

TOWNSHIP COMMITTEE WORKSHOP MEETING – OCTOBER 5, 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:

ROLL CALL

PRESENT/ABSENT

Robert Lane, Jr.	_____
Kevin B. McMillan	_____
Carol Rizzo	_____
Nicholas Williams	_____
Dr. Michael Brantley	_____

Also present: Vito D. Gadaleta, Business Administrator; Gene Anthony, Township Attorney; and Richard J. Cuttrell, 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. Project update – Replacement of county bridge between Neptune City and Shark River Hills.
2. Review Committee calendars/update on outstanding issues and capital items.
- Various on-going capital improvement projects.

Res. # 17-393 – 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 – OCTOBER 5, 2017 – 7:00 P.M.

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

ROLL CALL

PRESENT/ABSENT

Robert Lane, Jr.	_____
Kevin B. McMillan	_____
Carol Rizzo	_____
Nicholas Williams	_____
Dr. Michael Brantley	_____

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

Silent Prayer and Flag Salute

The 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.

APPROVAL OF MINUTES

Motion offered by _____, seconded by, _____, to approve the minutes of the meeting held on September 25th.

REPORT OF THE CLERK

The Clerk states that the following communication is on file in the Clerk's office:

Notices of public hearings on amendments to the Land Development Ordinance of the Township of Wall.

PROCLAMATION – The Mayor will proclaim October 10th as “Put the Brakes on Fatalities Day” in the Township of Neptune.

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. 17-40 - An ordinance to amend Volume I, Chapter VII of the Code of the Township of Neptune by adding Section 7-7.16 entitled "Abandoned Vehicles" – Final Reading

Explanatory Statement: This ordinance establishes the definition of "abandoned vehicle" and prohibits the parking of an abandoned vehicle on public streets or public property.

Public Hearing:

Offered by: _____ Seconded by: _____

Vote: Lane, _____; McMillan, _____; Rizzo, _____; Williams, _____; Brantley, _____.

ORDINANCE NO. 17-41 - An ordinance to amend Volume I, Chapter VII of the Code of the Township of Neptune by adding a resident only handicapped parking zone on Abbott Avenue – First Reading

Explanatory Statement: This ordinance authorizes resident only handicapped parking zones in front of 85 Abbott Avenue.

Offered by: _____ Seconded by: _____

Vote: Lane, _____; McMillan, _____; Rizzo, _____; Williams, _____; Brantley, _____.

The Public Hearing on Ordinance 17-41 will be held on Monday, October 23rd.

CONSENT AGENDA

Res. # 17-394 – Accept the resignation of Kathleen Muscillo as a Customer Service Representative.

Res. # 17-395 – Accept the resignation of Roberto Sanchez, Jr. as a Special Law Enforcement Officer – Class I.

Res. # 17-396 – Place lien on various properties.

Res. # 17-397 – Authorize Change Order #1 (final) in connection with Sunshine Field Track Improvements.

Res. # 17-398 – Declare the Sunshine Field Track Improvements project as complete.

Res. # 17-399 – Authorize a public auction of surplus vehicles and equipment.

Res. # 17-400 – Extend offer of employment for seasonal/on-call Drivers in the Department of Public Works for snow plowing.

Res. # 17-401 – Urge the State Legislature to extend the 2% cap on police and fire arbitration contract awards.

Res. # 17-402 – Reappoint Special Law Enforcement Officers in the Police Department on a part-time basis.

Res. # 17-403 – Appoint Consultant for Town Center Distributed Energy Resource Microgrid Feasibility Study Program.

CONSENT AGENDA Offered by: _____ Seconded by: _____

Vote: Lane, _____; McMillan, _____; Rizzo, _____; Williams, _____; Brantley, _____.

Res. # 17-404 – Award bid for refuse truck.

Offered by: _____ Seconded by: _____

Vote: Lane, ____; McMillan, ____; Rizzo, ____; Williams, ____; Brantley, ____.

Res. # 17-405 – 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. # 17-406 – Authorize Settlement Agreement in the matter of Shaun Hubbard v. Township of Neptune.

Offered by: _____ Seconded by: _____

Vote: Lane, ____; McMillan, ____; Rizzo, ____; Williams, ____; Brantley, ____.

Res. # 17-407 – Authorize payment of bills.

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. 17-41

AN ORDINANCE TO AMEND VOLUME I, CHAPTER VII OF THE CODE OF THE TOWNSHIP OF NEPTUNE BY ADDING A RESIDENT ONLY HANDICAPPED PARKING ZONE ON ABBOTT AVENUE

BE IT ORDAINED, by the Township Committee of the Township of Neptune that the Code of the Township of Neptune is hereby amended as follows:

SECTION 1

Volume I, Chapter VII, Section 7-21.7 – Resident Handicapped On-Street Parking, is hereby amended by adding the following:

<u>Name of Street</u>	<u>No. of Spaces</u>	<u>Location</u>
Abbott Avenue	1	North side of Abbott Avenue beginning 87 feet east of the northeast intersection of Abbott Avenue and Pennsylvania Avenue

SECTION 2

Volume I, Chapter VII, Section 7-21.1 – Handicapped Parking on Street, is hereby amended by deleting the location described in Section 1.

SECTION 3

This ordinance shall take effect upon publication in accordance with law.

APPROVED ON FIRST READING:

APPROVED, PASSED, AND ADOPTED:

Richard J. Cuttrell,
Municipal Clerk

Dr. Michael Brantley,
Mayor

RESOLUTION #17-393 – 10/5/17

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:

Contract negotiations – Proposals received in connection with Microgrid project

Personnel – Employee personnel matter

Personnel – Recommendation for hiring of Driver

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 #17-394 - 10/5/17

ACCEPT THE RESIGNATION OF KATHLEEN MUSCILLO AS A
CUSTOMER SERVICE REPRESENTATIVE

WHEREAS, the Business Administrator has received a letter from Kathleen Muscillo resigning as a Customer Service Representative in the Code/Construction Office effective September 26, 2017,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the resignation of Kathleen Muscillo as a Customer Service Representative in the Code/Construction Office is hereby accepted effective October 10, 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., Human Resources Director, and AFSCME Local #1844.

RESOLUTION #17-395 - 10/5/17

ACCEPT THE RESIGNATION OF ROBERTO SANCHEZ, JR. AS A
SPECIAL LAW ENFORCEMENT OFFICER – CLASS I

WHEREAS, the Chief of Police has received a letter from Roberto Sanchez, Jr. resigning as a Special Law Enforcement Officer – Class I effective September 25, 2017,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the resignation of Roberto Sanchez, Jr. as a Special Law Enforcement Officer – Class I is hereby accepted effective September 25, 2017; and,

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

RESOLUTION #17-396 - 10/5/17

PLACE LIEN ON VARIOUS PROPERTIES

WHEREAS, Ordinance #843 of the Township of Neptune states that where a violation or condition exists on any property in the Township of Neptune that is of such a nature as to constitute an immediate threat to life, health, safety and the well being of residents in this township unless abated without delay, the Code Enforcement Supervisor may abate the violation or condition immediately or order the owner, operator or occupant to correct the violation or condition within a three-day period; and

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

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

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

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

<u>BLOCK/LOT</u>	<u>ADDRESS</u>	<u>AMOUNT</u>
714/25	1706 Summerfield Avenue	186.19
605/15	213 Myrtle Avenue	719.00
611/9	235 Fisher Avenue	150.00
504/16	45 Ridge Avenue	295.00
503/21	21 Atkins Avenue	540.00

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 #17-397 - 10/5/17

AUTHORIZE CHANGE ORDER #1 (FINAL) IN CONNECTION WITH
SUNSHINE FIELD TRACK IMPROVEMENTS

WHEREAS, on February 27, 2017, a contract was awarded to Down to Earth Landscaping, Inc. in the amount of \$376,645.00 in connection with Sunshine Field Track Improvements; and,

WHEREAS, changes to the contract have been experienced as a result of removal of additional existing blacktop, curb and sidewalk as well as final as-built quantities; and,

WHEREAS, this change has been approved by the Township Engineer; and,

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 #1 (final) in the contract with Down to Earth Landscaping, Inc. in connection with Sunshine Field Track Improvements resulting in a net decrease of \$17,443.72 revising the total contract amount to \$359,201.28; 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 #17-398 – 10/5/17

DECLARE THE SUNSHINE FIELD TRACK IMPROVEMENTS PROJECT AS COMPLETE

WHEREAS, the Monmouth County Board of Chosen Freeholders has approved an Open Space Trust established a Municipal Open Space Program to provide Program Grant funds in connection with municipal acquisition of lands for County park, recreation, conservation and farmland preservation purposes, as well as for County recreation and conservation development and maintenance purposes; and

WHEREAS, the Township of Neptune entered into a Municipal Open Space Program Grant Agreement with the County of Monmouth on July 17, 2015 that provided \$232,000 for Sunshine Field Track Improvements under Application No. 14-07 that required certain conditions be met by the Township of Neptune prior to receipt of the aforesaid funds; and

WHEREAS, the Monmouth County Park System requires a certified copy of a resolution of the governing body determining that the project aforesaid was finally complete and a closing statement of "Final Change Order" adopted by the governing body,

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Neptune that all conditions of the July 17, 2015 Grant Agreement have been satisfied by the Township of Neptune and that the project known as Sunshine Field Track Improvements has been completed; and

BE IT FURTHER RESOLVED, that the Township of Neptune made final payment to the contractor Down to Earth per the letter of the consultant engineer Lisa R. DiFranza, PE, CME of Master Consulting, dated September 28, 2017, and that payment was made per voucher on October 5, 2017 under Check No. 030309, voucher and check are hereby attached and also on file in the Municipal Clerk's Office; and,

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

CERTIFICATION

I, Richard J. Cuttrell do hereby certify that the foregoing is a true copy of a resolution adopted by the Governing Body of the Township of Neptune at a meeting held on the 5th day of October, 2017. In Witness Whereof, I have hereunder set my hand and official seal of the municipality this 5th day of October, 2017.

Richard J. Cuttrell, Municipal Clerk

RESOLUTION #17-399 - 10/5/17

AUTHORIZE A PUBLIC AUCTION OF SURPLUS VEHICLES AND EQUIPMENT

WHEREAS, there are vehicles and equipment owned by the Township of Neptune which are no longer of use to the Township and the Director of Public Works, Purchasing Agent and Business Administrator have recommended that they be sold; and,

WHEREAS, the Township of Neptune will auction said vehicles through an on-line auction in compliance with state rules and regulations for a period of five days; and,

WHEREAS, the Municipal Clerk shall provide proper advertisement and notice in accordance with state statute in addition to posting the auction information on the Township's web site; and,

WHEREAS, said vehicles and trailers to be sold are as follows:

VIN #	YEAR	MAKE
6G1MK5U24CL662067	2012	CHEVY
2FAFP71W52X134269	2002	FORD CROWN VIC
2G1WD5EM2B1217797	2011	CHEVY
1G8JL54R74Y509618	2003	SATURN L300
2G1WD5EM3B1138834	2011	CHEVY
1GCDT19W71K173140	2001	CHEVY S10 PICK UP
1FTNF21L32EB82968	2002	FORD F250 PICK UP
1D8HB38P57F537293	2007	DODGE DURANGO
2G1WF52E749379615	2004	CHEVY IMPALA
2G1WB58K689205906	2008	CHEVY IMPALA
1FTNF21L71EB06538	2001	FORD F250 PICK UP
1FDSE35L31HA50582	2001	FORD E350 BUS
1FDXE45P06DA85416	2006	FORD E450 AMBULANCE
1HTWGAAT14J019647	2004	INTERNATIONAL 7400 ONE ARM GARBAGE TRUCK
1HTSEAAANOSH669712	1995	INTERNATIONAL 4800 4X4 RESCUE TRUCK
1HTWGAZT55J132975	2005	INTERNATIONAL 7400 ON ARM GARBAGE TRUCK
1M2AC07CXYM003287	2000	MACK LEU REAR LOAD GARBAGE TRUCK
1FDAF57P54EB32758	2004	FORD F550 MASON DUMP
1M2P296C4XM043527	1999	MACK RD688S ROLLOFF
2G1WF52E749381283	2004	CHEVY IMPALA
1GDP7H1J9TJ503732	1996	GMC TOPKICK DUMP TRUCK
1J9VM3H686C172017	2006	JOHNSTON SWEEPER
1P9F820D1PL017650	1993	TRAILER
1GHCB1212PP004224	1993	TRAILER

1S9TF1327YC088695	2000	TRAILER AND ROLLER
3GNGK26G42G193882	2002	CHEVY SUV
12415A	1993	SULLIVAN AIR COMP.
JKJ153537	1995	CASE 4210 TRACTOR
6G3N55U29EL924874	2014	CHEVY CAPRICE
1H9SPYG247W138215	2007	BOAT MOVER TRAILER
		TWO CEMENT MIXERS
		TWO METAL DUMPSTERS
		100 KW GENERATOR (NG)
1FTPE2421XHA64566	1998	FORD VAN (TNHA)
4ENDAAA89S1005449	1995	E-ONE PUMPER (NTFD)
2FAFP71V38X105210	2008	FORD CROWN VIC (OGFD)

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

1. that the above listed vehicles are declared as surplus and not needed for public use,
2. that the execution of a contract with Auction Liquidation Services to provide on-line auction services is hereby approved,
3. that the sale of the above vehicles is hereby authorized through an on-line auction at www.usgovbid.com, the details of which will be provided in the required legal advertisements and on the Township web site,
4. that the said vehicles are being offered "as is - where is";
5. that should any vehicle be unsuccessfully sold at auction, disposal of such vehicle is hereby authorized in accordance with state law,

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Purchasing Agent, Chief Financial Officer, and Director of Public Works.

RESOLUTION #17-400 - 10/5/17

EXTEND OFFER OF EMPLOYMENT FOR SEASONAL/ON-CALL DRIVERS
IN THE DEPARTMENT OF PUBLIC WORKS FOR SNOW PLOWING

WHEREAS, the Township desires to create a pool of individuals with commercial drivers license who would be called upon during major snowfalls to operate snow plows as a supplement to the full-time Public Works staff; and,

WHEREAS, the Director of Public Works has forwarded his recommendations to employ workers for this purpose; and,

WHEREAS, funds will be provided in the 2017 municipal budget in the appropriation entitled Streets & Roads 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 the following individuals be and are hereby employed in the Department of Public Works as part-time employees on an on-call basis only for snow plowing during major snow/ice events during the 2017-2018 winter season at an hourly rate of \$25.00; and,

Greg LaFrance
Samar Reid
Frank Martuscelli, Sr.
John Matthews

Raymond Koeppel
Sidney Chasey
Mark Maxwell

William Burge
Caesar Cowart
Kyle Reid

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

URGE THE STATE LEGISLATURE TO EXTEND THE 2% CAP
ON POLICE AND FIRE ARBITRATION CONTRACT AWARDS

WHEREAS, local municipalities require specific tools to address the rising cost of municipal government; and

WHEREAS, in July 2010 the Governor and New Jersey State Legislature enacted a permanent 2% cap on municipal and school board tax levies with limited exceptions that did not include police and fire arbitration contract awards; and

WHEREAS, salary costs, to a great extent, drive property tax increases; and

WHEREAS, in December 2010 the Legislature unanimously approved and the Governor enacted a temporary 2% cap on police and fire arbitration contract awards in an effort to control increasing salary costs and provide a solution to assist local governments in keeping property taxes down and cost under control; and

WHEREAS, the December 2010 legislation included an April 1, 2014 sunset on the 2% arbitration cap while the 2% property tax levy remained permanent for municipalities and school boards; and

WHEREAS, in June 2014 the Legislature unanimously approved and the Governor enacted an extension to December 31, 2017 for the 2% arbitration cap, however, the 2% property tax levy cap continues to remain permanent, without an exemption for police and fire arbitration contract awards; and

WHEREAS, municipalities continue efforts to contain costs and provide vital services to residents within the 2% property tax levy while the New Jersey economy remains sluggish and taxpayers struggle to keep their homes and pay their taxes; and

WHEREAS, we recognize that this change in arbitration reform needs a longer time to mature in order to see the benefits of the legislation and its actual impact on the cost of local government budgets and the impact on taxpayers; and

WHEREAS, the final report and recommendations of the Police and Fire Public Interest Arbitration Impact Task Force, which was established in the December 2010 legislation, is not due until the same day as the expiration of the cap on interest arbitration awards, December 31, 2017; and

WHEREAS, we recognize it is now time for our taxpayers to benefit directly from these cost saving measures as many police and fire contracts will come due for negotiation after the sunset date, and

WHEREAS, if the cap on interest arbitration expires while the 2% levy cap remains in effect, municipalities will be forced to reduce or eliminate municipal services in order to fund interest arbitration awards;

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune urges the State Legislature to extend the 2% cap on Police and Fire Arbitration Contract Awards for 5 more years at which time the Legislature will have hard data to examine and then make a final decision as to whether this law should be made permanent; and

BE IT FURTHER RESOLVED, that a certified copy of this Resolution be forwarded to Assemblyman Eric Houghtaling, Assemblywoman Joann Downey, Senator Jennifer Beck, the Commissioner of the Department of Labor, the Lieutenant Governor and the Governor of State of New Jersey and the League of Municipalities.

RESOLUTION #17-402 - 10/5/17

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

WHEREAS, in accordance with state regulations, it is required that existing Special Law Enforcement officers be reappointed on an annual basis; and,

WHEREAS, the Chief of Police has made his recommendation on the reappointment of existing Special Law Enforcement Officers; and,

WHEREAS, funds will be provided in the 2017 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 the following individuals be and are hereby reappointed as part-time Special Law Enforcement Officers (SLEO) and to perform such other duties as prescribed by the Chief of Police, for the period September 1, 2017 through August 31, 2018, at an hourly rate as established by prior resolution of the Township Committee:

SLEO Class I – Kristen Narciso, Terrell Brown, Hector Bueso-Martinez, Jacob Hartranft, Andrew Todd, Brad Dougherty, Syessence Davis, and Matthew Simpson

SLEO Class II – John Mattia, William Fabian, Darrell Furman, Malcom Jenkins, Tressa Huizenga, Joseph Siciliano, Richard Cuttrell, Louis Esposito, Lorenzo Pettway, Morgan Holland, Chalres Theodora, and Marcus Neal

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.

RESOLUTION #17-403 - 10/5/17

APPOINT CONSULTANT FOR TOWN CENTER DISTRIBUTED ENERGY RESOURCE
MICROGRID FEASIBILITY STUDY PROGRAM

WHEREAS, the Board of Public Utilities established the Town Center Distributed Energy Resources (TCDER) Microgrid Program to provide funding for feasibility study applications; and,

WHEREAS, the Board of Public Utilities has provided a grant award to the Township in the amount of \$150,000 for a Phase I feasibility study of the Neptune Township Advanced Microgrid Project; and,

WHEREAS, the Township Committee desires to appoint a firm to perform the feasibility study 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 September 20, 2017 and will a selection from the proposals received; and,

WHEREAS, funds will be provided in the 2017 municipal budget through a BPU Microgrid Feasibility Study Incentive Program Grant in the amount of \$150,000.00,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby authorizes to appoint and engage the services of TB Technologies, LLC to serve as Consultant for the Phase I feasibility study of the Neptune Township Advanced Microgrid Project in connection with the Board of Public Utilities Town Center Distributed Energy Resources Microgrid Program; and,

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

RESOLUTION #17-404 - 10/5/17

AWARD BID FOR REFUSE TRUCK

WHEREAS, on November 10, 2016, the Purchasing Agent received bids for a 33 cubic yard refuse truck; and,

WHEREAS, said bids were reviewed by the Purchasing Agent and Public Works Director who have recommended that the bid be awarded to the lowest responsible bid submitted by Bergey's Truck Center; 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. 17-31 and the Chief Financial Officer has so certified in writing,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby awards a bid Bergey's Truck Center to supply a Mack LR613 Labrie Expert 33cy Refuse Truck on their lowest responsible base bid of \$313,792.00; and,

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

RESOLUTION #17-405 - 10/5/17

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 Levar Wright 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 October 10, 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 #17-406 – 10/5/17

RESOLUTION AUTHORIZING SETTLEMENT AGREEMENT AND GENERAL RELEASE BETWEEN SHAUN HUBBARD AND THE TOWNSHIP OF NEPTUNE; DR. MICHAEL BRANTLEY, MAYOR OF THE TOWNSHIP OF NEPTUNE; TOWNSHIP COMMITTEE OF THE TOWNSHIP OF NEPTUNE; JAMES HUNT, JR., CHIEF OF POLICE OF THE TOWNSHIP OF NEPTUNE AND MICHAEL BASCOM, PRIOR POLICE DIRECTOR OF THE TOWNSHIP OF NEPTUNE

WHEREAS, on or about September 26, 2017, the Plaintiff, Shaun Hubbard filed or submitted a Verified Complaint in the Superior Court of New Jersey, Monmouth County, Law Division, arising from an unpaid suspension from the Neptune Township Police Department pending resolution of charges against him; and

WHEREAS, a Settlement Agreement negotiated by the Labor Attorney, Jonathan Cohen, was reached and reviewed by the Police Committee, which returned Plaintiff to paid status while remaining out of work on paid suspension pending resolution of all disciplinary charges against Plaintiff; and

WHEREAS, the aforesaid Settlement Agreement has resulted in withdrawal or dismissal of the lawsuit aforesaid with prejudice, with the understanding that the written agreement shall remain confidential to the extent permitted by law; and

WHEREAS, the Police Committee, after review of the aforesaid Settlement Agreement, recommends to the Township Committee approval of said Settlement Agreement; and,

NOW, THEREFORE, BE IT RESOLVED, that subject to the parties' request for confidentiality to the extent permitted by law, the Mayor and Township Committee of the Township of Neptune hereby authorize the aforesaid Settlement Agreement and execution of said Settlement Agreement by the Chairman of the Police Committee.

DATED: October 5, 2017

RESOLUTION #17-407 – 10/5/17

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	\$1,069,469.72
GRANT FUND	9,633.86
TRUST FUND	43,677.88
GENERAL CAPITAL FUND	117,877.51
SEWER OPERATING FUND	992,567.78
MARINA OPERATING FUND	4,144.29
MARINA CAPITAL FUND	125.50
UDAG TRUST	2,915.67
LIBRARY TRUST	14,464.60
BILL LIST TOTAL	\$2,254,876.81

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