

TOWNSHIP COMMITTEE MEETING – MAY 10, 2021

Mayor Brantley called the meeting to order at 6:00 p.m. In addition to live attendance, the Mayor announced that video and audio access to the meeting is available via townhallstreams.com/towns/neptune_nj.

The Mayor requested the Clerk to call the roll. The following members were present: Keith Cafferty, Robert Lane, Jr., Nicholas Williams, Tassie D. York, and Mayor Michael Brantley.

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

Mayor Brantley announced that the notice requirements of R.S. 10:4-18 have been satisfied by the publication of the required advertisement in The Coaster and the Asbury Park Press on April 29, 2021, which indicated the ability to attend the meeting in person and included instructions on accessing and participating in the meeting virtually through townhallstreams.com. The Notice was filed with the Municipal Clerk and posted on the Township web site (www.neptunetownship.org), along with the meeting agenda, ordinances and resolutions.

The following items were discussed in open session:

Mr. Cafferty stated that he has been working with Mr. Anthony on an ordinance to recreate the Green Team. The ordinance calls for more community membership with the goal to recertify the Township's Sustainable Jersey bronze level and hope to achieve silver level. Mr. Anthony added that this is an advisory board that can make recommendations to the Township Committee. There will be five voting members and two alternate members.

Mr. Lane reviewed the Memorial Day events including a parade in Shark River Hills, service at American Legion Post #346, service event at the monuments at the Broadway entrance to Ocean Grove, and a ceremony at Veterans Memorial Park where the reading of deceased service members will be read.

Mr. Cafferty announced the Hooked on Fishing Event on June 5th.

Ms. York announced the Giant Flea Market in Ocean Grove also on June 5th. She also discussed possible community events with the Ministerial Alliance.

Mr. Lane announced a community outreach event by the Jersey Shore Dream Center on June 6th.

Mr. Gadaleta reminded the Committee that the Pride Flag will be raised at the Municipal Complex on June 1st and asked if they desired a ceremony. He also stated that Green Acres and NJDOT funding applications are due on September 20th and July 1st respectively. He will submit recommendations on both grant opportunities to the Committee.

Mr. Gadaleta stated that the Shark River Hills bikeway/vista application was deficient in the notice to the public. The DEP has rescinded the permit. He will correspond with the Committee to see how to proceed.

Ms. York asked that a flag be raised at the Municipal Complex on June 19th in recognition of Juneteenth. Mr. Gadaleta will follow-up.

Mr. Gadaleta stated that banners will be installed this week on the 20 light poles on Broadway medians. The banners will contain an American flag with the King Neptune logo and "Township of Neptune" at the bottom.

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

Ms. York 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 – Vacancy on Rent Leveling Board
Potential Litigation – Sewer reservation fee agreement

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

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

The Committee reviewed a recommendation for appointment to the Rent Leveling Board and asked that a resolution be placed on the next regular meeting.

Mr. Anthony reviewed a sewer capacity reservation agreement with Tinton Falls Veterans Hospital that was signed in 1997. They stopped paying to reserve the capacity last year. The Agreement allows the Township to terminate, but not to force them to remain in the Agreement. Michael Bascom, C.F.O. has recommended that the Agreement be terminated and not commence legal action for the fee not paid last year. The Township can sell the reserve capacity to someone else. The Committee agreed on this course of action.

Mr. Gadaleta announced that Leanne Hoffmann, Township Engineer, has resigned effective June 4th. He will advertise the position, but the Committee may have to select an Engineer from a private firm to serve in the interim if an Engineer cannot be selected and hired quickly.

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

Mayor Brantley called the regular meeting to order at 7:00 p.m. by announcing that in person attendance is permitted. In addition, video and audio access to the meeting is via townhallstreams.com/towns/neptune_nj. Questions and comments may also be submitted via townhallstreams.com/towns/neptune_nj.

The Mayor requested the Clerk to call the roll. The following members were present: Keith Cafferty, Robert Lane, Jr., Nicholas Williams, Tassie D. York, and Mayor Michael Brantley.

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 Brantley announced that the notice requirements of R.S. 10:4-18 have been satisfied by the publication of the required advertisement in The Coaster and the Asbury Park Press on April 29, 2021, which indicated the ability to attend the meeting in person and included instructions on accessing and participating in the meeting virtually through townhallstreams.com. The Notice was filed with the Municipal Clerk and posted on the Township web site (www.neptunetownship.org), along with the meeting agenda, ordinances and resolutions.

APPROVAL OF MINUTES

Mr. Williams offered a motion, seconded by Ms. York, to approve the minutes of the meetings held on April 26, 2021 and May 3, 2021. All were in favor.

PUBLIC HEARING – BUDGET AMENDMENT

The Mayor asked for public comments regarding the budget amendment adopted by Resolution #21-163 on April 26, 2021. The public was permitted to speak one time with a limit of

five minutes.

There were no public comments.

Mr. Cafferty offered a motion, seconded by Mr. Lane, to close the public hearing. All were in favor.

ADOPT 2021 TOWNSHIP OF NEPTUNE MUNICIPAL BUDGET

Mr. Lane offered the following resolution, moved and seconded by Mr. Cafferty, 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 \$31,785,009.24 for municipal purposes; and, \$1,468,004.29 for the minimum library levy:

General Revenues	
Surplus Anticipated	3,303,000.00
Miscellaneous Revenues Anticipated	9,667,792.34
Receipts from Delinquent Taxes	974,258.48
Local Tax for Municipal Purposes	31,785,009.24
Local Tax for Minimum Library Levy	1,468,004.29
Total Revenues	47,198,064.35
General Appropriations	
Within "CAPS"	
Operations including contingent	32,108,700.00
Deferred Charges and Statutory Expenditures	4,717,150.00
Excluded from "CAPS"	
Operations	2,993,714.35
Capital Improvements	300,000.00
Municipal Debt Service	4,678,500.00
Reserve for Uncollected Taxes	2,400,000.00
Total General Appropriations	47,198,064.35

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

COMMENTS FROM THE DAIS

Mr. Lane announced Memorial Day events, the Jersey Shore Dream Center community outreach on June 6th at the former Hamilton First Aid building, and a Celebration of Life for "Hometown Hero" Terry Scalione will be held on May 22nd at St. Paul's Church. May is Older Americans Month. The Senior Center Staff held a food drive and offered a Mexican themed lunch on May 5th. Outdoor fitness has also begun at the Center. Mr. Lane also announced that American flag banners will be going up on the light poles on the Broadway islands.

Ms. York stated that she met with the Ocean Grove Chamber of Commerce, community members, and the Ministerial Alliance, to get their commitment on events to involve the community. The next Ocean Grove event is the Giant Flea Market on June 5th.

Mr. Cafferty met with residents on Shorebrook Circle. He is working on amendments to the tree ordinance. Recently, free trees were given out to residents for Arbor Day and a tree inventory is in the works. The Green Team ordinance will be introduced by the Committee at the May 24th meeting. The first few holes of the disk golf course have been marked out. He stated that the last frost has occurred so plants and vegetables can be planted outside.

Mr. Williams stated that boats are going in the water for the season at the marina. There is a lot of speeding occurring in Shark River Hills and he plans to discuss the matter with the Police Committee.

Mayor Brantley asked Mr. Lane to communicate Mr. Williams' concern with Chief Hunt. The Mayor will report later on topics discussed at meetings that he attended over the last two weeks

PUBLIC COMMENTS ON RESOLUTIONS

Mayor Brantley asked for public comments regarding resolutions presented on this agenda only. The public was permitted to speak one time with a limit of five minutes.

Dianna Harris, Willow Drive, spoke in reference to the reclassification of Public Works employees, asked if these were vacancies or new positions being created. Mr. Gadaleta replied that this fills an existing Supervisor position and creates a fourth Foreman position. Ms. Harris asked if the positions were offered to all existing employees. Mr. Gadaleta responded that all employees could apply. Files were reviewed and interviews conducted. Management ranked each employee that interviewed and made recommendations. Ms. Harris asked about public access to the ranking and was informed that the ranking form would be public information, but the specific results of an employee would not.

ORDINANCE NO. 21-15 - ADOPTED

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

ORDINANCE NO. 21-15

AN ORDINANCE TO AMEND CHAPTER IV, SECTION 4-4 OF THE CODE OF THE TOWNSHIP OF NEPTUNE ENTITLED "SOLICITOR, CANVASSER, PEDDLER, HAWKER, ITINERANT MERCHANT OR TRANSIENT VENDOR" SO AS TO ADD AND ESTABLISH A NO KNOCK REGISTRY

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

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

ORDINANCE NO. 21-16 - ADOPTED

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

ORDINANCE NO. 21-16

AN ORDINANCE TO AMEND CHAPTER IV, SECTION 4-4 OF THE CODE OF THE TOWNSHIP OF NEPTUNE ENTITLED "SOLICITOR, CANVASSER, PEDDLER, HAWKER, ITINERANT MERCHANT OR TRANSIENT VENDOR"

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

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

ORDINANCE NO. 21-17 - ADOPTED

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

ORDINANCE NO. 21-17

AN ORDINANCE PROVIDING FOR THE SALE OF PROPERTY, KNOWN AS BLOCK 402, LOT 7, WITH AN ADDRESS OF 1324 10TH AVENUE OWNED BY THE TOWNSHIP OF NEPTUNE, NO LONGER NEEDED FOR THE PUBLIC USE, BEING LESS THAN THE MINIMUM SIZE REQUIRED FOR DEVELOPMENT UNDER THE MUNICIPAL ZONING ORDINANCE TO OWNERS OF CONTIGUOUS LAND

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

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

ORDINANCE NO. 21-18 - ADOPTED

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

ORDINANCE NO. 21-18

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 MT. TABOR WAY AND REMOVING A RESIDENT ONLY HANDICAPPED PARKING ZONE ON HECK AVENUE

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

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

ORDINANCE NO. 21-19 - ADOPTED

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

ORDINANCE NO. 21-19

AN ORDINANCE AUTHORIZING A COOPERATION AGREEMENT AND CONTINUANCE BETWEEN THE TOWNSHIP OF NEPTUNE AND THE HOUSING AUTHORITY OF THE TOWNSHIP OF NEPTUNE AND PAYMENT IN LIEU OF TAXES FOR THE CONTINUED OWNERSHIP, OPERATION AND MANAGEMENT

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

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

ORDINANCE NO. 21-20 - APPROVED

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

ORDINANCE NO. 21-20

AN ORDINANCE TO AMEND VOLUME I, CHAPTER XII, OF THE CODE OF THE TOWNSHIP OF NEPTUNE ENTITLED "PROPERTY MAINTENANCE" BY AMENDING THE REQUIREMENTS AND FEES FOR A CERTIFICATE OF INSPECTION

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

ORDINANCE NO. 21-21 - APPROVED

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

ORDINANCE NO. 21-21

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

HECK AVENUE

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

ORDINANCE NO. 21-22 - APPROVED

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

ORDINANCE NO. 21-22

AN ORDINANCE REPEALING ORDINANCE NO. 08-33 ADOPTING A REDEVELOPMENT PLAN FOR THE ROUTE 35 AND WEST BANGS AVENUE AREA (CURRENTLY DESIGNATED ON THE TAX MAP AS BLOCK 808, LOTS 5, 6, 7 and 8 AND FORMERLY DESIGNATED ON THE TAX MAP AS BLOCK 249, LOTS 1, 4, 5, 6, AND 10.1; AND BLOCK 250, LOTS 1.01 and 3) LOCATED IN THE TOWNSHIP OF NEPTUNE, COUNTY OF MONMOUTH, NEW JERSEY

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

ORDINANCE NO. 21-23 - APPROVED

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

ORDINANCE NO. 21-23

BOND ORDINANCE PROVIDING FOR IMPROVEMENTS TO VARIOUS PARKS, BY AND IN THE TOWNSHIP OF NEPTUNE, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY; APPROPRIATING \$200,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$190,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF

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

ORDINANCE NO. 21-24 - APPROVED

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

ORDINANCE NO. 21-24

BOND ORDINANCE PROVIDING FOR ROADWAY RECONSTRUCTION AND DRAINAGE IMPROVEMENTS TO MYRTLE AVENUE, BY AND IN THE TOWNSHIP OF NEPTUNE, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY; APPROPRIATING \$400,000 THEREFOR (INCLUDING \$226,803 NJDOT TRANSPORTATION TRUST FUND GRANT) AND AUTHORIZING THE ISSUANCE OF \$173,197 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF

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

Mr. Cuttrell stated that the public hearings on Ordinances 21-20 through 21-24 will be held on Monday, May 24, 2021.

CONSENT AGENDA

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

AUTHORIZE EXECUTION OF A SHARED SERVICES AGREEMENT WITH THE COUNTY OF MONMOUTH FOR PROPERTY ASSESSMENT COMPUTER SYSTEM SERVICES

WHEREAS, the State of New Jersey has mandated the use of the MODIV Property Assessment Computer System for all New Jersey Municipalities; and,

WHEREAS, the Board of Chosen Freeholders of the County of Monmouth, in conjunction with the County Board of Taxation, is offering the County's MOD IV Property Assessment Computer System services to the municipalities; and,

WHEREAS, on November 28, 2011, the Township Committee adopted Resolution #11-459 which authorized the execution of a Shared Services Agreement with the County of Monmouth for this system for a ten (10) year period expiring December 31, 2021; and,

WHEREAS, a Shared Services Agreement has been proposed to continue this service, pursuant to N.J.S.A. 40A:65-1 et seq.; and,

WHEREAS, it is in the best interest of the Township of Neptune to enter into such an Agreement;

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune, that the agreement entitled, "Agreement Between the County of Monmouth and the Township of Neptune for MODIV Property Assessment Computer Services", a copy of which is on file in the Office of the Municipal Clerk, be and is hereby approved for a ten year term from January 1, 2022 through December 31, 2031; and,

BE IT FURTHER RESOLVED, that the Mayor and Clerk be and are hereby authorized and directed to execute said contract agreement; and,

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the County of Monmouth with copies of the executed agreement; the Tax Assessor, Business Administrator and Chief Financial Officer.

AUTHORIZE THE REFUND OF A SUMMER DOCKAGE FEE

WHEREAS, Jason Smith made payment to the Municipal Marina for a 2021 summer dockage fee; and,

WHEREAS, due to the configuration of the slip and tidal concerns, Mr. Smith is unable to use the assigned boat slip; and,

WHEREAS, the Harbor Master recommends that a refund be authorized to Mr. Smith,

THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Neptune, that the Harbor Master be and is hereby authorized to refund a summer dockage fee in the amount of \$2,356.00 as stated herein; and,

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Harbor Master, Deputy Tax Collector, Assistant Purchasing Agent and Auditor.

EMPLOY PART-TIME TEMPORARY TOURISM REPRESENTATIVES FOR THE 2021 SUMMER SEASON

WHEREAS, there is a need to employ four part-time temporary Tourism Representatives to operate the Tourism Bureau for the 2021 Summer Season; and,

WHEREAS, three of the representatives who worked in 2020 have expressed an interest to return to work in this capacity; and,

WHEREAS, based on the amount of funds expended in prior years for these services, it is estimated that the total 2021 appropriation for this purpose will be \$14,000.00. Funds will be provided in the 2021 Municipal Budget, in the appropriation entitled Publicity & Tourism 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 Carol Bernard, Danielle Daly and Jacqueline Lyon be and are hereby employed as part-time temporary Tourism Representatives in the Tourism Bureau not to exceed an average of 25 hours per week per employee or an average of 40 hours per week in total staffing beginning April 15, 2021

and ending October 15, 2021, at an hourly rate of \$16.72; and,

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

RESOLUTION OF NEED DETERMINATION BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF NEPTUNE PERTAINING TO THE DEVELOPMENT OF 1130 HECK AVENUE SITE BY THE NEPTUNE TOWNSHIP HOUSING AUTHORITY

WHEREAS, the Housing Authority of the Township of Neptune through an affiliated entity (hereinafter referred to as the "Sponsor") proposes to demolish an existing affordable housing facility and construct or cause the construction of a new 70 unit (+/-) affordable housing project (hereinafter referred to as the "Project") pursuant to the provisions of the New Jersey Housing and Mortgage Finance Agency Law of 1983, as amended (N.J.S.A. 55:14K-1 et seq.), the rules promulgated thereunder at N.J.A.C. 5:80-1.1 et seq., and all applicable guidelines promulgated thereunder (the foregoing hereinafter collectively referred to as the "HMFA Requirements") within the Township of Neptune (hereinafter referred to as the "Municipality") on a site described as a portion of Lot 1, Block 304 as shown on the Official Assessment Map of the Township of Neptune, Monmouth County and commonly known as 1130 Heck Avenue, Neptune, New Jersey; and

WHEREAS, the Project will be subject to the HMFA Requirements and the mortgage and other loan documents executed between the Sponsor and the New Jersey Housing and Mortgage Finance Agency (hereinafter referred to as the "Agency"); and

WHEREAS, pursuant to the HMFA Requirements, the governing body of the Municipality is required to make a determination that there is a need for this Project in the Municipality.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Neptune (the "Township Committee") (not less than a majority of the full membership thereof affirmatively concurring) that:

- (1) The Township Committee finds and determines that the above referenced Project proposed by the Sponsor meets or will meet an existing housing need within the Municipality; and
- (2) Through the adoption of this Resolution, the Township Committee hereby makes the determinations and findings herein contained by virtue of, pursuant to, and in conformity with the provisions of the HMFA Law to enable the Agency to process the Sponsor's application for NJHMFA funding to finance the Project; and
- (3) The Mayor, Business Administrator, Township Clerk or any other designated Township official is hereby authorized and directed to execute and deliver any certificate or document and take such other and further actions necessary to effectuate the purposes of this Resolution; and
- (4) This Resolution shall take effect immediately upon adoption.

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

RECLASSIFY EMPLOYEE TO THE POSITION OF ROADS SUPERVISOR IN THE DEPARTMENT OF PUBLIC WORKS

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

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

WHEREAS, the position was duly posted; and,

WHEREAS, the Human Resources Director and the Business Administrator have made a recommendation to reclassify an existing employee to said position; and,

WHEREAS, funds will be provided in the 2021 Municipal Budget in the appropriation entitled Streets & Roads 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 Joseph Leone be and is hereby reclassified to the position of Roads Supervisor in the

Department of Public Works at an annual salary of \$80,000.00 effective May 11, 2021; 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 the Department and Division Heads Association.

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

RECLASSIFY EMPLOYEE TO THE POSITION OF PARKS/QUALITY OF LIFE FOREMAN IN THE DEPARTMENT OF PUBLIC WORKS

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

WHEREAS, there is a vacancy in the position of Parks and Roads Foreman in the Department of Public Works; and,

WHEREAS, the position was duly posted; and,

WHEREAS, the Human Resources Director, Public Works Director, and Business Administrator have made a recommendation to reclassify an existing employee to said position; and,

WHEREAS, funds will be provided in the 2021 Municipal Budget in the appropriation entitled Street & Road 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 Albert A. Fritz, Jr. be and is hereby reclassified to the position of Parks/Quality of Life Foreman in the Department of Public Works at an annual salary of \$68,000.00 effective May 11, 2021; 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., and AFSCME Local #2792.

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

AWARD BID FOR FLEET MANAGEMENT AND MAINTENANCE

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

WHEREAS, on May 5, 2021, the Purchasing Agent received bids for the award of a contract for fleet management and maintenance; and,

WHEREAS, said bids were reviewed by the Purchasing Agent who has recommended that the bid be awarded to the lowest bid submitted by Centerra Integrated Services, LLC; 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 the 2021 municipal budget, and in succeeding years budgets, in the appropriation entitled Vehicle Maintenance O.E., and the Chief Financial Officer has so certified in writing,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that a contract be awarded to Centerra Integrated Services, LLC from July 1, 2021 to June 30, 2024 to provide fleet management and maintenance on their lowest responsible bid as follows:

July 1, 2021 thru June 30, 2022 - \$841,667.70

July 1, 2022 thru June 30, 2023 - \$853,568.28

July 1, 2023 thru June 30, 2024 - \$863,990.01

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

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

AUTHORIZE APPEAL OF TAX COURT OF NEW JERSEY’S DECISION ON OCEAN GROVE CAMP MEETING ASSOCIATION OF THE UNITED METHODIST CHURCH V. TOWNSHIP OF NEPTUNE, DOCKET NO. 013693-2017

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

WHEREAS, the original tax appeal was brought by the Plaintiff, Ocean Grove Camp Meeting Association of the United Methodist Church against Neptune Township, due to the fact that the Tax Assessor of Neptune Township, Bernard C. Haney, had removed an exemption to the property located at Block 111, Lot 9, known as Grove Hall; and

WHEREAS, this matter was subject to a Motion for Summary Judgment by the Defendant; filed by the Municipal Attorney, Gene J. Anthony, Esq., and a Cross Motion for Summary Judgment by the Plaintiff; resulting in an Order and Final Judgment under R 4:42-2 granting the Plaintiff its Cross Motion for Summary Judgment on April 19, 2021; but denying Neptune Township’s Motion for Summary Judgment; and

WHEREAS, the Tax Assessor desires to seek an appeal of this decision based on judicial error and Defendant feels strongly that Grove Hall should not be an exempt property,

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., to file a Notice of Appeal with regard to the Order and Final Judgment of April 19, 2021, entered by the Hon. Mala Sundar, J.T.C., and that such an appeal shall be taken to the Superior Court of New Jersey, Appellate Division, for appropriate review; and,

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

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

AUTHORIZE THE PAYMENT OF BILLS

Ms. York offered the following resolution, moved and seconded by Mr. Cafferty, 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	714,816.15
GRANT FUND	18,378.00
TRUST FUND	112,137.70
GENERAL CAPITAL FUND	37,008.00
SEWER OPERATING FUND	26,175.54
SEWER CAPITAL FUND	285,437.24
MARINA OPERATING FUND	8,762.83
MARINA CAPITAL FUND	500.00
PUBLIC ASSISTANCE TRUST	600.00
LIBRARY TRUST	200.00
BILL LIST TOTAL	\$1,204,015.46

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

PRIVILEGE OF THE FLOOR/PUBLIC COMMENTS

Mayor Brantley asked for public comments regarding resolutions presented on this agenda only. The public was permitted to speak one time with a limit of five minutes. Comments were as follows:

Kathy Bray, 1804 MacBride Avenue, stated there are two burned out homes on her street. One fire occurred in February, 2019 and the other was about a year prior. She contacted Code Enforcement and nothing has been done to take the buildings down. The owner claims that the Township is holding up the demolition. She attempted to visit Bill Doolittle, Construction Official, earlier in the day. He finally came out after 45 minutes but at that point she did not want to speak with him. She asked that something be done. Mr. Gadaleta will follow-up,

Thomasina Shanks, 12 Shorebrook Circle, discussed a problem with erosion on her property. Rain is washing away the corner of her property which backs up to a stream that feeds Shark River. The area is overgrown and homeowners cannot address it because it's thick with vegetation. She understands that part of the responsibility is on the homeowner and asked for someone to show her how to address the problem. Mr. Cafferty stated that he went out and looked at the area. The homeowner needs assistance on how to clean up the area. Mr. Gadaleta replied the Township owns a drainage pipe that crosses near 4 Shorebrook Circle. The Township is hiring a contractor to replace the bulkheading and will also try to desnag the upstream area to assist with the flow of water by the time it passes behind her house. Mr. Cafferty offered to speak with Ms. Shanks after the meeting.

Dianna Harris, 17 Willow Drive, President of MURC, thanked the Township Committee members and four police officers for attending Fun Day on May 1st. She asked why the Committee was repealing the redevelopment zone at the former Dente fence site on Route 35. Mr. Gadaleta replied that there has been no action at the site. There is new zoning along Route 35 so the property owner can now apply for a project under the current zoning and not be restricted by the Redevelopment Zone. This gives control of the project to the Planning Board or Board of Adjustment. Ms. Harris asked if the owner requested the repeal of the Redevelopment Zone. Mr. Gadaleta stated the owner did not request it, but asked for a rezoning of the property so the Township Planner thought it was a good idea to allow the existing zoning to prevail. Ms. Harris then distributed MURC's list of priorities for the West Lake Avenue Redevelopment Zone to the Township Committee.

Matthew Parker, Public Works employee, stated that he is experiencing racial harassment and has filed a complaint with Human Resources. Mr. Pasquale, Labor Attorney, was present and stated that the matter has been reviewed and he will ask Human Resources to get back to him.

Kevin Pearce, Public Works employee, stated that he filed a complaint with Human Resources on April 12th and has not heard back regarding the disposition of his complaint. Mr. Anthony replied that an investigation is being done on the matter with a report going back to the Township Committee.

Jeff Lucien, represents the blue collar workers at Public Works, stated that complaints were made and told an investigation was done but now action has taken place. Mr. Anthony replied that an investigation is taking place and there should not be a discussion on the matter. Mr. Lucien stated that he wants an independent, non-biased investigation. Mayor Brantley replied that is being done.

Richard Williams, 1 Abbott Avenue, asked Mr. Gadaleta to resume his Business Administrator's report at public meetings. Mr. Williams asked what the process is to file an appeal of the tax court decision as authorized by resolution adopted at this meeting. Mr. Anthony replied that the appeal is filed in the Appellate Division. The Assessor asked to appeal the decision and received authorization from the Township Committee. Mr. Williams asked if a decision was made on parking in Ocean Grove. The Mayor replied nothing yet.

Joyce Klein, Mt. Hermon Way, asked when will there be a response to the Kimley Horn parking study. Mr. Gadaleta responded that he is waiting to hear back from each Township Committee member. Ms. Klein stated that the Homeowners Association stands ready to help.

Ann MacMorris, 15 New York Avenue, Better Parking Alliance, stated that there is a math error in the Kimley Horn parking study. She submitted corrections to the Township Committee and contends that the errors are in the payroll calculations. The residential parking permit loss is about

\$16,000 per year and the parking meter would realize a profit in the first year versus a deficit as claimed in the report. Therefore, she concluded that the plan for residential parking permits and metered parking is financially feasible. Mr. Gadaleta stated that the Township's management team went through the numbers and concur that the Township's numbers are more in line with numbers provided by the Better Parking Alliance.

Andy Levine, 98 Mt. Tabor Way, Better Parking Alliance (BPA), believes the revised numbers submitted by Ms. MacMorris were accurate. Kimley Horn was paid \$50,000 to come up with a report in which there is a \$600,000 error. The BPA alerted the Camp Meeting Association and Kimley Horn of the error, but Kimley Horn knowingly presented the flawed report on May 3rd. He asked the Township Committee to ask Kimley Horn to correct the report. It is time for all groups to work together over the next six weeks and come up with a plan. He asked the Township to appoint a facilitator and believes a recommendation could be done by July.

Connie Holmes, 33 Winding Ridge Drive, asked if the community center will be staffed with paid employees or volunteers. Mr. Gadaleta replied that the Township is not at the point to have a discussion about staffing.

Denis McCarthy, Broadway, asked if the Public Works employees have a union. Mr. Gadaleta replied yes.

Mr. Williams offered a motion, seconded by Ms. York, to adjourn. All were in favor.

Richard J. Cuttrell,
Municipal Clerk