

TOWNSHIP COMMITTEE WORKSHOP MEETING – MAY 18, 2020 – 6:00 P.M.

This is a Virtual Meeting. Video and audio access to the meeting is via townhallstreams.com/towns/neptune_nj.

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

ROLL CALL

PRESENT/ABSENT

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

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

Mayor Lane announces 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 30, 2020, which included a notice of virtual meeting with web access instructions, 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.

ITEMS FOR DISCUSSION IN OPEN SESSION

1. June meeting date changes. Workshop and Regular meeting will be held on Monday, June 15th, standard start times. Previously scheduled meetings on June 8th and June 22nd are cancelled.
2. Discussion – Short term rental restrictions. Resolution on this evening's agenda
3. Review Committee calendars.

Res. # 20-177 – Authorize an Executive Session as authorized by the Open Public Meetings Act.

Offered by: _____ Seconded by: _____

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

TOWNSHIP COMMITTEE MEETING – MAY 18, 2020 – 7:00 P.M.

This is a Virtual Meeting. Video and audio access to the meeting is via townhallstreams.com/towns/neptune_nj. Public comments will be taken via email to vgadaleta@neptunetownship.org

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

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

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

Silent Prayer and Flag Salute

Mayor Lane announces 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 30, 2020 which included a notice of virtual meeting with web access instructions, 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 meetings held on April 27th and May 4th.

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 submitted via email to vgadaleta@neptunetownship.org.

ORDINANCES - For each ordinance with a public hearing, the public may comment via email to vgadaleta@neptunetownship.org.

ORDINANCE NO. 20-09 – 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 Stockton Avenue and removing a handicapped parking zone on Cookman Avenue - Final Reading

Explanatory Statement: This ordinance authorizes a resident only handicapped parking zone in front of 99 Stockton Avenue and the removal of an existing handicapped parking zone in front of 96 Cookman Avenue.

Public Hearing:

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

ORDINANCE NO. 20-10 – An ordinance to amend Volume I, Chapter XVI, Section 16-3 of the Code of the Township of Neptune entitled building sewers and connections by amending the definition of building sewer and clarifying the responsibility of the Township and property owner for the building sewer (lateral) between a building and the sewer main - Final Reading

Explanatory Statement: This ordinance amends the definition of "Building Sewer" to indicate this is also referred to as "lateral" and clarifies that the responsibility of the Township and the property owner for the maintenance and repairs to a lateral.

Public Hearing:

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

ORDINANCE NO. 20-11 – An ordinance authorizing transfer and acceptance of title to 1602 (and 1602B) West Lake Avenue (Block 605, Lot 47), 263 (and 265) Myrtle Avenue (Block 605, Lot 2), and 1711 West Lake Avenue (Block 610, Lot 14), Neptune Township to the Township of Neptune - Final Reading

Explanatory Statement: This authorizes the purchase of the properties indicated with the West Lake Avenue Redevelopment Zone for a total purchase price of \$625,000.00.

Public Hearing:

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

ORDINANCE NO. 20-12 – Bond Ordinance providing for the acquisition of various parcels of real property in the West Lake Avenue Redevelopment Zone and certain demolition of improvements thereon, by and in the Township of Neptune, in the County of Monmouth, State of New Jersey; appropriating \$700,000 therefor and authorizing the issuance of \$665,000 bonds or notes of the Township to finance part of the cost thereof - Final Reading

Explanatory Statement: This bond ordinance authorizes an appropriation of \$700,000 for acquisition of and payment of the purchase price for various parcels of real property in the West Lake Avenue Redevelopment Zone in the Township, located at 263 Myrtle Avenue (Block 605, Lot 2 on the official tax map of the Township), 1602 West Lake Avenue (Block 605, Lot 47 on the official tax map of the Township), and 1711 West Lake Avenue (Block 610, Lot 14 on the official tax map of the Township), including the demolition of improvements currently existing thereon

Public Hearing:

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

ORDINANCE NO. 20-13 – Bond Ordinance providing for COVID related improvements and acquisitions, by and in the Township of Neptune, in the County of Monmouth, State of New Jersey; appropriating \$750,000 therefor and authorizing the issuance of \$712,500 bonds or notes of the Township to finance part of the cost thereof - Final Reading

Explanatory Statement: This Bond Ordinance authorizes an appropriation of \$750,000 for COVID related improvements and acquisitions including building improvements, acquisition of personal protective equipment and technology upgrades

Public Hearing:

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

ORDINANCE NO. 20-14 – An ordinance to amend Volume I, Chapter XII of the Code of the Township of Neptune by adding Section 12-7 entitled "Additions to Property Maintenance Code – Exterior of Premises and Structures - First Reading

Explanatory Statement: This ordinance amends the property maintenance code by clarifying and adding regulations regarding the maintenance of the exterior of property and structures.

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

The Public Hearing on Ordinance 20-14 will be held at the next Township Committee meeting on Monday, June 15th.

CONSENT AGENDA

Res. #20-178 – Support potential brownfield remediation at the former Welsh Farms property in the Township of Neptune.

Res. #20-179 – Employ temporary seasonal personnel in the Department of Public Works.

Res. #20-180 – Authorize the submission of a grant application to the Coronavirus Emergency Supplemental Funding Program through the U.S. Department of Justice.

Res. #20-181 – Authorize an amendment to the 2020 municipal budget to realize monies from the U.S. Department of Justice.

Res. #20-182 – Extend due date for annual liquor license renewal fee to September 30th.

Res. #20-183 – Place lien on various properties.

Res. #20-184 – Acknowledge Neptune Township Emergency Medical Services, the Neptune First Aid Squad, the Shark River Hills First Aid Squad, the Hamilton First Aid Squad, and the Ocean Grove Fire Department First Aid Squad as 911/Emergency Medical Service providers for the Township of Neptune for the purposes of participation in County, State, and Federal programs that require such acknowledgement.

Res. #20-185 – Employ Emergency Medical Technicians in the Emergency Medical Services Department on a part-time basis.

Res. #20-186 – Employ temporary seasonal personnel for the Neptune Summer Recreation Program.

Res. #20-187 – Authorize execution of an agreement for the assignment of Special Law Enforcement Officers to Ocean Grove Camp Meeting Association property.

Res. #20-188 – Authorize Stipulation of Settlement and withdrawal of hearing request in the matter of Neptune Township v. New Jersey Department of Environmental Protection, County of Monmouth, and State of New Jersey.

Res. #20-189 – Confirm employment of temporary Emergency Medical Technicians and Office of Emergency Management personnel to fulfill emergent needs as authorized by the Declaration of Emergency in the Township of Neptune.

Res. #20-190 – Authorize hazardous material training.

Res. #20-191 – Authorize the purchase of recycling containers through the Educational Services Commission of New Jersey Purchasing Program.

Res. #20-192 – Access security upgrades for the Police Department through the Educational Services Commission of New Jersey Purchasing Program.

Res. #20-193 – Authorize the purchase and installation of a Supervisory Control Data Acquisition System for sewer pumping stations through the North Jersey Wastewater Cooperative Purchasing System.

Res. #20-194 – Authorize the purchase of a standby diesel power generator through the Sourcewell National Purchasing Cooperative.

CONSENT AGENDA Offered by: _____ Seconded by: _____
Vote: Brantley, _____; McMillan, _____; Rizzo, _____; Williams, _____; Lane, _____.

Res. #20-195 – Extend temporary restrictions on transient and seasonal guests in the Township of Neptune.

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

Res. #20-196 – Appoint Township Labor Attorneys.

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

Res. #20-197 – Confirm termination of agreement with Police Committee Consultant.

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

Res. #20-198 – Authorize the payment of bills.

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

PRIVILEGE OF THE FLOOR/PUBLIC COMMENTS

Members of the public may address any concern relating to the Township by submitting questions via email to vgadaleta@neptunetownship.org.

ADJOURNMENT – NEXT REGULAR MEETING WILL BE HELD ON JUNE 15, 2020

ORDINANCE NO. 20-09

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 STOCKTON AVENUE AND REMOVING A HANDICAPPED PARKING ZONE ON COOKMAN 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>
Stockton Avenue	1	North side of Stockton Avenue beginning 53 feet east of the southeast intersection of Stockton Avenue and New Jersey Avenue

SECTION 2

Volume I, Chapter VII, Section 7-21.1 – Handicapped Parking on Street, is hereby amended by *removing* the following:

<u>Name of Street</u>	<u>No. of Spaces</u>	<u>Location</u>
Cookman Avenue	1	South side of Cookman Avenue 70 feet west of the intersection of Cookman Avenue and Pennsylvania Avenue

SECTION 3

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

APPROVED ON FIRST READING: April 27, 2020

APPROVED, PASSED, AND ADOPTED:

Richard J. Cuttrell,
Municipal Clerk

Robert Lane, Jr.
Mayor

ORDINANCE NO. 20-10

AN ORDINANCE TO AMEND VOLUME I, CHAPTER XVI, SECTION 16-3 OF THE CODE OF THE TOWNSHIP OF NEPTUNE ENTITLED BUILDING SEWERS AND CONNECTIONS BY AMENDING THE DEFINITION OF BUILDING SEWER AND CLARIFYING THE RESPONSIBILITY OF THE TOWNSHIP AND PROPERTY OWNER FOR THE BUILDING SEWER (LATERAL) BETWEEN A BUILDING AND THE SEWER MAIN

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 XVI, Section 16-3.2 – “Definitions”, is hereby amended by amending the definition of “Building Sewer” to read as follows:

Building sewer shall mean the extension from the building drain to the public sewer or other place of disposal. This is also referred to as “house connection” or “lateral”.

SECTION 2

Volume I, Chapter XVI, Section 16-3.11 – “Responsibility of Township and Property Owner (Customer)”, is added as follows:

a. The Township shall not be responsible for maintaining any portion of the building sewer (lateral) from the property owners’ building to the sewer main, or for damage done by sewer escaping there from, or from lines or fixtures on the customer’s property. The customer shall at all times comply with applicable regulations with respect thereto and make changes that are required. All connections, buildings sewers, and fixtures from the main (laterals) to the building shall be maintained by the customer in good order. All leaks in the building’s sewer from the main to the building sewer line (lateral), or in a fixture in the premises served, must be repaired immediately by the owner or occupant of the premises at his/her/its sole expense.

b. The customer shall be responsible for notifying the Township of the party contracted to do any work in the customer’s building sewer (lateral) prior to work being commenced and said contractor shall not backfill any trench until the work has been inspected by the Township’s representative or Plumbing Code Official. Any work not acceptable shall be immediately removed and replaced by work which is acceptable.

SECTION 3

The section “Violations and Penalties”, which is currently numbered as Section 16-3.11, is hereby renumbered as Section 16-3.12

SECTION 4

This Ordinance shall become effective immediately upon its final passage and publication as required by law.

SECTION 5

All Ordinances or parts of Ordinances which are inconsistent herewith are repealed, but only to the extent of such inconsistency.

APPROVED ON FIRST READING: April 27, 2020

APPROVED, PASSED, AND ADOPTED:

Richard J. Cuttrell,
Municipal Clerk

Robert Lane, Jr.
Mayor

ORDINANCE NO. 20-11

AN ORDINANCE AUTHORIZING TRANSFER AND ACCEPTANCE OF TITLE TO 1602 (AND 1602B) WEST LAKE AVENUE (BLOCK 605, LOT 47), 263 (AND 265) MYRTLE AVENUE (BLOCK 605, LOT 2), AND 1711 WEST LAKE AVENUE (BLOCK 610, LOT 14), NEPTUNE TOWNSHIP TO THE TOWNSHIP OF NEPTUNE

WHEREAS, by Resolution of Authorization approved by the Township Committee on April 27, 2020, the Township of Neptune was authorized to enter into Contracts of Sale with 1723 Bangs Avenue, LLC; for the purchase of properties located at 1602 (and 1602B) West Lake Avenue (Block 605, Lot 47) and 263 (and 265) Myrtle Avenue (Block 605, Lot 2), and with Hammer Route 9, LLC, for the purchase of property located at 1711 West Lake Avenue, (Block 610, Lot 14) in the Township of Neptune, for consideration of \$207,500.00; \$207,500.00 and \$210,000.0 respectively, for a total purchase price of \$625,000.00, with the intent of redeveloping the aforesaid properties along with other properties in the West Lake Area; and

WHEREAS, it was the intent of the Resolution of April 27, 2020, that the parties enter into the aforesaid Contracts of Sale, subject to the procurement of an appropriate Title Searches and Title Policies providing for the transfer of clear title, the procurement of surveys of the subject properties and the inspection of the properties to the satisfaction of the Township, and a determination by the Township through all means available that clear title on all properties can be transferred without disabling encumbrances; subject to funding through a Capital Funding Ordinance.

NOW THEREFORE, BE IT ORDAINED by the Township Committee of the Township of Neptune, County of Monmouth and the State of New Jersey that pursuant to State Statute allowing municipalities to accept and purchase property, the Township hereby authorizes the transfer and acceptance of Deeds to properties located at 1602 (and 1602B) West Lake Avenue (Block 605, Lot 47) and 263 (and 265) Myrtle Avenue (Block 605, Lot 2), and 1711 West Lake Avenue, (Block 610, Lot 14) , Neptune Township, New Jersey, subject to a determination through Title Searches and Title Policies of clear title, no disabling encumbrances as a result of the surveys obtained of the properties, and inspections of the properties, that clear and unencumbered properties and titles can be transferred to the Township of Neptune, as set forth above; and,

BE IT FURTHER ORDAINED, that the Township Attorney is hereby authorized to prepare or review Deeds of Transfer on behalf of the Township, obtain their execution and record the same in the Clerk's Office of Monmouth County, and that the Mayor and Clerk are hereby authorized to execute the Contracts of Sale and/or all other necessary documents of transfer, subject to all conditions and contingencies aforesaid; and,

BE IT FURTHER ORDAINED, that this Ordinance shall become effective immediately upon its final passage and publication as required by law; and,

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

APPROVED ON FIRST READING:

April 27, 2020

APPROVED, PASSED, AND ADOPTED:

Richard J. Cuttrell,
Municipal Clerk

Robert Lane, Jr.
Mayor

ORDINANCE NO. 20-12

BOND ORDINANCE PROVIDING FOR THE ACQUISITION OF VARIOUS PARCELS OF REAL PROPERTY IN THE WEST LAKE AVENUE REDEVELOPMENT ZONE AND CERTAIN DEMOLITION OF IMPROVEMENTS THEREON, BY AND IN THE TOWNSHIP OF NEPTUNE, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY; APPROPRIATING \$700,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$665,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF

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

SECTION 1. The improvement or purpose described in Section 3 of this bond ordinance is hereby authorized as a general improvement or purpose to be undertaken by the Township of Neptune, in the County of Monmouth, State of New Jersey (the "Township"). For the said improvement or purpose stated in Section 3 hereof, there is hereby appropriated the sum of \$700,000, said sum being inclusive of a down payment in the amount of \$35,000 (the "Down Payment") for said improvement required by the Local Bond Law, N.J.S.A. 40A:2-1 et seq. (the "Local Bond Law"), which Down Payment is now available from the General Capital Improvement Fund by virtue of a provision or provisions in a previously adopted budget or budgets of the Township for down payment or for capital improvement purposes.

SECTION 2. For the financing of said improvement or purpose described in Section 3 hereof and to meet the part of said \$700,000 appropriation not provided for by application hereunder of the Down Payment, negotiable bonds of the Township are hereby authorized to be issued in the principal amount of \$665,000 pursuant to the Local Bond Law. In anticipation of the issuance of said bonds and to temporarily finance said improvement or purpose, negotiable notes of the Township in a principal amount not exceeding \$665,000 are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

SECTION 3. (a) The improvement hereby authorized and purpose for the financing of which said bonds or notes are to be issued is the acquisition of and payment of the purchase price for various parcels of real property in the West Lake Avenue Redevelopment Zone in the Township, located at 263 Myrtle Avenue (Block 605, Lot 2 on the official tax map of the Township), 1602 West Lake Avenue (Block 605, Lot 47 on the official tax map of the Township), and 1711 West Lake Avenue (Block 610, Lot 14 on the official tax map of the Township) (collectively, the "West Lake Redevelopment Properties"), including the demolition of improvements currently existing on the West Lake Redevelopment Properties, and also including all consulting work, preparation of plans and specifications, construction planning, surveying, permits, bid documents, equipment rental and all work, materials, equipment, accessories, labor and appurtenances necessary therefor or incidental thereto.

(b) The estimated maximum amount of bonds or notes to be issued for said improvement or purpose is \$665,000.

(c) The estimated cost of said improvement or purpose is \$700,000, the excess thereof over the said estimated maximum amount of bonds or notes to be issued therefor is the Down Payment in the amount of \$35,000 available for such improvement or purpose.

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

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

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

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

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

(b) The average period of usefulness of said improvement or purpose within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the said bonds authorized by this bond ordinance, is forty (40) years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly made and filed in the Office of the Clerk of the Township and a complete executed duplicate thereof has been filed in the Office of the Director of the Division of Local Government Services, New Jersey Department of Community Affairs, and such statement shows that the gross debt of the Township as defined in the Local Bond Law is increased by the authorization of the bonds or notes provided for in this bond ordinance by \$665,000 and the said bonds or notes authorized by this bond ordinance will be within all debt limitations prescribed by said Local Bond Law.

(d) An aggregate amount not exceeding \$25,000 for items of expense listed in and permitted under section 20 of the Local Bond Law is included in the estimated cost indicated herein for the purpose or improvement hereinbefore described.

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

SECTION 9. The Township reasonably expects to reimburse any expenditures toward the costs of the improvement or purpose described in Section 3 hereof and paid prior to the issuance of any bonds or notes authorized by this bond ordinance with the proceeds of such bonds or notes. This Section 9 is intended to be and hereby is a declaration of the Township's official intent to reimburse any expenditures toward the costs of the improvement or purpose described in Section 3 hereof to be incurred and paid prior to the issuance of bonds or notes authorized herein in accordance with Treasury Regulations §1.150-2. All reimbursement allocations will occur not later than eighteen (18) months after the later of (i) the date the expenditure from a source other than any bonds or notes authorized herein is paid, or (ii) the date the improvement or purpose described in Section 3 hereof is "placed in service" (within the meaning of Treasury Regulations §1.150-2) or abandoned, but in no event more than three (3) years after the expenditure is paid.

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

SECTION 11. The Chief Financial Officer of the Township is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Township, which are authorized herein, and to execute such disclosure document on behalf of the Township. The Chief Financial Officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Township pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the Township, which are authorized herein, and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Township fails to comply with its undertaking, the Township shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

SECTION 12. This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption and approval by the Mayor, as provided by the Local Bond Law.

APPROVED ON FIRST READING:

April 27, 2020

APPROVED, PASSED, AND ADOPTED:

Richard J. Cuttrell,
Municipal Clerk

Robert Lane, Jr.
Mayor

ORDINANCE NO. 20-13

BOND ORDINANCE PROVIDING FOR COVID RELATED IMPROVEMENTS AND ACQUISITIONS, BY AND IN THE TOWNSHIP OF NEPTUNE, IN THE COUNTY OF MONMOUTH, STATE OF NEW JERSEY; APPROPRIATING \$750,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$712,500 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF

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

SECTION 1. The improvement or purpose described in Section 3 of this bond ordinance is hereby authorized as a general improvement or purpose to be undertaken by the Township of Neptune, in the County of Monmouth, State of New Jersey (the "Township"). For the said improvement or purpose stated in Section 3 hereof, there is hereby appropriated the sum of \$750,000, said sum being inclusive of a down payment in the amount of \$37,500 (the "Down Payment") for said improvement required by the Local Bond Law, N.J.S.A. 40A:2-1 et seq. (the "Local Bond Law"), which Down Payment is now available from the General Capital Improvement Fund by virtue of a provision or provisions in a previously adopted budget or budgets of the Township for down payment or for capital improvement purposes.

SECTION 2. For the financing of said improvement or purpose described in Section 3 hereof and to meet the part of said \$750,000 appropriation not provided for by application hereunder of the Down Payment, negotiable bonds of the Township are hereby authorized to be issued in the principal amount of \$712,500 pursuant to the Local Bond Law. In anticipation of the issuance of said bonds and to temporarily finance said improvement or purpose, negotiable notes of the Township in a principal amount not exceeding \$712,500 are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

SECTION 3. (a) The improvement hereby authorized and purpose for the financing of which said bonds or notes are to be issued is COVID related improvements and acquisitions including building improvements, acquisition of personal protective equipment and technology upgrades, and also including all consulting work, preparation of plans and specifications, construction planning, surveying, permits, bid documents, equipment rental and all work, materials, equipment, accessories, labor and appurtenances necessary therefor or incidental thereto.

(b) The estimated maximum amount of bonds or notes to be issued for said improvement or purpose is \$712,500.

(c) The estimated cost of said improvement or purpose is \$750,000, the excess thereof over the said estimated maximum amount of bonds or notes to be issued therefor is the Down Payment in the amount of \$37,500 available for such improvement or purpose.

SECTION 4. In the event the United States of America, the State of New Jersey, and/or the County of Monmouth make a contribution or grant in aid to the Township for the improvement and purpose authorized hereby (including State of New Jersey and Federal COVID

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

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

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

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

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

(b) The average period of usefulness of said improvement or purpose within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the said bonds authorized by this bond ordinance, is five (5) years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly made and filed in the Office of the Clerk of the Township and a complete executed duplicate thereof has been filed in the Office of the Director of the Division of Local Government Services, New Jersey Department of Community Affairs, and such statement shows that the gross debt of the Township as defined in the Local Bond Law is increased by the authorization of the

bonds or notes provided for in this bond ordinance by \$712,500 and the said bonds or notes authorized by this bond ordinance will be within all debt limitations prescribed by said Local Bond Law.

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

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

SECTION 9. The Township reasonably expects to reimburse any expenditures toward the costs of the improvement or purpose described in Section 3 hereof and paid prior to the issuance of any bonds or notes authorized by this bond ordinance with the proceeds of such bonds or notes. This Section 9 is intended to be and hereby is a declaration of the Township's official intent to reimburse any expenditures toward the costs of the improvement or purpose described in Section 3 hereof to be incurred and paid prior to the issuance of bonds or notes authorized herein in accordance with Treasury Regulations §1.150-2. All reimbursement allocations will occur not later than eighteen (18) months after the later of (i) the date the expenditure from a source other than any bonds or notes authorized herein is paid, or (ii) the date the improvement or purpose described in Section 3 hereof is "placed in service" (within the meaning of Treasury Regulations §1.150-2) or abandoned, but in no event more than three (3) years after the expenditure is paid.

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

SECTION 11. The Chief Financial Officer of the Township is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Township, which are authorized herein, and to execute such disclosure document on behalf of the Township. The Chief Financial Officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Township pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the Township, which are authorized herein, and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Township fails to comply with its undertaking, the Township shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

SECTION 12. This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption and approval by the Mayor, as provided by the Local Bond Law.

APPROVED ON FIRST READING:

May 4, 2020

APPROVED, PASSED, AND ADOPTED:

Richard J. Cuttrell,
Municipal Clerk

Robert Lane, Jr.
Mayor

ORDINANCE NO. 20-14

AN ORDINANCE TO AMEND VOLUME I, CHAPTER XII OF THE CODE OF THE TOWNSHIP OF NEPTUNE BY ADDING SECTION 12-7 ENTITLED "ADDITIONS TO PROPERTY MAINTENANCE CODE – EXTERIOR OF PREMISES AND STRUCTURES"

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 XII, Section 12-7 entitled "Additions to Property Maintenance Code – Exterior Premises and Structures" shall be added as follows:

12-7 Additions to Property Maintenance Code – Exterior of Premises and Structures

12-7.1 Maintenance of Exterior of Premises and Structures.

a. The exterior of the premises and all structures thereon shall be kept free of all nuisances and any hazards to the safety of occupants, pedestrians, and other persons utilizing the premises, and free of unsanitary conditions, and any of the foregoing shall be promptly removed and abated by the owner or operator. It shall be the duty of the owner or operator to keep the premises free of hazards which include but are not limited to the following:

1. Refuse. Brush, weeds, broken glass, stumps, roots, growths, filth, garbage, trash, refuse and debris.
2. Natural Growth. Dead and dying trees and limbs or other natural growth which, by reason of rotting or deteriorating conditions or storm damage, constitute a hazard to persons in the vicinity thereof. Trees shall be kept pruned and trimmed to prevent such conditions.
3. Overhangs. Loose and overhanging objects and accumulations of ice and snow which, by reason of location above ground level, constitute a danger of their falling on persons in the vicinity thereof. It shall be unlawful to permit the branches or limbs of any trees or shrubbery to grow or extend in any of the streets within the territorial limits of the Township of Neptune, at a height of less than eight feet from the surface of any such streets, and any limb or branch the whole or any part of which may be lower than eight feet from the surface of any such street shall be and the same is hereby declared to be a nuisance and unlawful. If such limbs or branches shall not be removed within the time period specified, after service of the notice as provided for in the Code, than the Township Administrator, by its duly authorized agents, may abate said nuisances. The cost and expense paid and incurred by the township shall be added to the tax or taxes on the lot or lots of land in front of which said limbs or branches have been removed or cut, to be collected according to law, and shall be a lien upon such lands until paid.

4. Ground Surface Hazards. Holes, excavations, breaks, projections, obstructions on paths, walks, driveways, parking lots, and parking areas, and other parts of the premises which are accessible to and used by persons on the premises. All such holes and excavations shall be filled and repaired, walks and steps replaced and other conditions removed where necessary to eliminate hazards or unsanitary conditions with reasonable dispatch upon their discovery.
5. Recurring Accumulations of Storm water. Adequate run-off drains shall be provided and maintained to eliminate any such recurrent or excessive accumulation of storm water to minimize soil erosion.
6. Sources of Infestation. Sources of infestation shall be eliminated.
7. Foundation Walls. Foundation walls shall be kept structurally sound, free from defects and damage and capable of bearing imposed loads safely.
8. Chimneys, Flues and Vents. Chimneys and all flue and vent attachments thereto shall be maintained structurally sound, free from defects, and so maintained as to capably perform at all times the functions for which they were designed. Chimneys, flues, gas vents or other draft-producing equipment shall provide sufficient draft to develop the rated output of the connected equipment and shall be structurally safe, durable, smoke tight, and capable of withstanding the action of the flue gases.
9. Porches, Landings, Balconies, Stairs and Fire Escapes. Porches, landings, balconies, stairs and fire escapes shall be provided with banisters or railings properly designed and maintained to minimize the hazards of falling, and they shall be kept structurally sound, in good repair, and free from defects.
10. Accumulation of Leaves. Any substantial accumulation of fallen leaves as determined by the Township Official on a developed property that exists should be removed within ten (10) days notice, weather permitting, as to not create a hazard to the public. Examples of public hazard include but not limited to piles of leaves near structures, dormant piles of leaves, or piles of leaves on walking surfaces.

b. The exterior of the premises and condition of accessory structures shall be maintained so that the appearance of the premises and all buildings thereon shall reflect a level of maintenance in keeping with the standards of the neighborhood, and such that the appearance of the premises and structures shall not constitute a blighting factor for adjoining property owners, nor an element leading to the progressive deterioration and downgrading of the neighborhood with accompanying diminution of property values including the following:

1. Landscaping. Premises shall be kept landscaped to prevent erosion, and lawns, hedges and bushes shall be kept trimmed and free from becoming overgrown and unsightly where exposed to public view and where they constitute a blighting factor depreciating adjoining property.
2. Signs and Billboards. All permanent signs and billboards exposed to public

view permitted by reason of other regulations or as a lawful nonconforming use shall be maintained in good repair. Any signs which have excessively weathered or faded or upon which the paint has excessively peeled or cracked shall, with their supporting members, be removed forthwith.

3. Windows. All windows exposed to public view shall be kept clean and free of marks or foreign substances except when necessary in the course of changing displays.

4. Awnings and Marquees. Any awning or marquee and its accompanying structural members which extend over any street, sidewalk, or other portion of the premises shall be maintained in good repair and shall not constitute a nuisance or a safety hazard. In the event such awnings, canopies or marquees are not properly maintained in accordance with the foregoing, they shall, together with their supporting members, be removed forthwith. In the event the awnings or marquees are made of cloth, plastic, or of similar materials, the cloth or plastic where exposed to public view shall be maintained in good condition and shall not show evidence of excessive weathering, discoloration, ripping, tearing, or other holes. Nothing herein shall be construed to authorize any encroachment on streets, sidewalks, or other parts of the public domain.

c. General Maintenance. The exterior of every structure or accessory structure not inherently resistant to decay, including fences, shall be maintained in good repair and all surfaces thereof shall be kept painted or otherwise provided with a protective coating sufficient to prevent structural deterioration and to maintain appearance. Such structures shall be maintained free of broken glass, loose shingles, crumbling stone or brick, excessive peeling paint, or other conditions reflective of deterioration or inadequate maintenance to the end that the property itself may be preserved, safety and fire hazards eliminated, and adjoining properties and the neighborhood protected from blighting influences.

d. Structural Soundness. The exterior of every structure or accessory structure, including fences, signs, and store fronts, shall be maintained in good repair and all surfaces thereof shall be kept painted or otherwise provided with a protective coating sufficient to prevent structural deterioration and to maintain appearance. All surfaces shall be maintained free of broken glass, loose shingles, crumbling stone or brick, excessive peeling paint, or other conditions reflective of deterioration or inadequate maintenance to the end that the property itself may be preserved and safety and fire hazards eliminated.

SECTION 2

This Ordinance shall become effective immediately upon its final passage and publication as required by law.

SECTION 3

All Ordinances or parts of Ordinances which are inconsistent herewith are repealed, but only to the extent of such inconsistency.

APPROVED ON FIRST READING:

APPROVED, PASSED, AND ADOPTED:

Richard J. Cuttrel,
Municipal Clerk

Robert Lane, Jr.
Mayor

RESOLUTION #20-178 – 5/18/20

SUPPORT POTENTIAL BROWNFIELD REMEDIATION AT THE
FORMER WELSH FARMS PROPERTY IN THE TOWNSHIP OF NEPTUNE

WHEREAS, the Township of Neptune is the owner of the former Welsh Farms property which was acquired through the Green Acres program for the purposes of creating passive recreation; and

WHEREAS, the Governing Body has determined that there has been, or it suspects that there has been, a discharge of hazardous substances or a hazardous waste on the Property; and,

WHEREAS, the Township of Neptune is applying to the Hazardous Discharge Site Fund for funding for the investigation and cleanup of former Welsh Farms site in order to determine the extent of any hazardous substance or hazardous waste,

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune, County of Monmouth, State of New Jersey, hereby supports potential brownfield remediation at the former Welsh Farms site; and,

BE IT FURTHER RESOLVED, that the Township of Neptune is committed to the redevelopment of the former Welsh Farms property for the purpose of multiple types of active or passive recreation. This will provide new opportunities that currently do not exist at the site. A realistic opportunity exists for the development of said improvements within a three year period after the completion of the remediation of this site; and,

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

CERTIFICATION
HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
NEPTUNE ON May 18, 2020



Richard J. Cuttrell, Municipal Clerk

RESOLUTION #20-179 - 5/18/20

EMPLOY TEMPORARY SEASONAL PERSONNEL
IN THE DEPARTMENT OF PUBLIC WORKS

WHEREAS, the Township has a need to employ seasonal workers in the Department of Public Works for the summer season; and,

WHEREAS, the Director of Public Works and Human Resources Director have forwarded their recommendation; and,

WHEREAS, funds for this purpose are available in the 2020 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 Zyaire McKenzie be and is hereby employed in the Department of Public Works as a temporary seasonal employee to perform various tasks within the Department, from May 15, 2020 to August 31, 2020, not to exceed forty (40) hours per week, at a salary of \$15.00 per hour with no health benefits; 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 the Director of Public Works.

CERTIFICATION
HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
NEPTUNE ON May 18, 2020



Richard J. Cuttrell, Municipal Clerk

RESOLUTION #20-180 – 5/18/20

AUTHORIZE THE SUBMISSION OF A GRANT APPLICATION TO THE CORONAVIRUS
EMERGENCY SUPPLEMENTAL FUNDING PROGRAM THROUGH
THE U.S. DEPARTMENT OF JUSTICE

WHEREAS, the U.S. Department of Justice, Office of Justice Programs, Bureau of Justice Assistance has posted the availability of grant funds through the Coronavirus Emergency Supplement Funding Program FY 2020, which provides a no match funding source to local units of government for law enforcement related expenses, equipment, and training in connection with the prevention, preparation, and response to the coronavirus pandemic; and,

WHEREAS, the Neptune Township Police Department is eligible for an allocation of \$53,410.00 through this supplemental program and desires to submit a grant application,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that, the Mayor or his designee, the Chief Financial Officer and the Chief of Police, be and are hereby authorized to submit a FY 2020 Coronavirus Emergency Supplement Funding Program application to the U.S. Department of Justice, Office of Justice Programs, Bureau of Justice Assistance for the purposes as stated herein; and,

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

CERTIFICATION
HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
NEPTUNE ON May 18, 2020



Richard J. Cuttrell, Municipal Clerk

RESOLUTION #20-181 – 5/18/20

AUTHORIZE AN AMENDMENT TO THE 2020 MUNICIPAL BUDGET TO REALIZE
MONIES FROM THE UNITED STATES DEPARTMENT OF JUSTICE

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

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

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget for the year 2020 in the sum of \$14,473.00 which is now available from a United States Department of Justice - Justice Assistance Grant in the amount of \$14,473.00; and,

BE IT FURTHER RESOLVED that the like sum of \$14,473.00 is hereby appropriated under the caption of 2019 JAG Law Enforcement Equipment Grant; and,

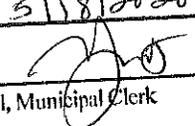
BE IT FURTHER RESOLVED, that the above is the result of funds from the United States Department of Justice – FY19 Edward Byrne Memorial Justice Assistance Grant Program in the amount of \$14,473.00; and,

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

Vote:

Brantley: aye
McMillan: aye
Rizzo: aye
Williams: aye
Lane: aye

CERTIFICATION
I HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
NEPTUNE ON 5/18/2020


Richard J. Cuttrell, Municipal Clerk

RESOLUTION #20-182 – 5/18/20

EXTEND DUE DATE FOR ANNUAL LIQUOR LICENSE RENEWAL FEE
TO SEPTEMBER 30TH

WHEREAS, all forms of retail liquor licenses have a renewal date of June 30th by which time the renewal application, state renewal fee, and municipal renewal fee must be submitted; and,

WHEREAS, due to the COVID pandemic, the New Jersey Division of Alcoholic Beverage Control has extended the deadline for submission of the liquor license renewal application and state renewal fee for the 2020-2021 licensing period until September 30, 2020; and,

WHEREAS, the Township Committee desires to also extend the deadline for submission of the municipal renewal fee until September 30, 2020,

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby extends the deadline for the submission of the annual liquor license renewal fee for the 2020-2021 licensing period to September 30, 2020; and,

BE IT FURTHER RESOLVED, that a certified copy of this resolution be forwarded to the Chief Financial Officer, Chief of Police, Municipal Clerk and Auditor.

CERTIFICATION
HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
NEPTUNE ON May 18, 2020



Richard J. Cuttrell, Municipal Clerk

RESOLUTION #20-183 - 5/18/20

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

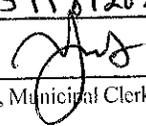
WHEREAS, the Code Enforcement Supervisor has had the condition corrected in accordance with Article IV, Section 6.2 (a) of Ordinance #843 at a total cost as indicated below,

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>
406/1	1228 9 th Avenue	845.50
270/9	103 Franklin Avenue	522.50

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

CERTIFICATION
I HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
NEPTUNE ON 5/18/2020


Richard J. Cuttrell, Municipal Clerk

RESOLUTION #20-184 - 5/18/20

ACKNOWLEDGE NEPTUNE TOWNSHIP EMERGENCY MEDICAL SERVICES, THE NEPTUNE FIRST AID SQUAD, THE SHARK RIVER HILLS FIRST AID SQUAD, THE HAMILTON FIRST AID SQUAD, AND THE OCEAN GROVE FIRE DEPARTMENT FIRST AID SQUAD AS 911/EMERGENCY MEDICAL SERVICE PROVIDERS FOR THE TOWNSHIP OF NEPTUNE FOR THE PURPOSES OF PARTICIPATION IN COUNTY, STATE, AND FEDERAL PROGRAMS THAT REQUIRE SUCH ACKNOWLEDGEMENT

WHEREAS, Neptune Township Emergency Medical Services, as well as four (4) volunteer rescue squads with the Township of Neptune provide emergency medical service and 911 response service to the residents of the Township of Neptune, those squads being the Neptune First Aid Squad, Shark River Hills First Aid Squad, Hamilton First Aid Squad, and Ocean Grove Fire Department First Aid Squad; and,

WHEREAS, from time to time, these emergency service providers seek to participate in grants or programs sponsored by County, State, and Federal entities; and,

WHEREAS, participation in the aforementioned programs often times requires verification that each organization is a volunteer emergency medical services and/or 911 response service provider in the Township of Neptune; and,

WHEREAS, Neptune Township Emergency Medical Services, the Neptune First Aid Squad, the Shark River Hills First Aid Squad, the Hamilton First Aid Squad, and the Ocean Grove Fire Department First Aid Squad have provided emergency medical services and/or 911 response service to Neptune Township for many years,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune, County of Monmouth, State of New Jersey, that Neptune Township Emergency Medical Services, the Neptune First Aid Squad, the Shark River Hills First Aid Squad, the Hamilton First Aid Squad, and the Ocean Grove Fire Department First Aid Squad are emergency medical services and/or 911 response service providers in the Township of Neptune and should be considered as such in the application process for any County, State, or Federal grant or program; and,

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

CERTIFICATION
HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
NEPTUNE ON May 18, 2020



Richard J. Cuttrell, Municipal Clerk

RESOLUTION #20-185 - 5/18/20

EMPLOY EMERGENCY MEDICAL TECHNICIANS IN THE EMERGENCY MEDICAL SERVICES DEPARTMENT ON A PART-TIME BASIS

WHEREAS, there is a need for additional Emergency Medical Technicians on a part-time hourly basis; and,

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

WHEREAS, the EMS Manager has made his recommendations; and,

WHEREAS, funds will be provided in the 2020 municipal budget, in the appropriation entitled Emergency Medical Services 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 as part-time Emergency Medical Technicians, effective May 4, 2020, contingent upon successful completion of a background investigation and medical evaluation, at an hourly rate of \$20.60:

Jonathan Gale

Suzanne Vazquez

Patrick Burns

Stephanie Leather

Antero Tito Jackson

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

CERTIFICATION
HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
NEPTUNE ON May 18, 2020



Richard J. Cuttrell, Municipal Clerk

RESOLUTION #20-186 - 5/18/20

EMPLOY TEMPORARY SEASONAL PERSONNEL FOR
THE NEPTUNE SUMMER RECREATION PROGRAM

WHEREAS, the Township of Neptune Recreation Department will be sponsoring a Summer Recreation Program; and,

WHEREAS, applications were received and the following qualified applicants have been recommended for hire by the Recreation Director; and,

WHEREAS, funds will be provided in the 2020 Municipal Budget in the appropriation entitled Recreation 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 persons be and are hereby employed in the Neptune Summer Recreation Program from June 25, 2020 through September 4, 2020, for the number of hours and days as specified herein, pending favorable results of the required background check and with the understanding that staffing levels will be based on final enrollment and possible restrictions/program changes due to the pandemic. This resolution does not guarantee either employment or number of hours; and,

<u>Role Models</u>	<u>\$11.00/hour</u>	<u>8 hours/day</u>	<u>30 days</u>
Hailee Carpenter	Arien Harris	Stephanie Hogarth	
Tom Shields	Talya Terrell	Sierra Hollins	
Beverly Cadet	Shyanne Conklin	Nahshon Harbour	
Ashley Hoffman	Fallon Oates	Maria Seidle	
Sanai Taylor	Soleil Walker	Amir Wells-Crudup	
<u>Substitute Role Models</u>	<u>\$10.00/hour</u>	<u>8 hours/day</u>	<u>30 days</u>
Stephen Seidle	Camryn Day	Zachary Denberg	
Hannah Carpenter	David Ramirez		
<u>CITs (Counselors/Role Models in Training)</u>		<u>no pay / experience only</u>	
Zachary Denberg	Megan Fleming		

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

CERTIFICATION
HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
NEPTUNE ON May 18, 2020



Richard J. Cuttrel, Municipal Clerk

RESOLUTION #20-187 - 5/18/20

AUTHORIZE EXECUTION OF AN AGREEMENT FOR THE ASSIGNMENT
OF SPECIAL LAW ENFORCEMENT OFFICERS TO OCEAN GROVE
CAMP MEETING ASSOCIATION PROPERTY

WHEREAS, the Ocean Grove Camp Meeting Association has requested the assignment of Special Law Enforcement Officers – Class II to patrol property owned by the Association throughout the year on a schedule approved by the Chief of Police; and,

WHEREAS, the Association will pay the Township the sum of \$28.00 per hour per officer to offset the cost of the Special Law Enforcement Officers assigned to the beach and boardwalk area and Association property in the vicinity of the Great Auditorium,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby authorizes the execution of an Agreement with the Ocean Grove Camp Meeting Association whereby the Township will assign Township of Neptune Special Law Enforcement Officers – Class II as requested by the Association and coordinated with the Chief of Police for the purpose of patrolling Association property and enforcing applicable NJ state statutes and municipal ordinances; and,

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

CERTIFICATION
HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
NEPTUNE ON May 18, 2020



Richard J. Cuttrell, Municipal Clerk

RESOLUTION #20-188 – 5/18/20

AUTHORIZE STIPULATION OF SETTLEMENT AND WITHDRAWAL OF HEARING
REQUEST IN THE MATTER OF NEPTUNE TOWNSHIP V. NEW JERSEY
DEPARTMENT OF ENVIRONMENTAL PROTECTION, COUNTY OF MONMOUTH
AND STATE OF NEW JERSEY

WHEREAS, the Department of Environmental Protection issued an Administrative Order and Notice of Civil Administrative Penalty Assessment (“AONCAPA”) on November 18, 2014 against Neptune Township for violations of the Water Pollution Control Act, N.J.S.A. 58:10A-1 et seq., and regulations promulgated pursuant to N.J.A.C. 7:14A-1 et seq., with regard to an unpermitted discharge of sewage in front of Jersey Shore University Medical Center on August 5, 2014 and August 11, 2014; and

WHEREAS, Neptune Township addressed the aforesaid issues arising from said violation with Jersey Shore University Medical Center, and requested an Adjudicatory Hearing in order to contest the Department of Environmental Protection’s “AONCAPA” and was able to get Jersey Shore University Medical Center to install a “Muffin Monster” on one of its lines in 2016, which allowed for the discontinuance of unpermitted discharges; participated in Alternative Dispute Resolution (ADR) in September of 2019 and in the interest of resolving all claims and violations has agreed to pay, subject to this Resolution, a fine of \$15,000.00.

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 a Settlement Agreement, a true copy of which is attached hereto as Exhibit A, for payment in the amount of \$15,000.00 towards the Department of Environmental Protection’s violation concerning unpermitted sewage discharges from Jersey Shore University Medical Center; and,

BE IT FURTHER RESOLVED, that this settlement authorization is made without any admission of guilt, and authorizes the Mayor and Clerk to execute the attached Settlement Agreement and forward the same to the State of New Jersey, Department of Environmental Protection; and,

BE IT FURTHER RESOLVED, that the Chief Financial Officer hereby certifies the availability of funds, a true copy of which is available in the Clerk’s Office of the Township of Neptune, under Line Item “Sewer Utility Operating.”; and,

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

CERTIFICATION
HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
NEPTUNE ON May 18, 2020



Richard J. Cuttrell, Municipal Clerk



State of New Jersey

DEPARTMENT OF ENVIRONMENTAL PROTECTION
OFFICE OF DISPUTE RESOLUTION

P.O. BOX 402, MAIL CODE 401-07, TRENTON, NEW JERSEY 08625-0402

PHILIP D. MURPHY
Governor

CATHERINE R. McCABE
Acting Commissioner

SHEILA Y. OLIVER
Lt. Governor

RAY PAPPERMAN
Director

Prepared by: Linda Taylor

IN THE MATTER OF : NJDEP PROGRAM INTEREST #
NEPTUNE TOWNSHIP : 160967
V. : STIPULATION OF SETTLEMENT
NEW JERSEY DEPARTMENT OF : AND
ENVIRONMENTAL PROTECTION : WITHDRAWAL OF HEARING REQUEST
NEA 200001-160967 :

The following Settlement Agreement and Withdrawal of Hearing Request is entered into pursuant to the authority vested in the Commissioner of the New Jersey Department of Environmental Protection (hereinafter "Department") by N.J.S.A. 13:1D-1 et seq., and the New Jersey Water Pollution Control Act (hereinafter the "Act"), N.J.S.A. 58:10A-1 et seq. and the New Jersey Pollutant Discharge Elimination System regulations, N.J.A.C. 7:14A-1 et seq., and duly delegated to the Bureau Chief of the Central Bureau of Water Compliance and Enforcement, pursuant to N.J.S.A. 13:1B-4.

WHEREAS, Neptune Township owns and/or operates a wastewater collection system (hereinafter the "system") in Neptune Township, Monmouth county, New Jersey; and

WHEREAS, Jersey Shore University Medical Center (hereinafter "JSUMC") discharges wastewater to a portion of the system adjacent to and in State Highway Route 33 West; and

WHEREAS, from February 26, 2005 through November 22, 2012 Neptune Township Contacted the Department's Hotline eight times to report unpermitted discharges of raw sewage from manholes into which JSUMC discharges due to a blockage; and

WHEREAS, on July 29, 2009, an inspection report from the Department required increased inspection /maintenance in the area of JSUMC; and

WHEREAS, by letter dated December 28, 2009, Neptune Township responded to the aforementioned report stating that the inspections/maintenance are performed three times

per week. Also, a meeting was held on September 8, 2009 between Neptune Township and JSUMC staff to address the situation; and

WHEREAS, on May 6, 2010 an inspection of a manhole in front of JSUMC noted that the inlet was almost entirely clogged; and

WHEREAS, by letter dated July 9, 2010 Neptune Township responded to the aforementioned report stating that the inspections/maintenance are performed at least three times per week and discussions were ongoing regarding the situation; and

WHEREAS, on June 16, 2011 an inspection report from the Department requested an update of the situation. No update with a significant change in the status of the situation was provided by Neptune Township; and

WHEREAS, on August 5, 2014 and August 11, 2014, Neptune Township contacted the Department's Hotline to report unpermitted discharges of raw sewage from manholes into which JSUMC discharges due to blockages; and

WHEREAS, on September 2, 2014, a Notice of Violation ("NOV") was issued to Neptune Township for the unpermitted discharge of sewage from a manhole in front of JSUMC on August 5, 2014 and August 11, 2014 to the surface waters of the State; and

WHEREAS, the Department determined that Neptune Township violated the Water Pollution Control Act, N.J.S.A. 58:10A-1 et seq. and the regulations promulgated pursuant thereto, N.J.A.C. 7:14A-2.1(d); and

WHEREAS, on November 18, 2014, the Department issued an Administrative Order and Notice of Civil Administrative Penalty Assessment ("AONOCAPA") to Neptune Township for violations of the Water Pollution Control Act, N.J.S.A. 58:10A-1 et seq. and the regulation promulgated pursuant thereto, N.J.A.C. 7:14A-1 et seq.; and

WHEREAS, on December 11, 2014, Neptune Township requested an Adjudicatory Hearing in order to contest the Department's AONOCAPA; and

WHEREAS, in 2016, JSUMC installed a "Muffin Monster" on one of its lines and the unpermitted discharges ceased. The Department determined that Neptune Township had achieved compliance; and

WHEREAS, on July 19, 2019, the Department requested Alternate Dispute Resolution (ADR); and

WHEREAS, on September 17, 2019, Neptune Township agreed to participate in ADR; and

WHEREAS, on October 28, 2019 and subsequent dates, the Department and Neptune Township

participated in mediation discussions; and

THEREFORE, in the interest of resolving this matter, the Department and Neptune Township agree to settle this matter in accordance with the following terms:

1. Neptune Township agrees to pay \$15,000.00 to resolve all claims and violations alleged in the AONOCAPA dated November 18, 2014. Payment shall be made as instructed on the enclosed invoice.
2. Neither the entry into this Agreement nor the payment of the settlement amount shall constitute an admission of liability by Neptune Township for any of the alleged violations listed in the AONOCAPA.
3. By execution of this Agreement Neptune Township hereby withdraws with prejudice it's request for an administrative hearing before the Office of Administrative Law with respect to the enforcement action(s) which have been issued and which are listed above.
4. If Neptune Township fails to make the payment in Paragraph 1 in accordance with the terms and conditions of this Agreement, then the total original penalty amount of \$30,000.00 assessed in the AONOCAPA (EA ID # PEA 140002-160967) issued on November 18, 2014, minus amounts paid, shall be immediately due and owing, having the full effect of a Final Department Order, along with costs and interest calculated pursuant to N.J. Court Rule 4:42. The Department may bring a summary action in the Superior Court to collect such penalty pursuant to R.4:67-6, R.4:70 or file this Agreement as a judgement under the Penalty Enforcement Law, N.J.S.A. 2A:58-1 et seq.

GENERAL PROVISIONS

5. This Agreement represents the complete and integrated agreement of, and shall be binding upon, and/or inure to the benefit of, the State of New Jersey, the Department, and their divisions, agencies, and respective successors, and Neptune Township and their respective responsible corporate officials, agents, successors, assignees, and any trustee in bankruptcy or receiver appointed pursuant to a proceeding in law or equity.
6. This Agreement shall not relieve Neptune Township from obtaining and complying with all applicable federal, state, and local permits, as well as all applicable statutes, codes, rules, regulations, and orders, including but not limited to the statutes and regulations cited herein.
7. Nothing in this Agreement shall preclude the Department from taking enforcement action against Neptune Township for violations not set forth in this Agreement.
8. No obligations under this Agreement or penalties imposed by this Agreement are intended to constitute a debt or debts that may be limited or discharged in a bankruptcy proceeding.

All obligations and penalties are imposed pursuant to the police powers of the State of New Jersey for the enforcement of the law and the protection of public health, safety, welfare, and the environment.

9. Nothing in this Agreement shall preclude the Department from taking immediate action or seeking injunctive relief to protect the public health, safety, welfare and/or environment.
10. The Signatories hereby agree to comply with this Agreement which shall be fully enforceable as a final agency order in the Superior Court of New Jersey, including under N.J. Court Rules 4:67 and 4:70. The Signatories agree not to contest the terms or conditions of this Agreement in any action to enforce its provisions.
11. No modification or waiver of this Agreement shall be valid except as authorized in writing signed by the Signatories or their authorized representatives.
12. Nothing contained in this Agreement restricts the ability of the Department to raise the facts identified above in any other proceeding.
13. This Agreement shall be governed and interpreted under the laws of the State of New Jersey.
14. This Agreement shall be effective upon execution by both parties.
15. The Signatories below warrant that they are authorized to sign this Agreement and bind themselves, their successors, assignees, and/or trustees to comply with the terms and provisions of this Agreement.

SIGNATORIES ON NEXT PAGE

TOWNSHIP OF NEPTUNE

DATED: _____

BY: _____

NAME: _____

TITLE: _____

By this signature, I certify that I have full authority to execute this document on behalf of Township of Middletown Sewerage Authority (TOMSA)

NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION

DATED: _____

BY: _____

NAME: _____

TITLE: _____

By this signature, I certify that I have full authority to execute this document on behalf of NJDEP.

RESOLUTION #20-189 - 5/18/20

CONFIRM EMPLOYMENT OF TEMPORARY EMERGENCY MEDICAL TECHNICIANS
AND OFFICE OF EMERGENCY MANAGEMENT PERSONNEL TO FULFILL EMERGENT
NEEDS AS AUTHORIZED BY THE DECLARATION OF EMERGENCY IN THE
TOWNSHIP OF NEPTUNE

WHEREAS, on March 16, 2020, and updated on April 6, 2020, the Mayor of the Township of Neptune and the Neptune Township Emergency Management Coordinator executed and issued a Declaration of Emergency in the Township of Neptune as a result of the COVID-19 public health emergency; and,

WHEREAS, the Declaration of Emergency contains measures to be taken to insure order and to protect the health of all persons affected by this emergency including the granting of authorization to the Township Administrator, in consultation with the Emergency Management Coordinator, to hire part time employees to fulfill emergent needs; and,

WHEREAS, the Township Administrator and Emergency Management Coordinator took such action to employ part time Emergency Medical Technicians and Office of Emergency Management personnel; and,

WHEREAS, funds for this purpose are available in various line items in the 2020 municipal budget and the Chief Financial Officer has so certified in writing. The total appropriation is contingent upon the duration of the public health crisis as determined by applicable Executive Orders of the Governor of the State of New Jersey and the local Declaration of Emergency,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the action taken by the Township Administrator and Emergency Management Coordinator to employ the following part time Emergency Medical Technicians and Office of Emergency Management personnel at a hourly rate of \$15.00 be and is hereby confirmed:

James Allen	Debra Latshaw-Adams
Kenneth Sprague	Phillip Beachy
Nicholas Acevedo	Joseph Grabas
Joshua Edwards	Denis McCarthy
Jose Perez-Calderon	Shannon Davis
Robert Balko	Christopher Schiereck

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

CERTIFICATION
HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
NEPTUNE ON May 18, 2020



Richard J. Cuttrell, Municipal Clerk

RESOLUTION #20-190 - 5/18/20

AUTHORIZE HAZARDOUS MATERIAL TRAINING

WHEREAS, on April 17, 2019, the Purchasing Agent requested and received proposals from qualified vendors to provide hazardous material training for Township emergency responders; and,

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

WHEREAS, the Purchasing Agent recommends that award be extended for one year and that the low quote be accepted in accordance with the Open Public Contracts Law; and,

WHEREAS, funds for this purpose will be provided in the 2020 Municipal Budget through a 2020 HMEP Training Grant and the Chief Financial Officer has so certified in writing,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that Federal Resources Supply be and is hereby authorized to provide two day hazardous material training program to Township emergency responders at an amount not to exceed \$19,900.00; and,

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

CERTIFICATION
HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
NEPTUNE ON May 18, 2020



Richard J. Cuttrell, Municipal Clerk

RESOLUTION #20-191 - 5/18/20

AUTHORIZE THE PURCHASE OF RECYCLING CONTAINERS THROUGH THE EDUCATIONAL SERVICES COMMISSION OF NEW JERSEY PURCHASING PROGRAM

WHEREAS, the Public Works Director has requested the purchase of 2,500 custom recycling containers through the Educational Services Commission of New Jersey Purchasing Program; and,

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

WHEREAS, the Educational Services Commission of New Jersey Purchasing Program has awarded Contract ESCNJ 17/18-50 to TMF Corp. for this equipment; and,

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

WHEREAS, the cost to purchase this equipment shall not exceed \$24,625.00; and,

WHEREAS, funds for this purpose are available in the 2020 municipal budget via the Clean Communities grant and the Chief Financial Officer has so certified in writing,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the purchase of 2,500 custom recycling containers for the Public Works Department be and is hereby authorized through the Educational Services Commission of New Jersey Purchasing Program Contract ESCNJ 17/18-50, TMF Corp. at an amount not to exceed \$24,625.00; and,

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

CERTIFICATION
HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
NEPTUNE ON May 18, 2020



Richard J. Cuttrell, Municipal Clerk

RESOLUTION #20-192 - 5/18/20

AUTHORIZE ACCESS SECURITY UPGRADES FOR THE POLICE DEPARTMENT
THROUGH THE EDUCATIONAL SERVICES COMMISSION OF
NEW JERSEY PURCHASING PROGRAM

WHEREAS, the Chief of Police has requested access security upgrades to the Police Department through the Educational Services Commission of New Jersey Purchasing Program; and,

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

WHEREAS, the Educational Services Commission of New Jersey Purchasing Program has awarded Contract ESCNJ 15/16-70 to Open Systems Integrators, Inc. for this equipment; and,

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

WHEREAS, the cost to purchase this equipment shall not exceed \$41,183.00; and,

WHEREAS, funds for this purpose are available in Ordinance No. 18-18 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 access security upgrades to the Police Department be and are hereby authorized through the Educational Services Commission of New Jersey Purchasing Program Contract ESCNJ 15/16-70, Open Systems Integrators, Inc. at an amount not to exceed \$41,183.00; and,

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

CERTIFICATION
HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
NEPTUNE ON May 18, 2020



Richard J. Cuttrell, Municipal Clerk

RESOLUTION #20-193 - 5/18/20

AUTHORIZE THE PURCHASE AND INSTALLATION OF A SUPERVISORY CONTROL AND DATA ACQUISITION SYSTEM FOR SEWER PUMPING STATIONS THROUGH THE NORTH JERSEY WASTEWATER COOPERATIVE PURCHASING SYSTEM

WHEREAS, the Sewer Utility Supervisor has requested the purchase and installation of a Supervisory Control and Data Acquisition (SCADA) system for the eleven (11) sewer pumping stations through the Township through the North Jersey Wastewater Cooperative Purchasing System; and,

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

WHEREAS, the North Jersey Wastewater Cooperative Purchasing System has awarded Contract #B209A to Pumping Services. for this equipment; and,

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

WHEREAS, the cost to purchase this equipment shall not exceed \$64,000.00; and,

WHEREAS, funds for this purpose are available in the 2020 Sewer Utility budget capital outlay and the Chief Financial Officer has so certified in writing,

THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Neptune that the purchase and installation of a Supervisory Control and Data Acquisition (SCADA) system for the eleven (11) sewer pumping stations through the Township be and is hereby authorized through the North Jersey Wastewater Cooperative Purchasing System Contract #B209A, Pumping Services, Inc. at an amount not to exceed \$64,000.00; and,

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

CERTIFICATION
HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
NEPTUNE ON May 18, 2020



Richard J. Cuttrell, Municipal Clerk

RESOLUTION #20-194 - 5/18/20

AUTHORIZE THE PURCHASE OF A STANDBY DIESEL POWER GENERATOR THROUGH
THE SOURCEWELL NATIONAL PURCHASING COOPERATIVE

WHEREAS, the Township Engineer has requested the purchase of a standby diesel power generator at the new Public Works/Office of Emergency Management building utilizing pricing through the Sourcewell National Purchasing Cooperative; and,

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

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

WHEREAS, the Sourcewell National Purchasing Cooperative has a nationally recognized cooperative agreement and has awarded Contract No. 120617-KOH for a Kohler Model 150REOZ14 standby diesel power generator, including accessories, start-up and delivery; and,

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

WHEREAS, the cost of this equipment shall not exceed \$70,000.00; and,

WHEREAS, funds for this purpose are available in Ordinance No. 19-30 and the Chief Financial Officer has so certified in writing,

THEREFORE, BE IT RESOLVED, by the Township of Neptune Committee of the Township of Neptune that the purchase of a Kohler Model 150REOZ14 standby diesel power generator, including accessories, start-up and delivery for the new Public Works/Office of Emergency Management building, be and is hereby authorized through Sourcewell National Purchasing Cooperative Contract No. 120617-KOH at an amount not to exceed \$70,000.00; and,

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

CERTIFICATION
HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
NEPTUNE ON May 18, 2020



Richard J. Cuttrell, Municipal Clerk

RESOLUTION #20-195 - 5/18/20

AMEND TEMPORARY RESTRICTIONS ON TRANSIENT AND SEASONAL GUESTS
IN THE TOWNSHIP OF NEPTUNE

WHEREAS, on April 6, 2020, Neptune Township Emergency Management Coordinator executed an updated Declaration of Emergency in the Township of Neptune as a result of the COVID-19 public health emergency; and,

WHEREAS, the Declaration of Emergency placed temporary restrictions on transient guest and seasonal guests in the Township of Neptune until April 27, 2020; and,

WHEREAS, on April 27, 2020, the Township Committee adopted Resolution #20-171 which extended these restrictions through May 18, 2020; and,

WHEREAS, the Township Committee desires to amend the restrictions as contained in Resolution #20-171,

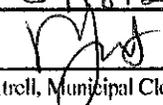
THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby extends the following temporary restrictions on hotels, motels, guest houses and private residences with regard to "seasonal" or "transient" guests as authorized by Resolution #20-171 and Administrative Order 2020-08 issued by the State of New Jersey as follows:

1. Transient guests and seasonal guests, as described below in Paragraph 2, are hereby permitted to stay at any hotel, motel, guest house, or other short term rental property, including within private residences, at an occupancy level not to exceed 50% effective May 19, 2020 through July 2, 2020. Thereafter, from July 3, 2020 through September 7, 2020, occupancy level may not exceed 75%.
2. The term "transient guest or seasonal tenant" shall be any guest of a hotel, motel, guest house, or other short term rental property, staying for less than thirty (30) days, with the exception of (i) individuals housed as a part of State-directed non-congregate shelter initiative, (ii) individuals taking temporary residence supported by Federal, State, or local emergency and/or other housing assistance, or (iii) healthcare or other emergency workers taking temporary residence.

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Emergency Management Coordinator, Chief of Police, Director of Code, Business Administrator, and Township Attorney.

CERTIFICATION

I HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
NEPTUNE ON 5/18/2020


Richard J. Cuttrell, Municipal Clerk

RESOLUTION #20-196 - 5/18/20

APPOINT TOWNSHIP LABOR ATTORNEYS

WHEREAS, on January 1, 2020, the Township Committee appointed Grace, Marmero and Associates, LLP as Township Labor Attorney and authorized execution of an Agreement for the year 2020; and,

WHEREAS, on April 27, 2020, the Township Committee adopted Resolution #20-175 which authorized the Township Attorney to send a thirty (30) day Notice of Termination of Agreement with Grace, Marmero and Associates, LLP; and,

WHEREAS, the Township Committee desires to appoint two Labor Attorneys from the list of firms that responded to the Request for Proposals for Township Labor Attorney for the year 2020; and,

WHEREAS, based on the amount of funds expended in the prior five years for these services, it is estimated that the total appropriation for balance of this contract will be \$85,000.00, said amount subject to unforeseen decreases or increases in litigation and other legal matters. Funds will be provided in the 2020 Municipal Budget in the appropriation entitled Legal Services O.E., and the Chief Financial Officer has so certified in writing,

THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby authorizes the execution of a contract to engage the services of the following firms to serve as Township Labor Attorneys for the balance of the year 2020, effective May 28, 2020, at an hourly rate of \$160.00:

Eric Martin Bernstein to serve in all matters involving the Police Department
Plosia & Cohen to serve in all matters other than the Police Department

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

CERTIFICATION
HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
NEPTUNE ON May 18, 2020



Richard J. Cuttrell, Municipal Clerk

RESOLUTION #20-197 – 5/18/20

CONFIRM TERMINATION OF AGREEMENT WITH POLICE COMMITTEE CONSULTANT

WHEREAS, on January 1, 2020, the Township Committee adopted Resolution #20-16 which appointed Barry Colicelli, On Target Law Enforcement and Security Consultants and Investigations, LLC, as Police Committee Consultant for the year 2020; and,

WHEREAS, the Township executed a Professional Services Agreement outlining the responsibilities, terms and conditions of said appointment; and,

WHEREAS, Section 2.2 of the Agreement states that either party may terminate this Agreement for cause, upon thirty (30) days' notice; and,

WHEREAS, on April 27, 2020, the Township Committee directed the Business Administrator to provide Barry Colicelli, On Target Law Enforcement and Security Consultants and Investigations, LLC, with notice of the Township's intent to terminate the Agreement under the provisions of Section 2.2; and,

WHEREAS, the Business Administrator provided such notice on April 28, 2020,

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Neptune hereby confirms the action of the Business Administrator to issue a Notice of Termination of Agreement on April 28, 2020 to Barry Colicelli, On Target Law Enforcement and Security Consultants and Investigations, LLC, in his capacity as Police Committee Consultant; and,

BE IT FURTHER RESOLVED, that the Professional Services Agreement executed with Barry Colicelli, On Target Law Enforcement and Security Consultants and Investigations, LLC, be is hereby terminated effective May 28, 2020; and,

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

CERTIFICATION
HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
NEPTUNE ON May 18, 2020



Richard J. Cuttrell, Municipal Clerk

RESOLUTION #20-198 – 5/18/20

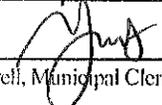
AUTHORIZE THE PAYMENT OF BILLS

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

CURRENT FUND	9,103,168.84
GRANT FUND	65,386.82
TRUST FUND	75,987.79
GENERAL CAPITAL FUND	233,685.67
SEWER OPERATING FUND	1,306,396.45
SEWER CAPITAL FUND	215,437.74
MARINA OPERATING FUND	31,004.82
MARINA CAPITAL FUND	27,982.00
DOG TRUST	13.20
BILL LIST TOTAL	\$11,059,063.33

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

CERTIFICATION
I HEREBY CERTIFY THE ABOVE TO BE A TRUE
COPY OF A RESOLUTION ADOPTED BY THE
TOWNSHIP COMMITTEE OF THE TOWNSHIP OF
NEPTUNE ON 5/18/2020


Richard J. Cuttrel, Municipal Clerk