, a municipal summons/complaint may be issued charging the owner with violating the provisions of this chapter.

- B. The cost of abatement shall be borne by the property owner.
- C. If an owner fails to comply with such notice within the time specified therein, the enforcing official may, in addition to issuing a summons/complaint as set forth above, remove or otherwise control the invasive plant species and the Township may thereafter recover the costs of such removal from the property owner by placing a lien against the property to recover the cost of the invasive plant removal.

**12-6.6 Violations and Penalties.**

Any person, partnership, limited-liability company, corporation or other entity who shall violate the provisions of this chapter shall, upon conviction, be punishable by a fine of not less than \$100 for the first offense and not more than \$2,000 for subsequent offenses, or community service as determined by the Municipal Court. The continuation of such violation for each successive day shall constitute a separate offense, and the person or persons allowing or permitting the continuation of such violation may be punished as provided above for each separate offense.

**12-6.7 Plantings of Invasive Plants Prohibited.**

All new in-ground plantings of invasive plants are strictly prohibited. All existing plantings must be contained by appropriate physical barriers to prevent growth or spread of existing invasive species beyond the boundaries of a resident's property.

SECTION 2.

If any section or provision of this Ordinance shall be held invalid in any Court of competent jurisdiction, the same shall not affect the other sections or provisions of this Ordinance, except so far as section or provision so declared invalid shall be inseparable from the remainder or any portion thereof.

SECTION 3.

This Ordinance shall take effect after second reading and publication as required by law.

APPROVED ON FIRST READING:

APPROVED, PASSED, AND ADOPTED:

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Richard J. Cuttrell,  
Municipal Clerk

---

Dr. Michael Brantley,  
Mayor

RESOLUTION #17-221 – 5/8/17

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

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 – Memorial Day parade

Litigation – Labor Attorney matters

Potential Litigation – Monmouth County Prosecutor's investigation on Ocean Grove fire

Personnel – Recommendation for Driver

Contract negotiations – NJDOT/Shark River

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.

RESOLUTION #17-222 – 5/8/17

AUTHORIZE THE RELEASE OF ESCROW FUNDS IN CONNECTION WITH  
AN ESCROW AGREEMENT BETWEEN THE TOWNSHIP OF NEPTUNE  
AND NEPTUNE ESTATES, LLC

WHEREAS, on January 14, 2013, the Township Committee adopted Resolution #13-76 which authorized the execution of an Escrow Agreement with Neptune Estates, LLC, the owner of property located at Block 7018, Lot 9 on the Subdivision Plot of the Township of Neptune, New Jersey, with a Storm Water Management Basin located on Block 7018, Lot 9.12, and Final Site Plan Approval by the Township of Neptune Planning Board for the development of the aforesaid property for residential occupancy; and

WHEREAS, the Escrow Agreement is in connection with the resolution of a storm water issue, which may be affected by the operation of the detention basin on Lot 9.12; and,

WHEREAS, the Escrow Agreement required the posting of escrow in the amount of \$10,000.00 until such time as the basin was determined to be functioning satisfactorily; and

WHEREAS, the functionality of the detention basin was monitored for a six month period which concluded on January 23, 2017; and,

WHEREAS, the monitoring period revealed that the basin met the required performance during precipitation events,

NOW, THEREFORE BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby authorizes the release of escrow funds in the amount of \$10,000.00, which was posted as a requirement of the Escrow Agreement between Neptune Township and Neptune Estates, LLC, dated January 14, 2013; and,

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

RESOLUTION #17-223 - 5/8/17

PLACE LIEN ON 21 ATKINS AVENUE

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>
503/21	21 Atkins Avenue	500.00

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

RESOLUTION #17-224 - 5/8/17

AUTHORIZE AN AMENDMENT TO THE 2017 MUNICIPAL BUDGET TO REALIZE  
MONIES FROM THE DEPARTMENT OF LAW AND PUBLIC SAFETY  
DIVISION OF HIGHWAY TRAFFIC SAFETY

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

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

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget for the year 2017 in the sum of \$5,500.00 which is now available from the NJ Department of Law & Public Safety – Division of Highway Traffic Safety in the amount of \$5,500.00; and,

BE IT FURTHER RESOLVED that the like sum of \$5,500.00 is hereby appropriated under the caption of Click It or Ticket 2017 Seat Belt Mobilization; and,

BE IT FURTHER RESOLVED, that the above is the result of funds from the New Jersey Department of Law & Public Safety – Division of Highway Traffic Safety 2017 Click It or Ticket Seat Belt Mobilization grant in the amount of \$5,500.00; and,

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

Vote:

Lane:

McMillan:

Rizzo:

Williams:

Brantley:

RESOLUTION #17-225 - 5/8/17

APPOINT FINANCIAL ADVISOR

WHEREAS, the Township of Neptune desires to appoint a Financial Advisor to provide management advise on fiscal matters and to assist in the issuance of municipal debt through the fair and open bidding process pursuant to the provisions of N.J.S.A. 19:44A-1, et seq.; and,

WHEREAS, the Township accepted Requests for Proposals for said position on May 2, 2017 and desires to make an appointment from the proposals received; and,

WHEREAS, funds will be provided in the appropriate ordinances for which municipal debt will be issued 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 the execution of a contract to engage the services of NW Financial Group, LLC as Financial Advisor for the year 2017 at the terms as indicated in the response to the Request for Proposals on file in the Office of the Municipal Clerk; and,

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

RESOLUTION #17-226 – 5/8/17

AUTHORIZE TAX APPEAL COUNTERCLAIM AGAINST  
MERIDIAN HEALTH REALTY CORPORATION'S EXEMPTION

WHEREAS, the case of AHS Hospital Corp, d/b/a Morristown Memorial Hospital v. Town of Morristown, held many not-for-profit hospitals are operating for profit and are losing their exemption status; and

WHEREAS, Meridian Health Realty Corp., with property located at 1944 Corlies Avenue, Neptune Township, New Jersey, a/k/a Block 1204, Lot 1 has filed a tax appeal seeking tax exemption status, and it is the belief of the Township of Neptune that the aforesaid property may be a not-for-profit corporation acting for-profit, and should be subject to taxation,

WHEREAS, funds will be provided in the 2017 Municipal Budget in the appropriation entitled Legal O.E. and the Chief Financial Officer has so certified in writing,

NOW, 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 the Municipal Attorney, Gene J. Anthony, Esq., 48 South Street, Eatontown, New Jersey to file an Answer and Counterclaim to the Tax Court of New Jersey, opposing Plaintiff's position of not-for-profit exemption status, and seeking the decision of the Court concerning said exemption in favor of Neptune Township.

BE IT FURTHER RESOLVED, that the Township Committee authorizes legal fees not to exceed Five Thousand Dollars (\$5,000.00) without additional approval for the purposes of this litigation; and,

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



RESOLUTION #17-227 – 5/8/17

AUTHORIZE REVOCABLE LICENSE AGREEMENT WITH NO SURRENDER, LLC,  
BLOCK 5608, LOT 19 (FORMERLY BLOCK 558, LOT 16.13), 16 SOUTH CONCOURSE

WHEREAS, No Surrender, LLC, (a/k/a Gallagher) with property located at 16 South Concourse, Neptune Township, New Jersey, and more specifically identified as Block 5608, Lot 19 (formerly Block 558, Lot 16.13) on the tax map of the Township of Neptune has requested a Revocable License Agreement be entered into between Neptune Township, and No Surrender, LLC concerning certain encroachments upon a municipal right-of way at Block 5608, Lot 19; and

WHEREAS, No Surrender, LLC, is seeking a license to provide and to maintain a block-type wall and building, along with fencing and outdoor furniture presently encroaching on the municipal right-of-way, which the property owner intends to continue use of, subject to removal should the controlling authority have reasonable cause to believe that such encroachments need to be removed from the aforesaid municipal right-of-way, and subject to a Revocable License Agreement; and

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby authorizes a Revocable License Agreement with No Surrender, LLC, with property located at 16 South Concourse, Neptune Township, New Jersey, and more specifically identified as Block 5607, Lot 19, Neptune Township, New Jersey, a true copy of such proposed Agreement on file in the Office of the Municipal Clerk, subject to the conditions of the Agreement and prior review of the Township Engineer and approval of this Agreement as a major encroachment, with an annual payment to the Township of Neptune of \$300.00 per year, due upon execution and thereafter every January 1st of each year, along with yearly proof of insurance, plus costs of recording of said Revocable License Agreement in the Clerk's Office of Monmouth County, paid to the Law Office of Gene J. Anthony, Esq., and subject to all other requirements in the aforesaid Revocable License Agreement.

BE IT FURTHER RESOLVED, that the Mayor and Clerk are hereby authorized to execute the Revocable License Agreement, and return to the Township Attorney for recording.

RESOLUTION #17-228 – 5/8/17

AUTHORIZE ADDITIONAL APPROPRIATION FOR ENGINEERING SERVICES IN CONNECTION WITH LAKE ALBERTA BASIN DRAINAGE PROJECT

WHEREAS, on October 8, 2015, the Township Committee adopted Resolution #15-410 which authorized Leon S. Avakian, Inc. to perform various engineering services in connection with the Lake Alberta Basin Drainage Project for an amount not to exceed \$97,500.00 for this project; and,

WHEREAS, as a result of discussions in progress meetings design modifications were authorized which resulted in additions to the original scope of work; and,

WHEREAS, these design modifications include relocation of weir gates to the roadway structure, landscaping in the prior gazebo area, and NJDEP Flood Hazard Area permit review issues; and,

WHEREAS, the Township Engineer recommends an additional authorization of \$9,750.00 in engineering fees to Leon S. Avakian, Inc. to cover this additional work; and,

WHEREAS, funds will be provided in Ordinance No. 15-07 and the Chief Financial Officer has so certified in writing,

THEREFORE BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby amends Resolution #15-410 to increase the appropriation authorization by \$9,750.00 for a total authorized appropriation of \$107,250.00 for engineering services in connection with the Lake Alberta Basin Drainage Project ; and,

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

RESOLUTION #17-229 – 5/8/17

AUTHORIZE ADDITIONAL APPROPRIATION FOR ENGINEERING SERVICES  
IN CONNECTION WITH THE SOUTH CONCOURSE AND  
SHARK RIVER ISLAND FLOOD MITIGATION PROJECT

WHEREAS, on September 8, 2014, the Township Committee adopted Resolution #14-447 which authorized T&M Associates to perform various engineering services in connection with the South Concourse and Shark River Island Flood Mitigation Project; and,

WHEREAS, as a result of permitting issues and initial bids coming in over budget, design modifications were authorized which resulted in additions to the original scope of work; and,

WHEREAS, these design modifications include relocation of bulkhead due to NJDEP comments, additional plans and profiles for tide value installation and multiple rebids of the project; and,

WHEREAS, the Township Engineer recommends an additional authorization of \$10,500.00 in engineering fees to T&M Associates to cover this additional work; and,

WHEREAS, funds for this purpose will be provided in Ordinance No. 16-27, as amended by Ordinance No. 14-30, and the Chief Financial Officer has so certified in writing,

THEREFORE BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby amends Resolution #14-447 to increase the appropriation authorization by \$10,500.00 for a total authorized appropriation of \$142,600.00 for engineering services in connection with the South Concourse and Shark River Island Flood Mitigation Project; and,

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

RESOLUTION #17-230 - 5/8/17

CORRECT SALARY OF FOREMAN IN THE BUILDING MAINTENANCE DEPARTMENT  
AS STATED IN RESOLUTION #17-210

WHEREAS, on April 24, 2017, the Township Committee adopted Resolution #17-210 which reclassified Bruce Latshaw to the position of Foreman in the Building Maintenance Department effective May 1, 2017; and,

WHEREAS, the annual salary as stated in said resolution is incorrect; and,

WHEREAS, funds will be provided in the 2017 Municipal Budget in the appropriation entitled Building Maintenance 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 Resolution #17-210 be and is hereby corrected to reflect an annual salary of \$77,748.71 for Bruce Latshaw, Foreman in the Building Maintenance Department effective May 1, 2017; and,

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Public Works Director, Chief Financial Officer, Assistant C.F.O., Human Resources Director, and AFSCME Local #2792.

RESOLUTION #17-231 - 5/8/17

AUTHORIZE CHANGE ORDER #2 (FINAL) IN CONNECTION WITH  
GABLES SANITARY SEWER REPLACEMENT PROJECT – PHASE IV

WHEREAS, on September 12, 2016, a contract was awarded to P&A Construction in the amount of \$929,487.80 in connection with the Gables Sanitary Sewer Replacement Project – Phase IV; and,

WHEREAS, on February 13, 2017, the Township Committee adopted Resolution #17-111 which authorized Change Order #1 for an increase of \$37,260.16 in the contract amount resulting in a total contract amount of \$966,747.96; and,

WHEREAS, the Township Engineer has recommended Change Order #2 for final as-built quantities to close out the project,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the Mayor and Clerk be and are hereby authorized to execute Change Order #2 in the contract with P&A Construction in connection with the Gables Sanitary Sewer Replacement Project – Phase IV resulting in a net decrease of \$16,001.31 revising the contract to a final total amount of \$950,746.65; and,

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

RESOLUTION #17-232 - 5/8/17

AUTHORIZE PURCHASE AND INSTALLATION OF ODOR CONTROL SYSTEM  
AT THE PENNSYLVANIA AVENUE PUMPING STATION

WHEREAS, the Purchasing Agent solicited quotes for the purchase and installation of an odor control system at the Pennsylvania Avenue Pumping Station (corner of Fletcher Lake Drive and Pennsylvania Avenue); and,

WHEREAS, the cost of said item is less than the bid threshold but exceeds \$17,500.00 and therefore must be awarded by Resolution of the governing body; and,

WHEREAS, said quotes were reviewed by the Sewer Utility Supervisor and the Purchasing Agent who have recommended that the low quote be accepted in accordance with the Open Public Contracts Law; and,

WHEREAS, funds for this purpose will be provided in Ordinance No. 12-14, 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 and installation of an odor control system at the Pennsylvania Avenue Pumping Station be and is hereby authorized through Pumping Services, Inc. pursuant to their quote of \$22,531.00; and,

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

RESOLUTION #17-233 - 5/8/17

AUTHORIZE THE PURCHASE OF EXTRICATION EQUIPMENT THROUGH THE  
HOUSTON-GALVESTON AREA COUNCIL PURCHASING PROGRAM

WHEREAS, the Township desires to purchase Genesis 17C cutter/spreader extrication equipment for emergency services vehicles utilizing pricing through the Houston-Galveston Area Council 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 Houston-Galveston Area Council has a nationally recognized cooperative agreement and has awarded Contract No. EE08-15 to Equipment Management Company for this equipment; 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 unit cost of this equipment is \$5,461.00 and up to five units are authorized for purchase at an amount not exceed \$27,305.00; 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, by the Township of Neptune Committee of the Township of Neptune that the purchase of five (5) Genesis 17C Cutter/Spreader extrication equipment for the Township's emergency services be and is hereby authorized through the Houston-Galveston Area Council Purchasing Program at an amount not to exceed \$27,305.00; 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 EMS Director.

RESOLUTION #17-234 - 5/8/17

AUTHORIZE THE PURCHASE OF LITTER CONTAINERS THROUGH THE  
NATIONAL JOINT POWERS ALLIANCE PURCHASING PROGRAM

WHEREAS, the Department of Public Works wishes to authorize the purchase of public litter containers 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. 060612-WQI for Toter 860-A litter containers; 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 \$45,000.00; and,

WHEREAS, funds for this purpose are available in the 2017 municipal budget through Clean Communities grant funding 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 one hundred (100) Toter 860-A litter containers be and is hereby authorized through National Joint Powers Alliance Purchasing Program Contract No. 060612-WQI at an amount not to exceed \$45,000.00; 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 Auditor.



RESOLUTION #17-235 - 5/8/17

AUTHORIZE HAZARDOUS MATERIAL TRAINING

WHEREAS, the Purchasing Agent requested and received proposals from qualified vendors to provide hazardous material training for Township emergency responders; and,

WHEREAS, the cost of said item is less than the bid threshold but exceeds \$17,500.00 and therefore must be awarded by Resolution of the governing body; and,

WHEREAS, said proposals were reviewed by the Purchasing Agent who has recommended that the low quote be accepted in accordance with the Open Public Contracts Law; and,

WHEREAS, funds for this purpose will be provided in the 2017 Municipal Budget through a 2017 HMEP Training Grant and the Chief Financial Officer has so certified in writing,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that Federal Resources Supply be and is hereby authorized to provide four hazardous material training sessions at \$6,850.00 per session (total of \$27,400.00) to Township emergency responders; and,

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

RESOLUTION #17-236 - 5/8/17

EXTEND OFFER OF EMPLOYMENT FOR THE POSITION OF DRIVER  
IN THE DEPARTMENT OF PUBLIC WORKS

WHEREAS, there is a vacancy in the position of Driver in the Public Works Department; and,

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

WHEREAS, the Human Resources Director and Business Administrator have made their recommendation; and,

WHEREAS, funds will be provided for the 2017 municipal budget in the appropriation entitled Solid Waste Collection 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 an offer of employment be and is hereby extended to Kevin King for the position of Driver in the Department of Public Works, on a probationary basis for a period of not less than 90 days and not exceeding one year, contingent upon favorable results of the required pre-employment testing, effective May 15, 2017, at an annual salary of \$31,200.00; and,

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Public Works Director, Chief Financial Officer, Assistant C.F.O., AFSCME Local #2792, and Human Resources Director.

RESOLUTION #17-237 – 5/8/17

AUTHORIZE THE PAYMENT OF BILLS

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

CURRENT FUND	\$845,131.38
GRANT FUND	19,441.41
TRUST FUND	51,210.59
GENERAL CAPITAL FUND	252,000.43
SEWER OPERATING FUND	19,721.17
SEWER CAPITAL FUND	130,625.75
MARINA OPERATING FUND	5,965.31
DOG TRUST	696.00
LIBRARY TRUST	4,811.90
BILL LIST TOTAL	\$1,329,603.94

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

RESOLUTION #17- 238 - 5/8/17

EMPLOY SPECIAL LAW ENFORCEMENT OFFICER- CLASS II  
IN THE POLICE DEPARTMENT ON A PART-TIME BASIS

WHEREAS, there is a need for a 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 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 Morgan Holland be and is hereby employed as a part-time Special Law Enforcement Officer - Class II, and to perform such other duties as prescribed by the Chief of Police, contingent upon successful completion of a background investigation and medical evaluation, and effective upon successful completion of the Special Law Enforcement Officer – Class II training at the Monmouth County Police Academy 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.