

TOWNSHIP COMMITTEE MEETING – APRIL 9, 2018

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

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

Mayor Williams announced that the notice requirements of R.S. 10:4-18 have been satisfied by the publication of the required advertisement in the Asbury Park Press and The Coaster on January 4, 2018, 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:

Chantya Roberson was present to discuss the concept of Stigma-Free Zones. She stated that Stigma-Free Zones create safe spaces to discuss and get help for those with mental health issues and create an environment where they are free from judgment. It is a community based program that organizes events and lectures as well as trains teachers and emergency service providers in identifying mental illness. Neptune Township would be the first community in Monmouth County to adopt the Stigma-Free Zone. The next steps are the adoption of a resolution to designate the zone and then create a Task Force of people wanting to serve. Ms. Roberson listed community members and professionals who are already willing to participate. The Mayor asked that the appropriate resolution be placed on the next regular meeting for consideration.

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

Mr. McMillan 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 – Labor Attorney present to discuss personnel matter

Litigation – Discussion on Turner Report

Personnel – Vacancy on Wesley Lake Commission

Personnel – Recommendations for hiring a Driver, Bookkeeper, and Customer Service Representative

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

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

Doug Long, Labor Attorney, stated that he has a Consent Order to release a redacted version of the Turner Report. The Committee acted on a resolution to release the Report during the regular business portion of the meeting.

The Committee discussed recommendations for hiring to the positions of Driver,

Bookkeeper, and Customer Service Representative. They took action by resolution during the regular business portion of the meeting.

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

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

Also present at the dais were Richard J. Cuttrell, 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 Williams announced that the notice requirements of R.S. 10:4-18 have been satisfied by the publication of the required advertisement in the Asbury Park Press and The Coaster on January 4, 2018, 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

Ms. Rizzo offered a motion, seconded by Mr. Lane, to approve the minutes of the meeting held on March 26th. All were in favor, except Dr. Brantley who abstained due to his absence.

COMMENTS FROM THE DAIS

Mr. McMillan attended the Neptune City Mayor's Ball. He met with representatives from Stigma-Free NJ. The Committee will be adopting a resolution to declare Neptune a Stigma-Free Zone. He attended a press conference with Governor Murphy regarding the release of gun crime statistics. He will be attending a Stand Up to Hate event at the Marlboro Jewish Center.

Mr. Lane attended the Neptune City Mayor's Ball which benefitted the Colton Foundation for autism research. He stated that the Veterans Park Dinner Dance will be held on April 28th to benefit the upkeep of Veterans Park.

Ms. Rizzo met with Ocean Grove realtors on a plan to make the short term rental process easier. She announced free tax form assistance at the Library and Senior Center. She stated that thoughts and prayers are with the families of the 15 junior hockey players that were killed in a bus accident in Canada.

The Mayor attended the Neptune City Mayor's Ball. He spoke on the Stigma-Free Zone which helps make resources available for those with mental health issues and provides an opportunity for the community to come together to assist those in need. The Committee will be doing a resolution next month to be the first Monmouth County municipality to declare a Stigma-Free Zone.

PUBLIC HEARING – 2018 MUNICIPAL BUDGET

The Mayor read the following statement on the 2018 municipal budget:

Tonight the Township Committee will consider the adoption of our 2018 Municipal Budget. This governing body has continued to work hard to provide our residents and businesses with the services they expect, while holding the line on budget increases. The Neptune Township Municipal budget has remained relatively stable over the past nine years. This can be attributed to tough decisions that have been made over the past several years to eliminate full-time and part-time positions, timing the replacement of vacant positions, utilizing part-time staff to fill certain roles previously filled by full time staff, privatizing certain programs, sharing services and implementing innovative methods of service delivery. Our Department Heads work closely with the Administration to ensure that we can maintain the service levels our residents expect while implementing new

efficiencies to comply with the spending allowances within this budget.

Our focus of fiscal responsibility has allowed us to maintain a stable municipal property tax rate for years, even though we have been shorted tens of millions of dollars in state aid. Our budget policies shape this community. They have allowed us to put more police officers on the road, expand our ability to communicate with the public, develop a dependable emergency response system, provide all local public works services including highly efficient garbage and recycling programs, provide extensive recreation and education programs through our senior center, library and recreation programs and at the same time, invest in capital projects that will benefit this community for decades to come. In 2018, the community will see additional investment in our roadways, parks and playgrounds. We will move forward with an enhanced recycling facility. We will develop our first Skate Park. And will consider a program to bring some of our library services directly into our neighborhoods.

Thanks to continued growth in our ratable base and our strong financial management program, our taxpayers will see a reduction in the Municipal Property Tax Rate of 3.1 cents per \$100.00 of value. This is a decrease of approximately 4%

Our tax rate is projected to be 75.7 cents per \$100 of value for 2018 as compared to 78.8 cents last year.

Our budget is \$2,400,000.00 below the state Budget Appropriations CAP and \$536,000.00 below the state Levy CAP.

After the budget hearing, the governing body will be asked to consider a budget amendment and a resolution to adopt the 2018 Municipal Budget.

The Mayor opened the public hearing on the 2018 municipal budget and comments were as follows:

Dorothy Argyros, 2100 Rutherford Avenue, stated that she is concerned about lawsuits in the Police Department. An officer murdered his wife, a young lady was found dead in a Neptune jail cell, and there is harassment of women police officers. The police should be required to carry their own liability insurance.

There being no further comments, the Mayor closed the public hearing.

AUTHORIZE AN AMENDMENT TO APPROVED 2018 MUNICIPAL BUDGET

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

WHEREAS, the local municipal budget for the year 2018 was approved on the 12th day of March, 2018; and,

WHEREAS, the public hearing on said budget has been held as advertised on April 9, 2018, and,

WHEREAS, it is desired to amend said approved budget as described below,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune, of the County of Monmouth, that the following amendments to the approved budget of 2018 be made:

	<u>Approved Budget</u>	<u>Amended Budget</u>
GENERAL REVENUES		
1.Surplus Anticipated	\$ 2,350,000.00	\$2,374,102.16
3. Miscellaneous Revenues – Section F: Special Items of General Revenue Anticipated with Prior Written Consent of the Director of Local Government Services –Public and Private Revenues Offset with Appropriations:		

Cops In Shops – Summer Shore Initiative	\$ 0.00	\$ 4,400.00
Cops In Shops – College Fall Initiative	\$ 0.00	\$ 3,080.00
FY17 Hazardous Materials Preparedness Grant	\$ 0.00	\$ 12,000.00

Total Section F: Special Items of General Revenue Anticipated with Prior Written Consent of the Director of Local Government Services—Public and Private Revenues Offset with Appropriations
\$ 340,617.93 \$ 360,097.93

3. Miscellaneous Revenues - Section G: Special Items of General Revenue Anticipated with Prior Written Consent of the Director of Local Government Services – Other Special Items

Interfund – General Capital	\$ 28,502.16	\$ 0.00
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Total Section G: Special Items of General Revenue Anticipated with Prior Written Consent of the Director of Local Government Services – Other Special Items
\$1,811,800.80 \$1,783,298.64

SUMMARY OF REVENUES

1. Surplus Anticipated	\$ 2,350,000.00	\$2,374,102.16
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3. Miscellaneous Revenues:

Total Section F: Special Items of General Revenue Anticipated with Prior Written Consent of the Director of Local Government Services—Public and Private Revenues Offset with Appropriations
\$ 340,617.93 \$ 360,097.93

Total Section G: Special Items of General Revenue Anticipated with Prior Written Consent of the Director of Local Government Services – Other Special Items
\$ 1,811,800.80 \$1,783,298.64

Total Miscellaneous Revenues \$ 9,926,072.73 \$9,917,050.57

5. Subtotal General Revenues \$13,518,399.66 \$13,533,479.66

7. Total General Revenues \$44,507,037.52 \$44,522,117.52

(A) Operations- Excluded from “CAPS”
Public and Private Programs Offset by Revenues

Cops In Shops – College Fall Initiative	\$ 0.00	\$ 3,080.00
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FY17 Hazardous Materials Preparedness Grant	\$ 0.00	\$ 12,000.00
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Total Public and Private Programs Offset by Revenue \$ 631,681.68 \$ 646,761.68

Total Operations – Excluded from “CAPS”
Detail: \$2,944,950.84 \$2,960,030.84

Salaries and Wages	\$ 430,325.00	\$ 433,405.00
Other Expenses	\$2,514,625.84	\$2,526,625.84

(H-2) Total General Appropriations for Municipal Purposes Excluded from “CAPS”
\$ 7,781,354.52 \$7,796,434.52

(O) Total general Appropriations – Excluded From “CAPS”	\$ 7,781,354.52	\$7,796,434.52
(L) Subtotal General Appropriations	\$42,307,037.52	\$42,322,117.52
9. Total General Appropriations	\$44,507,037.52	\$44,522,117.52

SUMMARY OF APPROPRIATIONS

(A) Total Public and Private Programs Offset by Revenues	\$ 631,681.68	\$ 646,761.68
Total Operations – Excluded from “CAPS”	\$ 2,944,950.84	\$2,960,030.84
Total General Appropriations	\$44,507,037.52	\$44,522,117.52

MARINA UTILITY BUDGET

10. Dedicated Revenues from Marina Utility
Special Items of General Revenue Anticipated with Prior Consent of Director of Local Government Services

Hazardous Site Discharge Fund	\$ 40,829.00	\$ 0.00
Total Marina Utility Revenues	\$ 515,229.00	\$ 474,400.00

11. Appropriations for Marina Utility

Hazardous Site Discharge Fund	\$ 40,829.00	\$ 0.00
Total Marina Utility Appropriations	\$ 515,229.00	\$ 474,400.00

BE IT FURTHER RESOLVED, that two certified copies of this resolution be filed forthwith in the Office of the Director of Local Government Services for her certification of the local municipal budget so amended and that a copy be forwarded to the Chief Financial Officer and the Township Auditor.

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

ADOPT 2018 TOWNSHIP OF NEPTUNE MUNICIPAL BUDGET

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

BE IT RESOLVED, by the Township Committee of the Township of Neptune, County of Monmouth, that the budget hereinbefore set forth is hereby adopted and shall constitute an appropriation for the purposes stated of the sums therein set forth as appropriations, and authorization of the amount of \$29,638,868.70 for municipal purposes; and, \$1,349,769.16 for the minimum library levy:

General Revenues	
Surplus Anticipated	2,374,102.16
Miscellaneous Revenues Anticipated	9,917,050.57
Receipts from Delinquent Taxes	1,242,326.93
Local Tax for Municipal Purposes	29,638,868.70
Local Tax for Minimum Library Levy	1,349,769.16
Total Revenues	44,522,117.52

General Appropriations	
Within "CAPS"	
Operations including contingent	30,606,600.00
Deferred Charges and Statutory Expenditures	3,919,083.00
Excluded from "CAPS"	
Operations	2,960,030.84
Capital Improvements	100,000.00
Municipal Debt Service	4,535,908.68
Deferred Charges	200,495.00
Reserve for Uncollected Taxes	2,200,000.00
Total General Appropriations	44,522,117.52

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

Mr. Cuttrell read an additional resolution entitled "Authorize release of the Turner investigation and report" that was added to the agenda.

PUBLIC COMMENTS ON RESOLUTIONS

Michael Golub, Cliffwood Drive, stated that the only way for the town to get closure is transparency so the names in the Turner Report should not be redacted. He attended a State Chamber of Commerce meeting and overheard people talking and laughing about Neptune. The Committee needs to divulge the truth and he understands that the original settlement was that the report would be released to Officers Gonzalez and Savage. He urged the Committee to release the report with names so that the public will know the full scope of the issue.

Jack Bredin, 94 ½ Heck Avenue, commented on the contract for water quality measures. He stated silt and all kinds of things come into the lake from the watershed. Anyone can test the water, but the mud on the bottom of the lake needs testing. The lake needs to be dredged. Ms. Rizzo stated that in spots close to the road, there is not a lot of water in the lake. Dr. Brantley stated that the contract treats the water for weeds and other growth and the lake has been dredged twice.

Michael Fornino, 120 Fulham Place, stated that most of the silt in Wesley Lake comes from a large pipe that goes under the railroad and Route 71 into the lake. It was installed decades ago to alleviate flooding on Embury Avenue.

ORDINANCE NO. 18-10 - ADOPTED

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

ORDINANCE NO. 18-10

AN ORDINANCE TO AMEND VOLUME I, CHAPTER VII OF THE CODE OF THE TOWNSHIP OF NEPTUNE BY ADDING RESIDENT ONLY HANDICAPPED PARKING ZONES ON BENSON AVENUE AND ASBURY AVENUE

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

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

ORDINANCE NO. 18-11 - APPROVED

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

ORDINANCE NO. 18-11

CAPITAL ORDINANCE PROVIDING FOR ROADWAY IMPROVEMENTS TO HECK AVENUE, BY AND IN THE TOWNSHIP OF NEPTUNE, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY; APPROPRIATING \$386,850 TO PAY FOR THE COST THEREOF, WHICH AMOUNT IS A TRANSPORTATION TRUST FUND GRANT RECEIVED OR EXPECTED TO BE RECEIVED BY THE TOWNSHIP FROM THE NEW JERSEY DEPARTMENT OF TRANSPORTATION'S FISCAL YEAR 2018 MUNICIPAL AID PROGRAM

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

ORDINANCE NO. 18-12 - APPROVED

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

ORDINANCE NO. 18-12

AN ORDINANCE TO AMEND VOLUME I, CHAPTER VII OF THE CODE OF THE TOWNSHIP OF NEPTUNE BY ADDING RESIDENT ONLY HANDICAPPED PARKING ZONES ON MT. CARMEL WAY AND BROADWAY

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

Mr. Cuttrell stated that the public hearings on Ordinances 18-11 and 18-12 will be held on Monday, April 23rd.

CONSENT AGENDA

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

ACCEPT THE RESIGNATION OF DANIEL VIRTGAYM AS A DRIVER IN THE PUBLIC WORKS DEPARTMENT

WHEREAS, the Human Resources Director has received a letter from Daniel Virtgaym resigning as a Driver in the Public Works Department effective April 13, 2018,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the resignation of Daniel Virtgaym as a Driver in the Public Works Department is hereby accepted effective April 13, 2018; 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 Human Resources Director.

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 high wind and snow on March 7th and 8th and heavy snow on March 20th and 21st; 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 in the 2018 Municipal Budget in the appropriation entitled Office of Emergency Management 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 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 winter storms on March 7 & 8, 2018 and March 20 & 21, 2018:

Jose Perez	24 hours
Anthony Cerniglia	12 hours
Jeffrey Devlin	32.5 hours
Kenny Sprague	13 hours
Nick Acevedo	12 hours
Josh Edwards	10.5 hours
Will Jarmino	11 hours

Total hours – 115
Total cost - \$1,610.00

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

AUTHORIZE A PERSON TO PERSON TRANSFER OF THE LIQUOR LICENSE PRESENTLY ISSUED TO BHTT ENTERTAINMENT, LLC T/A BRICK HOUSE TAVERN & TAP

WHEREAS, Brick House Acquisition NJ, LLC has applied for a person-to-person transfer of Plenary Retail Consumption License # 1334-33-019-007 which is presently issued to BHTT Entertainment, LLC t/a Brick House Tavern & Tap for premises at 3655 Route 66, Neptune, NJ; and,

WHEREAS, the application is complete in all respects; and,

WHEREAS, the required Affidavit of the source of funds of said liquor license has been filed by the applicant for the transfer and examined; and,

WHEREAS, the applicant is qualified to be licensed according to all standards established by Title 33 of the New Jersey statutes, the regulations promulgated thereunder as well as the pertinent local ordinances and conditions imposed consistent with Title 33; and,

WHEREAS, all transfer procedures as outlined by state statute and local ordinances have been completed satisfactorily,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby authorizes the person-to-person transfer of Plenary Retail Consumption License #1334-33-019-007 as stated herein to Brick House Acquisition NJ, LLC t/a Brick House Tavern & Tap effective April 10, 2018; and,

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the New Jersey Division of ABC, the Chief of Police and the Applicant.

AUTHORIZE THE EXECUTION OF AN INTERLOCAL SERVICE AGREEMENT WITH THE NEPTUNE TOWNSHIP HOUSING AUTHORITY 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 Neptune Township Housing Authority desire to enter into an interlocal service agreement pursuant to N.J.S.A. 40:8A-1 et seq. to allow the Authority to receive vehicle maintenance and repair services through the Township's Fleet Management Company at the Township's Public Works Yard; and,

WHEREAS, the Authority will agree to pay the Township at the contracted hourly rate (currently \$55.00 per hour) plus \$10.00 per hour. 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 Neptune Township Housing Authority for a period of five years commencing January 1, 2018, a copy of which is on file in the Office of the Municipal Clerk, which provides that the Authority 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, Administrative Assistant to the C.F.O., Assistant C.F.O., and Neptune Township Housing Authority.

AWARD CONTRACT FOR WATER QUALITY MANAGEMENT SERVICES AT WESLEY LAKE

WHEREAS, the Township of Neptune and City of Asbury Park entered into a Shared Service Agreement for maintenance and water quality improvements at Wesley Lake through December 31, 2018; and,

WHEREAS, the Township and City agreed to share equally in the costs of these activities and the Township will act as the lead entity in the procurement of services; and,

WHEREAS, quotes were received for these services for 2018 and a contract can be awarded; and,

WHEREAS, funds will be provided in the 2018 Municipal Budget in the appropriation entitled Ordinance No. 04-32, 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 contract to Black Lagoon Pond Management, a copy of which is on file in the Office of the Municipal Clerk, for water quality management at Wesley Lake at a total cost not to exceed \$10,300.00 to be shared equally by the Township of Neptune and the City of Asbury Park; and,

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

APPROVE THE TRANSFER OF TAXI MEDALLION LICENSE NO. 042

WHEREAS, Ibrahem Abdo-Abdelwahed is the owner of Neptune Township Taxi Medallion No. 042; and,

WHEREAS, he has notified the Taxi License Coordinator of the intent to sell and transfer ownership of said medallion to Mohamed Elmenshawy of County Taxi, LLC; and,

WHEREAS, the Taxi License Coordinator has certified that all requirements of transfer have been satisfied,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that approval is hereby granted for the transfer of Taxi Medallion License No. 042 to Mohamed Elmenshawy of County Taxi, LLC; and,

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Taxi License Coordinator and Municipal Clerk.

AUTHORIZE THE EXECUTION OF AN INTERLOCAL SERVICE AGREEMENT WITH THE BOROUGH OF BRADLEY BEACH FOR REPLACEMENT OF BULKHEAD AT THE WEST END OF FLETCHER LAKE

WHEREAS, the Township of Neptune and Borough of Bradley Beach are mindful of their duties and responsibilities to protect and maintain the public health, safety and welfare of its inhabitants, and find it necessary to make replace approximately 100 linear feet of bulkhead located at the west end of Fletcher Lake; and,

WHEREAS, the Township and Borough have determined that their best interests would be served by the utilization of the resources and services of the Township of Neptune for said purpose; and,

WHEREAS, The Governing bodies of the Township and Borough have duly adopted a resolution authorizing the entering into of this joint agreement pursuant to the provisions of the Interlocal Services Act, N.J.S.A. 40:8A-1; and,

WHEREAS, the Township will act as Lead Agency in all aspects of construction and engineering administration including the award of a bid to a Contractor, engineering inspections, and approval of payment in accordance with Local Public Contract Law,

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, a copy of which is on file in the Office of the Municipal Clerk, providing for the replacement of approximately 100 linear feet of bulkhead located at the west end of Fletcher Lake; and,

BE IT FURTHER RESOLVED, the Borough will contribute \$192,727.20 and the Township will contribute \$250,584.00 towards the estimated construction cost of \$443,311.20; and,

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

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

AWARD BID FOR IMPROVEMENTS TO LOFFREDO FIELD

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

WHEREAS, on March 6, 2018, ARH Associates, Township Engineering Consultant received bids for the award of a contract for Improvements to Loffredo Field; and,

WHEREAS, said bids were reviewed by the Township Attorney and Engineering Consultant who have recommended that the low bid submitted by James R. Ientile, Inc. be rejected due to non-responsiveness to the bid specifications, specifically they did not list an electrical sub-contractor which is a non-curable fatal defect pursuant to N.J.S.A. 40A:11-23.2(d); and,

WHEREAS, the Township Attorney and Engineering Consultant have determined that the second lowest bid submitted by Precise Construction, Inc. is the lowest responsible bid; and,

WHEREAS, funds for this purpose will be provided in Ordinance No. 16-08, 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 bid for Improvements to Loffredo Fields submitted by James R. Ientile, Inc. be and is hereby rejected due to non-responsiveness to the bid specifications in accordance with N.J.S.A. 40A:11-23.2(d); and,

BE IT FURTHER RESOLVED, that the next lowest bid submitted by Precise Construction, Inc. for Improvements to Loffredo Field in the amount of \$442,835.00 for the Base Bid plus Alternate Bids A & B is hereby declared the lowest responsible bidder and a contract is so awarded to Precise Construction, Inc.; and,

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

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

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

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

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 Public Works Director have made their

recommendation; and,

WHEREAS, funds for this purpose will be provided in the 2018 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 Travis Kennedy and Alexander Lizaire 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 April 16, 2018, 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.

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

EXTEND OFFER OF EMPLOYMENT FOR THE POSITION OF BOOKKEEPER IN THE TAX COLLECTION DEPARTMENT

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

WHEREAS, there is a vacancy in the position of Bookkeeper in the Tax Collection Department; and,

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

WHEREAS, the Human Resources Director and Tax Collector have made their recommendation; and,

WHEREAS, funds for this purpose will be provided in the 2018 Municipal Budget in the appropriation entitled Revenue Administration S&W, and the Chief Financial Officer has so certified in writing,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that an offer of employment be and is hereby extended to Lilian Bedrosian for the position of Bookkeeper in the Tax Collection Department, 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 April 16, 2018, at an annual salary of \$30,000.00; and,

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

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

EXTEND OFFER OF EMPLOYMENT FOR THE POSITION OF CUSTOMER SERVICE REPRESENTATIVE IN THE CODE/CONSTRUCTION DEPARTMENT

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

WHEREAS, there is a vacancy in the position of Customer Service Representative in the Code/Construction Department; and,

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

WHEREAS, the Human Resources Director and Construction Official have made their recommendation; and,

WHEREAS, funds for this purpose will be provided in the 2018 Municipal Budget in the

appropriation entitled Construction Official 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 Sondra Attridge for the position of Customer Service Representative in the Code/Construction Department, 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 April 16, 2018, at an annual salary of \$27,300.00; and,

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

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

AUTHORIZE THE PAYMENT OF BILLS

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

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

CURRENT FUND	5,104,909.05
GRANT FUND	10,745.13
TRUST FUND	108,557.73
GENERAL CAPITAL FUND	31,216.22
SEWER OPERATING FUND	1,042,511.92
SEWER CAPITAL FUND	1,185.00
MARINA OPERATING FUND	10,204.63
MARINA CAPITAL FUND	1,410.00
DOG TRUST	55.20
LIBRARY TRUST	787.69
BILL LIST TOTAL	\$6,311,582.57

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

AUTHORIZE RELEASE OF TURNER INVESTIGATION AND REPORT

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

WHEREAS, as a result of a former lawsuit involving former Sergeant Elena Gonzalez, Gregory Turner was retained in order to provide an independent review and investigation concerning allegations arising from the aforesaid lawsuit; and

WHEREAS, immediately after the settlement of the aforesaid lawsuit involving Elena Gonzalez, release of the Turner Report was not subject to OPRA because it was never reviewed or

accepted by the Township Committee; was subject to a Confidentiality Settlement; was later subject to a Court Order not releasing the Turner Report and raised privacy issues; and

WHEREAS, more recently, Elena Gonzalez filed an OPRA and Declaratory Judgment Lawsuit against Rick Cuttrell in the Superior Court of New Jersey, Law Division under Docket No. MON-L-000461-18 seeking release of the Turner Report; and

WHEREAS, the parties have addressed all OPRA concerns of the past and have reached a Consent Order allowing for the release of the Turner Report in redacted form, which avoids all of the aforesaid issues concerning disclosure previously imposed upon the governing body of the Township of Neptune; and

WHEREAS, it is the Police Committee of Neptune Township's recommendation to the governing body that the redacted Turner Report be released to the public and to Elena Gonzalez per the Consent Order.

NOW, THEREFORE, BE IT RESOLVED, that pursuant to the aforesaid Consent Order and the recommendation of the Police Committee of Neptune Township, the Mayor and Township Committee of the Township of Neptune, County of Monmouth and State of New Jersey, hereby authorize the release of the redacted report prepared by Gregory Turner in 2014, a/k/a the Turner Report to both Elena Gonzalez and to the public at large.

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

While the mayor of this body changes every year, two things have remained constant as long as I've served as a member of the Township Committee - a laser like focus on making Neptune Township the safest community it can be, and a desire to make the actions of our local government transparent.

Our long-anticipated release of the Turner Report, which the Township commissioned in 2013- helps us in meeting both of those ideals.

My colleagues and I, with the support of our legal counsel, have sought to work with the courts to enable the release of the report that had been previously restricted by the courts based on privacy concerns for those who are part of the investigations it considers.

While we are thankful that we have finally reached a conclusion with the presiding judge and are now in a position, based on his ruling, to make it public, it is much more important to emphasize again that while the debate has dragged on about how we can share its contents, our efforts towards improving public safety have never wavered.

In fact, since the report was completed in 2013, the Township of Neptune has sought and received the much coveted accreditation from the New Jersey State Association of Chiefs of Police, expanded our community outreach program to assign a community outreach officer to all neighborhood associations and many other community organizations in Neptune, and, most recently, appointed the Neptune Township Police Committee.

We have already seen that this Committee has given the Township Committee, and therefore Neptune Township residents, more direct insight into how the Neptune Township Police Department serves to protect our community.

This report gives us one more tool to continue to set the bar when it comes to reducing crime in our neighborhoods, the success of which is evident through the record low statistics that the FBI continues to provide to us.

Tonight I thank everyone who has been involved in making the release of this report a reality.

PRIVILEGE OF THE FLOOR/PUBLIC COMMENTS

Kennedy Buckley, Broadway, asked for a status on his suggestion for additional angle parking on Central Avenue south of Broadway. Mr. Gadaleta stated that the Engineering Department is looking into the proposal. Mr. Buckley stated that Airbnb has resulted in too many cars a deterioration of life in Ocean Grove. Mr. Gadaleta stated that Ms. Rizzo provided seven examples of Airbnb advertisements in Ocean Grove. Five of the seven had the proper licenses and

the two that did not were issued penalties. The Township is looking at the Asbury Park ordinance that was recently upheld in court which limits the number of days for an Airbnb rental and requires the dwelling to be owner occupied. They also have software which provides a list of properties on Airbnb so that proper licenses can be confirmed.

Michael Golub, 305 Cliffwood Drive, stated the area behind Shop-Rite shopping center was filthy and he was aware that homeless people were leaving back there. He stated there were tires back. He suggested the Township contact the landlord and tell him that he should clean up or he will be sited. He stated tonight there was an awful accident near Jumping Brook Road and Rt 33. He urged the Committee to drive past that area near the car wash. He felt walking should be banned along Route 33.

Sandra Fornino, 120 Fulham Place, read a letter in support of Brian Butch. She stated his absence has left a void at the Senior Center and she wants him back as Director.

Jack Bredin, 94 ½ Heck Avenue, stated that all towns should have a Master Plan for sidewalks. The resolution regarding the contract for Wesley Lake is for weed control. The cost is supposed to be shared with Asbury Park, but they do not have the money to pay their half of the cost. He read excerpts from the contract which contains errors and stated that the reason for the weeds is the mud at the bottom of the lake that is killing everything. It would cost \$3 million to dredge the entire lake.

Allison Boen, stated she is the Ceramics Instructor at the Senior Center. She has witnessed a lot of stress and a lot of discussion with her clients at the Senior Center. The Center should be a place of solace and fun and what is going on in the office is disgusting. She stated that all of the other contractors agree with her comments and the administration should have provided team building for the Center employees.

Sister Isis stated that she goes to the Senior Center and does art and ceramics. She hopes everyone comes together otherwise we will lose something precious. She has won art contests because of the teachers at the Center and Brian Butch has made the Center a place of love and peace.

Carol, member of the Senior Center, stated she became familiar with the center through her mother. She stated Kristina Torres expelled her mother from the center because she felt that her mom became too anxious. She stated she became a volunteer at the center and worked with Ellen but sadly she would leave. She stated Kristina Torres talks trash and makes the new director's life miserable. She stated the same employees who concluded against Rosemary and Brian did the same to her.

Dorothy Argyros, 2100 Rutherford Avenue, stated that she heard that the homeless people went to the Senior Center during the recent cold weather and they were not allowed in. Mr. Gadaleta stated that at the last meeting, Carlos from the homeless encampment claimed that the Code Blue procedure was not followed which is not true. Mr. Gadaleta reviewed the police reports which indicate that the homeless were provided with the information about the availability of shelter during cold weather.

Ruth Johnson, stated that Brian Butch is a very positive influence at the Senior Center. She is very dismayed that he is not there. He did a wonderful job and should be reinstated.

Angela Germann, member of the Senior Advisory Council, stated she was sad to hear that Brian Butch was released and he is missed at the Center.

George Germann, stated that he volunteers teaching computers at the Center. Brian Butch is completely open to new ideas. There is a cultural problem at the Center and Mr. Butch should be reinstated as Director.

Michael Fornino, 120 Fulham Place, stated that the angled parking in Ocean Grove should be 60 degrees, not 45 degrees. He stated that he is speaking on behalf of the seniors who use the bus to attend the Center and cannot be here this evening. He asked for a show of hands from the audience of who wants Brian Butch reinstated (to which the majority in the audience raised their hands). He stated that Brian Butch would not direct any employee to do something immoral or unethical. The Committee should be ashamed of themselves and Brian Butch should be reinstated.

Laurie Mylum, stated that she supports Brian Butch and the Township should give him the

resources he needs to do his job. The mission statement of the Center does not mention compassion, but it should. The Committee should reinstate Brian Butch.

Louis Brock, 2 Anthony Drive, asked the Committee if they have visited the Senior Center. All of the members indicated that they had. Mr. Brock said the Committee should have asked the Advisory Board for input. Everyone here wants Brian Butch reinstated. He has instituted a lot of new events during his time at the Center.

Paul Griffith, 407 Valley Road, stated that he is a long-time resident and has known Brian Butch for a long time. He has integrity and the Center was run better, and had a better atmosphere and more compassion with Brian as Director.

Hank Coakley, Valley Road, asked why Brian Butch was removed and will the information be made available to the public. Doug Long, Labor Attorney, stated that he cannot speak to what happened and information in the future will depend if the document becomes public.

Michelle Critsky, stated that she volunteers at the Senior Center once a week. The atmosphere at the Center is tense and the attendance is down.

Ian, 314 Karen Avenue, stated that he has known Brian Butch for years and there is no one more compassionate. He deserves his position back.

Brian Butch stated he loved the seniors of Neptune and thanked them for coming out tonight. He listed his accomplishments and felt it was overwhelming as to how he's being treated and all he wants to do is come back to work. He stated different people have responded to him and he has worked hard in the Senior Center. He felt more great things could be done. He stated he used to vote in Neptune and he voted for them and he knew a lot of parishioners in Neptune who do. He urged them to do the right thing and to believe in him.

Serena also a member stated that she supports Brian Butch and applauded him for having the guts to speak.

Anna Scott, stated that she is a registered nurse and is starting an "Ask the Nurse Program" which she was encouraged to do by Brian Butch.

Doug Long, Labor Attorney, apologized for not being able to speak as much as he wants to on the matter. He indicated that Mr. Fornino was going to mention an ethics complaint filed against him in the past. He believes that the public should know about it since he is an appointed Attorney representing Neptune Township. He read the result of the Ethics Investigation which was initiated by an unintentional error by his Bookkeeper nine years ago in which she dispersed funds from the operating account and not the trust account. The result exonerated Mr. Long and no charges were filed.

Joe Kraft, member of the Senior Advisory Council, stated that Mr. Long's previous comments were out of order. He has been an Attorney since 1957 and Mr. Long should not back himself on the back so much. The issue is about Brian Butch and not Mr. Long.

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

Richard J. Cuttrel,

Municipal Clerk